

No. 62.

An Act

To incorporate the Bradford County Mutual Insurance company,
and for other purposes.

SECTION 1. *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 Seth W. Paine, V. M. Long, Erastus Fitch, Thomas Owen, J. N. Pomeroy, G. F. Red-
ington, Jerre Addams, Reuben Wilber, O. P. Ballard, Alonzo Long, Elihu Newberry, and Ezra Long, and all other persons who may hereafter associate with them in the manner herein prescribed, shall be a corporation by the name of the Bradford County Mutual Insurance company, for the purpose of insuring their respective dwelling houses, stores, shops, and other buildings, household furniture, merchandise, and other property, against loss or damage by fire. Corporators.

SECTION 2. All persons who shall hereafter insure with the said corporation, and also their heirs and executors, administrators and assigns, continuing to be insured with said corporation as hereinafter provided, shall thereby become members thereof during the period they shall remain insured by said company, and no longer. Additional members.

SECTION 3. The affairs of said company shall be managed by a board of directors, consisting of thirteen members, chosen or appointed as hereinafter provided; all vacancies happening in said board shall be filled by the remaining directors for the remainder of the year for which they were elected, or until a new election, and a majority of the whole shall constitute a quorum for the transaction of business; the persons named in the first section of this act shall be the first directors, and the business of said corporation shall be done and transacted at such place in the borough of Towanda, in the county of Bradford, as shall be designated by a majority of the directors present, at any regular meeting of the board, and said board shall continue in office for one year after the passage of this act, and until others are chosen in their place, which board of directors shall thereafter be elected yearly, at such time and place in the borough of Towanda aforesaid, as the corporation in their by-laws shall appoint, of which election, public notice shall be given in at least one of the public newspapers printed in said county, at least thirty days immediately preceding such election; such election shall be holden under the inspection of three members, not Directors.
Quorum.
Annual elec-
tion.

being directors, to be appointed by the directors previous to every election, and such election shall be made by ballot and by a plurality of the members or their proxies then present, allowing to each member one vote for every hundred dollars insured for him with said corporation.

Ratio of votes.

Rates of insurance to be determined.

Payment of insurance by deposit notes.

Money on hand may be put to interest.

Lien of the company.

Proviso.

SECTION 4. The directors shall determine, as nearly as practicable, by their by-laws, the rates of insurance on the different classes of property, and the sum to be deposited for any insurance; they shall also fix the sum to be insured.

SECTION 5. Every person who shall become a member of said corporation by effecting insurance therein, shall, before he receives his policy, deposit his promissory note for such a sum of money as shall be determined by the directors; a part, not exceeding ten per cent. of said note, shall be immediately paid, and the remainder of said deposit note shall be payable in part or the whole at any time when the directors shall deem the same requisite, for the payment of losses by fire, and such incidental expenses as shall be necessary for transacting the business of said corporation, and at the expiration of the time of insurance, the said note, or such part of the same as shall remain unpaid, after deducting all losses and expenses during said term, shall be relinquished and given up to the maker thereof, and it shall be lawful for said company to loan such portion of their money on hand, as shall not be wanted immediately for the purposes of said corporation, to be secured by bond and mortgage, on real estate of double the value of the sum loaned, above all incumbrances, for a term of time not exceeding two years; the interest to be paid half yearly, and in default of such payment, the principal, as well as interest, to become immediately due and collected.

SECTION 6. And said company shall have a lien, in the nature of a judgment, waiving the right of inquisition upon all the said property of the insured, to the amount of his deposit note on so much thereof as may be unpaid, which shall continue till the amount of such note, with interest and costs of execution, if any, shall have been paid or satisfied according to the provisions of this act: *Provided*, Said company shall file in the office of the prothonotary of the county wherein such real estate shall lie, a memorandum of the name of the individual insured, a description of the property, the amount of the deposit note unpaid, and the term for which the insurance shall continue; and the prothonotary with whom the same shall be filed is hereby required forthwith to enter the same, without tax or fee, at large upon his judgment docket, and the same when so entered shall be deemed and taken to be, in all respects, as a judgment entered upon

confession by virtue of a warrant of attorney, and execution may at any time be had thereof for so much as, by virtue of the provisions of this act, may be due and demandable, but the lien thereof shall commence with the filing of such memorandum in the office of the prothonotary: *Provided further,* 2d Proviso. That such lien shall not be construed to take from such person insured, as aforesaid, the privileges of a freeholder.

