

the said pilots, and the same is hereby enjoined to deliver one of the said abstracts or copies to the commander or master of each and every inward bound ship or vessel he may take charge of as pilot or shall otherwise fully inform such commander or master of the nature and purport of the said regulations and of the duties thereby enjoined; and such pilot shall not presume to conduct such ship or vessel nearer to the city of Philadelphia than is consistent with the said regulations on pain of being suspended from exercising the duties and receiving the emoluments of a pilot for twelve months and paying a fine of fifty pounds for every such offense to be recovered and appropriated as is directed in and by the act to which this is a supplement.

[Section V.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the ballast of any ship or vessel judged or deemed infectious under the act to which this is a supplement shall not be brought up to the city of Philadelphia, the district of Southwark, or the Northern Liberties, but the same shall be thrown out or discharged at such place as the health officer may direct and appoint under the penalty of one hundred pounds to be recovered and appropriated as aforesaid.

Passed September 20, 1783. Recorded L. B. No. 2, p. 148, etc.
See the Act of Assembly passed January 22, 1774, Chapter 691.

CHAPTER MXXXV.

AN ACT TO RATIFY AND CONFIRM AN AGREEMENT MADE BETWEEN COMMISSIONERS APPOINTED BY THE LEGISLATURE OF THE STATE OF NEW JERSEY AND COMMISSIONERS APPOINTED BY THE LEGISLATURE OF THE STATE OF PENNSYLVANIA FOR THE PURPOSE OF SETTling THE JURISDICTION OF THE RIVER DELAWARE, AND ISLANDS WITHIN THE SAME.

(Section I, P. L.) Whereas commissioners duly appointed on the part of the state of New Jersey and commissioners duly appointed on the part of the state of Pennsylvania for the purpose of settling the jurisdiction of the river Delaware and islands

within the same have executed two instruments of an agreement for the purposes aforesaid, one for each state, which agreement is contained in the following words:

An agreement made and concluded between George Bryan, George Gray, William Bingham, commissioners appointed by the legislature of the state of Pennsylvania for settling the jurisdiction of the river Delaware and the islands within the same; and Abraham Clark, Joseph Cooper and Thomas Henderson, commissioners appointed by the legislature of the state of New Jersey for the like purpose.

Whereas inconveniences and mischiefs have arisen and hereafter may arise from the uncertainty of jurisdiction within and on the river Delaware: Therefore to prevent the same and in order that law and justice may in all cases hereafter be executed and take effect within and upon the said river from shore to shore in all parts and places thereof where the same river is the boundary between the said states the said commissioners do agree and establish for and in behalf of their respective states in manner following: that is to say,

First. It is declared that the river Delaware from the station point or northwest corner of New Jersey northerly [six] to the place upon the said river where the circular boundary of the state of Delaware toucheth upon the same, in the whole length and breadth thereof, is and shall continue to be and remain a common highway, equally free and open for the use, benefit and advantage of the said contracting parties. Provided nevertheless, That each of the legislatures of said states shall hold and exercise the right of regulating and guarding the fisheries on the said river Delaware, annexed to their respective shores, in such manner that the said fisheries may not be necessarily interrupted during the season for catching shad by vessels riding at anchor on the fishing ground, or by persons fishing under claim of a common right on said river.

Secondly. That each state shall enjoy and exercise a concurrent jurisdiction within and upon the water, and not upon the dry land, between the shores of said river, but in such sort, nevertheless, that every ship and every vessel, while riding at anchor before any city or town in either state, where she hath

last laded or unladed, or where it is intended she shall first thereafter either lade or unlade, shall be considered exclusively within the jurisdiction of such state; and every vessel fastened to or aground on the shore of either state shall in like manner be considered exclusively within the jurisdiction of such state, but that all capital and other offences, trespasses or damages committed on said river, the judicial investigation and determination thereof shall be exclusively vested in the state wherein the offender or person charged with such offence shall be first apprehended, arrested or prosecuted.

Thirdly. That all islands, islets and dry lands within the bed and between the shores of the said river and between the said station point northerly and the falls of Trenton southerly, shall, as to jurisdiction, be hereafter deemed and considered as parts and parcels of the state to which such insulated dry land doth lie nearest at the time of making and executing this agreement; and that from said falls of Trenton to the state of Delaware southerly, Biles' island, near Trenton, Wind-mill island, opposite to Philadelphia, League island, Mud or Fort island, Hog island and Little Tinnicum islands, shall be annexed to the state of Pennsylvania and considered as parts and parcels thereof; and that Biddle's or Newbold's island, Burlington island, Petty's island, Red Bank island, Harmanus Helm's island, Chester island and Shieve's island shall be annexed to the state of New Jersey and considered as parts and parcels thereof; and that all other islands within the said river between the falls of Trenton and the state of Delaware which are not herein before particularly enumerated shall be hereafter deemed and considered as parts and parcels of the state which such island doth lie nearest at the date hereof; and that all islands which may hereafter be formed within the said river shall be classed and annexed to the jurisdiction of either state according to the same principle.

Fourthly. That this present agreement, and every article and clause therein contained, shall be suspended, and take no effect until each of the legislatures of the state of Pennsylvania and New Jersey respectively shall have passed laws approving of and ratifying the same, which being done, the said agreement

shall then be considered as a joint compact between the said states and the citizens thereof respectively, and be forever thereafter irrevocable by either of the said contracting states, without the concurrence of the other.

In witness whereof we the commissioners of the aforesaid states have set our hands and seals to two instruments of the agreement, one for each state, dated this twenty-sixth day of April, Anno Domini one thousand seven hundred and eighty-three.

Abraham Clark	(L. S.)	George Bryan	(L. S.)
Joseph Cooper	(L. S.)	George Gray	(L. S.)
Thomas Henderson	(L. S.)	William Bingham	(L. S.)

[Section I.] (Section II, P. L.) 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 the aforesaid agreement and every article, clause, matter and thing therein contained shall be and the same is hereby fully and amply ratified and confirmed and shall be and ever hereafter remain in force, agreeably to the true tenor and extent thereof.

Passed September 20, 1783. Recorded L. B. No. 2, p. 151, etc. See the Act of Assembly passed September 25, 1786, Chapter 1245.

CHAPTER MXXXVI.

A SUPPLEMENT TO THE ACT, ENTITLED "AN ACT TO APPROPRIATE CERTAIN MONEYS ARISING FROM THE EXCISE FOR THE PAYMENT OF THE ANNUAL INTEREST DUE ON UNALIENATED CERTIFICATES THEREIN MENTIONED," PASSED THE TWENTY-FIRST DAY OF MARCH LAST.¹

(Section I, P. L.) Whereas doubts have arisen concerning [the meaning of] the fourth section of the act for appropriating certain moneys arising from the excise for the payment of the annual interest due upon unalienated certificates therein men-

¹ Passed March 31, 1783, Chapter 1024.