

1785.

or his deputies,

Limitation, as to places, of the powers of the measurer.

SECT. VII. *And be it further enacted by the authority aforesaid,* That upon a like complaint, to be made to two of the Justices of the court of Common Pleas for the county of Philadelphia, that any of the deputies of the said officer has misbehaved himself, or neglected his duty, the said two justices shall, in like manner, summon the party complained of, and if they see cause deprive him of the office of deputy-measurer, after which he shall not be qualified to measure any grain or salt bought or sold within this city or port.

SECT. VII. *And be it further enacted by the authority aforesaid,* That nothing in this act contained shall extend, or be construed to extend, to any retailers of corn or salt, in or out of any store or the public market places in this city, township or district aforesaid, nor to entitle the said officer to the reward aforesaid, upon any corn or salt which has been once measured in manner aforesaid, and delivered into any store, warehouse or granary, in the said city, township or district.

Passed 22d September, 1785.—Recorded in Law Book No. III. page 52.

#### CHAPTER MCLXXXIV.

*An ACT to confirm to the trustees of the University of the state of Pennsylvania, divers estates therein enumerated, for the support of the said seminary; and for enabling the board of trustees of the said University to choose a new trustee, in the stead of any of their number, (not being a trustee in right of office or station,) who shall be absent from the meetings of the said corporation during the space six of months. (h)*

SECT. I. WHEREAS, by an act of General Assembly of this commonwealth, entitled "An act to confirm the estates and interests of the college, academy, and charitable school of the city of Philadelphia; and to amend and alter the charters thereof, conformably to the revolution, and to the constitution and government of this commonwealth, and to erect the same into an University," which was enacted on the twenty-seventh day of November, in the year of our Lord, one thousand seven hundred and seventy-nine, it was, for the better enabling the trustees therein named, and thereby appointed, and their successors, to effectuate the pious and praiseworthy designs of the founders, benefactors and contributors of the said seminary of learning, that it should be lawful for the Supreme Executive Council of this state to reserve such and so many of the

(h) See the various acts respecting this institution, passed on the 27th of November, 1779, by which, *inter alia*, the proprietary charter, granted to the college, academy and charitable school of the city of Philadelphia, was annulled, and the estate, &c. of the college vested in the University of Pennsylvania; the 16th of March, 1780, correcting a misnomer in the preceding act; the 6th of March, 1789, repealing so

much of the act of the 27th of November, 1779, as affects the corporate character, or divests the estate of the college, and restoring the same to the former trustees thereof; and the 30th of September, 1791, uniting the University and the college, under the name of the University of Pennsylvania. [Vol. 1, page 474, 502.] (Note to former edition.)

confiscated estates which were then unsold and unappropriated, as to them should seem necessary, in order to create a certain fund for the maintenance of the Provost, Vice-Provost, Masters and Assistants of the same University, and to uphold and preserve the charitable school thereof: *Provided*, that the yearly income of such estates, so reserved and appropriated to the use of the said University, should not exceed the yearly sum of fifteen hundred pounds, computing wheat at the rate of ten shillings per bushel: *And provided also*, That such reservations be, from time to time, laid before the General Assembly of this state, for their approbation and confirmation:

SECT. II. And whereas, since the passing of the same act, the confiscated real estates hereinafter mentioned and described have been severally reserved and appropriated by the Supreme Executive Council, in pursuance thereof, for the purposes aforesaid, and the same estates have been delivered to the said trustees accordingly; that is to say,

A rent charge of thirty bushels of wheat, payable annually to the said trustees, out of a certain tract of land, situate in the Northern-Liberties township, in the county of Philadelphia, bounded by Germantown road, by land of Henry Nagle, and of

, and by Turner's Lane, containing fifty-eight acres and thirty-five perches, granted by the commonwealth, in fee, to John Dunlap, Thomas Lawrence and James Budden, by deed, dated the fourth day of August, one thousand seven hundred and eighty; late the estate of Joseph Griswold.

A rent charge of twelve bushels and eleven twentieth parts of a bushel, (the same into twenty parts to be divided,) payable annually to the said trustees, out of a certain tract of land, situate in the Manor of Moreland, then in the county of Philadelphia, bounded by lands of John Butcher, Jonathan Comley, Joseph Mitchel and Casper Fetter, containing one hundred acres, be the same more or less, granted by the commonwealth, in fee, to Charles Walker, by deed, dated the thirty-first day of July, one thousand seven hundred and eighty; late the estate of Joseph Cromley.

A rent charge of twenty bushels of wheat, to be annually paid to the said trustees, out of a certain messuage or tenement and lot of ground, situate on the north-east corner of Second-street, from Delaware, and Sassafras-street, in the city of Philadelphia, containing in breadth north and south nineteen feet, and in depth one hundred feet, bounded southward by Sassafras-street, eastward by a four feet wide alley, which divides this lot from another lot late of John Parrock, (now granted to Peter Parris,) northward by another messuage and lot, late of the said John Parrock, (now belonging to the trustees of the University of Pennsylvania,) and westward by Second-street aforesaid, together with the use and privilege of the said Alley, granted by the commonwealth, in fee, to Christian Wertz, John Schaffer and Jacob Geiger, by deed, dated the nineteenth day of August, one thousand seven hundred and eighty; late the estate of John Parrock.

A rent charge of twenty-two bushels of wheat, payable annually to the said trustees, out of a certain three story brick messuage,

1785. bake-house, stable and lot of ground, situate on the west side of Front-street, on Delaware, between Sassafras and Mulberry-streets, in the city of Philadelphia, containing in breadth nineteen feet, and in depth one hundred and sixty-two feet and nine inches, bounded southward by ground of Edward Brooks, westward by the back ends of Second-street lots, northward by a messuage and lot of Jonathan Richards, and eastward by Front-street, granted by the commonwealth, in fee, to Francis Lee, by deed, dated the twenty-fifth day of November, one thousand seven hundred and eighty; late the estate of George Knapper.

