

County, who is hereby required to serve the same, thereby signifying to such Proprietors or Owners, or his or her Guardian, Husband, or Attorney, that a Warehouse is directed by Act of Assembly to be erected at such a Place, naming it, being his, her, or their Land; and thereby also requiring the said Proprietor or Owner, if they think proper, to be and appear before them on a certain Day therein to be mentioned, which shall not, in Point of Time, exceed ten Days, in order to agree with such Proprietor or Owner for the Value of the said Acre or half Acre of Land, as the Case may happen: And if the Proprietor or Owner of said Land should happen to be under Age, Feme Covert, or beyond Seas, then the like Note in Writing shall be made and served on the Guardian, Husband, or known Attorney; and there the Justices aforesaid, in case the Party appears, shall demand if he, she, or they will build a Warehouse and Wharff, and erect Prizes and Cranes at such Place: And in case the Proprietor or Owner, Guardian, Husband, or Attorney, will undertake such Building on the Terms of this Act, and an Agreement shall be made with them to that Purpose by such Justices, or the major Part of them, then such Person, so agreed with as aforesaid, shall have the Preference to any other Person. But in case the Proprietor or Owner, Guardian, Husband, or Attorney, as aforesaid, shall not appear at the Day to be appointed, and notified to them as aforesaid, or, upon appearing, will not agree to build as aforesaid, that then the Justices as aforesaid may agree with any other Person who will undertake to build a Warehouse, Wharff, and other Conveniences as aforesaid at such Place. And in case the Justices as aforesaid do or shall enter into an Agreement either with the Proprietor or Owner, Guardian, Husband, or Attorney, as aforesaid, or with any other Person that will undertake the Building aforesaid, the said Justices shall take Bond in the Penalty of two hundred Pounds, conditioned to build a Warehouse, Wharff, and other Conveniences, at such Place, according to such Agreement; which said Bond shall be taken in the Name of the presiding Justice of the County, and his Successor or Successors, and shall be recorded by the County Clerk: And in case of Loss of the original Bond, a Copy thereof, attested by the Clerk, shall be as good Evidence as the Original, and an Action may be brought and maintained on such Copy; nor shall such Action abate by the Death of any presiding Justice, in whole Name it may be sued; and in case the Proprietor or Owner, Guardian, Husband, or other Person, will not build such Warehouse, Wharff, and other Conveniences, then the Justices as aforesaid shall agree, on the best Terms they can, with a proper Workman or Workmen to build such House, Wharff, and other Conveniences, at the most reasonable Price, and to have the same Building done so especially as to receive Tobacco by the first Day of *April*, in the Year One thousand seven hundred and forty-nine.

*And be it Enacted*, That in case the Proprietor or Owner, Guardian, Husband, or Attorney, as aforesaid, will not build on such Lands as aforesaid, that then and in such Case the Justices as aforesaid proceed to set a Value, in Current Money, on the Acre or half Acre of Land, as the Case shall be; and whatever Value the said Justices shall so set on the same, it shall be paid in Manner following; that is to say, If any other than the Proprietor or Owner shall undertake the said Building, and other Conveniences, then such Undertaker shall pay to the Proprietor or Owner the Sum so set by the Justices as aforesaid for the said Land; and from and after such Payment, such Undertaker upon Building as aforesaid, shall have an absolute Estate in Fee Simple, in said Acre or half Acre of Land, as the Case shall be. And in case the Proprietor or Owner of such Land, the Guardian, Husband, or Attorney, aforesaid, will not build as aforesaid, nor that any other Person will undertake the doing thereof, on the Terms of this Act, that then and in such Case the Justices as aforesaid shall, without Delay, agree with some Workman, or Workmen, to build as aforesaid: And then such Justices, or the major Part of them, are hereby required and obliged to apply, by their Order or Orders in Writing, to the Commissioners or Trustees for emitting Bills of Credit, established by Act of Assembly, at the City of *Annapolis*, for so much Money in Bills of Credit, as will pay for the Land valued, or to be valued by them; as also for such further or other Sum or Sums of Money, as will com-

Lands to be valued and sold, where the Owner refuses to build.