

THOMAS SIM LEE, Esquire, Governor.

1793.

Harry and Matthias Need, and their successors, by the said act of April, seven- C H A P. IX. teen hundred and eighty-three, be and the same are hereby transferred to, and invested in, the commissioners of Elizabeth-town.

III. And, whereas by the said act of April, seventeen hundred and eighty-three, no provision is made for paying the clerk of the said market any compensation for his trouble, by reason whereof no person will act in the said capacity, whereby the inhabitants of the said town are deprived of all the advantages of the provisions in said act respecting the duties of the clerk; **Be it enacted**, That the commissioners of Elizabeth-town, or a majority of them, be and are hereby invested with sufficient powers, and it is hereby declared to be their duty, to let the stalls and stands in or about the market-house in said town to butchers or others, at the best yearly rent that can be got for the same, taking security for the payment thereof; to inquire into the payment and application of the rents of the said stalls and stands since the said market was established; and if any person or persons be in arrear for the said rents, to whom stalls or stands were letten, or if any person or persons, heretofore in the receipt of the said rents, have any sum of the same in his or their hands unapplied, to compel payment thereof, and to apply such rents and arrearages, if any, together with all fines and forfeitures that shall be incurred by virtue of this act, or the act to which this is a supplement, towards paying the clerk of the said market a salary not exceeding twenty pounds current money *per annum*, to be ascertained by a majority of the said commissioners, for the faithful performance of his duty, and to apply the residue, if any, in repairing the said market-house; and in case the said rents, arrearages, fines and forfeitures, shall not be sufficient for the purposes aforesaid, that then the said commissioners apply as much of the money to be levied on the taxable property of said town, in virtue of the said act of November, seventeen hundred and ninety-one, as will make up the deficiency.

Stalls to be let, &c.

IV. And, whereas the inhabitants of said town, as well as country people coming to the said market to sell provisions, labour under many inconveniences on account of no regular market hour being established for the said market to commence at, **Be it enacted**, That the said commissioners are hereby empowered to ascertain and fix upon a proper hour or time to open the said market; provided, that one month's notice thereof be given by advertisement set up at the market-house, and that this act, and such notice, be also published the same length of time in the Washington Spy, in the English and German languages, before any person or persons shall be affected by the same, and the clerk of the market shall also give notice of the commencement thereof, each market day, by ringing the market-house bell for ten minutes next before the time, and any person or persons that shall buy or sell any provisions, or other article brought to the said market for sale, (except as is excepted in the fourth section of the act to which this is a supplement,) before the ringing of the bell shall be over, shall forfeit respectively for the same the sum of ten shillings current money for each offence.

Time to be fixed, &c.

V. And be it enacted, That the clerk of the said market shall be appointed by a majority of the said commissioners, and removable by them at pleasure for misconduct or neglect of duty; and it shall be his duty to try, by standard, the weight of butter, and such other articles of provision as are generally brought to market made up at a stated weight, and if they shall be found deficient in weight, unsound or unwholesome, to seize and sell the same to the highest bidder, and to pay the money arising from such sale to the commissioners; and instead of seizing blown meat for the use of the prisoners in Washington county gaol, as is provided by the said act of seventeen hundred and eighty-three, the clerk shall seize and sell the same to the highest bidder, and pay over the price thereof to the commissioners; all which sums shall be by them applied as is directed by the third section of this act.

Clerk to be appointed by commissioners, &c.

VI. And be it enacted, That all fines, forfeitures and penalties, imposed by this act, or the act to which this is a supplement, shall be recovered by warrant, before any justice of the peace for Washington county, or of the county where the

How fines, &c. are to be recovered, &c.