A rent charge of one hundred and thirty-five bushels and four fifth parts of a bushel, (the same to be divided into five parts,) of wheat, to be annually paid to the said trustees, out of two tracts of land, and the messuages and tenements thereon erected, situate in Lower Merion township, then in the county of Philadelphia; one of them containing three hundred acres, bounded by lands of Margaret Jones, William Lewis, Owen Jones, Benjamin Humphreys, Conrad Schitz, John Robinson, John Righter, and the said Margaret Jones; and the other of them containing seventy-eight acres, be the same more or less, bounded by lands of Owen Jones, William Lewis, and the before mentioned tract; granted by the commonwealth, in fee, to Edward Milner, by deed, dated the sixteenth day of December, one thousand seven hundred and eighty; late the estate of John Roberts.

A rent charge of two bushels and nine twentieth parts of a bushel, (the same into twenty parts to be divided,) of wheat, to be paid annually to the said trustees, out of a lot of land of four acres and forty-eight perches of land, bounded on the south side thereof by Poplar Lane, and by land of John Peters and others, and by Third-street continued, situate in the Northern-Liberties of the city of Philadelphia, granted by the commonwealth to William Coats, esquire, in fee, by deed, dated the thirty-first day of January, one thousand seven hundred and eighty-one; late the estate of Samuel Shoemaker.

A rent charge of thirteen bushels and the half of a bushel of wheat, to be paid annually to the said trustees, out of a tract of land, situate in the Northern-Liberties aforesaid, containing about thirty acres, bounded by land of Henry Ciss, and lands late of Isaac Norris and Thomas Bond, granted by the commonwealth to James Budden, John Dunlap and Thomas Lawrence, in fee, by deed, dated the ; late the estate of Joseph Griswold.

A rent charge of seven bushels and the half of a bushel of wheat, payable annually to the said trustees, out of one moiety or undivided equal half part of a tract of land, situate in Blockley township, in Philadelphia county, containing about forty-seven acres and the half of an acre, bounded by land now or late of Daniel Hibbard and Thomas Paschall, on a small run of water, being a branch of Cobbs creek, granted by the commonwealth, in fee, to James Budden, John Dunlap and Thomas Lawrence, by deed, dated the fourth day of February, one thousand seven hundred and eighty-one; late the estate of Joel Evans.

A rent charge of twenty-four bushels and the half of a bushel of wheat, to be paid annually to the said trustees, out of an house and lot, of the breadth of twenty feet, situate in the said city, on the east side of Second-street from Delaware, between Walnut-street and Spruce-street, extending from Second-street to Dock-street, bounded on the south by ground late of Selwood Griffin, which house and lot were granted by the commonwealth, in fee, to Joseph Deane, by deed, dated the thirty-first day of January, one thousand seven hundred and eighty-one; late the estate of John Henderson.

A rent charge of ten bushels and one fifth part of a bushel, (the same being divided into five parts,) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in the Manor of Moreland, then in the county of Philadelphia, containing one hundred and twenty-six acres and one hundred and fifty-four perches, bounded by lands of Richard Maple, Derrick Krewson, William Tillier and William Roberts, granted by the commonwealth, in fee, to George Benner, by deed, dated the fourth day of February, one thousand seven hundred and eighty-one; late the estate of John Loughborough.

A rent charge of five bushels and seven tenths of a bushel, (the same into ten parts to be divided,) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in Hatfield township, then in the county of Philadelphia, containing one hundred and one acres, bounded by land of Buchamer, Martin Wireman, Thomas Davis, Abijah Wright and Thomas Stiltford, granted by the commonwealth, in fee, to Joseph Deane, by deed, dated the thirty-first day of January, one thousand seven hundred and eighty-one; late the estate of Jonathan Wright.

A rent charge of seven bushels and four tenths of a bushel, (the same into ten parts to be divided,) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in the township of Blockley, in Philadelphia county, containing fifty-six acres, bounded by land late of widow Peters, George, and John Penn, esquire, granted by the commonwealth, in fee, to Joseph Deane, by deed, dated the thirty-first day of January, one thousand seven hundred and eighty-one; late the estate of John Butcher.

A rent charge of five bushels and eleven twentieths of a bushel, (the same into twenty parts to be divided,) of wheat, to be annually paid to the said trustees, out of one acre and forty perches of land, and an house thereon, situate in Germantown, in the county of Philadelphia, bounded on the north-east by the main road, by land of Peter Bochius and Melchoir Meng, granted by the commonwealth to Joseph Deane, in fee, by deed, dated the thirty-first day of January, one thousand seven hundred and eighty-one; late the estate of Holton Jones.

A rent charge of eight bushels and three fortieths of a bushel, (the same into forty parts to be divided,) of wheat, to be paid annually to the said trustees, out of a tenement and lot of ground, of the breadth of fourteen feet and ten inches, and of the length of fifty-one feet, situate on the south side of Sassafras-street, between

1785. Front and Second-streets, from the river Delaware, in the city of Philadelphia, granted by the commonwealth, in fee, to Jonas Phillips, by deed, dated the fifteenth day of March, one thousand seven hundred and eighty-one; late the estate of John Parrock.

