

1787. fore he enters on the execution of his office, give bond, with such security to the Supreme Executive Council as they shall deem necessary, in the sum of five hundred pounds, conditioned for the faithful performance of his duty, as directed by this act.

Repeal of all former acts for storing gunpowder.

SECT. XVI. *And be it further enacted by the authority aforesaid,* That all acts heretofore made, in any way respecting the storing or keeping of gunpowder in the said city, or the adjacent country, within two miles of the said city, or in any part of the liberties of the same, shall be, and hereby are repealed.

Passed 28th March, 1787.—Recorded in Law Book No. III. page 199. (z)

(z) See an act for the inspection of gunpowder, passed 18th of April, 1795, (chap. 1846.)

By a resolution of the General Assembly of 6th of April, 1790, the executive was authorized to purchase a lot of ground, and erect thereon a gunpowder magazine. (Minutes of Assembly of 1789, -90, pa. 260, 261,) and by a supplement to the act in the text, passed 13th of April, 1791, (chap. 1562,) all gunpowder brought into the city, after the 1st of July, (then) next, shall be deposited and kept in the new magazine (on the banks of Schuylkill, on the north side of Walnut street,) subject to the regulations contained in the act in the text, and that part of the 2d section of the act in the text, which relates to deposits in the old magazine, is repealed. By "a Supplement to "An act for securing the city of Philadelphia, and the neighbourhood thereof from damage by gunpowder," and also, to "An act for providing for the inspection of gunpowder," passed 29th of March, 1802, (chap. 2264,) certain duties are enjoined on the inspector of gunpowder in and for the port of Philadelphia; and an additional compensation allowed to the inspector, and the owners of inspected gunpowder are authorized to convey, immediately from the manufactory, such inspected powder to the place of exportation, or to any ship intended to export the same, subject to the same rules, regulations and penalties contained in the original acts.

A penalty is also inflicted on the superintendent of the magazine, or his deputy, for being concerned, directly or indirectly, in manufacturing or selling gunpowder. And the superintendent, in future, shall receive no fee or emolument, for the delivery of gunpowder, but only for the storage.

By an act, entitled, "An act for the removal of the powder magazine from the city of Philadelphia," passed 4th of April, 1807, (chap. 2804,) commissioners were appointed to sell and convey the present powder magazine and the lot on which the same is erected, and with the proceeds to purchase ground, and erect other magazines; commissioners to be compensated. To erect a magazine for the traders in the city, to supply the daily demand, not less than one mile from the city, nor of a capacity to contain more than ten tons of powder; and one or more magazines to store, or deposit powder in large quantities, not less than four miles from the city. Reserving a right to the state, to deposit powder therein belonging to the public.

As soon as completed, the superintendent to remove the powder from the old to the new magazine, where all powder is to be thereafter kept, subject to the regulations and penalties now in force, with regard to the deposit and inspection of gunpowder in the present magazine.

Five thousand dollars were granted to complete the new magazine, by act of 25th of February, 1808, (chap. 2923.)

CHAPTER MCCLXXII.

An ACT for facilitating the redemption of the bills of credit, emitted in the year one thousand seven hundred and eighty-one, and for redeeming part of the funded debt of the state, by the speedy collection of the arrearages due for unpatented lands which were located before the declaration of independency.

SECT. I. WHEREAS, in and by an act of the General Assembly of this commonwealth, passed the sixteenth day of Septem-

ber, one thousand seven hundred and eighty-five; entitled "An act to compel the speedy settlement, and the paying or securing of the debts due to this state, for lands held by location or other office right, obtained before the tenth day of December, one thousand seven hundred and seventy-six, and yet remaining unpatented," it was, amongst other things, in substance enacted and declared, that every person entitled either in law or equity to lands in this state, within the limits of the purchase or purchases made from the Indians before the declaration of the independency of the United States, by virtue of any grant, warrant, location or office rights whatsoever, made or accrued before the tenth day of December, one thousand seven hundred and seventy-six, upon which a patent had not been issued, might, and every such person was thereby enjoined and required, as soon as conveniently might be, to apply to the proper officers of the Land-Office, and to settle and adjust the sum and sums of money due to the state for the purchase of such lands, respectively, and to pay or secure the same, in the manner in the said act mentioned; and if any person, so entitled as aforesaid to any lands yet remaining unpatented, should refuse or neglect to pay or secure the purchase money, or arrearages thereof, due to the state, and demand a patent for such land, in the manner in the said act directed, on or before the tenth day of April, which would be in the year of our Lord one thousand seven hundred and eighty-seven, every such person, so refusing or neglecting, should be barred and precluded from the benefit intended by the said act, with respect to further time of payment, and should be forthwith prosecuted and proceeded against for the monies due on such lands, by sale of the said lands according to law, without further delay:

