

ACTS  
OF THE  
SIXTY-SIXTH  
GENERAL ASSEMBLY

OF THE  
STATE OF NEW-JERSEY.

AT A SESSION BEGUN AT TRENTON ON THE TWENTY-SIXTH DAY OF OCTOBER,  
EIGHTEEN HUNDRED AND FORTY-ONE.

Being the First Sitting.



ACCESSION NO. 32921

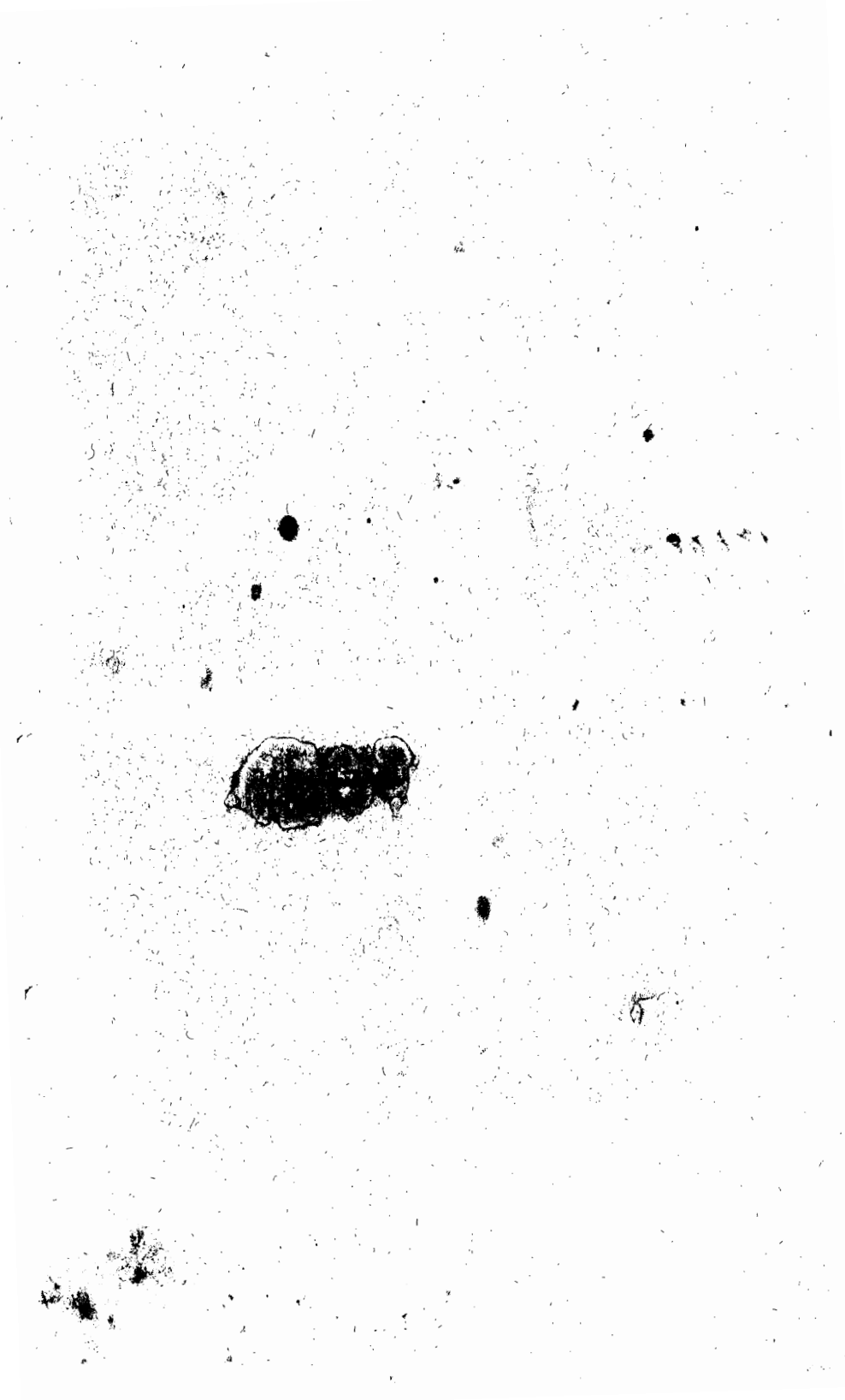
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SOMERVILLE :

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1842.



# ACTS

OF THE

SIXTY-SIXTH

## GENERAL ASSEMBLY

OF THE

STATE OF NEW-JERSEY.

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AN ACT to provide for the assessment and collection of taxes in the township of Newton, in the county of Sussex, for the year A. D. eighteen hundred and forty-one.

WHEREAS John Brodrick, the present assessor of the township of Newton, in the county of Sussex, by reason of ill-health, has omitted to make an assessment and duplicate of the taxes of said township for the present year—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the township clerk of the said township of Newton, immediately after the passage of this act, shall convene together the township committee at the place of holding their last township meeting, by giving five days notice to each, and that the said committee shall meet at the place and time appointed in such notice, and a majority of them when met, are hereby authorized and directed to appoint, under their hands, some fit person of the said township assessor for the said township, in the stead of the present assessor; and the said committee shall cause the certificate of their appointment to be delivered immediately thereafter to the person so appointed, and shall transmit a copy of said certificate to the clerk of the court of common pleas of said county, to be by him filed in his office.

Township  
Committee  
to appoint  
Assessor.

**Duties of Assessor.**

Sec. 2. *And be it enacted,* That the person so appointed assessor, shall take the oath prescribed by law, and thereupon proceed to make an assessment in the manner prescribed by the acts concerning taxes, and perform all the duties enjoined upon assessors, not already performed by the said John Brodrick, be subject to the same penalties, and receive the like compensation as other assessors; and shall within thirty days from the time of his appointment, deliver to the township collector of said township, a true transcript or duplicate of the said assessment, in the manner directed by the said acts.

**Duties of Collector.**

Sec. 3. *And be it enacted,* That the collector of the said township of Newton shall, within thirty days after the receipt of the said duplicate, demand payment of the taxes, and give notice of the meeting of the commissioners of appeal, in the manner directed in the eleventh section of the act concerning taxes; and pay the moneys by him received for taxes, within thirty days after the meeting of the commissioners of appeal as hereinafter directed, to the person authorized by law to receive the same.

**Collector to give notice of time & place of meeting to commissioners of Appeal.**

Sec. 4. *And be it enacted,* That the said collector shall give ten days notice to the commissioners of appeal of said township, of a time and place in said township when and where they shall meet, the time not to be less than forty, nor more than forty-five days from the time the said collector shall receive the said duplicate, at which time and place the said commissioners shall meet and proceed to the discharge of their duties in the manner prescribed by the acts concerning taxes.

**Collector to make return of delinquents**

Sec. 5. *And be it enacted,* That in case of the non-payment of any of the taxes within the said thirty days from the time of the meeting of the said commissioners of appeal, the said collector shall proceed to make return of the delinquents to a justice of the peace in the manner prescribed by the acts concerning taxes, and the taxes shall be collected of the said delinquents in the manner directed by the said acts; and all moneys so collected by said collector, he shall pay immediately upon the receipt thereof to the person authorized by law to receive the same.

**Act to take effect immediately.**

Sec. 6. *And be it enacted,* That this act shall go into effect immediately after the passage thereof.

Passed November 9, 1841.

AN ACT to incorporate the Hardwick, Knowlton and Independence Mutual Insurance Company in the County of Warren.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Isaac Dennis, Elias Mushback, Roderick Byington, Jacob Armstrong, Moses Hazen, William W. Willson, John Vought, John Schmuck, Archibald Ayres, Jonathan Shotwell, Isaac Wildrick, Israel Swayze, William Lanterman, and others, their associates, successors and assigns, shall be and are hereby ordained, constituted and declared to be a body politic, and corporate in fact, and in law, by the name of the Hardwick, Knowlton and Independence Mutual Insurance Company, in the county of Warren, and by that name they and their successors shall and may have succession during the continuance of this act; and shall be persons in law capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all manner of actions, suits, complaints, matters, and causes, whatever, and that they and their successors may have a common seal, and may alter and change the same at pleasure, and also that they and their successors, by the name of the Hardwick, Knowlton and Independence Mutual Insurance Company in the county of Warren, shall be in law capable of purchasing, holding and conveying any estate, real or personal, for the use of said corporation; provided that the lands, tenements and hereditaments which it shall be lawful for the said corporation to hold be only such as shall be requisite for the purpose of erecting buildings thereon, in which to meet and transact the business of said corporation or such as shall have been *bona fide* mortgaged to it by way of security, or conveyed to it in satisfaction of debts, previously contracted, in the course of its business, or purchased at sale on Judgments or decrees which shall have been obtained for such debts, and with regard to all such lands, tenements and hereditaments, so to be held by the said corporation as aforesaid, except such as may be for its immediate accommodations as aforesaid, or such as it may hold by way of Mortgage and whereof the actual possession shall be and remain in the mortgagors, their heirs or assigns, the corporation shall be bound to sell and dispose of the same, respectively within five years after it shall acquire the same, and shall not be capable of holding the same after the expiration of five years.

Names of  
Corporators.

Style of  
incorporation.

Powers and  
privileges.

Sec. 2. And be it enacted, That all persons who are now members of the said corporation, or shall at any time hereafter

Affairs of incorporation to be managed by nine directors.

Time & mode of the annual election of directors.

First directors

Powers of directors.

insure, in, or with the said company, shall be deemed and taken as members of the said corporation, and that the property and concerns of the said corporation shall be conducted and managed by nine directors, all of whom shall be citizens of this State and shall not hold a like office or agency in any other insurance company, to be chosen by ballot, and from among the members, to hold their office for one year and until others are chosen, and that the election for directors shall be held, on the first Monday in January in every year, at the office of the company, or such other place as a majority of the directors may previously designate, public notice of which shall be given by the Secretary, in one or more newspapers, printed in the county, at least two weeks previous to the time of holding said election, and if any of the said Directors shall die, refuse to serve, or neglect to act, in their said office, for the space of six months successively, then, and in every such case, the remaining Directors shall have power to fill such vacancy or vacancies until the time of the next annual election, and in case it should so happen that an election of Directors should not be held on the day, when pursuant to this act, it ought to have been held, the said corporation shall not for that cause be dissolved, but it shall and may be lawful on any other day to hold an election for directors, and until an election for directors shall be held according to the provisions of this section, the following persons shall be directors, namely: Isaac Dennis, Harvey Hallock, Jacob Armstrong, Archibald Ayres, John Schmuck, Peter B. Shafer, Abraham Wildrick, Israel Swayze, and William Lanterman.

Sec. 3. *And be it enacted,* That it shall and may be lawful for the said corporation to insure their respective dwelling-houses, stores, shops, mills and other buildings, together with household furniture, merchandise and all other personal property against loss or damage by fire.

Sec. 4. *And be it enacted,* That the Directors, for the time being, or a majority of them, shall have power to make such by-laws, rules and regulations as to them shall appear needful and proper for the management and disposition of the stock, property, estate and effects of the said corporation and for all such other matters as appertain to the business thereof, and shall have power to appoint a secretary, surveyor or surveyors, and such additional officers, clerks and servants, for carrying on the business of said corporation, with such allowance as to them shall appear satisfactory, provided, that such by-laws, rules, and regulations shall not be repugnant to the constitution or laws of the United States, or of this State.

Sec. 5. *And be it enacted,* That at the first meeting of the Directors, held after the annual meeting of members in each

year, the directors shall choose from among themselves one person for President, who shall continue in office for one year, and until another shall be appointed in his place. They shall also elect a Treasurer, and require him to give bond to the company, for the faithful performance of his duty, for such sum as to them shall appear sufficient and satisfactory.

Officers to be appointed by directors.

Sec. 6. *And be it enacted,* That all policies of insurance which shall be made by the said corporation in pursuance of this act, shall be made on such terms and conditions, and for such periods of time, and confined to such places, as shall be from time to time ordered and prescribed by the by-laws, rules and regulations of said corporation; and if at any time it shall so happen that there shall be just claims on the corporation for losses sustained to a greater amount than they have funds of stock to discharge, in such cases the directors for the time being, shall with all convenient expedition, proceed to assess such deficiency, in a ratable proportion on the members of the association, or their representatives, according to the amount of each member's insurance; which rates or assessment when approved of by a majority of the whole number of directors, and notice in writing be given to each member, or his or her lawful representative, and each member or his or her representative, so notified, shall pay the same to the Treasurer for the time being, within sixty days after such notification, and in default thereof shall forfeit all right and claim to any policy that may have been obtained and be no longer a member of the association; and shall also, be liable to a recovery of the amount of such assessment by action of debt with cost of suit before any court of competent jurisdiction.

When funds of company are insufficient to pay losses, an assessment to be made on members.

Sec. 7. *And be it enacted,* That any one or more of the Directors, after the passage of this act shall have power to call a meeting of all the directors named herein, by giving notice in one or more of the newspapers printed in the county at least ten days before said meeting.

Directors to call meetings.

Sec. 8. *And be it enacted,* That no part of the funds of the company shall be used for banking or for any other purpose not indicated by this act.

Not to engage in Banking.

Sec. 9. *And be it enacted,* That this act shall be and continue in force thirty years from the passage thereof, unless sooner repealed, and it shall be lawful for the Legislature, at any time hereafter, to amend, modify or repeal the same.

Limitation of act.

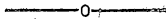
Passed November 9, 1841.

AN ACT for the relief of Robert Allen, of the County of Somerset.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the Treasurer of this State for the time being, shall, and he is hereby authorized and required to pay Robert Allen, of the aforesaid county, a Soldier in the service of the United States in the Revolutionary War, or to his order, the sum of Forty Dollars per annum, to be paid to the said Robert Allen, in half-yearly payments, from the passing of this act, during the lifetime of the said Robert Allen, the first payment to be made on the passage of this act, and the receipt of the said Robert Allen or his order, shall be a sufficient voucher to the Treasurer for such sums as he may pay by virtue of this act in the settlement of his accounts.

Forty dollars per annum to be paid to Robert Allen.

Passed November 11, 1841.



AN ACT for the support of the Government of this State.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That there shall be paid to the officers appointed for the administration of the government of this state, the several sums following, viz. :—

Payment of officers provided for.

To the Governor of this state, for the time being, at the rate of two thousand dollars by the year.

To the Chief Justice of the Supreme Court of this state, for the time being, at the rate of fifteen hundred dollars by the year.

To each of the Associate Justices of the Supreme Court of this state, for the time being, at the rate of fourteen hundred dollars by the year.

To the Treasurer of this state, for the time being, at the rate of one thousand dollars by the year.

To the Law Reporter and Chancery Reporter of this state, for the time being, at the rate of two hundred dollars each, by the year.

To the Attorney General of this state, for the time being, at the rate of eighty dollars by the year.

To the Quarter-Master-General of this state, for the time being, at the rate of one hundred dollars by the year.

To the Adjutant-General of this state, for the time being, at the rate of one hundred dollars by the year.

All of which salaries shall be paid to the several officers before mentioned, their executors, administrators, or assigns, on warrants produced to the Treasurer, signed by the Governor, or Vice-President of Council; and in case any of the said officers shall be removed from office, by death or otherwise, the salary of such officer shall cease and determine on such removal, and the salary of his successor shall commence from the time he shall be sworn or affirmed into office.

Sec. 2. *And be it enacted*, That there shall be paid to the Vice-President of Council and to the Speaker of the House of Assembly, the sum of three dollars and fifty cents, each, and to every member of Council and Assembly, the sum of three dollars, for each and every day they have attended, or shall attend, this or any future sitting of the Legislature; and to every member of Council and Assembly, the additional sum of three dollars for every twenty miles of the estimated distance, by the most usual route, between his place of residence and the seat of government, in going or returning, on a certificate to be produced to the Treasurer, expressing the sum due, and the number of days and miles, signed by the President or Vice-President of Council, for the members of Council, and by the Speaker of the House of Assembly, or by Henry H. Wilson, Charles Knight, Levi Borton, William B. Baldwin, or any two of them, for the members of Assembly.

How to be paid.

Sec. 3. *And be it enacted*, That there shall be paid to the Secretary of Council, and to the Clerk of Assembly, the sum of three dollars and fifty cents; each, for every day they have attended, or may attend, this or any future sitting of this Legislature; and the sum of eight cents by the sheet, computing one hundred words to the sheet, for entering the minutes of Council and Assembly, and the Joint Meeting, in the journal; and eight cents by the sheet, computing one hundred words to the sheet, for a copy thereof for the printers, on a certificate produced to the Treasurer, signed by the President or Vice-President of Council, for the Secretary of Council, and by the Speaker of the House of Assembly, for the Clerk of Assembly.

Secretary of Council and Clerk of Assembly.

How to be paid.

Sec. 4. *And be it enacted*, That there shall be paid to the Sergeant-at-Arms, or to any person or persons acting in that capacity, who shall attend the Council and House of Assembly, for the time being, and to the Door-Keepers of the Council

Sergeant-at-Arms and Door-Keeper.

and House of Assembly, for the time being, the sum of two dollars, each, by the day, for each day, on a certificate to be produced to the Treasurer, expressing the sum due and the number of days they have, respectively, attended, signed by the President or Vice-President of Council, and the Speaker of the House of Assembly, respectively.

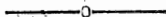
Engrossing  
Clerk.

Sec. 5. *And be it enacted*, That there shall be paid to the Engrossing Clerk, who shall engross the bills of Council and Assembly this session of the Legislature, at the rate of eight cents by the sheet, computing one hundred words to the sheet, on a certificate of the amount, signed by the President or Vice-President of Council, and by the Speaker of the House of Assembly, respectively.

Limitation of  
Act.

Sec. 6. *And be it enacted*, That this act shall be and continue in force for one year from the twenty-sixth day of October, in the year of our Lord one thousand eight hundred and forty-one, and no longer, and that the same shall go into effect immediately after the passage thereof.

Passed November 11, 1841.



AN ACT to authorize the sale of the Real Estate whereof  
Daniel Bills died seized.

Preamble.

WHEREAS, Daniel Bills, late of the township of East Windsor, in the county of Mercer, and state of New-Jersey, deceased, in and by his last will and testament, did order and direct that all his estate, real and personal, should be sold on the death of his wife Mary Bills; and after paying certain legacies thereout, that the residue should be divided equally among his children and heirs at law, which said will, though valid as to personal property, is inoperative and void as to his real estate, having been executed in the presence of two witnesses only; AND WHEREAS, the said Daniel Bills died seized and possessed of considerable real and personal estate, situate in the counties of Mercer and Monmouth, in said state; and since the death of the said Daniel Bills, his widow, the said Mary Bills, hath died, leaving her surviving four children, the heirs at law and legatees of the said Daniel Bills, deceased, three of whom are minors; AND WHEREAS, it is represented to the Legislature that the executors of the said Daniel Bills, deceased, by reason of the defective execution of the said will, are unable to effect a settlement and

distribution of the estate agreeably to the will and intent of the said testator, and that the interest of his minor children will be promoted by a sale of his real estate—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That William V. Robbins and William I. Brown, executors of the last will and testament of Daniel Bills, late of the county of Mercer, deceased, be and they are hereby authorized and empowered to sell and dispose of all and singular the real estate whereof the said Daniel Bills died seized, situate in the counties of Mercer and Monmouth, in this state, at public vendue, for the best price that can be obtained for the same, upon advertising the same in like manner and for the same time as is required by law, in cases of sales of real estate by executors or administrators, by order of the Orphans' Court, for payment of debts; and when sold, to make, execute, and deliver good, legal, and sufficient deed or deeds therefor, to any purchaser or purchasers thereof, which said deed or deeds shall convey to and vest in the purchaser or purchasers of the said real estate, the right, title, and interest of the said Daniel Bills therein, at the time of his death.

Wm. V. Robbins & Wm. I. Brown authorized to sell and dispose of certain lands of Dan'l Bills, deceased.

Sec. 2. And be it enacted, That the said executors shall keep a fair, full and just account of the proceeds of the sale or sales made by virtue of this act, and of the costs and expenses thereof, and shall account therefor, in like manner as if such sale had been made by virtue of the power and authority contained in the will of the said Daniel Bills, deceased, and shall pay and appropriate the nett proceeds thereof to and among the legatees and heirs at law of the said Daniel Bills, deceased, pursuant to the directions of the said will.

Nett proceeds to be appropriated among the legatees and heirs at law of said D. Bills

Sec. 3. And be it enacted, That the said executors, before entering upon the execution of the trust reposed in them by this act, shall enter into bond to the Ordinary of this State, in such sum and with such security as he shall approve, conditioned for the faithful performance of the said trust, which bond shall be filed in the Prerogative office of this state; and in case the said bond shall become forfeited, it shall and may be lawful for the Governor of this state, for the time being, to cause the same to be prosecuted, at the request and for the benefit, and at the proper costs and charges of the person or persons aggrieved by such forfeiture.

Executors to give bond to the Ordinary.

Sec. 4. And be it enacted, That no sale or conveyance made by virtue of this act, shall impair, or in any wise affect, the rights or interests of any person or persons whatever, other than the heirs at law of the said Daniel Bills, deceased, or those claiming under them or either of them.

Rights of persons other than heirs not affected by sale.

Passed November 12, 1841.

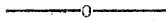
## JOINT RESOLUTIONS.

*Resolved by the Council and General Assembly of this State,*

Treasurer authorized to borrow certain sums of money.

That the Treasurer of this State be, and he is hereby authorized to borrow from time to time, for the use of the State, such sum or sums of money as may be necessary, not exceeding fifteen thousand dollars, to meet the expenses authorized by law, at a rate of interest not to exceed six per centum per annum.

Passed November 12, 1841.



One thousand dollars appropriated for payment of fees.

*Be it Resolved by the Council and General Assembly of this State,* That the sum of one thousand dollars be appropriated for the payment of fees to Garret D. Wall and George Wood, Esquires, the counsel on the part of this state, for the argument in the Supreme Court of the United States the coming winter, in the case of John Den ex dem William C. H. Waddell vs. Merrit Martin and others, involving the rights of the State in the lands within her boundaries, covered with water, and that said sum be paid on the draft of the Governor in sums of five hundred dollars to each of said counsel.

Passed November 12, 1841.

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**GENERAL ASSEMBLY**  
OF THE  
STATE OF NEW-JERSEY.

AT A SESSION BEGUN AT TRENTON ON THE TWENTY-SIXTH DAY OF OCTOBER,  
EIGHTEEN HUNDRED AND FORTY-ONE.

Being the Second Sitting.



SOMERVILLE :

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1842.



# ACTS

OF THE

SIXTY-SIXTH

## GENERAL ASSEMBLY

OF THE

STATE OF NEW-JERSEY.

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AN ACT to divorce Sarah Egbert from her husband Elisha Egbert.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Sarah Egbert of the county of Burlington, be and she is hereby divorced from her husband Elisha Egbert, and that the marriage contract now existing between them be, and the same is hereby absolutely dissolved.

Passed January 20, 1842.

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AN ACT to divorce Phebe E. Rork from her husband John Rork.

BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Phebe E. Rork, of the county of Salem, be, and she is hereby divorced from her husband, Jacob Rork, and that the marriage contract now existing between them, be and the same is hereby absolutely dissolved: provided, however, that nothing herein contained shall be construed or taken to render the issue of said marriage illegitimate.

Passed January 20, 1842.

A SUPPLEMENT to the act entitled "An act to incorporate a company to erect a turnpike from the town of Paterson to the village of Hackensack.

Time for completing road extended.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the time for completing the above turnpike road be extended to ten years from and after the sixth day of February next ensuing.

Company authorized to contract for a loan.

Sec. 2. *And be it enacted,* That in order to relieve the company from their embarrassments, in consequence of the destruction of their bridge, that it shall and may be lawful for the Hackensack and Paterson Turnpike Company to contract for a loan of any sum or sums of money not to exceed in the whole the sum of two thousand dollars, and to mortgage the road and bridge belonging to the said company, to any person or persons who shall or may loan the above sum of two thousand dollars or any part thereof to the said company.

Passed January 21, 1842.

—o—

AN ACT for the relief of Charles Labaw, of the county of Mercer.

Pension of Fifty Dollars per annum to Chas. Labaw.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the Treasurer of this State, for the time being, shall be and he is hereby authorized and required to pay Charles Labaw, of the aforesaid county, a soldier in the service of the United States, in the revolutionary war, or to his order, the sum of fifty dollars per annum, to be paid to the said Charles Labaw, in half yearly payments from the passing of this act, during the life-time of the said Charles Labaw, the first payment to be made on the passage of this act; and the receipt of the said Charles Labaw, or his order, shall be a sufficient voucher to the Treasurer for such sums as he may pay by virtue of this act, in the settlement of his accounts.

Passed January 25, 1842.

AN ACT concerning the last will and testament of George Suffern, late of the city of New-York, deceased.

WHEREAS, Edward Suffern, of the county of Rockland, in the State of New-York, one of the devisees named in the will of George Suffern, late of the city of New-York, hath presented his petition to the Legislature of this State, and hath therein set forth that his late uncle, George Suffern, above mentioned, on or about the month of March, in the year one thousand eight hundred and thirteen, departed this life in the city of New-York, having first duly made and published his last will and testament in writing, and thereby devised certain real estate, in the State of New-York, to the said Edward Suffern, the petitioner above named: that the said will was proved before the Surrogate of the city and county of New-York, in the year eighteen hundred and thirteen, as a will of *personal estate* only; he (the said surrogate) having no authority to take proof of said will, as a will of *Real Estate*, which could, by the law of the State of New-York, be done only before the Supreme Court of said State, and was omitted to be done, through the neglect of those having charge of the said will: that the said will has been missed for a number of years past, and after the most diligent search could not be found, until recently, the said petitioner discovered that the said will had been sent into the State of New-Jersey, by the executors, for the purpose of being proved here, to enable them to collect certain debts due the estate in this State; and agreeably to the laws of New-Jersey, and in due time after proof in the county of Bergen, the said will was transmitted to the Register of the Prerogative Court at Trenton, where it now is; that the debts above mentioned have been long since settled and closed, and that the deceased owned no real estate in this State; that the possession of the said will has become of the utmost importance to him (the said Edward Suffern) to enable him to make out a chain of title to certain real estate in the State of New-York, devised to him in and by the same, and also to enable him to give it in evidence, in certain ejectment suits, to be brought for the recovery of lands devised to him, in and by the said will, in the counties of Broome and Chemung, in the State of New-York; and that without the said will, he cannot succeed in establishing his title to the said lands; and the said Edward Suffern thereupon prays that the Legislature will pass a law, authorizing

Preamble.

the officer in whose custody the said will is deposited, to deliver up the same to him, or to the executors therein named : therefore,

*Will of Geo. Suffern authorized to be taken from the files of the Prerogative Court.*

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the Ordinary of this State, be, and he hereby is authorized in his discretion, and on such terms and conditions as to him shall seem meet and just, to cause the said last will and testament of the said George Suffern, late of the city of New-York, deceased, to be taken from the files of the registry of the Prerogative Court of this State, and to cause the same to be delivered to the said Edward Suffern, the petitioner above named, or to the executors named in the said will, or some person duly authorized by him or them to receive the same.

Passed January 25, 1842.

—o—

A SUPPLEMENT to the act entitled "An Act to incorporate the Washington Beneficial Society, of Salem, New-Jersey," passed January 21, 1834.

*Amount of Capital Stock increased.*

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the amount of capital stock which the "Washington Beneficial Society, of Salem, New-Jersey," is entitled to hold, be and the same is hereby extended to any sum not exceeding five thousand dollars, and shall be held, used, and applied for the same uses and purposes as are set forth in the original act, to which this is a supplement, and for no other objects whatever.

Passed January 26, 1842.

**AN ACT** to authorize the Administrators of Abel F. Randolph, deceased, to execute a certain contract made by said deceased, with one Simeon F. Randolph, for the sale of Real Estate.

**WHEREAS**, it is represented to the legislature that Abel F. Randolph, deceased, late of the township of Piscataway, in the county of Middlesex, who died intestate, did in his lifetime, make a verbal agreement with one Simeon F. Randolph, for the sale and conveyance unto Simeon F. Randolph, Mary, wife of David W. Randolph, and Sarah, wife of Reuben Randolph, of the undivided one-half part of a lot of land in said township of Piscataway, in the county of Middlesex, called by the name of Soper's lot, containing twenty-four acres and seventeen hundredths of an acre of land; and the said Simeon F. Randolph has complied with the agreement on his part, and paid the consideration agreed upon between said Simeon and Abel; **AND WHEREAS**, the said Abel departed this life without having made a deed of conveyance for the aforesaid premises to the said Simeon, Sarah, and Mary; and the heirs at law of the said Abel, deceased, being incompetent, by reason of their minority, to convey the same; **AND WHEREAS**, the administrators of the said Abel, deceased, as well as the widow of the said deceased, and his brothers and sisters, have by their petition, requested that they, the said administrators, be empowered to make a deed to the said Simeon, Sarah and Mary Randolph, for the lot of land aforesaid;—  
Therefore,

Preamble.

**BE IT ENACTED** by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Randolph Dunham and David Dunn, administrators of the said Abel F. Randolph, deceased, be and they are hereby authorized and empowered to execute and deliver to the said Simeon, Sarah and Mary Randolph, a deed for the equal undivided one-half of said lot of land and premises, pursuant to said agreement between the said Simeon and said deceased; which deed shall have the same force and effect as a deed from the said Abel F. Randolph in his lifetime would have had.

Administrators of Abel F. Randolph authorized to execute deed

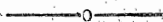
Passed January 27, 1842.

**AN ACT to divorce Leah Griggs, from her husband, Reuben Griggs.**

**Leah Griggs divorced from her husband Reuben Griggs.**

**Sec. 1.** *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Leah Griggs, of Monmouth county be, and she is hereby divorced from her husband, Reuben Griggs, and that the marriage contract heretofore existing between them be, and the same is hereby as fully and absolutely dissolved as if they had never been joined in matrimony.

Passed February 3, 1842.



**AN ACT to dissolve the marriage contract between Abram O. Stiles, of the township of Harmony, in the county of Warren, and Phebe Maria, his wife.**

**Abram O. Stiles divorced from his wife Phebe Maria.**

**Sec. 1.** *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the marriage contract between Abram O. Stiles, of the township of Harmony, in the county of Warren, and Phebe Maria, his wife, be, and the same is hereby dissolved as fully to all intents and purposes as if they had never been joined in matrimony.

Passed February 3, 1842.

AN ACT to incorporate the Centenary Fund and Preachers' Aid Society of the New-Jersey Annual Conference of the Methodist Episcopal Church.

WHEREAS, the New-Jersey Annual Conference, of the Methodist Episcopal Church, being influenced by a desire to provide for the support of their supernumerary and superannuated ministers, and the widows and orphans of deceased ministers of that church, have instituted a Society, and collected a fund, which they are endeavoring to increase, in order to accomplish this object; and in order that their exertions may be successful, and their funds safely and advantageously kept and used, it being deemed expedient to place the property acquired, and to be acquired for this object, in the custody, and under the direction of a Board of Managers, to be legally invested with adequate powers for its protection and application to the purpose aforesaid—Therefore,

Preamble.

SEC. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the association now known as "the Centenary Fund and Preachers' Aid Society, of the New-Jersey Annual Conference of the Methodist Episcopal Church," shall be, and it is hereby constituted a body politic and corporate, by the name and title of "the Centenary Fund and Preachers' Aid Society of the New-Jersey Annual Conference of the Methodist Episcopal Church," and, by that name and title, they, and their successors, shall be known in law; have power to sue and be sued, defend and be defended, in all courts, and shall be capable of acquiring and receiving by purchase, gift, devise, bequest, or otherwise, and becoming possessed of, holding and conveying any real or personal estate, not exceeding the yearly value of five thousand dollars in the whole, and shall have perpetual succession; and also a common seal, with power to alter or renew the same at pleasure; and may ordain or make such regulations and by-laws as shall be necessary or convenient for the admission of members, the election of officers and managers, the convening and government of the said Corporation, and for conducting its affairs; *Provided*, that the said regulations and by-laws be not contrary to the Constitution or laws of the United States, or of this State, or inconsistent therewith.

Style of incorporation.

Powers and privileges.

Proviso.

Business of  
corporation  
to be conduct-  
ed by nine  
Managers.

First  
Managers.

Objects of in-  
corporation.

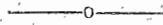
Act may be  
altered or  
repealed.

Sec. 2. *And be it enacted,* That the business of the said Corporation shall be transacted by a Board of nine Managers, to be elected at such time as they shall by their regulations and by-laws ordain and establish, all of whom shall be residents in this State; and that John S. Porter, Isaac Winner, James Ayars, George Banghart, John L. Lenhart, Robert E. Morrison, William Roberts, John S. Swaime, and Charles H. Whitecar, shall be the Managers of the said corporation until others are elected. The Board of Managers shall have power to elect their own officers, and a majority of the Board shall constitute a quorum to transact business.

Sec. 3. *And be it enacted,* That the funds of the said Corporation shall be used for the support of supernumerary and superannuated ministers of the Methodist Episcopal Church, and the widows and children of deceased ministers of that Church, and for no other purpose.

Sec. 4. *And be it enacted,* That the Legislature of this State, may of right, alter or repeal this act, at any time hereafter, when they shall think proper.

Passed February 4, 1842.



AN ACT for the relief of the Executors of Hannah Buzby,  
deceased.

Preamble.

WHEREAS, it has been represented to this legislature, that Hannah Buzby, widow of Joseph Buzby, late of Willingborough, in the county of Burlington and state of New-Jersey, deceased, did, by her last will and testament, in writing, bearing date the third day of ninth month, A. D. eighteen hundred and eighteen, duly executed and proved before the surrogate of the county of Burlington, among other things, devise as follows, to wit: "I also give to my executors, and to the survivors and survivor of them, the sum of twenty-five pounds, in trust, to be placed out at interest; and the interest arising therefrom, I direct to be appropriated toward keeping in repair that burying ground of Friends at Ancocus, now occupied, (but no other which may hereafter be made;) and when at any time the interest shall not be wanted for that special

purpose, the same to be paid over to Martha Buzby, daughter of Hudson Buzby, and to her heirs, for their benefit and advantage forever :” and did appoint Samuel Wills, Henry Warrington and Benjamin Hunt, executors of said will, who took upon themselves the execution thereof ; AND WHEREAS, the said Benjamin Hunt has since died ; AND WHEREAS, on the first day of the sixth month, one thousand eight hundred and twenty, the preparative meeting of Friends at Ancoeus, having charge of keeping in repair the burying ground aforesaid, did decline accepting the said bequest, and left the executors of the said Hannah Buzby, deceased, “ at liberty to transmit the same to the legal representative of the said Martha Buzby ;” since which time the interest arising on the said bequest has been paid to the said Martha Buzby : and it being manifest that to continue to execute the said will, according to the literal meaning thereof, would be attended with great difficulties : AND WHEREAS, the said Samuel Wills and Henry Warrington, surviving executors of the said Hannah Buzby, deceased, and the said Martha Buzby, have by their petition, requested that a law may be passed which will authorize the said Samuel Wills and Henry Warrington, surviving executors as aforesaid, to pay over to the said Martha Buzby, or to her legal representatives, the principal sum of twenty-five pounds as aforesaid, and thereby relieve them, their heirs, executors, administrators and assigns from any further responsibility as regards the interest of the said sum ; and as said request appears to be reasonable and just : Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said Samuel Wills and Henry Warrington, surviving executors as aforesaid, of the last will and testament of the said Hannah Buzby, late of Willingborough, in the county of Burlington, deceased, be and they are hereby authorized to pay unto the said Martha Buzby the said principal sum of twenty-five pounds mentioned in the will of the said deceased ; and that from and after the payment of the same to her, they, their heirs, executors, administrators and assigns, and, also, the estate of the said Hannah Buzby, deceased, be and they are hereby forever released from the payment of any interest on the said sum of twenty-five pounds, and from all liability on account thereof.

Surviving ex-  
ecutors au-  
thorized to  
pay certain  
moneys.

After pay-  
ment, exec's  
relieved from  
all liability on  
account  
thereof.

Passed February 4, 1842.

A FURTHER SUPPLEMENT to an Act, entitled "An Act securing to Mechanics, and others, payment for their labor and materials in erecting any house, or other building, within the limits therein mentioned," passed third of March, eighteen hundred and thirty-five.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the act to which this is a supplement shall be taken and considered as a public act, and the provisions thereof shall be in full force and effect within the limits of the corporation of Jersey City, and the townships of Van Vorst and Bergen, in the county of Hudson, in this state. *Provided always,* this supplement shall not go into effect until the first day of April next.

Former act to be considered as a public act.

Proviso.

Passed February 7, 1842.

—o—

A FURTHER SUPPLEMENT to the act entitled "An act to incorporate the Paterson Fire Association," passed November third, one thousand eight hundred and twenty one.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That it shall be the duty of the assessor or assessors who shall make any assessments under the act to which this is a supplement, or any supplement thereto, to attend at the time and place of the meeting of the commissioners of appeal, and offer such reasons as he or they may think proper in support of any assessment appealed from; and the said commissioners, after due examination of the facts and consideration of an appeal, shall give such judgment thereon, as shall be agreeable to the principles of justice; which judgment shall be rendered within three days after the hearing of the appeal, and shall be final and conclusive; and the treasurer of the association, before demanding the taxes, shall correct the assessments according to the judgment of the commissioners.

Duties of Assessors.

Duties of Commissioners of Appeal.

Sec. 2. *And be it enacted,* That after the assessments shall have been made, and the commissioners of appeal shall have met and disposed of the appeals, it shall be the duty of the treasurer of the association, to demand of the person or persons, bodies politic or corporate, owning or occupying property assessed, the amount of such assessment; and in case of non-payment thereof, he is hereby required to give notice by public printed advertisements set up within the limits of the corporation, that, if the taxes be not paid to him by a certain time therein to be mentioned, not less than twenty days from the date thereof, that the names of the delinquents with their respective taxes will be returned to a justice of the peace for collection.

Treasurer to demand payment of assessment.

Names of delinquents to be returned in case of non-payment.

Sec. 3. *And be it enacted,* That in cases of the non-payment of the taxes at the time so as aforesaid appointed, the treasurer shall make out a list of the names of the delinquents, both individuals and corporations, with the sums respectively payable by them thereto annexed; and he shall deliver the same to some justice of the peace within the county of Passaic, accompanied with his oath or affirmation, that the moneys therein mentioned have been duly demanded, or due notice of the amount given or left at the usual place of residence of each individual delinquent, who could be found within the limits of the corporation, and also that he has given the public notice required in the preceding section.

Treasurer to make out list of delinquents.

Sec. 4. *And be it enacted,* That it shall be the duty of the said justice of the peace, within five days after the receipt of the said list, to make out and deliver to one or more constables, a warrant or warrants of the same nature as is directed in the act entitled, "An act concerning taxes," passed the tenth day of June, seventeen hundred and ninety-nine; and it shall be the duty of the constable or constables, to proceed in like manner as is directed in said act in the collection of the said taxes; and to make return to the said justice, and pay over to him or to the treasurer the moneys collected, within thirty days after the date of his warrant: *Provided, however,* that such warrant or warrants shall in no case require a constable to take the body of a delinquent.

Justice of the Peace to issue warrants.

Warrants how served.

Sec. 5. *And be it enacted,* That the justice who shall issue a warrant or warrants, and any constable who shall execute the same, shall be entitled to like fees and compensation as is provided for like services in the "Act concerning taxes," to be collected in the same manner; and every

Fees of Justice and constable.

Liabilities in  
case of neg-  
lect of duty.

such constable and his sureties shall be liable for neglect of duty, in executing and returning any such warrant, and in paying over the moneys collected; in the same manner and to the same extent, as if executions had been issued for the amounts out of the court for the trial of small causes, upon judgments regularly and legally rendered against such delinquents, and had been directed and delivered to such constable.

Preamble.

WHEREAS it is represented in behalf of the association, that many of the taxes already assessed remain unpaid, to their great embarrassment, and that the delinquents withhold payment, upon the allegation that the corporation have no power to collect their taxes; and it appearing to be just and equitable, that all who enjoy the protection of fire departments should contribute to their maintenance—  
Therefore,

Treasurer to  
give public  
notice of time  
of payment of  
taxes.

Sec. 6. *And be it enacted*, That the treasurer of the association shall give public notice by printed handbills put up within the limits of the corporation, that all taxes now due must be paid to him within a period therein to be mentioned, not less than twenty days from the date of the notice; and in default of payment, that he shall hand over a list of the persons, with their respective taxes for which they are liable, to a justice of the peace in the county, who shall issue a warrant or warrants, as directed in the preceding part of this act; which shall be proceeded upon in all respects as herein before provided.

Preamble.

WHEREAS James Van Blarcom, Cornelius Van Winkle, and Catharine Van Blarcom, by their petition, have expressed their desire to be excepted from the limits of the fire department, on account of the distance of their habitations from the populous parts of the town—Therefore,

Limits of Fire  
Department.

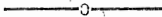
Sec. 7. *And be it enacted*, That from and after the passage of this act, the bounds of "The Paterson Fire Association" shall not embrace that part of the township of Paterson which is contained within the following lines: Beginning at the Passaic river, at a point where the east line of Straight or High street, if continued, would intersect the river: running thence (1) southerly in a direct line to the termination of the east line of said street, and continuing along the same to a point where the line of the lands of "the Society for establishing Useful Manufactures" and the line of land in the possession of Adrian Van Houten intersect said street; thence (2) easterly along the line of lands in possession of said Van Houten on one side, and of lands of the said Society, lands late belonging to the state, and lands late of Henry I. Van Blarcom now

deceased, to the Dwass line ; thence (3) along the Dwass line to the said river ; thence (4) up the river to the place of beginning.