A rent charge of fifty-four bushels of wheat, to be annually paid to the said trustees, out of two lots of ground, situate on Frankfort creek, in Oxford township, in the county of Philadelphia; one of them containing sixty-eight acres, bounded by Frankfort creek, land of Robert Harper and of William Ashbridge; and the other containing two hundred and two acres, bounded by Frankfort creek, by land of \_\_\_\_\_, and land of Thomas Pearl, granted by the commonwealth, in fee, to John Eve, by deed, dated the twenty-first day of March, one thousand seven hundred and eighty-one; late the estate of Oswell Eve.

A rent charge of two bushels and eleven twentieth parts of a bushel, (the same into twenty parts to be divided,) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in the township of Hatfield, then in the county of Philadelphia, bounded by lands late of Melchior Yeder, Thomas Stiltford, Abijah Wright and John Yegless, containing fifty acres, granted by the commonwealth to Owen Faries, in fee, by deed, dated the twenty-first day of March, one thousand seven hundred and eighty-one; late the estate of John Wright.

A rent charge of three bushels and one twentieth part of a bushel, (the same into twenty parts to be divided,) of wheat, payable annually to the said trustees, out of a tract of land, situate in the Manor of Moreland, then in the county of Philadelphia, bounded by land late of Albertson Walton, John Blackford, Detrick Krewson and William Tyllier, containing thirty-three acres and the half of an acre, granted by the commonwealth, in fee, to James Vansant, by deed, dated the twenty-first day of March, one thousand seven hundred and eighty-one; late the estate of John Burke.

A rent charge of ten bushels of wheat, payable annually to the said trustees, out of an house and lot, situate on the west side of Front-street from the Delaware, between Mulberry-street and Sassafras-street, in the city of Philadelphia, bounded northward by a lot late of Edward Stiles, southward by a lot of William Rush, containing sixteen feet in front, and extending westward two hundred and fifteen feet, granted by the commonwealth to Robert Bethell, in fee, by deed, dated the twentieth day of December, one thousand seven hundred and eighty; late the estate of Abraham Carisle.

A rent charge of three bushels of wheat, to be annually paid to the said trustees, out of a tract of land and an house upon the same, in the township of Roxborough, in the county of Philadelphia, bounded by land of Samuel Powell, Daniel Clymer, Christian Vanlashets, and the Schuylkill, containing eleven acres and one hundred and fifty-six perches; granted by the commonwealth to Benjamin Harbeson, in fee, by deed, dated the fourth day of February, one thousand seven hundred and eighty-one; late the estate of Christopher Sour.

A rent charge of two bushels and one twentieth part of a bushel, (the same into twenty parts to be divided,) of wheat, payable annually to the said trustees, out of a lot of ground and house thereon, situate on the south side of Catharine-street, between Front-street and Second-street from Delaware, in the district of Southwark, in the county of Philadelphia, containing in breadth twenty feet, and in length one hundred and one feet and six inches, bounded on the east by a lot of Alexander Adams, on the south by a lot of John Smith, and on the west by a lot of Anthony Duche; granted by the commonwealth, in fee, to Charles Alexander, by deed, dated the twenty-eighth day of February, one thousand seven hundred and eighty-one; late the estate of William Rhodden.

A rent charge of fifty-five bushels and the half of a bushel of wheat, to be annually paid to the said trustees, out of a lot of ground, on the eastern side of Water-street, and the south side of Sassafra-street, in the city of Philadelphia, the same being twenty feet front on Water-street, and extending into the river Delaware, bounded southward by land late of John Parrock, now of Jacob Bunner; granted by the commonwealth, in fee, to James Parr, by deed, dated the seventh day of June, one thousand seven hundred and eighty-one; late the estate of John Parrock.

A rent charge of sixteen bushels and eight tenths of a bushel, (the same into ten parts to be divided,) of wheat, payable annually to the said trustees, out of a lot of ground and house thereon, situate on the east side of Water-street, between Sassafra-street and Mulberry-street, in the city of Philadelphia, bounded on the north by a lot of Jacob Bunner, on the south by a lot of Joseph Warner, containing in breadth twenty-five feet and six inches, and in depth to the Delaware as far as low water mark; granted by the commonwealth, in fee, to Michael Simpson, by deed, dated the fourteenth day of June, one thousand seven hundred and eighty-one; late the estate of John Parrock.

A rent charge of twenty-two bushels and eight tenths of a bushel (the same into ten parts to be divided) of wheat, to be annually paid to the said trustees, out of a lot of ground, situate on the east side of Second-street continued, being twenty feet in breadth, and sixty-five feet in depth, in the district of Southwark, in the county of Philadelphia, bounded northward by ground of James Skinner, and southward by ground of James Rowan; granted by the commonwealth, in fee, to Alexander Powers, by deed, dated the thirtieth day of June, one thousand seven hundred and eighty-one; late the estate of John Fox.

A rent charge of six bushels of wheat, to be annually paid to the said trustees, out of a lot of ground and house thereon, situate on the west side of Fourth-street from Delaware, between High-street and Chesnut-street, in the city of Philadelphia, bounded on the south by a lot of Isaiah Bell, northward by a lot late of John Gibson, containing in breadth fifteen feet, and in depth forty-nine feet and six inches; granted by the commonwealth, in fee, to Benjamin Harbeson, by deed, dated the third day of February, one thousand seven hundred and eighty-one; late the estate of Isaac Allen.

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A rent charge of thirty-nine bushels and three twentieth parts of a bushel (the same into twenty parts to be divided) of wheat, to be annually paid to the said trustees, out of a lot of ground, wharf and tenements, situate in the city of Philadelphia, on the east side of Water-street, and north side of Sassafra street, the same being twenty feet in front, and extending into the river Delaware; granted by the commonwealth, in fee, to John Weidman, by deed, dated the tenth day of July, one thousand seven hundred and eighty-one: late the estate of John Parrock.

