

An act to pass estates in fee by certain devises in wills and testaments, and to limit estates in tail.

Passed August 26, 1784.

Rev. 60.
R. S. 341.
Preamble.

WHEREAS it frequently happens, that, in making wills and testaments, the words heirs and assigns, in devises of land, or other real estate, are omitted, through the ignorance or inattention of the writer, though the testator meant and intended to grant an absolute estate in the devised premises; and devises are sometimes made in tail, without limitation of time, whereby the heirs are put to great expense in suing out recoveries, in order to dock such entails; for remedy in which cases—

Devises of lands, in which the words, heirs and assigns, are omitted, how to be construed.

13. 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 publication of this act, all devises made of land or other real estate, within this state, in which the words, heirs and assigns, or, heirs and assigns forever, are omitted, and no expressions are contained in such will and testament, whereby it shall appear that such devise was intended to convey only an estate for life, and no further devise thereof being made of the devised premises, after the decease of the devisee, to whom the same shall be given; all such devises shall be taken and understood to be the intention of the testator, thereby to grant and devise an absolute estate in the same, and shall be construed, deemed and adjudged in all courts of law and equity, in this state, to convey an estate in fee simple to the devisee, for all such devised premises, in as full a manner as if the same had been given or devised to such devisee, and to his heirs and assigns forever; any law, usage or custom to the contrary notwithstanding.^(a)

(a) Wherever the intent is clear an absolute estate is given, although no words of inheritance be used, *Den, Bolton v. Bourne*, 3 Harr. 210. *Den v. Snitcher*, 2 Gr. 54. *Hunee v. West*.

3 Vr. 233. *Downey v. Borden*, 7 Vr. 460. See *Herbert v. Tut-hill*, Sax. 141.

Diseases.

1. In what case the governor shall issue his proclamation, prohibiting all communication with certain infected vessels.
2. What vessels shall come to anchor and be subject to the visitation of the health officer.
3. Vessels may be visited by health officer on request of master, etc.
4. Health officer may cause vessel to be unloaded and cleansed.
5. Mayor and aldermen of Perth Amboy to constitute a board of health. May appoint health officer.
6. Board of health may grant permits to vessels to leave anchorage.
7. Fees of board of health.
8. Health officer may appoint deputies.
9. Repealer.

An act to provide for the security of the citizens of this state, against the introduction of contagious diseases.

Passed November 19, 1799.

R. S. 511.

WHEREAS, it has been represented to the legislature, that for want of due provision on the part of this state, the laws of the states of Pennsylvania and New York, for preventing contagious diseases, have been repeatedly evaded by the citizens of this state, and by the crews and passengers of infected vessels landing on the shores of this state; and it being necessary to prevent a repetition of a conduct so dangerous,

In what case the governor shall issue his proclamation, prohibiting all communication with certain infected vessels.

1. *Be it enacted, &c.*, That it shall and may be lawful for the governor of the state for the time being, upon application to him made by the executive or other competent authority, in the states of Pennsylvania or New York, of any vessel infected with a malignant disease, and performing quarantine under the laws of the said states of Pennsylvania or New York, being then in the rivers Delaware or Hudson, or the waters adjacent to the city of New York, to issue his proclamation, forewarning all citizens of this state from entering on board of, or having any communication with such infected vessel; and if any person or persons shall, after the publication of the said proclamation, and in contravention thereof, enter on board of any such vessel, so as aforesaid described in the said proclama-

tion, or be any way concerned in bringing to the shores of this state, any goods, merchandise, bedding or clothing, he, she or they, for every such offence, shall, on conviction thereof, in due course of law, be fined in any sum not exceeding three hundred dollars, at the discretion of the court before whom such conviction shall be had.

An act to prevent the introduction of malignant and other infectious diseases into this state.

Approved April 4, 1871. P. L. 1871, p. 84.

2. SEC. 1. That all vessels intending to go by the way of Raritan bay, or by the way of said bay and Raritan river, or Arthur Kull sound, to any port now in existence in this state, or to be hereafter in existence in this state, between the first day of March and the first day of December, in this or any other year hereafter, or at any time of the year that the board of health hereinafter mentioned shall designate by order, under their hands, from time to time, from any port, island or other place in America lying south of Georgia, or from any West India, Bahama or Bermuda island, or from any port or place where yellow or pestilential fever prevails, or on board of which vessel any person shall have been sick or died while at a foreign port, or on the homeward passage, or on board of which the health officer hereinafter mentioned shall have reason to believe that one or more persons are sick with small pox, or other contagious disease, or on board of which there are contained articles or things as part or all of the cargo, or any materials which may communicate small pox or other contagious disease (to ascertain which, said vessel shall be subject to visitation and examination by the health officer at the place or places hereinafter mentioned), shall come to anchor at some place being to the southward of a straight line drawn from the south ferry wharf in Perth Amboy to the house on Staten Island, formerly of Caleb Ward, as well as southward and eastward of a straight line drawn from the said south ferry wharf to the most easterly wharf of South Amboy, and shall be subject to the visitation and examination of the health officer to be appointed as hereinafter mentioned, at such place of anchorage, or at such other place in the waters of Raritan bay lying westward of a line drawn from the light-house at Princes bay to the mouth of Matavan creek, or in the waters of the remainder of Raritan bay to the main sea, lying south of the middle of said bay, or in the waters of the sound between Staten Island and New Jersey, south of Woodbridge creek, or in the waters of Raritan river, as the said health officer shall think proper, and shall be subject to such regulations as may be deemed expedient by him; and that any master or commander of a vessel offending in the premises shall be considered as guilty of a misdemeanor, and on conviction of the same shall be fined by any court having cognizance thereof, in a sum not exceeding one hundred dollars, or be imprisoned for a term not exceeding two months.

