

And in Case the Owner or Owners of the said Land shall neglect to appear, or wilfully refuse to make Sale of the same, or through Nonage, Coverture, Non Sanæ Memoriae, or any other Disability or Impediment whatsoever, be or are disabled to make such Sale as aforesaid, that then the Commissioners aforesaid, or the major Part of them, shall, and are (by Virtue of this Act) impowered and required to issue their Warrant, under their Hands and Seals, to the Sheriff of the said County, requiring him to impanel and return a Jury of the most substantial Free-holders, Inhabitants within the said County, to be and appear before the said Commissioners, at a certain Day and Place by them to be appointed; which Jury, upon their Oath, by the said Commissioners, or the major Part of them, to be administred, shall enquire, assess, and return, what Damages and Recompence they shall think fit to be awarded to the Owner or Owners of the said Sixty Acres of Land, and all Persons therein concern'd, according to their several and respective Interests. Session
Laws
p. 5

And be it further Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That the Commissioners aforesaid, or the major Part of them, on purchasing the Land aforesaid, from the Owner or Owners thereof, or in case of Neglect, Refusal, or Disability, of such Owner or Owners as aforesaid, on making Inquisition by a Jury as is before directed, shall cause the Surveyor of the County aforesaid, for the Time being, to lay out One Acre of the said Sixty Acres, for a Market-Place; and the remaining Fifty Nine Acres, to divide into One Hundred equal Lots, allowing convenient Streets, Lanes, and Alleys, to be first survey'd and stak'd out: And the Lots aforesaid, shall be likewise distinguished by some Posts or Stakes, towards the Streets, Lanes, and Alleys, mark'd N^o 1. 2. 3. and so on to 100. Out of which Lots the Owner of said Land, shall have Liberty to chuse any Two of said Lots; provided he make such Choice within Fifteen Days after such Town shall be so laid out. And after such Choice, the remaining Lots may be taken up by any Person or Persons, inhabiting within the County aforesaid; provided such Person or Persons, shall not be allowed to take up more than One Lot, during the first Four Months after laying out the same. And in case the Inhabitants aforesaid, shall not take up the said Lots within the Time aforesaid, that then any Person or Persons whatsoever, shall and may have free Liberty to take up the same.

And be it further Enacted, That the Damage and Recompence which the Jurors aforesaid shall assess, or the Sum which the Commissioners shall agree for, shall be paid to the Owner or Owners of the said Land, by such Person or Persons as shall take up the said Lots, proportionably to his or their Lot or Lots.

And be it further Enacted, That every Person who shall take up any of the Lots aforesaid, shall be obliged to build thereon, within