A rent charge of eleven bushels and nine tenths of a bushel (the same into ten parts to be divided) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in the township of Heidelberg, in Berks county, bounded by land of Adam Wegerly, Jacob Staley and George Loush, containing twenty-six acres and six perches; granted by the commonwealth, in fee, to John Plein, by deed, dated the twenty-first day of July, one thousand seven hundred and eighty-one; late the estate of Andrew Allen.

A rent charge of eighteen bushels and the half of a bushel of wheat, to be annually paid to the said trustees, out of two tracts of land, situated in the township of Abington, then in the county of Philadelphia, the former bounded by lands of Thomas Tyson and others, containing one hundred acres; the other containing twenty-four acres, bounded by lands of William Haskins and others; both granted by the commonwealth, to Henry Dotts, in right of Philip Moore, in fee, by deed, dated the twenty-seventh day of June last; late the estate of Joshua Knight.

A rent charge of six bushels and six tenths of a bushel (the same into ten parts to be divided) of wheat, payable to the said trustees, annually, out of a tract of land, situate in the city of Philadelphia, on the north side of Sassafra-street, between Front-street and Second-street from the Delaware, containing in breadth twenty-five feet, and in depth fifty-one feet, bounded westward by a four feet alley, dividing it from other ground late of John Parrock, since granted to Christian Wirtz, and others; the said lot granted by the commonwealth to Peter Paris, in fee, by deed, dated the twelfth day of May, one thousand seven hundred and eighty-; late the estate of John Parrock.

A rent charge of twelve bushels and two tenths of a bushel (the same into ten parts to be divided) of wheat, to be paid annually to the said trustees, out of a tract of land, adjoining the river Schuylkill, and to lands late of Samuel Shoemaker, and to a bye-road, situate in the Northern Liberties of the city of Philadelphia, containing forty-four acres and one hundred and twenty-two perches: granted by the commonwealth, in fee, to James Hutchinson, by deed of the twenty-third day of July, one thousand seven hundred and eighty-one; late the estate of Joseph Galloway.

A rent charge of thirty-two bushels and seven tenths of a bushel (the same into ten parts to be divided) of wheat, to be annually paid to the said trustees, out of a lot, situate in the city of Philadelphia, between Sassafra-street and Mulberry-street, the same being twenty-six feet and six inches in front on the east side of Water-street,

and extending into the river Delaware; granted by the commonwealth, in fee, to Jacob Bunner, by deed of the first of August, one thousand seven hundred and eighty-one; late the estate of John Parrock.

A rent charge of two hundred and thirty-two bushels and one half of a bushel of wheat, to be annually paid to the said trustees, out of four lots of ground, situate in the city of Philadelphia, on Pine-street, Third-Street from the Delaware, and Union-street; granted by the commonwealth, in fee, to the honourable Thomas M'Kean, esquire, by deed, dated the ninth day of August, one thousand seven hundred and eighty-one; late the estate of Jacob Duche, the younger.

A rent charge of eighty-two bushels and nineteen twentieths of a bushel (the same into twenty parts to be divided) of wheat, to be annually paid to the said trustees, out of an house and lot, situate in the city of Philadelphia, on the north side of Dock-street, between Third-street and Walnut-street, and extending northwards sixty-four feet, by the western side of a public alley, and seventeen feet in breadth on Dock-street; granted by the commonwealth, in fee, to William Powers, by deed, dated the fifteenth day of August, one thousand seven hundred and eighty-one; late the estate of David Jones.

A rent charge of three bushels of wheat, to be paid annually to the said trustees, out of about three acres of banked meadow on Hollander's creek, in the township of Moyamensing, in the county of Philadelphia, bounded by land of Plunket Fleson and John Hall, and by Hollander's creek; granted by the commonwealth, in fee, to Joseph Carson, by deed of the first day of September, one thousand seven hundred and eighty-one; late the estate of Peter Campbell.

A rent charge of nine bushels of wheat, to be paid annually to the said trustees, out of a tract of land, situate in New-Garden township, Chester county, bounded by land of Mr. Scarlet, Isaac Richards, and Knight, containing sixty-four acres; granted by the commonwealth, in fee, to James Parr, by deed, dated the thirty-first day of August, one thousand seven hundred and eighty-one; late the estate of Stephen Anderson.

A rent charge of two bushels and two fifteenths of a bushel (the same into fifteen parts to be divided) of wheat, payable to the said trustees, out of a tract of land, situate in East-Marlborough township, in Chester county, containing three acres and twenty-six perches, bounded by lands of John Jackson, senior, and of William Bailey, and by Doe-run road; granted by the commonwealth to James Parr, in fee, by deed, dated the thirty-first day of August, one thousand seven hundred and eighty-one; late the estate of John Jackson.

A rent charge of two bushels and one hundred and three two hundred and fortieth parts of a bushel (the same to be divided into two hundred and forty parts) of wheat, to be paid annually to the said trustees, out of a tract of land, situate in East-Marlborough township, in Chester county, bounded by land of Jonathan Jackson, Samuel Hayes and George Jackson, containing about twenty-five



1785. acres and fifty-seven perches, granted by the commonwealth, in fee, to James Parr, by deed, dated the thirty-first day of August, one thousand seven hundred and eighty-one; late the estate of Stephen Anderson.

A rent charge of thirteen bushels and fifteen fortieths of a bushel (the same into forty parts to be divided) of wheat, to be paid annually to the said trustees, out of a tract of land, situate in East-Caln township, in Chester county, containing seventy-eight acres and one hundred and twenty-one perches, bounded by lands of John Pierce, Joseph Parke, Thomas Bable and William Dawson; granted by the commonwealth to James Hutchinson, in fee, by deed of the thirty-first day of August, one thousand seven hundred and eighty-one; late the estate of George Sinclair.

