

ON a bill filed, for the purpose of obtaining partition of land held jointly or in common with an infant residing out of the state, the chancellor, on the complainant's motion, may direct a commission to issue unto 3 persons, such as he shall approve, authorizing them, or any two of them, to go to the infant, and appoint a guardian for the purpose of answering and defending the suit, and authorizing them likewise to take the answer, and return it to the court; and in receiving such answer there may be the same proceedings as if the defendant had been regularly summoned, and had been heard by a guardian appointed by a court.—1797, c. 114, § 5.

P A S S E S.

1, 2, 3. **P**ERSONS intending to depart the province, shall give notice thereof, by setting up their names for three months in the secretary's office, and at the court house door of the county where they reside; and if in the time aforesaid, no person shall underwrite them, then on certificate thereof from the clerk of the provincial court, and clerk of the county, a pass may be granted by the governor, keeper of the great seal, or secretary, and the secretary's fee for signing the pass shall be 2s. 6d. and the clerks of the provincial and county courts, 12d. each. But any person necessitated to depart the province on sudden occasion, may have a pass, on giving security to the governor, &c. for the payment of all debts, &c. due or demandable from him, without setting up such notice.—1715, c. 19, § 1.

4. Masters of ships, or other persons, conveying by land or water, out of this province, any person indebted, without such pass, shall be liable to satisfy all his debts, engagements, &c. to the persons to whom they shall be due, unless otherwise satisfied, or unless such transporter, &c. procure such person to return within a month, so as to be liable to justice here.—*ibid.* § 2.

5. Persons conveying or transporting over Susquehanna river, or any part of the Bay above the north side of *Sassafras* river, on the eastern shore; or over *Patowmack*, or *Pocomoke* rivers, in *Virginia*, any persons without such pass as aforesaid, or a certificate under the hands of two county justices, and the county seal thereto, that the travelling persons are free men, and clear from engagements impeding their travelling, shall be answerable to the creditors, masters or owners of such persons, for all debts or damages.—*ibid.* § 4.

6. If any person shall travel into or pass through or from this state to any other, without a pass, signed by some member of congress, governor, judge or justice of this state, or of the state of which he is a resident, he shall be liable to be apprehended and carried before some judge