

ARCHIVES OF MARYLAND

PROCEEDINGS AND ACTS

OF THE

GENERAL ASSEMBLY OF MARYLAND

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Liber P R & diligence, needfull to such corne or tobacco to bring it in case to be payable, and putt it to the accompt of the owner. And after allowance of it by the Judge, shall have such accompt defrayed out of the corne or tobacco, afore it be applied to any other vse.

And the Sheriff or his deputy upon demand (of any partie interested) to serve or exequite any exequution vpon any corne husked, or tobacco struck in cask, shall measure the corne by it selfe, & view & weighe the tobacco in the presence of two sworne men (to w^{ch} purpose, & likewise in all appraisements to be done by or before him he shall have authority to administer an oath to such persons) And with their advice & approbation of the soundnes of it, shall mark it with a broad arrow, to signifie the seisure of it and with some further speciall mark to signifie to whose use it was so seised. After w^{ch} time it shall remaine to all intents & purposes, as the proper goods of such partie or parties to whose use it was so seised.

And the Sheriff having any writt delivered to him of attachment or exequution upon any goods or chattells, and the goods or chattells named & declared to him whereon he may lay the same, shall lay or cause it to be laid without delay, vpon paine of recompence to the partie greived. And if there be two or more writts in his hand at one time unserved, he shalbe bound (vpon like paine) to serve them in the order as the writts are dated. This Act to endure for three yeares from this present day.

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24 An Act for an Expedition against the Indians.

It shalbe lawfull to the Lieutenant Generall or other Captaine or Captaines by or under him authorised, to make an expedition ags^t the Sesquihanoughs, or other Indians as have committed the late outrages vpon the English, at such time & in such manner as he or they shall think fitt: and to take out of every County or hundred, within the Province the third man able to beare armes, such as he or they shall think fitt; to goe vpon the said Expedition. (except that the Leiuten^t Generall and his apprentices are not to be reckond in any hundred to any purpose of this Act.) Every of w^{ch} said men so leviabie vpon every hundred, shalbe (at the charge of the hundred) furnished & provided with one fixed gonne, two pound of powder, eight pound of pistoll or bullett shott, one sword, and two months provision of victualls, and shalbe transported to & from the expedition with vessells & all necessaries at the like charge of the hundred.

And if any further supply of victualls be needfull to be raised afterwards during the expedition, the Comanders may

raise it as they shall see need & charge it vpon the hundred defective, w^{ch} shall charge it vpon the ffreemen of the hundred in the same manner & after the same proportion as the other charge was assessed & contributed to by the hundred. Liber P R

And the ffreemen of every severall County or hundred, shall assemble at certaine time & place after the end of this Assembly to be before appointed in every hundred by the Lieuten^t Generall. And the persons then and there assembled (or the maiōr part of them) shall have power to asseesse vpon all inhabitants of the hundred, what charge & proportion of men, vessells, armes, ammunitiō, provisions, tobacco or other necessaries to the service, each inhabitant of the hundred shall contribute or beare toward the finding of the Souldiers & other necessaries leviabie vpon that hundred. And if any so assessed shall refuse to contribute or beare the thing or somme assessed vpon him or her it shalbe levied vpon the refuser by distresse & sale of any his or her goods or chattells.

And every housekeeper shalbe liable for all persons soiorn- ing or abiding within his or her family. And if such persons be freemen the housekeeper charged in their behalfe, may putt it to the accompt of such freemen, & recover it by action of debt. And if such persons be apprentices hired of or belong- ing to some other person, the housekeeper so charged in their behalfe, may putt it to the accompt of the master or dame whose the apprentice is. And where it is vncertaine to what family or hundred any one doth belong, he shalbe charged to that family, wherein he had his last abiding at or afore the time of the assessm^t.

Provided that where any parties are aggreived with any assessm^t made by verture of this Act, the Lieutenant Generall and Counsell, if it be in the County of S^t Maries, and the Comander & Commissioners of Kent if it be in that County, shall have power to rectifie the greivance, according to æquity & the true intent of this Act.

And if any thing be remaining in stock after the Expedition finished, it shalbe returned to the Counties proportionably, and from the Counties to every hundred, and from the hundred to particular persons, proportionably to their charge.

And all perquisites and benefitts arising, growing, or acquired from enemies prosequuted by this Expedition, by any treaty, present, or composition for peace or Satisfaction for iniuries done, shalbe to the vse & accompt of the Province; and vpon demand (in the Provinciall Court) of any freemen (in the name & behalfe of [the Pro]vince) of any partie or parties possessed of such perquisites or benefitts [such partie] or parties so possessed shalbe liable to accompt & restitution and the per- quis[ites] so acquired shalbe distributed proportionably to the

Liber P R Counties, and from each Coun[ty to] every hundred, and from thence to particular persons, according to the proportion [of] their charge to the ~~the~~ expedition; vntill the said charge be fully satisfied & recompenced.

p. 28 25 An Act providing some things for the better Safety
of the Colony.

Whensoever the necessary defence of the Province or any part thereof against the assault or invasion of the Indians or other enemies shall require it, it shalbe lawfull for the Lord Proprietary or his Lieutenant Generall, to presse or take any vessells, men, provisions, armes ammunition or other things necessary for defence, at the most vsuall rates of the country at that time, and the price or hire thereof to charge vpon the inhabitants of the Province in such manner & according to such proportions as the said Lieuten! Generall with the advice & assent of the Counsell or the maior part of them then present in the County shall think fitt.

Provided that such charges amount not in one yeare to above foure thousand weight of tobacco in S^t Maries County, nor in Kent to above two thousand weight of tobacco

And if any person pressed to goe vpon any publique Service or expedition by authority of any Law of the Province, receive any corporall harme in such service whereby he shalbe disabled to follow his labour or calling, he shalbe cured, and he his wife & children (if he have any and not otherwise meinteinable) shalbe meinteined till he be able to work, at the charge of the Province or County, in such manner & according to such rates & proportions as the Court shall assesse.

And if any inhabitant be constrained (by publique order) to forsake his house or goods for the assisting of others or for common safety, whereby such house or goods come to spoile or harme, such person so harmed or spoiled, vpon prooffe thereof shall have his spoile or losses repaired by a publique contribution of the whole County, where such case happens, in such manner & according to such proportions as shalbe assessed by the Court. This Act to endure for three yeares from this day.

These Acts were published at S^t Maries vnder the Great Seale, the fifteenth day of September 1642