

CH A P.
XXVIII.
Bonds to be
judged, &c.

V. AND BE IT ENACTED, That all bonds taken in virtue of this act shall be lodged with the treasurer of the western shore, and that gold and silver only be received in discharge of the same; and that all money received by the commissioners aforesaid, in consequence of sales made, shall be paid to major-general Smallwood; and any purchaser may, after bond given as aforesaid, pay the whole of the money by him due to major-general Smallwood, or his order; and if the third part of the purchase money, made payable into the treasury, should be paid before the first day of May next, the same shall be by the treasurer paid and delivered to general Smallwood.

Property not to
be sold, &c.

VI. AND BE IT ENACTED, That no property shall be sold by the said commissioners for less than the same was valued at in the last assessment.

Purchasers to
pay the com-
mission, &c.

VII. AND BE IT ENACTED, That the said commissioners shall, as soon as may be, call on all persons who entered into agreements with the late proprietary, or his commissioners, for the purchase of manor lands, and who have not paid the money by them agreed to be paid for such lands, to pay the money due upon such agreements; and, upon payment of such money, the said commissioners for preserving confiscated British property shall and may release and convey the right of this state in the said lands to the person or persons contracting for the purchase of the same, or those who claim under them, which money, if received before the first day of June next, shall be paid to major-general Smallwood.

Interfering
land to be re-
leased, &c.

VIII. AND BE IT ENACTED, That if any of the said tracts of land by this act directed to be sold, should run into any adjoining land, *bona fide* purchased, possessed and held, by any citizen of this state, before the year seventeen hundred and seventy-four, and still held and possessed as aforesaid, such interfering part of such land shall not be affected by the sales to be made as aforesaid by the commissioners, but the commissioners shall and may, on their knowing or being informed of such interference, as soon as may be after the sales aforesaid, adjust and settle the land so interfering, and shall, and may, after such adjustment, at the request of such possessor, release the right of this state in such interfering parts of land to the possessor, as aforesaid, upon his paying, or giving bond agreeable to the terms of this act to pay such price for the said interfering land as the said commissioners shall think just and reasonable, rating such lands by the price of the adjoining land sold, or higher or lower, according to the quality thereof.

Money to be
paid, &c.

IX. AND BE IT ENACTED, That all money received into the treasury for vacant or escheat lands before the first day of May next, shall be by the treasurer, as the same is received, paid to major-general Smallwood, or his order.

Governor, &c.
may sell tobac-
co, &c.

X. AND BE IT ENACTED, That the governor and council are authorized and requested to sell any quantity of tobacco, not exceeding one thousand hogheads, for gold and silver, which may be necessary to make up any deficiency in other means to procure the sum by this act appropriated to the recruiting service, and to equip such recruits as may be raised.

Money to be
received, &c.

XI. AND BE IT ENACTED, That a sum not exceeding twenty thousand pounds current money, raised by means aforesaid, be received by major-general Smallwood, or such person or persons as he shall appoint, to be by him or them applied to raising recruits aforesaid, in such manner as he or they shall judge best for the service, and agreeable to such instructions as he may receive from the general assembly, and an account of the receipts and expenditures of such money shall be by the said major-general Smallwood laid before the next session of the general assembly.

Governor, &c.
to apply for
cloathing, &c.

XII. AND, this general assembly being informed, that a large quantity of cloathing is imported or purchased by congress for the use of the army, and there being a large number of arms due to this state from the congress, BE IT ENACTED, That the governor and council be requested to apply immediately to congress for two thousand five hundred suits of cloaths for the use of the quota of troops of this state now in the field, and for cloathing the recruits procured under this act; and also inform congress of the number of arms due to this state; and to apply to them for three thousand stand of arms for the use of this state.

Lists to be
transmitted,
&c.

XIII. WHEREAS many persons draughted to serve nine months, agreeable to the act to raise recruits, and the act to raise two battalions of militia for reinforcing the continental army, and to complete the number of select militia, have neither rendered their personal service, or obtained substitutes; or been discharged by the lieutenants according to the said acts, BE IT ENACTED, That the lieutenants of the several counties be requested to transmit to major-general Smallwood, on or before the

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