A rent charge of nineteen bushels and one half of a bushel of wheat, to be paid annually to the said trustees, out of a tract of land; in West-Bradford township, in Chester county, bounded by lands of William Buffington, Samuel Worth, widow Peoples, William M'Glaughlin, and others, containing about four hundred and two acres; granted by the commonwealth to James Hutchinson, in fee, by deed, dated the thirty-first day of August, one thousand seven hundred and eighty-one; late the estate of Philip Marchinton.

A rent charge of one hundred and sixty-three bushels and nineteen one hundred and twenty parts of a bushel (the same into one hundred and twenty parts to be divided) of wheat, to be paid annually to the said trustees, out of a tract of land, in Heidelberg township, in Berks county, containing four hundred and seventy-two acres and one hundred and forty-eight perches, bounded by land of Haines, Matthias Wenrick, Baltzer Wenrick, and others; granted by the commonwealth to John Christie, in fee, by deed, dated the first day of September, one thousand seven hundred and eighty-one; late the estate of Andrew Allen.

A rent charge of one hundred and seventeen bushels and seventy-nine two hundred and forty parts of a bushel (the same into two hundred and forty parts to be divided) of wheat, to be paid annually to the said trustees, out of a tract of land, situate in Heidelberg township, in Berks county, containing three hundred and thirty-one acres and seventy perches, bounded by land late of Andrew Allen, John Haines, Isaac Copeland and Adam Showers; granted by the commonwealth to John Craig, in fee, by deed, dated the first day of September, one thousand seven hundred and eighty-one; late the estate of Andrew Allen.

A rent charge of eighteen bushels of wheat, to be annually paid to the said trustees, out of a tract of land in West-Caln township, in Chester county, containing two hundred and eighty-seven acres and three-fourths of an acre, bounded by land of Thomas Rogers, Samuel Love, William Dunn and Francis Fincher; granted by the commonwealth to Francis Johnson, in fee, by deed, dated on the thirty-first day of August, one thousand seven hundred and eighty-one; late the estate of Richard Swanwick.

A rent charge of two bushels and one quarter of a bushel of wheat, to be annually paid to the said trustees, out of a tract of land, situate in West-Bradford township, in Chester county, containing

seventy-nine acres, bounded by land of James Chalfant, Eastburn, and of Thomas Buffington; granted by the commonwealth to James Parr, in fee, by deed, dated the sixth day of October, one thousand seven hundred and eighty-one; late the estate of Philip Marchinton.

A rent charge of four bushels and the half of a bushel of wheat, to be annually paid to the said trustees, out of a lot of ground, situate in the city of Philadelphia, on the north side of Pine-street, between Third and Fourth-streets from the Delaware, being twenty feet on Pine-street, and one hundred and sixty-feet deep through to Union-street; granted by the commonwealth to Benjamin Evans, in fee, by deed, dated the twenty-sixth day of October, one thousand seven hundred and eighty-one; late the estate of William Evans.

A rent charge of one bushel and seven tenths of a bushel (the same into ten parts to be divided) of wheat to be annually paid to the said trustees, out of a lot of ground, situate on the north side of Catharine-street, bounded by land of Edward Stiles and Andrew Duche, in the district of Southwark, in the county of Philadelphia; granted by the commonwealth to Patrick Robinson, in fee, by deed, dated the fifteenth day of December, one thousand seven hundred and eighty-one; late the estate of John Tolly.

A rent charge of forty-five bushels and nine twentieths of a bushel (the same into twenty parts to be divided) of wheat, to be annually paid to the said trustees, out of a lot of ground, situate in the city of Philadelphia, on the east side of Water-street, between Sassafras-street and Vine-street, the same being twenty feet in front on Water-street, and extending to the river Delaware, adjoining land of John Weidman to the south; granted by the commonwealth to David Zeigler, in fee, by deed of the tenth day of January, one thousand seven hundred and eighty-two; late the estate of John Parrock.

A rent charge of one bushel and one fifth of a bushel (the same into five parts to be divided) of wheat, to be annually paid to the said trustees, out of a lot of ground, situate in the town of Lebanon, then in the county of Lancaster, on Market-street four perches, and along Cumberland-street eleven perches, and adjoining a lot late of Philip Marsteller; granted by the commonwealth to William Bailey, in fee, by deed, dated the nineteenth day of February, one thousand seven hundred and eighty-two; late the estate of Nicholas Housecker.

A rent charge of nine bushels and four-fifths of a bushel (the same into five parts to be divided) of wheat, payable annually to the said trustees, out of a tract of land, situate in Hilltown township, Bucks county, containing fifty acres, bounded by lands of Henry Rice, Amos Vastine, William Thomas, Charles Leidig and Levy Thomas; granted by the commonwealth, in fee, to George Benner, by deed, dated the twenty-third day of February, one thousand seven hundred and eighty-two; late the estate of Evan Thomas.

A rent charge of thirty-six bushels of wheat, payable annually to the said trustees, out of a tract of land, situate in Tincum township, in Bucks county, containing two hundred and thirty-five acres

1785. and thirty-five perches, bounded by lands late of John Patterson, Edward Pennington, William Shoemaker, Michael Walter and John Reed; granted by the commonwealth, in fee, to Jacob Benner, by deed, dated the twenty-third day of February, one thousand seven hundred and eighty-two; late the estate of John Overholtz.

A rent charge of five bushels and eight tenths of a bushel (the same to be divided into ten parts) of wheat, to be annually paid to the said trustees, out of a lot in Abington township, then in the county of Philadelphia, containing ten acres and the quarter of an acre, bounded by Abraham Tyson's land, and the Old York road; granted by the commonwealth, in fee, to William Deane, by deed, dated the thirtieth day of October, one thousand seven hundred and eighty-one; late the estate of Joshua Knight.

