

C H A P.
XXXIV.the Bill of
Costs, than of
Three Wit-
nesses, to the
Proof of any
particular
Fact, &c.
except in
Land Affairs.

only to inhanse the Coſts, to the great Burthen and Oppreſſion of the Party; who by the Judgment of the Court in ſuch Cauſe, is awarded to pay the Coſts of ſuch Suit: For Prevention whereof, for the future, **Be it Enacted,** That in any Action or Actions, already commenced, or hereafter to be commenced, there ſhall not be allowed the Charge of more than Three Witneſſes to the Proof of any one particular Matter of Fact, unleſs where Boundaries of Land ſhall come in Queſtion, in which Caſe it ſhall be in the Diſcretion of the Court, where ſuch Cauſe ſhall be tried, to allow a greater Number; nor ſhall there be allowed the Charge of any other Witneſs or Witneſſes, who ſhall appear to the Court to have been unneceſſarily ſummoned.

Witneſſes re-
ſiding in o-
ther Coun-
ties, ſhall be
allowed itine-
rant Charges
at the Rate of
40^ſ Tobac-
co per Day
in the Coun-
ty Court;

VII. **And be it further Enacted,** That where any Perſon ſhall be ſummoned to attend as a Witneſs, to Teſtify at any County Court within this Province, who ſhall at the ſame Time reſide in a different County than that where ſuch Court ſhall be held, to which he or ſhe ſhall be ſummoned to attend to give his or her Evidence, that it ſhall and may be lawful in ſuch Caſe, for the Juſtices of the ſame County, to allow to ſuch Witneſs for ſo many Days itinerant Charges as the ſaid Juſtices ſhall think reaſonable, at the Rate of Forty Pounds of Tobacco per Day, over and beſides the Time that ſuch Witneſs ſhall attend ſuch Court, to which he or ſhe ſhall be ſummoned to give Evidence.

All which
may be diſ-
charged in
Money at
12/6 per
Cent.

VIII. **Provided always, and be it further Enacted,** That it ſhall and may be lawful for the ſeveral and reſpective Inhabitants, and Suitors, to pay and diſcharge the ſaid ſeveral and reſpective Quantities of Tobacco, in Gold and Silver, in the ſame Manner as they are enabled to pay and diſcharge the Public and County Levy.

The Act of
1760, ch. 16,
repealed.

IX. **And be it further Enacted,** That an Act of Aſſembly of this Province, made at a Seſſion of Aſſembly begun and held at the City of *Annapolis*, on the Twenty-fixth Day of *September*, Anno Domini Seventeen Hundred and Sixty; entitled, *An Act for increaſing the Allowance of Grand and Petit Jurors, who ſhall attend the Provincial Court, to limit Coſts with reſpect to Witneſſes, and granting them an Allowance for itinerant Charges,* be, and is hereby Repealed:

Duration.

X. This Act to continue Three Years, and to the End of the next Seſſion of Aſſembly which ſhall happen after the Expiration of the ſaid Three Years:

C H A P. XXXV.

An ACT to confirm a Leaſe made by *Thomas Harrifon* of *Baltimore* County, for Part of a Lot of Land therein mentioned, lying in *Baltimore-Town*, in ſaid County, to the Commiſſioners of the ſaid Town, and their Succeſſors, and to eſtabliſh a Market in the ſaid Town, and for the Regulation of the ſaid Market.

Preamble.

WHEREAS it has been repreſented to this General Aſſembly, that the Inhabitants of the ſaid Town have obtained a Leaſe from a certain *Thomas Harrifon*, to *William Lyon*, *Nicholas Ruxton Gay*, *John Moale*, and *Andrew Buchanan*, to, and in the Name of, a Majority of the Commiſſioners of the ſaid Town, bearing Date the Fourth Day of *June*, Seventeen Hundred and Sixty-three, for Part of a Lot of Land in the ſaid Town, diſtinguiſhed in the Plat thereof by the Number *Seventy-One*, for and during the Term of Ninety-nine Years, under the yearly Rent of Eight Pounds Sterling Money, with a Covenant therein contained, on the Part of the ſaid *Thomas Harrifon*, for the Renewment of the ſaid Leaſe, at the Expiration of the ſaid Term