

Shall be laid down in the Law for the Commissioners To act by or not — It is carried in the negative by the Majority of Votes — Resolved that in Case any of the Commissioners shall dye, be interested or Related to either party Contending there, then the Commissioners or Commissioners Surviving not Interested or Related to either party (with the approbation of the parties Contending) make Choice of another person or persons wanting to supply the room of such Commissioner or Commissioners so dyed or interested or Related — But in Case the parties Contending cannot or will not agree to the Choice of such other person as aforesaid the Surviving not Interested or Related Commissioners or Commissioners him or themselves be Empowered to make the Choice — Ordered that a Message be prepared as follows Viz

By the Lower house of Assembly — October the 17th 1720 —
May it Please your Hon^{rs} This house having Considered the Act for ascertaining the bounds of Land within this Province — Are come to the following Resolution thereon, for the Amendment of that Law Viz

That the number of Commissioners on the first View be five, each of them a freeholder, to be elected by the Majority of the freeholders in each County on the Second day of next November next and so every year successively, who upon a Representation of such their Election from the Sheriff are to be Commissioned by the Governour for the time being — That appeals be granted and that three persons in each County be elected in manner aforesaid at the time aforesaid when the other Commissioners are elected, who are to be Commissioned as above and to receive all such Appeals as upon Notice given them by the party appealing at the next County Court after the Determination of the first View, shall come before them, and upon such Notice given them to appoint a Time (not less than three weeks afterwards to meet on the Lands in Dispute, and then to give due Notice thereof to all persons concerned, at which time so to be appointed they may proceed to hear and Determine the Dispute and give Judgment thereon — which Judgment shall be final. That the Sheriff give publick notice of the Elections as usual in electing Delegates Ex Officio — That every Commissioner accepting of the Commission and qualifying himself as a Commissioner and shall afterwards refuse to give his Attendance as a Commissioner on any Dispute that shall be proposed before him, shall be fined five hundred pounds of Tobacco to the use of the free schools in the severall Counties unless reasonable Cause be shown to the contrary to be allowed by the Commissioners — That reasonable Expences to this Assembly be Allowed by a Claim to be added to the bill, by giving them the Benefit of the appeal here provided — That each Comissioner on both Commissions be allowed one hundred pounds of Tobacco for every Day they shall attend on the Land in Dispute — That not of the Commissioners who have been formerly Commissioners on the first Survey be Commissioners on the appeal — That in Case any of the Commissioners shall dye or come to the Continuance of their Commission, or be interested in the Dispute or Related to the Contending party — That then the Commissioners or Comissioners so Surviving not Interested or Related with the approbation of the parties concerned, may make Choice of some other persons to supply such vacancy, but in Case the Contending parties will not Agree or cannot agree to the Choice of such other persons as aforesaid — That then such Comissioners or Commissioners qualified as aforesaid shall be Empowered to make the Choice

Signed by Order —
Wm: J. J. Esq: Sec: ho: —

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