

X. AND, to prevent concealments and embezzlements of the books, papers and evidences of debts due to British subjects, BE IT ENACTED, That no books, papers or evidences of debts due to any British subject, shall be sent out of this state, or delivered by any person who hath the custody thereof to any British subject, or any person for him, and that the factor or other person, who may have in his custody or power the books, papers or other evidences of debts due to any British subject of that part of Great-Britain called Scotland, and also the factor or other person who may have in his custody or power the books, papers or other evidences of debts due to any other British subject, if the said last mentioned factors or others are not connected to this state by having families, and having taken the oath of fidelity and support to this state, shall, and they are hereby required immediately to deliver all the said books, papers and evidences to the treasurer of the respective shore where the same may be, together with his affidavit, that what he so delivers is the whole he hath in his custody or power; and any judge, or justice of the peace, upon information or his own belief, that any such person, who ought to deliver up any such books, papers or evidences, hath in his custody or power any such books, papers or evidences, may issue his warrant against such person, and commit him to gaol, unless he gives security in a reasonable and adequate sum, to deliver within twenty days thereafter, all such books, papers and evidences, with his affidavit aforesaid, to the treasurer of the shore where the same may be.

C H A P. XLV. Books, &c. not to be sent out of the state, &c.

XI. AND BE IT ENACTED, That in case any British debtor, whose property, or any part thereof, shall be, by the general assembly applied or appropriated to any particular purpose, shall not have debts due to him sufficient to satisfy the debts due from him to the subjects of this state, the general assembly will, on its being made appear, appropriate and apply other British property for the satisfaction thereof, to the value of such as shall have been so applied or appropriated.

Debts to be satisfied, &c.

XII. AND BE IT ENACTED, That the indemnification of sufferers shall be settled by the general assembly, and if agreed to is not to exceed the value of British property made use of by this state.

Assembly to settle, &c.

XIII. AND BE IT ENACTED, That any gift, grant, sale, devise or conveyance, of any property, made or executed since the nineteenth day of April, seventeen hundred and seventy-five, and before the first day of December, seventeen hundred and seventy-nine, by any person who by this act is declared and adjudged a British subject, to any person or persons whatsoever, with intent and design to cover and protect such property from confiscation, shall be and are hereby declared to be fraudulent, and all conveyances so or otherwise fraudulently made, are hereby declared void in law and equity; and any conveyance, gift, grant, sale or devise, made by any such British subject since the said first day of December, seventeen hundred and seventy-nine, shall be taken to be fraudulent and void in law and equity, unless the same was *bonâ fide* made and executed in pursuance of some contract or agreement made before that day in writing, or for payment of a debt due before that day by the person making such grant, conveyance or sale, to the person receiving the same, and the proof of such subsisting agreement or debt shall lie on the person claiming under such conveyance, grant or sale; and if any such conveyance, grant, sale or devise, shall have been made for the satisfaction of a true precedent debt, at any thing less than three fourths of the real value, the purchaser, grantee or devisee, shall either pay the difference of value, or shall be considered as a mortgagee only for the security of the debt due with interest.

Gifts, &c. void, &c.

XIV. AND BE IT ENACTED, That all British property confiscated in virtue of this act, and not thereby appropriated for the redemption of the bills of credit lately emitted by this state, and for the payment of debts, shall be subject to the disposal of the general assembly.

Property subject to disposal, &c.

C H A P. XLVI.

An ACT relating to the treble tax imposed on nonjurors and absentees.

Passed 2d of Feb. 1781.

Lib. TBH. No. 1. fol. 457.

BE IT ENACTED, by the General Assembly of Maryland, That the treble tax which nonjurors were liable to pay, and which has been heretofore suspended by the several acts of assembly, shall be and is hereby remitted, and the said nonjurors are hereby for ever discharged therefrom; and the treble tax which nonjurors will be liable to pay under the act of this session to raise the supplies for the year one thousand seven hundred and eighty-one, shall be collected from such nonjuror, unless the commissioners of the tax where such nonjuror resides, or where his property is taxed, shall be fully satisfied, and in their judgment and conscience believe, that the neglect of such nonjuror to take the oath or affirmation required by the act for the better security of the government, did not proceed from attachment to Great-Britain, or disaffection to this state or its independence, but from

Treble tax remitted, &c.