A rent charge of eighty-seven bushels and a half of wheat, to be annually paid to the said trustees, out of one hundred and five acres of banked meadow, being part of Hog-Island, in the river Delaware; granted by the commonwealth, in fee, to Samuel Caldwell, by deed of the ninth day of May, one thousand seven hundred and eighty-two; late the estate of Joseph Galloway.

A rent charge of twenty-three bushels and four thirtieths of a bushel (the same into thirty parts to be divided) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in Heidelberg township, in Berks county, containing thirty-two acres and one hundred and twenty-six perches of land; granted by the commonwealth, in fee, to Jacob Stehely, by deed of the fifteenth day of June, one thousand seven hundred and eighty-two (marked in the general plan of the Big Spring tract of land, number two; late the estate of Andrew Allen.

A rent charge of five bushels and nineteen twentieths of a bushel (the same into twenty parts to be divided) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in the Northern-Liberties township, in the county of Philadelphia, bounded by the Old York road and Hickory-lane, containing three acres and sixty-six perches; granted by the commonwealth, in fee, to James Caldwell, by deed, of the fifteenth day of June, one thousand seven hundred and eighty-two; late the estate of John Parrock.

A rent charge of twenty-one bushels and nine twentieths of a bushel (the same to be divided into twenty parts) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in Whitpain township, then in the county of Philadelphia, containing seventy-five acres; granted by the commonwealth, in fee, to Edmund Milne, by deed of the fifteenth day of June, one thousand seven hundred and eighty-two; late the estate of John Robinson.

A rent charge of twenty bushels and seventy-six one hundred and twentieths of a bushel (the same to be divided into one hundred and twenty parts) of wheat, to be annually paid to the said trustees, out of a tract of land, situate in Heidelberg township, in the county of Berks (marked number three in the plan of the Big Spring tract of land) containing thirty-two acres; granted by the commonwealth to Peter Filbert, in fee, by deed, dated the fifteenth day of August, one thousand seven hundred and eighty-two; late the estate of Andrew Allen.

A rent charge of seventeen bushels and one fifth of a bushel (the same to be divided into five parts) of wheat, payable annually to the said trustees, out of a tract of land, situate in Heidelberg township, Berks county, containing twenty-seven acres and ninety-two perches (marked number four in the general plan of the Big Spring tract of land;) granted by the commonwealth, in fee, to Peter Nagle, by deed, dated the fifteenth day of August, one thousand seven hundred and eighty-two; late the estate of Andrew Allen.

A rent charge of eleven bushels and eleven twelfths of a bushel (the same into twelve parts to be divided) of wheat, payable to the said trustees annually, out of a tract of land, situate in Brunswick township, in the county of Berks, containing one hundred eighty and four acres, and one hundred twenty and eight perches, with allowance for highways, bounded by land of Jacob Hoffman, Matthias Krämer, Jacob Kengeth, and vacant land; granted by the commonwealth to Charles Goblin, in fee, by deed, dated the twenty-fifth day of July, one thousand seven hundred and eighty-two; late the estate of John Koster.

The lot of ground, messuage, and ferry wharf, situate in the city of Philadelphia, at the east end of Mulberry-street, extending in depth from north to south forty-two feet, and by the north side of Mulberry street, from west to east, ninety-eight feet, into the river Delaware; late the estate of William Austin.

The lot of ground and messuage on the south side of Sassafras street, between Third and Fourth-streets from Delaware, in the city of Philadelphia, being thirty-six feet in front, and one hundred and forty feet deep; and adjoining to lots late of Rudolph Bunner, John Ellick, and others, subject to a rent charge of four pounds eighteen shillings and six-pence, sterling, *per annum*; late the estate of Jonathan Adams and wife.

The lot of ground, house and other buildings, and the wharf thereon, situate in the city of Philadelphia, on the east side of Water-street, between High-street and Mulberry-street, extending into the river Delaware, being about twenty-one feet in breadth on Water-street, subject to a rent charge of nine pounds and ten shillings *per annum*; late the estate of Matthias Aspden.

A tract of land, situate in Middletown township, in Bucks county, bounded by lands late of William Paxton, Joshua Richardson, Garret Vansant and Joseph Knight, and on the north by an highway leading towards Trenton, containing one hundred and twenty-five acres and three fourths of an acre, and thirteen perches; late the estate of Joseph Paxton.

SECT. II. And whereas the said trustees at the sales of confiscated estates, holden by the agents of the Supreme Executive Council of this state, have, with the privity and concurrence of the Supreme Executive Council, by their agents, bid for and purchased divers other confiscated real estates, hereinafter enumerated and described, which, nevertheless, have not been formally reserved and appropriated by acts of the Supreme Executive Council for the purposes aforesaid; that is to say,

A two story brick messuage and lot of ground, situate in the city of Philadelphia, on the south side of Sassafras-street, between Front

1785. and Second-streets from the Delaware, the same being twenty-four feet in front on Sassafras-street, and fifty-one feet in depth, with the privilege of a three feet alley, and also of a four feet alley; late the estate of John Parrock.

A lot of ground and a brick messuage, situate in the city of Philadelphia, being in front on the east side of Second-street sixteen feet, and in depth one hundred feet, with the privilege of a three feet alley from the rear thereof to Sassafras-street; late the estate of John Parrock.

A lot of ground and a two story brick messuage, situate in the city of Philadelphia, on the south side of Sassafras-street, between Front-street on Delaware, and Water-street, being in front in Front-street and Water-street thirty-five feet and an half; and in breadth on Sassafras-street forty-five feet and an half; late the estate of John Parrock.

