
CHAPTER 112.

AN ACT FOR GRANTING TO KING WM & QUEEN MARY THE RATE OF ONE PENNY PER POUND UPON THE CLEARE VALUE OF ALL THE REALL AND PERSONALL ESTATES AND SIX SHILLINGS PER HEAD UPON SUCH AS ARE NOT OTHERWISE RATED BY THIS ACT TO BE EMPLOYED BY THE GOVERNOUR OF THIS PROVINCE OF PENSILVANIA & TERRITORYES THEROF FOR THE TIME BEING TOWARDS THE SUPPORT OF THIS GOVERNMENT.

Since it hath pleased the King and Queen to take the Government of this Province and Countrey into their owne hands and Supply the absence of our Proprietor by Soe worthy a Person who gave us Such great assurances of his good desires to Preserve & Confirme us in our Rights & Libertyes, Wee the Representatives met in Generall Assembly, with humble Submission to the King & Queens Pleasure therin, & with all dutifull acknowledgements of their Care and tender Regard to the Reasonable Laws & Constitutions as well as Protection of this Government doe humbly present the Said King and Queen with the Free Gift of the Rates and Assessments herein aftermentioned, which wee desire they would please to accept off as a Testimony of our Dutifull affections towards them, and wee doe likewise desire that the King and Queen would be pleased to give & allow one half therof unto Benjamin Fletcher Captain Generall & Governour in Chief in & over this Province & Countrey &c That it may be Soe

Enacted Be it therefore Enacted by the Governour, Counsell & Representatives Convened in Generall Assembly, and by the Authority of the Same that all and every Person & Persons within this Government having any Personall Estates, Either in their Possession or in the Possession of others in Trust for them over & besides the household goods & Implements they Use, and Such Sums of money as they Really owe or ought to pay, Shall yeeld and pay to the use aforesaid after the rate of one penny per pound, And to the End that this tax may be laid with as much Equality & Indifferency as may be upon all Lands within this Government, & that a due Regard may be had to the many Tracts of Uncultivated and unprofitable Lands which produce rather a Charge than Profitt to the owners thereof. Be it Enacted by the

Authority aforesaid that all Lands and other Reall as also the Personall Estates Shall be and are hereby Charged for one year only and no Longer, with one penny for Every pound Cleare vallue.

And be it further Enacted by the Authority aforesaid that all Freemen within this Province & Territoryes who have been out of their Servitudes by the Space of Six months, and Shall not be otherwise Rated by this Act nor worth One hundred pounds, Shall pay unto the use aforesaid the Summe of Six Shillings per head, Provided allwayes That our Chief Proprietary and his late Deputys in Government Shall not be assessed or otherwise Chargeable by virtue of this Act, Provided also that no person or Persons shall be taxed by this Act who have a great Charge of Children and become Indigent in the world & are Soe farr in Debt, that the Cleare vallue of their Reall and Personall Estate doth not amount to Thirty pounds.

And be it further Enacted by the Authority aforesaid, that for the better assessing, ordering, Levying & Collecting the Severall Summs of money Soe to be paid as aforesaid and for the more Effectuall putting of this Act in Execution, It Shall & may be Lawfull for all or any two or more of the members of this assembly within the Respective Countys for which they Serve, to call to their assistance three of the Justices or other Substantiall Freeholders of the Respective Counties, and within Two months after the Publication herof to meet together at Such place or places, within Each County as they Shall Respectively agree upon, in order to Assesse the rates mentioned in this act, and also to Appoynt Receivers or Collectors to receive or gather the Same, and after Such meeting had, the Said Assessors shall by warrant from some Justice of the Peace of the proper County, Cause the Constables within the said County to bring in Certificates in writing of the names of every Person resideing within the Limits of those places with which they Shall be Charged, and of the Substances and vallues of Every of them who are to be rated by this Act, which said Constables Shall be paid or allowed by the Collectors three pence per pound for their trouble therin and the Said assessors are hereby Enjoyned to ascertain and Informe themselves by all Lawfull meanes they can of the true valluation of the Cleare Estates both reall and Personall within those Countyes & Limitts with which they Shall be Charged respectively,

and being Soe therof ascertained they are to assess themselves & others, for & In Respect of the Said Estates, according to the Rates aforementioned, haveing due Regard to the ability of the People, and to the Unprofitable Land they hold and therupon to appoynt Such & Soe many Collectors or Receivers therof as they the Said Assessors shall think fit within their Respective Limitts, For which Service the Said Assessors Shall receive or be allowed Six pence per pound out of the Said assessment, and be it further Enacted by the Authority aforesaid, that the rates assessments and Taxations aforesaid Shall be made & ascertained, with what Expedition may be, Soe that the Moyety or half part therof may be Levyed, Collected and paid into the Said Receivers Respectively on or before the tenth day of the ninth month next and the Other half therof on or before the tenth day of the Second month in the year 1694 at Such places as the Said Assessors Shall appoint which said assessments, with the names and Severall vallues of their Respective Estates, together also with the reall Summs Levyed by this act, Shall be returned and fairly Certified by the Said Collectors, to the next Generall Assembly after the Same is assessed as aforesaid.