Sec. 8. *And be it enacted*, That all parts of the original act, and of the supplements thereto, which contravene the meaning and provisions of this act, be, and the same are hereby repealed. Part of former act repealed.

Sec. 9. *And be it enacted*, That this act shall go into operation upon the passage thereof. Act when to go into operation.

Passed February 7, 1842.



AN ACT to divorce Anna W. Johnson, of the county of Gloucester, from her husband John Midgly Johnson.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the marriage contract heretofore existing between Anna W. Johnson and her husband John Midgly Johnson, be and the same is hereby absolutely dissolved. Anna W. Johnson divorced from her husband John M. Johnson.

Passed February 8, 1842.



AN ACT to Dissolve the Marriage contract between Leon Souberbielle and Judith Helen Maria Souberbielle his wife.

Sec. 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That the marriage contract heretofore existing between Leon Souberbielle, and Judith Helen Maria, his wife, of the County of Hudson, be and the same is hereby fully and absolutely dissolved : *provided*, nevertheless, that the issue of said marriage shall not be deemed illegitimate in consequence of this act. Marriage contract between Leon Souberbielle & wife dissolved. Proviso.

Mother to be guardian of infant daughter.

Sec. 2. *And be it enacted*, That Helen B. Souberbielle, an infant daughter of the said Leon Souberbielle, and the said Judith Helen Maria Souberbielle, being the only issue of the said marriage, be and she is hereby committed during her infancy to the care and guardianship of her said mother.

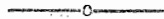
Father to have no authority over infant daughter.

Sec. 3. *And be it enacted*, That it shall not be lawful for the said Leon Souberbielle, from henceforth to have, exercise or assert any right or authority of, in, to, or over, the said Helen B. Souberbielle, during her infancy aforesaid, for or by reason of paternity.

Father released from all obligation to provide for education &c. of said infant daughter.

Sec. 4. *And be it enacted*, That the said Leon Souberbielle be and he is hereby released from all and every civil obligation and duty to contribute or in any way provide for the education or maintenance of the said infant child, Helen B. Souberbielle, during her infancy aforesaid.

Passed February 8, 1842.



AN ACT to authorize the Citizens or Chosen Freeholders of the County of Monmouth, to build a Bridge over the North branch of the Neversink river, at or near the house of Samuel Hubbard, Esquire.

Citizens or Chosen Freeholders authorized to erect bridge.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That it shall and may be lawful for the Citizens or Chosen Freeholders of the County of Monmouth, if in their opinion the public convenience shall require it, to erect or cause to be erected, a good and convenient bridge over the North branch of the Neversink river, beginning at or near the house of Samuel Hubbard, Esq., with a draw therein of sufficient width to admit of the easy passage of such vessels as usually navigate said river.

Width of draw.

Passed February 8, 1842.

AN ACT to Incorporate the Vincent Town Beneficial Society.

WHEREAS, a number of the inhabitants of the village of Vincent town and its vicinity in the County of Burlington, have formed themselves into an association, or society, to which they have given the name of "The Vincent town Beneficial Society," the object of which is to create a fund to be applied towards the relief or support of such of the members thereof as shall, by sickness, casualty or other cause, be rendered incapable of attending to their usual occupation or calling, and, also, towards the decent interment of deceased members, or the deceased wives of members.—And whereas, it is believed an act of incorporation will promote the object of the society, and add to the security of its property, and the said society having, by petition presented to the legislature, prayed to be incorporated—Therefore

Preamble.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Oliver Cox, Andrew H. Scott, Thomas McNinney, Geo. W. Dobbins, Joseph Wells, Joshua Lippincott, John Gaskill, Samuel C. Hampton, and all such other persons, not exceeding at any one time five hundred, as now are or hereafter shall become, members of the said society, be, and they are hereby ordained, constituted, and declared a body corporate and politic, in fact and in law, by the name and title of "The Vincent town Beneficial Society;" and by such name they shall have succession and continuance, and be in law capable of suing and being sued, pleading & being impleaded, answering and being answered unto, defending and being defended, in all courts of law and equity whatsoever; in all manner of action and actions, suits, matters, complaints, and causes whatsoever; and that they and their successors may have and use a common seal, and shall have the power to alter and change the same at pleasure; and by their name as aforesaid, and under their common seal, may make and enter into, form and execute, any contracts or agreements relating to, touching or concerning the objects of the said corporation.

Names of Corporators.

Style of incorporation.

Powers.

Sec. 2. And be it enacted, That for the more effectual accomplishment of the objects of the said incorporation, there shall be a president, vicepresident, secretary, treasurer, three directors, three stewards and a messenger, and such other officers and assistants as shall be deemed necessary; all of whom shall be elected annually by ballot by a majority

Officers of the Society and mode of their election.

of the members present at a meeting convened for that purpose, upon two weeks notice of such meeting being published in one of the Newspapers published in the County of Burlington.

What real and personal estate may be held.

Sec. 3. *And be it enacted*, That the estate and property, of what kind soever the same may be, now held by the said society, shall be vested in the body corporate and politic, hereby created, which said body corporate and politic shall by the name and title aforesaid, be able and capable in law, to purchase, receive, take, hold, and convey, for the use and benefit of said society, and for the purposes expressed in the preamble of this act, any lands, tenements, hereditaments, and any sum or sums of money, rights, securities, goods and chattels, by gift, alienation, devise, bequest, or otherwise of any person or persons, bodies corporate or politic, legally authorized to make the same; *provided*, that the clear yearly income or value of the real and personal estate of the said corporation shall not exceed the sum of one thousand dollars.

Corporation may make constitution and by-laws.

Sec. 4. *And be it enacted*, That the said corporation be, and they are hereby authorized and empowered to make, adopt, and use, and from time to time alter, amend, or change, as by them may be deemed expedient, such general form of a constitution, and such by-laws, for the transaction of business, and for effecting the purposes of the society aforesaid, as to the members, or a majority of the members present, duly met, shall be deemed right and proper; *provided*, that nothing in the said constitution and by-laws be repugnant to the constitution and laws of this State or of the United States.

Objects of incorporation.

Sec. 5. *And be it enacted*, That the sole and exclusive object of the society hereby incorporated, shall be the relief of its respective members, when sick or disabled by bodily infirmities from pursuing their ordinary avocations, the payment of the expenses incident to the decent interment of deceased members, or the deceased wives of members, as provided for in the constitution and by-laws of said society, and such other necessary expenses as shall accrue by carrying into effect the objects set forth in the preamble, and in this and the foregoing sections of this act; and no part of the funds of said corporation shall be used for banking purposes, or in any other way except as provided for in this act.

Act may be altered or repealed.

Sec. 6. *And be it enacted*, That it shall be lawful for the legislature of this State, at any time hereafter, to amend, repeal, or modify this act, as they shall think proper.

Passed February 8, 1842.

AN ACT to incorporate "The Orange Lyceum," in the County of Essex.

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That all such persons as now are, or hereafter may become members of "The Orange Lyceum," in the county of Essex, be and they are hereby constituted a body corporate and politic, in fact and in law, by the name of "The Orange Lyceum;" and by that name, they and their successors and assigns shall be known, and shall have continual succession, and have power to sue and be sued, plead and be impleaded, answer and being answered unto, defend and be defended, in all courts and places, and in all cases and proceedings whatsoever; and shall and may have and use a common seal, and the same may change at pleasure; and may make and execute such contracts, agreements and writings as may be necessary to carry into effect the objects of the corporation.

Style of incorporation.

Powers.

Sec. 2. *And be it enacted,* That the objects of the said corporation shall be limited to the cultivation of literature, improvement in the arts and sciences, and the diffusion of useful knowledge.

Objects of incorporation.

Sec. 3. *And be it enacted,* That the officers of said lyceum shall consist of a president, secretary and treasurer, and such other officers as the society shall deem necessary, all of whom shall be elected semi-annually, by ballot, at the first regular meeting of said lyceum, in the months of January and July in each year, shall hold their offices until others are elected, and may be re-elected.

Officers, time and mode of electing.

Sec. 4. *And be it enacted,* That the said corporation, by the name aforesaid, shall be in law capable of purchasing, holding and conveying any estate, real or personal, for the use of said lyceum; and may receive by bequest, or otherwise, any estate, real or personal, absolutely or in trust, for the promotion of the objects specified in the second section of this act; *provided,* the clear annual income of the whole, real and personal estate, shall not exceed five thousand dollars; and in no case shall the real or personal estate of the said lyceum, or any part thereof, or the income or proceeds thereof be divided among the members of said lyceum, their assigns or representatives; and in no case shall the transfer or assignment of the right, share or interest of any member confer upon the purchaser or assignee the right of membership in said lyceum;

Corporation may hold real estate under a certain amount.

Real or personal estate of said corporation or proceeds thereof not to be divided.

Right of  
membership  
how acquired

which right of membership can only be acquired by such purchaser or assignee, in such manner and upon such terms, as are prescribed or may be prescribed, at any time for the admission of members generally; and in case of the death of any member of said lyceum, his right, share and interest in said lyceum, shall survive and revert to the said corporation, and to no other person or persons whatever.

Corporation  
empowered  
to make con-  
stitution and  
by-laws.

Sec. 5. *And be it enacted,* That the said lyceum shall have power to make a constitution, and to adopt such by-laws, rules and regulations as may be necessary for their good government, for prescribing the duties of their several officers, for regulating the management and disposition of their property and concerns, for the admission and expulsion of members, and for such other purposes as they may deem necessary; *provided,* the said constitution and by-laws be not inconsistent with this act, nor with the constitution and laws of this state, or of the United States.

Constitution  
and by-laws  
may be enfor-  
ced by suit.

Sec. 6. *And be it enacted,* That the constitution and by-laws made and adopted by the said corporation, shall be binding and operative on all the members, and may be enforced by suit, in any court of competent jurisdiction, in the name of said corporation.

Act may be  
altered or re-  
pealed.

Sec. 7. *And be it enacted,* That the legislature of this state may, at any time hereafter, amend, modify or repeal this act.

Passed February 10, 1842.

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AN ACT for the relief of Anna Ogborn, of the County of Monmouth.

Preamble.

WHEREAS, it appears by the petition of Anna Ogborn, of Middletown, in the county of Monmouth, that Ichabod Ogborn, her natural son, hath lately died intestate, and without issue; and that the said Ichabod Ogborn was seized, at the time of his death, of certain real estate, which by law would escheat to the State of New-Jersey; and it appearing, that the said Anna Ogborn is now in possession of the said real and personal estate, and that the same is necessary for her comfortable support—  
Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That all the estate, right, title and interest of Ichabod Ogborn, deceased, late of the township of Middletown, in the county of Monmouth, and State of New-Jersey, in a certain lot of land, containing fourteen acres, whereon Anna Ogborn, the mother of the said deceased now lives,—situate in Middletown aforesaid—beginning at a white oak tree, standing in the road from Scunk's Hill to Tinton Falls, it being a corner of the whole tract, and of Richard Crawford's land; thence running (1) north, forty-two degrees and fifteen minutes west, along Crawford's line seventy-four links, to a stone planted for a corner; thence (2) south, thirty-seven degrees and thirty minutes, west, along Crawford's line, two chains and twenty-five links, to a locust sapling; thence (3) north, fifty-seven degrees and thirty minutes; west, twenty chains and seventy links, to a ditch and meadow; thence (4) north, forty-two degrees, east, three chains and ninety-two links, along the said ditch; thence (5) north, twenty-two degrees and thirty minutes; east, two chains and fifteen links; thence (6) north, thirty-seven degrees, east, one chain and ten links, to a maple tree, marked; thence (7) north, seventeen degrees and forty-five minutes, east, five chains and seventy-two links, to Goldin's line; thence (8) south, forty-two degrees and fifteen minutes, east, along said Goldin's line, nineteen chains, to a stone, near Matthias Conover's House; thence (9) along the road, south, four degrees, east, seven chains and fifteen links, to the beginning—be, and the same are hereby vested in, and confirmed unto the said Anna Ogborn, the mother of the said deceased, her heirs and assigns forever.

*Provided,* That the said real estate shall be subject to the payment of all just debts of the said Ichabod Ogborn, in the same manner as if this act had not been passed.

Passed February 10, 1842.

AN ACT to Divorce Louisa Amelia Murray from her husband James Murray.

Louisa Amelia Murray divorced from her husband Jas. Murray.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Louisa Amelia Murray, of the county of Hudson, be and she is hereby divorced from her husband James Murray, and that the marriage contract now existing between them, be and the same is hereby absolutely dissolved; provided, however, that nothing herein contained shall be construed or taken to render the issue of said marriage illegitimate.

Passed February 11, 1842.

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AN ACT to incorporate "The Hudson County Mutual Insurance Company."

Names of corporators:

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Cornelius Van Vorst, Garret Sip, Abraham L. Van Boskerck, Dudley S. Gregory, Stephen H. Lutkins, John S. Condit, Stephen Garretson, Benjamin O. Edge, Thomas Kingsford, Jacob D. Van Winkle, Henry M. Traphagen, Selah Hill, Edmund W. Kingsland, and others, their associates, successors, and assigns, shall be and are hereby ordained, constituted and declared to be a body corporate and politic, in fact and in name, by the name of The Hudson County Mutual Insurance Company, for the purpose of insuring their respective dwelling houses, stores, shops and other buildings, household furniture, merchandise and other property, against loss or damage by fire; and by that name they and their successors may have succession, and shall have power to sue and be sued, and to defend and be defended, in all courts, whether in law or equity; and by that name may also have, purchase, possess and enjoy, to them and to their successors, lands, tenements and hereditaments, goods, chattels and effects, of what nature and kind soever, necessary for the purpose of

Style of incorporation.

Powers and privileges.

this corporation, and the same may grant, demise, alien and dispose of at pleasure, for the benefit of said company; and, also, may have a common seal, and alter and renew the same at pleasure; and, also, may make and establish such by-laws and regulations, as to them shall seem necessary and expedient, for the well-ordering and government of said institution, and put the same in execution; *provided* that the said by-laws and regulations be not contrary to the laws of this state, or of the United States.

Sec. 2. *And be it enacted*, That all persons who shall insure with the said company, and also, their heirs, executors, administrators, and assigns, continuing to be insured in said company, as hereinafter provided, shall thereby become members thereof, during the period they shall remain insured by the said company, and no longer.

Persons insuring with the said company, and also, their heirs, executors, administrators, and assigns, continuing to be insured in said company, as hereinafter provided, shall thereby become members of incorporation

Sec. 3. *And be it enacted*, That all the affairs, property and concerns of the said company shall be managed and conducted by thirteen directors, who shall continue in office for one year, and until others shall be chosen in their place; all of whom shall be residents of the county of Hudson, and members of the said company, shall take an oath of office, and choose out of their body a president; all vacancies may be filled for the remainder of the year, by such person or persons as a majority of the board of directors for the time being may appoint, and a majority of the whole shall constitute a quorum for the transaction of business; and that Cornelius Van Vorst, Garret Sip, Abraham L. Van Boskerck, Dudley S. Gregory, Stephen H. Lutkins, John S. Condit, Stephen Garretson, Benjamin O. Edge, Thomas Kingsford, Jacob D. Van Winkle, Henry M. Traphagen, Selah Hill and Edmund W. Kingsland, shall be the first directors of said company; which board of directors shall hereafter be elected in each year, at such time and place in the county of Hudson, as the said company in their by-laws shall appoint, of which election, public notice shall be given in a public newspaper printed in said county, at least two weeks immediately preceding such election; which election shall be holden under the inspection of three members, not being directors, to be appointed previous to every election by the board of directors, and shall be made by ballot, and by a plurality of the votes of the members, or their proxies then present, allowing one vote for every five hundred dollars insured in said company; *provided, always*, that each member shall have at least one vote, and that no member shall have more than ten votes.

Affairs of company to be managed by thirteen directors.

First Directors.

Time & mode of annual election of Directors.

Officers to be appointed by directors. Sec. 4. *And be it enacted.* That the board of directors may appoint a secretary, and such other officers and agents as may be requisite for effecting the business of said company, and allow them such compensation as they may deem reasonable, and also determine the rates of insurance.

Policies or contracts how to be made. Sec. 5. *And be it enacted.* That all policies and contracts founded thereon, which shall be made or entered into by the said company, may be made either under or without the seal thereof, and shall be subscribed by the president and attested by the secretary, and, being so subscribed and attested, shall be binding and obligatory upon the said company; and the said company shall be liable for all loss or damage sustained by fire or other casualty, agreeably to, and on such terms and conditions, as shall be contained in the policy.

Terms of effecting insurance. Money not wanted, may loan. Policy to be surrendered when property is alienated. Sec. 6. *And be it enacted.* That every person who shall become a member of said company by effecting insurance therein, shall, before he receives his policy, deposit his promissory note for such a sum of money as shall be determined by the directors to be the premium for said insurance, a part not exceeding five per cent. of said note shall be immediately paid, and the remainder of the said deposit note shall be payable, in part or the whole, at any time when the directors shall deem the same requisite for the payment of loss or damage by fire, and such incidental expenses as shall be necessary for transacting the business of said company; but no member shall be held liable beyond the amount of his, her, or their promissory note; and at the expiration of the term of insurance, the said note, or such part of the same as shall remain unpaid, after deducting a just and fair proportion of all losses and expenses occurring during said term, shall be relinquished and given up to the maker thereof; and it shall be lawful for said corporation to loan such portion of their money in hand as may not be immediately wanted for the purposes of said corporation, to be secured by mortgage on unincumbered real estate, in the county of Hudson, of double the value of the sum loaned.

Sec. 7. *And be it enacted.* That when any property insured by the said company shall be alienated by sale, or otherwise, the policy shall thereupon be void, and be surrendered to the directors of said company, to be cancelled; and upon such surrender, the insured shall be entitled to receive his deposit notes, upon the payment of his proportion of all losses and expenses that have accrued prior to such surrender; but the grantee or alienee having the policy assigned to him, may have the same ratified and confirmed to him, for his own proper use and benefit, upon

application to the directors, and with their consent, within thirty days next after such alienation, on giving proper security, to the satisfaction of said directors, for such portion of the deposit or premium note as shall remain unpaid; and by such ratification and confirmation, the party causing such security to be given, shall be entitled to all the rights and privileges, and subject to all the liabilities, to which the original party to whom the policy issued was entitled and subjected to under this act.

Duty of assignee of a policy.

Sec. 8. *And be it enacted*, That suits at law or in equity may be maintained by said corporation against any of its members, for the collection of said deposit notes, or any assessment thereon, or for any other cause relating to the business of said corporation; also, suits at law or in equity, may be prosecuted and maintained by any member against said corporation, for losses or damage by fire, if payment is withheld more than three months after the company are duly notified of such losses; and no member of the company not being in his individual capacity a party to such suit, shall be deemed incompetent as a witness in any such cause, on account of his being a member of said company.

Suits may be maintained against members by company for deposit notes, &c.

Corporation may be sued for losses by fire.

Sec. 9. *And be it further enacted*, That the directors shall, after receiving notice of any loss or damage by fire, sustained by any member, and ascertaining the same, or after the rendition of any judgment against said company for loss or damage, settle and determine the sums to be paid by the several members thereof, as their respective proportion of such loss, and publish the same in such manner as they shall see fit, or as the by-laws shall have prescribed; and the sum to be paid by each member shall always be in proportion to the original amount of his deposit note or notes, and shall be paid to the treasurer within thirty days next after the publication of said notice; and if any member shall for the space of thirty days after the publication of said notice, neglect or refuse to pay the sum assessed upon him, as his proportion of any loss as aforesaid, in such case the directors may sue for and recover the amount of such assessment, with interest and costs, in any court, either at law or equity; and every such member shall forfeit all right and claim to any policy he may have obtained, and be no longer a member of the company.

Duty of directors, on ascertaining loss by fire.

Sec. 10. *And be it enacted*, That no transfer of any policy of insurance of the said company shall be valid, until entered in the books of said company, and certified on such policy by the secretary.

Transfers of policies to be entered in books of company.

When policies can be issued.

Sec. 11. *And be it enacted*, That no policy shall be issued by the said company, until applications shall have been made for insurance to the amount of forty thousand dollars.

Office of corporation.

Sec. 12. *And be it enacted*, That the operations and business of the corporation shall be carried on and conducted at such place in the county of Hudson, as shall be designated by a majority of the directors present, at any regular meeting; and said company shall not insure any property out of the county of Hudson.

Limitation of act.

Sec. 13. *And be it enacted*, That this act shall continue in force thirty years, subject to be altered, amended, modified or repealed by the legislature, at any time hereafter.

When to take effect.

Sec. 14. *And be it enacted*, That this act shall take effect immediately after its passage.

Passed February 11, 1842.

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AN ACT to legalize the sale of the Real Estate, late of Nathan Stiger, deceased, and others, made by commissioners appointed by the Prerogative Court of this state, to make partition of said Real Estate—to authorize Deeds of Conveyance to be made therefor—and for other purposes therein mentioned.

Preamble.

WHEREAS, the Prerogative Court of the state of New Jersey, on the twenty-fourth day of March, A. D. eighteen hundred and forty-one, did appoint Ephraim Marsh, Peter B. Shafer and William Martin, commissioners to divide certain real estate belonging to the heirs of Nathan Stiger, deceased, and the heirs of Jacob Miller, deceased, and, also, certain other real estate, belonging to the heirs of the said Nathan Stiger, deceased, and the heirs of Henry Miller, junior, deceased, (the said real estate being situate in the counties of Warren, Morris and Hunterdon;) AND WHEREAS, the said commissioners did, on the nineteenth day of April, then next ensuing, report to the said Prerogative Court, that the said real estate was so circumstanced, that a division thereof could not be made without great prejudice to the owners of the same; whereupon the said court, on the twenty-second day of the

same month of April did order and direct the said commissioners to make sale of the said real estate, at public auction, to the highest bidder, giving at least sixty days notice of the time and place of such sale; and make return to the said court of their proceedings in the premises, at the next term after such sale should have been made; AND WHEREAS, ALSO, the said commissioners, in pursuance of the said last mentioned order, did in the manner therein directed, advertise to sell the said real estate, on the first day of July, A. D. eighteen hundred and forty-one, on a part of the said real estate, in Hackettstown, in the said county of Warren; and did accordingly, on the day and at the place last aforesaid, expose the said real estate to sale, at public vendue and outcry; and did then and there sell the same, as is specified in their report made to the said Prerogative Court, at the term next ensuing the time of such sale; AND WHEREAS, Andrew B. Snyder, one of the purchasers at the said sale, has failed to comply with the conditions of the said sale, in reference to a certain mill-property, known as the Hackettstown mills; the same having been struck off and sold to him, for the sum of five thousand dollars; AND WHEREAS, William Clark, of Independence, in the county last aforesaid, has agreed to become the purchaser of the same, on the terms and at the price for which the same was sold to the said Andrew B. Snyder; it being the desire of the parties interested, that the said William Clark should receive the same; AND WHEREAS, doubts have arisen as to the powers and authority of the said Prerogative Court, in regard to the sale so directed to be made, and as to the sufficiency of the title under and by virtue of such sale; for remedy whereof, and in order that what is right in the premises should be done; Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said Ephraim Marsh, Peter B. Shaffer and William Martin, commissioners as aforesaid, be and they are hereby authorized and empowered to make, execute and deliver to the said William Clark, his heirs and assigns, a good and sufficient deed of conveyance for the said mill-property, known as the Hackettstown mills, situate in Hackettstown, in the counties of Warren and Morris, upon the same terms and conditions and for the same price as the same was struck off and sold to the said Andrew B. Snyder; which said deed of conveyance shall convey to and vest in the said William Clark, his heirs and

Commissioners authorized to convey certain real estate to Wm. Clark.

Interestvested in purchaser.

assigns, all the estate, right, title, and interest which the heirs of the said Nathan Stiger and Jacob Miller, both now deceased, had therein at the time of the sale aforesaid.

Sec. 2. *And be it enacted*, That the said commissioners be and they are hereby authorized and empowered to make, execute, and deliver to James Shotwell, David M. Stiger, Robert Axford and John Addis, Garret Conover, David Miller, William A. Miller, Caleb H. Valentine, Aaron L. Stiger, and James McWilliams, the other purchasers at the said sale, and to their respective heirs and assigns, good and sufficient deeds of conveyance for the said tracts or lots of land, so sold by the said commissioners, to the said persons respectively, upon the terms and at the price for which the same were sold, as aforesaid; which said deeds of conveyance shall convey to and vest in the persons to whom the said deeds of conveyance shall respectively be made, and the heirs and assigns of each of the said persons respectively, all the estate, right, title, and interest which the heirs of the said Nathan Stiger and Henry Miller, jr., both now deceased, had therein at the time of the said sale thereof.

Passed February 12, 1842.

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AN ACT for the relief of the First Presbyterian Church of  
Morristown.

WHEREAS the members of the First Presbyterian Church and Congregation of Morristown, New-Jersey, at their annual Parish Meeting on the twenty-eighth of October, eighteen hundred and forty-one, passed certain resolutions requesting their Trustees to sell and dispose of a certain portion of their personal and real property for the purpose of repairing their church edifice, and also to build a Parsonage for their settled clergyman: AND  
WHEREAS, the said Trustees and members of said First Presbyterian Church have been in quiet possession of a tract of wood land in Hanover township, county of Morris, purchased in the year one thousand seven hundred and seventy-three, of one Shadrach Hayward, and known as the Horsehill tract, and being part of a tract of land

Authorized to  
make certain  
deeds of con-  
veyance.

Preamble.

surveyed and returned to Hannah Scott and Thomas Lambert in the year one thousand seven hundred and fifteen, and recorded in Liber A. folio one hundred and seventy-two, and containing sixty-one acres more or less: **AND WHEREAS**, the Trustees and members of the said First Presbyterian Church believe that the authority and sanction of this legislature would facilitate the sale of said land: Therefore,

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the President and Trustees of the said First Presbyterian Church in Morristown, by their President and Trustees or a majority of them, to grant and convey, in fee simple or otherwise, all and singular the lands and premises they now own, situate upon Horsehill, in Hanover township, county of Morris, consisting of the above described sixty-one acres of wood land conveyed to them by the said Shadrach Hayward, and to make, execute and deliver to the purchaser or purchasers thereof, such a Deed or Deeds, conveyance or conveyances as will convey all the right, title and interest of the said President and Trustees and members of the said Church to the same.

President & Trustees authorized to convey certain real estate.

Sec. 2. *And be it further enacted,* That the said Deed or Deeds to the purchaser or purchasers, of said premises, executed by the said President and Trustees, or a majority of them, shall vest in the purchaser or purchasers thereof as good and sufficient a title and estate in the said premises as the said President and Trustees may have therein at the time of such conveyance or conveyances.

Interest vested in the purchaser.

Passed February 14, 1842.

AN ACT to appoint a Commissioner to settle up the business of Richard Jaques, late Sheriff of the county of Mercer, deceased.

Preamble.

WHEREAS, it has been represented that Richard Jaques, late Sheriff of the county of Mercer, died leaving a large amount of executions unsettled, to the great detriment of his estate: Therefore,

Commissioner authorized to execute all writs and receive money due thereon.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Daniel D. Britton, of the county of Mercer aforesaid, be and he is hereby appointed Commissioner, with full power and authority to execute all said writs of execution and to receive any moneys remaining due thereon, and to pay over the same according to law, and to make disposition of all goods and chattels, lands and tenements, seized and levied on by virtue of the same; and to make good and sufficient titles in the law for such goods and chattels, lands and tenements, and to do all other acts in the premises as fully to all intents and purposes as the said Richard Jaques might or could lawfully do by virtue of his said office of Sheriff, and of the said writs of executions or any of them, as if the said Richard Jaques were now living.

To be subject to the like penalties and restrictions as late Sheriff.

Sec. 2. And be it enacted, That the said Daniel D. Britton, Commissioner aforesaid, be and he is hereby made subject in all respects to the same penalties, regulations and restrictions as he the said Richard Jaques, late Sheriff as aforesaid, is by law subjected to; and the said Daniel D. Britton, as Commissioner aforesaid, is hereby required, and it is his duty, to use all due diligence to collect all the moneys which he the said Richard Jaques, late Sheriff aforesaid, had a right to do by virtue of the authority vested in him by virtue of his office. *Provided always*, that the said Daniel D. Britton, Commissioner as aforesaid, shall pay or cause to be paid to the representative of the said Richard Jaques, the one-half of all such fees as he shall or might be entitled unto as late Sheriff as aforesaid, upon or by reason of any services to be done by him as such Commissioner aforesaid in pursuance of the provisions of this act.

Proviso.

Commissioner to file his acceptance with Clerk of Mercer Co. & give bond.

Sec. 3. And be it enacted, That the said Daniel D. Britton, Commissioner aforesaid, shall before he enters upon the execution of any of the powers, trusts and duties by this act created, file with the Clerk of said county of Mercer, a writing signed by him expressing his accepting of

the powers, trusts and duties aforesaid, and shall enter into a bond, with at least four sureties, in the sum of ten thousand dollars; the said bond to be approved of by three of the Judges of the Court of Common Pleas of the county of Mercer, and filed and recorded by the Clerk thereof.

Passed February 15, 1842.

A FURTHER SUPPLEMENT to an Act, entitled "An Act to enable the owners and possessors of certain salt meadows and marsh, lying in the townships of Woodbridge and Piscataway, in the Raritan Great Meadows, to make and keep open the drains, build and repair bridges and gates for the uses therein mentioned," passed June twelfth, seventeen hundred and ninety-nine.

WHEREAS, it is found by experience that the above named act, and the supplement thereto, which supplement was passed January twenty-three, eighteen hundred and seventeen, are insufficient to effect the purposes thereof, and the owners of said salt meadows have besought the legislature to pass an additional law, that thereby the objects and intentions of said original act, and the supplement thereto, may be certainly secured: Therefore,

Preamble.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said owners and possessors of said salt marsh and meadow, shall and may at all times hereafter, on the second Tuesday of April, yearly and every year, meet and assemble, and by plurality of voices of them so met, either viva voce or by ballot, elect and choose two persons to be managers for the ensuing year, and until others are chosen; which said managers shall be chosen out of the owners aforesaid, and that the annual meeting for the second Tuesday of April next, shall be held at the house now occupied by George B. Stelle at Metuchin, in the township of Woodbridge, in the said county of Middlesex, and the annual meetings thereafter shall be held at the same place, unless said owners and possessors shall, at a meeting, designate another place for that purpose.

Time & mode of annual election of Managers.

Time & place of next annual meeting.

Minutes of proceedings to be entered in a book and considered lawful evidence.

Sec. 2. *And be it enacted,* That all the minutes of proceedings of the owners and possessors of said meadows heretofore held, shall and may be lawful evidence of such proceedings in all places and courts whatsoever; and that the minutes of the proceedings at all meetings hereafter held, shall be carefully entered in a book to be provided for that purpose, signed by the presiding officer, or moderator of such meeting, and the clerk; (which officers the owners and possessors are hereby authorized to appoint,) and when so signed shall in like manner be evidence in all courts and places whatsoever.

Vacancies, how supplied

Sec. 3. *And be it enacted,* That should the managers, or either of them die, it shall and may be lawful for the owners and possessors to elect and choose other or others in their place, at any special meetings of said owners and possessors; and that special meetings of said owners may be convened, by notice of the time of meeting, signed by six owners or possessors, put up in six public places in the townships of Woodbridge and Piscataway, at least ten days before the time appointed for said meeting; and such special meetings shall be held at the place of holding the previous annual meeting.

Cattle trespassing.

Sec. 4. *And be it enacted,* That all cattle, horses, mules and sheep, oxen and cows breaking down or forcing their way through or over the gates, bridges, fences, ditches and creeks mentioned in the first section of the act to which this is a further supplement, shall be deemed and esteemed trespassers, and the respective owner or owners, possessor or possessors of the said cattle, horses, mules, sheep, oxen and cows, shall pay the sum of one dollar for each of such cattle, horses, mules, cows or oxen so trespassing as aforesaid, and twenty-five cents for every sheep; and in addition to the remedy for recovery thereof hereinafter mentioned, it shall and may be lawful for the managers or owners and possessors, or any one or more of them, to distrain and impound, in the public pound, such trespassing cattle, horses, mules, sheep, oxen and cows; and as soon after the expiration of five days from the time of such impounding as may be convenient, if the owner or owners, possessor or possessors thereof, do not pay the penalties incurred, together with costs of keeping and reasonable expenses, it shall and may be lawful for the managers or any one of them, to sell at public vendue such trespassing cattle, horses, mules, sheep, cows and oxen, for the payment of said penalties and fines, together with the costs of keeping them, and the reasonable expenses of such sale; *provided always,* that five days' notice of the time and place of such sale be

Proviso.

given, by putting up the same in six public places in said townships of Woodbridge and Piscataway.

Sec. 5. *And be it enacted*, That if any person or persons shall be guilty of any act or thing, the doing of which is prohibited, and penalties therefor imposed in and by the third and fourth sections of the act to which this is a further supplement, every such person or persons shall severally forfeit and pay for every such act or thing, so done or committed contrary to the directions of said third and fourth sections, the sum of ten dollars; and every person or persons who shall prevent, attempt to prevent, interfere with, or molest the managers or either of them, the said owner or owners, possessor or possessors, his, her, or their servants, or any person or persons assisting him, her or them, or acting under his, her, or their authority, in driving off said meadows or marsh any cattle, horses, mules, sheep, oxen or cows that may be trespassing thereon, or in driving the same to any pound, he, she or they shall severally forfeit and pay, for each offence, the sum of twenty dollars.

Penalty for interfering with managers in their duties.

Sec. 6. *And be it enacted*, That all penalties and forfeitures incurred under the act to which this is a further supplement, or under the supplement passed January twenty-three, eighteen hundred and seventeen, or under this act, shall and may be prosecuted for, and recovered, with costs of suit, in an action of debt, before any court for the trial of small causes, in the said county of Middlesex, or, where the amount of penalties sought to be recovered exceeds the jurisdiction of a justice of the peace, in any court of competent jurisdiction, by suit to be brought in the name of the managers or manager, if there should be but one; and in such action, it shall be sufficient for the plaintiffs or plaintiff to declare generally, for money had and received, appending to the same, by way of note, that such suit is brought to recover a penalty or penalties, under this act, and the act to which this is additional, and specifying, generally, how such penalty or penalties was incurred; and further, upon any such suit being brought, if the plaintiff or plaintiffs, or either of them should die, the said suit shall not abate, but may be proceeded in and prosecuted in the same way, as if the plaintiff or plaintiffs were living; and upon the trial of any such suit or suits, any owner or owners, possessor or possessors shall be competent witnesses for the plaintiff or plaintiffs; and it is further made the duty of the managers or manager to prosecute for said penalties.

Penalties, how recovered.

Sec. 7. *And be it enacted*, That when an assessment shall be made upon the owners or possessors, as in the sixth section of the act to which this is a further supplement, is

Proceedings  
in case of un-  
paid assess-  
ments and  
taxes.

provided for, and any owner or owners, possessor or possessors shall neglect or refuse to pay the same to the manager or managers, (who are hereby authorized to receive the same,) within the time limited in said sixth section, then and in that case, it shall be the duty of the manager or managers to make out a list of such delinquents, with the sums due from them respectively thereto annexed, and deliver the same to some justice of the peace of the said county of Middlesex; and thereupon such proceedings for the collection of said assessments and taxes shall be had, as is prescribed for the collection of taxes, in the act entitled "An Act concerning taxes," passed the tenth day of June, seventeen hundred and ninety-nine.

Penalties,  
how applied

Sec. 8. *And be it enacted*, That all penalties recovered by the managers or manager, shall be by them or him held and applied, from time to time, for the same purposes, as the taxes which the manager or managers in the sixth section are authorized to assess and collect of the said owners and possessors of said salt meadow and marsh.

Owners and  
possessors to  
elect annually  
two inspect-  
ors.

Sec. 9. *And be it enacted*, That at the next, and every subsequent annual meeting of said owners and possessors, said owners and possessors may elect, by plurality of votes of them so met, either viva voce or by ballot, two respectable freeholders of the county of Middlesex, not owners or possessors of, or interested in said meadows and marsh; that the said two freeholders, within thirty days after their election as aforesaid, shall, at the expense of the said owners and possessors, inspect the gates, bridges, creeks and ditches around and about said salt meadow and marsh; and in case the said two freeholders shall certify and report to the managers or manager, in writing, that the bridges and gates are well and sufficiently made, and the creeks and ditches open and clear, the said meadows and marsh shall be deemed and considered to be enclosed by a lawful fence, for one year from the date of said certificate and report, and upon the like election, inspection, certificate and report being made from year to year, the said meadows and marsh shall be deemed and taken to be enclosed by a lawful fence, from year to year.

Sec. 10. *And be it enacted*, That in case the said managers or manager shall pay, in discharge of their or his duty, as such managers or manager, more money than shall be received by them or him from the proceeds of any assessment or assessments, or otherwise, under the provisions of this act, or of the acts to which this act is a supplement, then it shall be the duty of their or his successors or successor, to pay to the said managers or manager all such

sum or sums of money, as shall, upon a fair settlement of their or his accounts, be found justly due.

Sec. 11. *And be it enacted*, That this act shall go into effect and operation immediately after the passage thereof. Act to take effect immediately.

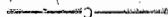
Passed February 15, 1842.



A FURTHER SUPPLEMENT to an act entitled "An act to incorporate the Elizabeth-Town and Somerville Rail Road Company."

Sec. 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That the time for the completion of the Rail Road and its branches, authorized by the original act incorporating the said Company, and the extension of the same to the Delaware River, authorized by the several supplements to the said original act, be, and the same is hereby extended to the fourth day of July, one thousand eight hundred fifty-six. Time for completion of Railroad extended.

Passed February 16, 1842.



AN ACT for the relief of York Mulford, a colored man, of the county of Morris.

WHEREAS, it has been represented to this Legislature, that York Mulford, a colored man, of the township of Morris, in the county of Morris; was formerly the slave of Jonathan Ogden, late of the county of Morris, aforesaid; and that the said Jonathan Ogden, about the year one thousand eight hundred and eighteen, manumitted the said York Mulford by an instrument of writing, which was not recorded: AND WHEREAS, it has been further Preamble.

represented, that since the year one thousand eight hundred and eighteen, the said York Mulford has been considered a freeman—has made contracts on his own account, and for his own benefit—and about the year one thousand eight hundred and thirty-two, purchased from Richard Kemble, by a regular deed of conveyance, a certain tract of land in the township of Morris, in the said county of Morris, containing about six and three quarter acres of land, which he afterwards sold and conveyed to one William Kemble, of the said county of Morris, by deed bearing date about the year eighteen hundred and thirty-five; and about the year one thousand eight hundred and twenty-six, purchased of Benjamin Bayley another tract of land in the said township of Morris, on which he now resides; and that about the year one thousand eight hundred and thirty-five, he purchased another tract of land lying in the said township, containing forty-two hundredths of an acre, by deed from Lewis Mills and wife, recorded in the Morris county Record of Deeds, Liber M. 3, folio 390, &c., which said tract he afterwards, about the year one thousand eight hundred and thirty-nine, sold and conveyed by deed to one William Collins, of the said county of Morris: AND WHEREAS, doubts have arisen, from the very great difficulty of proving the manumission of the said York Mulford, respecting his competency to hold and dispose of property, real or personal; and the said York Mulford having, by petition, prayed that the said conveyances may be confirmed, and that he may be declared by law entitled to all the rights and privileges of a free colored man of this State; and it being reasonable that the prayer of the said petition should be granted—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the deed of conveyance from Richard Kemble to York Mulford, a colored man, of the county of Morris, for a tract of land in the township of Morris, in the said county of Morris, containing about six and three quarter acres, and the deed for the same land from the said York Mulford to William Kemble, bearing date about the year one thousand eight hundred and thirty-five, and the conveyance to the said York Mulford for the land now owned and occupied by him, in the township of Morris, aforesaid; and the conveyance to the said York Mulford for a tract of land of forty-two hundredths of an acre, in the township of Morris, aforesaid, and the deed for the same land from

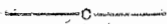
Certain deeds  
to York Mul-  
ford & others  
to be consid-  
ered valid.

the said York Mulford to William Collins, bearing date about the year one thousand eight hundred and thirty-nine be deemed, taken, and considered as valid, effectual, and operative as if the said York Mulford had been born free, or had been, previous to the time of the execution and delivery of the said several deeds, duly and regularly manumitted according to the laws of this state.

Sec. 2. *And be it enacted,* That the said York Mulford be, and he is hereby declared to be entitled to all the York Mulford rights, privileges, and immunities of a free colored man of entitled to hold real and personal estate. this state, may hold estates, real and personal, in his own right, and convey and dispose of the same by deed, will, or otherwise.

Sec. 3. *And be it enacted,* That unless the said York Mulford shall, within three months from the passing of this act, make and file in the clerk's office of the county of Morris, Bond to be filed in clerk's office. such bond, with good and sufficient security, as shall be approved by the clerk of said county, in the condition that the said York Mulford shall, in no event, become chargeable upon the heirs or estate of the aforesaid Jonathan Ogden, that then this act shall be void.

Passed February 16, 1842.



