

the affirmation allowed by the law of England to Quakers, pursuant to the Queen's royal order in council, lately extended to this province, but that every such person may have free liberty to take the same, subject nevertheless to the same pains and penalties as by this act is [sic] before prescribed, anything herein or in any other act contained to the contrary notwithstanding.

Passed June 7, 1712. Repealed by the Queen in Council, February 20, 1713-14. See Appendix III, Section II, and the Act of Assembly passed May 28, 1715, Chapter 204.

CHAPTER CXC.

AN ACT FOR ESTABLISHING THE LOWER FERRY ON THE RIVER SCHUYLKILL.

Whereas at the instance of many of the substantial inhabitants of the counties of Philadelphia and Chester, a convenient highway or road has been laid out to the lower ferry, commonly called Benjamin Chambers' ferry upon Schuylkill River, by order of the governor and council, in the year one thousand six hundred [and] ninety-seven, for the accommodation whereof the said Benjamin Chambers was encouraged to undertake the settling the said ferry, at a great charge, which must still be liable to great expense and yearly reparations too much for any person to expend upon an uncertain term. And the said Benjamin Chambers, having made application for the better establishment of the said ferry and preventing any other from being set up near the same for a certain term of years:

[Section I.] Be it therefore enacted by Charles Gookin, Esquire, by the Queen's royal approbation Lieutenant-Governor under William Penn, Esquire, true and absolute Proprietor and Governor-in-Chief of the Province of Pennsylvania, 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 the said Benjamin Chambers, his executors, administrators and assigns, shall, for the space of twenty-one years next ensuing, receive the toll for passage or ferriage over the said river Schuylkill, of all persons (the proprietor and his lieutenant-governor and their attendants excepted) as follows, and no more: (That is to say) for each horse and rider and backburden, two pence; for each cart or wagon loaded, one shilling, and if unloaded six pence; for a sled loaded or unloaded, one penny; for each horse, bullock, ox or cow, swam or boated, three halfpence per head; for each foot passenger one penny; for each live sheep one halfpenny; for each live hog one penny; for a coach or chariot one shilling, and for a chaise four pence.

Provided always, That he, the said Benjamin Chambers, his executors, administrators and assigns shall complete and fully finish and then keep and maintain the causeways and landings on each side of the said river, in good and sufficient repair and order, fit for carts; provide and maintain substantial boats and able hands, and give, by him or themselves or servants, from time to time, due and constant attendance thereon, under the penalty of being fined to the government at the discretion of the county court, in any sum not exceeding twenty pounds for the first offense, to be recovered in manner hereafter expressed; and for the second offense to be displaced or removed by the said county court, from keeping the ferry and receiving the benefits thereof, being first legally convicted of such failure or default; and in such case the proprietor, William Penn, Esquire, his heirs and assigns, or his or their commissioners of property, for the time being, shall appoint another person to keep the said ferry under the same restrictions and limitations as herein is prescribed and directed.

And for the better carrying on the said ferry and encouragement in the premises:

[Section II.] Be it further enacted by the authority aforesaid, That no person or persons whatsoever shall or may presume to erect or keep a ferryboat or canoe for carrying passengers, cattle or horses over the said river for wages or hire, within the distance of one mile either above or below the said ferry for the space of twenty-one years, under the penalty of

twenty pounds for every such offense, one moiety or half part thereof for and towards the support of this government, and the other half to the said Benjamin Chambers or his assigns, to be recovered in any court of record in this province by bill, plaint or information, wherein no essoin, protection or wager of law shall be allowed.

Passed June 7, 1712. Confirmed by the Queen in Council, February 20, 1713-14. See Appendix III, Section II.

CHAPTER CXCL.

AN ACT FOR ESTABLISHING AND REGULATING OF FERRIES OVER DELAWARE RIVER AND NESHAMINY CREEK.

Whereas it is of absolute necessity that ferries be erected and established over the river Delaware and Neshaminy Creek, for the better accommodation of passengers traveling in this province:

[Section I.] Be it therefore enacted by Charles Gookin, Esquire, by the Queen's royal approbation Lieutenant-Governor under William Penn, Esquire, absolute Proprietary and Governor-in-Chief of the Province of Pennsylvania, 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 there shall be erected and kept the several ferries following: (That is to say) at the town of New Bristol one, and near the Falls of Delaware one, and at the landing of William Williams one; also at John Baldwin's, upon Neshaminy Creek one; all which ferries shall be kept at the respective places aforesaid by such persons as are hereinafter named and appointed, their executors, administrators and assigns, respectively, who shall and are hereby required at all convenient times to maintain and keep the said ferries with good and sufficient boats and men, as shall from time to time be needful for the carriage of all persons, cattle, horses and goods which are to be carried