SECTION 7. When property insured by this corporation shall be alienated by sale, or otherwise, the policy shall therefore be void and be surrendered to the directors of said company to be cancelled, and upon such surrender the assured shall be entitled to receive his deposit notes, with an order, signed by the president and secretary of the board of managers, directing the prothonotary in whose office a memorandum of said notes may have been entered, as hereinbefore provided, to enter satisfaction thereon: *Provided,* Proviso. That the assured shall first pay his proportion of the balance of losses and expenses, if any, which have accrued prior to such surrender, but the grantee or alienee having the policy assigned to him, may have the same ratified and confirmed to him for his own proper use and benefit, upon application to the directors, and with their consent, within thirty days next after such alienations, on giving proper security, to the satisfaction of said directors, for such portion of the deposit or premium note as shall remain unpaid, and by such ratification and confirmation, the party causing such security to be given, shall be entitled to all the rights and privileges, and be subject to all the liabilities to which the original party was liable and subjected to under this act.

SECTION 8. Suits at law may be maintained by said corporation against any of its members, for the collection of said deposit notes or for any cause relating to the business of said corporation, or against any person for monies due said corporation, or for injury done to their corporate property, books or papers, or for causing the destruction by fire of any property by them insured, and for no other cause; but said corporation shall not hold any property, except what may be absolutely necessary for the transaction of their corporate business, and all real estate purchased by said company for the purpose of collecting or securing debts, shall escheat to this commonwealth, unless the same shall have been sold and disposed of and passed bona fide from the possession and ownership of said corporation within ten years next succeeding such purchase; also suits at law may be maintained against said corporation, by any member thereof, for losses or damage by fire, if payment is withheld more than three months after the company are duly notified of

Sale of the property insured to make the policy of insurance void.

Proviso.

Suits for collection of the deposit notes &c. may be maintained.

Of escheats.

Witnesses. such loss, and no member not being in his individual capacity interested, shall be incompetent as a witness in any such cause as the aforesaid, on account of his being a member of said corporation.

Loss or damage by fire, how to be ascertained and paid. SECTION 9. The directors shall, after receiving notice of any loss or damage by fire, sustained on property insured by said corporation, and ascertaining the same, or after the condition of any judgment, as aforesaid, against said company for loss or damage, settle and determine the sums to be paid by the several members thereof as their respective proportion of such loss, and publish the same as they may see fit, or in such manner as their by-laws shall have prescribed, and the sum to be paid by each member shall always be in proportion to the original amount of the deposit note or notes, and shall be paid to the treasurer within thirty days next after the publication of said notice; and if any member shall, for the space of thirty days after the publication of said notice, neglect or refuse to pay the sum assessed on him as his proportion of the loss aforesaid, in such case the directors may sue for and recover the whole amount of his deposit note or notes, with costs of suit, or may have execution for the whole amount, as provided for in the sixth section of this act, and the amount thus collected shall remain in the treasury of said corporation, subject to the payment of such delinquent's proportion of prior or future losses and expenses, and the balance, if any remain, shall be returned to the party from whom it was collected, on demand, after thirty days from the expiration of the term for which insurance was made.

If the available funds be insufficient to pay losses, other sums to be raised and how. SECTION 10. If the available funds on hand and the amount of deposit notes should be insufficient to pay the loss occasioned by any fire or fires, in such case the sufferers insured by said company shall receive, towards making good their respective losses, a proportionate dividend of the whole amount of said deposit, according to the sums to them respectively insured, and in addition thereto, a sum to be assessed on all the members of said company, on the same principles as regulated the amounts of their respective deposit notes, but not exceeding one dollar on every hundred dollars to them respectively insured; and no member shall be required to pay for any loss occasioned by fire, at any one time, more than one dollar on every hundred dollars insured in said company in addition to his deposit note, nor more than that amount for any such loss after his said note shall have been paid in and expended; but any member upon payment of the whole of his deposit note, and surrendering

Members may be discharged from the comp'y.

his policy, before any subsequent expense or loss has occurred, may be discharged from said company.

SECTION 11. No policy shall be issued by said company Policies. till application be made for insurance for twenty-five thousand dollars at least.

