

other effects which the said James Green, Benjamin Davis [or] Paul Riffet may hereafter acquire.

[Section III.] Provided also, and be it further enacted by the authority aforesaid, That if the said James Green, Benjamin Davis [or] Paul Riffet shall upon any indictment for taking a false and corrupt oath or affirmation in any matter or thing contained in the said oath or affirmation be convicted by his own confession or by the verdict of twelve men, the said persons so convicted shall suffer all the pains and penalties which by law may be inflicted on any person convicted of willful and corrupt perjury, and shall likewise be liable to be arrested, taken and imprisoned upon any process de novo and charged in execution for the said debt in the same manner as if the said James Green, Benjamin Davis or Paul Riffet had never been in execution or discharged before, and shall forever after be barred of any benefit of this act.

Passed February 18, 1769. Referred for consideration by the King in Council, February 26, 1770, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXVII, Section I.

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## CHAPTER DXCI.

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AN ACT FOR A NEW REGULATION OF THE ALLOTMENTS OF BANKS, DAMS, SLICES AND FLOODGATES BELONGING TO THE TINICUM COMPANY, OWNERS AND POSSESSORS OF DRAINED MEADOW LAND IN THE TOWNSHIP OF RIDLEY IN THE COUNTY OF CHESTER.

Whereas by a late act of general assembly of this province, 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,"<sup>1</sup> certain persons therein named were appointed and empowered to divide the banks which surrounded and included the marsh and meadow ground therein described

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<sup>1</sup> Passed February 17, 1762, Chapter 474.

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 in pursuance of the said recited act and of one other act of general assembly of the said province, entitled "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,'" <sup>1</sup> the said banks, dams, sluices and floodgates belonging to the said marsh or meadow tract were set off, allotted and assigned to and among the several owners, possessors and occupiers of the same meadow lands in a just and equitable manner agreeable to the tenor and purport of the said recited acts and the then circumstances of the banks surrounding the same; but forasmuch as about one-fourth part of the marsh land in the southern division of the said meadow tract soon after the allotments of bank so as aforesaid made was divided and sold in several small lots and parcels without particularizing what part or share of the banks should be allotted, supported and maintained by the purchasers of the said lots respectively, whereby great inconveniences have ensued to the said Tinicum Company by the said banks going out of repair:

And whereas in and by another act of general assembly of this province, entitled "An act to enable the owners and possessors of a certain tract of marsh and meadow land therein described situate in the county of Chester, to keep the banks, dams, sluices and floodgates in repair and to raise a fund to defray the expense thereof," <sup>2</sup> the owners of the Longhook Meadow Lands were thereby enabled, authorized and empowered to make a dam across a certain creek called Plumb creek, near the side of the river Delaware, and also to make a dam across a certain other creek called Grun creek, near the side of Darby creek, by means whereof three hundred perches of bank or thereabouts, with several dams and sluices belonging to the

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<sup>1</sup> Passed March 4, 1763, Chapter 491.

<sup>2</sup> Passed February 20, 1768, Chapter 577.

said Tincum Company were cut off [rendered useless and wholly unnecessary] to be kept up and maintained, all which premises render it expedient and absolutely necessary that the banks yet remaining and proper to be kept up and repaired belonging to the said meadow lands should be regulated, allotted and assigned anew to and among the several owners and possessors thereof:

[Section I.] Therefore 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 from and after the publication of this act the allotments of banks, dams, sluices and floodgates made in pursuance of the two first hereinbefore recited acts of assembly, so far as the same allotments relate to the said Tincum Company only, shall be of no force, validity and effect, and that Isaac Pearson, William Parker and David Gibson, gentlemen, or any two of them, are hereby nominated, authorized and appointed within four months after the publication of this act to divide the dams, banks, sluices and floodgates which now surround, include and belong to the said Tincum Meadows and allot and appoint how many perches of the said bank each owner or possessor of the said meadow tract shall make, repair, maintain and support in proportion to the number of acres of meadow he holds therein, having an equitable regard to the quality, situation and circumstances of the ground to each owner belonging and banks so to be allotted, all which said allotments and divisions so made and signified by an instrument in writing under the hands and seals of any two of them and recorded in the office for recording deeds for the county of Chester shall be the proper shares, parts, proportions and quantities of bank for the several owners and possessors of the said Tincum Meadows to make, repair and support, at their own proper expense and charge.

[Section II.] And be it further enacted by the authority

aforesaid, That so much of the said hereinbefore two recited acts of assembly relating to the Tincum Meadows as is hereby altered, contradicted or supplied shall be repealed and become null and void and that all other parts of the same acts shall remain, continue and be in as full force and virtue as if this act have never been made.

Passed February 18, 1769. Referred for consideration by the King in Council, February 26, 1770, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXVII, Section I, and the note to the Act of Assembly passed February 17, 1762, Chapter 474; and the Acts of Assembly passed March 10, 1788, Chapter 1337; April 3, 1851, P. L. 338; March 17, 1862, P. L. 129.

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## CHAPTER DXCII.

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AN ACT TO ENABLE THE COMMISSIONERS THEREINAFTER NAMED TO SETTLE THE ACCOUNTS OF THE MANAGERS AND TO SUE FOR AND RECOVER OF THEM, THEIR EXECUTORS OR ADMINISTRATORS, SUCH SUMS OF MONEY AS ARE NOW DUE AND UNPAID ON ACCOUNT OF THE LOTTERY SET UP AND DRAWN FOR ERECTING A NEW SCHOOL HOUSE FOR THE HIGH DUTCH REFORMED CONGREGATION AND FOR ENABLING THE VESTRY AND WARDENS OF ST. JAMES'S CHURCH, IN THE BOROUGH OF LANCASTER, TO COMPLETE THE WORK BY THEM BEGUN, AND ALSO TO ENABLE THE MANAGERS TO SUE FOR AND RECOVER MONEY DUE TO THEM FOR THE SALE OF TICKETS IN THE SAID LOTTERY.

Whereas it has been represented to the assembly of this province that in the year one thousand seven hundred and sixty-two a lottery was drawn in the borough of Lancaster for raising two thousand and one hundred and thirty-five dollars for erecting a new school house for the High Dutch Reformed Congregation at Lancaster and for raising five hundred and sixty-five dollars to enable the wardens and vestry of St. James's Church, in the said borough, to complete the same:

And whereas it has been further represented to the said assembly that many of the adventurers in the said lottery are still indebted for tickets and several sums of money are still due and unpaid by some of the managers of the said lottery, and it is