

No. 95.

An Act

To authorize the president judge of the District Court of Allegheny county, to hold special courts in Fayette county, in certain cases, 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 the president judge of the District Court of Allegheny county, is hereby authorized to hold special courts, in the county of Fayette, in the same manner and for the same purposes as are provided for and specified in the act for holding special courts of Common Pleas, passed on the fifteenth day of March, eighteen hundred and sixteen, and shall have the same powers, authority, privileges and compensation, as are, by the same act and the several supplements thereto, conferred upon the president judge of the court of Common Pleas, who may reside nearest.

SECTION 2. That there shall be and hereby is established in the town of Willardsburg, in the county of Tioga, an academy or public school for the education of youth in the English and other languages, and in the useful arts, sciences and literature, by the name, style and title of the Willardsburg Academy, under the care and direction of six trustees, who, and their successors in office, shall be and are hereby declared to be one body politic and corporate in deed and in law, by the name and style of the Trustees of the Willardsburg Academy, and by the same name shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, in all courts of law and elsewhere, and shall be capable in law and equity to take and hold, to them and their successors, for the use of said academy, lands, goods, chattels and monies, of every kind whatsoever, by gift, grant, conveyance, devise or bequest, from any person or persons whomsoever, capable of making the same, and the same from time to time to sell, convey or dispose of for the use of said academy, and to erect, rent or purchase such buildings as may be necessary, and generally to do all and singular the matters and things which shall be lawful for them to do, for the well being of the said academy and the due management and ordering of the affairs thereof.

Prest. judge
of the Dist't
Court of Al-
legheny co.
to hold spe-
cial courts in
Fayette co.

Willardsb'g
Academy in
Tioga co. in-
corporated.
Style & title

Powers:

SECTION 3. And the first election of trustees shall take place on the first Friday in August, in the year one thousand eight hundred and thirty-eight, and on the same day thereafter, annually, in the Common School house in the said town of Willardsburg, and said election shall commence at the hour of one o'clock P. M., and continue until five o'clock P. M., and shall be conducted by two managers, who shall be appointed by a majority of the persons qualified to vote who may be present at the time of commencing said election; no person shall be allowed to be a trustee, or to vote, unless he be a citizen of said county, and shall have subscribed and paid, to the funds of said academy, the sum of three dollars, but any citizen of said county, having contributed to the use of said Academy the sum or value of ten dollars, shall be entitled to two votes, and one additional vote for every ten dollars above ten, contributed as aforesaid; and it shall be the duty of the trustees to grant certificates of the amounts so contributed, which shall constitute the donor a stockholder in said institution, and shall be transferable, on a book to be kept for that purpose, by the treasurer; the votes shall be given by ballot, and at the first election each ticket shall be labelled on the outside "trustees of the Willardsburg Academy," and shall contain the names of six persons, and the six having the greatest number of votes, and being qualified according to the provisions of this act, shall be the trustees for the ensuing year, and until their successors are elected; the managers shall certify the result of the election to each person so elected; as soon as convenient after the election the said trustees shall, by lot, divide themselves into three classes of two each, the term of office of the first class shall expire in one year after their election, that of the second in two years, and that of the third in three years, and after the first election but two trustees shall be elected annually; the board of trustees shall have power to fill vacancies, to appoint their president, who shall be one of the elected trustees, and they shall have power to enact such by-laws as may be necessary, not being inconsistent with the constitution and laws of the United States or the constitution and laws of this commonwealth; and four of the said trustees shall constitute a quorum, and a quorum may, in the absence of the president, appoint a president pro tempore; the president shall be appointed yearly; the said board of trustees shall appoint a secretary and treasurer yearly, but they shall have power to remove either whenever a majority of the board shall think it proper; the treasurer shall, before he commences the duties of his office, give a bond to said corporation, with one or more good

Annual elec-
tion of trus-
tees.

Who may
vote.

Trustees di-
vided into
classes.

President.

Quorum.

Secretary &
treasurer.

sureties, to be approved of by a majority of the managers, for a penal sum double the estimated amount, for the time being, of the funds of the corporation, conditioned for the performance of the duties enjoined and the re-payment of monies received by him.

Duty of treasurer.

SECTION 4. The treasurer shall receive and hold all monies belonging to the institution and pay the same only to the order of the board, signed by the president and secretary, or by a majority of trustees, and he shall keep fair accounts thereof, to be open at all seasonable hours for the inspection of all persons who may have contributed to the funds of said institution, and the said treasurer shall, annually, in the month of January, and whenever so required by the trustees, exhibit all books, vouchers and accounts of every kind before the said board, to be settled and adjusted in the same manner as the accounts of county commissioners are or shall be by law directed to be settled, and any balance found due the institution shall be entered of record in the prothonotary's office, and become a lien, and be collected in the same manner and under the same regulations as balances found due from county treasurers, saving to the accountant and the corporation the same right to appeal; and every treasurer who shall neglect or refuse to exhibit his books, accounts and vouchers, as aforesaid, shall forfeit the sum of forty dollars, to be recovered as debts of a similar amount are now by law recoverable, before a justice of the peace, in any action (brought by a person qualified to vote for trustees,) in the name of said corporation, one half to be recovered for the use of the academy, and the other half for the use of the prosecutor.