AN ACT authorizing the administrators of Anthony Woodward, deceased, to convey to Moses Ivins, certain real estate, in the county of Monmouth.

WHEREAS, it is represented that Anthony Woodward, deceased, late of the township of Upper Freehold, in the county of Monmouth, in this state, in his life time, entered into a verbal agreement with Moses Ivins, for the sale and conveyance of a certain tract of land situate in the said township of Upper Freehold, adjoining lands of Joshua and John Horner, lands of John Cox, and other lands of the said deceased, containing about three hundred acres, for the consideration of the sum of three hundred dollars: that in pursuance of the said agreement, the said Moses Ivins paid to the said Anthony Woodward in

Preamble.

his lifetime, apart of the purchase money mentioned in the said agreement, entered into the possession of the said tract of land, and now holds and occupies the same; that the said Anthony Woodward died intestate, leaving minor heirs at law, without having executed a deed of conveyance to the said Moses Ivins, for the said tract of land: AND WHEREAS, Nimrod Woodward and Wesley Wilbur have been duly appointed administrators of the estate of said deceased, and by their petition signed by themselves and Caroline Woodward widow of the said deceased, and also, by the said Moses Ivins, have prayed that the legislature would pass an act authorizing the said Nimrod Woodward and Wesley Wilbur to make and deliver to the said Moses Ivins a good and sufficient deed of conveyance for the said tract of land—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Nimrod Woodward and Wesley Wilbur, administrators of Anthony Woodward, deceased, late of the county of Monmouth, be and they are hereby authorized, in fulfilment of the aforesaid agreement between the said Anthony Woodward and the said Moses Ivins; and on payment by the said Moses Ivins of the balance of the purchase money mentioned in the said agreement, to make, execute and deliver to the said Moses Ivins, a good and sufficient deed, conveying unto the said Moses Ivins, and his heirs and assigns, the aforesaid tract of land; and all the estate, right, title and interest of which the said Anthony Woodward died seized, of, in and to the same, as fully and effectually as if the same had been duly executed by the said Anthony Woodward, deceased, in his lifetime.

Sec. 2. And be it enacted, That the said administrators shall account, according to law, for the balance of said purchase money, to be received by them on fulfilment of the said agreement, as a part of the personal estate of the said Anthony Woodward, deceased.

Passed February 16, 1842.

Administrators of A. Woodward, dec'd, authorized to convey certain real estate.

Interest vested in purchaser.

Administrators to account for balance of purchase money.

A SUPPLEMENT to the Act, entitled "An Act concerning  
Roads."

WHEREAS, during the extravagant rage for speculation, a vast number of streets and roads were regularly laid out in the township of Elizabeth, in the county of Essex, in this State, by Surveyors of Highways, and the returns thereof recorded; AND WHEREAS, ALSO, many of the said roads and streets are, and for a long time will be, useless, and have never been opened or worked, and the land over which they are laid could be used for more useful purposes—Therefore,

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That all streets and highways laid out by Surveyors of Highways within the town of Elizabeth, which shall not be opened as such in six years after the return of the same, shall become vacated as fully to all intents and purposes as if the same had been vacated by Surveyors of Highways; *provided,* the assent, in writing, of all the owners of land through which any such street or highway may run, shall be first had and obtained, and filed in the Clerk's Office of the county of Essex; for which said Clerk shall be entitled to receive ten cents.

Passed February 16, 1842.

AN ACT authorizing the Administrators of Anthony Woodward, deceased, to convey certain Real Estate.

WHEREAS, it is represented that Anthony Woodward, deceased, late of the township of Upper Freehold, in the county of Monmouth, in this state, in his lifetime entered into a verbal agreement with Jesse Vanhise, for the sale and conveyance of a certain tract of land, situate in the said township of Upper Freehold, adjoining lands of Aaron Emly, Nicholas Waln, and other lands of the said deceased, containing sixty acres, to be paid for by the said

Jesse Vanhise, at the rate of two dollars per acre : that in pursuance of the said agreement, the said Jesse Vanhise paid to the said Anthony Woodward, the sum of one hundred and twenty dollars, the consideration money aforesaid ; and entered into the possession of the said tract of land, and made sundry improvements thereon ; but that the said Anthony Woodward died intestate, leaving minor heirs at law, without having executed a deed of conveyance to the said Jesse Vanhise, for the said tract of land ; AND WHEREAS, Nimrod Woodward and Wesley Wilbur have been duly appointed administrators of the estate of said deceased, and by their petition, signed by themselves and Caroline Woodward, widow of the said deceased, and, also, by the said Jesse Vanhise, have prayed that the legislature would pass an act authorizing the said Nimrod Woodward and Wesley Wilbur to make and deliver to the said Jesse Vanhise, a good and sufficient deed of conveyance for the said tract of land—Therefore,

BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Nimrod Woodward and Wesley Wilbur, administrators of Anthony Woodward, deceased, late of the county of Monmouth, be and they are hereby authorized in fulfillment of the aforesaid agreement, between the said Anthony Woodward and the said Jesse Vanhise, to make, execute and deliver to the said Jesse Vanhise, a good and sufficient deed conveying unto the said Jesse Vanhise, and his heirs and assigns forever, the aforesaid tract of land, and all the estate, right, title and interest of which the said Anthony Woodward died seized, of, in and to the same, as fully and effectually as if the same had been duly executed by the said Anthony Woodward, deceased, in his lifetime.

Passed February 16, 1842.

Adm'rs of A. Woodward, dec'd. authorized to convey certain real estate.

Interest vested in purchaser.

AN ACT to regulate Fishing with Seines in Rarnegat Bay.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That no person or persons shall hereafter fish within the waters of Barnegat Bay, or any of the rivers, coves, or other tributary waters thereof north of Barnegat inlet, with any seine or seines, net or nets, the whole length of which, either singly or attached together, shall exceed one hundred and forty fathoms, and the ropes whereof attached to each wing, shall not exceed in length three hundred fathoms; and that no person or persons shall set any seine or seines, net or nets, fike or fikes in the aforesaid waters, the whole length of which, either singly or attached together, shall exceed twenty fathoms; and if any person or persons shall so do, whether any fish be taken or not, the captain of such seine or seines, net or nets, fike or fikes so hauled, fished with or set, in any of the waters aforesaid, shall for every such offence, forfeit and pay one hundred dollars; and every person or persons aiding or assisting therein, shall for every such offence, forfeit and pay fifty dollars each, to be recovered, with costs, by action of debt, by any person who shall prosecute for the same, in any court of record in this state, having cognizance of that sum; one moiety thereof to the use of the prosecutor, and the other moiety to the county collector, for the use of the county in which the offence shall have been committed.

Certain description of seines not to be used.

Penalty.

Sec. 2. And be it enacted, That any person or persons violating the aforesaid section, or refusing to have his or their seines, ropes, nets and fikes measured by any person or persons wishing to measure the same, shall forfeit his boat, flat, scow or other vessel used or employed in the commission of such offence, with all the fish, seines, ropes, nets, fikes, tackle and furniture belonging to the same.

Penalty in case of refusal to have seines measured.

Sec. 3. And be it enacted, That it shall be the duty of the sheriff and constables of the county in which such offence shall have been committed, and may be lawful for any other person or persons, to seize and secure any boat, flat, scow or other vessel, and all seines, ropes, nets, fikes, tackle and furniture, as aforesaid, and immediately thereupon give information thereof to two justices of the peace, of the county where such seizure shall have been made, who are hereby empowered and required to meet at such time and place, as they shall appoint for the trial thereof,

Proceedings in case of seizure of boats, seines, &c.

and hear and determine the same : and in case the same shall be condemned, it shall be sold by the order, and under the direction of the said justices, who after deducting all legal costs and charges, shall pay one half of the proceeds of such sale to the collector of the county in which such offence shall have been committed, and the other half to the person who shall have seized and prosecuted the same.

Penalty in case of resistance of officers.

Sec. 4. *And be it enacted*, That if any person or persons on board of, or belonging to any such boat, flat, scow or any other vessel as aforesaid, or belonging to any such seine, net or fike shall refuse, and not suffer to enter, or resist after entering or before entering the same, any of the aforesaid officers, or any other person or persons seizing the same, or otherwise resist them, or any of them, in the lawful seizure of the same, then every person so offending shall forfeit and pay the sum of fifty dollars, to be recovered and applied in manner directed by the first section of this act.

Passed February 17, 1842.

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AN ACT to confirm the last Will and Testament of Stephen Mayers, late of the City of New-York, deceased.

Preamble.

WHEREAS it appears, from the petition of John Dunn, that Stephen Mayers, late of the City of New-York, deceased, departed this life in the year eighteen hundred and forty-two; having first made his last will and testament in writing, in the presence of two subscribing witnesses only, which is sufficient to pass Real Estate in New-York, but not sufficient to pass Real Estate in New-Jersey : and it appearing by the said will among other things, that a part of the Real Estate of the said Testator is situate in the State of New-York and part in this State, and that he made suitable provision for all his heirs at law, and among other things did devise to the said John Dunn, his heirs and assigns, forever, a tract of land in the county of Essex, and State of New-Jersey, being all the Testator's estate in New-Jersey ; and it appearing that the said will has been proved in the State of New-York, and also to be just and reasonable that the intentions of the said Testator should not be defeated, so far

as they relate to his Real Estate in New-Jersey; and it also appearing that the Executors of the said will have had due notice of this application, and no objection being made thereto—Therefore,

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the last will and testament of the said Stephen Mayers, deceased, so far as the same relates to the devise of his real estate in New-Jersey, be confirmed in all things, and that the same be as valid and effectual in law as if the said last will and testament had been well executed to pass Real Estate in the presence of three subscribing witnesses as required by the laws of this State.

Will of  
S. Mayers  
confirmed.

Passed February 18, 1842.

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#### AN ACT to incorporate the Bordentown Beneficial Society.

WHEREAS, a number of the Inhabitants of the Borough of Bordentown and its vicinity, have formed themselves into an association or society, to which they have given the name of "The Bordentown Beneficial Society," the object of which is to create a fund to be applied towards the relief or support of such of the members thereof, as shall by sickness or bodily infirmity, or other cause, be rendered incapable of attending to their usual occupation or calling, and also towards the decent interment of deceased members, or the deceased wives of members. And, whereas it is believed an act of incorporation will promote the objects of the Society, and add to the security of its property, and the said Society having by petition presented to the Legislature, prayed to be incorporated—Therefore,

Preamble.

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Charles Wilson, Thomas T. Blexler, Joshua F. Lame, Robert Idell, Jacob E. Moreton, Thomas S. Field, John E. Edwards, Peter Shreve, Jr. Alexander D. Pearson, William Thompson, John Hitchens, Robert Hankins, and all such other persons not exceeding at any one time five hundred, as now are, or shall hereafter become members of said society be, and they are hereby ordained, constituted and de-

Names of  
Corporators.

Style of incorporation.

General Powers.

clared, a body corporate, in fact and in law, by the name, style and title of "The Bordentown Beneficial Society," and by that name they and their successors shall have continued succession, and be persons in law capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts of law and equity whatsoever, in all manner of actions, suits, matters, complaints, and causes whatsoever; and that they and their successors may have and use a common seal, and shall have power to change and alter the same at pleasure, and by their name aforesaid and under their common seal, may make and enter into, form and execute any contracts or agreements relating to, touching or concerning the objects of the said incorporation.

Mode of annual election of officers.

Sec. 2. *And be it enacted*, That for the more effectual accomplishment of the objects of the said incorporation there shall be a President, Vice President, Secretary, Assistant Secretary, Treasurer, two Stewards, and an Investigating Committee of three, and such other officers and assistants as shall be deemed necessary, all of whom shall be elected by ballot, by a majority of the members present, at a meeting convened for that purpose upon two weeks notice of such meeting being published in one of the newspapers printed in the county of Burlington.

What real and personal estate may be held.

Sec. 3. *And be it enacted*, That the estate and property of what kind soever the same may be, now held by the said Society, shall be vested in the body corporate and politic, hereby created; which said body corporate and politic, shall by the name and title aforesaid, be able and capable in law, to purchase, receive, take, hold, and convey for the use and benefit of said Society, and for the purposes expressed in the preamble of this act, any lands, tenements, hereditaments, and any sum or sums of money, rights, goods, securities, and chattels, by gift, alienation, devise, bequest or otherwise, of any person or persons, bodies corporate or politic, legally authorized to make the same, provided that the clear yearly income or value of the real and personal estate of said incorporation shall not exceed the sum of one thousand dollars.

Corporation may form constitution and by-laws as in fourth section.

Sec. 4. *And be it enacted*, That the said corporation be and they are hereby authorized and empowered to make, adopt, and use, and from time to time alter, amend, or change, as by them may be deemed expedient, such general form of a constitution and by-laws for the transaction of business, and for effecting the purposes of the Society aforesaid, as to the members or a majority of the members present duly met, shall be deemed right and proper; *provided*, that nothing in the said constitution and by-laws be repugnant to the constitution or laws of the United States or of this State.

Provided.

Sec. 5. *And be it enacted*, That the sole and exclusive object of the Society hereby incorporated, shall be the relief of its respective members, when sick or disabled by bodily infirmities from pursuing their ordinary avocations, the payment of the expenses incident to the decent interment of deceased members, or the deceased wives of members, as provided in the constitution and by-laws of said Society, and such other necessary expenses as shall accrue by carrying into effect the objects set forth in the preamble, and in this and the foregoing sections of this act, and no part of the funds of said corporation shall be used for banking purposes, or in any other way, except as provided for in this act. Object of incorporation.

Sec. 6. *And be it enacted*, That it shall be lawful for the Legislature of this State at any time hereafter, to amend, repeal or modify this act as they shall think proper. Act may be altered or repealed.

Passed February 18, 1842.

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### AN ACT to incorporate the Carpentersville Delaware Bridge Company.

WHEREAS it is represented to the legislature by the petition of a number of the inhabitants of the county of Warren, that the erection of a bridge over the Delaware river at or near Carpenters ferry would be a great accommodation to the public:—Therefore, Preamble.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the capital stock of the Carpentersville Delaware Bridge Company shall amount to twenty thousand dollars, and that the same shall be divided into shares of fifty dollars each, and the subscribers to said capital stock shall pay the sum or sums of money for the share or shares by them respectively subscribed, at such periods and in such proportions as the directors of said company may determine. Amount of capital stock.

Sec. 2. *And be it enacted*, That John Hixon, Enoch Green, Jacob Carpenter, Peter Shively, and Luther Colvin, be, and they are hereby appointed commissioners on the part of this state, who, with commissioners to be appointed by the Com- Names of commissioners and their duties.

Stock forfeited for non-payment of instalments.

Proviso.

Style of incorporation.

General Powers.

Commonwealth of Pennsylvania, shall be authorized to receive subscriptions to said capital stock, at such times and places as they, or a majority of them, shall direct, giving notice thereof in two of the newspapers printed in the county of Northampton, in the state of Pennsylvania, and in two of the newspapers printed in the county of Warren, in this state, for at least twenty days, of the times and places when and where the said subscriptions shall be received, and at the time of subscribing for the said stock, five dollars shall be paid upon each share subscribed for, to the commissioners, or some of them, which money shall be paid over to the treasurer of said company as soon as one shall be appointed, and that the residue of the subscriptions shall be paid in such instalments, and at such times and places, and to such persons as the president and directors of the company shall from time to time direct and give public notice of, and upon failure of payment thereof, as so directed, for thirty days thereafter, the said president and directors shall have power to forfeit the shares of each and every person failing to pay the said instalments, or any of them, to and for the use of said company; *Provided*, that if the number of shares subscribed for shall exceed the amount or number of shares authorized by this act to be subscribed for, that then the said commissioners shall apportion the said stock among such subscribers in proportion to the amount or number of shares by them subscribed as aforesaid.

Sec. 3. *And be it enacted*, That when two hundred shares are subscribed for, the persons holding the same shall be and they are hereby incorporated into a company by the name of "The Carpentersville Delaware Bridge Company," and by that name shall have perpetual succession, and shall be capable of taking and holding their said capital stock, and of enlarging the same from time to time, by new subscriptions, in such manner and form as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act; (*provided*, such increase shall not, with the original subscription, exceed the aforesaid capital of twenty thousand dollars, and the increase and profits accruing thereon,) shall have authority to erect and maintain a good and sufficient Bridge over the river Delaware at or within a quarter of a mile of Carpenter's Ferry, in the township of Greenwich, in the county of Warren, in this State, and shall be capable of purchasing, taking and holding to them and their successors and assigns, in fee simple, or for any less estate, all such lands, tenements, hereditaments and estates, real and personal, as may be necessary for them in the prosecution of their works, and the same to sell and dispose of at their pleasure, and of suing and being sued, pleading and being impleaded, in all courts of justice or any other place whatever.

Sec. 4. *And be it enacted*, That as soon as two hundred shares of the said capital stock shall be subscribed as aforesaid, it shall be the duty of the said Commissioners to give notice in two or more of the newspapers printed in the county of Northampton, in the State of Pennsylvania, and in the county of Warren, in this State, of a time and place by them to be appointed, not less than thirty days from the time of issuing the said notice; at which time and place the said stockholders shall proceed to organize the said company, and shall choose by ballot, in person or by proxy, one president, six directors, one treasurer, and such other officers as they shall think necessary to conduct the business of the said company; *provided*, that no person shall have more than twenty votes at an election, and that each person shall be entitled to one vote for every share by him held not exceeding ten and one vote for every two shares above ten, and not exceeding twenty; and one vote for every five shares above twenty, until the number of votes amount to twenty.

Manner of  
electing  
officers.

Proviso.

Time of annu-  
al election of  
officers.

Sec. 5. *And be it enacted*, That the stockholders shall meet on the first Monday in November, in every succeeding year, at such place as shall be fixed by the by-laws of said company, for the purpose of choosing such officers for the ensuing year.

Sec. 6. *And be it enacted*, That the president and directors, first to be chosen as aforesaid, shall issue certificates of stock to the several stockholders, respectively signed by the president and countersigned by the treasurer of the said company; which certificates shall be transferable at his or her pleasure, in person or by attorney, subject, however, to the payments due and that may become due thereon; and the assignee holding any certificate, having first caused the assignment or transfer to be entered in a book of the company, to be kept by the treasurer for that purpose, shall, for every share of stock so held by him or her, be entitled to his or her equal proportion of the said capital stock, and of all the estates and emoluments of the company, and to vote as aforesaid at the meetings thereof.

Certificate of  
stock trans-  
ferable.

Sec. 7. *And be it enacted*, That the said president and directors shall meet at such times and places, and be convened in such manner as shall be agreed on for transacting their business; at such meetings five members shall be a quorum, who, in the absence of the president, may choose a chairman, and shall keep minutes of all their transactions fairly entered in a book; and a quorum being met, they shall have full power and authority to agree with and appoint such engineers, superintendents, artists and other officers, as they shall think necessary to erect and complete the said bridge and conduct the business of the same, and fix their salaries and other wages; to determine the time, manner and proportions, in which the stockholders shall pay the money due on their respective shares, to draw orders on the treasurer for all moneys that may be

Duties and  
powers of  
President &  
Directors.

required, the same to be signed by the president or chairman, and countersigned by the clerk of the board, and to do and transact all matters and things as by the by-laws or regulations of the said company shall be lawful.

Proceedings  
when compa-  
ny and own-  
ers of lands  
cannot agree  
on value.

Sec. 8. *And be it enacted,* That, after the place for the erection of said bridge shall be fixed, and before the said president and directors shall proceed to erect the same, it shall and may be lawful for the said president and directors to contract and agree with the owner and owners of any lands and materials for the purchase of so much thereof as shall be necessary for the purpose of erecting and completing the said bridge, and making and establishing all the necessary works and roads to and from the same, if they can agree with the owner or owners of the same; but in case they cannot agree, or in case any such owner or owners thereof shall be feme covert or under age, non compos mentis, or reside out of this State, then it shall and may be lawful for the said president and directors to apply to one of the justices of the Supreme Court of this State, not being a stockholder, or otherwise interested; who, upon such application, is hereby authorized and directed to appoint three discreet and disinterested freeholders of this State, who, after being duly sworn or affirmed before any justice of the peace, faithfully to perform the duties enjoined on them by this act, shall proceed to view and examine the said banks, and all such lands and tenements as shall be necessary for the purpose of erecting and completing the said bridge, and making and establishing all necessary works and roads to and from the same; and shall, according to the best of their skill and judgment, ascertain and estimate the injury and damage that will be sustained by the owner or owners of such lands and materials so necessary to be taken as aforesaid, and shall report what sum shall be paid by the said company for the same; which report shall be made in writing, under their hands and seals or under the hands and seals of any two of them; and shall return the same, together with a map describing the metes and bounds of such lands and materials, to the Supreme Court at the term next after they shall have agreed upon and signed the same; and the said report having been confirmed by the said Supreme Court, shall be filed in the Clerk's Office of the said Court, with the map aforesaid; and the said president and directors having paid the said owners respectively, the several sums awarded to be paid to them, in and by the said report, together with the fees of the said arbitrators, at the rate of two dollars to each, for every day employed in said business, and their necessary expenses, the said company shall be entitled to have and to hold to them and their successors and assigns forever, the said lands and materials, as fully and effectually as if the same had been granted to them

by their respective owners thereof; and in case any owner or owners of such land so appraised, shall be feme covert, under age, non compos mentis, or out of the State, then and in such case, the said company shall pay the amount which has been awarded to such owner or owners respectively, into the Court of Chancery to the Clerk thereof, subject to the order of said court, for the use of the said owner or owners—all which proceedings shall be had at the proper costs and charges of said company, to be determined by the said justice of the Supreme Court:—*provided, always,* that should the owner or owners of any such lands, or the said company feel himself or themselves aggrieved by the decision of the arbitrators aforesaid, he or they may appeal to the next Circuit Court in the county where the land lies, reserving to either party the right of trial by jury in said court, and the decision of the said court in the premises shall be final and conclusive, but the party so appealing shall in no case be entitled to costs, unless the award of the arbitrators shall be reversed or altered in favor of the party so appealing: and it shall and may be lawful thereupon and not before, for the said president and directors to enter upon the said lands and materials, and to commence and to complete the erection of said bridge.

Sec. 9. *And be it enacted,* That the president and directors of the said company shall keep fair and just accounts of all moneys received by them from the said commissioners, and from the stockholders, and of the amount of the profits or shares that may be forfeited as aforesaid, and of all voluntary contributions; and also of all moneys by them expended in the prosecution of the said work; and shall, at least once in each year, submit such accounts to a general meeting of the stockholders, until the said bridge be completed, and until all the costs, charges, and expenses for effecting the same shall be fully paid and discharged, and the aggregate amount of all such expenses shall be ascertained and liquidated.

Annual statement of accounts to be made.

Sec. 10. *And be it enacted,* That when a good and complete bridge shall have been erected over the said river Delaware at the place aforesaid, the property of the said bridge shall be vested in the said company, their successors and assigns forever; and the said company, their successors and assigns may demand and receive toll from travellers and others, not to exceed the following rates:

For every coach, landau, chariot, phaeton, or other pleasure carriage with four wheels, drawn by four horses, the sum of seventy-five cents.

Rates of toll for passing over the bridge.

For every such pleasure carriage, with two horses, fifty cents.

For every farm or market wagon, with four horses, sixty-three cents.

For every wagon of the same description, drawn by two horses, fifty cents.

For every chaise, riding chair, sulkey, cart, or other two wheel carriage, or a sleigh or sled, with two horses, thirty-one and a fourth cents.

For the same, with one horse, fifteen cents.

For a single horse and rider, ten cents.

For every horse or mule, led or driven, five cents.

For every foot passenger, two cents.

For every head of neat cattle, three cents.

For every sheep or swine, half a cent.

*Provided*, That all persons going to and returning from funerals, persons going to or returning from meeting or church, children going to and returning from school, shall pass free of toll; *Provided, also*, that in fixing the toll of all carriages drawn wholly by oxen, and partly by horses and partly by oxen, two oxen shall be estimated equal to one horse.

And the said company shall so erect the said bridge, as in no wise to injure, stop, or interrupt the navigation of the said river, or prevent boats or rafts from passing or persons from fording the said river.

Sec. 11. *And be it enacted*, That if any person or persons shall wilfully cut, destroy, break, or remove from off the said bridge, or any part thereof, any piece or pieces of timber, plank or planks, stone or stones, chain or chains, bolt or bolts, or any other materials whatsoever, belonging to said bridge, or otherwise wilfully or maliciously damage the same, he, she, or they so offending shall forfeit and pay for every such offence, over and above the damages done to the said bridge, the sum of thirty dollars, to be recovered with costs of suit by action of debt in any court having cognizance thereof, by any person who shall sue for the same.

Sec. 12. *And be it enacted*, That if the said company, their successors and assigns, or whoever shall own or possess the said bridge, shall collect or demand any greater rate or prices for the passing over the said bridge, than what are herein before described and specified, or shall neglect to keep the said bridge in good repair, he, she, or they so offending, shall for every such offence, forfeit and pay the sum of thirty dollars, one third thereof for the use of the poor of the county of Northampton, in the state of Pennsylvania, and one third thereof for the use of the poor in the county of Warren, in this state, and the other third for the use of the person or persons who may sue for the same in manner aforesaid; *Provided always*, that no suit or action shall be brought, unless within sixty days after such offence may have been committed.

Proviso

Penalty for  
injuring  
bridge or  
works.

Penalty for  
charging un-  
lawful tolls.

Sec. 13. *And be it enacted,* That the said president and directors shall have power to agree with any owner or owners of ferries or shad fisheries that may be injured by the erection of the said bridge, and to compensate them for any damages they may thereby sustain; and if they cannot agree with such owner or owners, then and in such case, the said damages shall be ascertained and paid in the same manner as is provided for in the eighth section of this act: *Provided,* that no person shall receive any compensation for ferrying at any ferry which shall have been purchased and paid for by the said company, after the said bridge shall have been completed.

Damages to be paid to owners of ferries and shad fisheries for injury by bridge.

Proviso.

Sec. 14. *And be it enacted,* That the said president, directors and company shall keep a just and true account of all and every the moneys received by their respective collectors of tolls for crossing the said bridge, and shall make and declare a dividend of the profits and increase thereof among all the stockholders of said company, deducting first therefrom all contingent costs and charges, and such proportions of said income as may be deemed necessary for a growing fund, to provide against the decay and for rebuilding and repairing the said bridge, and shall, on every first Monday in May and November, in each and every year, publish the dividend to be made of the said clear profits thereof amongst the stockholders, and the time and place when and where the same shall be paid, and shall cause the same to be paid accordingly.

Dividend of profits to be made.

Sec. 15. *And be it enacted,* That the president and all such officers as the managers shall direct, shall before he or they act as such, take and subscribe an oath or affirmation for the due and faithful execution of the duties of his or their office.

Officers to take an oath or affirmation.

16. *And be it enacted,* That this act shall not take effect, or go into operation until the Legislature of the Commonwealth of Pennsylvania, shall pass a law appointing commissioners on their part, and vesting like power and authority in the subscribers to said capital stock, to erect a bridge at the place aforesaid, and to extend the same from shore to shore, with as full and ample powers, privileges, franchises and emoluments, as to the said company are hereby given.

Act not to take effect till a similar law is passed by Pennsylvania.

Sec. 17. *And be it enacted,* That if the said bridge shall not be commenced within five years and completed within ten years from the passing of this Act, the charter hereby granted shall be void.

Charter to be void unless bridge is commenced & complete in a certain time.

Sec. 18. *And be it enacted,* That it shall not be lawful for the company authorized to be created by this act, to contract debts or issue notes or other obligations for the payment of money to an amount exceeding at any one time the amount of its capital actually paid in; and for any violation of this section, the persons who acted as president and directors, at the time

Company not to contract debts exceeding amount of capital paid in.

Penalty.

when such excess of debt was contracted, or such excess of notes or other obligations was issued; shall severally and jointly be responsible for all the debts and contracts of the said company.

Not to exercise banking privileges.

Sec. 10: *And be it enacted*, That nothing in this act contained shall be so construed as to authorize the said bridge company to exercise any banking privileges whatsoever, or to issue any notes in the nature of bank notes; And the legislature reserve the right of altering, amending, or annulling this charter whenever they think proper.

Act may be altered or amended.

Passed February 21, 1842.

—o—

AN ACT to authorize John Dilts to sell certain Real Estate, formerly occupied by Thomas Wilson.

WHEREAS, Thomas Wilson, a colored man, now deceased, did in his lifetime, receive conveyances, in fee simple, for certain real estate, to wit: lot No. one, situate in the township of Hopewell, formerly in the county of Hunterdon, now in the county of Mercer, in this state, adjoining lands of John Dilts and the river road, leading from Trenton to Flemington, and the road from Harbourn town to Mount Airy, and containing about sixteen perches of land, conveyed to said Thomas Wilson by Joseph Burroughs and Sarah, his wife, by deed, dated the first day of August, A. D. eighteen hundred and two, and recorded in the clerk's office of Hunterdon county, in book G. folio four hundred and three, &c.; lot No. two, situate in the township of Amwell in the county of Hunterdon, adjoining lands of William Atchley, and the road leading from Harbourn town to Amos Moore's on the Delaware river, containing two acres and twenty-eight perches of land, or thereabouts; and conveyed to said Thomas Wilson by Daniel Coxe Runyan and Elizabeth, his wife, by deed dated the thirteenth day of May, A. D. eighteen hundred and five, recorded in the clerk's office of Hunterdon county, in the record of deeds, vol. two, folio five hundred and twenty-six, &c.; lot No. three, situate in the township of Hopewell aforesaid, formerly in the county of Hunterdon, now in the county of Mercer, adjoining lands of John A. Abbott and Samuel C. Hill, and containing four

Preamble:

acres and one perch of land, or thereabouts ; conveyed to said Thomas Wilson by Nathan Price, Esq. sheriff of Hunterdon county, by deed, dated the sixteenth day of June, A. D. eighteen hundred and nine, and recorded in the clerk's office of said county, in the record of deeds, vol. sixteen, page thirteen, &c. lot No. four, situate in the said township of Hopewell, now in the county of Mercer formerly in the county of Hunterdon, adjoining lot No. one above mentioned, also, lands of John Dilts and the river road, from Trenton to Flemington, and containing fifteen perches of land, or thereabouts ; conveyed to said Thomas Wilson, by George Ege, by deed, dated the twentieth day of June, A. D. eighteen hundred and fourteen, recorded in the record of deeds for Hunterdon county, in vol. twenty-three, folio two hundred and thirty &c.; and the said Thomas Wilson having paid for said several lots of land the full consideration mentioned in said deeds, and agreed upon between him and the said grantors, respectively, entered into possession thereof, and used and occupied the same during his life ; AND WHEREAS, the said Thomas Wilson being a slave at the time of making said deeds, and during his whole life, was thereby unable in law to take and hold the said lands, and said deeds therefore conveyed to him no estate or interest therein : AND WHEREAS, the said Thomas Wilson left his wife, Mary, surviving him, who having become poor and infirm and unable to maintain herself, was for a considerable time, and until her decease, supported by William Rosco, at his own expense, and it is reasonable and just that all moneys expended by him, or by any other person or persons for the support of said Mary should be repaid, and that the said lots of land should be sold for that purpose, and a good title made to the purchaser ; and the said Thomas Wilson having no children, or other relatives now living, so far as can now be ascertained :—Therefore,

SEC. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That John Dilts, of the township of Hopewell, in the county of Mercer, be and he is hereby authorized to sell the aforesaid lots or parcels of land, at public vendue, to the highest bidder ; and to make, execute and deliver a good and sufficient deed or deeds for the same, to the purchaser or purchasers thereof ; which deed and deeds when so executed and delivered, shall convey to, and vest in the said purchaser or purchasers, as good and sufficient an es-

John Dilts  
authorized to  
sell certain  
real estate  
late of Thos.  
Wilson, dec.

Interest  
vested in  
purchaser.

Proviso.

tate in and to the said land and premises thereby conveyed, as the grantors in the aforesaid deeds to the said Thomas Wilson had in the same at the time of executing their said conveyances for the same respectively; *provided*, that nothing contained in this act, shall in any way affect the rights or interests of any person or persons in whose favor the said Thomas Wilson, deceased, may have mortgaged or otherwise incumbered the said several tracts of land or either of them respectively in his lifetime.

Distribution  
of proceeds  
of sale.

Sec. 2. *And be it enacted*, That the said John Dilts shall be and he is hereby authorized and directed to take and receive the purchase money for said land, and to have and use all necessary actions to recover the same; and out of said moneys, to pay the expenses of procuring this act, and of selling said land; and to pay to said William Rosco, and all and every other person or persons, all moneys which he or they have expended in furnishing to the said Mary, widow of said Thomas Wilson, the means of support and maintenance; and the surplus money which may remain after such payments, the said John Dilts shall pay to the collector of the township of Hopewell, for the use of the poor of said township; and in case any person or persons shall, within seven years after the passing of this act, appear and show that they are so related to said Thomas Wilson, that they would have been entitled to his estate, in case he had been free, then the said township of Hopewell shall pay to them the said surplus, which may have been received by said township; and the said John Dilts is hereby directed and required to file and settle his accounts, of the manner in which he shall have applied said moneys, in the Orphans' Court of the county of Mercer, at the next stated term after making the aforesaid sale of said land, or at such other time as the said court may appoint; and said court shall allow him reasonable commissions for his services.

Accounts to  
be filed with  
the Orphans'  
Court of the  
county of  
Mercer.

Trustee to  
give bond to  
the Ordinary.

Sec. 3. *And be it enacted*, That the said John Dilts shall advertise the sale of said land by setting up notice thereof in five of the most public places in the said townships of Hopewell and Amwell, at least four weeks before the time appointed for the sale thereof; and before he shall proceed to the execution of the powers and authority vested in him by this act, he shall enter into bond to the ordinary of this state in the penal sum of six hundred dollars, with one or more sureties, to be approved by the surrogate of the county of Mercer, conditioned for the faithful performance of the trusts reposed in the said John Dilts by this act, and that he will well and truly apply the moneys arising from the sale of said lands in the manner herein directed; and

said bond shall be filed in the office of the said surrogate, and shall be good to all intents and purposes, and pleadable in any court of justice; and if the same become forfeited, it shall be lawful for the ordinary to cause the same to be prosecuted, at the request of any person aggrieved thereby.

Sec. 4. *And be it enacted*, That in case of the death of the said John Dilts, or of his neglect or abuse of the powers hereby vested in him, the Orphans' Court of the county of Mercer, shall upon application to them have full power and authority to appoint another trustee in the place of the said John Dilts, who shall upon such appointment, and upon giving bond in the manner before directed, have all the powers conferred upon said John Dilts by this act.

Another trustee may be appointed in certain cases.

Passed February 21, 1842.

**A SUPPLEMENTARY ACT** to alter and amend the act entitled "An act to incorporate the Port Colden Mutual Fire Insurance Company," passed February twenty-sixth, eighteen hundred and thirty-eight.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That the name of said corporation is hereby changed from that of "the Port Colden Mutual Fire Insurance Company," to the "Warren County Mutual Fire Insurance Company," by which name the persons composing said corporation, and their successors therein, shall hereafter be known, transact all their corporate business, and have and possess all the powers, privileges, and immunities which the said corporation possess and enjoy by virtue of their said act of incorporation.

Style of incorporation changed.

Sec. 2. *And be it enacted*, That the sixth, seventh, and eighth sections of the said act to which this is a supplement, be, and the same are hereby repealed.

Parts of former act repealed.

Passed February 21, 1842.

AN ACT to authorize Elias Van Arsdale, jr., to pay certain moneys therein mentioned to the Trustees of the "Newark Fire Department."

Preamble.

WHEREAS, Allen Clark, formerly of the city of Newark in the county of Essex, being indicted and imprisoned to await his trial for a misdemeanor in setting fire to a shop or storehouse in said city, was by the order of the Court of Oyer and Terminer of said county, made the twenty-first day of October, Anno Domini, one thousand eight hundred and thirty-seven, released from said imprisonment on entering into recognizance in the sum of two hundred and fifty dollars for his appearance to answer said indictment at the next term of said Court, which said recognizance was at the said term forfeited; AND WHEREAS, the said sum of two hundred and fifty dollars, was by the recognizor for his said appearance paid to Elias Van Arsdale, jr., then being clerk of the said County, and still remains in his hands, subject to the costs of said indictment and the expenses of the arrest of said Allen Clark:—Therefore,

E. Van Arsdale, jr. authorized to pay balance of money in his hands to Newark Fire Department after deducting certain costs and expenses.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said Elias Van Arsdale, jr., be, and he is hereby authorized and empowered, out of the money so as aforesaid received by him and remaining in his hands, to pay all and sundry the costs and expenses of arresting and prosecuting the said Allen Clark, to such person or persons as shall be legally entitled to the same, and after deducting said costs and expenses, to pay the balance of said money to the Trustees of the Newark Fire Department, to be by them applied to the increase of their fund for the relief of indigent or disabled firemen or their families.

Passed February 22, 1842.

AN ACT to extend the time limited for commencing and completing the road of the New-Jersey Hudson and Delaware Rail Road Company.

Sec. 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the time limited in the sixteenth section of the act entitled "An Act to incorporate the New-Jersey Hudson and Delaware Rail Road Company," passed the eighth day of March, eighteen hundred and thirty-two; and in the fourth section of the further supplement thereto, passed February thirteenth, eighteen hundred and thirty-six, for commencing the main road or roads, and the lateral road of the said company, be and the same is hereby extended to the period of ten years; and that the time for completing the same be extended to the period of twenty years after the passage of this act.

Time for commencing and completing Rail Road extended.

Passed February 22, 1842.

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AN ACT to authorize the Board of Chosen Freeholders of the county of Salem, to build a Bridge over Salem Creek.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the Board of Chosen Freeholders of the county of Salem, are hereby authorized, whenever in their opinion, the public convenience may require it, to erect and build a bridge, with a draw twenty-four feet wide therein, over Salem Creek, in the county of Salem, to connect a public road which has been laid from Kinseyville, in the township of Lower Penns Neck, to the Sculltown road, in the township of Mannington. *Provided,* said board shall direct said bridge to be built before the expiration of five years from the passage of this act.

Board of Chosen Freeholders authorized to build a bridge over Salem Creek.

Proviso.

Passed February 22, 1842.

AN ACT to authorize Timothy Wiggin and William Hurry, trustee of Adeline W. Torrey, wife of William Torrey, to make a Rail Road on their lands, in the county of Monmouth.

Preamble.

WHEREAS, it appears that Timothy Wiggin and William Hurry, trustee of Adeline W. Torrey, wife of William Torrey, are now the owners, in fee simple, of certain large tracts of land, situated in the county of Monmouth, in this state, late the property of the Monmouth Purchase Company, the most part of which is covered with wood and timber, which by reason of its distance from any navigable water, is comparatively of little value; AND WHEREAS, the said owners are desirous of making a rail road, with divers branches, on their said lands, to some point on Toms river, in said county, where said river is navigable, for the purpose of sending their wood, timber and other produce to market, and to transmit in return lime and manure, for the purpose of improving their said lands; and have petitioned the legislature for a law authorizing them to make such road; and it appearing that such petition is reasonable and just, and that the same will be to the interest of the said owners, and to that district of country:—Therefore,

Trustees authorized to survey and lay out a rail road in the county of Monmouth.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That that the said Timothy Wiggin and William Hurry, trustee as aforesaid, and their assigns, be and they are hereby invested with all the rights, powers and authority necessary and expedient to survey, lay out and construct a rail road, from some suitable point on their said lands, in the county of Monmouth, to the navigable waters of Toms river, with such branches on their said lands as may be necessary to intersect the same, for the purposes aforesaid, at their sole expense; said road and its branches not to exceed thirty feet in width, and where the same may pass across any public road, the same to be made and maintained by the owners aforesaid, so as not to interfere with the public convenience.

Trustees authorized to contract with the owners of land for privilege of laying rails thereon.

Sec. 2. And be it further enacted, That the said Timothy Wiggin and William Hurry, trustee as aforesaid, and their agent or agents, be and they are hereby authorized to contract with the owner or owners of such tracts of land for the privilege of passing by or over the same, and laying thereon their said rail road, and shall be entitled to hold and use the same according to the terms of such contract.

Sec. 3. *And be it enacted*, That if any person or persons shall wilfully or maliciously injure the said rail road, or any of its branches, buildings, cars, works or machinery, such person or persons shall forfeit and pay therefor, to the owners thereof, three times the amount of the damages sustained by said injury, to be recovered by such owners, in an action of debt, with triple costs, in any court having cognizance of the same.

Penalty for  
injuring  
works, &c.

Sec. 4. *And be it enacted*, That this act shall be in force for twenty years, and that the legislature may, at any time, alter, modify or repeal the same; and that this act be deemed and taken as a public act, and at all times recognized as such, in all courts and places whatever.

Limitation  
of act.

Act may be  
altered or re-  
pealed.

Passed February 22, 1842.

AN ACT to incorporate "The Union Temperance Beneficial Association of Camden, New-Jersey."

