

Surveyor's
and Clerk's
Fees.

Surveyor aforesaid shall have for his Trouble, in making the Survey aforesaid, and making and returning the Plat aforesaid; and also what Fee or Fees the said Clerk shall have for entering the Proceedings of them the said Commissioners, and the several Services by this Act directed to be done, and transmit the same under their Hands, or the Hands of the major Part of them, to the Justices of *Somerset County-Court*, which Justices are hereby required and impowered to tax and assess the same in the County Levy, which shall be next laid after such Transmission; and that upon the Decease or Resignation of such Clerk, as aforesaid appointed, it shall and may be lawful for the said Commissioners, or the major Part of them, to nominate and appoint a Clerk for the said Town, and so often as Need shall require.

And to the End that the said Town may not be hindred in it's Improvement; either by the Refusal of the Original Proprietor, or Proprietors, of the said One Hundred Acres, to sell any of the Lots therein to be laid out as aforesaid; or under a high and unreasonable Price, by which Means any Person may be prevented from purchasing the same; or by some Disability, or Incapacity, in such Proprietor, or Proprietors, to convey the same;

The Commis-
sioners are to
agree with
the Proprie-
tors as to the
Price of Land

Be it Enacted by the Authority, Advice, and Consent aforesaid, That it shall and may be lawful, to and for the said Commissioners, or the major Part of them, to treat and agree with the Proprietor, or Proprietors, of the said Land, not already taken up, for the Price of the same, at any Time before the Twenty-fifth Day of *March*, next ensuing, and in case they make an Agreement for the Price, with the Proprietor, or Proprietors, that when the Lots shall be laid out, they set a Price on each Lot, not already taken up or purchased, for which the Taker-up shall pay; but in case they cannot agree for the said Ground, that then they, or the major Part of them, are hereby authorized, impowered, and required, Ten Days at the least before the Day on which a Survey, as aforesaid, is directed shall be made, to issue a Warrant under the Hands and Seals of them, or the major Part of them, directed to the Sheriff of the said County, which said Sheriff is hereby authorized and required, upon Receipt of such Warrant, to impanel and summon a Jury of Twelve substantial Freeholders, Inhabitants of the same County, to be and appear before the said Commissioners, or the major Part of them, at the same Town, at a certain Day, being such Day on which the aforesaid Survey shall be made; which Jurors, upon their Oath, to them by such Commissioners, or the major Part of them, to be administered, and who are hereby required and authorized to administer the same, shall enquire what Damages and Recompense ought to be awarded to the said Original Proprietor, or Proprietors of all such Lots as are not taken up, and possessed, by any Person or Persons, other than such Original Proprietor, or Proprietors, of the said One Hundred Acres, and the Payment of such Sum or Sums of Money, or Tobacco, as such Lot or Lots, as shall by the said Jury be adjudged worth, to the Proprietor, or Proprietors, as aforesaid, or a Tender thereof by such Person, or Persons, who shall be willing and desirous to take up such Lot

What is to be
done in case
they cannot
agree.