A lot of ground and a brick messuage, situate in the city of Philadelphia, on the west side of Fourth-street from the Delaware, between Vine-street and Sassafras-street, the same being in breadth on Fourth-street sixteen feet, and in depth westward, to the middle of Crown-street, two hundred feet, with the privilege of a three feet alley; late the estate of Hudson Burr.

A lot of ground and brick messuage, situate in the city of Philadelphia, on the north side of Walnut-street, between Front-street and Second-street from the Delaware, the same being in breadth twenty feet, and in depth fifty-one feet and nine inches, subject to a rent charge of two pounds *per annum*; late the estate of Robert Loosley.

A lot of ground, smith's shop, and other buildings, situate in the city of Philadelphia, on the west side of Third-street, and the south side of Union-street, the same being in breadth on Third-street twenty-four feet, and in depth on Union-street, forty feet, subject to the rent charge of eight pounds twelve shillings and six-pence *per annum*; late the estate of Alexander Smith.

A lot of ground and messuage, situate in the city of Philadelphia, on the south side of Stamper's alley, between Second and Third-streets from the Delaware, the same being in breadth on the said alley twenty-two feet and one half of a foot; and in depth southward, forty-three feet and one half of a foot; late the estate of Joel Evans.

A lot of ground, situate in the city of Philadelphia, and on the east side of Fifth-street, and on the north side of Walnut-street, from the Delaware, late in the tenure of William Weston and others, bounded on the east by land of John Coxe, and on the north by land late of Charles Norris; the same being in breadth on Walnut-street fifty-one feet, and in depth along Fifth-street two hundred and fifty feet; late the estate of Andrew Allen.

A lot of ground and messuage, situate in the city of Philadelphia, on the north side of Walnut-street, between Front and Second-streets from the Delaware, the same being in breadth on Walnut-street sixteen feet, including an alley of three feet wide on the west side thereof, and in depth fifty feet and six inches, subject to a rent charge of thirty shillings *per annum*; late the estate of William Ross.

Three quarter parts of a lot of ground and messuage, situate in the city of Philadelphia, on the west side of Front-street on Delaware, between High-street and Mulberry-street, late in the tenure of John Jackson, deceased; the same being in breadth on Front-street twenty-five feet, and in depth one hundred feet, bounded southward by land late of Thomas Montgomery, northward by land late of Joseph Fox: the one half part thereof in fee simple, and the other quarter for and during the life of Andrew Elliot; the whole lot being subject to a rent charge of four pounds *per annum*, and the said three quarter parts late the estate of Andrew Elliot. 1785.

A lot of ground and brick messuage, situate in the Northern-Liberties of the city of Philadelphia, on the east side of Second-street continued, opposite the middle-house, so called, of the late military barracks, the same lot being in breadth twenty feet, and in depth one hundred and twenty-five feet; late the estate of Lawrence Fagan.

A lot of land, situate in the Northern-Liberties of the city of Philadelphia, on the north side of Poplar lane, containing six acres and six perches; bounded by land late of Samuel Garrigues, Thomas Riche and John Morgan; late the estate of Oswell Eve.

A tract of land of one hundred and seven acres, situate in the township of Abington, then in the county of Philadelphia, bounded by land of Joshua Knight, Ryner Tyson, Isaac Knight, senior, and Jacob Lippencott; late the estate of John Knight.

A moiety of one hundred acres of land, situate in Whitpain township, then in the county of Philadelphia, adjoining land of James Morris and John Roberts; late the estate of Isaac Taylor.

A moiety of forty-three acres of land, situate in Germantown, in the county of Philadelphia, adjoining lands of John Bringham and Doctor Warner, on the north side of the main road through Germantown township; late the estate of Abraham Pastorius.

And, likewise, the following rent charges, together with all the estate, interest and claim of the commonwealth, in and to the following lots and lands in the city of Philadelphia, from which they are respectively payable, together with all arrears of such rent charges; that is to say, two pounds *per annum*, payable to John Drinker, out of a lot and messuage, situate on the west side of Second-street, near to High-street, in the city of Philadelphia; late the estate of Samuel Shoemaker.

Thirty shillings *per annum*, payable by the representatives of Joseph Johnson, out of a lot and messuage adjoining the last mentioned lot; late the estate of Samuel Shoemaker.

Thirty shillings *per annum*, payable by Philip Syng, out of a lot and messuage adjoining the last mentioned lot; late the estate of Samuel Shoemaker.

Seven pounds and ten shillings *per annum*, payable by Frederick Shinkle, out of a lot and messuage adjoining to the lot last herein before mentioned, being the corner of High-street; late the estate of Samuel Shoemaker.

Two pounds *per annum*, payable by the representatives of Elizabeth Harman, out of a lot and messuage on the north side of High-

1785. street, adjoining the lot above mentioned; late the estate of Samuel Shoemaker.

Two pounds *per annum*, payable by the representatives of Richard Parker, out of a lot and messuage adjoining the lot last mentioned; late the estate of Samuel Shoemaker.

Seventeen pounds *per annum*, payable out of a bank lot, on the east side of Front-street on the Delaware, and between Mulberry and Sassafras-streets, but nigh to the latter; late the estate of John Parrock.

Ten pounds *per annum*, payable out of a bank lot, adjoining on the south to the lot last herein before described, late in the tenure of William Niles, the same lot being in breadth on Front-street on the Delaware eighteen feet and eleven inches, and on Water-street eighteen feet and two inches and an half of an inch, and in depth, extending from Front-street, through to Water-street; late the estate of John Parrock.