What vessels shall come to anchor, and be subject to the visitation of the health officer.

Who shall prescribe regulations.

Penalty.

3. SEC. 2. That all other vessels which come into that part of the waters of Raritan bay bounded on the westward by the said line drawn from the light-house at Princes bay to the mouth of Matavan creek; on the eastward by the main sea, and on the north by the middle of Raritan bay, between the first day of March and the first day of December, in this or any other year, or at any other time of the year that the said board of health shall designate by order, under their hands, from time to time, from any port, island or other place in America lying south of Georgia, or from any West India, Bahama or Bermuda island, or from any port or place where yellow or pestilential fever prevails, or on board of which vessel any person shall have been sick or died while at a foreign port, or on the homeward passage, or on board of which the health officer shall have reason to believe that one or more persons are sick with the small-pox or other contagious disease, or on board of which there are contained articles or things as part or all of the cargo, or any materials which may communicate small-pox, or other contagious disease, to ascertain which, said vessel shall be subject to visitation and examination by the health officer at the place or places in this section before mentioned, shall, on request of the master, owner or consignee thereof, be visited and examined

Vessels may be visited by health officer on request of the master, owner or consignee.

<p>Penalty.</p> <p>Health officer may cause vessel to be unloaded and cleansed.</p>	<p>by the said health officer, and thereupon shall come to anchor at such place in the waters of the State of New Jersey as may be ordered by the health officer, and shall be subject to such regulations as may be deemed expedient by him; and that any master or commander of a vessel offending in the premises shall be considered as guilty of a misdemeanor, and on conviction of the same shall be fined by any court having cognizance thereof, in a sum not exceeding one hundred dollars, or be imprisoned for a term not exceeding two months.</p>
<p>May be detained.</p>	<p>4. SEC. 3. That whenever a vessel so subject under the first or second section of this act, to the visitation and examination of the health officer, shall arrive at the anchoring places above mentioned, the master, owner or consignee of such vessel shall, if the health officer shall judge it necessary, forthwith cause such vessel to be unloaded, cleansed, ventilated and purified, and that until then no permit shall be granted for her to proceed nearer to the city of Perth Amboy, or other place in the State of New Jersey than the said places of anchorage; and every vessel so subject under the first or second section of this act, to the visitation and examination of the health officer, arriving between the first day of March and the first day of December, or at such other time as shall be designated as aforesaid by the board of health, may be detained at quarantine for any time not exceeding twenty days after her cargo shall have been discharged, and the said vessel thoroughly cleansed, ventilated and purified to the satisfaction of the health officer and the board of health; and that every master, owner or consignee neglecting or refusing to comply with the provisions herein contained, shall be guilty of a misdemeanor, and upon conviction of the same shall be fined in a sum not exceeding one hundred dollars, or imprisonment for a term not exceeding two months.</p>
<p>Penalty.</p> <p>Mayor and aldermen of Perth Amboy to constitute a board of health.</p> <p>Powers of.</p> <p>May appoint health officer. Duties of.</p>	<p>5. SEC. 4. That the mayor and aldermen of the city of Perth Amboy, for the time being, shall, <i>ex-officio</i>, be members of a board of health, a majority of whom shall constitute a quorum, and they or a majority of them, or a majority of the quorum thereof, shall exercise all the powers herein given to the board of health, and shall have power to do and perform all such duties not devolving on the health officer by this act, as may be necessary to carry this act into effect, and the expense of any act or thing necessary to be done for the protection of the public health shall, in such case, be paid by any master, owner or consignee of the vessel the condition of which requires the doing of such act or thing, and shall have the power to appoint, by writing, under their hands and the corporate seal of the city of Perth Amboy, some fit person as health officer, or visiting physician, whose duty it shall be to visit at the place or places aforesaid, all vessels which are required to come to anchor as aforesaid, or are subject under the first or second sections of this act to his visitation and examination as aforesaid, and in case one or more of the crew or passengers are sick, to report the same and the situation thereof to the board of health, and to grant permits to land passengers, baggage, crews and cargoes, or to discharge cargoes into lighters and release vessels from quarantine, and to grant bills of health, and to direct, at the expense of the master, owner or consignee of all such vessels subject under the first or second sections of this act to visitation and examination as aforesaid, the manner in which the same shall be cleansed, ventilated and purified, and when done, to certify the same to the board of health; and the said health officer shall be entitled to ask, demand and receive of and from the master, owner or consignee of all vessels aforesaid, the sum of ten dollars for the first visit to such vessels, and the further sum of five dollars for his report to said board of health, and the further sum of two dollars and fifty cents for his permit for the crews, passengers and baggage or cargo to leave the vessel and be put on land or into lighters, and the further sum of two dollars and fifty cents for every visit thereafter made at the request of such master, owner or consignee, or of the board of health, to inspect such vessel after she shall have been cleansed, ventilated and purified as aforesaid, or to attend any person sick on board, and the further sum of two dollars and fifty cents for every bill of health, when demanded by the master, owner or consignee, and the like sum to be paid by the person demanding it for a bill of health in any other case.</p>
<p>Fees of health officer.</p>	