SECTION 12. No insurance shall be made by said com- Time of insurance. pany for a longer period than seven years.

SECTION 13. This act shall take effect immediately after Continuanee its passage, and shall continue in force twenty years; but of this act. the legislature of this commonwealth may at any time alter, modify or annul its provisions.

SECTION 14. That Matthew C. Ralston, Joseph Hand, Exchange Joseph W. Ryers, Alexander M'Clurg, John B. Myers, Insurance William B. Fling, David Hill, Frederick Fraley, John company. Bacon, Abraham J. Lewis, Thomas Cook, Henry Toland, John B. Budd, George W. Page, William S. Smith, Henry Chester, John L. Hodge, Thomas Hays, Joseph B. Smith, Robert Howell, William Allen, William M'Kee, Alexander L. Lardner, John Jones, Jacob M. Thomas, Henry Farnum, Commiss'rs William Carlisle, Jacob B. Clement, Alexander Burden, James Allen, George Ford, Jr., be, and they are hereby appointed commissioners for receiving subscriptions to the stock of a company to be called the Exchange Insurance Shall open company, and shall open books for that purpose in the city books. of Philadelphia, at the time and place by them to be appointed, for which they shall give not less than ten days notice, in two daily newspapers published in the city of Philadelphia; and said books shall be kept open for two days, between the hours of ten and two o'clock on each day, until the number of three thousand shares at one hundred dollars Number of per share shall be subscribed, after which the books shall be shares. closed; and all persons of lawful age shall be permitted to subscribe for said stock, and on the first day on which the said books shall be opened no person shall be permitted to subscribe for more than ten shares, but if the whole of the said stock shall not then have been subscribed, the commissioners shall, on the second day thereafter, permit any persons aforesaid to subscribe for any number of shares remaining: *Provided*, That if the subscriptions on the first Proviso. and second days should exceed the number of three thousand shares, the shares of each subscriber shall be reduced in proportion, so however, that no individual, without his consent, have his subscription reduced below five shares.

SECTION 15. When the whole number of shares in the ca- Letters pa- pital stock, as aforesaid, shall have been subscribed, and at tent. least five dollars per share paid in, the said commissioners

shall certify to the Governor, under their hands, or under the hands and seals of any ten of them, the names of the subscribers and the number of shares by them subscribed, respectively, and the Governor shall thereupon, by letters patent, under his hand and the seal of the state, erect and create the subscribers into one body politic and corporate, in deed and in law, by the name, style and title of the Ex-
 Name, style, and title. change Insurance company, by which name and title the subscribers shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded in all courts of record and elsewhere; and to purchase, receive, have, hold and enjoy, to them and to their successors, lands, tenements and hereditaments, goods and chattels, of what nature, quality or kind soever, real, personal or mixed, or choses in action, and the same from time to time to sell, demise, grant, alien or dispose of: *Provided*, That the real estate shall be only such as shall be necessary to accommodate the said corporation in the transaction of the business thereof, or shall be taken and held in security for the payments of debts due to the corporation, and that the yearly income of the said real estate shall not, at any time, exceed
 Proviso. the sum of twelve thousand dollars: *And provided also*, That the said company shall have authority to make and to have a common seal, and the same to break, alter and renew at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, and not being contrary to the laws of the United States or of this state, and generally to do all and singular the matters which to them shall lawfully appertain to do, for the well being of the said corporation and the managing and ordering of the affairs thereof.

Annual election and organization. SECTION 16. For the government of the affairs of the said corporation there shall be ten directors, who shall be citizens of this commonwealth, and stockholders of the said corporation, holding at least five shares each in their own right, elected annually on the first Monday of January, by the stockholders at their general meeting for that purpose assembled, public notice of the time and place of holding such meetings and elections having been given, in at least two daily newspapers in the city of Philadelphia, not less than five days previous to holding the same; and the directors, at their first meeting after such election, shall choose one of their number as president; but in case it should happen at any time that an election of directors should not be made upon any day when, pursuant to this act, it ought to have

been made, the corporation shall not for that cause be deemed to be dissolved, and it shall be lawful on any day within thirty days thereafter, to hold and make an election of directors in such manner as shall be regulated by the by-laws and ordinances of the corporation; and in case of any director's death, or resignation, his place may be filled, for the remainder of the year, in such manner as the ordinances of the said corporation shall for that purpose direct: *Provided*, That the first election for directors shall be held at a time and place to be appointed by the commissioners before mentioned, or any ten of them, they giving notice thereof in manner aforesaid, and the directors so chosen shall hold their offices until the first Monday of January, in the year of our Lord one thousand eight hundred and thirty-nine, and until new directors shall be chosen. Proviso.