And be it further Enacted by the authority aforesaid that if any of the Said Assessors Shall neglect or refuse to make Such assessment as by this act is required, or in Case the Collectors so as aforesaid Chosen Shall deny, neglect or Refuse to Collect any Sum or Sums of money In form aforementioned assessed & be Convicted therof Shall be fined at the discretion of the Justices of the Respective County Courts.

And be it Further Enacted by the authority aforesaid that if any person or Persons whatsoever within this Government who shall be assessed or Rated any Sum or Sums of mony by virtue of this act to be levied shall deny, Refuse or delay to pay the Same that then it shall and may be lawfull for any Such Collector (by virtue of a warrant undr the hand and Seale of any Justice of the peace for the County wheare Such offendr shall Reside, who by virtue of this act are required and authorized to grant Such warrants) to levye the Same, by distress and Sale of Such person or persons goods & Chattels, Returning the overpluss, If any be, to the Owners after the Sum assessed or disttrained for, with all Charges are diducted.

And be it further Enacted by the authority aforesaid that the Monys or Effects gathered and Received by the said Collectors within their Respective Limmitts by virtue of this act shall from Tyme to tyme be duely Paid to Such Treasurer or Treasurers as shall be appoynted by the Governour to Receive the Same whose Receipts shall be a sufficient discharge unto Such Collectors, which Said Collectors for gathering the Said particular Sums Shall Retaine in their hands Respectively for Every Twenty shillings by them Payd in as aforesaid, the Sum of one Shilling as a reward for their pains and Service.

Provided allwayes that If any Person or persons Certyfied assessed or Rated for or in Respect of any Estate for which by this act he or they is or may be Rated Doe find him or themselves agreived with Such Rateing and doe within ten dayes after Complaine to any three of the assessors that Signed or allowed his or their Rate who shall within ten dayes after Such Complaint particularly Examine the person Complayneing or any other person Touthching the vallue of the Complainants Reall & personall Estate and there upon the said Assessors shall abate Defaulk or Increase the Said assessments according as the Complainants shall appear to be worth, Either by the parties Owne attest or prooffe of others.

And be it Further Enacted by the Authority aforesaid that if any Person be Sued for any thing done in pursuance of this act Such Person Soe Sued may plead the Generall Issue, and give this Act & Speciall matter in Evidence, and if the Plaintiffe or Prosecutor shall be Cast, the Deffendant Shall recover Treble Damages, Provided always that none Shall be punished by virtue of this Act for any Neglect or Miscarriage in the Execution therof, but within one year after Such offence.

Provided also and be it Further Enacted by the Authority aforesaid, that the Said Severall Collectors shall gather & receive the Respective Sums assessed as aforesaid in Current money of this Province or for want therof in good merchantable Country produce at the Current Market Price.

A.P.S., Original Laws of Pennsylvania from 1693 to 1700, f. 1.
H.S.P., Cadwalader Collection. Act of June 1, 1693, chapter 1.
Presented to the Lords of Committee of Trades and Plantations, July 25-August 3, 1694. Referred to Her Majesty for consideration with the

request that the sum collected be presented to Col. Fletcher since he received no salary. Confirmed, August 9, 1694. See ch. 123, 1696.

CHAPTER 113.

THE LAW ABOUT FACTORS & THEIR EMPLOYERS.

To the Intent that the Estates of Factors or Correspondents shall make good all Just Debts Due to their Employers & that the Estates or Effects of Merchants or Employers Shall Discharge all Just Debts Due to their Factors or Correspondents.

Be It Enacted by the authority aforesaid That all Factors or Correspondents in this province & Territores Defrauding their Employers Shall make Restitution & one third part over to the said Employers and In Case any Factor shall Dye & shall not leave sufficient Estate to pay his Debts It shall be Lawfull for the Respective County Courts or any two Justices of the peace to secure the goods & personal Credits & Effects of his Employer or Employers for his or their proper use or uses & Give Due and speedy notice thereof accordingly to the said Employers to the End that they may receive the Same, paying necessary Charges, & that in Case any Factor Attorney or Correspondent Shall Contract any Debts or Really Disburse any Sums of money or other thing for the Carrying on his Employers affaires (according to order and Directions) Either within this province & Territories or parts adjacent & also that such Employers Shall order out, Dispose of or Sell their Effects & Estates here, without makeing Satisfaction to their said Factors or Correspondents for all Such Debts & other things Due & Layd out as aforesaid unless provision be therupon made for payment thereof, Such Sale Shall be of no Effect, untill the same be Discharged That the Respective County Corts in all such Cases (upon Complaint Entered & sufficient prooffe made of such Debts & Dues in open Court) may pass Judgment against such Employers for the same with Costs and Damages and award Execution for the same.