6. SEC. 5. That the said board of health or a majority thereof, or a majority of a quorum thereof shall upon the report of the health officer that it is proper to do so, grant a permit to any vessel to leave the said anchorage after she shall have been cleansed, ventilated and purified, if the same be necessary to be done and has been done; and they, as well as the health officer, shall have power to forbid the intercourse with any vessel aforesaid having on board persons sick of a pestilential disease, or yellow fever, or being in a condition in which there is danger to the public health by such intercourse, and to prevent any of the crew or passengers of such vessel (except the captain or master of the vessel for the purpose of entry) from leaving the vessel; and every person offending in the premises shall be adjudged guilty of a misdemeanor, and shall on conviction of the same in any court of competent jurisdiction, be fined in a sum not exceeding two hundred dollars, or be imprisoned for a term not exceeding three months.

Board of health may grant permits to vessels to leave anchorage.

Penalty.

7. SEC. 6. That it shall be lawful for the board of health to ask, demand and receive from the master, owner, or consignee of any such vessel in respect of which the duties shall be performed by them the following fees, viz: for any meeting of the board to hear the report of the health officer in case of sickness on board as aforesaid, the sum of five dollars; for every permit for passengers and crews to leave the vessel granted by them after such report, the sum of three dollars; for release of the vessel after the final report of the health officer in case of sickness as aforesaid, the sum of two dollars and fifty cents, and fees to be divided between the members of the board acting in the premises.

Fees of board of health.

How divided.

8. SEC. 7. That the health officer is hereby authorized to appoint one or more deputies to act with him as well as in his stead, who shall continue in office at his pleasure, and be paid by the said health officer out of his fees hereinbefore provided for.

Health officer may appoint deputies.

9. SEC. 8. That the act entitled "An act to prevent the introduction of malignant and other infectious diseases into the city of Perth Amboy," passed the third of February, one thousand eight hundred and twelve be, and the same is hereby repealed, and that this act shall take effect immediately.

Repealer.

Disorderly Persons.

I. WHO ARE DISORDERLY PERSONS.

1. Who shall be adjudged disorderly persons.
 2. Further description of disorderly persons.
 3. Liquor not to be sold to habitual drunkards. Dealers to be warned.
 4. Penalty for selling to habitual drunkards.
 5. Husband or father neglecting family a disorderly person.
 6. Loiterers, &c. to be adjudged disorderly.
 7. Persons injuring school property or disturbing schools disorderly.
 8. Disturbing quiet and good order of public library disorderly.
 9. Professional pickpockets and thieves.
- ### II. PROCEEDINGS AGAINST.
10. Disorderly persons to be apprehended, taken before justice and punished.

11. Justice to issue process against disorderly persons.
 12. Children of vagrants, etc., may be bound apprentices.
 13. Husband or father deserting family how proceeded against.
 14. Justice to try complaint. Order.
 15. Trial by jury may be demanded.
 16. Appeal to quarter sessions.
 17. Justice to issue subpoenas. Adjournments, costs, &c.
 18. Order to continue in force one year. Witnesses.
 19. Appeal bond. Commitment,
- ### III. REMEDIES AGAINST PERSONS SUPPLYING DRINK TO CONVICTED DISORDERLY PERSONS.
20. Penalty for selling liquor to convicted disorderly persons, after notice.
 21. When suit to be commenced.
 22. Execution to issue against body and goods.

R. S. 564.

An act concerning disorderly persons.

P. L. 1867, p. 273.
P. L. 1868, p. 1124.
P. L. 1871, p. 24, 64.
P. L. 1872, p. 21, 34.

Revision—Approved April 9, 1875.

I. Who are disorderly persons.

1. That all paupers, who shall unlawfully return to the city or township from which they were legally removed, without a certificate from the city or township to which they belong, or who shall leave their places of legal

Who shall be adjudged to be disorderly persons.
R. S. 564, § 1.