SECTION 17. The votes of the stockholders for directors shall be by ballot, and for the election of directors and for the deciding of all questions in the general meeting of the stockholders, the ratio of votes shall be as follows, to wit: a stockholder having five shares or less, one vote; six and not more than nine, two votes; ten and not more than fourteen, four votes; fifteen and not more than nineteen, six votes; twenty and not more than twenty-four, eight votes; twenty-five and not more than twenty-nine, ten votes; thirty and not more than thirty-four, twelve votes; thirty-five and not more than thirty-nine, fourteen votes; forty and not more than forty-five, sixteen votes; forty-five and not more than forty-nine, eighteen votes; fifty and upwards, twenty votes; but no stockholder shall be entitled in his own right, or as a proxy, to a greater number than twenty-five votes, nor shall any stockholder vote at any election for directors, unless the share or shares on which he or she may claim to vote shall have been standing in his or her name, on the books of the said corporation, for at least three months previous to said election. Ratio of votes.

SECTION 18. The president and directors of the said corporation for the time being, shall have power to appoint such officers, clerks, agents and other persons as shall be necessary for conducting and executing the business of said corporation, as well in the city Philadelphia as elsewhere, and to allow the said persons so appointed such compensation for their services, respectively, as they shall deem reasonable, and generally to exercise all other powers and authorities, for the well governing and ordering the affairs and funds of the said corporation, as this act confers and allows, or as may be hereafter conferred and allowed by the laws, regulations and ordinances of said corporation. Powers.

Penalty for neglecting to pay for shares.

SECTION 19. The shares in the capital stock of the said company shall be called in and paid at such time and times and in such proportion or proportions as the president and directors shall declare and require, giving at least thirty days previous public notice thereof, and any stockholder or stockholders, his, her or their executors, administrators or assigns, neglecting or refusing to pay all or any part of the sum or sums of money for his, her or their share or shares, in the proportion and at the time and times prescribed, as aforesaid, for the payment thereof, shall forfeit to the use of the said company all the money by him, her or them previously paid on account of said share or shares, together with all right, title, interest, property, emolument, claim and demand whatsoever, of, in, to, or out of the capital stock and funds of the said company, and the profits arising or to arise therefrom by reason or on account of the share or shares so forfeited; the capital stock of the said company shall amount into three thousand shares, which shares shall be assignable and transferable, according to such rules and regulations as the directors shall make and establish for the assignment and transfer thereof.

Amount of capital stock.

Investments of the capital stock and funds of the company.

SECTION 20. It shall be lawful for the said corporation from time to time, to improve and invest the capital stock and funds of the company in the public securities of the United States, or in the stock or stocks of any incorporated institution within this commonwealth or elsewhere, or to loan the same to the state of Pennsylvania, or on the security of real estate within the state of Pennsylvania, and the public securities aforesaid, and all other evidences of debt or duty owing and belonging to the said company, shall be transferred to and taken in the name of the Exchange Insurance company, and all deposits for the safe keeping of the monies and securities of the company, shall be made in any incorporated bank or banks located in the city or county of Philadelphia, in such manner and in such terms that the same shall always appear to be the property of the company, and shall be subjected only to the drafts or orders of their proper officers, and under such regulations as shall be established by the by-laws of the company.

Of insurance.