Accounts, how settled & adjusted.

Penalty.

Trustees until their successors be elected.

SECTION 5. Benjamin C. Wickham, William Willard, Butler Smith, Benjamin Bentley, Elijah Depuy and Alva C. Bush, are hereby appointed trustees of said corporation until their successors be elected, with the same powers as hereinbefore vested in the board to be elected; and the said corporation shall not be dissolved by reason of any failure to elect officers, or any non-user of its privileges, nor shall any suit in which said corporation may be a party be set aside by reason of a misnomer of said corporation; the legislature reserves the right to repeal, alter or modify this act.

Corporation not to be dissolved by a failure to elect its officers.

SECTION 6. There shall be and are hereby established, for the education of female youth in the arts, sciences and useful literature the following Female Seminaries:

Deanville Fem. Sem. Trustees.

The Deanville Female Seminary, in or near Kittanning, in the county of Armstrong, of which B. B. Killikelly, Joseph Buffington, Alexander Caldwell, Robert E. Browne, George W. Smith, William P. Rupp and William F.

Johnston, of the county of Armstrong, Charles C. Gaskill of Jefferson, and Daniel Stanard of Indiana county, are trustees.

The Ingham Female Seminary in Doylestown, in the county of Bucks; and John Fox, Samuel D. Ingham, Matthias Morris, Reverend Silas M. Andrews, John H. Anderson, Charles E. Du Bois, John B. Pugh, Charles H. Mathers, W. T. Rogers, of said county, are trustees.

The Carlisle Female Seminary of Cumberland county; and William M. Biddle, John Reed, Frederick R. Watts, Edward R. Biddle, Charles B. Penrose, John C. Durbin and Samuel G. Alexander, are trustees.

The York Female Seminary of York county; and William M'Ilvain, John Vogelsong, Thomas E. Cochran, Thomas McGrath, James R. Reiley, Thomas C. Hambly, Jacob Spangler, Edward Chapin, and John Evans, are trustees.

The Lancaster Female Seminary, in the county of Lancaster; and Alexander L. Hays, Samuel Bowman, Oristus Collins, Emanuel C. Reigart, Amos Ellmaker, George Ford, jr., George W. Hamersly, Benjamin Champneys, John F. Steinman, John R. Montgomery, and William Norris, are trustees.

The Reading Female Seminary, in the borough of Reading, Berks county; and William Pawley, Reverend Jacob Miller, William Darling, Peter Filbert, Colonel John Miller, Jacob Sallade, Abraham Keisser, George D. B. Keim, and Henry A. Muhlenburg, are trustees.

The Erie Female Seminary, in the borough of Erie, and county of Erie; and Robert Reid, George A. Lyon, Thomas H. Sill, George Selden, Charles M. Reed, George Kellogg, A. W. Brewster, William Kelly, and James Williams, are trustees.

The Female Seminary, in the borough of Brookville, in Jefferson county; and Andrew Barnett, Thomas Hastings, Levi P. Clover, William Jack, Elijah Heath, C. B. Alexander, John Bell, Charles K. Barclay, and John W. Jenks, are trustees.

The Female Society, in the borough of Butler, in the county of Butler; Revd. Isaiah Niblock, Reverend Loyal Young, John Gilmore, John Bredin, John Welsh, George W. Smith, Samuel A. Purviance, William Ayres, George Miller of the borough of Butler, are trustees.

The Chambersburg Female Seminary, in the borough of Chambersburg, in the county of Franklin; and David Denny, George Chambers, William Heyser, Thomas H. Crawford, Reed Washington, Philip Berlin, Samuel D. Culbertson, Alexander Thompson, and Barnard Wolf, are trustees.