And whereas the time, so limited as aforesaid, is now nearly expired, and it is deemed expedient further to extend the same:

And whereas so much of the said arrearages and sums of money, due to this state for lands as aforesaid, as should be sufficient to redeem the bills of credit emitted by virtue of the act passed the seventh day of April, one thousand seven hundred and eighty-one, entitled "An act for emitting the sum of five hundred thousand pounds in bills of credit, for the support of the army, and for establishing a fund for the redemption of the same, and for other purposes mentioned," were, by the said act, solemnly pledged and appropriated for the redemption of the said bills of credit: And whereas, by the payment of part of the said arrearages, and by the appropriation of other funds, the greater part of the said bills of credit have been redeemed, and the sum remaining to be redeemed will require but a moderate proportion of the said arrearages to complete the same, and it is just and proper, that the residue of the said arrearages should be otherwise appropriated, towards discharging the other debts due from the state:

And whereas many of the citizens of this state, thus indebted for lands by them held as aforesaid, are possessed of certificates of debts due from the state, and drawing interest from the treasury thereof, and are desirous of discharging their debts to the state, by paying as much thereof in the said certificates, as may be received

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[Chap. 1169, ante. and see the notes to chap. 1083, ante. p. 102. This act is obsolete, but is retained, as part of the general history of the land laws.]

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consistently with the aforesaid appropriation, and the residue in the aforesaid bills of credit, or other current money; Therefore,

SECT. II. *Be it 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 the time limited in the act, first herein recited, for paying or securing to the state the payment for lands held or claimed, as in the said act is described, and for demanding or taking out patents for the same, be, and hereby is, extended to the tenth day of April, in the year of our Lord one thousand seven hundred and eighty-eight; and the periods prescribed by the said acts, for the payments to become due on the securities therein directed to be taken, shall be, and are hereby respectively extended to one year later than the periods in the said acts mentioned.

SECT. III. *And be it further enacted by the authority aforesaid,* That every person entitled to demand a patent for land in this state, according to the direction of the said recited act, on paying one fourth part of the amount of the purchase money, or the arrearages now due, with the interest thereon, in lawful money of this state, or in the bills of credit emitted by virtue of the aforesaid act, passed the seventh day of April, one thousand seven hundred and eighty-one, together with the whole of the office fees, in current lawful money, shall, at his option, pay the residue of such purchase money and interest, in lawful money, or the bills of credit aforesaid, or in certificates of debts due from this state, and now by law entitled to draw interest from the treasury thereof, commonly called funded certificates, on which certificates the interest shall be computed and allowed till the time of such payment: *Provided nevertheless,* That such payment or payments be made and completed on or before the tenth day of April, in the year of our Lord one thousand seven hundred and eighty-eight.

SECT. IV. *And be it further enacted by the authority aforesaid,* That if any gold or silver coin, or other current lawful money, shall be paid to the officers of the Land-Office, or any of them, in discharge of the aforesaid purchase and interest, or any part thereof, the same shall be, and is hereby, appropriated to and for the purchase and redemption of such of the aforesaid bills of credit, emitted in the year one thousand seven hundred and eighty-one, as shall remain unredeemed at and after the aforesaid tenth day of April, one thousand seven hundred and eighty-eight.

SECT. V. *And be it further enacted by the authority aforesaid,* That if any person, so entitled as aforesaid to lands within this state, and yet remaining unpatented, shall refuse or neglect to pay or secure the purchase money, or arrearages thereof, with interest, and demand a patent for the same, in the manner herein before directed, on or before the tenth day of April, which will be in the year of our Lord one thousand seven hundred and eighty-eight, every such person, so refusing or neglecting, shall be barred and precluded from all the benefit intended by this act, with respect to further time of payment, and the mode of such payment, and shall be forthwith prosecuted and proceeded against, by the sale of his said land, according to law, as if this act had not been made.]

Passed 28th March, 1787.—Recorded in Law Book No. III. page 205.

The time limited for patenting lands extended. [Further extended. See notes to chap. 1083, ante. pa. 102.]

Mode of paying for the lands.

Appropriation of specie paid into the Land-Office on account of such lands.

Persons neglecting or refusing to pay the consideration money for the lands, as prescribed, shall not have the benefit of the act.