WHEREAS, a number of the inhabitants of the city of Camden, in this state, have formed themselves into an association, or society, to which they have given the name of "The Union Temperance Beneficial Association of Camden, New-Jersey," the object of which is, to raise a fund to be applied towards the relief or support of such of the members thereof as shall, by sickness, casualty or other cause, be rendered incapable of attending to their usual trade or calling; and, also, towards the decent interment of deceased members, or the deceased wives of members; AND WHEREAS, it is believed an act of incorporation will promote the objects of the association, and add to the security of the property thereof; and the said association having, by petition presented to the legislature, prayed to be incorporated:—Therefore,

Preamble.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Caleb Roberts, Jesse Cole, Joseph C. De Lacour, Edward Morgan, Edward Dougherty, George Finch, John T. Woolson, Henry Davis, and all such other persons, not exceeding four hundred, as now are, or here-

Names of  
corporators.

Style of incorporation.

General Powers.

after may become members of said society, be and they are hereby ordained, constituted, and declared a body corporate and politic, in fact and in law, by the name, style, and title of "The Union Temperance Beneficial Association of Camden, New-Jersey," and by that name, they and their successors shall have continual succession, and be persons in law, capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts of law and equity whatsoever, in all manner of action and actions, suits, matters, complaints, and causes whatsoever; and that they and their successors may have and use a common seal, and shall have power to change and alter the same at pleasure; and by their name as aforesaid, under their common seal, may make and enter into, form, and execute any contracts or agreements relating to, or touching and concerning the objects of the said incorporation.

Officers and mode of electing.

Sec. 2. *And be it enacted*, That, for the more effectual accomplishment of the objects of the said corporation there shall be a president, vice-president, secretary, treasurer, messenger, four stewards, and three trustees and such other officers and assistants as shall be deemed necessary; who shall be elected by ballot, by a majority of the members present, at a meeting convened for that purpose, of which two weeks notice shall be given, by publishing the same in a newspaper published at Camden, in the county of Gloucester.

What real and personal estate may be held by corporation.

Sec. 3. *And be it enacted*, That the estate and property, of what kind soever the same may be, now held, or which may be hereafter held by the said society, shall be vested in the body politic and corporate hereby created; which said body politic and corporate shall, by their name and title aforesaid, be able and capable, in law, to purchase, receive, take, hold, possess and convey, for the use and benefit of said association, and for the purposes expressed in the preamble of this act, any lands, tenements, hereditaments, and any sum or sums of money, rights, securities, goods and chattels, by gift, alienation, devise, bequest or otherwise, of any person or persons, bodies politic or corporate, legally authorized and able to make the same; *provided*, that the clear yearly value or income of the real and personal estate of the said corporation shall not exceed two thousand dollars.

Proviso.

May make & adopt constitution and by-laws.

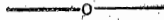
Sec. 4. *And be it enacted*, That the said corporation be and they are hereby authorized and empowered to make, adopt and use, and from time to time to alter, amend or change, as by them may be deemed expedient, such general form of constitution and by-laws, for the transaction of the

business, and for effecting the purposes and objects of the association aforesaid, as to the members thereof, or a majority of them, when duly convened, shall be deemed right and proper; *provided*, that nothing in said constitution and by-laws shall be repugnant to the constitution and laws of the United States or of this state. Provide.

Sec. 5. *And be it enacted*, That the sole and exclusive objects of the association hereby incorporated, shall be the relief of its respective members, when sick or disabled by bodily infirmities or otherwise, from pursuing their ordinary avocations, defraying the expenses incident to the decent interment of deceased members, or the deceased wives of members, as provided for in the constitution and by-laws of said association; and such other necessary expenses as may accrue in carrying into effect the objects set forth in the preamble, and in this, as well as in the foregoing sections of this act; and that no part of the funds of said corporation shall be used for banking purposes, or in any other way, except as provided for in this act. Objects of incorporation. Funds not to be used for banking purposes.

Sec. 6. *And be it enacted*, That this act shall go into effect immediately after the passage thereof, and that it shall be lawful for the Council and General Assembly of this state, at any time hereafter, to amend, repeal, or modify this act as they shall think proper. Act to take effect immediately, and may be repealed.

Passed February 23, 1842.



AN ACT to divorce Nancy Vliet from her husband,  
William Vliet.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the marriage contract heretofore existing between Nancy Vliet, of the county of Warren, and her husband, William Vliet, be and the same is hereby dissolved, as fully to all intents and purposes as if they never had been joined together in matrimony. Nancy Vliet divorced from her husband.

Passed February 24, 1842.

AN ACT to authorize the administrator, &c. of John Johnson, deceased, to execute a contract made by said deceased, for the sale of a lot of woodland, in the county of Monmouth.

WHEREAS, John Johnson, late of the county of Monmouth, deceased, in his lifetime, entered into a verbal agreement with Austin Anderson, for the sale and conveyance to him of a certain lot of woodland, situate in the county of aforesaid, containing about ten acres, for the sum of one hundred dollars, payable on the delivery of the deed, which was to have been on the first day of April, eighteen hundred and thirty-eight—that the said Austin Anderson paid a part of the consideration money to the said John Johnson, and entered upon possession of said land, and cut off much of the wood and timber growing thereon—that the said John Johnson, on or about the eleventh day of July, eighteen hundred and thirty-eight, departed this life without having executed a deed of conveyance to the said Austin Anderson, pursuant to his agreement; and that the said Austin Anderson is ready and willing to pay the balance of the purchase money whenever a good and sufficient deed of conveyance is made to him—that letters of administration upon the estate of the said John Johnson, deceased, were, in due form of law, granted to Joseph T. Parker, by the surrogate of the county of Monmouth; AND WHEREAS, a petition has been presented praying that the said administrator may be authorized to convey the said lot of land so as to carry into effect the agreement of the parties:—  
Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Joseph T. Parker, the administrator, &c. of John Johnson, deceased, be and he is hereby authorized to execute and deliver to the said Austin Anderson a deed of conveyance for the said lot of woodland, which shall vest in the said Austin Anderson, his heirs and assigns, all the right, title, estate and interest of the said John Johnson, deceased, at the time of his death, in and to the said lot of woodland, and to receive from the said Austin Anderson, the balance of the purchase money due thereon, to be applied and accounted for by the said administrator, according to law, as part of the personal estate of the said John Johnson, deceased.

Preamble.

Administrator of John Johnson, dec'd, authorized to execute deed for certain real estate.

Adm'r to account for balance of purchase money.

Passed February 24, 1842.

AN ACT to renew the Charter of the Commercial Bank of  
New-Jersey.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the charter of the Commercial Bank of New-Jersey at Perth Amboy shall be and the same is hereby continued for the term of twenty years from and after the fifteenth day of November, one thousand eight hundred and forty-three. Charter renewed for 20 years.

Sec. 2. And be it enacted, That the President and Directors for the time being, of said corporation, shall individually, and jointly and severally, be, and continue liable to every creditor, or holder, for the payment of any bills obligatory, or of credit, note or notes that may be issued and circulated by the said Bank, at any time; and upon demand of payment being made at the Bank, during the usual hours of business, and refusal thereof, an action may be brought against the said persons then acting as President and Directors of the said Company, jointly or severally; and it shall be lawful for the plaintiff or plaintiffs to declare thereon generally, for money had and received with a specification of the dates, sums, payees and numbers of the said bills or notes so demanded and payment whereof hath been neglected or refused, and upon judgment being rendered, execution shall issue thereon. President & Directors to be liable for the payment of bills, notes, &c.

Sec. 3. And be it enacted, That it shall and may be lawful for the Legislature at any time hereafter, to alter, modify or repeal the same, whenever in their opinion the public good requires it. Act may be altered or repealed.

Passed February 24, 1842.

AN ACT to divorce Theodosia H. Cumming from her husband Samuel T. Cumming.

Theodosia H. Cumming divorced from her husband.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Theodosia H. Cumming be and she is hereby divorced from her husband Samuel T. Cumming, and that the marriage contract heretofore existing between them, be and the same is hereby fully and absolutely dissolved; *provided, nevertheless,* that the issue of said marriage shall not be deemed illegitimate in consequence of this act.

Infant daughter to be committed to the care of her mother.

Sec. 2. *And be it enacted,* That Theodosia Coxe Cumming, an infant daughter of the said Samuel T. Cumming and Theodosia H. Cumming, being the only issue of said marriage now living, be and she is hereby committed, during her infancy, to the care of her said mother, who shall be the guardian of said infant's person and estate during her minority; and that the said Samuel T. Cumming shall not have or exercise any power or control over his said daughter, during her minority, for or by reason of his paternity.

S. T. Cumming released from obligation to maintain daughter.

Sec. 3. *And be it enacted,* That the said Samuel T. Cumming be and he is hereby released from the civil obligation to support and maintain his said daughter, which would have rested upon him in case this act had not been passed.

Passed February 25, 1842.

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AN ACT authorizing the County Courts in the several counties in this state, to adjourn over in such a manner as the public convenience may require.

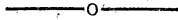
Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be lawful for the Inferior Courts of Common Pleas, the Courts of General Quarter Sessions of the Peace, and Orphans' Courts, in the several counties of this state, when in ses-

sion, to adjourn over from any day in the term, to any subsequent day in the same term, whenever the convenience of the public, and the said Courts respectively, shall require such adjournment: and in every case of such adjournment, all suits, indictments, process, orders, rules, recognizances, and other proceedings pending in such Courts, shall be continued to the time to which such adjournment shall be made, without prejudice to any of the parties therein, and may then be proceeded in according to law, in the same manner as if such Court or Courts had been adjourned from day to day; *provided*, that no such adjournment shall be made for more than one week at any one time during the same term.

Certain courts may adjourn from any day in the term to any subsequent day in same term.

Proviso.

Passed February 25, 1842.

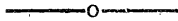


AN ACT to Divorce Catharine E. McLean from her husband Alexander Clinton McLean.

BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Catharine E. McLean, of the county of Cumberland, be and she is hereby divorced from her husband, Alexander Clinton McLean, and that the marriage contract heretofore existing between them, be and the same is hereby absolutely dissolved; *provided however*, that nothing herein contained shall be construed or taken to render the issue of said marriage illegitimate.

Catharine E. McLean divorced.

Passed February 26, 1842.



AN ACT to divorce Rebecca D. Henry, from her husband, John Henry.

BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the marriage contract heretofore existing between Rebecca D. Henry and her husband John Henry be and the same is hereby absolutely dissolved. *Provided however*, that nothing herein contained shall be construed to render the issue of said marriage illegitimate.

Rebecca D. Henry divorced from her husband.

Passed February 26, 1842.

AN ACT to incorporate the Relief Beneficial Association of the township of Lower Penns Neck, Salem County, in this state.

Names of Corporators. Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That William A. Dick, Isaac Lippincott, Martin Patterson, Thomas D. Bradway, Elijah Hancock, Michael Powers, John Casperson, David Chamberlain, Samuel Palmer, Peter Sparks, James P. Fogg, John Wright, John Tuft, Ephraim T. Shaw, Firman Fogg, Isaac Snitcher, William Patterson, Samuel Powers, Samuel Lippincott, and all such other persons as now are, or hereafter shall become associates of the Relief Beneficial Association of the township of Lower Penns Neck, Salem county, in this state, shall be and they are hereby constituted and declared to be a body politic and corporate, in fact and in law, by the name of the Relief Beneficial Association of the township of Lower Penns Neck, Salem county, New-Jersey.

Style of incorporation.

General Powers. Sec. 2. *And be it enacted*, That the said corporation by such name, shall have perpetual succession, and be a body politic and corporate in law, capable of suing and being sued, pleading and being impleaded, defending and being defended, in all courts of law and equity, and may have a common seal, and have power to alter the same at their pleasure, and by their common seal enter into and execute contracts and agreements; and such corporation shall have full power to make and adopt such laws and regulations as they may think proper, not inconsistent with the laws of the United States or of this state.

Amount of stock and objects of incorporation. Sec. 3. *And be it enacted*, That the capital stock of said corporation shall not exceed the sum of three thousand dollars, which shall be applied to the nursing and attendance of members while sick, the purchase of necessaries for such sick members, the payment of physicians bill, the funeral expenses of deceased members, and the deceased wives of members, and such other incidental expenses as may be needful to further the objects of the said society.

Officers how elected. Sec. 4. *And be it enacted*, That the said corporation shall have power to elect, annually, out of their own body, a president, and such other officers and assistants as shall be necessary for conducting the affairs of said corporation according to their constitution; and the president shall keep in his custody the common seal of said corpora-

tion, and deliver it, at the expiration of his term of office, to his successor.

Sec. 5. *And be it enacted*, That the constitution and by-laws of said corporation shall be binding and imperative on the different members, and may be enforced by suit against defaulting members, in the corporate name of said company, before any court having competent jurisdiction.

Constitution  
and by-laws  
how enforced.

Sec. 6. *And be it enacted*, That the Legislature may at any time hereafter, alter, amend, modify, or repeal this act as they may think proper.

Act may be  
altered or  
repealed.

Passed February 28, 1842.

—o—

AN ACT to appoint a Trustee to sell Real Estate of John W. Flatt.

WHEREAS it has been represented to the legislature by John A. Flatt and Miriam C. Flatt, the children and heirs at law of John W. Flatt, of the township of Woodbridge, in the county of Middlesex in this state, that the said John W. Flatt left his residence more than a year since in a state of aberration of mind; under which he had labored at intervals for several years, and that he has not since been heard of, notwithstanding the most diligent search has been made for him; that the said John W. Flatt was, at the time of absenting himself, seized of certain real estate in the counties of Middlesex and Essex; that he left a considerable amount of debts unpaid, and that there are no means of paying the same but by the sale of said real estate, or a portion thereof;—  
Therefore,

Preamble.

SEC. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Lewis Corey, of Rahway in the county of Middlesex, be and he is hereby appointed a trustee, with full power and authority to sell, at public or private sale, for the highest price the same will bring, the real estate of the said John W. Flatt, or so much thereof as may be sufficient to pay the just debts and liabilities of the said John W. Flatt; first giving notice of the time and place of sale, in one newspaper printed in Rahway, in the county of

Trustee  
appointed  
to sell real  
estate of  
J. W. Flatt.

Interest  
vested in  
purchaser.

Middlesex, for at least four weeks previous to the time of such sale, and to make, execute and deliver to the purchaser or purchasers a good and sufficient conveyance for the same; which conveyance shall vest in the purchaser or purchasers, his, her or their heirs and assigns, all the right, title and interest which the said John W. Flatt had in the lands and premises so sold and conveyed at the time of absentsing himself as aforesaid.

Disposition of  
proceeds of  
sale.

Sec. 2. *And be it enacted*, That the said trustee shall keep a fair account of the moneys arising from the sale of the said lands and real estate, and after deducting all reasonable charges for expenses and fees for his services, and after paying all the just debts and liabilities of the said John W. Flatt, shall have and hold the balance in trust, for the heirs at law of the said John W. Flatt, and the said trustee shall take charge of the land and real estate aforesaid remaining unsold; and shall farm out the same, and keep it in good repair; and shall annually pay over the rents and profits thereof, together with the interest of the moneys in his hands, for the benefit of the heirs at law of the said John W. Flatt, until they shall be legally entitled to the said real and personal estate; and the said trustee shall within one year after the sale of said real estate, file an account in the office of the Secretary of State of this State of his receipts and disbursements of the trust funds; *provided*, that nothing in this act contained shall be construed, in case of the return of the said John W. Flatt, and of his restoration to sound and sane mind, to deprive him of his legal rights, in and to so much of the said real and personal estate, as shall remain unsold or unappropriated.

Proviso.

Trustee to  
give bond to  
Ordinary.

Sec. 3. *And be it enacted*, That the said Lewis Corey shall before entering upon the execution of the trust reposed in him by this act, enter into bond to the Ordinary or Surrogate General of this state, in such sum and with such security, being at least two freeholders, and such as said Ordinary shall approve, conditioned for the faithful performance of the said trust: which bond shall be deposited in the register's office of this state, and in case said bond shall become forfeited, it shall and may be lawful for the governor of this state, for the time being, to cause the same to be prosecuted in any court of record, at the request and for the benefit, and at the proper costs and charges of any person or persons aggrieved by such forfeiture.

Passed February 28, 1842.

AN ACT to authorize William P. Forman, Guardian of Catharine Eliza Baird, Jacob Baird, Mary Baird and Sarah Matilda Baird, minor children and heirs at law of General Rei Baird, deceased, to sell certain Real Estate.

WHEREAS, General Rei Baird of the county of Monmouth, died seized and possessed of real and personal estate, in said county, leaving a widow and four children, to wit : Sarah A., his widow, who has since intermarried with William W. Mershon, and Catharine Eliza Baird, Jacob Baird, Mary Baird and Sarah Matilda Baird, his only children and heirs at law ; AND WHEREAS, the said real estate consists of a tavern-house and about sixty-five acres of land, situated in the township of Upper Freehold, in the county aforesaid, formerly called "Britton's Tavern," which is represented as diminishing in value, and being unproductive ; AND WHEREAS, the said Sarah A. Mershon, William W. Mershon, and William P. Forman, the guardian of the said infant heirs, have represented to the Legislature that it will be for the interest of the said heirs, and all parties concerned, that the said property should be sold ; and due notice of this application having been given, and no cause appearing to the contrary :—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said William P. Forman, guardian as aforesaid, be and he is hereby authorized and empowered to sell the said premises, at public vendue, to the highest bidder, first giving thirty days' notice of the time and place of said sale, in one of the public newspapers printed and circulated in said county of Monmouth, and, also, by handbills set up for the like space of time, in at least ten of the most public places in the neighborhood of the said property, previous to the day of sale ; and when sold, to make, execute and deliver, in his own name, as guardian as aforesaid, good, legal and sufficient deed or deeds therefor, to the purchaser or purchasers thereof ; which said deed or deeds shall convey to and vest in the purchaser or purchasers of the said real estate, all the right, title and interest of the said infant heirs, and the said Sarah A. Mershon, of, in and to the said real estate.

Disposition  
of proceeds  
of sale.

Proviso.

Sec. 2. *And be it enacted,* That one-third of the said purchase money shall be and remain secured, by bond and mortgage, on the said property, when so sold as aforesaid, for the use and benefit of the said Sarah A. Mershon, she to receive the available interest thereof, for and during her natural life, in satisfaction of her right of dower in the same; *provided,* that in case, after the said infants arrive at lawful age, they should extinguish the widow's right, by purchase or otherwise, they shall be empowered to collect and receive the purchase money secured by such bond and mortgage.

Account of  
sales to be  
filed with  
surrogate.

Sec. 3. *And be it enacted,* That the said William P. Forman shall keep a full, fair and just account of the sale or sales, by him made by virtue of this act, and of the costs and expenses thereof; and shall exhibit the said account, under oath or affirmation, to the Orphans' Court of the county of Monmouth, within six months after such sale or sales shall be made, to be approved by the said court, and filed in the surrogate's office of the said county; and the said William P. Forman after deducting from the two-thirds of the proceeds of the said sale or sales, all necessary costs and expenses, and such reasonable commissions as shall be allowed by the said court, shall invest the residue of the said two-thirds of the said purchase money, under the direction of the said Orphans' Court of the county of Monmouth, for the benefit of the said infants.

Guardian to  
give bond to  
Ordinary.

Sec. 4. *And be it enacted,* That the said William P. Forman before making such sale, shall enter into bond to the Ordinary of this State, in such sum, and with such security, as the said Orphans' Court shall direct and approve, conditioned for the faithful performance of the duties enjoined by this act: which said bond shall be deposited in the office of the surrogate of the said county of Monmouth; and in case the said bond shall become forfeited, it shall and may be lawful for the said Orphans' Court to cause the same to be prosecuted, at the request and for the benefit, and at the proper costs and charges of any person or persons aggrieved by such forfeiture.

Passed February 28, 1842.

AN ACT respecting the Volunteer Company called the Lambertville Cadets, in the county of Hunterdon.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the Company called the Lambertville Cadets, in the county of Hunterdon, shall meet for the purpose of training and improving in martial exercise, by company, upon the Tuesday preceding the day appointed by law for the regimental training to which said company is attached, instead of meeting with said regiment.

Time of meeting.

Sec. 2. *And be it enacted,* That at the meeting of said company on the Tuesday preceding the regimental training, the captain or commanding officer of the said company shall make a return of the state of said company, their arms and equipments, and deliver the same to the Brigade Major, at the regimental training, to be incorporated in his return of the regiment; and in all other respects, the said company shall be subject to the laws and regulations provided for the government of the militia generally.

Return of state of company to be made to Brigade Major.

Sec. 3. *And be it enacted,* That this act shall go into operation immediately after the passage thereof.

Act to take effect immediately.

Passed March 1, 1842.

—o—

AN ACT for the relief of the stockholders of the Morris and Essex Rail Road Company.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That it shall be lawful for any incorporated rail-road company in this state, to aid the stockholders or proprietors of "The Morris and Essex Rail Road Company" in constructing or repairing their rail road, by loan of money, credit, or other means, as may be agreed on by the parties, and as may be necessary and proper for the construction or repair thereof; *Provided always,* that such loan be assented to by the owners of two-thirds of the

Railroad companies authorized to loan money to Morris & Essex Railroad Company.

Proviso.

stock represented at a meeting of the stockholders of the Morris and Essex Rail Road Company and of the company proposing to make said loan, called upon the like notice as the annual meeting of the stockholders of said company is required to be called ; and all bonds and evidences of debt, with all mortgages and pledges given to secure the re-payment of such loan, shall be valid in law and equity.

Parts or portions of road, not to be mortgaged.

Sec. 2. *And be it enacted,* That it shall not be lawful to subdivide the corporate franchises and privileges incident to the corporation, by mortgaging any separate portion or portions of the line of the road ; and in the event of any sale under a decree of foreclosure, or judgment, no division of said road into separate parts shall be permitted, but the whole line of said road shall be held to be indivisible ; and the purchaser or purchasers shall be invested with all the franchises, powers, privileges, and rights, which, by the charter, were conferred on the corporators, subject, nevertheless, to all the restrictions, conditions and limitations, contained therein.

Privileges of stockholders in case of sale of Morris & Essex Rail Road.

Sec. 3. *And be it enacted,* That if at any time hereafter the rail road of the said "The Morris and Essex Rail Road Company," with the privileges, appendages, and appurtenances thereunto belonging, and the chartered rights and franchises of said company shall be sold by virtue of any judgment or decree, the stockholders of said company, or so many thereof as shall within thirty days after such sale elect so to do, by notice in writing to the treasurer of the said company, shall have the right and privilege, within forty days after such sale, to redeem the same by paying the amount for which the same were sold, out of their own private funds, with the interest thereon ; and thereupon the stockholders so electing and paying, shall be entitled to the said rail road, with the privileges, appendages, and appurtenances, to the same belonging, and all the chartered rights, franchises and stock of said company, in proportion to the sums by them respectively advanced for such redemption.

Public act to take effect immediately.

Sec. 4. *And be it enacted,* That this act shall be deemed and taken to be a public act, and shall go into effect immediately after the passage thereof.

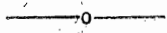
Passed March 1, 1842.

A SUPPLEMENT to an Act entitled "A Further Supplement to the act entitled 'An Act to establish and confirm the charter rights and privileges of the Borough of Elizabeth.'" "

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That so much of the further supplement to the act entitled "An Act to confirm the charter rights and privileges of the Borough of Elizabeth," as relates to and includes the townships of Westfield and Rahway, be and the same is hereby repealed. Part of former act repealed.

*Provided always,* That this act shall not apply to, or have operation upon any suit or proceeding of a civil or criminal nature now pending in said Courts, or either of them, nor to any process, original, mesne or final, already issued out of either of the said Courts. But all such suits may be proceeded in to hearing, trial and final judgment, and execution issue thereon; and process issuing out of either of the said Courts shall be served by the proper officer in the said Townships of Rahway and Westfield as fully as if this act had never passed; and the said Courts shall possess the same power to enforce obedience to any such process as it possessed before the passage of this act. Proviso.

Passed March 1, 1842.



**AN ACT to incorporate the Trenton Insurance Company, in the county of Mercer.**

Section 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That all such persons as shall become stockholders in the capital stock hereinafter mentioned, their successors and assigns are hereby constituted and made a body corporate and politic, by the name and style of "The Trenton Insurance Company;" and by that name shall be known in law, and have power to sue and be sued, and to Style of incorporation.

**General Powers.**

defend and be defended in all courts, whether in law or equity, and by that name may also have, purchase, possess and enjoy to them, and their successors, lands, tenements and hereditaments, goods, chattels and effects, of what nature and kind soever necessary for the purposes of this corporation; and the same to grant, demise, alien, and dispose of at pleasure, for the benefit of the said company, and *may also* have a common seal, and alter and renew the same at pleasure; and also to make and establish such by-laws and regulations as shall seem necessary and expedient for the well government of the said institution, and to put the same in execution; *provided*, that the same be not contrary to the constitution and laws of the United States, or of this State.

**Amount of capital stock.**

Sec. 2. *And be it enacted*, That the capital stock of the said company shall be one hundred thousand dollars, which shall be divided into shares of one hundred dollars each, and that the sum of twenty-five thousand dollars shall be subscribed and actually paid before the said company shall be allowed to commence business.

**Manner of payment of subscriptions.**

Sec. 3. *And be it enacted*, That the sums subscribed shall be paid to the persons hereinafter named, in the following manner, to wit: five dollars on each share at the time of subscribing; and the remainder in such instalments, and at such times, as the president and directors may appoint.

**Shares forfeited for non-payment of instalments.**

Sec. 4. *And be it enacted*, That the secretary of said company shall give notice in the newspapers published in Trenton, at least twenty days preceding the day when each instalment is to be paid; and the person or persons failing to pay such instalment within twenty days of the time limited for the payment thereof, shall forfeit to the said Company, all and every such share or shares upon which the instalment shall remain due, and all moneys previously paid thereon.

**Time and mode of electing Directors.**

Sec. 5. *And be it enacted*, That the stock, property, affairs, and concerns of the said company shall be managed and conducted by thirteen directors, who shall hold their offices for one year, and until others shall be chosen; which directors shall at all times during their continuance in office, be stockholders in the said company, in their own right, and shall be citizens of this State: and the said directors shall be hereafter elected on the first Monday in May, in each and every year, at such hour of the day, and at such place in the city of Trenton, or the borough of South Trenton, as the board of directors for the time being shall direct, of which election public notice shall be given in the newspapers printed in Trenton aforesaid, at least two weeks pre-

vious to such election, and every such election shall be made by ballot, and by plurality of the stockholders present, or represented by proxies; and every stockholder shall be entitled to one vote for each share holden by him or her under twenty, one vote for every two shares over twenty and under fifty, and one vote for every five shares over fifty: *provided*, that he or she shall have held such share for at least twenty days next preceding the election, and shall be citizens of the United States; and the first directors shall be James M. Redmond, Jacob Kline, Philemon Dickinson, Thomas J. Stryker, Benjamin Fish, Charles G. Green, Crispin Blackfan, Richard J. Bond, John Whittaker, Isaac Baker, Emley Olden, John B. Mount, and James T. Sherman, who shall hold their offices until the first Monday in May, in the year of our Lord one thousand eight hundred and forty-three, and until other directors shall be chosen in their stead.

Sec. 6. *And be it enacted*, That the directors herein before mentioned, shall as soon as convenient after the passing of this act, and the directors who are annually chosen agreeably to the provisions of this act, shall as soon as convenient after their election, proceed to choose out of their body one person to be president, who shall preside until the annual election thereafter; and in case of the death, resignation, or inability to serve of the president, or any director of such company, such vacancy or vacancies shall be filled for the remainder of the term by such person as the board of directors may appoint; and in case of the absence of the president, the board of directors shall have power to appoint a president pro tempore, who shall exercise all such powers and duties as the president might exercise.

Sec. 7. *And be it enacted*, That the board of directors, for the time being, shall have power to appoint, during their pleasure, a secretary, and such other officers as may be required for effecting the business of the company, and to allow them respectively such compensation for their services as may in their judgments be deemed reasonable.

Sec. 8. *And be it enacted*, That the aforesaid directors, or such committee as they may appoint, shall open books for subscription to the capital stock of said company, at Trenton aforesaid, upon two weeks' notice published in the newspapers of that city, and shall continue open from day to day, for five days, unless the whole stock shall be sooner subscribed; and may receive subscriptions at any time after for the stock remaining unsubscribed; and their secretary shall be the receiver of all moneys, and shall deposite or

dispose of the same forthwith, as the directors by resolution, shall direct.

What property may be insured.

Sec. 9. *And be it enacted,* That it shall and may be lawful for the company to insure houses and other buildings and personal property against loss or damage by fire, and shall be liable to make good all losses sustained by fire, agreeably to such terms and conditions as shall be contained in the policy of insurance.

Regulations respecting policies.

Sec. 10. *And be it enacted,* That all policies or contracts founded thereon, which shall be made or entered into by the said company, may be made either under or without the seal thereof, and shall be subscribed by the president or president pro tempore, or by such other officer as may be designated for that purpose by the said company, and attested by the secretary, and being so subscribed and attested, shall be obligatory upon the said company, according to the tenor, intent and meaning of this act, and of such policies or contracts; and all such policies and contracts so made, subscribed, attested and executed, and the loans and other business of the company may be made, conducted and carried on without the presence of the whole board of directors, but by such committees or otherwise as the board may authorize, and the same shall be binding on the company.

President and directors to appoint judges of election.

Sec. 11. *And be it enacted,* That for the well regulating and conducting of the election of directors, the president and directors for the time being, shall previously thereto appoint three stockholders, not being directors, to be judges of the election, who shall conduct and regulate the same; and seven stockholders shall constitute a quorum for the transaction of business, notice of the meeting being given to all.

Meetings, how called.

Sec. 12. *And be it enacted,* That the board of directors, or fifteen stockholders being proprietors of at least one half of the stock, may at any time call a meeting of the stockholders for the transaction of the business of the said company, previously advertising the time and place of such meeting, for at least two weeks, in the newspapers printed in Trenton, and mentioning the object of such meeting.

What real estate may be held.

Sec. 13. *And be it enacted,* That it shall and may be lawful for the said company to purchase and hold such and so much real estate as shall be necessary for their convenient accommodation in the transaction of their business; and also to take and hold any real estate, or securities bona fide mortgaged or pledged to the said company, to secure the payment of any debt which may be contracted with said company; and also to proceed on the said mortgages or

other securities for the recovery of the moneys thereby secured, either at law or in equity, or otherwise in the same manner as any other mortgagee is or shall be authorized to do; and also to purchase on sales made by virtue of any judgment at law or any order or decree of a court of equity, or any other legal proceedings, or otherwise to take and receive any real estate in payment, or towards satisfaction of any debt previously contracted, and due to the said company; and to hold the same until they can conveniently sell or convert the same into money, or other personal property; *provided*, that it shall not be lawful for the said company to use or employ any part of the stock, funds, or moneys thereof, for or in any banking operations, or in the purchase and sale of any stock or funded debt created, or to be created, under any law of the United States, or of any particular state, or to emit any notes, or bills, or securities for the payment of money, except under the seal of the said company; but it shall nevertheless be lawful for the said company to purchase and hold any such or other stock or funded debt, for the purpose of investing therein any part of their capital stock, funds or moneys; and also to sell and transfer the same, and again to renew such investments, when and as often as the exigencies of the said company, or a due regard to its interests shall require; and also to make loans of its capital stock, funds and moneys on bonds and mortgages, and the same to call in and reloan, as occasion may render expedient.

Company not to engage in Banking operations.

Sec. 14. *And be it enacted*, That the stock of the said company shall be assignable and transferable according to such rules, and subject to such regulations and conditions, as the board of directors may from time to time establish, and that the said stock shall be considered personal property.

Stock, personal estate and transferable.

Sec. 15. *And be it enacted*, That it shall be lawful for the directors of the said company to make dividends of so much of the profits of the company as shall appear advisable, and the said dividends shall be paid out semi-annually to the stockholders, or to their legal representatives; but the dividends shall at no time exceed the amount of clear profits made by the said company, and the capital stock shall be and remain unimpaired, and if the said directors shall at any time knowingly make dividend of the capital stock as aforesaid, they shall be individually liable for the proportion of stock so divided, and an action of debt may be brought against them, or any of them, their executors or administrators, in any court of record in this state, by any creditor of said company, and may be prosecuted thereon

Dividends how & when to be made.

to judgment and execution ; and each director present when such dividend shall be declared, shall be adjudged to be consenting thereto, unless he forthwith enter his protest on the minutes of the board, and give notice to the stockholders of the declaring of such dividend.

Annual statement of affairs to be made. Sec. 16. *And be it enacted,* That at the annual meeting for choice of directors, a statement of the affairs and business of the company for the preceding year, shall be made out and shown for the general satisfaction of the stockholders.

Officers to take an oath or affirmation. Sec. 17. *And be it enacted,* That each director, the secretary, and every other officer of said company shall, before he enters on the duties of his office, take and subscribe an oath or affirmation, (as the case may be) faithfully to exercise the duties of his office according to the best of his skill and understanding, which oath or affirmation may be administered by any judge of the Inferior Court of Common Pleas, or justice of the peace of this state.

Books of account to be open for inspection of stock holders. Sec. 18. *And be it enacted,* That the said company shall cause to be kept at their office, proper books of account, in which shall be fairly and truly entered all the transactions of the company, which books shall be at all times open for the inspection of the stockholders.

Limitation of act. May be altered or repeal'd. Sec. 19. *And be it enacted,* That this act shall continue in force for the space of twenty-five years ; but it shall and may be lawful for the legislature at any time to alter or repeal the same.

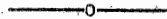
Passed March 2, 1842.

### AN ACT to divorce Ezekiel Wilcox, from his wife, Mary Wilcox.

Ezekiel Wilcox divorced from his wife Mary Wilcox. Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Ezekiel Wilcox, of the township of Rahway, in the county of Essex, and State of New-Jersey, be divorced from Mary Wilcox, his wife : and that the bond of matrimony between the said Ezekiel and Mary, he, and from the passage of this act the same shall be, absolutely dissolved and made void.

Sec. 2. *And be it enacted,* That within thirty days from the passage of this act, the said Ezekiel Wilcox shall surrender and give up to the said Mary Wilcox, all the lands and goods, and chattels, which he, the said Ezekiel, has now in his possession, and which belonged to the said Mary at the time she married the said Ezekiel; and shall pay to her, the said Mary, the sum of five hundred dollars, also within the said thirty days.

Passed March 2, 1842.



AN ACT for the relief of Sebastian Boughner of the county of Hunterdon.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the treasurer of this state, for the time being, shall and he is hereby authorized and required to pay Sebastian Boughner, of the aforesaid county, a soldier in the service of the United States in the revolutionary war, or to his order, the sum of sixty dollars per annum, to be paid to the said Sebastian Boughner in half yearly payments, from the passing of this act, during the lifetime of the said Sebastian Boughner, the first payment to be made on the passage of this act; and the receipt of the said Sebastian Boughner, or his order, shall be a sufficient voucher to the treasurer for such sums so paid as aforesaid, in the settlement of his accounts.

Pension to Sebastian Boughner of sixty dolls. per annum.

Passed March 2, 1842.

AN ACT for the relief of The First Presbyterian Church of  
Mount Holly.

Preamble.

WHEREAS, the trustees of The First Presbyterian Church of Mount Holly, have, ever since their incorporation, been, and now are, in the quiet and undisputed possession of a lot of ground known as the Presbyterian meeting-house lot and grave yard, situated in the town of Mount Holly, in the county of Burlington, lying on the north side of Brainard-street, adjoining the Friends' burial ground on the north, the Methodist meeting-house lot on the west, and the Free School-house on the east: AND WHEREAS, the same has ever since, a considerable period prior to the revolution, up to the time of said incorporation, been in the quiet and peaceable possession of the members of the Presbyterian congregation of Mount Holly, except whilst occupied by the British, during a part of the war: AND WHEREAS, it is the intention of the said trustees to remove the remains of the few interments there made, to a more suitable and befitting place, with becoming decency and respect: AND WHEREAS, a sale of the said lot, by a regular resolution of the said trustees, is deemed to be highly necessary for the welfare of the said church to enable them thereby to procure a more suitable lot of ground, and to erect thereon a house of worship, for the use of the said congregation: AND WHEREAS, the trustees of the said church believe that the authority and sanction of this legislature would facilitate the sale of the said lot of land—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the trustees of The First Presbyterian Church of Mount Holly be, and they hereby are invested with the same right, title, interest, and estate of, in, and to the lot of ground described in the preamble to this act, as fully as the same was ever vested in the members of the congregation of the said Presbyterian Church, at any time since the period of their original formation; and that it shall and may be lawful for the said trustees of The First Presbyterian Church of Mount Holly, by their president and trustees, or a majority of them, to grant and convey, in fee simple or otherwise, all and singular the said lot of land, and to make, execute, and deliver to the purchaser or purchasers thereof, such a deed or deeds, conveyance or conveyances,

Trustees of  
the 1st Pres.  
Church in  
Mount Holly  
invested with  
right, title &  
interest in  
certain real  
estate.

as will convey all the right, title, and interest of the said trustees of the said church to the same.

Sec. 2. *And be it enacted*, That the said deed or deeds, to the purchaser or purchasers of said premises, executed by the said president and trustees, or a majority of them, shall vest in the purchaser or purchasers thereof as good and sufficient a title and estate in the said premises as the said trustees may have therein at the time of such conveyance or conveyances.

Passed March 3, 1842.

—o—

AN ACT to divorce William Scott, of the county of Passaic, from his wife, Elizabeth Scott.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That William Scott, of the county of Passaic, be and he is hereby divorced from his wife, Elizabeth Scott; and that the marriage contract now existing between them, be and the same is hereby dissolved; *provided*, that nothing herein contained shall be construed or taken to render the issue of said marriage illegitimate.

Passed March 3, 1842.

—o—

AN ACT constituting an Independent Battalion in the county of Passaic.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That an independent uniform battalion be, and the same is hereby formed in the county of Passaic, to be composed of the company of Passaic Guards, the Union Cadets, the Lancers, and the Washington Temperance Guards, and

Independent  
Battalion how  
composed.

such other uniformed companies within the bounds of the Passaic Brigade as may elect to join said battalion, and the battalion court of appeals may choose to receive into the said battalion.

Time of meeting of Battalion. Sec. 2. *And be it enacted,* That the said battalion shall meet for exercise and inspection on the first Monday in June, in each year, and on such day as the commandant of the battalion shall appoint, and that a written or printed notice thereof signed by the commandant of the battalion, and posted in three of the most public places in the battalion, for ten days previous to such parade shall be deemed legal notice thereof.

Court of Appeals how constituted. Sec. 3. *And be it enacted,* That the battalion court of appeals shall consist of the commandant of the battalion and the captains, and that the said battalion shall be entitled to all the privileges, and subjected to all the penalties an independent battalion may, by the laws of this State, be subjected to.

Money collected from fines how to be appropriated. Sec. 4. *And be it enacted,* That the moneys annually collected from fines imposed on delinquents in said battalion, be appropriated to the uses and purposes of the several companies composing said battalion, from which the same may be collected, and the paymaster of said battalion shall annually settle his accounts with the battalion court of appeals.

Act when to take effect. Sec. 5. *And be it enacted,* That this Act shall take effect upon the passage thereof.

Passed March 3, 1842.

—o—

AN ACT to authorize the sale of certain real estate formerly of Samuel Van Tine, deceased.

Preamble. WHEREAS, it is represented to the Legislature, that Samuel Van Tine, deceased; formerly of the county of Middlesex, in this State, departed this life, leaving a last will and testament executed in the manner required by law to pass real estate, wherein he did, among other things, devise as follows, to wit: "I give to my daughter, Hannah Van Tine, and to the heirs of her body lawfully

begotten, and their assigns, that plantation purchased from Samuel Buckalew, county of Monmouth, and State of New-Jersey, and also that plantation purchased from Moses Gues and Peter Demun, lying and being in the county and state aforesaid, to her my said daughter Hannah and her heirs and assigns forever, with this proviso, that I may sell the same; all the moneys arising by the sale, I give to her and her heirs of her body lawfully begotten forever;" and that the said Samuel Van Tine did, after the making of his said will, and before his decease, sell and convey in fee simple, the plantation first above mentioned, and also thirty-four acres and a quarter, or thereabouts, of the plantation last above mentioned; and that the residue of said last mentioned plantation, upon the decease of said testator, passed to his said daughter Hannah and her heirs by virtue of the aforesaid will, which was duly proved and recorded; and that she afterwards intermarried with John Outcalt, and had by him children, to wit: Jane, who intermarried with Nathan Overton—Mary, who intermarried with Daniel P. Pierson—Margaret, who intermarried with Samuel Overton—Eliza, who intermarried with Jacob B. Gaddis, John D. Outcalt and Catharine Outcalt; and that the said Nathan Overton and Jane his wife, have departed this life, leaving five children, to wit: Isaac O. Overton, aged twenty-two years, Matilda, John, Mary, and Jane, who are minors, the youngest being fifteen years of age; and that the said Mary, wife of Daniel P. Pierson, hath also departed this life, leaving four minor children, issue of her said marriage, to wit: Samuel, Josiah, Selina, and Gertrude; and that the said Samuel Overton is also deceased, leaving his said wife surviving him; AND WHEREAS, the said John Outcalt and Hannah his wife, John D. Outcalt, Catharine Outcalt, Margaret, widow of Samuel Overton, Daniel P. Pierson, Jacob B. Gaddis and Eliza his wife, have by their petition, represented to the Legislature that said land which the said Hannah Outcalt took from her father under the aforesaid devise, is situate in the township of Howell, in the county of Monmouth, adjoining lands of Thomas Allen, lands late of James Morris, deceased, and lands late of Amos Tilton, deceased, and contains about one hundred acres; and that the same is woodland, lying at a great distance from the residence of the persons interested therein, subject to taxation from year to year, and yields no income in its present condition; and that the same can now be advantageously sold, if a good title for the same in fee

simple can be made to the purchaser ; and that it is for the interest of all parties concerned, that the same should be so sold and conveyed at this time—Therefore,

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That James C. Van Dyke, of the county of Somerset, be and he is hereby appointed trustee, with full power and authority to sell at public or private sale for the best and highest price that can be obtained for the same, all the aforementioned lot of land and premises either in parcels or otherwise in the discretion of the said trustee.