- Honesdale Fem. Sem. Trustees.** The Honesdale Female Seminary, of Wayne county; and Russel F. Lord, Isaac P. Foster, Richard L. Seely, Thomas H. K. Tracy, John Neal, Lenos H. Russel, Ebenezer Kingsbury, jr., John Torrey, and Daniel P. Fuller, are trustees.
- Lebanon Fem. Sem. Trustees.** The Lebanon Female Seminary, in the borough of Lebanon, in the county of Lebanon; and Reverend Henry Wagner, Reverend Wm. G. Ernst, Reverend Jonathan Ruthroff, George Reidenour, and John W. Gloninger, are trustees.
- Greensburg Fem. Sem. Trustees.** The Female Seminary of Greensburg, in the county of Westmoreland; and Reverend Robert Henry, Samuel B. Bushfield, John Tayler, Reverend Michael J. Steck, Reverend N. P. Hacke, William M'Kinney, Joseph H. Kuhns, John Morrison, J. M. Bunell, John Y. Barclay, A. G. Marchand, and John Kuhns, are trustees.
- The M'Kean Fem. Sem. Trustees.** The M'Kean Female Seminary, of Troy, in the county of Bradford; and Alexander Heunrich, J. N. Pomeroy, E. Newberry, Charles Barnes, C. Orwan, R. Case, E. Long, O. P. Ballard, J. P. Ballard, Reuben Wilson, Churchill Barnes, and J. M. Adams, are trustees.
- New Berlin Fem. Sem. Trustees.** The New Berlin Female Seminary, in the county of Union; and James Merrill, John Lashells, Dr. Joseph R. Lots, Samuel Wilson, Samuel Aurand, Samuel Weirick, John Mauk, Isaac Slenker, Robert B. Barber, John Kay, and William Hays, are trustees.
- Orwigsburg Fem. Sem. Trustees.** The Orwigsburg Female Seminary, of Schuylkill county; and John Baunan, Charles Frailey, William B. Potts, and Jacob Hamma, are trustees.
- Concordville Fem. Sem. Trustees.** The Female Seminary of Concordville, in the county of Delaware; and Samuel Hewes, Henry Meyers, Samuel Trimble, Casper W. Sharpless, Ralph C. Marsh, Nathan Sharpless, William Painter, Moses Palmer, and Ellis Yarnell, are trustees.
- The Easton Fem. Sem. Trustees.** The Easton Female Seminary, in the borough of Easton, Northampton county; and Reverend John Giey, Jacob Wagener, Joseph K. Swift, John Stewart, Reverend J. P. Hecht, P. S. Michler, and Barnard Wolf, are trustees.
- The Bedford Fem. Sem. Trustees.** The Bedford Female Seminary, of Bedford, in Bedford county; and Reverend B. K. Hall, Job Mann, David Mann, Samuel M. Barclay, James M. Russel, and William Lyon, trustees.
- Fem. Sem. of the boro' of Indiana. Trustees.** The Female Seminary of the borough of Indiana, in the county of Indiana; Reverend John Reed, Thomas White, James M. Stewart, William Banks, Meek Kelly, Joseph Thompson, Jonathan Ayres, and Daniel Stanard, are trustees.
- Meadville Fem. Sem.** The Meadville Female Seminary, in the borough of Meadville, Crawford county, of which the following named persons

shall be trustees, to wit : John Reynolds, David Derrickson, Trustees:
J. W. Farrelly, William Thorp, C. M. Yates, John Dick,
Henry Shippen, J. Stewart Riddle, Revd. H. J. Clark.

The Sunbury Female Seminary, in the borough of Sunbury, in the county of Northumberland ; and Hugh Bellas, C. G. Donnell, John Young, Henry Yoxthimer, and E. Greenough, are trustees.

The Venango Female Seminary, to be located in the borough of Franklin, Venango county ; Alexander M'Calmont, James Kinnear, Byron Park, Andrew Bowman, B. A. Plumer, John Evans, George W. Connelly, R. Lamberton, R. Power, N. D. Snowden, James Thompson, and Hugh M'Clelland, trustees.

The Female Seminary, in the borough of Montrose, Susquehanna county ; trustees, A. H. Reed, Davis Dimock, jr., James C. Biddle, George Fuller, and Daniel Searle.

SECTION 7. The said seminaries shall be under the management, direction, and government of a number of trustees, not exceeding nine, five of whom shall be a quorum, or a board for the transaction of business ; and said trustees, and their successors, to be elected as hereinafter mentioned, from among the holders of stock in said seminary, shall be and they are hereby erected, established and declared to be a body politic and corporate, with perpetual succession, and with all the incidents of a corporation, in deed and in law, to all intents and purposes whatsoever, by the name, style and title of ' The Trustees of the said Female Seminaries, respectively,' by which name and title the said trustees, and their successors, shall be able and capable, at law and in equity, to take to themselves and their successors, for the use of said seminaries, any estate in any messuages, lands, tenements, hereditaments, goods, chattels, monies or other effects, by gift, grant, bargain, sale, conveyance, assurance, will, devise or bequest of any person or persons whatsoever: *Provided*, The same does not exceed in the whole the yearly value of three thousand dollars, and the same messuages, lands, tenements, hereditaments and estates, real and personal, to grant, bargain, sell, convey, assure, demise, and to farm, let and place out on interest or otherwise dispose of, or invest for the use of the stockholders in said seminaries, in such manner as to them or at least a quorum of them shall seem most beneficial to the institutions, and to receive the rents, issues, profits, income and interest of the same, and to apply the same to the proper use of said seminaries; and by the same name to sue, prosecute and defend, implead and be impleaded in any courts of law or equity, and in all manner of suits and actions whatsoever, and generally, by

The Sunbury
Fem. Sem.

