

his plantation up to the said town of Bedford, to be a public highway, shall be and the same is hereby repealed and made void, anything in the act above mentioned to the contrary notwithstanding.

Passed March 21, 1783. Recorded L. B. No. 2, p. 95, etc.

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## CHAPTER MXXVI.

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AN ACT FOR BUILDING MARKET HOUSES AND KEEPING A PUBLIC MARKET, ON BOTH SIDES OF CALLOWHILL STREET AND NEW MARKET STREET, IN THE NORTHERN LIBERTIES OF THE CITY OF PHILADELPHIA.

(Section I, P. L.) Whereas the late proprietaries of Pennsylvania, at the laying out and surveying a number of town lots at a place called Callowhill, between Front and Second streets in the Northern Liberties of the city of Philadelphia, did, for the encouragement of the people who would build on and improve these and other lots of land in the neighborhood thereof, leave open and design for a public market an oblong piece of ground northward and southward one hundred and thirty feet, and eastward and westward two hundred and ten feet, crossed in its middle by two streets, one running eastward and westward called Callowhill street the other northward and southward called New Market street, each of the said streets being of the breadth of fifty feet, and intersecting one another.

(Section II, P. L.) And whereas a considerable number of the same lots, and of lots in the adjacent suburbs, particularly towards the Delaware, have been built over or otherwise improved, ship building, commerce and other business and occupations are carried on above and below the said market-place, and by establishing the new ferry at the wharf of Callowhill street, these parts of the town are much resorted to by the people of New Jersey and others; and a great number of the freeholders and inhabitants of the upper part of the city of Philadelphia and of the Northern Liberties thereof, have, by their

petition, represented to the general assembly of this commonwealth that they labor under many difficulties by reason of their distance from the public market kept in the city; that the aforesaid Callowhill market-place is very convenient for the accommodation of the house-keepers in that district; and have offered to build stalls by subscription, without any charge to the public; and that after all costs of the buildings are paid and satisfied, all the profits and income of the said market shall be appropriated to the benefit of the Northern Liberties, and have humbly prayed this house to pass a law for that purpose.

[Section I.] (Section III, P. L.) Be it therefore enacted, and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That from and after the publication of this act the aforesaid oblong shall be and remain and it is hereby declared to be and remain forever a public market-place for the buying and selling of all sorts of provisions, victuals and things of the country produce and manufacture, on every day of the week except Sunday, and that all manner of persons shall have liberty to expose to sale their country produce on such stalls, booths or other stands as shall be assigned to them by the clerk of the market within or near the said market-place, they paying a reasonable toll or such as is accustomed to be taken in the city of Philadelphia.

(Section IV, P. L.) And in order that the said market may be built and the moneys necessary for the doing of it raised and collected.

[Section II.] Be it further enacted by the authority aforesaid, That Isaac Coats, David Rose, George Forepaugh, George Leib, Peter Brown and John Britton shall be superintendents of the said market, and shall have power to take subscriptions in the way either of loan or donation, for the building market houses, and for paving New Market street, from Cable lane as far as Margaretta street, and the said Callowhill street from Second street to Front street; for purchasing or making moveable booths or stands, copper or brass standards of weights and measures, and other things necessary for the keeping a market; and in order that such subscription moneys may be actually paid when oc-

casation shall be to employ the same for the purposes aforesaid, each subscriber shall give a promissory note, under his hand and seal, to the treasurer, payable on a certain day or days, or on demand either in one entire payment, or by installments; and such promissory notes, be it loan or donation, if attested by two credible witnesses, shall have the same force and be to the same effect in law, as promissory notes given and obtained and profits of the said market at every distribution of the said income for a valuable consideration: And the said superintendents shall appoint a treasurer, either of their own number or another of the inhabitants of the Northern Liberties, for whom they shall be answerable to the rest of the subscribers, but may take such securities of him as to them shall seem meet. And the said treasurer shall, upon receipt of any subscription money give a certificate attested by two of the said superintendents to the person who paid the same expressing therein whether it be his donation or loan, and to the lenders, that the principal sum lent, and the interest thereof, at the rate of six per centum per annum from the time of actual payment, is to be paid out of the income to be made annually among the said lenders; which certificates shall be assignable in like manner as bonds and promissory notes are made assignable by law.

