

or other warrant holders, in cases where attornies or agents are or may be appointed ; and on due proof of said service, and on return thereof being made according to law, the same proceeding shall be had thereon against any of said companies or warrant holders, their agents or attornies, as is had against other defendants in like cases, agreeably to the laws of this commonwealth.

On proof of such service and return thereof similar proceedings to be had against companies, &c. as other defendants in like cases.

SECT. XII. *And be it further enacted by the authority aforesaid,* That in cases where an actual settler may heretofore have purchased the right of a warrantee to a tract of land, north and west of the rivers Ohio and Allegheny, and Conewango creek, whereon he may have made an actual settlement agreeably to the act of the third of April, one thousand seven hundred and ninety-two, and where such settler shall apply to the land-office to patent the same, it shall be the duty of the secretary of the land-office to grant such patent on the usual proof of settlement being made, and a regular chain of title being produced from such warrantee and the arrears of purchase money, (if any there be,) and the usual office fees being first paid ; *Provided,* That nothing contained in the foregoing shall be construed to prevent the commonwealth at any time hereafter from asserting her right in cases of forfeiture under the act of the third of April, one thousand seven hundred and ninety-two, where the warrant holders and actual settlers shall fail to embrace the provisions of this act.

Actual settler having purchased the right of a warrantee entitled to a patent on producing proof of settlement and regular chain of title.

Proviso.

Saving certain rights to the commonwealth.

SECT. XIII. *And be it further enacted by the authority aforesaid,* That this act be published four weeks successively in one newspaper in the city of Philadelphia, and in such other newspapers published in the western counties of this state, as the governor may think proper to direct, on or before the first day of June next, and the expense thereof shall be paid out of any unappropriated money in the treasury after settlement made by the accountant department,

This act to be published in certain newspapers, &c.

JOHN WEBER, *Speaker*  
*of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twentieth day of March, one thousand eight hundred and eleven.

SIMON SNYDER.

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### CHAPTER LXVIII.

*An ACT authorizing Joseph Kirkbride to build a Toll-bridge over Frankford creek.*

SECT. I. *BE it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph

Joseph Kirkbride authorized to build a bridge over Frankford creek,

Kirkbride, his heirs or assigns, be authorized to build and maintain a bridge over Frankford creek where his ferry is now kept, and that the said bridge shall be so constructed as to leave sixty feet in the middle or deepest part of the said creek open for all vessels or rafts passing or repassing under the same, and shall be built of such height as to leave eight feet clear above common high-water-mark, and shall be of the breadth of eighteen feet, with a good and sufficient railing on both sides, and shall likewise contain a draw of eighteen feet wide in the middle or deepest part of said creek, to be so constructed that it may be easily and quickly raised, in order that the passage of masted vessels may not be prevented.

Manner in which the bridge is to be constructed.

No toll to be exacted for raising the draw.

SECT. II. *And be it further enacted by the authority aforesaid,* That no toll or exaction shall be demanded of any person for raising the said draw for the passage of any masted vessel; and if any owner of such masted vessel shall be prevented for more than half an hour from passing up or down the said creek, by reason of the said draw not being raised, the proprietor of the said bridge shall, on conviction thereof before any justice of the peace of the proper county, forfeit and pay to the person so hindered, the sum of five dollars for every half hour beyond the said time that he shall be so prevented, and in the same proportion for a longer or shorter time.

Penalty for unnecessary delay.

Lamps to be affixed on each side of the creek, and kept burning all night,

SECT. III. *And be it further enacted by the authority aforesaid,* That the proprietor of the said bridge shall cause a lamp to be placed on each side of the said creek in the most convenient position for lighting the said bridge, which lamps shall be regularly lighted every evening as soon as it shall grow dark, and shall continue lighted until day-light on the ensuing morning, excepting only at such times as the light of the moon may render the same unnecessary, under the penalty of five dollars for every such omission, to be recovered as debts of like amount are by law recoverable, one half whereof shall be paid to the overseers of the poor, for the use of the poor of the proper district, and the other half to the person suing for the same.

except when moon-light. Penalty for neglect.