SECTION 21. The president and directors shall have full power, on behalf of the said corporation, to make insurance against losses by fire, on any house, tenement or manufactory, or on goods, wares, merchandise and effects therein, and upon any ship or vessel, upon the stocks, building or repairing, or at moorings, or lying in port, and on goods, wares, merchandise and other effects therein, and on hay, grain and

other agricultural products in barns, stacks or otherwise, and generally on all kinds of goods, buildings, wares, merchandise and effects, upon the land or lying in port; and further to make insurance against losses by fire or by water on goods, wares, merchandise and effects transported on rivers, on canals or on railroads, by steam boats or wagons, in canal boats or cars, and to make all kinds of marine insurance, and to loan money upon bottomry and upon respondentia, and to make, execute and perfect such and so many contracts, bargains, agreements, policies and other instruments as shall or may be necessary, and as the nature of the case shall or may require, and every such contract, bargain, agreement and policy to be made by said corporation, shall be in writing or in print, and shall be under the seal of the said corporation, signed by the president and attested and countersigned by the secretary, or other officer who may be appointed by the president and directors for that purpose.

SECTION 22. In case any assured, named in any policy or contract of insurance made by the said corporation, shall sell, convey or assign the subject insured, it shall be lawful for such assured to assign and to deliver to the purchaser such policy or contract of insurance, and such assignee shall have all the benefit of such policy or contract of insurance and may bring and maintain a suit in his, her or their own name or names: *Provided*, That before any loss happens he shall obtain the consent of the insurer to such assignment, and have the same indorsed on or annexed to such policy or contract of insurance, and not otherwise. Of assignments of policies of insurance.

SECTION 23. The president and directors shall, on the first Monday in December, in the year of our Lord one thousand eight hundred and thirty-eight, and on the first Mondays of December and June in every year thereafter, declare and divide so much of the profits of the said corporation as to them shall appear advisable, and the dividend so declared shall be paid to the respective stockholders, agreeably to such rules as the president and directors shall make for the purpose, but the monies received as premiums upon risks, which remain undetermined and are outstanding at the time of the declaring such dividend, shall not then be considered as part of the profits of the said corporation, or divided as such, and if any loss or losses shall happen, whereby the capital stock of said company shall be lessened, no subsequent dividend shall be made until a sum equal to such diminution shall have been added to the capital stock of said company; and if the president and directors shall, knowingly, make a dividend or dividends, contrary to the true intent and meaning of the prohibitions herein contained, Dividend is.

the president, if he consents thereto, and such of the directors as shall consent thereto, shall, in their individual capacity, be accountable for and pay over to said corporation for the use thereof, as much money as they may so divide and pay more than by this act they are authorized to do; and the president and each director in office at the time of making such dividend hereby prohibited to be made, shall be deemed as consenting to such dividend unless he or they shall, at the time of making such dividend, be absent from the board of directors, or if present, shall immediately enter his or their protests on the minutes of the board of directors, and also give notice thereof in two or more newspapers published in Philadelphia.

Right to repeal this act reserved.

SECTION 24. If at any time it shall appear to the legislature that the said Exchange Insurance company has abused or misused any of the privileges hereby granted, the power to repeal so much of this act as relates to the said Exchange Insurance company, shall in no wise be denied or impaired, but such repeal shall not affect any engagement to which the said Exchange Insurance company may have become a party previously thereto; and that the said Exchange Insurance company shall have a reasonable time allowed them to bring their accounts to a final settlement and termination.

J. Kilburn, H. Frezelle & A. Bascom, authorized to erect a Bridge over Tioga river, &c

SECTION 25. That Ira Kilburn, Horace Frezelle, Ansel Bascom and their associates, be, and they are hereby authorized to erect and maintain a bridge across the Tioga river, in the township of Lawrence and county of Tioga, at any point where the lands on both sides and adjoining said river may be owned by said individuals, or by persons consenting in writing to the erection of such bridge: *Provided*, That said bridge shall not impede the navigation, and that no higher or greater toll, shall be charged for the use of said bridge than are authorized by the act "to authorize the Governor to incorporate a company to erect a bridge over the Kiskiminnas river, on the big dam, at the town of Leechburg, in Armstrong county;" *And provided*, That the commissioners of Tioga county shall, after five years from the passage of this act, have the right to purchase said bridge for public use, out of the county funds upon such terms as may be agreed upon between them and the proprietors, the court of Quarter Sessions and the grand jury approving thereof, and the legislature reserves the right to regulate the rates of tolls on said bridge as they may think proper.

2d Proviso.