[Section III.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That it shall be lawful to and for the said Isaac Coats, David Rose, George Forepaugh, George Leib, Peter Brown and John Britton, or any four of them, for and out of the moneys subscribed and paid, to build, at the intersection of Callowhill and New Market streets, either at one and the same time or successively, as the moneys shall come into their hands, four separate market houses of brick, well covered with cedar shingles or tiles, in the four corners formed by the said two streets, each of the said market houses upon the lines of Callowhill street to be in length eastward and westward fifty-five feet, and in breath northward and southward upon the lines of New Market street eighteen feet, with as many distinct stalls in the same as they shall think proper, leaving an area of fifty feet square for the free passage over the said streets, and a passage at least twenty feet wide between each market

house, and the houses and lots on the north and south sides of the market square, to set up lamps at and about the said market houses, to pave the middle of the said two streets next to the lines of gutters on both sides of the streets, so as the same are or shall be fixed by the regulators of the Northern Liberties, and purchase and keep movable booths or stands, to be used on great market days when the brick stalls shall not be sufficient to contain all that is brought to this market; that it shall be lawful for the freeholders and inhabitants of the Northern Liberties of the city of Philadelphia, annually, until all the moneys borrowed on certificates shall be fully paid, at the time and place for electing supervisors of the highway, then and there to choose by ballot six superintendents of the said Callowhill market, and also one clerk of the said market, who shall make assay of weights and measures in the said market, and elsewhere in the Northern Liberties, and do and perform all things belonging to the office of a clerk of the market within the said township.

(Section VI, P. L.) Provided always, That if the said Callowhill market shall be ready to be opened before the third Saturday of March next, then Jeremiah Baker shall be the clerk of the market until that day; and that the said Isaac Coats, David Rose, George Forepaugh, George Leib, Peter Brown and John Britton shall continue in the office of superintendents until the third Saturday of March, one thousand seven hundred and eighty-five, unless any one or more of them should in the meantime die, resign or remove from the township, who shall be replaced on the township's election day next after such death, resignation or removal: And whenever the said four market houses shall be built, Callowhill street and New Market street paved, and all the lenders of money on certificates be fully paid and satisfied, then and from thenceforth no more than two superintendents, a clerk of the market, and one treasurer, shall be annually elected as aforesaid.

[Section IV.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the fees of the clerk of the said Callowhill market shall be the same as the fees of the clerk of the market for the city of Philadelphia now are by custom,

until the same shall be regulated and set by act of assembly. And that the said superintendents shall annually, on the same day when the supervisors of the highways render their accounts to the justices of the quarter sessions of the peace for the county of Philadelphia, exhibit to the said justices a fair and true account of all the donations and loans received, and of the costs and expenses of buildings and incidental charges, and of the income and profits of the said market, and how much of the money lent on certificates hath been paid to the lenders, which account shall be filed in the office of the clerk of the sessions, and be free to the inspection of all persons whom it may concern; and that from and after the liquidation of all sums of money, principal and interest lent on certificates, the clear incomes and profits of the said market shall be employed towards paying the most improved parts of the Northern Liberties, nearest the said market, and repairing the roads and highways in the said Northern Liberties.

Passed September 6, 1783. Recorded L. B. No. 2, p. 98, etc. See the Act of Assembly passed August 31, 1785, Chapter 1170.

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## CHAPTER MXXVII.

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### AN ACT TO RE-ESTABLISH THE CORPORATION OF THE JULIANA LIBRARY COMPANY IN LANCASTER, IN THE COUNTY OF LANCASTER.

(Section I, P. L.) Whereas it hath been made appear to the legislature of this state that the late proprietaries of Pennsylvania by their charter under the great seal of the late province bearing date the twenty-second day of October, one thousand seven hundred and sixty-three, did, upon the application of sundry reputable inhabitants of the county of Lancaster, incorporate them by the name of the Juliana Library Company in Lancaster; in pursuance whereof elections of directors, treasurer and librarian have been duly held on the fifteenth day of September annually until the Declaration of Independence, and