

An ACT to raise recruits. Lib. TBH. No. A. fol. 125.

Passed 22d of Jan. 1782.

WHEREAS there is now a deficiency in the line of this state in the continental army, and this general assembly are desirous to keep up the just proportion of troops for this state;

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That twenty thousand pounds current money be raised and appropriated to procure recruits, by voluntary enlistment, for three years or during the war. Money to be raised, &c.

III. AND, to raise the said sum of twenty thousand pounds current money, BE IT ENACTED, That the commissioners to preserve confiscated British property shall, after giving five weeks notice in the Maryland Gazette, the Baltimore Journal and Pennsylvania Gazette, sell at vendue the following property, lately belonging to persons known to this assembly to be British subjects, and therefore confiscated, or otherwise vested in this state, viz. All those houses and lots in Port-Tobacco, in Charles county, late the property of John and James Jamieson, or either of them, or Jamieson and company; a tract of land lying in Charles county, called Simpion's Delight, containing about two hundred and forty acres clear of other lands, lately claimed by a certain Sherborne Stewart, and which is either confiscated property or escheat land; the property of Lloyd Dulany; the property of Alexander Hamilton, in Dorchester county, reserving the property acquired by his marriage with Miss Murray, subject to the direction of the general assembly; the property of the heirs of Anthony Richardson and Samuel Gale, in Talbot county; the property of Thomas Philpot, Philip Key, James Somerville, Henry Riddle, and Dunlap and son, Daniel Steyenson; provided, that if any of the said persons left this state before the formation of the new government shall come into this state before the first day of March next, and shall take his trial for any crimes committed against this state, or any act which may prove his election to become a British subject, or to adhere to the king of Great-Britain, then this legislature doth engage, that the state will repay the value of the property taken by virtue of this act to the person from whom taken, and who shall return and acquit himself as aforesaid; provided also, that the said commissioners shall immediately publish for all creditors of the said persons to deliver in their claims before the day of sale, and shall reserve so much of the property as will fully discharge any debts due, and if sufficient should not be reserved, the state will hereafter satisfy the debts to the amount of the value of the property sold. Property to be sold, &c.

IV. AND BE IT ENACTED, That if any citizen of this, or any of the United States, having title in any land or property by this act directed to be sold, shall put in his claim and shew his title to the same before or at the day of sale, and the commissioners shall think such title and claim well founded, or if any citizen of this, or any of the United States, hath a vested estate tail in any of the said land or property, and shall, on or before the day of sale, make known such claim of estate in tail, or his title thereto, and the commissioners shall think they are well founded, the said commissioners shall and may suspend the sale of such property so claimed until the next session of the general assembly; which sales shall be made upon the following terms: That the purchaser shall, on the day of sale, enter into bond, with good and sufficient security, to this state, in double the sum bid for such property, conditioned for the payment of one third of the purchase money, in gold or silver, to the said commissioners, or to the honourable major-general Smallwood, or his order, within ten days from the day of such purchase, and of one third of the said purchase money, to the persons aforesaid, on or before the tenth day of March next, and the remaining third into the treasury of the western shore, on or before the tenth day of September next, or the purchaser may pay the whole or any part of the purchase money to the commissioner or commissioners attending the sale; and if any purchaser shall neglect to enter into bond as aforesaid, or having entered into such bond shall neglect to make the first payment agreeable to the condition of the said bond, or shall neglect to make the second payment agreeable to the condition of such bond, the sale shall be void, and the money, if any, paid by such purchaser, shall be forfeited to this state; and the commissioners aforesaid shall again sell the property upon the terms of this act; and upon payment of two thirds of the money first due as aforesaid, agreeable to the condition of the bond aforesaid, the commissioners aforesaid shall and may give to such purchaser a deed for the property purchased, and shall deliver him possession thereof, but if such purchaser shall neglect to make the third payment agreeable to the condition of such bond, he shall be liable to pay twenty per cent. interest on the sum by him due; and the treasurer of the western shore may and shall, upon the day of payment being elapsed, put the bond in suit against principal and securities, for the recovery of the sum due thereon and the interest aforesaid; and the property purchased, in whosever hands or possession it may be, shall be liable to be taken by fieri facias to discharge any payment upon such bond. Sale may be suspended, &c.

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