

CHAPTER CCCXCII.

A SUPPLEMENT TO AN ACT, ENTITLED "AN ACT TO ENABLE THE OWNERS AND POSSESSORS OF A CERTAIN TRACT OF MARSH AND MEADOW LAND THEREIN DESCRIBED, SITUATE IN THE COUNTIES OF PHILADELPHIA AND CHESTER, TO KEEP THE BANKS, DAMS, SLUICES AND FLOODGATES IN REPAIR AND TO RAISE A FUND TO DEFRAY THE EXPENSE THEREOF." ¹

Whereas in and by a certain act of general assembly, entitled "An act to enable the owners and possessors of a certain tract of marsh and meadow land therein described, situate in the counties of Philadelphia and Chester, to keep the banks, dams, sluices and flood-gates in repair and to raise a fund to defray the expense thereof," Isaac Pearson, John Paschal and John Smith, gentlemen, were appointed and empowered, within three months from the publication of the said recited act to divide the banks which surround and include the marsh and meadow ground therein described and to allot and appoint how many perches of the said banks each owner or possessor of the said meadow ground should make, repair and support.

And whereas the said Isaac Pearson, John Paschall and John Smith have not hitherto made such allotment nor divided the banks contained within the Southern District of the said meadow land agreeable to the authority of the said act, and the time therein limited for the same is long since expired and the owners of the said division as yet know not what part of the said banks they ought to support and maintain.

For remedy whereof:

[Section I.] Be it enacted by the Honorable James Hamilton, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in General Assembly met, and by the authority of the

¹ Passed February 17, 1762, Chapter 474.

same, That Samuel Rhoads, Isaac Pearson and George Grey, gentlemen, or any two of them, shall be and are hereby authorized and appointed to divide the banks which surround and include the marsh and meadow land within the said Southern District and allot and appoint how many perches of the said banks each owner or possessor shall make, repair, maintain and support in like manner and in the same proportion as is directed in and by the said recited act of assembly, which said divisions and allotments so made and certified by an instrument under their hands and recorded in the office for recording of deeds in the county of Chester shall be of the same validity, force and effect as if the same had been made and done within the time limited for making the same as aforesaid and agreeable to the said recited act by the said Isaac Pearson, John Paschall and John Smith, anything in the said recited act of assembly to the contrary notwithstanding.

And whereas the said Isaac Pearson, John Paschall and John Smith have, in pursuance of the authority given them in and by the said recited act divided and allotted the banks which surround the Northern District of the said meadow land, but the same was made after the time limited in the said act for the making thereof:

[Section II.] Be it therefore enacted by the authority aforesaid, That the said division and allotments so as aforesaid made by the said Isaac Pearson, John Paschall and John Smith shall be of the same force, validity and effect as if the same had been divided and allotted within the time mentioned and specified in the said act, provided a certificate of such division and allotment, under the hands of them, or any two of them, be recorded in the office for recording of deeds in the county of Philadelphia, anything in the said recited [act] ¹ to the contrary notwithstanding.

Passed March 4, 1763. Referred for consideration by the King in Council, December 9, 1763, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXIV, Section II, and the note to the Act of Assembly passed February 17, 1762, Chapter 474.

¹ This word is not printed in the original roll.