Trustee authorized to sell certain real estate.

Trustee to make report to Ordinary.

Sec. 2. *And be it enacted,* That after the sale of said land, or any part thereof, as aforesaid, the said trustee shall report the same with all convenient speed to the Ordinary of this State; and the Ordinary in the Prerogative Court, shall have full power and authority to approve of the said sale or sales, or in legal discretion to set aside the same or any of them, and thereupon to make such further order in the premises as may be necessary to carry into effect the true intent and meaning of this act.

Trustee to make deeds vesting interest in purchasers.

Sec. 3. *And be it enacted,* That after the said sale or sales as the case may be, shall be approved of by the Ordinary in the Prerogative Court, but not before, the said trustee shall, in pursuance of the order of the said Court, make, execute and deliver to the purchaser and purchasers thereof, good and sufficient deed and deeds of conveyance for the same, which said sale, approbation, order and deed or deeds of conveyance, shall vest in the purchaser or purchasers as perfect and indefeasible estate of inheritance as the said Samuel Van Tine had in the said premises in his lifetime.

Sec. 4. *And be it enacted,* That the said James C. Van Dyke, trustee as aforesaid, shall account for the proceeds of the said sale and sales in the Prerogative Court of this State at such time and in such manner as the Ordinary shall direct.

Disposition of proceeds of sale.

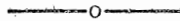
Sec. 5. *And be it enacted,* That the Ordinary shall and may in the Prerogative Court take order justly and properly to invest the nett proceeds of the said sale or sales, so that the annual interest thereof shall be paid to the said John Outcalt and Hannah his wife during their joint lives, and to the survivor of them during the life of such survivor ; and after the death of said John and Hannah, the principal sum of the nett proceeds, shall by the order of the same court be paid to the issue of the said Hannah in the same proportion as they would have been entitled to the said lands and premises in case this act had not been passed.

Sec. 6. *And be it enacted*, That the said James C. Van Dyke shall, before he proceed to execute the power and authority vested in him by this act, enter into bond to the <sup>Trustee to</sup> ~~the~~ <sup>give bond.</sup> Ordinary of this State, in the penal sum of twenty-five hundred dollars, with one or more good sureties to be approved in the Prerogative Court and filed with the Register thereof, conditioned that he, the said James C. Van Dyke, will, in all things, faithfully execute and discharge his powers and duties as trustee under this act, which bond shall be good to all intents and purposes, and pleadable in any court of justice, and in case it be forfeited, may, by authority of the Ordinary, be prosecuted at the request and for the benefit, and at the cost of any person or persons aggrieved by such forfeiture.

Sec. 7. *And be it enacted*, That in case of the decease of the said James C. Van Dyke, or in case the said James C. Van Dyke shall neglect to perform any of the duties imposed upon him by this act, or in case he shall abuse any of the powers hereby vested in him; then and in such case, the Ordinary is authorized and directed to remove him from his said office, and to appoint another or others in his stead, and such newly appointed trustee or trustees upon giving bond as aforesaid, shall be vested with all the rights and powers which belonged to or were vested in said James C. Van Dyke by virtue of his said office of trustee, and shall be subject to the same duties and obligations.

Ordinary may appoint other trustees in certain cases.

Passed March 3, 1842.



A FURTHER SUPPLEMENT to an Act, entitled "An Act concerning Inns and Taverns," passed the twenty-fourth of February, seventeen hundred and ninety-seven.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the freeholders required to recommend to the courts suitable persons for license to keep inns and taverns, by the first section of "An Act to alter and amend the act entitled 'An Act concerning Inns and Taverns,'" passed

Who shall recommend persons for license to keep inns, &c.

the first of June, eighteen hundred and twenty, shall be such as shall not have recommended any other application for a license under said section, in the same township, city, or borough, for the same year.

Courts of  
Common  
Pleas may  
grant licenses  
to keep tem-  
perance inns.

Sec. 2. *And be it enacted*, That it shall and may be lawful for the Courts of Common Pleas of the several counties in this state, to grant licenses to keep temperance inns and taverns in said counties, on applications of similar form, and accompanied by like recommendations as are required by "An Act concerning inns and taverns," passed twenty-fourth February, seventeen hundred and ninety-seven, and of the several supplements thereto; excepting that applications for such temperance licenses shall distinctly state the intention of the applicant to keep a temperance house.

Sec. 3. *And be it enacted*, That the license to be issued on such application, shall be in the following form—

\_\_\_\_\_ county, to wit:

Form of  
License.

At the Court of Common Pleas in and for the said county, held at \_\_\_\_\_ in the same, the \_\_\_\_\_ day of \_\_\_\_\_, in the year of our Lord one thousand \_\_\_\_\_ The said court do hereby allow and license A. B. of the township of \_\_\_\_\_, in the county aforesaid, to keep a temperance inn and tavern in the house wherein \_\_\_\_\_ dwells, for one whole year from the day above said, and no longer, so that the said A. B. shall use and exercise this license, during the said term, according to the tenor and true meaning of the laws in such case made and provided.

Given under my hand and the seal of the said Court, the day and year first above written. C. D. Clerk.

Persons licen-  
sed to give  
bond.

Sec. 4. *And be it enacted*, That every person, before he or she shall receive a license to keep a temperance inn and tavern, shall become bound, by recognizance to the state, in the sum of one hundred dollars as principal, with two sufficient sureties, being freeholders in the county, in the sum of fifty dollars each, to be taken before the Court, that shall grant the said license, with condition following, to wit:

Condition  
of bond.

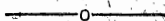
"The condition of this recognizance is such, that whereas the above bounden A. B. is licensed by the Court to keep a temperance inn and tavern, in the house where \_\_\_\_\_ dwelleth, in the township or precinct of \_\_\_\_\_, in the county of \_\_\_\_\_, for the space of one year next ensuing: If therefore the said A. B. during the continuance of the said license, shall not keep a disorderly inn or tavern, nor game himself or herself, nor suffer any person to game in his or her house, for money or the value of money; nor keep, offer, sell or otherwise dispose of in his or her house,

nor in any out house, yard or garden connected therewith; any vinous, fermented, spirituous, strong or intoxicating liquors; nor violate the laws made concerning inns and taverns; but shall during the said term, in all things respecting him or her as an inn-holder and tavern-keeper use and maintain good order and rule, and find and provide good, wholesome and sufficient lodging, diet and entertainment for man, and stabling and provender for horse, and observe the directions of the law relating to inns and taverns, then this recognizance to be void, or else to remain in full force and virtue."

Sec. 5. *And be it enacted*, That the applicant for such license to keep a temperance inn and tavern shall pay to the Court and clerk the same fees for said license, recognizance, and rates, as are provided for in the fifth and seventeenth sections of said act concerning inns and taverns; but shall be wholly exempt from the tax imposed and provided for in the thirteenth section of said act.

Sec. 6. *And be it enacted*, That the Courts of Common Pleas shall exercise the like discretion, in granting such license, and in prescribing rates for the regulation of prices under the same, as is provided for in said act concerning inns and taverns, and the several supplements thereto.

Passed March 3, 1842.



AN ACT to divorce Ann Elizabeth Hand from her husband  
Richard Hand.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That Ann Elizabeth Hand, of the county of Cumberland, be, and she is hereby divorced from her husband, Richard Hand, and that the marriage contract heretofore existing between them, be, and the same is hereby as fully and absolutely dissolved, as if they had never been joined in matrimony.

Ann Elizabeth Hand  
divorced from  
her husband  
Rich'd Hand.

Passed March 4, 1842.

AN ACT to incorporate the New England Manufacturing Company of South Trenton.

Names of  
Corporators.

Style and  
objects of  
incorporation.

Powers and  
privileges of  
Incorporation

Shares to be  
considered  
personal  
property.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Stephen Hansen, David S. Brown, John H. Shortridge, Thomas J. Stryker, William Grant, John C. Benson, Benjamin Fish, Joseph C. Potts, William R. Hansen, and their associates and successors, are hereby made a body politic, by the name of "the New England Manufacturing Company of South Trenton," for the purpose of manufacturing, bleaching, and printing all goods of which cotton or other fibrous materials form a part, and all machinery incident thereto, and for the transaction of such other business as may be necessarily connected therewith, and may erect such mills and other works as may be necessary to carry on such branches of manufacture and business; and they shall have power to raise by subscription a capital of five hundred thousand dollars.

Sec. 2. *And be it enacted,* That the said company may lawfully become seized and possessed of so much real and personal estate in South Trenton, or within three miles thereof, as may be necessary and useful for the purposes of said corporation, and may dispose of the same; may sue and be sued, in all courts whatsoever; may have a common seal, alter and renew the same at pleasure; may make by-laws for their regulation and government, not inconsistent with the constitution and laws of the United States or of this state; *provided,* said company shall not make any dividends among the stockholders, except from the actual profits of the company; nor shall the company go into operation until the amount of fifty thousand dollars of the capital stock be paid in, and an affidavit or affirmation thereof, by a majority of the directors, shall be filed in the office of the secretary of state.

Sec. 3. *And be it enacted,* That the capital stock of said corporation may be divided into as many shares as the proprietors shall think fit, which shall be numbered in progressive order, beginning at one; and each shareholder shall have a certificate, under the hand of the treasurer and the seal of the corporation, expressing the number of shares, the progressive numbers thereof, and certifying that he is the owner thereof; which shares shall be considered personal property, and be transferred upon the books of the

company in such manner as their by-laws may direct; and the transfer books, and the books containing the names of stockholders, shall at all times during business hours be open to the inspection of all parties interested.

Sec. 4. *And be it enacted,* That all instalments declared to be due, pursuant to the by-laws of said company; and upon the non-payment of all or any part thereof, for twenty days after the same has become payable, the treasurer may advertise for twenty days, in a newspaper printed at Trenton, and sell at public auction, so many of such delinquent's shares as may be necessary to pay the sums due, by such delinquent, with all incidental charges.

Shares forfeited for non-payment of instalments.

Sec. 5. *And be it enacted,* That the amount of the capital stock herein before prescribed to be paid in before the company goes into operation, shall be paid bona fide, and not in notes or obligations, whether secured by pledge of stock or otherwise, and so of any increase of capital thereafter made; and no part of the capital stock shall be withdrawn and refunded to the stockholders, until all the liabilities of the said company are discharged; and in case of any violation of any of the provisions of this section, the stockholders in said company shall be liable, jointly and severally, for all debts previously contracted by the company.

Amount of capital stock shall be paid bona fide, and not in notes or obligations

Sec. 6. *And be it enacted,* That in the month of January, in each and every year the company shall, after the passage of this act, publish a statement in one of the newspapers printed in the county of Mercer, signed by the president and a majority of the directors, and verified by their oaths or affirmations of the amount of capital paid in, and the amount of all existing debts due from the company; and no dividend shall be declared or paid to the stockholders when such dividend or payment would render the company insolvent; and the debts of the company shall at no time exceed the amount of its capital actually paid in; and in case of any violation of the provisions of this section, all the stockholders of the company shall be liable, jointly and severally, for all debts previously contracted by the company, and for all that shall be contracted before such publication shall be made.

Time of making annual statement.

Debts of company not to exceed the amount of capital actually paid in.

Sec. 7. *And be it enacted,* That Stephen Hansen, David S. Brown, Thos. J. Stryker, John H. Shortridge, William R. Hansen, or any two of them, may call the first meeting of said company, at Trenton, by advertising the same in some newspaper, printed in Trenton, two weeks previous to said meeting; and the members of said corporation, at that or any subsequent meeting, by a vote of the majority

First meeting by whom and when to be called.

Powers of  
directors.

of those present or represented, allowing one vote to each share not over twenty, may choose such directors, officers, and agents, as they may deem necessary, prescribe their duties, assess instalments, and fix the time of their payment, make by-laws, and transact such other business of the corporation as shall be lawful and they may deem necessary.

Limitation  
of act.

Sec. 8. *And be it enacted*, That this act shall be and continue in full force for and during the term of thirty years, and no longer; *nevertheless*, the legislature, at any time hereafter, may alter, amend, or repeal the same.

Passed March 4, 1842.

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AN ACT to enable Henry Baker, one of the executors of the Last Will and Testament of Joseph Quimby, deceased, to execute the trust created by the said Will.

Preamble.

WHEREAS, it is represented that Joseph Quimby, late of the township of Westfield, in the county of Essex and state of New-Jersey, departed this life in the month of March, A. D. one thousand eight hundred and thirty-five, leaving a last will and testament, duly executed, bearing date the seventh day of August, one thousand eight hundred and thirty; which said will has been duly proved, and letters testamentary granted unto Gideon Ross and Henry Baker, the executors thereof; whereby, among other things, the said testator did direct his executors, or the survivor of them, to sell and convey, at their discretion, either at public or private sale, within one year after his decease, or as soon as convenient, all his estate, both real and personal; and after the payment of debts and two small legacies, did give the residue of his estate to his executors in trust, as a fund to be applied by them for the support of his wife Mary M. Quimby, and directed them to place his estate at interest, and to appropriate the interest and so much of the principal, from time to time, as might be necessary for the support of his wife, upon condition that his wife should accept the same in lieu of her dower in his whole estate, and that she should give to his executors, within six months after his decease, or when demanded, a release of all her

claim to his estate in dower or otherwise, excepting her interest in the said trust estate; and in case his wife should refuse to accept the said trust estate in lieu of her dower, that his executors should pay the said trust to other persons named in the said will; AND WHEREAS, it is represented that the said Mary M. Quimby has, from the time of the death of the said testator to the present time, been in a constant state of mental aberration and derangement, so as to be incapable of executing a release of her dower in the estate of the said testator, and of accepting or refusing the benefits offered in the said trust; and has ever since the death of the said testator been maintained by the said executors, out of the said estate; AND WHEREAS, the income of the said estate has decreased through the decay of the buildings and improvements thereon, so that the profits of the same are insufficient for the maintenance of the said Mary M. Quimby; AND WHEREAS, it was the intention of the said testator, that the income arising from his estate, and as much of the principal thereof, as from time to time, should be needed for that purpose, should be appropriated for the support and maintenance of his wife; AND WHEREAS, a number of the persons interested in the residue of the estate, after the death of the said Mary M. Quimby, have petitioned this legislature, representing that the interest of all parties concerned would be greatly enhanced by a speedy sale of the said property, and praying a law to enable the said executors to execute the trust reposed in them by the said testator, and to sell the said real estate for the purposes ordered by the said will; and the same appearing to this legislature to be reasonable and just: AND WHEREAS, Gideon Ross aforesaid has requested to be released from the duties imposed upon him by said will:—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Henry Baker, of Westfield, in the county of Essex, and state of New-Jersey, be, and he is hereby appointed trustee, with full power to sell, dispose of and convey the real estate whereof Joseph Quimby, late of the said county of Essex, deceased, died seized, situate in the township of Westfield, in the said county of Essex; which said real estate consists of the one-half of a two story frame dwelling-house and about nine acres of land, with a barn and other out buildings, and, also, about sixty acres of out lands, situate in the township of Westfield in the county of Essex, in the manner directed by the said will, as soon as conve-

Trustee authorized to sell and convey real estate of Jos. Quimby, and to make and deliver a deed or deeds therefor.

niently may be, for the highest price the same will bring ; and when sold, to make, execute and deliver, in his own name, as trustee as aforesaid, a good and sufficient deed or deeds of conveyance for the whole of the said lands and premises, with the appurtenances thereto belonging, or such part or parts thereof as he shall sell as aforesaid, which sale or sales so made and confirmed by deeds, shall entitle the purchaser and purchasers to all the estate, right, title, interest, property, claim and demand which the said Joseph Quimby, deceased, had in the said land and premises at the time of his death, and which the heirs and devisees of the said Joseph Quimby, deceased, now have in and to the same, free and clearly discharged of and from all right and title of dower of the said Mary M. Quimby of, in and to the same, and every part thereof.

Sec. 2. *And be it enacted*, That the said trustee, and his executor or executors, shall keep a fair account of the sales made by him under this act, and exhibit under oath or affirmation such account to the Orphans' Court of the said county of Essex, within six months after such sales shall be made, to be filed and recorded by the surrogate of the said county, and after deducting all legal costs and expenses and commissions to be allowed by the said courts, to place the whole amount of the balance arising upon such sale or sales at interest, upon good real estate security : and to appropriate the interest thence arising, and so much of the principal thereof, from time to time, as may be necessary for the decent and comfortable support and maintenance of Mary M. Quimby, widow of the said Joseph Quimby, deceased, during her natural life ; and in one year after the death of the said Mary M. Quimby, to pay over and dispose of the balance of the proceeds of the said sales remaining in the hands of the said trustee, or his executor or executors, at the decease of the said Mary M. Quimby, to such person and persons, or their legal representatives, as under and by the said last will and testament of the said Joseph Quimby, deceased, are entitled to the same, according to the true intent and meaning of the said last will and testament of which the said trustee is an executor, and which has been proved according to law.

Sec. 3. *And be it enacted*, That no sale or conveyance of the lands or tenements of the said Joseph Quimby, deceased, made under this act, shall affect the rights or interest of any person or persons, other than the widow, heirs and devisees of the said Joseph Quimby, deceased, and their legal representatives.

Passed March 4, 1842.

Trustee to exhibit account to the Orphans' Court of Essex County.

Balance of proceeds of sales, how to be disposed of.

Sale or conveyance under this act, not to affect the rights of any persons other than the widow, &c. of Jos. Quimby, dec.

AN ACT to incorporate the "Ryerson Iron Company," in the County of Passaic.

WHEREAS, Peter M. Ryerson has by his petition to this Legislature set forth—that he has at great cost and personal exertion erected at Pompton, in the county of Passaic, extensive works and machinery for making and manufacturing iron in its various branches—that in the accomplishment of said undertaking he has embarked the whole of his estate—that owing to the extensive and permanent manner in which said works have been erected, and to other causes beyond the control of said Ryerson, his private capital is found inadequate, and that corporate powers and privileges are deemed essential to the accomplishment of his undertaking :—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Peter M. Ryerson, David Ryerson, Silas D. Canfield, Jacob M. Ryerson, and Peter P. Brown, and such other persons as may become associated with them, their successors and assigns, be and they are hereby incorporated by the name of "The Ryerson Iron Company," for the purpose of making and manufacturing iron and other metals in the county of Passaic, and carrying on the business incident to such manufacture, and by that name they, and their successors and assigns, shall and may have continual succession, and be persons in law capable of contracting and being contracted with, suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended in all courts of law and equity, and that they and their successors may have and use a common seal, and may alter the same at pleasure, and that they and their successors, by the same name and style, shall be and are hereby authorized and empowered to purchase, hold, possess, use and enjoy, to them and their successors; all or any such lands, tenements, waters, goods, chattels and effects, as shall be necessary for the purposes of said corporation, and to sell, mortgage and dispose of the same at pleasure, and also to sell or lease any surplus land or water power they may possess.

Sec. 2. And be it enacted, That the capital stock of said corporation shall be five hundred thousand dollars, which shall be divided into shares of one hundred dollars each ;

but it shall nevertheless be lawful for the said corporation to commence their said business when, and so soon as two hundred and fifty thousand dollars of the said capital stock shall have been subscribed for and paid; and with that capital to conduct and carry on the same, until they shall find it expedient to extend their capital, which they are hereby authorized to do, from time to time, to the amount herein before mentioned.

Affairs of corporation to be managed by five directors.

Sec. 3. *And be it enacted*, That the stock, property, and affairs of said corporation shall be managed by five directors, one of whom they shall appoint their president, who shall hold their offices until the annual meeting of the stockholders to be held next after their election, and until others shall be chosen, which directors shall at all times during their continuance in office be stockholders in said company, in their own right, to the amount of at least ten shares, and shall be citizens of the United States, and shall, after the first election, be elected at the annual meeting of the stockholders, which shall be held on the third Monday of April in each year: at such hours of the day and at such place as the regulations of said corporation shall prescribe; a majority of directors shall on all occasions when assembled at such place as the by-laws of the company direct, constitute a board competent to the transaction of business, and all questions before them shall be decided by a majority of votes; and a majority of the stockholders or their proxies, at any meeting of such stockholders, shall be capable of transacting the business of such meeting, and each stockholder shall be entitled to one vote for every share of stock, not exceeding ten, and one vote for every five shares over and above ten not exceeding fifty, and one vote for every ten shares over that number, which he or she may have held in his or her name and in his or her own right at least three months next immediately preceding such election, and that Peter M. Ryerson, Samuel A. Van Saun, and George J. Ryerson shall be commissioners, and are hereby authorized at such time and place as they may choose, of which time and place public notice shall be given at least twenty days previous thereto, in a newspaper published in Paterson, in this state, to open books and receive subscriptions for the capital stock of said company; and when the sum of two hundred and fifty thousand dollars shall have been subscribed, then they shall call the first meeting of the said company for the choice of directors, and the said commissioners shall be inspectors of the first election of directors of the said company, and shall certify under their hands the names of those duly elected, and deliver to them

Time & mode of annual election of directors.

Commissioners to give public notice of the time of opening books for subscription.

Commissioners to be judges of election.

the subscription books and the moneys and securities received for subscriptions; and the time and place of holding the first meeting of directors shall be fixed by the said commissioners.

Sec. 4. *And be it enacted*, That the said president and directors, for the time being, or a major part of them, shall have power to fill any vacancy which may happen in their board by death, resignation or otherwise, for the then current year, and to appoint and employ, from time to time, a secretary, treasurer and such other officers, mechanics and laborers as they may think proper, for the transaction of the business and concerns of the said company; and also, to make and establish such by-laws, rules and regulations as they shall think expedient for the better management of the concerns of the said company, and the same to alter and repeal: *provided always*, that such by-laws, rules and regulations be not inconsistent with the laws of this state, or of the United States; and the said directors shall and may, whenever they shall deem it expedient, and at such time and place, and with such notice as they shall think proper, and as often as the interests of the stockholders shall require, and the affairs of said company will permit, declare a dividend or dividends of profit on each share, which shall be paid by the treasurer of said company; *provided*, the said company shall make no dividend of any part of the capital stock of said company.

Vacancies & resignations, how supplied.

Duties of President and Directors.

Sec. 5. *And be it enacted*, That if it shall so happen that an election of directors should not take place on any day when pursuant to this act it ought to be held, the said corporation shall not, for that cause, be deemed to be dissolved; but such election may be held on any convenient day within sixty days thereafter, to be fixed on by the directors; they previously giving notice thereof, by publishing the time and place of holding such election, in two of the newspapers printed and published in the said county of Passaic, or in the next adjoining counties, for at least fifteen days next preceding the time appointed for such election.

Corporation not dissolved by failure to elect on day prescribed.

Sec. 6. *And be it enacted*, That the capital stock of said company shall be deemed personal property, and that all shares shall be transferable on the books of said company, in such form as the by-laws shall ordain; and such transfer shall be valid only after it shall have been registered on the books of said company; and said company shall at all times have a lien upon all the stock or property of the members of said corporation invested therein, for all debts due from them to said company.

Stock to be deemed personal property.

Books of accounts to be open to the inspection of stockholders.

Sec. 7. *And be it enacted,* That the books of said company containing their accounts, shall at all times be open for the inspection of the stockholders of said company; and at the general meeting of the stockholders, to be held annually, agreeably to the third section of this act, a general statement of the affairs of said company shall be made out and exhibited by the said president and directors.

Stock forfeited for refusal or neglect to pay instalments.

Sec. 8. *And be it enacted,* That the directors may call in the subscriptions to the capital stock, by instalments, in such proportions and at such times as they may think proper, giving such notice thereof as the by-laws and regulations of said company shall prescribe; and in case any stockholder shall neglect or refuse payment of such instalment or instalments, for the term of sixty days after the same shall have become due and payable, and after he, she or they shall have been notified thereof, the treasurer may advertise for twenty days, in one or more newspapers printed in the county of Passaic, and sell at public auction, so many of such delinquents' shares as may be necessary to pay the sums due, with all incidental charges.

Not to engage in banking operations.

Sec. 9. *And be it enacted,* That the corporation hereby created, shall not use any part of their capital or property, in carrying on any Banking operations, or for any other purpose than of carrying on the manufacturing operations authorized by this act.

Limitation of Act, may be altered or repealed.

Sec. 10. *And be it enacted,* That this act shall continue in force for thirty years, and the legislature may, at any time hereafter, alter, amend or repeal the same whenever in their opinion the public good shall require it.

Passed March 4, 1842.

A SUPPLEMENT to the Act entitled "An Act concerning Roads," passed February ninth, eighteen hundred and eighteen.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That no overseer of the highway, or other person, except the owner or owners thereof, shall, after the passage of this act, cut down, wilfully injure, or destroy, any fruit, shade or ornamental tree, which may have been, or shall be, planted or set out by the owner or possessor of any lands adjoining any highway in this State, and which shall not extend more than seven feet out from the line of the road towards the centre of the same, unless the township committee of the township in which such road is situated, or a majority of said committee shall first order the cutting down or destroying of the same.

Trees not extending out more than 7 feet from the line of the road not to be cut down or injured.

Sec. 2. And be it enacted, That if any overseer of the highway, or other person, shall offend against the provisions of the preceding section, he, she, or they so offending, shall forfeit and pay the sum of fifty dollars for each and every such offence, to be recovered in an action of debt, with costs of suit, in any court having cognizance thereof, by any person who may prosecute for the same within six months after such offence shall have been committed.

Penalty for so offending.

Provided always, That this act shall not prevent any overseer from clearing out any highways to their full width where they pass through any woods or forest.

Proviso.

Passed March 4, 1842.

AN ACT to confirm the last will and testament of Samuel Richards, deceased.

Preamble.

WHEREAS, Samuel Richards, late of the city and county of Philadelphia; in the state of Pennsylvania; on or about the fourth day of January, eighteen hundred and forty-two, departed this life, having first made and published his last will and testament in writing, bearing date the thirtieth day of November, eighteen hundred and thirty-nine, thereby bequeathing and devising extensive and valuable real and personal property, in this state, to certain persons named therein, some of whom are minors; which said last will and testament hath been duly proved, entered of record, and filed in the register's office for the said city and county of Philadelphia: AND WHEREAS it hath become necessary and desirable to have said last will and testament proved and entered of record in this state, and although executed in the presence of three subscribing witnesses, according to the laws of said state of Pennsylvania, yet it does not appear, by said record and probate, to have been signed and published by said Samuel Richards in the presence of all of said three subscribing witnesses, according to the laws of this state, so that the title to said real estate may be insecure and uncertain: AND WHEREAS all the persons interested, so far as they are capable of so doing, have besought us for a remedy in the premises, by a confirmation of the said last will and testament:—Therefore,

Will of Sam'l Richards, dec. to be deemed & considered to have been duly made & signed by 3 witnesses.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said last will and testament of the said Samuel Richards shall be deemed and considered to have been duly made in writing, and signed and published by him in the presence of said three subscribing witnesses; and that any record of said last will and testament regularly made and entered in any proper office of this state, and any duly certified copies thereof, and any letters testamentary or of administration with the said will annexed, duly granted thereon, shall be evidence in the same manner, and have the same force and effect, in all courts of law and equity, as such records, or copies thereof, or as such letters, would have, if said last will and testament had been duly proved, in the usual manner, and regularly entered of record, according to the laws of this State, any law, usage, or custom to the contrary thereof in any wise notwithstanding.

Passed March 4, 1842.

An ACT to provide for the resumption and continuance of specie payments by the banks in this state.

Sec. 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That every bank or company, exercising banking privileges in this state, which may have suspended specie payments, or shall suspend specie payments before the fifteenth day of August next, by neglecting or refusing to redeem its bills, notes, or other evidences of debt in specie, shall, on or before the said fifteenth day of August, resume and continue, so long as such bank or company shall exercise banking privileges, the payment of all bills, notes, or other evidences of debt of such bank or company in gold and silver, on demand at the banking-house of such bank or company, during the usual hours of business.

Banks or companies exercising banking privileges to resume and continue specie payments on or before 15th August next.

Sec. 2. *And be it enacted,* That if any of the said banks or companies shall neglect or refuse to comply with the provisions of the first section of this act, it shall not be lawful for any such bank or company, after such neglect or refusal, to discount any note, bill, draft, or other paper, or to issue, pay out, or circulate any note, bill, or other evidence of debt, of said bank or company, of any denomination whatever; and if any bank or company, exercising banking privileges in this state, shall offend against any of the provisions of this section, the charter of every such bank, and all such part or parts of the charter of any such company, as are deemed to confer banking privileges upon such company, shall thereupon become forfeited and be void; and further, that no action or suit shall be brought or maintained in any court of law or equity in this state, upon any note, bill, draft, or other paper, which may have been discounted by such bank or company contrary to the true intent and meaning of this act.

Penalty in case of neglect or refusal

Sec. 3. *And be it enacted,* That it shall not be lawful for any of the banks or companies exercising banking privileges in this state, which now neglect or refuse to redeem their notes or other evidences of debt in specie, on demand, to make any dividend among the stockholders of such bank or company until after the fourth day of July next, nor until said bank or company shall have fully complied with the provisions of the first section of this act.

Banks not to make dividends until provisions of 1st sec. are complied with.

Sec. 4. *And be it enacted,* That no such bank or company, or any officer or agent thereof, shall, from and after the fourth day of July next, issue or put in circulation any note, bill, check or draft intended or calculated for circulation as a bank note, other than their own notes and such as are payable on demand

Banks not to issue notes other than their own.

in gold or silver at the banking-house or office of the bank or company issuing the same.

Act to take effect on the passage thereof.

Sec. 5. *And be it enacted*, That this act shall go into operation upon the passage thereof, and that the secretary of state shall immediately transmit a certified copy thereof to each of the banks and companies exercising banking privileges in this state.

Passed March 5, 1842.

A SUPPLEMENT to an act entitled "An Act to incorporate the New-Jersey Patent Ship Bread Company."

Concerns of company to be managed by seven directors.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That from and after the passing of this act, the stock, property and concerns of said company shall be managed and conducted by seven directors, being stockholders, a majority of whom shall be citizens of this state.

Capital stock of said company not to exceed \$500 000.

Sec. 2. *And be it enacted*, That the capital stock of said company shall not exceed fifty thousand dollars, which shall be divided into shares of twenty-five dollars each, but it shall, nevertheless, be lawful for the said corporation, when, and as soon as one thousand shares of the said capital stock shall have been subscribed, and twelve thousand five hundred dollars actually paid in, provided the same be subscribed and paid in within two years from the passage of this act, to commence their said business; and with that capital to conduct and carry it on, until they shall deem it expedient to extend their operations and increase their capital, which they are authorized to do, from time to time, to the amount herein before mentioned.

Public notice of time and place of re-opening the books of subscription.

Sec. 3. *And be it enacted*, That the directors of said company may re-open their books of subscription to the capital stock of said company; and that public notice of the same be given by advertisement in one or more newspapers printed in the county of Hudson, for the space of thirty days, naming the time and place when and where the said books of subscription are to be re-opened, and that the said books shall be kept open for at least three successive days, from ten o'clock A. M. till four o'clock P. M. of each day.

Parts of former act repealed.

Sec. 4. *And be it enacted*, That so much of the second, third and fourth sections of the act to which this is a supplement, as conflict with the provisions of this act, be and the same are hereby repealed.

Passed March 7, 1842.

AN ACT to authorize Garret Sip, surviving executor of Michael D. Vreeland, late of Bergen county, in this state, deceased, to divide certain personal estate, under the will of said testator.

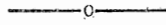
WHEREAS Michael D. Vreeland, deceased, late of the township of Hackensack, in the county of Bergen, and State of New-Jersey did, by his last will and testament, among other things give and bequeath unto his beloved wife Margaret, in addition to her right of dower at common law, the use of all his real and personal estate, wheresoever and whatsoever it might be of every kind and description, during her widowhood, empowering her at the same time, during her widowhood, to distribute any part of his personal estate to such of his grand children as she should think proper to give the same, and in such proportion as she should think proper; and in case she should die or marry without disposing of the same as aforesaid, then the said testator ordered his executors to divide the same equally among his grand children, share and share alike; and whereas the said widow died without making any distribution of the personal estate as authorized by the said will; and whereas the said testator in a subsequent clause, in said will did further order and direct, if any of his grand children, Michael, Isaac, or Margaret, should die leaving no lawful issue, then and in such case that the survivors should have that property which he had devised to the deceased, in equal portions, share and share alike; and whereas the said grand children, Margaret, Michael, and Isaac, the last of whom is under age, and the surviving executor to the said will, Garret Sip, are willing and desirous that the personal property bequeathed to the above named children, by said will, should be equally divided among them, share and share alike, in accordance with the directions given to the executors by said will: and not being contrary to the intentions of the said testator, and being equitable and just that such division and distribution should be made:—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Garret Sip, surviving executor of the last will and testament of Michael D. Vreeland, deceased, be and he is hereby authorized to divide the personal estate of said Michael D. Vreeland, deceased, as the executors of the said testator are ordered to divide the same by his said will, and as they would have been authorized by the said will to divide the same, if the

Surviving executor of Michael D. Vreeland authorized to divide personal estate of testator.

clause in the said will ordering and directing "if any of his grand children, Michael, Isaac, or Margaret, should die leaving no lawful issue, then and in such case the survivors should have that property which he had devised to the deceased in equal portion, and share and share alike," had not been included in, or made part of said will.

Passed May 7, 1842.



AN ACT to enable the administratrix of Cornelius E. Mercelis, deceased, to execute a contract made by him for the sale of real estate.

WHEREAS, Cornelius C. Mercelis, late of the township of Manchester, in the county of Passaic, deceased, did, by writing, under his hand and seal, dated the eighth day of May, in the year of our Lord one thousand eight hundred and thirty-eight, covenant and agree to sell and convey to one Richard Dyckman, his heirs and assigns, for the sum of two hundred and fifty dollars, a certain lot of land and premises, herein after mentioned, under which agreement the said Richard Dyckman has paid part of the consideration money; and whereas the said agreement had but one subscribing witness thereto; and whereas the said Richard Dyckman has since assigned all his interest in said agreement unto one Cornelius Rutan, who is now in possession of said lot; and whereas the said Cornelius E. Mercelis has since died without executing or delivering a deed for the same; and that Maria Mercelis hath been duly appointed administratrix of his estate, and hath prayed the aid of the legislature to enable her to execute the said agreement:—  
Therefore,

Preamble.

Administratrix of C. E. Mercelis authorized to execute a certain contract.

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Maria Mercelis, administratrix of said Cornelius E. Mercelis, deceased, be and she is hereby authorized, in fulfilment of said agreement, to make, execute, and deliver, unto the said Cornelius Rutan, his heirs and assigns, a good and sufficient deed conveying unto the said Cornelius Rutan and his heirs and assigns all the title, interest, and estate of which the said Cornelius E. Mercelis died seized of and in the lot of land and premises, with the privileges and appurtenances to the same belonging, in the said agreement named, situate in the township of Man-

chester, in the county of Passaic, in this state, being lot No. 29, as designated on a map of lots the property of Anthony J. Bleecker, situate on the south side of Washington-street; bounded northerly by Washington-street, easterly by a lot of Cornelius Rutan, southerly by lots fronting on Ellison-street, and westerly by a lot of Jacob Rutan, and being twenty-five feet front and rear, by one hundred feet deep; which said deed the said administratrix is authorized to deliver, upon the receipt by her of that part of the consideration money, with interest, which remained unpaid at the time of the death of the said Cornelius E. Mercelis; and which money the said administratrix is here-<sup>To account</sup> by directed to account for according to law, as a part of the personal estate of the said Cornelius E. Mercelis, deceased. <sub>for proceeds.</sub>

Passed March 8, 1842.

AN ACT to incorporate the Fame Fire Company of Flemington.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Samuel Hill, William P. Emery, Abraham Fulper, Mahlon Fisher, Wilson Forker, John Capner, Charles Miller, Tunis Sargeant, Joseph P. Boss, and all other persons, not exceeding thirty in number, as now are, or hereafter shall become associates of the Fame Fire Company of Flemington, be, and they are hereby constituted and declared to be a body corporate and politic, in fact and in law, by the name of "The Fame Fire Company of Flemington," and by such name they shall have succession, and be persons in law, capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended in all courts of judicature whatsoever; and that they and their successors may have a common seal, and shall have power to make, change, and alter the same at their pleasure; and by their corporate name as aforesaid, and under their common seal, make, enter into, and execute any contracts or agreements touching and concerning the objects of said incorporation; and shall have full power and authority to make, form, and adopt such a form of constitution, and such by-laws and regulations for their government, not inconsistent with the Con-

Names of corporators.

Style of incorporation

Powers.

stitution and Laws of this State, or of the United States; as they shall think proper.

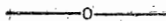
Capital stock, how to be applied. Sec. 2. *And be it enacted,* That the capital stock of said company shall not exceed the sum of three thousand dollars, which shall be solely and exclusively applied to procuring, maintaining, and repairing such engines, hose, reservoirs of water, ladders, buckets, fire hooks, engine houses, and other implements and machines, and to such other incidental expenses, as shall to the said company appear best calculated to secure the property of their fellow citizens from injury or destruction by fire.

Election of officers. Sec. 3. *And be it enacted,* That the said company shall have power to elect annually, or oftener if necessary, a president out of their own body, and such other officers and assistants as they shall deem necessary for conducting their affairs, according to their constitution and by-laws; and in their corporate name, may institute suits for the recovery of all fines, debts, and arrearages due the said company.

Privileges & exemptions. Sec. 4. *And be it enacted,* That all the privileges and exemptions contained in an act entitled "An act for the encouragement of fire companies," passed December fourteenth, one thousand eight hundred and twenty-six, be, and the same are hereby extended to all persons who now are, or hereafter shall become and continue actual members of said company.

Act may be repealed. Sec. 5. *And be it enacted,* That it shall and may be lawful for the Legislature of this State, at any time hereafter, to amend, modify, or repeal this act.

Passed March 8, 1842.



AN ACT to divorce Sarah Tilyou, of the county of Somerset, from her husband, Joseph F. Tilyou.

Sarah Tilyou divorced from her husband Jos.F.Tilyou. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the marriage contract heretofore existing between Sarah Tilyou, and her husband, Joseph F. Tilyou, be, and the same is hereby absolutely dissolved.

Passed March 8, 1842.

AN ACT for the relief of the Evangelical Reformed Church in  
the city of Trenton.

WHEREAS, on the ninth day of March, Anno Domini, one thousand eight hundred and thirty-six, the First Evangelical Reformed Church of Trenton, under and by virtue of the act entitled "An Act to incorporate trustees of religious societies," and of a supplement thereto, passed the eighth day of March, of the year aforesaid, took to themselves the corporate name of "The Minister, Elders and Deacons of the First Evangelical Reformed Church of Trenton, New-Jersey, in connection with the Synod of the German Reformed Church in the United States of North America," a certificate whereof was duly recorded in the clerk's office of the county of Hunterdon, according to law; AND WHEREAS the said church has since that time, dissolved all connection with the said synod of the German Reformed Church, by and with the approbation and consent of the said synod, and has become connected with the Reformed Dutch Church, and is now under the control of the constituted authorities of said church; AND WHEREAS, there is no provision in the general act above named for cases of this kind, or for a change of the corporate name when once assumed;—Now, therefore, for the relief of the said church and the congregation, and to enable them to change their corporate name, so as to conform with their present ecclesiastical connection, and that without prejudice to those who may have claims against the corporation:—

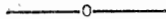
Section 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That it shall be lawful for the said church and congregation, by their trustees, to renounce and forego their former incorporation, and to incorporate themselves anew, under the name of "The Minister, Elders and Deacons of the First Protestant Reformed Dutch Church of the city of Trenton," in the mode prescribed by the thirteenth section of the act entitled "An Act to incorporate trustees of religious societies," passed June twelfth, seventeen hundred and ninety-nine: that is to say, the said trustees shall certify such name, under their hands and seals, to the clerk of the Court of Common Pleas of the county of Mercer; whose duty it shall be, instantly, to record the same, for which he shall be entitled to receive one dollar; and thereupon the said trustees shall be known and distinguished in law, by the name of incorporation so taken, certified and recorded.

Style of incorporation changed.

Estate vested  
in present in-  
corporation.

Sec. 2. *And be it enacted,* That upon recording the said certificate of incorporation, the former incorporation and body politic shall cease and be dissolved; and all the estate, real and personal, held by virtue of the same, shall pass to and be vested in the body politic thus formed agreeably to this act, who shall be deemed to be the legal successors in office to the former body politic and corporate, and liable for their debts, and clothed with all their rights, powers and privileges.

Passed March 8, 1842.

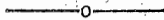


AN ACT to divorce Catharine Ryerson from her husband John Ryerson.

Catharine  
Ryerson  
divorced.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the marriage contract which has heretofore existed between Catharine Ryerson (formerly Catharine Storms) of the county of Passaic, and her husband John Ryerson be, and the same hereby is absolutely dissolved.

