

Lebanon county confirmed,

Proviso,

wills, and recorder of deeds, of Lebanon county, are hereby confirmed and made valid, so that no objection shall be taken thereto for want of jurisdiction, and the estates of all testators and intestates who died within the limits now composing Lebanon county, and which have not been already settled or progressed in shall be settled before the proper officers of said county ; *provided*, that nothing herein shall affect any case, or the settlement of any estate, now pending in any court of Dauphin county.

ROBERT SMITH, *Speaker*
of the House of Representatives.
P. C. LANE, *Speaker of the Senate.*

APPROVED—the twenty-first day of February, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER XXXVI.

An ACT remedying certain defects of process.

SECT. 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 no verdict hereafter given in any court, civil or criminal, in this commonwealth, shall be set aside, nor shall any judgment in any court be arrested or reversed, nor sentence stayed, for any defect or error in the precept issued for any court, or in the venire issued for summoning and returning of jurors, or for any defect or error in drawing, summoning or returning any juror or panel of jurors, but a trial or an agreement to try on the merits, or pleading guilty, or the general issue in any case, shall be a waiver of all errors and defects in or relative and appertaining to the said precept, venire, drawing, summoning and returning of jurors.*

ROBERT SMITH, *Speaker*
of the House of Representatives.
P. C. LANE, *Speaker of the Senate.*

APPROVED—the twenty-first day of February, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER XXXVII.

An ACT to provide for the enumeration of the taxable inhabitants and slaves within this commonwealth.

SECT. I. *BE it enacted by the senate and house of representatives of the commonwealth of Pennsylvania, in general assembly met,*

Proceedings in courts, &c.

and it is hereby enacted by the authority of the same, That the commissioners of the several counties of this commonwealth shall on or before the first day of November next, issue their precepts to the respective township, ward, or district assessors, requiring them, within thirty days after the date of such precept, to make out two complete lists in alphabetical order, containing a just and true account of the names, surnames and occupations, of every taxable person, of the age of twenty-one years and upwards, whether male or female, resident within their respective township, ward, or district, and it shall also be the duty of the said commissioners and assessors to cause the number of all negroes, mulattoes, and people of colour, held as slaves within their respective counties, to be carefully and accurately taken in a separate list, distinguishing their sexes, and as near as may be their several ages; and the commissioners and assessors shall respectively take an oath or affirmation before some judge or justice of the peace of their respective city or county, who is hereby empowered and required to administer the same, previous to their entering on the duties by this act required: the oath or affirmation of the commissioners shall be, "I, A. B. do solemnly swear or affirm, that I will well and truly cause to be made a careful and accurate return of all the taxable inhabitants and slaves actually residing within

Assessors... duties of.

Form of oath:

county, and return the same to the governor of this commonwealth, agreeably to the directions of an act of the general assembly of this commonwealth, entitled, "An act to provide for the enumeration of the taxable inhabitants and slaves within this commonwealth," according to the best of my ability." The oath or affirmation of the assessor shall be, "I, A. B. do solemnly swear or affirm, that I will make a careful and accurate enumeration of all the taxable inhabitants and slaves actually residing within the district assigned to me, and make due return thereof to the commissioners of the said county, agreeably to the directions of an act of the general assembly of this commonwealth, entitled, "An act to provide for the enumeration of the taxable inhabitants and slaves within this commonwealth," according to the best of my ability." And in case of the absence or inability of the person or persons authorized by this act to take the enumeration aforesaid, the commissioners of the proper county shall appoint a suitable person or persons for that purpose.

Form of assessor's oath, &c.

When the commissioners shall appoint assessors.