Fire Ass'n of Phil'a. may make insurance &c

SECTION 26. That hereafter the trustees of the Fire Association of Philadelphia, shall have full and sufficient power to make and enter into any contracts, with any person or persons, bodies politic or corporate, for the insurance of

houses, tenements, manufactories or other buildings, and on goods, wares, merchandise and effects therein, and upon any ship, or vessel upon the stocks, building or repairing, or at any mooring in the port of Philadelphia, and on goods, wares, merchandise and effects therein, and generally on all kinds of buildings and shipping, and goods, wares, merchandise, agricultural products and property of every description, either upon land or lying in said port, from loss or damage by fire : *Provided*, That nothing herein contained shall be so construed as to prevent the said association from investing their funds in well secured ground rents. Proviso.

SECTION 27. That so much of the original act of assembly, as is inconsistent herewith, is hereby repealed. Repeal.

WHEREAS, It has been represented to the legislature that the owners of the lands called the Pigeon Swamp, have not been able to accomplish the design intended to be effected by the law entitled "An act to enable the owners of the lands called the Pigeon Swamp, in the township of Bristol in the county of Bucks, to dig, maintain and keep open a ditch through the swamp, and to raise money to defray the expense thereof, and the supplement thereto, by reason of not having authority to go far enough up and down Mill Creek, and not having authority to dig a ditch and construct a bank or dam to prevent the waters of the said Mill Creek from running or backing up on the said lands called the Pigeon Swamp; Therefore, Preamble relative to the Pigeon Swamp lands

SECTION 28. That the owners of the lands called the Pigeon Swamp, in Bristol township, shall have full power and authority to open a ditch from the north corner of Samuel Headley's land, north thirty-seven degrees west, through J. C. Burton's land, to intersect said creek, also from the same point through Samuel Headley's land, south ninety-three perches, and south twenty-six degrees east, fourteen perches, into said Mill Creek ; also to open a ditch and construct a bank or dam through the meadow land of Jesse White, from his high land, along the line of the said John Carlisle Burton's land, south twenty-four east, twenty-six perches, to the said John Carlisle Burton's land, the same course twenty-three perches, and south fifteen degrees west, thirty-three perches, to land late of Thomas Watson deceased, thence through the said land the same course three perches, and south forty-seven degrees west, fifteen perches, to the said Mill Creek and Samuel Headley's land, and thence down said Mill Creek through the said Samuel Headley's land, south nine degrees west, ten perches ; the said ditch to be of sufficient width and depth to make a free passage for the water of the said swamp, and the said bank or Owners empowered to open ditch &c.

dam of sufficient height and breadth to prevent the waters or freshets of the said Mill Creek from backing or running up on the said lands, called the Pigeon Swamp, and to throw earth and stone in the said Mill Creek, to construct a bank to force the water of the said creek into the said first above mentioned ditch or creek way, through the said John Carlisle Burton's and Samuel Headley's land, which should be of a width and depth sufficient to make a free passage for the waters of the said creek in common times: *Provided*, That if either of the aforesaid individuals through whose lands the said ditches or embankments pass, shall consider themselves in any degree injured by the cutting of said ditches or embankments, it shall and may be lawful for them or either of them to have their damages adjusted, agreeably to the provision in the second section of the supplement to the act passed thirteenth day of March, A. D. eighteen hundred and eleven.

Proviso.

Time for holding further elections:

SECTION 29. That all future elections for managers and treasurer of said company, shall be held on the first Monday in March hereafter, and the said officers shall be inhabitants of the township of Bristol, the borough of Bristol, or the adjoining townships, except the first election which shall be held on the third Monday in May next.

SECTION 50. That so much of any law as is hereby altered or supplied be and the same is hereby repealed.

Repeal.

SECTION 31. That the burgess and town council of the borough of Waterford, are hereby authorized, after having given thirty days public notice thereof, in at least two news-town council papers published in the county of Erie, to sell at public sale, of Waterford to the highest bidder or bidders, either in lots or the whole together, at their discretion, the unsold out-lots adjoining the town of Waterford, containing about fifty acres more or less, and the streets leading through the said lots are hereby vacated, and the said burgess and town council authorized to convey the title to said land, by deed, in fee simple: *Provided*, That the amount arising from the sale of the said lots, shall be paid to the State Treasurer for the use of the commonwealth.

Burgess and town council authorized to sell out-lots &c.

Proviso.

LEWIS DEWART,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—The thirteenth day of April, one thousand eight hundred and thirty-eight.

JOS. RITNER.