or the major part of them were Impowered and required to treat and
agree with the owner or owners person or persons Interested in the
same Sixty acres of Land for the purchase thereof and if they
happen that the said owner or owners person or persons would not
agree with the said Commissioners for such rate or price as they
the said Commissioners or the greater part of them should think
reasonable or should refuse to make Sale of the same or that
through non age coverture or other disability or Impediment
should be disable to make such Sale that then and in Every such
case the Commissioners aforesaid or the major part of them
should and were thereby Impower and required to Issue their
warrant under their hands and Seals Directed to the Sheriff or
Coroner of Frederick County for the time being commanding
him to Summon and Impannell a Jury upon their Oaths to
Inquire and Enquire as aforesaid and return what Damages or recompence they
shou think fitt to be paid or given to such owner or owners
person or persons Interested in the said Sixty acres of Land
as aforesaid but if the said Jury should Assess and value the
said Land at a Less true then Fifty Shillings current money
for Each acre that then and in such case the purchaser or
purchasers of such Land should pay such further Sum over
and above what should be the valuation of the Jury as should
make up the Sum of Fifty Shilling like money as aforesaid
for every acre to be paid to such proprietor or proprietors
as aforesaid as by the said act of Assembly reference being
thereunto had doth more fully and at Large appear
And your petitioner further sheweth that in pursuance
of the said act the said Commissioners or the major part of
them Surveyed and Laid out for the said Town a Parcell of Land
belonging to your petitioner on which stood three dwelling
houses and a store house which your petitioner then rented
for twenty seven pounds Current money and for pounds sterl
annum besides reservation of one of the rooms in the Store
for your petitioners own use and dwelling house or other
and several other Valuable Improvements and propose
to buy the same of your petitioner but he being unwilling
to part from his Land houses and other Improvements absolutely
refused to Sell the same upon which the said Commissioners
issued their warrant to the Coroner of Frederick County agree
able to the said Directions of the act to Summon a Jury
and the said Jury were also agreeable to the directions
of the said act Sworn by the Commissioners to Inquire assess and
return what Damages the said George Gordon and your petitioner
should have as a recompence for their Land houses orchards