SECT. II. *And be it further enacted by the authority aforesaid,* That the commissioners respectively on their receiving the returns of their respective assessors, or other person appointed and authorized to do the duty of assessor, are hereby required carefully to examine said lists comparing them with former duplicate lists of the respective townships, wards, or districts, or any other means by which they may ascertain their correctness, and on the discovery of any error or omission they are hereby required to certify the nature and extent of the same, with the probable cause

Errors to be corrected by commissioners.

thereof, under their hands and seals of office, and on or before the first Tuesday in December next ensuing, transmit to the governor under their respective hands and seals of office, duplicates of the several returns received by them as aforesaid, with the said certificates, which returns and certificates the governor shall lay before the general assembly then in session, and the said commissioners wilfully or negligently failing to file the returns, or knowingly making a false return of his or their assessors, or any of them, or other person by them appointed to perform the duties enjoined upon the assessors, or wilfully or negligently failing to return under their respective hands and seals of office, the duplicates and certificates aforesaid, with the aggregate amount of the taxable inhabitants and slaves as aforesaid, actually resident within their respective counties, and the city of Philadelphia, to the governor within the time limited by this act, shall for every such offence forfeit the sum of three hundred dollars, all which forfeitures shall be recoverable in the proper courts of the respective counties, where the offences shall have been committed, by action of debt or indictment, the one half thereof to the use of the commonwealth, and the other half to the prosecutor or person who shall sue for the same; but where the prosecution shall be first instituted in behalf of the commonwealth, the whole forfeiture shall accrue to its use.

SECT. III. *And be it further enacted by the authority aforesaid,* That the said commissioners as soon as the township or ward returns have been made to them, shall deliver one copy of all such returns to the clerks of the quarter sessions of their respective counties, who shall receive and file them in their offices respectively, for the use of the court or grand jury, on any trial for delinquency in any duty enjoined by this act.

SECT. IV. *And be it further enacted by the authority aforesaid,* That for any duties the assessors or other person authorized to do the duties of assessor may be subjected to in addition to the duties enjoined upon them by the law entitled, "An act to raise and collect county rates and levies," the commissioners shall make such compensation as to them may appear reasonable, which shall be paid out of the county stock of the respective counties.

SECT. V. *And be it further enacted by the authority aforesaid,* That if any assessor or other person appointed to perform the duties of assessor, shall wilfully or negligently fail in performing the duties enjoined upon him by this act, or under colour of performing such duties shall make a false return to the commissioners, he shall forfeit and pay the sum of one hundred dollars, to be recovered and applied agreeably to the provisions contained in the second section of this act.

SECT. VI. *And be it further enacted by the authority aforesaid,* That no prosecution for any delinquency or offence against this

Returns to be laid before the legislature.

Penalty for not making regular returns, &c.

Returns to be filed in the clerk's office of the different courts.

Additional duties -- pay for.

Penalty on false returns.

When prosecu-

act shall be instituted after twelve months from and after the cause thereof shall have happened. tions shall commence.

ROBERT SMITH, *Speaker*
of the *House of Representatives.*

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

APPROVED—the twenty-first day of February, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER XXXVIII.

An ACT for the relief of the militia of this state when called into the service of the United States.

SECT. 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 the non commissioned officers and privates of the militia and volunteers or any part thereof, that are now called or may hereafter be called into the service of the United States, shall be paid in advance the sum of six dollars, which sum shall be considered as a part of the additional pay allowed by the sixth section of the act of the twenty-ninth of March, one thousand eight hundred and thirteen, which sums shall be paid out of the treasury of this state by the governor, on warrants drawn by him in favour of a paymaster or paymasters, by him to be appointed from time to time, as he may deem necessary, which paymaster shall be subject to the same conditions and restrictions and receive the same compensation as is provided by the seventh, eighth and ninth sections of the act aforesaid.

Monies to be paid in advance to the militia in service &c.

Governor to draw the same by warrants, &c. and appoint a paymaster.

SECT. II. And be it further enacted by the authority aforesaid, That it shall be the duty of the said paymaster or paymasters to attend in the proper places in the brigades, where the detachments are to be organized into companies, agreeably to the provisions of an act entitled, "A further supplement to the act entitled "An act regulating the militia of this commonwealth," passed the seventh day of February, one thousand eight hundred and fourteen: and it shall be the duty of the captain or commanding officer of each company, to furnish such paymaster with complete lists or rolls, certified under their hands respectively, of all the non commissioned officers and privates under their respective command, which lists or rolls shall be countersigned by the colonel or commanding officer of the proper detachment where they are organized as aforesaid.

Duties of the paymaster.

Duty of captains, &c.

JOHN ST. CLAIR, *Speaker*
of the *House of Representatives.*

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

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

SIMON SNYDER.