

ered in any court of record within this province with full costs of suit.

Provided always, That nothing in this act contained shall be deemed, construed or understood to prohibit or debar any person or persons whomsoever, inhabitants of this province, from purchasing and bringing into the same any horses, mares, geldings and colts for his, her or their use and uses in the same manner as it was lawful for them to do before the making of this act.

Provided also, That this act shall remain and be in full force and virtue for the space of seven years from the time of the publication thereof and from thence to the end of the next session of assembly and no longer.

Passed February 4, 1848-49. Confirmed by the King in Council, March 29, 1750. See Appendix XVII, Section I, and note to the Act of Assembly passed May 9, 1724, Chapter 279.

CHAPTER CCCLXXVI.

AN ACT TO ENCOURAGE THE KILLING OF SQUIRRELS WITHIN THIS PROVINCE.

Whereas it is found on experience that the number of squirrels have of late very much increased within this province, and that they greatly damnify the farmers and others by destroying their wheat, Indian corn and other grain:

For the prevention whereof as much as may be for the future:

[Section I.] Be it enacted by the Honorable James Hamilton, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietors of the Province of Pennsylvania and of the counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in General Assembly met, and by the authority of the same, That for every squirrel (ground squirrels and flying squirrels excepted) killed within the inhabited part of any of the counties within this province there shall be paid by the treasurers of the said counties respectively unto the person who

shall kill the same the sum of three pence, in such manner and form as is hereinafter directed and not otherwise.

[Section II.] And be it further enacted by the authority aforesaid, That the commissioners and assessors of each of the said counties respectively or a majority of them at the times of their annual meetings by virtue of the county levy act, to calculate the public debts of the said counties respectively and to ascertain the sums of money necessary to be raised to pay for killing of wolves, foxes, crows and other public uses, shall and they are hereby required and enjoined in like manner to ascertain the sums necessary in each year to pay for the killing of squirrels in the said counties respectively in pursuance of this act, and the said sums so found necessary shall cause to be raised and paid to the treasurer in the like manner as in and by the said act is directed with respect to other public money therein mentioned.

[Section III.] And be it further enacted by the authority aforesaid, That whensoever any such squirrels shall be killed within any inhabited part of any of the counties by any person or persons (Indians excepted), he or they so killing the said squirrels shall carry the heads or skins of the heads of them to some one justice of the peace of the county wherein they shall be so killed, who is hereby empowered and required to examine the parties producing the said heads or skins of heads, or at his discretion to charge him or them on solemn oath or affirmation to declare where and in what county the said squirrels were killed and by whom. And if it shall clearly appear to the satisfaction of such justice that the said heads or skins of heads so produced were severed from squirrels killed in the inhabited part of the said county by the party producing the same the said justice before whom such examination is taken shall cause the ears of such heads or skins of heads to be cut off and destroyed, and shall give his order on the treasurer of the county where the said squirrels were killed, reciting therein the substance of the proof and requiring the treasurer to pay to the parties so much for each such squirrel as is hereinbefore mentioned.

[Section IV.] And be it further enacted by the authority aforesaid, That if any such squirrels' heads or skins of heads are brought before any of the justices aforesaid by any Indian to

claim the benefit of this act, such Indian shall at the time produce a certificate or other proof of some person in the neighborhood where such squirrels shall be killed certifying he or they saw such heads or skins of heads green and undried.

Provided always, That no such order shall be given by any such justice on any of the treasurers of the said counties respectively for any less number of heads or skins of heads so to be produced than twelve.

Provided also, That nothing herein contained shall authorize any person to carry a gun or hunt on the land of another without license from the owners, or in any other manner than by the laws of this province was allowable to do before the making of this act.

Passed February 4, 1748-49. Confirmed by the King in Council, March 29, 1750. See Appendix XVII, Section I, and the acts of Assembly passed January 27, 1749-50, Chapter 382; April 9, 1769, Chapter 456; March 27, 1784, Chapter 1087; March 4, 1807, P. L. 52; February 13, 1811, P. L. 42; March 15, 1831, P. L. 137; February 26, 1841, P. L. 42; May 3, 1852, P. L. 536; May 4, 1852, P. L. 586; April 26, 1855, P. L. 335; April 18, 1856, P. L. 404; April 15, 1857, P. L. 202; April 2, 1860, P. L. 552; April 17, 1861, P. L. 361; March 9, 1863, P. L. 115; April 11, 1866, P. L. 714; (the two acts of) April 3, 1867, P. L. 689, 690, April 8, 1867, P. L. 920; April 4, 1868, P. L. 642; April 8, 1868, P. L. 743; April 11, 1868, P. L. 854; April 10, 1869, P. L. 841; April 17, 1869, P. L. 1122; April 21, 1869, P. L. 84; February 19, 1870, P. L. 210; March 12, 1870, P. L. 417; April 2, 1870, P. L. 807; February 18, 1871, P. L. 78; March 4, 1871, P. L. 180; (the two acts of) March 11, 1871, P. L. 326, 327; May 4, 1871, P. L. 537; May 10, 1871, P. L. 658; May 25, 1871, P. L. 1148; March 28, 1872, P. L. 625; April 1, 1872, P. L. 686; April 2, 1872, P. L. 726; May 1, 1873, P. L. 89; April 17, 1874, P. L. 60; April 17, 1878, P. L. 24; (the two acts of) June 3, 1878, P. L. 157, 160; June 26, 1895, P. L. 390; June 27, 1895, P. L. 403; June 4, 1897, P. L. 123.

CHAPTER CCCLXXVII.

AN ACT FOR ERECTING PART OF THE PROVINCE OF PENNSYLVANIA WESTWARD OF SUSQUEHANNA AND SOUTHEASTWARD OF THE SOUTH MOUNTAIN INTO A COUNTY.

Whereas a great number of the inhabitants of the western part of Lancaster county have by their petition humbly represented to the governor and assembly of this province the great