

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

dwelt, bounded eastward with the said street at the extent of thirty foot from the front of the said house now of Stephen Hoskins, southward with a piece of ground late of Robert Wade (but now of James Logan), westward with Chester Creek, northward with the lot formerly of Francis Little but then in the tenure of Henry Hollingsworth, containing about nine-and-twenty foot in breadth, and in length from the said street down to low water mark in the said creek (excepting only the alley or passage laid out and left open being about six foot and a half wide between the said court-house and the said Francis Little's lot down to the creek), to hold the said piece of ground, court-house and other the premises, together with the free use and liberty of ingress, egress and regress into and through the said alley or passage, and all other the appurtenances to the granted premises belonging unto the said John Simcock, John Blunston, Jasper Yeates, Samuel Levis and Jonathan Hayes and their successors in the said office to and for the only use and service of the said county of Chester forever and to no other use, intent and purpose whatsoever.

Now forasmuch as the said old court-house and ground where it stands is become of no use or service to the county, yet the value thereof would help to build the new one but the same cannot be sold without the assistance of general assembly, may it therefore please the governor that it 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 the said old court-house, prison, piece of ground and all other the hereditaments and premises so as aforesaid granted to the said late justices of the said county of Chester and their successors for the use aforesaid, with all the rights, privileges, liberties, ways, alleys, waters, watercourses, lights, easements, emoluments and appurtenances whatsoever thereunto belonging or in anywise appertaining or deemed, reputed, used or enjoyed as part, parcel or member thereof, shall from and after the twenty-eighth day of May, one thousand seven hundred and

twenty-four, be actually vested and settled in Henry Pierce, John Crosby, Robert Pyle and Isaac Taylor, their heirs and assigns. And that from and after the said twenty-eighth day of May, one thousand seven hundred and twenty-four, they, the said Henry Pierce, John Crosby, Robert Pyle and Isaac Taylor, shall be adjudged and taken to be seized thereof to them and their heirs and may hold and enjoy the same free from any estates, uses, trusts, limitations, titles, charges and incumbrances whatsoever had or made by the said late justices or any claiming by, from or under them, or under the said John Hoskins, upon trust nevertheless that they, the said Henry Pierce, John Crosby, Robert Pyle and Isaac Taylor and the survivor and survivors of them and their heirs shall with all convenient speed make sale and assurance of the said old court-house, prison, piece of ground and all other the said hereditaments and premises hereby vested or mentioned or intended to be vested and settled in them as aforesaid, and all their estate and estates therein to such person or persons as shall purchase the same in fee-simple or otherwise for the best price that can (*bona fide*) be gotten for the same. And shall pay the money raised by such sale to the treasurer of the said county of Chester for the time being to be by him issued and paid towards building of the said new court-house at Chester aforesaid, they, the said trustees, first deducting to themselves all reasonable expenses and charges by them laid out in and about the execution of the said trust.

Passed May 9, 1724. Apparently never submitted to the consideration of the Crown. See Appendix V, Section I, and the Acts of Assembly passed October 28, 1701, Chapter 113; January 12, 1705-06, Chapter 165; March 20, 1780, Chapter 901; March 22, 1784, Chapter 1081; March 30, 1785, Chapter 1152; March 18, 1786, Chapter 1215; March 3, 1788, Chapter 1336; September 26, 1789, Chapter 1443; March 12, 1800, Chapter 2125.