

have the remainder thereof in court to be retained till the defendant shall have appeared or other purpose of the writ be answered or to be rendered to the plaintiff for his debt, damages and costs where the same shall be ascertained. Provided always, That where the purpose of a writ is answered the said issues shall be returned, or, if sold, what shall remain of the money arising by such sale shall be repaid to the party distrained upon.

Passed September 29, 1789. Recorded L. E. No. 4, p. 13.

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### CHAPTER MCDLIII.

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AN ACT TO CEDE TO AND VEST IN THE UNITED STATES THE LIGHTHOUSE AT CAPE HENLOPEN AND ALL THE BEACONS, BUOYS AND PUBLIC PIERS, TOGETHER WITH THE LANDS AND TENEMENTS THEREUNTO BELONGING AND TOGETHER WITH THE JURISDICTION OF THE SAME.

(Section I, P. L.) Whereas by an act of the senate and house of representatives of the United States in congress assembled, approved the seventh day of August in the year of our Lord one thousand seven hundred and eighty-nine by the president of the United States entitled "An act for the establishment and support of light-houses, beacons, buoys and public piers," provision is made "That all expenses which shall accrue from and after the fifteenth day of August one thousand seven hundred and eighty-nine in the necessary support, maintenance and repairs of all light-houses, beacons, buoys and public piers erected, placed or sunk before the passing of the said act at the entrance of or in any bay, inlet, harbor or port of the United States for rendering the navigation thereof easy and safe, shall be defrayed out of the treasury of the United States," under this proviso nevertheless, "That none of the said expenses shall continue to be so defrayed by the United States after the expiration of one year from the day aforesaid, unless such light-houses, beacons, buoys and public piers

shall in the meantime be ceded to and vested in the United States by the state or states respectively in which the same may be, together with the lands and tenements thereunto belonging and together with the jurisdiction of the same:"

And whereas by the constitution of the United States the congress thereof are vested with the power of regulating the commerce of the Union and it is necessary that the jurisdiction, property and control of the light-houses, beacons, buoys and public piers should be ceded and vested in them for the purpose of carrying such power into complete effect:

[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 all the right, title, property and interest of this commonwealth in and to the light-house at Cape Henlopen and all the beacons, buoys and public piers now erected, placed or sunk in the bay and river Delaware for the improvement and safety of the navigation thereof and for rendering the same more easy and convenient, together with all the lands and tenements thereunto belonging shall be and hereby are ceded to and vested in the United States of America as fully, absolutely and to the same extent as this commonwealth now holds and is entitled [in and] to the same, together with the jurisdiction thereof so far as this commonwealth hath or had right to exercise jurisdiction over the whole or any part of the same. Provided nevertheless, That nothing in this act contained shall be construed, deemed or taken to extend to or include Mud Island in the river Delaware or any part thereof or the wharves or any of them which are built out and extended therefrom.

Passed September 28, 1789. Recorded L. B. No. 4, p. 20.

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## CHAPTER MCDLIV.

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AN ACT RELATING TO DRAWBACKS AND DISCOUNTS.

(Section I, P. L.) Whereas by several acts of the general