Passed March 8, 1842.



A FURTHER SUPPLEMENT to the act entitled "An act for the punishment of crimes."

Sheriff au-  
thorized to  
take recogni-  
zances.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That in all cases where process shall be served by a sheriff to compel the attendance of any witness in any criminal proceeding in any court of this state, the sheriff so serving said process is hereby authorized to take the recognizance of said witness in like manner as a justice of the peace is now authorized to take such recognizance, in all cases where a recognizance is required, which recognizance shall be returned, and be of the same force and effect, and in case of forfeiture, shall be prosecuted in the same manner as if the same had been taken before a justice of the peace of this state.

Passed March 8, 1842.

AN ACT giving the assent of this State to the act of the Legislature of Pennsylvania, entitled "An Act to incorporate The Trenton City Bridge Company."

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* Act of the State of Pennsylvania confirmed. That the assent of this State be and the same is hereby given to the provisions mentioned and contained in an act of the Legislature of the Commonwealth of Pennsylvania, passed the twenty-fourth day of February, one thousand eight hundred and forty, entitled "An Act to incorporate the Trenton City Delaware Bridge Company," and the said act of the Legislature of the Commonwealth of Pennsylvania is hereby adopted, ratified and confirmed by this State, and the provisions thereof shall be in full force and effect within this State, and the said act of the Legislature of the Commonwealth of Pennsylvania shall be annexed to this act, and be published in the same manner as the laws usually are, and the Governor shall likewise cause an exemplified copy thereof to be deposited in the office of the Secretary of this State, and transmit an attested copy of this act to the Governor of the Commonwealth of Pennsylvania.

Sec. 2. *And be it enacted,* That Zachariah Rossell, Crispin Blackfan, Thomas J. Stryker, William Grant, Charles Parker, Lewis P. Higbee, Joseph Wood, Joshua Hollinshead, and Joshua Wright be, and they are hereby appointed commissioners on the part of the State of New-Jersey to receive subscriptions of stock in conjunction with the commissioners named in the first section of the said act. Commissioners to receive subscriptions of stock.

Passed March 8, 1842.

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AN ACT to incorporate the Trenton City Bridge Company.

WHEREAS, it is represented to the Legislature by the petition of a number of the inhabitants of the city of Trenton and vicinity, that the erection of a bridge from the intersection of the Philadelphia road, and the road leading from Morrisville to Easton, over the river Delaware to the city of Tren- Preamble.

ton, at Kirkbride's and Rutherford's ferry, would be of great convenience and accommodation to the public—Therefore,

**Sec. 1.** BE IT ENACTED by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the capital stock of the Trenton City Bridge Company shall amount to fifty thousand dollars, and the same shall be divided into two thousand shares of twenty-five dollars each; and the subscribers to the said capital stock shall pay the sum or sums of money for the share or shares by them respectively subscribed, at such periods and in such proportions as the directors of the said company may determine.

Amount of capital stock.

Commissioners to receive subscriptions.

**Sec. 2.** That John Kirkbride, William B. Clymer, Samuel Story, Robert P. Lovett, Edward L. Taylor, Daniel Y. Harman, Samuel Gilkieson, James Erwin, and Cyrus Cadwallader, of the state of Pennsylvania; and Zachariah Rossell, Crispin Blackfan, Thomas J. Stryker, William Grant, and Joshua Wright, of New-Jersey, be, and they are hereby appointed commissioners on the part of this state, who, with commissioners to be appointed by the state of New-Jersey, shall be authorized to receive subscriptions to the capital stock at such times and places as they, or a majority of them, may direct, giving notice thereof in two of the newspapers printed in the county of Mercer, in the state of New-Jersey, and two of the newspapers printed in the county of Bucks, in the state of Pennsylvania, for at least three weeks, of the times and places when and where the said subscriptions shall be received; and at the time of subscribing for the said stock, two dollars shall be paid upon each share subscribed for, to the commissioners or some of them, which money shall be deposited in one of the Trenton banks, subject to the drafts of the treasurer of the company, as soon as one shall be appointed; and that the residue of the subscriptions shall be paid in such instalments, and at such times and places, and to such persons as the president and directors of the company shall from time to time direct and give public notice of, and upon failure of payment thereof as so directed, for thirty days thereafter, the said president and directors shall have power to forfeit the shares of each and every person so failing to pay the said instalments, or any of them, to and for the use of the said company; *Provided*, that if the number of shares subscribed for shall exceed the number of shares authorized by this act to be subscribed for, that the said commissioners shall apportion the said stock among such subscribers in proportion to the amount or number of shares by them subscribed as aforesaid.

Subscriptions how to be paid.

Proviso.

How & when to be created a body politic.

**Sec. 3.** That when fifteen hundred shares are subscribed for, and five dollars paid on each share to the commissioners before appointed, the said commissioners, or a majority of them, shall

certify under their hands and seals the names of the subscribers, and the number of shares subscribed by each, to the Governor; and thereupon it shall and may be lawful for the Governor by letters patent, under his hand and the seal of the state, to create and erect the subscribers; and if the said subscription be not full at the time, then also those who shall subscribe to the number aforesaid, into one body politic and corporate, in deed and in law, by the name, style and title of "The Trenton City Bridge Company," and by that name shall have perpetual succession, and all the privileges and franchises incident to a corporation; and shall be capable of taking and holding their said capital stock and the increase and profits thereof, and of purchasing, taking and holding to them, and their successors and assigns in fee simple, or for any less estate, all such lands, tenements, hereditaments and estates, real and personal, as may be necessary and convenient to them in the prosecution of their works, and the same to sell and dispose of at their pleasure; and of suing and being sued, and of doing all and every other matter and thing which a corporation or body politic may lawfully do.

Style of incorporation.

Powers.

Sec. 4. That when the said fifteen hundred shares of the said capital stock shall be subscribed, and five dollars paid on each share as aforesaid, it shall be the duty of the said commissioners to give notice in two newspapers printed in the county of Mercer, in the state of New-Jersey, and in two newspapers printed in the county of Bucks, in the state of Pennsylvania, of a time and place by them appointed, not less than twenty days from the time of issuing the said notice; at which time and place the said stockholders shall proceed to organize the said company, and shall choose by ballot, by a majority of votes, to be delivered in person or by proxy, one president, one treasurer, six directors, and such other officers as they shall think necessary to conduct the business of the said company, for one year, or until other officers shall be appointed; and may make such by-laws and regulations, not inconsistent with the laws and constitution of this State, the State of New-Jersey, or the United States, as shall be necessary for the well ordering of the affairs of the said company; *Provided always*, that every share of the capital stock, to the number of twenty, shall entitle the owner to one vote; and for every five shares above that number, one vote, at any election, or in determining any question arising at such meetings whatever.

Time & mode of electing Officers.

Proviso.

Sec. 5. That the said stockholders shall meet on the second Monday in January, in every succeeding year, at such place as shall be fixed by the by-laws of said company, for the purpose of choosing such officers for the ensuing year.

Time of annual meeting.

Stock transferable.

Sec. 6. That the president and directors, first to be chosen as aforesaid, shall issue certificates of stock to the several stockholders, respectively, signed by the president and countersigned by the treasurer of said company : which certificates shall be transferable at his or her pleasure, in person or by attorney, subject, however, to the payments due and that may grow due thereon ; and the assignee holding any certificate, having first caused the assignment or transfer to be entered in a book of the company to be kept by the treasurer for that purpose, shall, for every share of stock so held by him or her, be entitled to his or her equal proportion of the said capital stock, and of all estates and emoluments of the said company, and to vote as aforesaid at the meetings thereof.

Duties of President and Directors.

Sec. 7. That the said president and directors shall meet at such times and places, and be convened in such manner, as shall be agreed on for transacting their business ; at such meetings five members shall be a quorum, who, in the absence of the president, may choose a chairman, and shall keep minutes of all their transactions fairly entered in a book ; and a quorum being met, they shall have full power and authority to agree with and appoint such engineers, superintendents, artists, and other officers, as they shall think necessary to carry on the said bridge, and complete the same ; and to fix their salaries, and other wages ; to determine the time, manner and proportions, in which the stockholders shall pay the money due on their respective shares, to draw orders on the treasurer for all moneys that may be required, the same to be signed by the president or chairman, and to be countersigned by the clerk of the board, and to do and to transact all matters and things as by the by-laws and regulations of the said company may be lawful.

Proceedings when company and owners of lands cannot agree on value.

Sec. 8. That after the place for the erection of the said bridge shall be fixed, and before the said president and directors shall proceed to erect the same, it shall and may be lawful for the president and directors to contract and agree with the owner or owners of any lands and tenements for the purchase of so much thereof as shall be necessary for the purpose of erecting and perfecting the said bridge and toll-houses, making and establishing all the necessary works and roads to and from the same, if they can agree with the owner or owners of the same ; but in case they cannot agree, then it shall and may be lawful for the said president and directors to apply to one of the justices of the supreme court of either state, not being a stockholder, or otherwise interested, who, upon such application, is hereby authorized and directed to appoint three discreet and disinterested

freeholders ; who, after being duly sworn or affirmed before any justice of the peace, faithfully to perform the duties enjoined on them by this act, shall proceed to view and examine the said banks, and all such lands and tenements as shall be necessary for the purpose of erecting and perfecting the said bridge, and making and establishing all necessary works and roads to and from the same ; and shall, according to the best of their skill and judgment, ascertain and estimate the injury and damage that will be sustained by the owner or owners of such lands and tenements so necessary to be taken as aforesaid, and shall report what sum shall be paid by said company for the same, which report shall be made in writing, under their hands and seals, or under the hands and seals of any two of them ; and shall return the same, together with a map describing the metes and bounds of such lands and tenements to the Supreme Court next after they shall have agreed upon and signed the same ; and the said report, having been confirmed by the said Supreme Court, shall be filed in the clerk's office of the said court with the map aforesaid ; and the said president and managers having paid the said owners respectively, the several sums awarded to be paid to them in and by the said report, together with the fees of the said arbitrators, at the rate of two dollars a day, employed in the said business, and their necessary expenses ; the said company shall be entitled to have and to hold, to them and their successors and assigns for ever, the said lands and tenements as fully and as effectually as if the same had been granted to them by the respective owners thereof ; and it shall and may be lawful thereupon, and not before, for the said president and directors to enter upon the said lands and tenements and to commence and complete the erection of said bridge.

Sec. 9. That it shall and may be lawful for the president and directors aforesaid, their superintendents and engineers, and artists of every kind, to enter into and upon all lands <sup>Company</sup> and inclosures near to the place where the said bridge is to <sup>may enter on</sup> be built, and to examine the ground for the purpose of ob- <sup>lands to ob-</sup> taining stone, gravel, or sand necessary for the building <sup>tain stone,</sup> the said bridge ; and it shall and may be lawful for the <sup>gravel or</sup> said directors, overseers, superintendents, or any other <sup>sand.</sup> person employed in building the said bridge, to enter with wagons, carts, sleds, or sleighs, or beasts of burden or draught of any kind whatsoever, first giving notice to the owners, doing as little damage as possible, and repairing any breaches of fences they may have occasion to make, and first making amends for any damages that may be done ; which damages shall be ascertained by the parties, if they

Proceedings when company and owners of lands cannot agree on amount of damage.

can agree, or if they cannot agree, then by appraisement thereof, to be made upon oath or affirmation of three indifferent freeholders of the neighborhood, or any two of them to be mutually chosen; or if the owner or managers, or superintendents, engineers or artists, upon due notice, shall neglect or refuse to join in the choice, then the said freeholders to be appointed by any justice of the peace of the county not interested on either side, and the said managers or other persons by them employed as aforesaid, after tender of the appraised value to the owner, may enter and dig, take and carry away, any stone, gravel, sand or earth most conveniently situated for making and repairing said bridge.

Annual statement of accounts to be made.

Sec. 10 That the president and directors of said company shall keep fair and just accounts of all moneys received by them from the said commissioners and from the stockholders, and of the amounts of the profits on shares that may be forfeited as aforesaid, and of all voluntary contributions, and also of all moneys by them expended in the prosecution of the said work, and shall, at least once in each year, submit such accounts to a general meeting of the stockholders until the said bridge be completed, and until all the costs, charges, and expenses for effecting the same shall be fully paid and discharged, and the aggregate amount of all such expenses shall be liquidated and ascertained.

Sec. 11. That when a good and complete bridge is erected over the said river Delaware at the place aforesaid, the property of the said bridge shall be vested in the said company aforesaid, their successors and assigns for ever, and the said company, their successors and assigns, may demand and receive toll from travellers and others not to exceed the following rates:

Rates of tolls for passing on said bridge. For every coach, landau, chariot, phaeton, or other pleasure carriage, with four wheels, drawn by four horses, the sum of sixty cents;

For the same carriage, drawn by two horses, the sum of forty cents;

For every farm or market wagon, with four horses, the sum of forty cents;

For the same, with two horses, the sum of thirty cents;

For every chaise, riding chair, sulkey, cart, or other two wheel carriage, or sleigh, or sled, drawn by two horses, the sum of thirty cents;

For the same, with one horse, the sum of fifteen cents;

For a single horse and rider, the sum of ten cents;

For every led or driven horse or mule, the sum of five cents;

For every head of horned cattle, the sum of three cents ;

For every foot passenger, the sum of two cents ;

For every sheep or swine, the sum of one cent ;

*Provided*, all persons going to and returning from funerals, Proviso.  
persons going to or returning from meeting or church on  
the Sabbath, and children going to or returning from school,  
shall pass free of toll ; *provided, also*, that in fixing the  
toll of all carriages to be drawn wholly by oxen, or partly  
by horses and partly by oxen, two oxen shall be estimated  
equal to one horse ; and the said company shall so erect the  
said bridge as in no wise to injure the channel, or obstruct  
the navigation of said river, so as to prevent boats or rafts  
from passing.

Sec. 12. That if any person or persons shall wilfully cut, Penalty for  
destroy, break or remove from the said bridge, or any part injuring  
thereof, any piece or pieces of timber, plank or plauks, bridge or  
stone or stones, chain or chains, bolt or bolts, or any other works.  
materials whatsoever belonging to said bridge, or otherwise  
wilfully or maliciously damage the same, he, she, or they  
so offending shall forfeit and pay for every such offence,  
over and above the damages done to the said bridge, the  
sum of thirty dollars, to be sued for and recovered by the  
said company in any court having cognizance thereof.

Sec. 13. That if the said company, their successors or  
assigns, or whoever shall own or possess the said bridge,  
shall collect or demand any greater rate or prices for the  
passing over the said bridge than what are herein before  
prescribed and specified, or shall neglect to keep the said  
bridge in good repair, he, she or they so offending, shall, Penalty for  
for every such offence, forfeit and pay the sum of thirty charging un-  
dollars, one-third thereof for the use of the poor of the lawful tolls.  
city of Trenton, and one-third thereof for the use of the  
poor of the county of Bucks, and state of Pennsylvania,  
and the other third for the use of the person who may sue  
for the same ; *provided, always*, that no suit or action shall Proviso.  
be brought unless within thirty days after such offence shall  
be committed.

Sec. 14. That the said president and directors shall have Damages to  
power to agree with any owner or owners of ferries or shad be paid to  
fisheries that may be injured by the erection of the said owners of  
bridge, and to compensate them for any damages they may ferries or  
thereby sustain ; and if they cannot agree with such owner shad fisheries  
or owners, then and in such case the said damages shall be for injury by  
ascertained and paid in the same manner as is provided for bridge.  
in the eighth section of this act ; *provided*, that no person Proviso.  
shall receive any compensation for ferrying at any ferry

which shall have been purchased and paid for by the said company after the said bridge shall have been completed.

Dividend of profits to be made.

Sec. 15. That the said president, directors and company shall also keep a just and true account of all and every the moneys received by their respective collectors of tolls for crossing said bridge, and shall make and declare a dividend of the profits and income thereof among the stockholders of said company, deducting first therefrom all contingent costs and charges, and such proportion of the said income as may be deemed necessary for a growing fund to provide against the decay and for the rebuilding and repairing of the said bridge; and shall, on every second Monday in January and July, in each and every year, publish the dividend to be made of the clear profits thereof among the stockholders, and of the time and place where and when the same shall be paid, and shall cause the same to be paid accordingly.

Act not to take effect till a similar law is passed by N. Jersey.

Sec. 16. That this act shall not take effect or go into operation until the Legislature of the State of New-Jersey shall pass a law appointing Commissioners on their part, and vesting like power and authority in the subscribers to the said capital stock of erecting a bridge at the place aforesaid, and of extending the same from shore to shore, with as full and ample powers, privileges, franchises and emoluments as to the said company is hereby given.

Not to engage in banking.

Sec. 17. That the said company shall not employ any of their funds in banking operations.

Act may be altered or repealed.

Sec. 18. That nothing in this act contained shall be so construed as to authorize the said bridge company to exercise any banking privileges whatsoever, or to issue any notes in the nature of bank notes; the legislature reserve the right of altering, modifying, or amending this charter whenever they think proper.

AN ACT to alter the corporate name of the Methodist Episcopal Church at Milford.

WHEREAS, it appears that the members of the Methodist Episcopal Church at Milford, have heretofore been incorporated under the act entitled "An Act incorporating trustees of religious societies," passed the twelfth day of June, seventeen hundred and ninety-nine, by the name and title of "The Methodist Episcopal Church at Milford;" and it being represented that the building used by the said congregation for many years past as a place of public worship, has become decayed, and unfit for the uses of said congregation; AND WHEREAS, the said corporation for their greater accommodation, have recently erected a new building for worship in the village of Hightstown, (the old church being located at the village of Milford, at the distance of about one and a half miles from the new church building,) and it being the desire of the said congregation that the name of the said incorporation be changed so as to conform with the location of the said building recently erected for public worship by the members thereof;—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That it shall be lawful for the said church and congregation to renounce their former name of incorporation, and to incorporate themselves anew under the name of "The Trustees of the First Methodist Episcopal Church at Hightstown," in the mode prescribed by the thirteenth section of the act entitled "An Act to incorporate trustees of religious societies," passed June twelfth, seventeen hundred and ninety-nine: that is to say, the said trustees shall certify such name, under their hands and seals, to the clerk of the Court of Common Pleas of the county of Mercer; whose duty it shall be, instantly, to record the same, for which he shall be entitled to receive one dollar; and thereupon, the said trustees shall be known and distinguished in law, by the name of the incorporation so taken, recorded and certified.

Sec. 2. And be it enacted, That upon recording the said certificate of incorporation, the former incorporation and body politic shall cease and be dissolved; and all the estate, real and personal, held by virtue of the same, shall pass to and be vested in the body politic thus formed agreeably to this act, who shall be deemed to be the legal successors in office to the former body politic and corporate, and liable for

the debts of the same, and clothed with all the rights, powers and privileges appertaining to religious societies incorporated under an act entitled "An Act to incorporate trustees of religious societies," passed the twelfth day of June, seventeen hundred and ninety-nine.

Passed March 9, 1842.

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AN ACT to authorize the erection of a Dam across Sooy's Creek, in the township of Galloway, in the county of Atlantic.

Dam across  
Sooy's Creek  
authorized.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same.* That it shall and may be lawful to erect a Dam across Sooy's Creek in the township of Galloway, and county of Atlantic, about a half a mile above its mouth, at the Second Reach above Sooy's Landing.

Owners of  
marsh meadow  
to erect  
dam and lay  
sluices.

Sec. 2. *And be it enacted,* That the owners and possessors of marsh meadow and swamp lying upon said Creek, or above said intended dam, shall erect a dam sufficient to keep out the tide, and lay a sluice or sluices sufficient to drain said marsh, and shall at all times keep and maintain the same.

Expenses of  
making dam  
and sluice,  
how defrayed

Sec. 3. *And be it enacted,* That the expenses of making and repairing said dam and sluices, and all other expenses connected with the damming and draining said meadows, shall be defrayed by a tax assessed on said marsh by some person appointed by the said owners and possessors or a majority of them whenever they may think it necessary, in a ratable proportion on the marsh of each individual according to its value.

Assessments,  
how collected

Sec. 4. *And be it enacted,* That it shall be lawful for the person to be appointed by said marsh owners to assess the expenses of damming and draining said meadows as aforesaid, to sue for and collect in any court of competent jurisdiction, all assessments which may be made as aforesaid, after having given thirty days previous notices of such assessment to each meadow owner interested, and also after having personally demanded payment of such tax.

Act to take  
effect im-  
mediately.

Sec. 5. *And be it enacted,* That this act shall take effect immediately after the passage thereof.

Passed March 9, 1842.

AN ACT to reduce the capital stock of the Morris County Bank.

BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That whenever at a meeting of the Stockholders of the Morris County Bank, convened at their Banking-house in Morris town, for that purpose, upon such notice as is required by the charter to be given for the election of Directors, a majority of said Stockholders voting according to the rule and ratio prescribed in the act of Incorporation, shall determine that a reduction of the capital stock of the said Bank is expedient, it shall and may be lawful for the said Stockholders, by a resolution to be adopted at such meeting, to reduce the capital of said Bank to the sum of Fifty Thousand Dollars, for capital stock heretofore paid in.

Passed March 9, 1842.

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A FURTHER SUPPLEMENT to an Act, entitled "An Act to regulate elections."

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That on the second Tuesday of October next after the passage of this supplement, and the Wednesday following, and on the second Tuesday of October, and the Wednesday following, in each fourth year thereafter, an election shall be held in this state, to elect for this state, such a number of persons to be members of the House of Representatives of the United States as this state shall be entitled to elect, and send as members thereof, each of whom shall be a citizen of the United States, of the age of twenty-five years or upwards, and an inhabitant of this state, and have been a citizen of the United States for seven years next preceding such election.

Sec. 2. And be it enacted, That at such election the voters shall put the names of the persons voted for as members of the House of Representatives, designating them as

such, on the same ticket with the names of the persons voted for as members of Council, Assembly, Sheriff, and Coroners, and the election shall be conducted in all other respects as is provided in the act to which this is a supplement.

Qualifications  
of voters.

Sec. 3. *And be it enacted*, That every person who shall within two years next preceding any election, which shall be held under this act or the act to which is a supplement, have assessed against him any state or county tax in this state, and shall prior to the time of his voting in such election, have paid any such tax so assessed, and being otherwise qualified, shall be deemed and taken to be worth fifty pounds proclamation money, clear estate in this state, and shall be admitted to vote at such election. *Provided*,

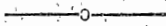
Proviso.

That if any person shall have been inadvertently overlooked by the assessor, and being in other respects qualified, upon the payment of such tax as shall be assessed against him by the assessor who is required to assess the same in proportion to the other assessments by him made and to enter the name and assessment immediately on the tax list, shall be deemed and taken to be worth fifty pounds proclamation money, clear estate as aforesaid, and shall be admitted to vote at such election.

Part of former  
act repealed.

Sec. 4. *And be it enacted*, That so much of the act to which this is a supplement, as comes within the purview of, or is opposed to, this supplement, be and the same is hereby repealed.

Passed March 9, 1842.



### AN ACT to abolish Imprisonment for Debt.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That the writ of *capias ad respondendum* shall not henceforth be awarded, issued or served in any action founded upon contract, express or implied, except upon proof made on oath or affirmation, before a Justice of the Supreme Court of this state, or before one of the commissioners to take bail and affidavits in said court, establishing to the satisfaction of such justice or commissioner, one or more of the following particulars :

When writs  
of *capias ad  
respondendum*  
may issue.

1. That there is a debt or demand, founded upon contract express or implied, due to the plaintiff from the defendant, specifying the nature and particulars of said debt or demand, and that the defendant is about to remove any of his property out of the jurisdiction of the court in which an action is about to be commenced, with intent to defraud his creditors. Or

2. That the defendant has property or rights in action which he fraudulently conceals. Or

3. That he has assigned, removed, or disposed of, or is about to assign, remove, or dispose of any of his property with the intent to defraud his creditors.

That then it shall be the duty of the justice or commissioner, before whom such proof of all or any of the said particulars shall have been made, to make an order to hold the defendant to bail in such sum as shall be sworn to by the plaintiff or his agent, to be due to the plaintiff from the defendant, and upon such order being made, and upon filing such affidavits in the office of the clerk of the court, wherein the action is about to be commenced, a *capias ad respondendum* may be issued according to law as heretofore.

Sec. 2. *And be it enacted*, That the writ of *capias ad satisfaciendum* shall not henceforth be awarded or issued upon any judgment founded upon contract, express or implied, except

1. Upon satisfactory proof being made before a Justice of the Supreme Court, or a commissioner to take bail and affidavits in said court, to be certified by such justice or commissioner, and filed as aforesaid, establishing the particulars specified in either of the subdivisions of the first section of this act. Or

2. That the defendant has rights or credits, moneys or effects, either in his own possession or in the possession of any other person or persons to his use, of the value of fifty dollars or over, which he unlawfully and unjustly refuses to apply in payment of such judgment.

When writs of *capias ad satisfaciendum* may issue.

Sec. 3. *And be it enacted*, That no warrant to arrest the body of any defendant shall henceforth be issued out of any court for the trial of small causes in this state, in any action of debt, or other action founded upon contract, express or implied, except upon due proof, on oath or affirmation, made before a Justice of the Peace of any county in this state, establishing to the satisfaction of such justice, the particulars named in either of the subdivisions of the first section of this act, and upon making such proof it shall be the duty of such justice to make an order for the issuing of a warrant against the defendant, and upon filing

such order with any justice of the peace, a warrant may be issued as heretofore.

When execution to arrest the body of any defendant may issue.

Sec. 4. *And be it enacted,* That no execution to arrest the body of any defendant shall henceforth be issued out of any court for the trial of small causes in this state, in any action of debt, or other action founded upon contract, express or implied, unless the plaintiff or plaintiffs in such action shall, before the same be issued, make satisfactory proof of the particulars named in either of the subdivisions of the first section of this act. Or

2. That the defendant has rights or credits, moneys or effects, either in his own possession or in the possession of any other person or persons to his use, of the value of ten dollars or over, which he unlawfully and unjustly refuses to apply in payment of such judgment; and upon making such proof to the Justice of the Peace by whom such judgment may have been rendered, execution against the body of such defendant may be issued as heretofore.

Shares or interest in Banks, &c. may be taken and sold.

Sec. 5. *And be it enacted,* That any share or interest of the defendant, in any bank, insurance company, or other joint stock company, that is or may be incorporated under the authority of this state, may be taken and sold under the writ of *fiery facias*, in the same manner as in the case of goods and chattels.

Officers of stock companies to give certificates of amount of stock held by defendant.

Sec. 6. *And be it enacted,* That the clerk, cashier, or other officer of such company who has at the time the custody of the books of such company, shall, upon exhibiting to him of the writ of *fiery facias*, be bound to give to the officer having such writ, a certificate of the number of shares, or amount of the interest held by the defendant in such company, and if he shall neglect or refuse so to do, or if he shall wilfully give a false certificate thereof, he shall be liable to the plaintiff for double the amount of all damages occasioned by such neglect, or false certificate, to be recovered in an action on the case against him.

Penalty for refusal.

Provisions of this act not to extend to certain cases.

Sec. 7. *And be it enacted,* That the provisions of this act shall not extend to proceedings as for contempt to enforce civil remedies; nor to actions on promises to marry, or moneys collected by any public officer, or for any misconduct or neglect in office.

Passed March 9, 1842.

AN ACT to incorporate the Moorestown New Jersey Beneficial Society.

WHEREAS, a number of the inhabitants of Moorestown and its vicinity, in the county of Burlington, have formed themselves into an association or society; to which they have given the name of "The Moorestown New-Jersey Beneficial Society;" the object of which is to create a fund, to be applied towards the relief or support of such of the members thereof as shall, by sickness or bodily infirmity, or other cause, be rendered incapable of attending to their usual occupation or calling; and, also, towards the decent interment of deceased members, or the deceased wives of members: AND WHEREAS, it is believed an act of incorporation will promote the object of the society, and add to the security of its property; and the said society having by petition presented to the legislature, prayed to be incorporated;—Therefore,

Preamble.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Moses Hammill, John Perkins, Jacob Haines, Joseph Venable, Thomas D. Kimble, David Heaton, Samuel Jones, Samuel Wisham, John Groom, and all other persons, not exceeding at one time five hundred, as now are or shall hereafter become members of said society, be and they are hereby ordained, constituted and declared a body corporate, in fact and in law, by the name, style and title of "The Moorestown New-Jersey Beneficial Society," and by that name they and their successors shall have continued succession, and be persons in law capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended in all courts of law and equity whatsoever, in all manner of actions, suits, matters, complaints and causes whatsoever; and that they and their successors may have and use a common seal, and shall have power to change and alter the same at pleasure; and by their name aforesaid, and under their common seal, may make and enter into, form and execute any contracts or agreements relating to, touching or concerning the objects of the said corporation.

Names of corporators.

Style of incorporation.

Powers.

Sec. 2. And be it enacted, That for the more effectual accomplishment of the objects of the said incorporation, there shall be a president, vice-president, secretary, assistant secretary, treasurer, four stewards, an investigating com-

Officers how elected.

mittee of three, two messengers, and such other officers and assistants as shall be deemed necessary, all of whom shall be elected by ballot, by a majority of the members present at such election, at such times and places as the said corporation shall, by their constitution and by-laws, from time to time, appoint and direct.

What real & personal estate Society may hold.

Sec. 3. *And be it enacted*, That the estate and property, of what kind soever the same may be, now held by the said society, shall be vested in the body corporate and politic, hereby created, which said body politic and corporate shall, by the name and title aforesaid, be able and capable in law to purchase, receive, take, hold and convey, for the use and benefit of said society, and for the purposes expressed in the preamble of this act, any lands, tenements, hereditaments, and any sum or sums of money, rights, goods, securities and chattels, by gift, alienation, devise, bequest or otherwise, of any person or persons, bodies corporate or politic, legally authorized to make the same; *provided*, that the clear yearly income or value of the real and personal estate of said incorporation, shall not exceed the sum of one thousand dollars.

Proviso.

May make and adopt constitution and by laws.

Sec. 4. *And be it enacted*, That the said corporation be and they are hereby authorized and empowered to make, adopt and use, and from time to time alter, amend or change, as by them may be deemed expedient, such general form of a constitution, and such by-laws, for the transaction of business, and for effecting the purposes of the society aforesaid, as to the members, or a majority of the members present duly met, shall be deemed right and proper; *provided*, that nothing in the said constitution and by-laws be repugnant to the constitution or laws of the United States or of this state.

Proviso.

Sole objects of incorporation.

Sec. 5. *And be it enacted*, That the sole and exclusive object of the society hereby incorporated, shall be the relief of its respective members when sick or disabled by bodily infirmities, from pursuing their ordinary avocations, the payment of the expenses incident to the decent interment of deceased members, or the deceased wives of members, as provided in the constitution and by-laws of said society, and such other necessary expenses as shall accrue, by carrying into effect the objects set forth in the preamble, and in this and the foregoing sections of this act.

Act. may be altered or repealed.

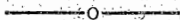
Sec. 6. *And be it enacted*, That it shall be lawful for the legislature of this state, at any time hereafter, to amend, repeal or modify this act, as they shall think proper.

Passed March 10, 1842.

AN ACT for the relief of Aaron Camp, of the county of Essex.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the treasurer of this state, for the time being; shall and he is hereby authorized and required to pay Aaron Camp, of the aforesaid county, a soldier in the service of the United States in the revolutionary war, or to his order, the sum of <sup>Pension to</sup> forty dollars per annum, to be paid to the said Aaron Camp, <sup>A. Camp of</sup> in half-yearly payments, from the passing of this act, during the lifetime of the said Aaron Camp, the first payment to be made on the passage of this act; and the receipt of the said Aaron Camp, or his order, shall be a sufficient voucher to the treasurer, for such sums as he may pay by virtue of this act, in the settlement of his accounts. <sup>\$40 per ann.</sup>

Passed March 10, 1842.



AN ACT to authorize the enclosure of a certain Tract of Woodland in the townships of Ewing and Lawrence, in the county of Mercer.

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the owners and possessors of all that tract of woodland, situate, lying and being in the townships of Ewing and Lawrence, in the county of Mercer, known by the name of the "Five Mile Woods," being butted and bounded as follows, viz: on the south by lands of Ralph Laning; on the east by lands of John Smith, Charles Reeder, and others; on the north by lands of Ephraim Scudder, and others; and south-west by lands of Elias Welling, John Hendrickson, and others; to fence the same in common, and to erect and maintain such swing gates as they may deem proper; and that from and after the enclosing the same as aforesaid, no person or persons whatsoever shall drive or let in any horses, cattle or sheep, with intent to let them run at large in said tract; <sup>Boundaries of land au-</sup> <sup>thorized to</sup> <sup>be enclosed.</sup> provided,

*always*, that nothing in this act contained shall be construed so, as to prevent any person or persons from turning horses, cattle or sheep, on such part of the said tract as may belong to him, her or them, and as may be kept enclosed by a sufficient and lawful fence, separate from the remainder of said tract:

Penalty for driving in cattle.

Sec. 2. *And be it enacted*, That if any person or persons whatsoever, shall drive or let in any horses, cattle or sheep into the said tract, after the same shall have been enclosed as aforesaid, except as is provided for in the preceding section of this act, or shall wilfully break down or destroy any part of the fence around the same, or any of the swing gates thereon, such person or persons shall be liable to a penalty of ten dollars; and if any person or persons shall leave open any bars or swing gates thereon, either negligently or wilfully, such person or persons shall be liable to a penalty of two dollars for each offence; any of which penalties may be sued for and recovered by the trustees hereinafter mentioned, or a majority of them, in any court of competent jurisdiction in this state, in an action of debt; and the proceeds thereof, after paying the expenses of suing for and recovering the same, shall be applied to repairing the fences and swing gates around the said tract.

Cattle trespassing.

Sec. 3. *And be it enacted*, That if any horses, cattle or sheep be found running at large in said tract of woodland, it shall be lawful for any person so finding them, to drive them to any public pound in either of the townships of Ewing or Lawrence, leaving with the keeper of such pound an affidavit that such horses, cattle or sheep were found running at large in said tract; and it shall be the duty of such pound-keeper to receive and keep the horses, cattle and sheep so delivered to him, until the owner thereof shall pay to him the fees of impounding the same, together with twenty-five cents per head for horses and cattle, and eight cents per head for sheep; and such pound-keeper shall collect and receive the same, and pay the same over unto the person so impounding said horses, cattle or sheep; and the said pound-keeper shall be entitled to the same fees, and be subject to the same penalties, and shall in all matters proceed as is directed by an act entitled "An Act regulating fences," passed January twenty-third, seventeen hundred and ninety-nine; *provided*, that in case there shall not be a public pound kept in either of the said townships, then it shall be lawful for the person so finding the said horses, cattle or sheep, to impound them in his or her own field, yard or other enclosure, until the same be redeemed as aforesaid; and such person shall be entitled to the same

fees as the pound-keeper would have been entitled to by this act.

Sec. 4. *And be it enacted,* That a majority of the owners of said tract shall meet on the first Tuesday of April next, at the house of Aaron Furman, innkeeper in the township of Ewing; and on the first Tuesday in April, each year thereafter, at such place as a majority of them shall direct, and shall proceed to choose from among themselves, three persons to be trustees of said lands, who shall hold their office for one year, and until their successors shall be appointed.

Time & mode  
of electing  
trustees.

Sec. 5. *And be it enacted,* That the trustees elected as aforesaid, shall designate the line of fence to be erected around the said tract, and shall assign by marks and measurement to each of the owners of said tract a part of said fence to make and maintain, in proportion to the number of acres owned by him or her therein; and if after such assignment and notice thereof, any of the owners shall neglect to make and maintain the fence so assigned to him or her, the said trustees shall make or repair the same; and shall be entitled to sue for and recover the expenses thereof, from the person or persons so refusing, or their legal representatives, in any court of competent jurisdiction in this state; and it shall be the duty of such trustees to cause a lawful fence at all times to be kept up and maintained around the aforesaid tract of woodland.

Trustees to  
assign pro-  
portion of  
fence.

Sec. 6. *And be it enacted,* That each trustee shall be entitled to receive one dollar per day for every day necessarily spent in the above mentioned duties, to be paid by the owners of said tract, in proportion to their interest therein, which shall be assessed by said trustees, according to the number of acres held by each owner of said tract; and they shall make out a duplicate list of the amount assessed upon the property of each individual, who upon refusing or neglecting to pay the same, after notice of the aforesaid assessment being set up in three of the most public places near the premises, for the space of thirty days, shall be liable to prosecution before any court having competent jurisdiction of the same, in an action of debt, with costs of suit.

Pay of  
trustees.

Sec. 7. *And be it enacted,* That the legislature of this state shall have power, at any time, to alter, modify or repeal this act.

Act may be  
altered or  
repealed.

Passed March 10, 1842.

AN ACT to confirm certain acknowledgements of deeds and other instruments taken by Josiah Atkinson, Esquire.

Preamble.

WHEREAS, it appears to the Legislature of this State that Josiah Atkinson, Esquire, was duly appointed a Commissioner for taking the acknowledgement and proof of deeds for the county of Gloucester, on the thirteenth day of February, eighteen hundred and thirty-six, for the term of five years, which said commission expired on the thirteenth day of February, eighteen hundred and forty-one; AND WHEREAS, it is represented that the said Josiah Atkinson, Esquire, did, under a misapprehension of the continuance of the said commission, continue to take and certify acknowledgements as he had been authorized to do, by virtue of the said commission, until the first day December, eighteen hundred and forty-one: Therefore,

Acknowledgements of deeds &c. taken by J. Atkinson, confirmed.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the several acknowledgements of deeds and other instruments taken and certified by Josiah Atkinson, Esq. as one of the commissioners for taking the acknowledgements or proofs of deeds, in the county of Gloucester, between the thirteenth day of February, eighteen hundred and forty-one, and the first day of December of the same year be, and the same are hereby confirmed and declared valid and effectual in like manner as though the same had been taken and certified by the said Josiah Atkinson, Esquire, during the continuance of his said commission for that purpose.

Passed March 10, 1842.

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A FURTHER SUPPLEMENT to an act entitled "An Act concerning Idiots and Lunatics."

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That in case of the death of any guardian of any idiot or lunatic, appointed under the act to which this is a

supplement, by the Orphans' Court of the county where such idiot or lunatic may reside, and to which a certified copy of the proceedings, under the inquest, has been transmitted from the Court of Chancery, as directed in said act, it shall be lawful for such Orphans' Court forthwith to appoint another guardian for such idiot or lunatic, if said court be then sitting; and if the said Orphans' Court be not then sitting, it may be lawful for any one of the judges of said court to call a special Orphans' Court for that purpose, in the manner directed in the supplement to said act, passed the twelfth day of February, eighteen hundred and thirty-three; and every guardian so appointed under this act, shall have like power, and be under like regulations and restrictions, as guardians appointed under the act to which this is a supplement.

In case of the death of Guardian another to be appointed.

Sec. 2. *And be it enacted*, That whenever a new guardian is appointed as aforesaid, upon the death of a former guardian of any idiot or lunatic, the executor or executors, administrator or administrators of every such deceased guardian, shall account to such new guardian, for all property of such idiot or lunatic in their possession or under their control, or if required shall account for the same before the said Orphans' Court, upon a citation issued for that purpose, at the instance of such new guardian.

Executors or administrators to account to new guardian

Sec. 3. *And be it enacted*, That this act shall go into effect immediately after the passage thereof.

Act to take effect immediately.

Passed March 10, 1842.

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### AN ACT for the better protection of the Navigation of the Passaic River.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That each and every bridge or viaduct, hereafter to be erected over the Passaic River, between the head of Navigation and the Newark Bay, shall be so constructed, as to contain a draw, for the free passage of vessels navigating the said river, the opening of which draw shall be at least thirty-five feet wide in the narrowest part,

Width of draws in bridges, &c. over Passaic River.

and shall be placed in such position as to do the least possible injury to the navigation thereof.

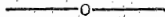
Paterson and Hudson R. R. Co. to make draw in their bridge.

Sec. 2. *And be it enacted*, That as soon as the Passaic River, by the construction of locks, or other sufficient devices, shall be made navigable to the bridge of "The Paterson and Hackensack Turnpike Company" for vessels requiring a draw thirty-five feet wide, it shall be the duty of "The Paterson and Hudson River Rail Road Company" to have completed in their bridge, or viaduct, which crosses the said River below the present head of navigation, a draw of thirty-five feet in width in the narrowest part, so as to permit the free passage, as well in entering as in leaving the said draw, of all vessels navigating the said River to and from the said Turnpike Bridge.

Act to take effect immediately.

Sec. 3. *And be it enacted*, That this act shall go into operation immediately on the passage thereof.

Passed March 10, 1842.



AN ACT to provide for the assessment and collection of taxes in the township of Paterson, in the county of Passaic.

Time of taking account of ratable property.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That it shall be the duty of the assessors of the several townships in the county of Passaic, to take an account of the ratable property in the said several townships, between the twentieth day of April and the twentieth day of June in each year hereafter.

Time of annual meeting of assessors.

Sec. 2. *And be it enacted*, That the said assessors shall meet annually on the second Monday in July, at the court house in the said county, and perform the duties required to be done in and by the third, fourth, fifth, and sixth sections of the act entitled An Act concerning taxes, passed the tenth of June seventeen hundred and ninety-nine.

Time of annual meeting of Commis's of Appeal.

