

1146; February 27, 1786, Chapter 1200; March 9, 1786, Chapter 1211; March 3, 1788, Chapter 1334; September 23, 1789, Chapter 1446; April 13, 1791, Chapter 1569; April 11, 1793, Chapter 1692; April 8, 1799, Chapter 2063; March 1, 1800, Chapter 2113; March 25, 1805, P. L. 160; April 11, 1807, P. L. 276; April 1, 1823, P. L. 262; April 8, 1864, P. L. 350; May 24, 1871, P. L. 275; April 2, 1872, P. L. 729; April 28, 1873, P. L. 82, 886; June 3, 1878, P. L. 160; June 11, 1879, P. L. 163; May 23, 1887, P. L. 165; May 22, 1889, P. L. 267; April 15, 1891, P. L. 19; May 12, 1891, P. L. 52; June 24, 1895, P. L. 241; (the three acts of) June 25, 1895, P. L. 286, 295, 299.

CHAPTER CCCCLXVI.

AN ACT TO ENABLE CERTAIN TRUSTEES TO SELL LANDS IN THE COUNTY OF PHILADELPHIA SETTLED IN TRUST FOR THE USE OF THE MINISTER OF OXFORD CHURCH, AND TO RECEIVE THE VOLUNTARY DONATIONS OF THE INHABITANTS AND WITH THE MONEY ARISING THEREFROM TO PURCHASE OTHER LANDS TO BE SETTLED TO THE SAME USE.

Whereas Solomon Hall, of the county of Philadelphia, tailor, being seized in fee or possessed of a certain tract or parcel of land situate in the township of Oxford in the same county, containing sixty-three acres, did, by his indenture bearing date the fifteenth day of June, in the year of our Lord one thousand seven hundred and twenty-four, for the consideration therein mentioned, grant and convey the same tract of land with its appurtenances unto Josiah Harper and Toby Leech, the younger, and their heirs forever, in trust and for the use and benefit of the minister of the established church at Oxford forever. And whereas the said Josiah Harper and Toby Leech, being seized or possessed as aforesaid, did, by their indenture bearing even date with the deed above recited, covenant, grant and agree to and with the Reverend Robert Weyman, minister of the said church, and his successors therein forever that they, the said Josiah Harper and Toby Leech and the survivor of them and the heirs and assigns of such survivor should and would stand and be seized of and in all the said tract of land, with its appurtenances, to and for the use of the said Robert Weyman during

his continuing a minister of the said church, and to and for the use and benefit of the minister of the said church for the time being forever.

And whereas since the purchasing of the said tract of land for the uses aforesaid the church at Whitemarsh hath been, by the Honorable the Society in London for Propagating the Gospel in Foreign Parts, annexed to the mission of the said church at Oxford, and it hath been found by experience that the said tract of land is by no means conveniently situated for accommodating the minister of the said churches nor even commodious for and convenient to the church of Oxford aforesaid.

And whereas the messuage and tenements erected on the said tract of land for the habitation and use of the minister of the said churches have lately been by accident burnt down and destroyed.

And whereas the minister, churchwardens, vestry and members of the congregation of the said church of Oxford are desirous to sell the said tract of land, and with the moneys arising therefrom to purchase another tract more conveniently situated between the said churches for the uses aforesaid, and many charitably disposed persons have voluntarily subscribed sundry sums of money to be added to the sum which shall arise from the sale of the said tract of land with its appurtenances for the aforesaid uses: But inasmuch as the same cannot be effected without the aid of the Legislature, we, the trustees hereinafter mentioned, pray that it may be enacted:

[Section I.] And be it enacted by the Honorable James Hamilton, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and 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 all that the said tract and parcel of land situate in Oxford Township aforesaid, particularly described in and by the aforesaid recited indentures, containing sixty-three acres, be the same more or less, with their appurtenances, and all houses, out-houses, edifices, buildings, ways, roads,

