

fore they enter on the execution of their offices, shall become bound to the said corporation with one or more sufficient sureties in an obligation of four thousand pounds, conditioned for the true and faithful discharge of their said offices, and that at the expiration of their said respective offices they will well and truly pay and deliver over to the succeeding treasurer all the money, books, accounts, bonds and papers belonging to the said corporation which shall then be remaining in their hands, custody and possession.

Passed February 8, 1766. Referred for consideration by the King in Council, February 11, 1767, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXV, Section I, and (the two acts of) Assembly passed February 21, 1767, Chapters 552, 555; September 26, 1767, Chapter 567; February 20, 1768, Chapter 573; February 18, 1769, Chapter 579; May 27, 1769, Chapter 596; March 9, 1771, Chapter 635; April 6, 1776, Chapter 723; March 14, 1777, Chapter 746; March 24, 1778, Chapter 792; April 2, 1779, Chapter 839; November 27, 1779, Chapter 873; March 18, 1780, Chapter 900; March 25, 1782, Chapter 962; March 27, 1789, Chapter 1410; April 9, 1791, Chapter 1558. Repealed by the Act of Assembly passed March 29, 1803, P. L. 507.

CHAPTER DXXXV.

AN ACT TO PREVENT THE DESTRUCTION OF SMALL ROCK-FISH AND TAKING OF OYSTERS AND BRINGING THEM INTO THIS PROVINCE OUT OF SEASON.

Whereas large quantities of oysters have been taken up in the bay of Delaware and elsewhere and sold in this province at moderate prices, to the benefit of the public and great relief of the poor:

And whereas the taking of oysters in the summer season will tend to prevent their future increase and to deprive the markets in this province of that supply of them which otherwise might be continued:

For remedy whereof:

[Section I.] Be it enacted by the Honorable John Penn, 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 same, That if any person or persons shall bring any oysters taken in the bay of Delaware or elsewhere and offer them, or any of them, for sale to any inhabitant of the city of Philadelphia, the district of Southwark or any borough or township within this province at any time between the tenth day of May and the first day of September and shall be lawfully convicted thereof before any magistrate of the city or justice of the peace of the county where such offense shall be committed, every such person so offending and convicted as aforesaid shall forfeit all such oysters to the overseers of the poor of the city, borough, district or township into which the same shall be brought, to the use of the poor thereof.

[Section II.] And be it further enacted by the authority aforesaid, That if any person or persons, from and after the publication of this act, shall bring to the market of the city of Philadelphia, or into any other place within this province, any small rock-fish which shall not measure at least twelve inches from the eye to the fork of the tail thereof, and shall offer such fish to sale, every person or persons so offending, being thereof legally convicted before the said magistrate or justice of the peace, shall forfeit such fish to the clerk of the market of the said city or to the overseers aforesaid to the use of the poor aforesaid, which said fish so forfeited to the said clerk he shall forthwith deliver to the overseers of the poor to the use aforesaid.

Passed February 8, 1766. Referred for consideration by the King in Council, February 11, 1767, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXV, Section I. Repealed by the Act of Assembly passed March 9, 1771, Chapter 620.