Sec. 3. *And be it enacted*, That the commissioners of appeal in cases of taxation, in and for the township of Paterson, in the county of Passaic, shall convene annually, on the second Tuesday of September, for the purpose of discharging the duties of their office, instead of the second Tuesday of November as heretofore.

Sec. 4. *And be it enacted,* That the collector or collectors of the township of Paterson shall annually give the notice and perform the duties required by the tenth section of the "Act concerning taxes," on the first day of August instead of the first day of October, as heretofore. Collectors to give notice.

Sec. 5. *And be it enacted,* That the collector or collectors of the township of Paterson, in the county of Passaic, within thirty days after the receipt of the transcript or duplicate of the assessment of taxes for the township of Paterson, shall demand payment of the tax or sum assessed on each individual in said township, in person, or by notice left at his or her place of residence, and also, give notice of the time and place of the meeting of the commissioners of appeal, and the said collector or collectors, shall pay the taxes by him or them collected, and the fines and forfeitures by him or them received by virtue of any law of this state, to the county collector of the county, by the twenty-second day of October, in every year. Duties of Collectors.

Sec. 6. *And be it enacted,* That in case of the non-payment of taxes at the time appointed, the township collector or collectors of the township of Paterson, shall make out a list of the names of the delinquents with the sums due from them respectively thereto annexed, and deliver the same to some justice of the peace of the county, on the twentieth day of October, in every year, except when the said day shall happen on a Sunday, and then on the next day following; whereupon it shall be the duty of said justice to perform the duties required of him by the thirteenth section of the "Act concerning taxes." Collectors to make return of delinquents.

Sec. 7. *And be it enacted,* That all the provisions of the act entitled "An Act ascertaining the duties of commissioners of appeal in cases of taxation," passed the fourth day of November, seventeen hundred and ninety-seven; and of the act entitled "An Act concerning taxes," passed the tenth of June, seventeen hundred and ninety-nine, and the several supplements thereto, shall remain in full force and effect in the county of Passaic and in the township of Paterson, except so far as they are inconsistent with the provisions of this act. Provisions of former act to remain in force.

Sec. 8. *And be it enacted,* That this act shall go into operation upon the passage thereof. Act to take effect immediately.

Passed March 10, 1842.

AN ACT explanatory of an act entitled "An Act supplementary to an act for the punishment of crimes," passed the seventh day of March, A. D., eighteen hundred and thirty-nine, and to repeal so much of the said act entitled "An Act for the punishment of crimes," passed the seventeenth of February, one thousand eight hundred and twenty-nine, as authorizes punishment by whipping on conviction of petit larceny.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That every person who shall hereafter commit any of the offences mentioned and provided for in the third, fourth, fifth, and eighth sections of the act which was passed on the seventh day of March, in the year of our Lord eighteen hundred and thirty-nine, entitled "An Act supplementary to an act for the punishment of crimes," passed the seventeenth day of February, eighteen hundred and twenty-nine, and shall be thereof convicted, may be punished by imprisonment at hard labor, notwithstanding the words "at hard labor," are not contained in the said several sections of the said act.

Persons convicted to be punished by imprisonment at hard labor.

Act authorizing punishment by whipping repealed.

Sec. 2. *And be it enacted,* That so much of the thirty-first and thirty-second sections of the act entitled "An Act for the punishment of crimes," passed the seventeenth day of February, one thousand eight hundred and twenty-nine, as authorizes the punishment of any person by whipping on a conviction of stealing the money or personal goods and chattels of another under the price or value of twenty dollars, whether the trial of such person shall be by jury or before two Justices of the peace, be and the same is hereby repealed.

Passed March 10, 1842.

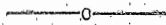
AN ACT to authorize Samuel C. Dunham and Angeline his wife, Guardians of Maria Robbins, Sarah Robbins and Charles Robbins, heirs at law of Elijah Robbins, late of the township of Dover, to convey a certain lot of land, situate in the said township, to the trustees of the Fourth Public School District, in the township of Dover, in the county of Monmouth, and State of New-Jersey.

WHEREAS, it is represented and proved to the Legislature, that Elijah Robbins, late of the township of Dover, in the county of Monmouth, in his life-time made an agreement with James Gulick, Joseph Lawrence and James I. Pullen, three Trustees of the Fourth Public School District in the township of Dover, in the county of Monmouth, to convey to them as such Trustees and to their successors and assigns, in fee simple, a certain Lot of Land belonging to him, situate in the said township, *beginning* at a stake on the north side of Toms River about a quarter of a mile northeastwardly from the Bridge, standing on the line between lands of the said Elijah Robbins and the heirs of William I. Emlay, deceased, on a course north sixty-three degrees and twenty-five minutes east from the northeast corner of the School-House then standing on the said described premises, and running thence (1st) south nineteen degrees, and thirty minutes west one chain and twenty-three links, thence (2) north sixty-eight degrees and thirty minutes, west ninety-eight links, thence (3) north twenty degrees east one chain and nineteen links, thence (4) south seventy-one degrees east ninety-seven links to the place of beginning, containing ten hundredths of an acre be the same more or less, for the purpose of erecting a Public School-House thereon for public use; That in pursuance of and in conformity to the said agreement a Public School-House was erected on the said lot by the said Trustees of the Fourth Public School District in the said township for public use: but thereafterwards the said Elijah Robbins died intestate before making the said conveyance, leaving Maria Robbins, Sarah Robbins, and Charles Robbins, children of Clayton Robbins, deceased, the only child of the said Elijah Robbins, his heirs at law; That after his death, administration of all and singular his goods and chattels, rights and credits was granted by the Surrogate of the county of Monmouth to Anthony Ivins, who was also administrator of the said Clayton Robbins, deceased, and that the personal estate of the said several intestates are amply sufficient to pay

their respective debts; and that the said Maria Robbins, Sarah Robbins and Charles Robbins, the heirs of the said Elijah Robbins, are respectively infants under the age of fourteen years, and letters of guardianship have been granted in due form of law of their several persons and estates, to Samuel C. Dunham and Angeline his wife—the said Angeline being the widow of the said Clayton Robbins and the mother of the said infants, and that the said administrator, guardians and infants have by their petition requested that the said guardians may be empowered to make, execute and deliver a deed to the said The Trustees of the Fourth Public School District in the township of Dover, in the county of Monmouth, and their successors and assigns, for the said lot of land: Therefore,

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the said Samuel C. Dunham and Angeline his wife, guardians of the persons and estates of Maria Robbins and Charles Robbins, infant children of Clayton Robbins, deceased, and heirs at law of the said Elijah Robbins, deceased, be, and they are hereby authorized and empowered to make, execute and deliver a deed of bargain and sale to the said The Trustees of the Fourth Public School District in the township of Dover, in the county of Monmouth, and their successors and assigns forever, for the said Lot of Land, situate as aforesaid, pursuant to the said agreement; and that the said deed shall convey to the said grantees, and vest in them all the title of the said Elijah Robbins of, in and to the said Lot of Land at and immediately before his decease, and have the same force and effect to all intents and purposes as if made by the said Elijah Robbins in his life-time.

Passed March 10, 1842.



AN ACT to divorce Mary Jane Richards, of the county of Mercer, from her husband, John O. B. Richards.

BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That Mary Jane Richards, of the county of Mercer, be, and she is hereby divorced from her husband John O. B. Richards,

Guardians of Maria Robbins and others authorized to convey a certain lot of land to the Trustees of the 4th school district of the township of Dover.

Interest vested in purchaser.

and that the marriage contract heretofore existing between them, be and the same is hereby fully and absolutely dissolved: <sup>Mary Jane Richards</sup> provided, nevertheless, that the issue of said marriage shall <sup>divorced.</sup> not be deemed illegitimate in consequence of this act.

Passed March 11, 1842.

—c—

AN ACT to incorporate "The Jefferson Beneficial Society" of county of Salem, New-Jersey.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That John Bailey, Thos. E. Ware, Thos. W. Cattell, Charles C. Fithian, Henry Colgan, James Smashey, John Thompson, Israel Higgins, Isaac Hacket, Benoni Mills, David McDaniels, Joshua J. Thompson, Samuel King, Elijah Gilmore, William Fisher, Jacob P. Nicholson, Nathan Kidd, John P. Bruna, Thomas Merrion, Alexander G. Cattell, and all such other persons as now are or hereafter shall become associates of "The Jefferson Beneficial Society" of the county of Salem, New-Jersey, shall be and they are hereby constituted and declared to be a body politic and corporate, in fact and in law, by the name of "The Jefferson Beneficial Society" of the county of Salem, New-Jersey.

Names of corporators.  
Style of incorporation.

Sec. 2. And be it enacted, That the said corporation by such name, shall have perpetual succession, and be a body politic and corporate in law, capable of suing and being sued, pleading and being impleaded, defending and being defended, in all courts of law and equity, and may have a common seal, and may have power to alter the same at their pleasure, and by their common seal enter into and execute contracts and agreements; and such corporation shall have full power to make and adopt such laws and regulations as they may think proper, not inconsistent with the laws of the United States or of this state.

General Powers.

Sec. 3. And be it enacted, That the capital stock of the said corporation shall not exceed the sum of five thousand dollars, which shall be applied to the nursing and attendance of members while sick, the purchase of necessaries for sick members,

Objects of incorporation.

the payment of physicians and surgeons bills, the funeral expenses of deceased members, and such other incidental expenses as may be needful to further the objects of the said society.

Corporation to elect officers.

Sec. 4. *And be it enacted*, That the said corporation shall have power to elect, annually, or oftener if necessary, out of their own body, a president, and such other officers and assistants as shall be necessary for proper management of the affairs of said corporation according to their laws; and the president shall keep in his custody the common seal of the corporation, and deliver it over at the end of his term of office, to his successors.

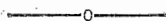
Constitution and by-laws may be enforced by suit.

Sec. 5. *And be it enacted*, That the constitution and by-laws of the said corporation shall be binding and imperative on the different members, and may be enforced by suit against defaulting members, in the corporate name of said company, before any court having competent jurisdiction; *provided*, that in all suits between the said corporation and a member or members thereof, any of the said members may be witnesses for either party.

Act may be altered or repealed.

Sec. 6. *And be it enacted*, That the Legislature may at any time hereafter, alter, amend, modify or repeal this act as they may think proper.

Passed March 11, 1842.



A SUPPLEMENT to the act entitled "An Act to incorporate the Somerville Manufacturing Company," passed the first day of March, one thousand eight hundred and thirty-seven.

Time for commencing certain operations extended.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That the second proviso, in the first section of the act entitled "An act to incorporate the Somerville Manufacturing Company," passed March first, one thousand eight hundred and thirty-seven, be and the same is hereby extended for two years from the first day of April next, so that if any species of manufacture enumerated in said first section shall not have been commenced by said Company within five years from the passage of said act, then the said Act of Incorporation shall not be void as relates to the particular branch or branches of manufacture not so commenced; but the time for commencing such branch or branches of manufacture by the said company, is hereby extended two years from the first day of April next.

Passed March 11, 1842.

AN ACT to discharge Cornelius S. Van Wagoner from the execution of certain trusts therein named.

WHEREAS, Richard Van Riper, late of the township of Manchester, in the county of Passaic, deceased, in and by his last will and testament, made and published in due form of law, did appoint his son, Andrew Van Riper, and the said Cornelius S. Van Wagoner, the executors thereof, and in and by said will, among other things, did devise to his said executors, certain real and personal estate in trust for the sole use and benefit of his daughters, Elizabeth, wife of Thomas Blake, and Jane, wife of Moses Roat, and in case said Elizabeth or Jane should die before their respective husbands, then in trust for the use and benefit of the children of his said daughters respectively; AND WHEREAS, the said executors have taken upon themselves the execution of the said last will and testament—and it appearing that a considerable portion of the real estate so devised in trust to the said executors, lies at a distance from the residence of the said Cornelius S. Van Wagoner, and that the expenses of fulfilling the said trusts would be materially lessened by his being released therefrom—Therefore,

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said Cornelius S. Van Wagoner, be, and he is hereby released and discharged from the further execution of the trusts created in and by the last will and testament of the said Richard Van Riper, deceased, and that the said Andrew Van Riper, the other trustee named in said will, be, and he is hereby authorized and required to fulfil and execute the said trusts solely, in as full and ample a manner as the same could have been executed by both the said trustees if this act had not been passed; *provided*, the said Cornelius S. Van Wagoner shall not be discharged from his duties as one of the executors of the said will, except as to the trusts aforesaid; and *provided further*, that nothing herein contained shall be so construed as to discharge the said Cornelius S. Van Wagoner from any liability incurred by him as such trustee before the passage of this act.

Passed March 11, 1842.

AN ACT to compel the owners and proprietors of lands lying upon Manalapan brook in the township of Freehold, in the county of Monmouth, and the township of Monroe, in the county of Middlesex, to clear out the same within the limits therein mentioned.

Preamble.

WHEREAS, the owners and proprietors of the lands lying upon or adjoining the Manalapan brook, in the township of Freehold, in the county of Monmouth, and in the township of Monroe, in the county of Middlesex have, by their petition, represented to the legislature, that by reason of the contracted condition of said brook, the waters thereof are greatly impeded and obstructed in their course, and thereby are caused to overflow the adjoining meadows and other lands, and thereby to damage the grass, or carry it entirely away;—For remedy whereof,

Owners and possessors required annually to remove obstructions.

Sec. 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the owners and proprietors of lands lying adjacent to the Manalapan brook, and along the same from the mills (now) owned by Simon Abrams, in the township of Freehold, in the county of Monmouth, to the head of the mill-pond (now) owned by James Barkeley, in the township of Monroe, in the county of Middlesex, are hereby required to open, widen, clear out and remove the obstructions to the free passage of the waters, either from the bed of the stream, or the banks thereof, within the limits aforesaid, between the first day of May next, and the fourth day of July, in the year of our Lord one thousand eight hundred and forty-two, and yearly and every year thereafter.

Managers appointed.

Sec. 2. *And be it enacted,* That John Perrine, junior, Taylor Mount and Simon Abrams, shall be and they are hereby appointed managers, for superintending and directing the clearing and opening said brook to a free passage of the waters thereof; and shall continue managers until the second Saturday of April, in the year of our Lord one thousand eight hundred and forty-three, and until their successors in office are appointed.

Proceedings in case of refusal to remove obstructions.

Sec. 3. *And be it enacted,* That if any of the owners or proprietors of said lands shall neglect or refuse to open, widen, clear out and remove the obstructions within the time aforesaid, and yearly and every year thereafter, according to the first section of this act, or when any two or more owners or proprietors of lands on each side of the stream, cannot agree as to the amount of work to be done by each, then it shall and may be

lawful for the said managers, or a majority of them, or their authorized agents, to enter into and upon the meadows and other lands lying upon said brook, within the limits aforesaid, with all necessary workmen and implements to open, widen, clear out and remove every obstruction to the free passage of the waters within the limits aforesaid, as may appear to them necessary, with as much regard to economy, and with as little detriment to the owners of the lands, as the circumstances will admit of; and to assess the owners and proprietors of said lands such a sum for clearing out said obstructions, as may appear to them just and reasonable; to be paid to the person or persons by whom such work is caused to be done; who is hereby authorized and empowered to prosecute and recover the amount, with costs, in an action of debt, in any court having cognizance of the same.

Sec. 4. *And be it enacted,* That it shall and may be lawful for the owners and proprietors of the meadows, or other lands lying upon said brook, and within the limits expressed in the first section of this act, to meet at the house where Hannah Gasten, inn-keeper in the village of Englishtown, in the township of Freehold, and the county of Monmouth, now lives, on the second Saturday in April, in the year of our Lord one thousand eight hundred and forty-three, and appoint, by plurality of votes, three managers, who shall be owners or proprietors of the meadows aforesaid, yearly and every year, after the second Saturday in April in the year of our Lord one thousand eight hundred and forty-three; which said managers shall continue in office one year next ensuing such choice, and until others shall be chosen; and shall, during the continuance of the year, be vested with all the powers herein before given to the managers named in the second section of this act, or either of them.

Time & mode  
of annual  
election of  
managers.

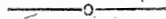
Sec. 5. *And be it enacted,* That if any person or persons who are now named, or hereafter shall be chosen a manager or managers as aforesaid, shall die or resign before the expiration of the time for which he or they are so chosen, or who shall refuse to take upon him or themselves the management aforesaid, then and in such case, it shall and may be lawful for any three owners or proprietors of said meadows, to call a meeting of the owners or proprietors of the said property, by giving at least two weeks notice thereof, by fixing up advertisements in at least three of the most public places in the neighborhood of said owners or proprietors, expressing the time and place and intention of said meeting; who shall when met elect a person or persons to supply the place or places of such manager or managers so refusing, dying or resigning; and the person or persons so chosen, shall have all the power and authority herein before given to the managers named in this act.

Vacancies,  
how supplied

Compensation to managers.

Sec. 6. *And be it enacted*, That there shall be allowed to managers, for the time they are respectively employed by the duties enjoined on them by this act, the sum of one dollar and fifty cents a day, each, to be paid by the person or persons whose neglect or refusal to comply with the requirements of the first section of this act, shall have rendered such service necessary; to be recovered by action of debt, with costs, in any court having cognizance of the same.

Passed March 11, 1842.



AN ACT to incorporate the Musconetcong Manufacturing Company.

Names of Corporators.

Style of incorporation.

General Powers.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That Enoch Green, John G. Richey, Adam D. Runkle, George B. Green and Thomas Hilton, and the survivors of them, and all such persons as may hereafter be associated with them or the said survivors, their successors and assigns, shall be, and they are hereby constituted a body corporate and politic, in fact and in name, by the name and style of "The Musconetcong Manufacturing Company," for the purpose of manufacturing and finishing for market, cotton, woollen, and flax goods, in the village of Boonsbury, in the counties of Warren and Hunterdon in this state, and of carrying on the business necessarily incident thereto; and by that name they and their successors shall have succession and continue a body corporate and politic, and shall in law be capable of contracting and being contracted with, suing, pleading, defending and answering, and being sued, impleaded, defended, and answered unto, in all courts and places whatsoever, in all manner of actions, suits, and complaints, matters and causes whatsoever, and of doing and causing to be done all acts needful for the proper management of the funds and property of said corporation, and carrying on the business for which the said corporation is hereby created; and they and their successors, by the same name, may be capable to acquire, purchase, receive, have, hold, and enjoy, and again to sell or otherwise dispose of such personal and real es-

tate, said real estate not to exceed ten acres, as may be necessary or useful for the said corporation to carry on the manufacturing operations before mentioned: *provided always*, that the funds of the said corporation, or any part thereof, shall not be used in banking operations.

Sec. 2. *And be it enacted*, That the stock, property, and concerns of said corporation, shall be managed and conducted by five directors, being stockholders, (one of whom shall be president,) who shall hold their offices for one year, and the said directors shall be chosen on the first Monday in April of every year, at such place and time as shall be directed by the by-laws of the said corporation, and public notice thereof shall be given, not less than ten days previous, in one or more newspapers printed either in the counties of Warren or Hunterdon: and each stockholder shall, at such election, be entitled, in person or by proxy, to one vote for every share he, or she, may hold in the capital stock of said corporation, under twenty, one vote for every two shares over twenty and under fifty, and one vote for every five shares over fifty; and the persons having or receiving in such elections the greatest number of votes, and being stockholders, shall be directors; and the directors chosen at one election shall be capable of serving by virtue thereof until another election shall have been had; and the directors so chosen may appoint such officers and superintendents, and assign such compensation as they shall think fit, not less than a majority of the whole number of directors being present when the same shall be done; and all vacancies occurring by death, resignation, or otherwise, among the directors named in this act, or those hereafter to be chosen, shall be filled by such person or persons as the remainder of the directors for the time being, or a majority of them, shall appoint for that purpose; and that the said Enoch Green, John G. Richey, Adam D. Runkle, George B. Green, and Thomas Hilton, and the survivors of them, shall be the first directors of the said corporation, and shall hold their offices until the first Monday of April next, and until others are legally chosen.

Sec. 3. *And be it enacted*, That the capital stock of said corporation shall not exceed the sum of two hundred thousand dollars, which shall be divided into shares of one hundred dollars each; but so soon as fifty thousand dollars of the said capital stock shall have been subscribed and paid, it shall be lawful for said corporation to commence their said business, or any part of it, and with that capital to conduct and carry it on until they shall deem it expedient to extend the same; and it shall be

Time & mode  
of annual  
election of  
directors.

Vacancies,  
how supplied

First  
Directors.

When corpo-  
ration may  
commence  
business.

lawful for the directors of the said corporation, or a majority of them, from time to time, to call for and demand from the stockholders, respectively, all such sums of money by them subscribed, at such times and in such proportions as they shall deem proper, under pain of forfeiting the shares of said stockholders, and all previous payments thereon, if such payments shall not be made within thirty days after the day fixed for that purpose, by public notice previously published for the space of thirty days, in one or more newspapers printed in said counties of Warren or Hunterdon, designating the proportion of such payment per share, and the time and place when, and the officer to whom the same shall be required to be made; *Provided*, that such instalments shall not exceed ten dollars on each share, nor be called for at less intervals than thirty days.

Directors to  
open books  
for subscrip-  
tion.

Sec. 4. *And be it enacted*, That the subscription for said stock shall be opened until the sum required shall be subscribed, or for any number of days not exceeding thirty, under the direction of the board of directors, or such of them as shall be designated by the board for that purpose.

Stock person-  
al estate.

Sec. 5. *And be it enacted*, That the stock of the said corporation, shall be deemed personal estate, and transferable in such manner as shall be prescribed by the by-laws of said corporation; *Provided*, that no dividend shall be made to and among the stockholders except from and out of the actual nett profits of said corporation.

Proviso.

Corporation  
not to be dis-  
solved for  
failure to  
elect on day  
prescribed.

Sec. 6. *And be it enacted*, That in case it should at any time happen that an election should not be made upon the day designated by this act for that purpose, the said corporation shall not for that cause be deemed to be dissolved, but it shall be lawful to hold such election on such other days as shall be prescribed by the by-laws of the said corporation.

Directors to  
make by-  
laws.

Sec. 7. *And be it enacted*, That a majority of directors for the time being shall form a board for transacting the business of said corporation, and shall have power to make and enforce such by-laws and regulations as they shall deem expedient for the government, management, and disposition of the stock, effects, profits, and concerns of the said corporation; *provided*, that the same are not contrary to the constitution or laws of the United States or of this State.

Proviso.

Sec. 8. *And be it enacted*, That the directors shall at all times keep, or cause to be kept, proper books, in which shall be regularly entered all the transactions and business of said corporation; which said books shall always be

open during business hours for the inspection of any of the stockholders of said corporation; and further, that no transfer of stock shall be valid or effectual until such transfer shall be entered or registered in the book or books to be kept by the president and directors for that purpose.

Transfer of stock to be registered.

Sec. 9. *And be it enacted,* That it shall not be lawful for the corporation created by this act to contract debts to an amount exceeding at any one time the amount of its capital actually paid in, and for any violation of this section, the president and directors shall be severally and jointly personally responsible for all debts beyond the amount of cash capital actually paid in.

Not to contract debts beyond the amount of capital paid in.

Sec. 10. *And be it enacted,* That the said corporation may be dissolved at and by a general meeting of the stockholders specially summoned for that purpose; *provided,* that at least three-fourths in value of the stockholders shall be present or represented therein; and upon such dissolution the directors for the time being, and the survivors and survivor of them, shall be trustees for settling all the affairs of the said corporation, disposing of its effects, recovering its claims, and paying its debts, and dividing the surplus among the stockholders in proportion to their respective interest in the stock; unless the stockholders at such general meeting shall appoint other persons, not less than three, nor more than five in number, for such purpose, in which case the persons so appointed, and the survivors and survivor of them shall be trustees for the purpose aforesaid.

Corporation may be dissolved by a meeting of stockholders.

Sec. 11. *And be it enacted,* That unless five hundred shares of said stock shall have been subscribed and actually paid for, and the work of manufacturing be commenced within three years from the passage of this act this charter shall be deemed forfeited and dissolved for non-user.

Charter to be forfeited unless work be commenced in a certain time.

Sec. 12. *And be it enacted,* That the amount of capital stock herein before prescribed to be paid in before the company goes into operation, shall be paid bona fide; and not in notes or obligations, whether secured by pledges of stock or otherwise; and so, of any increase of capital thereafter made; and no part of the capital stock shall be withdrawn or refunded to the stockholders, until all the liabilities of the said company are discharged; and in case of any violation of any of the provisions of this section, the stockholders in said company shall be liable jointly and severally for all debts previously contracted by said company.

Stock paid in to be paid bona fide.

Books of  
Company  
to be open  
to inspection  
of stock-  
holders.

Penalty for  
refusal to  
exhibit  
books.

Annual state-  
ment of affairs  
of company  
to be pub-  
lished.

Limitation  
of act.

Proviso.

Sec. 13. *And be it enacted,* That the book or books of the said company in which the transfer of the stock shall be registered, and the books containing the names of the stockholders, and the number of shares he, she, or they respectively own in said company are registered, shall at all times during the usual hours of business be open to the examination of every stockholder, and of all and every person having a claim or claims against said company; and of every sheriff or other officer having any process in his possession against said company; and, if any officer or clerk of said company, having charge of such books, shall refuse or neglect to exhibit such books, or submit them to examination as aforesaid, for every such offence, forfeit and pay the sum of one hundred dollars, one half for the use of this state, and the other half to any person who shall sue for the same; to be recovered by action of debt in any court having competent jurisdiction, together with costs of suit.

Sec. 14. *And be it enacted,* That in the month of January, in each and every year, the company shall after the passage of this act, publish a statement under oath or affirmation in one of the newspapers printed in the counties of Warren and Hunterdon respectively for at least three successive weeks; signed and attested by the president and a majority of the directors, of the amount of capital paid in, and the amount of all existing debts due from the company; and that no dividend shall be declared, or paid to the stockholders, when such dividend, or payment would render the company insolvent; and the debts of the company shall at no time exceed the amount of its capital actually paid in; and in case of any violation of the provisions of this section, the stockholders of the company shall be liable jointly and severally for all debts, previously contracted by the company, and for all that shall be contracted before such publication was made.

Sec. 15. *And be it enacted,* That this act shall, unless the corporation be dissolved as above provided for, continue in force for the term of thirty years from the time of its passage; *provided nevertheless,* that the legislature reserve the right to alter or amend, or repeal the same whenever the public good may require it.

Passed March 11, 1842.

AN ACT to regulate the collection of moneys.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That if any person or persons, body politic or corporate hereafter shall have one or more notes against the same individual, which do not exceed the sum of one hundred dollars each, they shall not be allowed to blend the same in order to exceed the jurisdiction of the courts for the trial of small causes, but shall prosecute the same severally in said courts, unless such person or persons so prosecuting, his, her or their agent or attorney, shall first file an affidavit with the county clerk, that he, she or they verily believe the personal property of the defendant is insufficient to pay the debt.

Sums under \$100—how prosecuted.

Proviso.

Passed March 11, 1842.

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A FURTHER SUPPLEMENT to an act entitled "An Act to incorporate the Elizabeth Town and Somerville Rail Road Company," passed the ninth day of February, A. D. eighteen hundred and thirty-one.

Sec. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That all mortgages heretofore given, or which shall hereafter be given by the said Elizabeth-Town and Somerville Rail Road Company, to secure the payment of moneys borrowed for the construction of the Rail Road authorized by the said act, or given to secure the purchase money of any land over which the said road is constructed or may be hereafter constructed, or to secure the payment for materials found, or work and labor done and performed in the construction and repairing the said road, shall be taken and held in law and equity, to be as valid and binding as in similar transactions between individuals, and the purchaser or purchasers, under a decree or judgment at law or equity upon such mortgage or mortgages, shall be invested with all the franchises, powers, privileges and

Mortgages given by Eliz. Town & Somerville R. Co. to be valid.

Interest vested in purchaser.

Proviso.

rights, which by the charter of the said company were conferred on the said corporators, subject, nevertheless, to all the restrictions, conditions and limitations contained therein; *Provided*, that this act shall not take effect until the assent of two-thirds of the stockholders present or represented at any meeting called for the purpose, voting as they are authorized to do for directors, be first obtained; notice of which meeting shall be published at least thirty days previous thereto, in one or more newspapers published in the respective counties of Essex and Somerset, and provided further, that nothing in this supplement contained, shall be so construed as in any wise to alter or impair the lien, right, or interest of any judgment or claim against said company as the same now exists, or shall confer a more extended lien or interest in virtue of the aforesaid mortgages heretofore given or hereafter to be given, than they have now by law, so as to prejudice or injuriously affect judgments or claims now existing against said company.

Stockholders may have the right to redeem if said Railroad, &c. be sold.

Sec. 2. *And be it enacted*, That if at any time hereafter the rail road of the said Elizabeth-Town and Somerville Rail Road company, with the privileges, appendages, and appurtenances thereunto belonging, and the chartered rights and franchises of said company shall be sold by virtue of any judgment or decree, the stockholders of said company, or so many thereof as shall within six months after such sale, elect so to do, by notice in writing to the treasurer of the said company, shall have the right and privilege within six months thereafter to redeem the same by paying the amount of the said judgment or decree for which the same were sold with the interest thereon; and thereupon the stockholders so electing and paying, shall be entitled to the said rail road, with the privileges, appendages and appurtenances, to the same belonging, and all the chartered rights, franchises and stock of said company, in proportion to the sums by them respectively advanced for such redemption.

Public Act, and to take effect immediately.

Sec. 3. *And be it enacted*, That this act shall be deemed and taken to be a public act, and shall go into effect immediately after the passage thereof.

Passed March 11, 1842.

**AN ACT to raise by Tax the sum of Forty Thousand Dollars.**

Sec. 1. **BE IT ENACTED** by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That there shall be assessed, levied and collected, on the inhabitants of this State, their goods and chattels, and on the lands and tenements within the same, the sum of forty thousand dollars, money of the United States, which sum shall be paid into the treasury of this state, on or before the twentieth day of January, one thousand eight hundred and forty-three. \$40,000 to be raised by tax.

Sec. 2. *And be it enacted*, That the said sum of forty thousand dollars shall be paid by the several counties of this state, in the proportion following, that is to say: Proportions to be raised by the several counties.

The county of Bergen shall pay the sum of thirteen hundred and thirty-four dollars. Bergen.

The county of Hudson shall pay the sum of eight hundred and twenty dollars. Hudson.

The county of Essex shall pay the sum of thirty-five hundred and fifty-two dollars. Essex.

The county of Passaic shall pay the sum of ten hundred and twenty-four dollars. Passaic.

The county of Morris shall pay the sum of thirty-one hundred and thirty-six dollars. Morris.

The county of Sussex shall pay the sum of twenty hundred and twenty-five dollars. Sussex.

The county of Warren shall pay the sum of twenty-one hundred and eighty-five dollars. Warren.

The county of Hunterdon shall pay the sum of thirty-one hundred and two dollars. Hunterdon.

The county of Somerset shall pay the sum of twenty-five hundred and ten dollars. Somerset.

The county of Middlesex shall pay the sum of twenty-seven hundred and thirty-two dollars. Middlesex.

The county of Monmouth shall pay the sum of thirty-seven hundred and twenty-four dollars. Monmouth.

The county of Burlington shall pay the sum of thirty-eight hundred and ten dollars. Burlington.

The county of Gloucester shall pay the sum of twenty-nine hundred and twelve dollars. Gloucester.

The county of Cumberland shall pay the sum of fifteen hundred and eighty-six dollars. Cumberland.

The county of Salem shall pay the sum of twenty-one hundred and fifty-six dollars. Salem.

Cape May.

The county of Cape May shall pay the sum of six hundred and forty-six dollars.

Atlantic.

The county of Atlantic shall pay the sum of four hundred and sixty-six dollars.

Mercer.

The county of Mercer shall pay the sum of twenty-two hundred and eighty dollars.

Enumeration  
of articles  
taxed at spe-  
cific sums.

Sec. 3. *And be it enacted,* That the assessors of the several townships, cities or boroughs of this state, to raise the aforesaid sum of forty thousand dollars, shall assess and rate the several articles and things hereinafter enumerated, at the following sums :

Every covering horse or jack, above three years old, any sum not exceeding ten dollars, to be paid by the person upon whose premises the horse or jack is kept ; all other horses or mules, three years old and upwards, any sum not exceeding eight cents.

All neat cattle, three years old and upwards, any sum not exceeding four cents.

Enumeration  
of articles  
taxed at dis-  
cretion of  
assessor.

Sec. 4. *And be it enacted,* That in assessing the aforesaid sum of forty thousand dollars, the following articles, persons and things shall be valued and rated, at the discretion of the assessor, to wit :

All tracts of land of more than twenty acres, at any sum not exceeding one hundred dollars, by the hundred acres ; and all houses and lots of land of twenty acres and under, connected therewith, and all lots of land of twenty acres and under, not connected with houses, shall be valued by the respective assessors, at their discretion, valuing and rating the same, however, in proportion to the actual yearly rent, or value of the same, as near as may be, according to the scale by which they shall rate lands in regard to the actual yearly rent or value thereof.

All householders (under which description shall be included all married men,) the estimated value of whose ratable estate does not exceed thirty dollars, any sum not exceeding three dollars, over and above their certainties and other estate made ratable by this act.

All merchants, shop-keepers and traders, any sum not exceeding ten dollars.

All fisheries where fish are caught for sale, any sum not exceeding twenty dollars.

All grist mills, for each run of stones, any sum not exceeding six dollars.

All clover-mills, any sum not exceeding ten dollars.

All cotton manufactories, any sum not exceeding thirty dollars.

All sail duck manufactories, any sum not exceeding ten dollars.

All woollen manufactories, any sum not exceeding ten dollars.

All carding machines, propelled by water or steam, and not connected with any cotton or woollen manufactory, any sum not exceeding three dollars.

All cupulo furnaces, any sum not exceeding fifteen dollars.

All blast furnaces, other than cupula furnaces, any sum not exceeding thirty dollars.

All saw-mills, for each saw, any sum not exceeding eight dollars.

All forges that work pig-iron, and forgeries and bloomeries that work bar-iron, immediately from ore or cinders, for each fire, any sum not exceeding six dollars.

All rolling and slitting mills, any sum not exceeding thirty dollars.

All paper-mills, any sum not exceeding ten dollars.

All snuff-mills, any sum not exceeding nine dollars.

All powder-mills, any sum not exceeding fifteen dollars.

All oil-mills, or oil-presses, any sum not exceeding nine dollars.

All bark-mills propelled by water or steam, for grinding bark for sale, any sum not exceeding ten dollars.

All falling-mills, not connected with any woollen manufactory, any sum not exceeding four dollars.

Every ferry or toll bridge, any sum not exceeding twenty dollars.

All tan yards where leather is tanned for sale or hire, each vat, any sum not exceeding thirty cents.

All distilleries used for distilling spirits from rye or other grain, or molasses, or other foreign materials, any sum not exceeding one hundred dollars.

All other distilleries used for distilling, any sum not exceeding thirty dollars, having due regard to the size, capacity and use of said stills.

Every coach or chariot, any sum not exceeding five dollars.

Every phaeton, coachee or four-wheeled chaise, with steel or iron springs, any sum not exceeding four dollars.

Every four-horse stage-wagon, any sum not exceeding five dollars.

Every two-horse stage-wagon, any sum not exceeding two dollars and fifty cents.

Every covered riding wagon, any sum not exceeding seventy-five cents.

Every two horse chair or curricule, with steel or iron springs, any sum not exceeding one dollar and fifty cents.

Every riding-chair, gig, sulky or pleasure wagon, any sum not exceeding seventy-five cents.

Every dearborn wagon, with steel, iron or wooden springs, any sum not exceeding seventy-five cents.

Every printing, bleaching and dyeing manufactory, any sum not exceeding ten dollars.

Every earthen or stone ware manufactory, any sum not exceeding seven dollars and fifty cents.

Every glass or porcelain manufactory, where glass or porcelain ware is manufactured for sale, any sum not exceeding ten dollars.

Every tobacco manufactory, other than snuff mills, conducted by steam, horse or water power, having due regard to the extent and capacity of the same, any sum not exceeding ten dollars.

Tax of single men.

Every single man, whether he lives with his parents or not, any sum not exceeding one dollar and fifty cents over and above the certainties made ratable by this act; if any single man be a householder he may at the discretion of the assessor, be taxed as other householders are liable by law to be taxed; *provided*, that nothing in this section shall be construed to subject any species of property to be taxed more than once; and that no property herein specifically mentioned as taxable, shall be subject to a tax as real estate.

Proviso.

Duties of assessor.

Sec. 5. *And be it enacted*, That it shall be the duty of every assessor to make and carry out, in his tax-book, and the duplicate thereof, a just and true valuation of all the real estate made liable by law; and that the amount of tax assessed in each township, city or borough, above what is raised from the certainties, shall be levied by a percentage upon such valuation.

Manner of assessing, levying and collecting.

Sec. 6. *And be it enacted*, That the said sum of forty thousand dollars shall be assessed, levied and collected in the manner prescribed in the act entitled "An Act concerning taxes," passed the tenth day of June, one thousand seven hundred and ninety-nine, and the several supplements thereto; and the several officers therein mentioned are hereby required to perform the several duties on them enjoined thereby, under the pains and penalties for neglect of duties imposed by said acts; and the assessors, collectors and other officers concerned in the assessment and collection of said tax, shall be entitled to the fees and compensation allowed by the before mentioned acts.

Fees of officers.

Act to take effect immediately.

Sec. 7. *And be it enacted*, That this act shall go into operation, and be in full force immediately after the passage thereof.

Passed March 11, 1842.

A SUPPLEMENT to the Act, entitled "An Act to create the County of Hudson."—Passed February twenty-second, one thousand eight hundred and forty.

Sec. 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the several Courts now directed by law to be holden in and for the county of Hudson, on the fourth Tuesday of April, the fourth Tuesday of July, the first Tuesday of October, and the fourth Tuesday of December, annually,—shall hereafter be held in and for the said county, on the second Tuesday of March, the first Tuesday of June, the third Tuesday of September, and the second Tuesday of December, annually.

Times of holding Courts in Hudson Co.

Sec. 2. *Be it enacted,* That the Courts now directed by law to be holden in and for the county of Bergen, on the third Tuesday of September—shall, hereafter be held in and for the said county, on the first Tuesday of October, annually.

Times of holding courts in Bergen Co.

Sec. 3. *Be it enacted,* That the several Courts of the County of Hudson, now by law directed to be held at the Lyceum Building, in Jersey City, may, when deemed necessary by the said Courts, or any of them, be held in such other place than the Lyceum Building, in Jersey City, as they may direct, until a Court House shall be built or procured for said county.

Courts, where to be held.

Sec. 4. *Be it enacted,* That the Sheriff of the county of Hudson shall be, and hereby is authorized, whenever he shall think it necessary for their safe keeping, to carry such prisoner or prisoners as may be committed to his custody, to, and confine them in the jail of the county of Essex; and the keeper of the said jail is hereby required to receive, and safely keep, every such prisoner so delivered to him in the same manner, and under the same penalties, as he is, or may be, by law required to keep and provide for the prisoners of the county of Essex, until such prisoners shall be demanded by the proper officer or officers of the said county of Hudson, or by other due and legal authority. And the said keeper shall be entitled to receive from the Board of Chosen Freeholders of the said county of Hudson, such fees and compensation for the support of the prisoners, so committed to the said jail as aforesaid, as are, or shall be allowed by the Board of Chosen Freeholders of the county of Essex.

Prisoners may be confined in Essex county jail.

Keeper to receive compensation.

Act, when to sections of this act, shall go into effect immediately take effect. after the passage thereof; and the first section, on the first day of May next.

Passed March 11, 1842.

AN ACT to establish a new township in the county of Mercer, to be called the township of Hamilton.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That all that part of the township of Nottingham, in the county of Mercer, which lies within the following limits, to wit: Beginning in the middle of the Delaware and Raritan Canal, where the same crosses the Assanpink creek, and in the middle of said creek, and following the middle of the said canal to the confluence thereof with Crosswicks creek, the dividing line between the counties of Mercer and Burlington, and to the middle of said creek, thence up the same, the several courses thereof, to the line between the counties of Monmouth and Mercer, thence along said line, and along the line between the said township of Nottingham and the township of East Windsor and West Windsor, in the said county of Mercer, to the middle of the Assanpink creek, thence down the said Assanpink creek, the several courses thereof, to the place of beginning, shall be and the same is hereby set off from the said township of Nottingham, and established into a separate township, to be known by the name of "The township of Hamilton in the county of Mercer."

Boundaries of the township of Hamilton.

Township of Hamilton incorporated.

Sec. 2. And be it enacted, That the inhabitants of the said township of Hamilton, shall be and they hereby are constituted a body politic and corporate and shall be styled and known by the name of "The inhabitants of the township of Hamilton in the county of Mercer;" and shall be entitled to all the rights, powers, authority, privileges and advantages, and subject to the same regulations, government and liabilities as the inhabitants of the other townships in the said county of Mercer are or may be entitled or subject to by the existing laws of the state.

Sec. 3. *And be it enacted*, That the inhabitants of the said township of Hamilton, shall hold their first annual town meeting, at the house now kept by John Ginglen, at Yardsville, in the said township of Hamilton, on the day appointed by law for holding the annual town meetings in the other townships in the said county of Mercer. Time & place of first annual town meeting

Sec. 4. *And be it enacted*, That all paupers who may be chargeable to the said township of Nottingham at the time when this act shall go into operation, shall thereafter be chargeable to, and supported by that township within the bounds of which they shall have acquired their settlements, respectively, or in which they may have resided at the time of acquiring their respective settlements; and all persons whose present settlements are in the said township of Nottingham, and who shall hereafter become chargeable as paupers, shall be supported by that one of the said townships of Nottingham and Hamilton, within the bounds of which they respectively resided, at the time of acquiring their respective settlements. Allotment of paupers to be maintained by each township.

