

ARCHIVES OF MARYLAND

PROCEEDINGS AND ACTS

OF THE

GENERAL ASSEMBLY OF MARYLAND

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Liber P R or instrument by w^{ch} the right passeth be acknowledged before some person authorised, & recorded in, or certified to the office of that County Court afore the next ordinary Court day following. This Act to endure for three yeares from this present day

15 An Act ordeining punishm^t for certaine greater Capitall offences

All offences of Treason by the Statute of 25 Edw: 3. ca: 2 done within this Province, shalbe punished as Treason vseth to be in England.

All offences of willfull murther by the Law of England shalbe punished as willfull murther vseth to be in England.

All offences of conspiring the death or destruction, or of attempting any premeditate violence against the person of the Lord Proprietary of this Province, or (in his absence) of his Lieutenant Generall, or of holding any private intelligence with a declared enemy of the Province (by way of practise & conspiracy against the Lord Proprietary, or (in his absence) against his Leiuten^t Generall; or of rising in armes or mutinie against the Lord Proprietary, or (in his absence) against his Lieutenant Generall) or of being accessary to any the offences aforesaid, shalbe punished by paines of death, and forfeiture of all the offenders, lands, goods, and chattels to the Lord Proprietary. This Act to endure for three yeares from this present day.

16 An Act for the punishm^t of certaine lesse capitall offences

These following shalbe adiudged capitall offences within this Province, that is to say, all offences of homicide, pyracie, robbery, burglary, sacriledge, sodomy, sorcery, rape & larceny, to be determined by the Judge as neare as may be to the Lawes of England. Likewise all offences of willfull burning or destroying a house or stack of tobacco, corne, or hay of another mans, or of cutting or plucking out willfully anothers eies or tongue.

And the offender (whether principall or accessary afore the offence committed) in any of these, shall or may be iudged to suffer pains of death, or of burning in the hand or losse of member, and to lose all his or her lands for life, goods or chattels, dignity, or office, or may be outlawed, exiled, imprisoned during life, or adiudged to serve the Lord Proprietary & his assignes for the terme of seven or lesse yeares (except he be a gentleman) or may be any otherwise corporally corrected or

putt to shame, as the Court shall think the crime to deserve. Liber P R
This Act to endure for three yeares from this present day.

17 An Act for punishm^t of some Offences not Capitall.

Any person striking any Officer, Juror, or witsnesse in presence of the Court, or striking any other person with a drawen weapon in presence of the Court, or striking any Magistrate or highe Sheriff of a County in or for the doing of his office, or counterfeiting the hand or signe manuell, or any of the Seales of the Lord Proprietary, and using such counterfeit hand or seale within his Lo^{pps} iurisdiction to the preiudice of another, or willfully falsifying corrupting or embesilling of a record or giving false wites upon oath in Court, or perswading or hiring another to give such false wites; may be iudged to lose his, or her right hand, or to be burned in the hand, or to any other corporall shame or correction (not extending to life) or be fined, as the Court shall think fitt. This Act to endure for three yeares from this present day.

18 An Act for the punishment of drunkennesse

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Every one convicted of being drunk (to be determined by the Judge) by or before any sworne Judge by view of the Judge, confession of the partie or testimony of two sworne witnesses, shall forfeite one hundred weight of tobacco toward the building of a prison or such other publique use as the Lord Proprietary or his Lieutent Generall shall think good. Or if the offender be a servant and have not wherewith to satisfie the fine, he shalbe imprisoned, or sett in the stocks, or bilboes fasting for foure & twenty houres. This Act to endure for three yeares from this present day.

19. An Act for the punishment of swearing.

Every one convicted of prophane cursing or swearing (to be determined by the Judge) by or before any sworne Judge, by hearing of the Judge, confession of the party, or testimony of two sworne witnesses shall forfeit five pound of tobacco to be employed to the building of a prison, or some other publique vse. This Act to endure for three yeares from this day.

20 An Act appointing a fee for Sergeants of the trained band.

The Sergeant of the trained band in every hundred shall have foure pound of tobacco upon every head in the hundred