

the front of the house and preserve the same, to the end that the said towns may be well shaded from the violence of the sun in the heat of summer and thereby be rendered more healthy.

Passed November 27, 1700. This act is said by Weiss and Brockden, Galloway, Dallas and Smith to be supplied by an Act of 10 Queen Anne, of June 12, 1712, which Dallas more specifically indicates (in a footnote) as his Chapter 186. The latter, our Chapter 185, applies only to Philadelphia, and does not touch upon the subject of the third section of this act.

It does not appear to have been submitted to the consideration of the Crown in 1705 (see Appendix I, Section II), and in the editions of 1714, 1728 and 1742, it is marked "repealed." The minutes of the Assembly are missing from October 27, 1701, to May 24, 1704, and it is probable that this act was repealed by a resolution of the Assembly passed within that period, as was done on October 17, 1701, in the cases of Chapters 76 and 77.

CHAPTER LIV.

AN ACT FOR PREVENTING ACCIDENTS THAT MAY HAPPEN BY FIRE IN THE TOWNS OF BRISTOL (LATELY CALLED BUCKINGHAM), PHILADELPHIA, GERMANTOWN, DARBY, CHESTER, NEWCASTLE AND LEWES WITHIN THIS GOVERNMENT.

[Section I.] Be it enacted by the Proprietary and Governor, by and with the advice and consent of the freemen of this Province and Territories in General Assembly met, and by the authority of the same, That if within ten days after the publication hereof, any person or persons within any of the said towns set on fire their chimneys to cleanse them, or shall suffer them or any of them to be so foul as to take fire and flame out at the top, and be duly convicted thereof, by two credible persons of the neighborhood, before some one justice of the peace, such person or persons shall forfeit for every such offense forty shillings.

And for the further securing of houses and preventing of fire from destroying them in the said towns:

[Section II.] Be it enacted by the authority aforesaid, That every owner or tenant of every dwelling house within the said towns, shall within ten days after the publication hereof provide and keep in or by his or her house a swab, at least twelve or

fourteen feet long, as also two leather buckets at farthest within six months after the publication aforesaid, to be always ready against such accidents of fire, under the penalty of ten shillings for every respective neglect hereof, to be convicted as aforesaid.

[Section III.] And be it further enacted, That if any person shall presume to smoke tobacco in the streets of Philadelphia, either by day or night [he or she] shall forfeit for every such offense twelve pence, all which said fines shall be paid to the respective justices of each town for the use of the town, and are to be employed for buying and providing leather buckets and other instruments and engines against fires, for the public use of each town respectively.

[Section IV.] And be it further enacted by the authority aforesaid, That no person within the said town of Philadelphia, after six months next following the publication hereof, presume to keep in their houses, shops or warehouses more than six pounds of gunpowder at one time, unless it be forty perches distant from any dwelling house, under the penalty of ten pounds for every such offense, to the use aforesaid, to be convicted in manner above expressed.

Passed November 27, 1700; never submitted to the consideration of the Crown, having been supplied by the Act of Assembly, passed October 28, 1701, Chapter 105. See the Act of Assembly, passed October 28, 1701, Chapter 110.

CHAPTER LV.

AN ACT TO EMPOWER THE JUSTICES IN EACH COUNTY TO LAY OUT AND CONFIRM ALL ROADS, EXCEPT THE KING'S HIGHWAYS AND PUBLIC ROADS.

[Section I.] Be it enacted by the Proprietary and Governor, by and with the advice and consent of the freemen of this Province and Territories in General Assembly met, and by the authority of the same, That all the King's highways or public roads within this province or counties annexed, shall be laid out by