Sec. 5. *And be it enacted*, That the township committees of the townships of Nottingham and Hamilton shall meet on the Monday next after the annual town meetings in the said townships of Nottingham and Hamilton, at the inn of Charles M. Warner, in the said township of Nottingham, at ten o'clock in the forenoon, and shall then and there, or as soon afterwards as may be, proceed by writing, signed by a majority of the members of each township committee, to allot and divide between the said townships all the property and moneys on hand or due, in proportion to the taxable property and rateables, as valued and assessed by the assessor, within the respective limits of the said townships at the last assessment; and the inhabitants of the said township of Hamilton shall be liable to pay their just proportion of the debts, if any there be, and to support and maintain the paupers so allotted to them; and if any of the persons composing either of the town committees should neglect or refuse to meet as aforesaid, those assembled may proceed to make the said division, and the decision of a majority of those present shall be final and conclusive; Time & mode of division of property and pay't of debts *provided*, that it shall and may be lawful to adjourn the above meeting to such time and place as a majority of those assembled as aforesaid may think proper. Proviso.

Sec. 6. *And be it enacted*, That nothing in this act contained shall be construed to impair, or in any wise affect the rights of said township of Hamilton of, in and to any portion of the surplus revenue of the general government Rights of new township to portion of surplus revenue not to be affected.

to which the said township may now or at any time hereafter be entitled, in the distribution of said surplus revenue.

Act, when to  
take effect.

Sec. 7. *And be it enacted*, That this act shall take effect on the second Monday in April next, and not before.

Passed March 11, 1842.

—o—

SUPPLEMENT to an Act entitled "An Act to prevent frauds by incorporated companies," passed February sixteen, eighteen hundred and twenty-nine.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That whenever receivers or trustees, appointed or to be appointed, by virtue of the act to which this is a supplement, for the creditors and stockholders of any company, shall have charge of any canal, rail road, turnpike or other work of a public nature, in which the value of the work is dependent upon the franchise, and in the continuance of which the public as well as the corporators and creditors of such company have an interest, it shall be lawful for such receivers or trustees to sell or lease the principal work for the construction whereof the said company were incorporated, together with all the chartered rights, privileges and franchises, belonging to said company and appertaining to such principal work; and the purchaser or purchasers, lessee or lessees of such principal work, chartered rights, privileges and franchises, shall thereafter hold, use, and enjoy the same, during the whole of the residue of the term limited in the charter of said company, or during the term in such lease specified, in as full and ample a manner as the stockholders of such company could or might have used and enjoyed the same—subject, however, to all the restrictions, limitations, and conditions, contained in such charter. *Provided*, that nothing herein contained shall be so construed as to apply to, or in any wise affect "The Morris Canal and Banking Company," or any other corporation authorized by law to exercise banking privileges.

Receivers  
authorized to  
sell chartered  
rights, &c. in  
certain cases.

Proviso.

Act to take  
effect immediately.

Sec. 2. *And be it enacted*, That this act shall go into operation immediately on the passage thereof.

Passed March 11, 1842.

A SUPPLEMENT to the act entitled "An Act incorporating the inhabitants of townships—designating their powers, and regulating their meetings," passed the twenty-first day of February, seventeen hundred and ninety-eight.

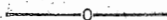
SEC. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That from and after the fourth day of July next, the oath required to be taken by every assessor, under the nineteenth section of the act hereby amended, shall be in the following form: Assessors to take an oath.

"I \_\_\_\_\_ do solemnly and sincerely promise and swear (or affirm,) that I will truly, faithfully, honestly and impartially value and assess the ratable estates in the township of \_\_\_\_\_ in the county of \_\_\_\_\_ and that in making such valuations and assessments, I will, to the best of my knowledge and judgment, observe the directions of the law respecting the same; and that I will make a true return of all such assessments to the board of assessors, at their meeting, required to be held on the first Monday of September by the third section of "An Act concerning taxes," passed the tenth day of June, seventeen hundred and ninety-nine." Form of oath.

SEC. 2. And be it enacted, That the board of assessors of the several counties shall annually make nett abstracts of ratables for their respective counties from the assessments so returned. Board of Assessors to make annual abstract of ratables.

SEC. 3. And be it enacted, That so much of the nineteenth section of the act hereby amended, as prescribes the form of the oath to be taken by assessors, be and the same is hereby repealed. Part of former act repealed.

Passed March 11, 1842.



AN ACT to authorize Nathan Auten, of the county of Somerset, to sell certain Real Estate.

WHEREAS, Thomas Auten, by deed dated the first of January, eighteen hundred and thirty-one, conveyed to Nathan Auten, about seventy-one acres of land, situate in

the township of Warren in said county ; which deed contains the following clause, to wit :—

WHEREAS, the said Thomas Auten, lately, to wit : on the 10th day of March, 1830, purchased at the marshal's sales of the real estate of Robert Arnold, sold at the suit of the United States, two certain lots of land, situate in the township of Warren, in the possession of Nathan Coon, for the purpose and intention that said lots shall be employed by their rents, issues and profits, to the support and maintenance of William Arnold, an idiot, aged about thirty years, said to be the natural son of the said Robert Arnold, and in charge of said Nathan Coon ; and further, it was set forth in said deed that said Nathan Auten should hold the said lands in trust, and apply the profits to the support of said idiot ; and if the profits should not be sufficient, the said trustee was authorized to sell so much of said lands as might be necessary, &c. : that the lands remaining unsold at the death of said idiot to be employed by said trustee for the benefit, support and comfort of the said Nathan Coon and Mary his wife, during their lives ; AND WHEREAS, it appears that the said idiot is dead, leaving about thirty-three acres of land unsold ; that the rents, issues and profits are insufficient to support the said Nathan Coon and wife ; and that they have petitioned the legislature for a law authorizing said trustee to make sale of the remainder of said land :—Therefore,

Preamble.

SEC. 1. BE IT ENACTED by the Council and General Assembly of *this State, and it is hereby enacted by the authority of the same,* That the said Nathan Auten be and he is hereby authorized and empowered to make sale at public vendue, of the said lands, (giving notice thereof, as is required to be given by administrators, in cases of sales of real estate,) and to make a good and sufficient title and titles for the same.

Nathan Auten authorized to sell certain lands.

SEC. 2. *And be it enacted,* That before said trustee shall make sale of said real estate, he shall enter into bond to the governor of this state, with such sureties and in such sum as the judges of the Orphans' Court of the county of Somerset shall determine ; conditioned for the faithful performance of the trust assigned him by this act ; which bond shall be filed in the surrogate's office of said county.

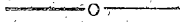
Trustee to give bond to Governor.

Proceeds of sale, how to be applied.

SEC. 3. *And be it enacted,* That it shall be and is hereby made the duty of the said trustee to apply the money arising from the sale of said real estate, to and for the support of the said Nathan Coon and Mary his wife, during their lives and the life of the survivor, (after deducting the necessary costs and charges arising from the execution of this trust.)

Sec. 4. *And be it enacted,* That the said trustee shall be liable to be cited before said Orphans' Court, by any person interested in said matter. Trustee may be cited before Orphans' Court.

Passed March 11, 1842.



### AN ACT to defray Incidental Expenses.

Sec. 1. *BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That it shall be lawful for the treasurer of this state, to pay to the several persons hereinafter named, the following sums, viz:— Certain incidental charges directed to be paid.

1. To William Marseilles, for repairs to government house and premises, eleven dollars and thirty-six cents.

2. To Charles Scott, for binding laws, twenty-eight dollars and seventy-five cents.

3. To Jonathan Cook, for wood for state house, twelve dollars and seventy-five cents.

4. To Samuel R. Hamilton, for postage as Quarter Master General and carting arms to state arsenal, by Edward Davis, Washington Reed, and William A. Green, and William A. Taylor, thirteen dollars and thirty cents.

5. To Clemens & Baker, for sundries to state arsenal, four dollars sixty-eight cents.

6. To Daniel Baker, for services of extra hands at state arsenal, ten dollars.

7. To William Grant, junior, for work done at state arsenal, four dollars twelve cents.

8. To Blackfan & Wilkinson, for lumber for state arsenal, nine dollars and thirty-five cents.

9. To Jonathan S. Fish, for coal for state arsenal, sixteen dollars and twenty-five cents.

10. To Thomas Upton, for stove for state arsenal, five dollars and ninety cents.

11. To S. & J. G. Brearley, for sundries for state arsenal, nine dollars and sixty-seven cents.

12. To Jonathan S. Fish, for coal for state house, one hundred and six dollars and twenty-five cents.

13. To Isaac Southard, Treasurer, for expenses, packing Laws, Supreme Court Reports, Journals of Council, Minutes.

of Legislature, United States Laws, and for extra travelling expenses, to obtain loans, to receive interest on loans, dividends on stock, &c. and for office rent, &c. one hundred and fifty-seven dollars and six cents.

14. To George M. Furman, for care of assembly room and sundries for same, forty one dollars and eighty-seven cents.

15. To Reuben Betchel, for two dozen chairs for chancery room, nineteen dollars.

16. To Samuel R. Gummere, for books, desks and stools for chancery office, ninety-eight dollars and fifty cents.

17. To Jasper Scott, for materials and work to the government house, nine dollars and eighty-seven cents.

18. To Fish, Green & Company, for materials to repair government house, forty-two dollars and eighty-seven cents.

19. To Sylvester Van Sickle, for cushioning chairs and upholstering clerk's desk, nine dollars.

20. To Daniel Fenton, for books and stationery for office of Secretary of State, eight dollars and thirteen cents.

21. To Bird & Weld, for work done to press and seals, making stamp, &c. at Secretary of State's office, eighteen dollars and fifty cents.

22. To Isaac Dunn, for work done at Secretary of State's office, nine dollars.

23. To Reuben Betchel, for painting chairs at office of Secretary of State, three dollars.

24. To Thomas Upton, for stove pipe and work done at the furnaces for state house, forty-seven dollars and eighty eight cents.

25. To F. R. Lafaucherie, for sundries furnished for state house, twenty-three dollars and ninety two cents.

26. To V. T. Brownere, for Map and Gazetteer of the United States, for Secretary of State's office, ten dollars.

27. To W. W. Norcross, for candles for Assembly, forty-one dollars and ninety-five cents.

28. To McCoy & Weart, for use of carriage and horse for committee on state prison accounts, six dollars.

29. To John McKelway, for copy of the census of this state, as filed in Joseph C. Potts' office, District Clerk, ten dollars.

30. To S. & J. G. Brearley, for sundries, for government house, nineteen dollars and eighty-nine cents.

31. To Enoch W. Green, for work and materials, making new desks, tables, &c. for the Assembly room, sixty-nine dollars and four cents.

32. To George W. Howell, for mason repairs in Council chamber, two dollars.

33. To Morris, Tasker & Morris, (Philadelphia,) for examining and furnishing materials for the heating furnaces of the state house, by order of the legislature, thirty-three dollars and eighty-seven cents.

34. To Union Transportation Line, for freight of cannon from New-Brunswick to Trenton, ten dollars.

35. To Charles C. Yard, for sundries for state library, five dollars and ninety cents.

36. To J. R. S. & W. S. Barnes, for hardware for Secretary's office and state house, and stationery for Council, twenty-four dollars and forty-seven cents.

37. To Philip J. Gray, for advertising Court of Appeals, &c. ten dollars.

38. To William Hancock, for repairs done to heating apparatus in state house, nine dollars and seventy-five cents.

39. To Samuel Prior, jr. for indexing Votes and Proceedings, and stationery for the House of Assembly, three hundred and forty-five dollars.

40. To Daniel Fenton, for balance on stationery for 1841, thirteen dollars and thirty-five cents.

41. To Jonathan Steward, for stationery for Council and state offices, one hundred and forty-five dollars and sixty cents.

42. To H. Canfield, for sundries for Council, eight dollars and ninety cents.

43. To Charles Scott, for journal for Council, seven dollars.

44. To William D'Hart, for stationery for Council, three dollars and thirty-seven cents.

45. To H. C. Boswell, for ink for Council, one dollar twenty-five cents.

46. To W. W. Norcross, for candles and sundries for Council, sixty-two dollars and forty-seven cents.

47. To Sherman & Harron, for printing for legislature, eight hundred four dollars and ninety-four cents.

48. To James T. Sherman, for forty copies of Sitgreave's Manual, sixty dollars.

49. To Sherman & Harron, for printing report of the Trustees of the School Fund, one hundred and two dollars fifty-four cents.

50. To Justice & Mills, for printing for Council, four hundred and six dollars.

51. To Joseph Justice, for publishing laws, &c. forty-two dollars and six cents.

52. To Joseph Justice, for stationery for Council, twelve dollars and thirty-eight cents.

53. To Phillips & Boswell, for printing blanks, &c. for Secretary's office, eighty-four dollars.

54. To Phillips & Boswell, for balance on current printing, eleven dollars ninety cents.

55. To Staten Jefferies, for work done to state-house, one dollar eighty-two cents.

56. To David Witherup, for work done to state-house, eight dollars and six cents.

57. To Wm. A. Benjamin, for serving subpœnas in the matter of the complaint of George Titman against William R. Sharpe, a Justice of the Peace in and for the county of Warren, for alleged official misconduct, and for horse hire, travelling expenses, &c. forty-five dollars.

58. To the following persons for attendance before the Committee of the House of Assembly, at Trenton, as witnesses, and for travelling fees in the said matter of complaint against the said William R. Sharp, to wit :

To Robert Shay, nine dollars.

To John Stute, nine dollars.

To Alfred Boulby, nine dollars.

To Eben Owen, nine dollars.

To Frederick Searles, nine dollars.

To Richard Dell, nine dollars.

To Benjamin Jay, nine dollars.

To John Shay, nine dollars.

To Philip Cyphers, nine dollars.

To John Cole, nine dollars.

To George Titman, nine dollars.

To William M. Deldine, nine dollars.

To John Wilson, Jr. nine dollars.

To Peter P. Campbell, nine dollars.

To John Hull, nine dollars.

To Daniel Pittinger, nine dollars.

To Jacob Sharp, nine dollars.

To George Green, nine dollars.

To Benjamin Shackleton, nine dollars.

To Emmer K. Adams, nine dollars.

To Jacob Corson, nine dollars.

To Henry McMiller, nine dollars.

To William Tway, six dollars.

To John F. Klein, one dollar.

To Isaac Wildreck, eight dollars.

59. To Robert E. Horner, for stationery for Council, twenty-one dollars and seventy-five cents.

Passed March 11, 1842.

AN ACT to enable the Owners and Possessors of the Meadow and Marsh Lands adjoining the creek commonly called Crom-kill, in the county of Hudson, to erect and maintain banks, dykes, dams and water works sufficient to prevent the tide from overflowing the same.

Sec. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That it shall and may be lawful for the owners and possessors of the meadow and marsh lands lying on and adjoining the creek commonly called Crom-kill, in the county of Hudson, and north of the causeway leading to the island of Seacaucus, and between that island and New Durham, extending as far as the northerly point of the Cedar Swamp, on said island of Seacaucus, in the county of Hudson; which owners and possessors shall be denominated and known by the name of the "Crom-kill Meadow Company;" immediately, or as soon as they may deem it expedient, after the passage of this act, to call a meeting, by giving at least ten days' notice of the time and place of holding the same, by advertisements set up in five or more public places in the township of Bergen, and by causing the same to be published in the Jersey City Advertiser and Hudson Republican, or a newspaper printed and published at Jersey City, in said county, at least two weeks previous to the said time; and yearly thereafter, on the day next following the annual town-meeting of every year; every future meeting to be held at such place as may, by a majority of the votes of the owners or possessors present at the meeting, be appointed; and on failure of such appointment, then at the place where the last meeting was held, then and there, by a majority of the votes of the said owners or possessors present, personally or by proxy, as by law hereinafter prescribed, to choose out of the owners or possessors one clerk and three managers for the ensuing year, or until others be chosen in their places: it being the intent and meaning of this act, that the officers chosen at the first meeting of the said company, shall be elected to serve until the day next following the annual town meeting next after the said election, and until others are chosen in their places; and in case of death, removal, inability or refusal of the said officers, or either of them, to serve, it shall be lawful for any three of the owners or possessors, by public advertisements under their hands, set up in five of the most public places in the township of Ber-

Boundaries of meadow and marsh lands.

Time & mode of electing Officers.

Vacancies, how supplied

gen, and by causing the same to be inserted in the Jersey City Advertiser & Hudson Republican, or a newspaper printed and published at Jersey City, at least two weeks previous to the said time, to call a meeting of the said owners and possessors at the place where the last annual meeting was held; and there and then, by majority of the votes as hereinafter ordered, choose one or more managers or clerk, as the case may require, who shall serve until the next annual meeting, or until others are chosen in their stead; and the clerk so chosen shall, at the expense of the owners keep a book, and shall see that the names of all the owners and possessors, for the time being, are entered therein, and make fair entries of all their proceedings at their meetings, and all such other entries, from time to time, as may be necessary for the well ordering of their affairs, and shall also make out duplicates of all assessments.

Duties of clerk.

Commissioners to cause survey to be made.

Sec. 2. *And be it enacted*, That James G. King, Abel I. Smith and Mitchel Saunier, of the said county of Hudson, be and are hereby appointed commissioners, who, or a majority of whom, shall at any time after the passage of this act, after giving ten days' notice, by advertising the time and place of their meeting in three of the most public places in the neighborhood of said premises, cause a survey to be made of the exterior limits or boundaries of the said meadow and marsh lands, at such place or places as to them, or a majority of them, shall seem expedient; and a return, together with a plot or map to be made, showing the quantity contained in the said survey, and the number of acres held by each person, as nearly as practicable, which shall be given to the said managers, and shall remain in their possession during their continuance in office, and upon expiration of such time, be delivered to their successors in office, and shall be received on all occasions as evidence of each owner's or possessor's quantity of acres; and all assessments and votes shall be made and given according thereto, until a new measure and valuation of said meadow and marsh shall be made as is hereinafter directed; and the said commissioners shall locate, point out and direct, by monuments or otherwise, the place or places where all the banks, dykes, dams, flood-gates, sluices and every work necessary and proper to reclaim and keep the tide out of the said meadow and marsh shall be erected, directing the whole or any part of the said Crom-kill to be left open or not, or a dam to be made at any place across the same, at their discretion.

To fix upon the proper place for the erection of dams, dykes, &c.

Owners to furnish commissioners with an account of the number of acres they possess.

Sec. 3. *And be it enacted*, That each owner or possessor shall, when so requested, by either of the said commissioners, furnish them with a statement in writing, containing a correct account of the number of acres he or she owns or possesses within the said survey; and if any refuse or neglect so to do,

then the said commissioners shall report the quantity which they shall suppose him, her or them to possess, upon due inquiry.

Sec. 4. *And be it enacted,* That in case of the death, removal, inability, refusal or neglect to serve of all or either of the said commissioners, it shall be lawful for the said owners or possessors, or any three of them, to call a meeting of the said company in the neighborhood of the said premises, by giving notice in the manner prescribed by the first section of this act, to choose one or more judicious, disinterested person or persons, as the case may require, to supply the vacancy or vacancies so occasioned.

New commissioners to supply vacancy—  
How appointed.

Sec. 5. *And be it enacted,* That in all cases of an election of officers or for other purposes, excepting for commissioners as above specified, the mode of voting shall be in person or by proxy, in writing duly executed, or by guardian for his or her ward or wards, in the following ratio: every person owning or possessing ten acres, or any quantity less than ten acres, shall be entitled to one vote, and every one owning or possessing ten acres and not exceeding thirty acres, one vote for every ten acres, and one vote for every additional twenty acres, though not in all to exceed ten votes in his own right; and all joint tenants and tenants in common, and each owner thereof, shall be entitled to vote in like manner as aforesaid, to the extent of his or her individual interest; *provided,* that no person claiming a vote or votes at any election as aforesaid, as a possessor, shall be entitled to a vote unless he shall have been such possessor for at least three months next preceding such election; this proviso not, however, to affect the rights of the bona fide owner.

Regulations respecting elections for officers, &c.

Sec. 6. *And be it enacted,* That it shall be the duty of the managers, and they are hereby authorized and empowered by contract or otherwise, to erect, cast up, make and complete good and sufficient banks, dykes, dams, flood-gates, sluices, and every other work necessary and proper to keep out the tide, at such place or places as the aforesaid commissioners shall direct, and dig and take for the purposes aforesaid, any earth, mud or sod, in any part of the said meadow and marsh land, the most convenient and least detrimental to the owners thereof; and, also, to purchase materials and employ artificers to make and construct the works aforesaid, and to have free ingress and egress for themselves and their teams through any part thereof; and the said managers shall dig open and clean out all such main sluice, races and water courses as far up as the commissioners hereafter to be chosen shall direct, to be kept at all times open and clear, of such width and depth as to give the water a sufficient fall off said meadows; and all line ditches necessary for draining the said meadows, shall be dug and

Powers and duties of managers.

kept open agreeably to the directions of the said managers by and at the expense of the owners of the soil adjoining; and if any of the said owners shall refuse or neglect to dig or cleanse their proportion of such line ditches, or clean out their own particular ditches for thirty days after orders for that purpose have been given in writing to the said owner or possessor thereof, by the managers or any two of them, it shall and may be lawful for any person or persons injured thereby, to enter upon the premises and dig or cleanse such ditches, and recover the costs and expenses by an action of debt against the person or persons whose duty it was to have performed the same in manner aforesaid.

**Owners to be assessed for payment of expenses.** Sec. 7. *And be it enacted*, That it shall be the duty of the said managers, and they are hereby authorized and empowered to assess and collect from the several owners or possessors of the meadow and marsh within the bounds of the commissioners' survey, all such sum or sums of money as the said owners or possessors, by majority of votes as heretofore directed, shall order and direct to be raised for the purpose of defraying the expenses of erecting and maintaining the banks, dykes, dams and works aforesaid, ratably, in proportion to the quantity each owner may have, the first assessment not to exceed ten dollars per acre on all the meadow and marsh included in the above survey.

**Remedy for delinquencies in payment of assessments.** Sec. 8. *And be it enacted*, That if any of the said owners or possessors shall neglect or refuse to pay any sum or sums of money assessed as aforesaid, for the space of thirty days after notice to him, her or them given or left at their usual place of abode, if residing in the county of Hudson, or by advertisements set up in five of the most public places in the county of Hudson, for the same space of time if not residing in said county, by either of the said managers, in the name of "The Crom-kill Meadow Company," to recover the amount thereof in an action of debt, in any court having cognizance thereof, and to give the said assessment and this act in evidence; and on proof of such notice having been given as aforesaid, the court in which such action may be brought, shall give judgment for the sum assessed, or so much thereof as appears to be due, with costs of suit.

**Lands to be a pledge for payment of money expended.** Sec. 9. *And be it enacted*, That for the security of moneys expended, or to be expended or assessed by virtue of this act, all the meadow and marsh that shall be included by the said bank or dyke, and within the commissioners' survey, shall be a pledge for the payment thereof into whose hands the same may come, notwithstanding any judgment, execution, sale or alienation thereof; *provided*, that no other property of the defendant,

**Proviso.**

except the said meadow and the produce thereof, shall be in any way liable for any such assessment; and the said managers may, for the recovery of the sum or sums of money so assessed, enter and take the rents, issues and profits thereof, or sell and dispose of the grass, hay or grain thereon, or may sell by public vendue, for a year or term of years, the meadow and marsh of each delinquent, and make a good and valid lease for the same during such term, taking care to sell the same for the shortest period of time that will liquidate the so unpaid sum or sums, with costs and expenses; and it shall be the duty of the managers, or a majority of them, to give at least twenty days' notice of the time and place of such sale, by advertisements in five of the most public places in the county of Hudson; and by causing the same to be inserted in a newspaper published nearest the premises, before they proceed to enter on, lease or sell the property of any delinquent.

Money, how collected.

Sec. 10. *And be it enacted*, That as soon as the banks, dykes, sluices and other works shall be completed, the said managers shall call a general meeting of the company, by giving fifteen days' public notice thereof, by advertising in the manner prescribed in the ninth section of this act, setting forth the time and place of meeting: and the owners and possessors shall when met, by majority of their votes as heretofore directed, choose three judicious, disinterested persons as commissioners, who, or a majority of whom, after notification of their election, shall view the said premises, and cause each owner's or possessor's share to be strictly measured, and a correct plot or map to be made, exhibiting the number of acres held by each; and also, make a new valuation of the same, having regard to quantity and quality; and their map, report and valuation, under their hands, or under the hands of a majority of them in writing, shall be given to the managers, and shall remain in their possession during their continuance in office; and at the expiration of such term be delivered to their successors, and shall be entered in the clerk's book, and received as evidence of each owner's quantity of acres, and the value each lot is rated at; and all future assessments shall be made in proportion thereto.

Commissioners to cause survey and map to be made of each owner's share.

Sec. 11. *And be it enacted*, That if it shall appear after the measurement and valuation aforesaid, that some of the said owners or possessors have paid more than their ratable proportion of taxes to defray the preceding expenses, then the said managers shall assess the same upon those who have not paid their ratable proportion, in such manner as shall to them appear just and equitable, and refund to each individual the sum or sums by him or her overpaid, with interest; and if the sluices or other water works to be laid in said bank shall require new

Proceedings in case of over assessment.

Damages,  
how assessed  
and paid.

sluice-races to be dug through any lots of said meadow or marsh, and not passing along the line thereof, it shall be the duty of the commissioners appointed by the tenth section of this act, to assess the damages each owner or possessor may have sustained in consequence thereof, and deliver to the said managers their assessment in writing, under their hands, or the hands of a majority of them; which said damages so assessed shall be paid by the managers, for the time being, to the person or persons so injured, out of the common stock of the company.

Special meet-  
ings how  
called.

Sec. 12. *And be it enacted,* That whenever the managers, or a majority of them deem it necessary to call a special meeting of the company, they shall give at least ten days' notice thereof to its members, by advertisements, in the manner prescribed by the ninth section of this act, designating the time, place and object of such meeting.

Compensa-  
tion to com-  
missioners.

Sec. 13. *And be it enacted,* That the commissioners appointed by the second and tenth sections of this act, shall receive from the managers one dollar per day for every day they, or either of them, respectively, shall be employed in discharging any of the duties herein enjoined, all other aids and assistants by them employed, such compensation as the said commissioners shall deem equitable and just, to be paid by the managers, for the time being, out of the funds of the said company; and the fees, wages, or remuneration of all the officers chosen or to be chosen by the said meadow holders, shall be fixed and determined by a majority of the votes of said company, at its annual meeting.

Books of ac-  
counts to be  
kept and ex-  
hibited an-  
nually.

Sec. 14. *And be it enacted,* That the said managers shall provide, at the expense of the said company, a suitable book, in which shall be entered all their proceedings, and a just and true account of all moneys they may receive and expend; and shall at every annual meeting exhibit the same, with vouchers to the said company, and shall deliver the balance, if any there be in their hands, together with the said books, and all the other papers of the said company, to their successors in office; and the said managers shall be accountable for any moneys remaining in their hands, at the end of every year; and if the said managers refuse to pay over such balance to their successors, then and in that case, their successors in office shall sue for and recover the same in an action of debt, with costs, in any court of competent jurisdiction.

Penalty for  
injuring dams  
or works.

Sec. 15. *And be it enacted,* That if any person or persons shall wilfully damage or injure the said banks, dykes, dams, sluices, gates, or any of the water works constructed, as heretofore directed, he, she or they shall for every such offence forfeit and pay fifty dollars, to be recovered, in action of debt, with costs, before any justice of the peace of any county in

State; and shall be further liable to pay all damages that may in any case arise from such injury, to be recovered in an action of trespass, in any court having cognizance thereof, with costs of suit; and the managers for the time being, are hereby enjoined and authorized, to prosecute said action or actions, in the name of the said company, and to apply the money so recovered and received to repairing the works.

Passed March 11, 1842.

—o—

AN ACT to authorize the sale of certain Real Estate whereof Ann White, late of the county of Monmouth, deceased, died seized.

WHEREAS, it is represented by the petition of Isaac P. White, that Ann White, late of the county of Monmouth, deceased, died seized and possessed of a certain lot or parcel of land, situate in the township of Shrewsbury, in the said county, without having made any last will or testament, and leaving the above named petitioner and Henry B. White, Eseck T. White, and Margaret Butcher and Elizabeth Butcher, children of Harriet Butcher, a deceased daughter of the said Ann White, deceased, her heirs at law—that letters of administration of the personal estate of the said deceased were granted in due form to the above named petitioner—that the said Henry B. White and Eseck T. White have since died, the former leaving his two sons Eseck White and John B. White, minors, his heirs at law, and the latter leaving his widow Elizabeth H. White, who hath signified her assent to the passage of the law above mentioned—that the above named petitioner is now the Guardian of the children of the said Henry B. White and Margaret Butcher, deceased, and that the said premises cannot be divided without great sacrifice of the value thereof, and that the same cannot now rent for the interest of the proper value thereof—and it appearing to be the interest of the parties that the same should be sold, and due notice of this application having been given, and no cause appearing to the contrary :—  
Therefore,

SEC. 1. BE IT ENACTED by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same, That the said Isaac P. White, Guardian as

Guardian authorized to sell real estate.

aforesaid be, and he is hereby authorized and empowered to sell the said premises, at public vendue, to the highest bidder, first giving thirty days notice of the time and place of said sale in one of the public newspapers printed and circulated in said county of Monmouth, and also by hand-bills set up for the like space of time in at least ten of the most public places in the neighborhood of the said property previous to the day of sale, and when sold, to make, execute and deliver, in his own name as guardian as aforesaid, good legal and sufficient deed or deeds therefor to the purchaser or purchasers thereof; which said deed or deeds shall convey to and vest in the purchaser or purchasers of the said real estate all the right, title and interest of the said Ann White therein at the time of her decease.

Interest vested in purchaser.

Sec. 2. *And be it enacted*, That the said Guardian shall keep a fair, full and just account of the proceeds of the sale or sales made by virtue of this Act and of the costs and expenses thereof, and shall exhibit the said account under oath or affirmation to the Orphans' Court of the county of Monmouth within six months after such sale or sales shall be made, to be approved by the said court and filed in the surrogate's office of the said county, and the said Isaac P. White, Guardian as aforesaid, after deducting from the proceeds of the said sale or sales, all necessary costs and expenses and such reasonable commissions as shall be allowed by the said court, shall invest the residue thereof under the direction of the said Orphans' Court of the county of Monmouth, for the benefit of the parties interested therein according to their respective rights.

Account of sales to be filed in Surrogate's office of Monmouth.

Guardian to give bond to Ordinary.

Sec. 3. *And be it enacted*, That the said Guardian before entering upon the execution of the trust reposed in him by this act, shall enter into bond to the Ordinary of this State, in such sum and with such security as the said Orphans' Court shall approve, conditioned for the faithful performance of the said trust, which bond shall be filed in the Prerogative Office of this State; and in case the said bond shall become forfeited, it shall and may be lawful for the Governor of this State for the time being, to order the same to be prosecuted at the request and for the benefit, and at the proper costs and charges of the person or persons aggrieved by such forfeiture.

Sale not to impair rights of persons other than heirs.

Sec. 4. *And be it enacted*, That no sale or conveyance made by virtue of this act, shall impair or in any wise affect the rights or interests of any person or persons whatever, other than the heirs at law of the said Ann White, deceased, or those claiming under them or either of them.

Passed March 12, 1842.

## JOINT RESOLUTIONS.

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RESOLVED *by the Council and General Assembly of this State,*  
That the Inspectors of the State Prison be authorized to purchase a Library, at a cost not to exceed one hundred dollars, to be placed under the care and direction of the keeper, for the use of the prisoners of said prison, to be paid by the treasurer of this state, out of any moneys not otherwise appropriated, on a draft drawn by said inspectors.

Inspectors of  
State Prison  
authorized to  
purchase a  
library.

Passed January 14, 1842.

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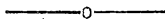
WHEREAS, agriculture is the great and paramount interest of this country, with which all the other great interests of the country are intimately connected; AND WHEREAS, Great Britain, France and other European nations, by enormous duties and other prohibitory restrictions, interdict the reception into their ports of many of our agricultural products, while their silks, wines, brandy, iron, cotton, woollen and other manufactures are admitted into this country at such low rates of duty as to induce excessive importations, and cause the export of large sums of coin, on which the circulating medium of this country is based, which rates do not afford sufficient revenue for the support of the General Government, and to put the country in such a state of defence as the exigencies of the times and the aspect of our foreign relations seem to require; AND WHEREAS, it is our deliberate opinion, that so long as foreign nations refuse a fair and reciprocal exchange of products, our commercial relations with them must be unequal and injurious to us; and that the proper remedy for this evil, from which our country is now suf-

Preamble.

fering greatly, is the imposition of such duties on imports as will countervail the injurious restrictions on our exports, give sufficient revenue for the support of government and national defence, and sustain and protect those manufacturing establishments, which the former policy of our government has built up, and which afford to the agriculturalists of the grain and provision producing states, the best and chief market for their products:—  
Therefore,

RESOLVED by the Council and General Assembly of this State, That the Senators and Representatives of this State in Congress, be requested to use their utmost exertions to procure such a revision of the tariff laws, as shall impose sufficient duties to effect these objects; and especially to afford, by discriminating duties, adequate protection to the various branches of the manufactures of this State and of the United States; and that a copy hereof be transmitted to the Governor of each of the several States of the Union, with a request that he will cause the same to be laid before the Legislatures thereof; and also to each of the Senators and Representatives of this State in Congress.

Passed February 11, 1842.



RESOLVED by the Council and General Assembly of this State, That the Treasurer of this State be authorized and directed to receive from the New-Jersey Rail Road and Transportation Company, the sum of eight cents for every passenger, and the sum of twelve cents for every ton of goods, wares, or merchandise transported, or to be transported on the said Company's Rail Road, from the southern termination thereof in the city of New-Brunswick to Jersey City, or from Jersey City to the said southern termination, in full satisfaction of all claims for tax or transit duties of the State against said Company, under and by virtue of the act incorporating the same, until the expiration of five years from the first day of January, one thousand eight hundred and thirty-nine, when in addition to the said transit duties, he shall receive and collect yearly and every year, from the said Company, "a tax of one-quarter of one per cent upon their capital stock paid in;" and after the expiration of ten years, from the said first day of January, eighteen hundred and thirty-nine, "a tax of one-half of one per cent upon the true amount of the capital stock of said company.

Passed March 4, 1842.

Senators and Representatives requested to endeavor to procure a revision of the tariff laws

Amount of transit duties to be paid by N. Jersey R.R. & Trans. Co.

Additional tax after expiration of certain time.

WHEREAS, the attention of the Legislature has been called by his Excellency the Governor, to a difference of opinion existing between the Treasurer of this State, and The Delaware and Raritan Canal, and the Camden and Amboy Rail Road and Transportation Companies, in regard to the construction of certain provisions in the charter of the said Companies:—Therefore,

Preamble.

BE IT RESOLVED by the Council and General Assembly of this State, That the Treasurer of this State be directed to require from the Delaware and Raritan Canal and Camden and Amboy Rail Road and Transportation Companies the payment of a transit duty of ten cents for every passenger, and fifteen cents for every ton of goods, wares and merchandise heretofore transported, and ten cents for every passenger, and fifteen cents for every ton of goods, wares and merchandise hereafter to be transported on any rail road or rail roads, belonging to the said Companies, from Camden, Burlington, Bordentown, the Trenton Delaware Bridge, the City of Trenton, or any other point or place on the Delaware River, to South Amboy, the City of New-Brunswick, or any other point or place on the Raritan river or bay, and from South Amboy, the city of New-Brunswick or any other point or place on the Raritan river or bay to the City of Trenton, the Trenton Delaware bridge, Bordentown, Burlington, Camden, or any other point or place on the Delaware river, and that upon the payment thereof, the Treasurer be authorized and instructed to compute the yearly amount of all such transit duties so far as the same may be needed for that purpose as part of the sum of thirty thousand dollars mentioned in the third section of the supplement to the act relative to the said Companies, passed March second, one thousand eight hundred and thirty-two. *Provided*, that the said Companies shall furnish said Treasurer, at his request, with the quarterly returns of all passengers, goods, wares and merchandise, heretofore transported upon the several rail roads of said Companies from and to the various points or places above named in this resolution, and that hereafter similar returns shall be made quarterly by the said Companies to the Treasurer of this State as required by law.

Amount of transit duties to be paid by Companies.

Proviso.

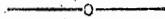
*And be it Resolved*, That the foregoing resolution shall be deemed and taken as the true construction of the several acts and supplemental acts now in force which relate to the transit duties payable to the State from the rail roads belonging to the said Companies, and that the said resolution

Resolution,  
when to take  
effect.

shall not go into effect, further than the same may be directory to the Treasurer of this State, until the said Delaware and Raritan Canal Company and the Camden and Amboy Rail Road and Transportation Company shall respectively certify their acceptance of the above stated resolution under the hands of the President and Secretary, and the corporate seals of the said Companies respectively, and file the same in the office of the Secretary of State as evidence of their assent to the terms and provisions of the said resolution: *Provided*, if the said United Companies shall hereafter signify their acceptance of a supplemental act entitled "An additional supplement to the act entitled an act relative to the Delaware and Raritan Canal and the Camden and Amboy Rail Road and Transportation Companies, passed March fifteenth, eighteen hundred and thirty seven, the Treasurer of this State shall receive and collect from the said Companies, the one half of any sum over three dollars, they may charge for each passenger, carried on any of the Rail Roads of the said Companies to and from the cities of New-York and Philadelphia, in addition to the transit duties before mentioned, agreeably to the first section of the last mentioned act.

Proviso.

Passed March 10, 1842.



Preamble.

WHEREAS, it appears to the legislature, that the number of the Insane Poor in this state is very large, and is continually increasing; AND WHEREAS, the present method of supporting them at public charge, by confining them in alms houses or in county gaols, is inhuman and expensive, and has no tendency to alleviate their sufferings or promote their recovery; AND WHEREAS, the establishment of a State Lunatic Asylum, with suitable provisions for the comfort and medical treatment of these unfortunate persons is demanded by the wishes of a large portion of the people of New-Jersey, and by the dictates of humanity, and of enlightened public economy; AND WHEREAS, it is desirable previous to the establishment of such an institution, that a commission should be appointed to investigate certain preliminary matters which may affect the final action of the legislature:—Therefore,

BE IT RESOLVED by the Council and General Assembly of this State, That the governor of this state shall appoint three commissioners of investigation on the subject of a State Lunatic Asylum, whose duty it shall be: Governor to appoint three commissioners.

*First.* To select, upon due examination, a site for the erection of a State Lunatic Asylum, combining the advantages of a healthy location, easy of access from all parts of the state, and a sufficient quantity of land for farming purposes. Duties of commissioners.

*Second.* To ascertain from the owner or owners of said site, the lowest amount for which the said owner or owners will agree to sell and convey the same to this state.

*Third.* To cause the plan and specifications of a Lunatic Asylum, of sufficient dimensions to accommodate two hundred lunatics and insane persons, to be prepared by a competent architect, or mechanic, whom the said commissioners are hereby authorized to employ, at the expense of the state.

*Fourth.* To receive proposals for building the said Lunatic Asylum; according to the plan and specifications so prepared as aforesaid; and to give public notice of the time when such proposals will be received; and,

*Fifth.* To make a full report to the next legislature, of all their proceedings as commissioners, by virtue of this Joint Resolution, and of all such facts and particulars as will, in their opinion, conduce to enlightened action upon the important subject entrusted to them.

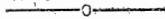
*And be it further Resolved,* That the said commissioners shall receive such reasonable compensation not to exceed one hundred dollars each, as the next Legislature shall determine to be equitable and just; and the architect or mechanic employed to draft the plan and specifications as aforesaid, shall receive such compensation as the said commissioners, or a majority of them, shall determine to be reasonable and just, to be paid by the treasurer, on a warrant produced to him, signed by the governor of this state, or the person administering the government thereof. Compensation of commissioners, &c.

Passed March 11, 1842.

Governor authorized to transmit copies of Law Reports and Journals of the Legislature to the Executive of each State.

BE IT RESOLVED *by the Council and General Assembly of this State*, That the Governor of this State be, and he is hereby authorized and requested to transmit to the executive of each state and territory within the United States, for the use of the executives and legislatures of the respective states and territories, three bound copies of the reports of adjudged cases in the courts of law and equity, which have been made and published under the authority of this state ; and also, to transmit as aforesaid, three bound copies of the journals of the two houses of the legislature ; and further, to transmit as aforesaid, annually hereafter, three bound copies of the said reports and of the said journals which may hereafter be published under the authority of this state.

Passed March 11, 1842.



Treasurer authorized to borrow money.

RESOLVED *by the Council and General Assembly of this State* That the Treasurer of this State, be, and he is hereby authorized to borrow from time to time for the use of the state, such sum or sums of money as may be necessary to meet the expenses authorized by law, not to exceed the sum of sixty-five thousand dollars, and at a rate of interest not to exceed six per centum per annum.

Passed March 11, 1842.

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