

1783. river Susquehanna, and other streams therein mentioned, public highways, for improving the navigation of the said river and streams, and preserving the fish in the same," as declares the Ray's-Town branch of Juniata, from the lower end or limits of the said John Wilt his plantation up to the said town of Bedford, to be a public highway, shall be and the same is hereby, repealed and made void, any thing in the act above mentioned to the contrary notwithstanding.

it declares a certain part of Ray's-Town branch of Juniata to be a highway.

Passed 21st March, 1783.—Recorded in Law Book No. II. pa. 95.

## CHAPTER MXV.

*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. (k)*

SECT. I. 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 their lots of land in the neighbourhood 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.

SECT. II. 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 labour 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:

(k) See a supplement to this act. For a general reference to the laws passed the 31st of August, 1785, and respecting the Northern-Liberties, see an act passed the 13th of March, 1789. the general Index. (Note to former ed.)

SECT. III. *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, for ever, 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.**

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Market-place constituted, and market days appointed.

SECT. IV. *And in order that the said market may be built, and the monies necessary for the doing of it raised and collected, Be it further enacted by the authority aforesaid,* **That Isaac Coats, David Rose, George Forepaugh, George Leib, Peter Brown, and John Britton, shall be superintendants 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 Margarett-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 monies may be actually paid, when occasion 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 instalments; 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 for a valuable consideration: And the said superintendants 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 the receipt of any subscription money, give a certificate, attested by two of the said superintendants, 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 and profits of the said market, at every distribution of the said 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.**

Superintendants of the market appointed, who may take subscriptions;

payable in instalments,

A Treasurer to be appointed;

who shall issue certificates for subscription money.

SECT. V. *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 monies subscribed and paid, to build at the intersection of Callowhill and New-Market-streets,**

The Superintendants empowered to build market-houses.

1783. either at one and the same time, or successively, as the money 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 breadth 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 moveable 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 ; (1) that it shall be lawful for the freeholders and inhabitants of the Northern-Liberties of the city of Philadelphia, annually, until all the monies 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 superintendants 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.

Clerk of the market appointed.

SECT. VI. *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 superintendants until the third Saturday of March, one thousand seven hundred and eighty-five, unless any one or more of them should in the mean time 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 superintendants, a clerk of the market, and one treasurer, shall be annually elected, as aforesaid.

His fees of office.

SECT. VII. *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 superintendants 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

(1) Altered and supplied, so far as the section relates to the election of superintendants and a clerk of the market, until the money borrowed on certificates is repaid, by an act of the 31st of August, 1785. (Note to former ed.)

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 monies 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 paving the most improved parts of the Northern-Liberties, nearest the said market, and repairing the roads and highways in the said Northern-Liberties.

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(m)

Passed 6th September, 1783.—Recorded in Law Book No. II. page 98.

(m) A penalty was imposed on hawking Northern-Liberties, than the Callow-hill market, by an act of the 18th of it for sale in any other place, within the March, 1789. (*Note to former edition.*)

### CHAPTER MXVI.

An ACT to re-establish the corporation of "The Juliana Library Company in Lancaster, in the county of Lancaster."

Passed 8th September, 1783.—Private Act.—Recorded in Law Book No. II. page 103.

### CHAPTER MXVIII.

An ACT for the establishment of a college at the borough of Carlisle, in the county of Cumberland, in the state of Pennsylvania.

(n)

SECT. I. WHEREAS the happiness and prosperity of every community (under the direction and government of Divine Providence,) depends much on the right education of the youth, who must succeed the aged in the important offices of society, and the most exalted nations have acquired their pre-eminence, by the virtuous principles and liberal knowledge instilled into the minds of the rising generation:

SECT. II. And whereas, after a long and bloody contest with a great and powerful kingdom, it has pleased Almighty God to restore to the United States of America the blessings of a general peace, whereby the good people of this state, relieved from the burthens of war, are placed in a condition to attend to useful arts,

(n) By an act of the 7th of April, 1786, there was a legislative grant of £.500, and 10,000 acres of land, to this college; by an act of the 3d of October, 1788, a lot and buildings in the borough of Carlisle were granted to the college; by acts of the 27th of March and 29th of September, 1789, the college was entitled to one fifth of the nett proceeds of a lottery established by law; and by an act of the 20th of September, 1791, a sum of £.1500 was appropriated for the immediate relief of the institution—And see title, Dickinson College, in the General Index. (*Note to former edition.*)