

proceedings shall be had and patents or grants of confirmation for the same shall be granted and issued to the said trustees of the said academy in the same manner and form and having the like effect as the like proceedings and patents have been and are conducted and located in case of private persons making application for and taking up lands under the laws of the state in such case made and provided.

[Section VIII.] (Section IX. P. L.) And be it further enacted by the authority aforesaid, That all and every the tract and tracts of land hereby directed to be surveyed for the use of the said academy shall be so done at the charge of this state and the president or vice-president in council are hereby authorized and empowered to draw orders on the treasurer of this state to pay and defray all the charges arising thereupon.

Passed March 29, 1787. Recorded L. B. No. 3, p. 221, etc.

CHAPTER MCCXCIX.

AN ACT TO GRANT TO OLIVER EVANS FOR A TERM OF YEARS THE SOLE AND EXCLUSIVE RIGHTS OF MAKING AND SELLING WITHIN THIS COMMONWEALTH THE MACHINES HEREIN DESCRIBED.

(Section I. P. L.) Whereas Oliver Evans of the county of New Castle in the state of Delaware, miller, hath represented to this house that he hath invented, discovered and introduced into exercise two machines for the use of merchant mills, one of which, denominated by the said Oliver Evans an elevator is calculated by its own motion to hoist the wheat or grain from the lower floor and the meal and flour from the stones of any mill to the upper floor or loft of such mill, the other denominated a hopper-boy so constituted as to spread the meal over the floor of a mill to cool, gather it up again to the bolting hopper and attend the same regularly without the assistance of manual labor. And as the said inventions of the said Oliver Evans will greatly tend to simplify and render cheap the manu-

facture of flour which is one of the principal staples of this commonwealth:

In order to make adequate compensation to the said Oliver Evans for his ingenuity, trouble and expense in the said discoveries.

[Section I.] (Section II. P. L.) 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 from and after the passing of this act the said Oliver Evans, his heirs and assigns shall have the sole and exclusive right of making and selling within this commonwealth the said two machines above described agreeable to his new method of constructing and making the same for and during the full space and term of fourteen years from thence next ensuing and fully to be completed and ended.

[Section II.] (Section III. P. L.) And be it further enacted by the authority aforesaid, That if any person or persons shall make, sell or use or cause to be made, sold or used within this commonwealth, any hopper-boy or elevator upon the plan of the said Oliver Evans and constructed as the said hopper-boy or elevator of the said Oliver Evans are or in the form, similitude or likeness thereof during the said term of fourteen years, without the consent of the said Oliver Evans, his certain attorney, heirs or assign first had and obtained in writing, he, she or they so offending shall forfeit and pay to the said Oliver Evans, his heirs or assigns for every such machine so made, sold or used or caused to be made, sold or used respectively, the sum of one hundred pounds lawful money of Pennsylvania to be recovered with costs of suit by action of debt, bill plaint or information in any competent court of record in the county in which the offence shall be committed, wherein no essoin, protection or wager of law nor more than one imparlance shall be allowed. Provided always, That nothing in this act contained shall prevent any future house of assembly of this commonwealth from abolishing this exclusive right, granted to the said Oliver Evans by this act upon their paying to him, his executors, administrators or assigns, the sum of five thousand pounds in gold or silver money.

[Section III.] (Section IV. P. L.) And be it further enacted by the authority aforesaid, That if any person or persons who shall be convict[ed] of having made, sold or used within this commonwealth either of the aforesaid machines without the consent of Oliver Evans, his heirs or assigns in writing, shall afterwards without such consent, make, sell or use such machine or machines again, he, she or they so offending shall forfeit and pay to the said Oliver Evans, his heirs and assigns the sum of one hundred and fifty pounds like lawful money, to be recovered in like manner as aforesaid and so toties quoties.

Passed March 29, 1787. Recorded L. B. No. 3, p. 220, etc.

CHAPTER MCCC.

AN ACT TO ESTABLISH A PUBLIC FERRY OVER THE RIVER SCHUYLKILL NEAR SPRING MILL IN THE COUNTY OF MONTGOMERY AND VESTING THE RIGHT IN PETER LE GAUX, HIS HEIRS AND ASSIGNS.

(Section I. P. L.) Whereas Peter Le Gaux hath by petition presented to this house represented that the lands on both sides of the river Schuylkill near Spring Mill are the property of him, the said Peter Le Gaux, and that a ferry hath been kept there for many years past, which he hath kept up since he became possessed of the said lands at a great expense and to the great benefit of the inhabitants on both sides of the said river.

[Section I.] (Section II. P. L.) Be it therefore enacted and it it 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 it shall and may be lawful from and after the passing of this act for the said Peter Le Gaux, his heirs and assigns at his or their own proper cost and charge to make, or cause to be made, good and convenient landings upon both sides of the river Schuylkill at or near the said place where the said ferry hath been formerly kept and shall at all times hereafter maintain the same in good order and re-