



REVISED STATUTES.

TITLE I. ALIENS.

- Chap. 1....MAY PURCHASE AND HOLD REAL ESTATE.
 “ 2....EMPOWERED TO SECURE DEBTS.
 “ 3....EXEMPTED FROM MILITIA DUTY.
 “ 4....RELATIVE TO ALIEN PASSENGERS.

CHAPTER 1.

ALIENS MAY PURCHASE AND HOLD REAL ESTATE.

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| 1. May purchase land. | 2. Former purchases good. |
| “ But not hold office or vote. | 3. Take by descent or devise. |

TITLE I.
CHAP. 1.

An Act to authorize aliens to purchase and hold real estate in this state.

REV. 604.
1845.
PAMPH. 92.

Revision.....Approved April 10, 1846.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for any alien, May purchase land. not being the subject of any state or power which shall be at the time of such purchase at war with the United States, to purchase lands, tenements, and hereditaments within this state, and to have and to hold the same to him or her and his or her heirs and assigns for ever, as fully to all intents and purposes as any natural born citizen of the United States may or can do; *provided always*, that nothing in this act shall be so construed as to entitle any alien to be Not hold office or vote. elected into any office of trust or profit in this state, or to vote at any town meeting, or election of members of the Senate and General Assembly, or other officers, within this state, or for representatives in Congress or electors of the president and vice president of the United States.

2. *And be it enacted*, That all purchases of lands, tenements, and hereditaments within this state, which may have been made by Former purchases good. aliens before the passing of this act, shall be deemed and held as good and effectual to all intents and purposes as if the same had been made after the passing thereof.

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Take by descent or devise.

3. *And be it enacted*, That any alien or aliens, not being the subject or subjects of any state or power at war with the United States, to whom any lands in this state may have descended from any ancestor, either alien or not, since the twenty-second of January, eighteen hundred and seventeen, or would have descended, or may or would hereafter descend, in case such person or persons claiming by descent were natural born citizens of the United States, or to whom any lands may have been, or may hereafter be devised, shall and may have and hold the same, to him, her, or them, and his, her, or their heirs and assigns for ever, as fully to all intents and purposes as any natural born citizen of the United States might, may, or can do.

CHAPTER 2.

ALIENS EMPOWERED TO SECURE DEBTS.

1. Rights of alien mortgagee. | 2. Their representatives may sue.

REV. 96. **An Act empowering certain creditors to secure their debts by mortgage, and for other purposes therein mentioned.**

Passed November 25, 1789.

Preamble. **WHEREAS** it has been doubted whether an alien friend can secure debts due to himself, from subjects of the state of New Jersey, by deed of mortgage of lands and tenements within this state, given and executed, or to be given and executed by any of the citizens or subjects of this state to such alien friend; and as the removing such doubts, and providing security for foreigners, the better to enable them to recover their debts at the day assigned for payment, will greatly conduce to promote and encourage trade, and increase the credit of the citizens of this state—therefore,

Rights of alien friends, being mortgagees, not to be defeated on account of alienism.

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 right, title, and claim of any alien friend or friends, his or their heirs, executors, administrators, or assigns, under any deed of mortgage of any lands, tenements, or real estate lying and being within the state of New Jersey, granted or made to such alien or aliens at any time before or after publication hereof, shall not be defeated merely upon pretence of alienism in the grantee or mortgagee, grantees or mortgagees; but that such right, title and grant, by

mortgage, shall be adjudged to be good in the mortgagee or mortgagees, his and their heirs, executors, administrators, and assigns, the plea or pretence of alienism in such case notwithstanding.

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2. *And be it further enacted by the authority aforesaid,* That all and every person or persons, his or their executors, administrators, or assigns, being alien friend or friends, shall and may hereafter lawfully commence and prosecute any action or actions, suit or suits, in any court or courts of law or equity in this state, upon any deed or deeds of mortgage of any lands, tenements, or real estate, lying and being within this state, as fully, freely, and effectually to all intents and purposes as if such mortgagee or mortgagees, his or their executors, administrators, or assigns, had been naturalized or natural-born subjects.

Executors.
etc., of alien
mortgagee
may prosecute upon
mortgage.

CHAPTER 3.

ALIENS, WHEN EXEMPT FROM MILITIA DUTY.

An Act respecting aliens.

HAR. 31.

Passed November 27, 1832.

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, all aliens in this state, who have been in the United States for a less term than five years, be and they are hereby exempted from the performance of common militia duty.

When exempt from militia duty.

CHAPTER 4.

RELATIVE TO ALIEN PASSENGERS.

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| 1. Tax to be paid. | 4. Provision for the sick. |
| 2. List to be furnished. | 5. Proceedings for penalties. |
| 3. Permit required. | 6. Vested powers saved. |

An Act relative to alien passengers arriving in this state.

PAMPH. 77.

Passed February 19, 1838.

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 first day of April next, the corporate authorities

Tax on alien passengers.

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- of any city or township in this state shall be and are hereby authorized to impose and collect from the master, owner, or owners, agent, or consignee, of any and every ship or vessel, arriving from any country out of the United States at any such city or township with alien passengers, a sum not less than one dollar, and not exceeding ten dollars, for each and every alien passenger brought in said ship or vessel as aforesaid; *provided*, that where the boundaries of any city are coextensive with the boundaries of any township, that then and in that case the powers conferred by this act shall vest in and be exclusively exercised by the corporate authorities of such city; *and provided also*, that where the boundaries of any city are included within, and not coextensive with the boundaries of any township, and any such ship or vessel should arrive at any such city, then and in that case the powers conferred by this act shall vest in and be exercised exclusively by the corporate authorities of such city.
- Proviso.
2. *And be it enacted*, That it shall be the duty of the master or commander of every ship or vessel so arriving, within twenty-four hours thereafter, and before any passenger or passengers are permitted to land from on board said ship or vessel, to furnish to the president, mayor, or chief officer of any such city, or the clerk of any such township, or such person as the corporate authorities of any such city or township may respectively designate, a full and correct list of all the passengers arriving in his vessel, with the name, age, occupation, and place of birth of each and every passenger, under the penalty of five hundred dollars.
- List to be furnished.
3. *And be it enacted*, That no passenger shall be permitted to land from on board any ship or vessel arriving as aforesaid, without permission from the corporate authority of any such city or township, under the penalty of fifty dollars for each and every passenger so landed.
- Penalty.
4. *And be it enacted*, That in case any alien passenger arriving as aforesaid, and landed by authority and permission of the corporate authority of any such city or township, is or shall become sick, infirm, or otherwise incapable of providing for his or her own maintenance, then it shall be the duty of such city or township to provide for the maintenance and support of the said sick or infirm passenger, so long as he or she shall remain incapable of providing for his or her own maintenance.
- Permit required.
5. *And be it enacted*, That the aforesaid penalties shall and may be sued for and recovered with full costs of suit, by action of debt, in any court having cognizance thereof, in the corporate name of any such city or township in this state where the penalty or forfeit-
- Penalty.
- Provision for the sick.
- Proceedings for penalties.

ure may have accrued; and that the defendant or defendants in every such suit may be held to special bail; and that it shall and may be lawful for the corporate authority of any such city or township to compound for said penalties, or either of them, either before or after suing for the same, upon such terms as they may think proper.

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6. *And be it enacted*, That nothing contained in this act shall be construed to impair or in any wise counteract the full force and execution of the powers already vested in the corporate authorities of any such city or township, by their charters or acts of incorporation, or any supplements thereto.

Vested powers saved.