waters, water-courses, rights, liberties, privileges, commodities and appurtenances whatsoever thereunto belonging or in anywise appertaining and the remainder and remainders, reversion and reversions, rents, issues and profits of all and singular the same premises, shall be, from and after the publication of this act, settled on and vested in and the same are hereby and from thenceforth settled on and vested in the Reverend Mr. Hugh Neill, Isaac Ashton, Esquire, Samuel Swift, Jacob Leech (the son of Jacob Leech) and Jacob Duffield, their heirs and assigns, freed and discharged and absolutely acquitted, exempted and exonerated of and from the estates, uses and trusts limited, appointed, created or declared in and by the said recited indentures and every of them; and of, from and against all right, title, claim and demand of the said Josiah Harper and Toby Leech, the younger, their and every of their heirs and assigns forever; but nevertheless upon the special trust and for the purpose hereinafter mentioned; expressed and declared: That is to say, upon trust that they the said Isaac Ashton, Esquire, Samuel Swift, Jacob Leech and Jacob Duffield, or any two of them, with the said Reverend Mr. Hugh Neill or the minister of the said church for the time being, shall and do grant, sell and convey the lands and premises vested in them as aforesaid by such proper conveyance or conveyances as shall be devised in law to any person or persons whatsoever, that shall be willing to purchase the same, and to his, her or their heirs and assigns forever, for the best price that can or may be got for the same, and that the receipt or receipts of the said trustees, or any two of them, with the minister of the said church of Oxford, of and for the said purchase money on sale of the premises hereby directed to be sold shall be good and effectual to such purchaser or purchasers as shall pay the same; and that the said purchasers or any of them shall not after such receipt or receipts be answerable or accountable for any loss, misapplication or non-application of the said purchase-money or any part thereof.

[Section II.] And be it further enacted by the authority aforesaid, That the said trustees are hereby authorized, empowered and enabled to receive of and from any person or persons any sum or sums of money which have been or hereafter shall be sub-

scribed for the uses and purposes hereinafter mentioned, provided the same do not in the whole exceed the sum of five hundred pounds, and to apply the same in the manner hereinafter directed.

Provided always, That the said trustees shall not, nor shall any of them, be answerable for any money to be received by them by virtue of the trust vested in them by this act, any otherwise than each person for such sum or sums of money as he shall respectively receive, and that no one of them shall be answerable or accountable for the acts, receipts, neglects or defaults of the other of them.

[Section III.] And be it further enacted by the authority aforesaid, That the moneys arising by such sale and subscriptions shall be vested in and the same are hereby declared to be vested in the said Reverend Mr. Hugh Neill, Isaac Ashton, Samuel Swift, Jacob Leech and Jacob Duffield, or any two of them, upon the trusts and to the end, intent and purpose hereinafter mentioned: That is to say, in trust and to the end that the said trustees or any two of them shall, with the consent and approbation of the said Reverend Mr. Hugh Neill, or the minister of the said church of Oxford for the time being, lay out and dispose of the said moneys arising by such sale and subscriptions aforesaid in the purchase of other lands and tenements more convenient and commodiously situated for the habitation, use and advantage of the minister for the time being of the said church of Oxford, and for erecting houses and buildings necessary for the use and convenience of such minister, which lands or tenements so to be purchased shall be entitled to all the rights, moneys and donations heretofore given and granted to the uses of the former glebe-land, and immediately after the purchase thereof shall be settled and are hereby declared to be and enure forever to and for the use, benefit and behoof of the minister of the church of England at Oxford aforesaid, for the time being, in the same manner and according as the same is particularly set forth, contained and specified in the said last-recited indenture of covenant and to no other uses, intents or purposes whatsoever.

Saving and always reserving to all and every person and per-

sons, bodies politic and corporate, his, her or their heirs, successors, executors and administrators, all such estates, rights, titles, interests, claims and demands of, in, to and out of the lands and premises to be sold as aforesaid, as they and every or any of them had before the passing of this act, or should or might have had or enjoyed in case this act had never been made.

Passed March 14, 1761. Referred for consideration by the King in Council, February 15, 1762, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXIV, Section II.

CHAPTER CCCCLXVII.

AN ACT FOR LAYING A DUTY ON NEGROES AND MULATTO SLAVES IMPORTED INTO THIS PROVINCE.

We, the representatives of the freemen of the Province of Pennsylvania, desire that it may be enacted:

[Section I.] And be it enacted by the Honorable James Hamilton, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and 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 negro or mulatto slave which shall be imported, landed or brought into this province at any time after the passing of this act, other than such negroes and mulatto slaves as are actually shipped for sailors and shall continue in the service of the vessel they were brought in, and not be exposed to sale in this province, and other than such negroes and mulatto slaves as shall be brought or sent into this province upon their masters' immediate business and not to remain in the province or for sale, there shall be paid the sum of ten pounds, and that all masters of vessels and others who shall after the passing of this act bring into this province by land or water any negroes or mulatto slaves shall forthwith make entry