

[Section VIII.] And be it further enacted by the authority aforesaid, That every member chosen, or to be chosen, to serve in assembly as aforesaid, shall be allowed the sum of six shillings per day, and the Speaker ten shillings per day, during his and their attendance in the service thereof; and that every member of assembly shall be allowed towards his traveling charges after the rate of three pence a mile coming to and going from the place where the assembly is or shall be held.

Passed January 12, 1705-6. Allowed to become a law by lapse of time in accordance with the proprietary charter, having been considered by the Queen in Council, October 24, 1709, and not acted upon. See Appendix II, Section III, and the Acts of Assembly passed August 24, 1717, Chapter 222; March 30, 1723, Chapter 266; August 18, 1727, Chapter 296; August 13, 1732, Chapter 329; (the two Acts of) May 19, 1739, Chapters 350 and 356; February 3, 1742-43, Chapter 356; March 1, 1745-46, Chapter 364; March 11, 1752, Chapter 396; September 27, 1755, Chapter 404; September 29, 1759, Chapter 451; March 4, 1763, Chapter 489; February 8, 1766, Chapter 539; March 9, 1771, Chapter 619; February 26, 1773, Chapter 683; January 22, 1774, Chapter 696; March 3, 1776, Chapter 717; the Constitution of 1776; the Acts of Assembly passed January 21, 1777, Chapter 736; March 19, 1777, Chapter 751; June 14, 1777, Chapter 757; October 11, 1777, Chapter 764; December 27, 1777, Chapter 774; March 23, 1778, Chapter 790; September 24, 1779, Chapter 847; September 20, 1780, Chapter 914; September 20, 1782, Chapter 987, and March 27, 1784, Chapter 1086. Repealed by the Act of Assembly passed September 13, 1785, Chapter 1175.

CHAPTER CXXXVIII.

AN ACT FOR SELLING BEER AND ALE BY WINE MEASURE.

Whereas by a law of this province for regulating the dimensions of casks, &c., it is enacted (amongst other things) that a barrel shall contain thirty-one gallons wine measure; and whereas, by another law of this province for regulating of weights and measures it is (amongst other things) enacted that none shall sell beer or ale by retail, but by beer measure, according to the standard of England; by reason whereof the retailers of beer and ale are obliged to sell the same by far greater measure than they buy it: for remedy whereof:

[Section I.] Be it enacted by John Evans, Esquire, by the Queen's royal approbation Lieutenant-Governor under William Penn, Esquire, absolute Proprietary and Governor-in-Chief of the Province of Pennsylvania and Territories, [by and] with the advice and consent of the freemen of the said Province, in General Assembly met, and by the authority of the same, That from and after the publication of this act, all persons which now are, or which at any time or times hereafter shall be licensed to keep any tavern, inn, ale-house or victualling-house within this province, shall sell beer and ale by wine measure to all persons as drink it in their houses, and by beer measure to all such persons as carry the same out of their houses, under the penalty of ten shillings to the use of the poor for every county where the offense¹ is committed, any law, custom or usage to the contrary in anywise notwithstanding.

[Section II.] Provided always, and be it further enacted by the authority aforesaid, That the above recited law, entitled "An act for regulating weights and measures," and every part and proviso therein contained, except the last clause thereof relating to selling beer and ale by beer measure, shall be and remain in full force, anything herein contained to the contrary notwithstanding.

Passed January 12, 1705-6. Allowed to become a law by lapse of time in accordance with the proprietary charter, having been considered by the Queen in Council, October 24, 1709, and not acted upon. See Appendix II, Section III.

¹ In the editions of 1714, 1728 and 1742, this clause reads "under the penalty of ten shillings, to the use of the poor, for every offense, *being convicted thereof by one or more witnesses, before one or more justices of the peace of the county where the offense is committed.*" The italicized words do not appear in the original roll nor in the transcript Act Book A.