Bridge to be kept in repair.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the proprietor of the said bridge shall at all times keep the same in good repair, and for crossing the same shall be entitled to receive the following rates or tolls, *to wit*; For each and every footman one half cent; for every man and horse, one and an half cents; for every phaeton, chariot or coach with two horses, twelve and a half cents; for the same with four horses, eighteen cents; for every sulkey, chair, chaise or sleigh, with one horse, four cents; for the same with two horses, six cents; for every cart or waggon with one horse, three cents; for the same with two horses, four cents; for the same with four horses, six cents; for every horse, cow, heifer, bull, ox or steer, one half cent; for every score sheep or swine, two cents; and

Rate of tolls.

in the same proportion for a greater or less number ; *Provided* Proviso.  
*always*, That no toll shall be taken from any person or persons  
 attending funerals or walking in military procession or from per-  
 sons belonging to the militia, in going to and returning from  
 muster on days of training, or from children passing to and from  
 school.

SECT. V. *And be it further enacted by the authority afore-* Penalty for de-  
*said*, That if the said Joseph Kirkbride, his heirs or assigns, or manding illegal  
 any person employed by them shall collect or demand any greater toll.  
 rate of prices of toll for the passing over said bridge than what  
 is herein before prescribed, or shall neglect to keep the said  
 bridge in good repair, he or they shall, for every such offence,  
 forfeit and pay ten dollars, for the use of the poor of the proper How fines to be  
 district, to be recovered before any justice of the peace in and appropriated.  
 for the county of Philadelphia ; *Provided always*, That no suit Proviso.  
 shall be brought in this respect unless within twenty days after  
 the offence is committed ; *Provided also*, That the person aggrieved  
 shall be a competent witness in the case.

SECT. VI. *And be it further enacted by the authority afore-* Penalty for in-  
*said*, That if any person or persons shall wilfully pull down, injuring the bridge,  
 break or destroy with intent to injure any part or parts of the &c.  
 said bridge, or any toll-house, gates, bars or other property of  
 the said Joseph Kirkbride, appurtenant to, or erected for the  
 use and convenience of the said bridge, or shall wilfully deface  
 or destroy the letters, or figures in any written or printed list of  
 the rates or tolls affixed in any place or places for the informa-  
 tion of passengers or others, or who shall wilfully and maliciously  
 obstruct or impede the passage on or over the said bridge or any  
 part or parts thereof, he, she or they so offending shall each of  
 them forfeit and pay for every such offence, to the said Joseph  
 Kirkbride, his heirs or assigns, any sum not exceeding five dol-  
 lars, to be sued for and recovered before any justice of the peace How fines to be  
 as debts of like amount are recoverable, and he, she or they so recovered  
 offending shall remain liable to actions at the suit of said Joseph  
 Kirkbride for such wrongs if the said sum or sums herein men-  
 tioned be not sufficient to repair and satisfy said damages ; *Pro-*  
*vided always*, That no such suit shall be brought unless within  
 twenty days after such offence shall have been committed.

SECT. VII. *And be it further enacted by the authority afore-* Building to com-  
*said*, That if the said Joseph Kirkbride, his heirs or assigns, mence within  
 shall not commence the building of said bridge within one year one and complet-  
 after the passing of this act, or shall not within four years after ed within two  
 complete the same, according to the true intent and meaning of years.

this act, then in either case, the rights and privileges hereby granted shall cease and determine.

JOHN WEBER, *Speaker*  
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twentieth day of March, one thousand eight hundred and eleven.

SIMON SNYDER.



CHAPTER LXIX.

*An ACT to remedy defects in the titles to real estate purchased by certain emigrants within this commonwealth, during the time they were aliens.*

SECT. I. *BE it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same,* That all purchases of real estate made by emigrants resident within this commonwealth previous to declaring their intentions to become citizens of the United States, and who since purchasing the same have been naturalized in conformity with the laws of the United States on that subject, shall be as valid to all intents and purposes, and shall be construed to vest the title to the said real estate in the purchasers as fully and absolutely as if they had been citizens at the time they purchased the same.

Purchases of real estate by aliens, to be valid in case they afterwards become naturalized.

SECT. II. *And be it further enacted by the authority aforesaid,* That in all cases where aliens have purchased real estate within this commonwealth and have sold the same to citizens of the United States, the said sales shall be valid to all intents and purposes, and shall be construed to vest the title to the said real estate in the citizens aforesaid, as fully and effectually, as if the said aliens had been citizens at the time of purchasing the same.

Sales of real estate by aliens to citizens of the United States valid.

JOHN WEBER, *Speaker*  
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twentieth day of March, one thousand eight hundred and eleven.

SIMON SNYDER.