Two pounds and fourteen shillings *per annum*, payable out of a lot on the south side of Sassafras-street, between Front-street and Second-street from the Delaware, late in the tenure of Edward Brooks; and late the estate of John Parrock.

Nine pounds *per annum*, payable out of a bank lot of ground on the east side of Front-street and on the north side of Sassafras-street, late in the tenure of Robert Black; and late the estate of John Parrock.

Seven pounds and ten shillings *per annum*, payable out of a bank lot, adjoining the lot last herein described, late in the tenure of William Salisbury; and late the estate of John Parrock.

Four pounds *per annum*, payable out of a lot, situate on the south side of Sassafras-street, between Front-street and Second-street from the Delaware, late in the tenure of Michael Dawson; and late the estate of John Parrock.

Three pounds and six shillings *per annum*, payable out of a lot of ground, situate on the south side of Vine-street, between Front-street and Second-street from the Delaware, late in the tenure of George Herger; and late the estate of John Parrock.

Three pounds and ten shillings *per annum*, payable out of a lot of ground, situate on the east side of Second-street from the Delaware, and on the south side of Vine-street, being the south-east corner formed by the said streets, late in the tenure of Adolph Gilman; and late the estate of John Parrock.

Three pounds and ten shillings *per annum*, payable out of a lot of ground, adjoining to the last herein mentioned on the south, late in the tenure of Frederick Mause; and late the estate of John Parrock.

Three pounds and two shillings *per annum*, payable out of a lot of ground, adjoining a lot of ground last herein mentioned on the south, late in the tenure of Charles Meredith; and late the estate of John Parrock.

Six pounds *per annum*, payable out of a lot of ground, situate on the east side of Second-street from the river Delaware, between Sassafras-street and Vine-street, in the tenure of Jacob Brown; late the estate of John Parrock.

SECT. III. And whereas the real estates herein before described, which have been reserved, set apart, and appropriated, by the Supreme Executive Council, for the purposes aforesaid, at the several valuations thereof respectively made by the Supreme Executive Council, and the said real estates purchased as aforesaid, at the prices at which they were severally sold, do not, when considered and taken together, amount to more than the yearly value of one thousand three hundred and eighty-one pounds five shillings and seven-pence half-penny, computing wheat at the rate of ten shillings per bushel; and it is proper that the same estates and interests herein before enumerated and described, and every of them, should be confirmed to the said trustees, their successors and assigns, for the uses in the act afore-recited, set forth and declared :

SECT. IV. *Be it therefore enacted, and declared by the Representatives of the Freemen of the commonwealth of Pennsylvania, in General Assembly met, and by the authority of the same,* That the several confiscated estates, lands, tenements and hereditaments, and rent charges, herein before enumerated and described, with their and every of their rights, members and appurtenances, are, hereby, fully and absolutely vested in and confirmed unto the trustees of the University of the state of Pennsylvania, their successors and assigns, for ever, and for no other use, intent or purpose whatsoever; saving and always reserving to all and every person and persons, bodies politic and corporate, his, her and their heirs and successors, (other than the persons attainted or forfeiting the same, and all persons and every person having or claiming any thing in the premises, under or to the use of any such forfeiting person, his, her or their heirs, executors or administrators,) all such estates, rights, titles and interest, of, in, to and out of the premises, or any of them, as they or any of them had before the passing of this act, or could or might have had or enjoyed, in case this act had not been made.

SECT. V. And whereas, in and by the act aforesaid, certain officers of the commonwealth, and divers ministers of the gospel, in respect of their offices and stations, together with sundry other persons therein named, and the successors of such other persons, to be elected and appointed in their room and stead respectively, were constituted trustees of the same University; and although it was provided, in case any of the same persons should remove out of this state, that the office of such trustees should be thereby vacated, yet if any of the same persons shall willingly absent himself from the meeting of the said trustees for the space of one year, no remedy is given, and the business of the seminary may be thereby obstructed, and it is reasonable and proper that such absence should be considered and deemed to be a vacating of the seat of such person at the board of trustees :

SECT. VI. *Be it therefore enacted by the authority aforesaid,* That if any of the trustees of the University of the state of Pennsylvania, (not being a trustee in right of office or station,) shall willingly be absent from the meetings of the board of the said trustees, for and during the space of six months, the seat of such absenting trustees shall be deemed to be vacant, and the residue of the said trustees, or such of them as shall be regularly met, not be-



1735. ing fewer than eleven, shall and may proceed to elect a successor to such absenting trustee, as they would in case he had formally resigned his seat at the board of the said trustees of the said University.

SECT. VII. And whereas the trustees of the University of Pennsylvania have established a professorship in the same seminary, for teaching the learned languages through the medium of the German tongue, with one or more assistant teachers, as may be requisite :

SECT. VIII. *Be it therefore enacted by the authority aforesaid,* That the same professorship, and the assistant or assistants aforesaid, shall be continued in the said University, to teach the learned languages through the medium of the German tongue, as a part of the system of education carried on therein.

Passed 22d September, 1785.—Recorded in Law Book No. III. page 54. (i)

(i) In the case of the *Trustees, &c.* for lands and ground rents reserved to v. *The commonwealth*, in the Supreme Court, April, 1795. (MSS. Reports.) It was held that the trustees of the University were entitled to compensation, them, or bought by their agents, in case of eviction under the act of 29th of March, 1779.

[The following act was, by mistake, omitted in its proper place in page 7, of this volume.]

#### CHAPTER DCCCCXXXVIII.

*An ACT to incorporate the German society, contributing for the relief of distressed Germans in the state of Pennsylvania.*

Passed 28th of September, 1781.—Private Act.—Recorded in Law Book, vol. I. page 455.