ACTS

OF THE

GENERAL ASSEMBLY

OF THE

Commonwealth of Pennsylvania,

PASSED

AT A SESSION, WHICH WAS BEGUN AND HELD

AT THE

BOROUGH OF LANCASTER,

ON TUESDAY, THE FIRST DAY OF DECEMBER, IN THE YEAR OF OUR LORD, ONE THOUSAND EIGHT HUNDRED AND SEVEN.

AND OF

THE INDEPENDENCE OF THE UNITED STATES OF AMERICA, THE THIRTY-SECOND.

1807/08

PUBLISHED BY AUTHORITY.

PHILADELPHIA:

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1808

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Time allowed for commencing and finishing the road.

quehannah and York Borough Turnpike Road: *Provided*, That if the company shall not proceed to carry on the said work in three years after the passing of this act, or shall not within seven years afterwards complete the said road according to the true intent and meaning of this act, then in either of these cases, all and singular the rights, liberties and franchises hereby granted to the said company shall revert to this commonwealth.

SIMON SNYDER, *Speaker of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—February the twenty-second, in the year one thousand eight hundred and eight.

THOMAS M'KEAN.

CHAPTER XXXVI.

An ACT *for the Relief of the Inhabitants of the Village of Palmyra, in the Township of London Derry, Dauphin County.*

Commissioners appointed to raise by lottery 3000 dollars. for the purpose of procuring water for the village of Palmyra.

SECTION I. *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 John Elder, Matthew Irwin, Daniel Wonderlich, John Ernst, John Downy and Levi G. Hollingsworth, be, and they are hereby appointed commissioners to raise by way of lottery a sum not exceeding three thousand dollars, for the purpose of procuring and bringing into the said Village, a sufficient supply of water for the use of the inhabitants thereof.

Before selling the tickets the commissioners are to submit a scheme to the Governor for his approbation, enter into bond, &c. Further duties of the commissioners.

SECT. II. *And be it further enacted by the authority aforesaid,* That before the said commissioners proceed to sell any tickets in said lottery, they shall lay such scheme thereof before the Governor, as shall meet his approbation, and shall enter into bonds to him for the faithful performance of their duty in selling the tickets, drawing the lottery and paying the prizes and paying over the nett proceedings of the lottery. And each of them before entering on the duties of their appointment, shall take and subscribe an oath or affirmation diligently and faithfully to perform the duties hereby intrusted to him. And at least three of the said commissioners shall attend the drawing of each day. And when the whole is completed, shall cause an accurate list of the fortunate numbers to be published in one newspaper at Harrisburgh and one at Lebanon. And the commissioners shall settle and adjust all accounts for necessary expences of the lottery, and shall pay the same out of the proceeds thereof, and the nett

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balance shall be paid to the trustees hereafter mentioned. And all prizes not demanded within twelve months after the publication aforesaid, shall be considered as relinquished for the benefit of the undertaking; but in settling said accounts, said Commissioners shall not receive any compensation for the performance of the duties enjoined upon them by this act.

SECT. III. *And be it further enacted by the authority aforesaid,* That Levi G Hollingsworth, Daniel Wonderlich, Henry Longenecker, John Kean and Joseph Carmony, be, and they are hereby appointed Trustees to receive from the Commissioners aforesaid, the nett amount of the monies raised by the Lottery, and it shall be their duty also to devise and plan and cause to be dug, made and executed such works, machinery and engines as will lead and procure from Derry Meeting-house spring or elsewere, such supply of water as may be sufficient for the use of said village, and to vent or discharge the same, either at three or more central and convenient places within the village, or to supply the inhabitants at their houses respectively, by conducting pipes, branching from a grand conductor or reservoir, and the trustees shall in the manner hereinafter mentioned, have perpetual succession: *that is to say,* The above mentioned trustees shall serve two years from the time when the drawing of the lottery is finished, at the end of which time the inhabitants residing on or owning real property in the said village, shall meet at their public school, house and by ballot elect three trustees to manage, superintend and conduct said water works for two years and so on bienially hereafter

Trustees appointed to receive from the commissioners the nett proceeds of the lottery. Their further duties.

Said Trustees and those to be elected in future to have purpetual succession.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the above mentioned trustees, before entering upon the duty of their appointment, shall give bond to the county commissioners, in such sum as the said commissioners shall think just and reasonable, conditioned for the faithful management of the monies intrusted to them, and their delivering up to their successors such books, papers and materials, and paying over all monies remaining in their possession at the expiration of their time, and their successors shall have power to investigate examine and settle their accounts, which they shall render upon oath or affirmation when required by their successors.

Trustees to give bonds, &c.

SECT. V. *And be it further enacted by the authority aforesaid,* That if any balance of money remains after the water has been procured and the machinery completed, it shall be carefully vested in some productive fund or loan, and shall be held for the purpose of keeping the same in repair, but if no balance shall remain sufficient to keep the same in good repair, then it shall be lawful for the trustees to assess and levy upon each person owning or resid-

How any balance remaining, after water is procured, shall be vested if there be no balance

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ing on real property in said village, and having the use of the water, their proportionate share of the expences of keeping the same machinery and works in repair.

Exception from the powers of the Trustees.

SECT. VI. *And be it further enacted by the authority aforesaid,* That nothing herein contained shall be construed to vest in the said trustees or any of them, any power to enter upon the lands of any person, or to dig, take or lead away the water therefrom, unless the consent of the owner and of all parties interested therein be first had and obtained.

SIMON SNYDER, *Speaker of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twenty-second day of February, in the year one thousand eight hundred and eight.

THOMAS M'KEAN.

CHAPTER XXXVII.

A further SUPPLEMENT *to the act, entitled "An act to provide for the erection of a House for the Employment and Support of the Poor in the County of Dauphin."*

WHEREAS it has been represented to the Legislature, that by the act, entitled "An act to provide for the erection of a house for the employment and support of the poor in the county of Dauphin," passed the twenty-eighth day of March, one thousand eight hundred and six, the directors of the poor and of the house of employment for the county of Dauphin, are made a body politic and corporate in law, and by that name shall and may receive, take and hold, any lands, tenements and hereditaments, and any goods and chattles whatsoever, of the gift, alienation or bequest of any person or persons whomsoever, and to purshase, take and hold any lands and tenements within said county, in fee simple, or otherwise, but that the said act does not give to the judges of the courts of justice in and for the said county and jurors, competent jurisdiction for the recovery at law of any gift, grant, devise or bequest made to and for the said corporation, or give to the citizens of of the said county, competency as witnesses in suits at law in claims respecting the same, whereby cases have occured aud may again occur, which would be without remedy, and it is necessary that the same should be explained and amended: Therefore,

SECTION I. *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,*

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