

neglects in performing their several duties required by the said acts, nor shall this act in anywise lessen or vacate any of the securities given by the provincial treasurer or collectors, for their due observance of the said acts.

And whereas it has been the practice of divers persons that were not retailers of the said liquors formerly to draw off certain quantities of wine, rum and other spirits and distribute the same amongst their neighbors on purpose to elude the payment of excise. For prevention whereof for the future:

[Section XIX.] It is hereby enacted and declared, That such drawing, distributing or sharing any of the said liquors, out of any vessel or vessels containing thirty-five gallons and upwards, under any pretense whatsoever, shall be deemed and taken to be retailing within the meaning of this act.

Passed December 12, 1723. Apparently never submitted to the consideration of the Crown. See Appendix V, Section I, and the Acts of Assembly passed May 6, 1727, Chapter 294; February 24, 1729-30, Chapter 313.

CHAPTER CCLXXVII.

AN ACT FOR CONTINUING AND ESTABLISHING A FERRY OVER NESHAMINY CREEK, ON THE KING'S HIGH ROAD FROM PHILADELPHIA TO BRISTOL, IN THE COUNTY OF BUCKS.

Forasmuch as the said ferry, by divers years' experience, has been found convenient to accommodate travelers and others passing and repassing that way. Therefore, may it please the governor that it may be enacted:

[Section I.] And be it enacted by Sir William Keith, Baronet, Governor of the Province of Pennsylvania, &c., 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 continued and kept a ferry at the usual place over Neshaminy Creek, by John Baldwin, his heirs, executors and assigns, who shall and are hereby required to maintain and keep the said ferry, from time to time, with good and sufficient

boats, oars and hands, and to make and maintain good and sufficient causeways and wharves on each side of the said creek, for landing of persons, carts, carriages, cattle, horses and goods, which at the place aforesaid are to be carried over the said creek.

And that the said John Baldwin, and his heirs, executors and assigns, shall at all times hereafter during the time limited by this act, by him or themselves, or servants, give constant and due attendance on the said ferry.

And the said John Baldwin, his heirs, executors and assigns, shall have and receive for the ferriage over, at the place aforesaid, of all persons (the proprietary and his lieutenant governor and their attendants excepted) the rates and prices following: (That is to say)

For every horse and rider,	three pence.
For every single person on foot,	two pence.
For every ox, cow or heifer,	three pence.
For every sheep,	one penny.
For every hog,	one penny.
For every coach, loaded wagon or cart,	one shilling.
And for every empty wagon or cart,	six pence.
And for every sleigh or sled,	three pence.

And if the said John Baldwin, his heirs, executors, administrators or assigns, shall not maintain and keep such a sufficient boat, as aforesaid, with sufficient and able hands, or shall not give constant and due attendance on the service of the said ferry, or shall demand any greater or other fees for the carriage of any passenger, carriages, cattle, horses, hogs or sheep, than is hereinbefore allowed and appointed, then and in every such case he shall forfeit and pay the sum of five pounds, lawful money of America, for every such offense, to be recovered before any justice of the peace of the said county, the one moiety thereof to the party grieved, or to him or them who shall sue for the same, and the other moiety to be applied towards the repairing of bridges in the said county.

[Section II.] And be it further enacted by the authority aforesaid, That he, the said John Baldwin, his heirs, executors, administrators and assigns, shall and may hold and

enjoy the said ferry for and during the term of seven years from the publication of this act, if he or they shall so long behave themselves well therein, and that no other person or persons shall hereafter, for and during the said term of seven years, presume to carry any passengers, horses, cattle, sheep or hogs, for any wages, hire or reward whatsoever, over the said creek, within the space of two miles either above or below the said ferry hereby appointed, under the penalty of five pounds forfeiture, to be recovered and applied as aforesaid.

Passed May 9, 1724. Apparently never submitted to the consideration of the Crown, but allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix V, Section I, and the Acts of Assembly passed June 7, 1712, Chapter 191; February 8, 1766, Chapter 533 (and note thereto); September 6, 1785, Chapter 1172.

CHAPTER CCLXXVIII.

AN ACT TO ENABLE TRUSTEES TO SELL THE OLD COURT-HOUSE AND PRISON BELONGING TO THE BOROUGH AND COUNTY OF CHESTER.

Whereas in or about the year one thousand six hundred and ninety-four the then justices of the peace and grand jury of the said county did agree with one John Hoskins for the piece of ground hereinafter described whereon the said court-house was afterwards built with a prison under it, in pursuance of which agreement the said John Hoskins by his deed poll duly executed and acknowledged in court, bearing date the ninth day of the month called June, one thousand six hundred and ninety-seven, for a valuable consideration therein mentioned, did grant and convey unto John Simcock, John Blunston, Samuel Levis, Jasper Yeates and Jonathan Hayes, the then justices of the county aforesaid, all the said piece of ground with the appurtenances whereon the said court-house then did and now doth stand, situate, lying and being on the southwest side of the street opposite to the house where the said Hoskins then