Venango
Fem. Sem.
Trustees.

Susquehanna's
Fem. Sem.
Trustees.

Number of
trustees.
Quorum.

Name, style
and title.

Proviso.

and in the same name, to do and transact all and every the business touching or concerning the premises, or which shall be incidentally necessary thereto, as fully and effectually as any natural person or body politic or corporate have power to manage their own concerns.

Seal.

SECTION 8. The said trustees shall cause to be made for their use one common seal, with such devices and inscriptions thereon as they shall think proper, and by and with which all deeds, certificates and acts of the said corporations shall pass and be authenticated, and the same seal, at their pleasure, may break and alter and devise a new one.

Meeting of trustees and their duties.

SECTION 9. There shall be a meeting of said trustees held once in every year at least, at such time and place as the said trustees or a quorum of them shall appoint, of which meeting due and timely notice shall be given, and if less than a quorum attend at such meeting, those present shall have the power to adjourn to another day; said trustees shall have the power of making and enacting ordinances for the government of the said seminaries, of electing trustees from among the holders of stock in the seminaries, as aforesaid, in the place and stead of those who shall resign or die, of electing and appointing the teachers of the said seminaries, of agreeing with them for their salaries and stipends, and of removing them for misconduct, breaches of the ordinances of the institution, or other cause which shall be deemed sufficient, of appointing committees of their own body to carry into execution all and every the resolutions of the board, of appointing a president, secretary, treasurer and other officers, whom they may find necessary for managing the corporation, of providing for the punishment of all violations of the rules, regulations or ordinances of the seminaries, or other misconduct committed by the pupils or other persons thereat, and generally, at any annual, adjourned or extra meeting, shall determine all other matters and things (although the same are not herein particularly mentioned) which shall occasionally arise and be incidentally necessary to be determined by said trustees: *Provided*, That no ordinances or regulation shall be of any force which is repugnant to the constitution and laws of the United States or of this commonwealth.

Proviso.

SECTION 10. That the teachers of said seminaries, respectively, or a majority of them, shall have the power of enforcing the rules and regulations adopted by the trustees for the government of the pupils, and to grant and confirm, by the order and direction of a quorum of the board of trustees, such degrees in the arts, sciences or other branches thereof, to such pupils of the seminaries and others, who, by their proficiency in learning or other distinction, they think shall

Trustees to have power to enforce rules and to grant certificates to graduates.

be entitled to them, as have been usually granted in other similar seminaries, or which the said trustees or a quorum thereof shall think right and proper, and to grant to such graduates certificates under their common seal.

SECTION 11. Persons of every religious denomination shall be capable of being elected trustees, nor shall any person, either as principal, teacher, tutor or pupil be refused admittance into said seminaries, or denied any of the privileges, immunities or advantages thereof for or on account of his sentiments in matters of religion.

SECTION 12. No misnomer of the said corporations respectively, shall defeat or annul any gift, grant, devise or bequest to or from said corporations: *Provided*, That the intent of the parties shall sufficiently appear upon the face of the gift, grant, will or other writing, whereby any estate or interest was intended to pass to or from said corporations respectively.

SECTION 13. The legislature reserves the right to alter or annul the charters hereby granted, at any time they may think proper.

SECTION 14. That the Female School in the borough of Waynesburg, in the county of Greene, be and hereby is erected into a Seminary, for the education of female youth in the arts, sciences and useful literature.

SECTION 15. The said seminary shall be under the management, direction and government of a number of trustees, not exceeding nine, five of whom shall be a board for the transaction of business.

SECTION 16. The trustees of said seminary shall consist of the following named persons, to wit: Samuel Clevinger, Benjamin Campbell, Jr., John Ingham, Robert Adams, Jesse Rinehart, William Sealy and William T. Hays, Andrew Buchanan and Henry L. Pennock, which said trustees and their successors, to be elected as hereinafter mentioned, from among the holders of stock in said seminary, shall be and they are hereby erected, established and declared to be a body politic and corporate, with perpetual succession and with all the incidents of a corporation, in deed and in law, to all intents and purposes whatsoever, by the name, style and title of 'The Trustees of the Waynesburg Female Seminary,' by which name and title the said trustees, and their successors, shall be able and capable, at law and in equity, and to take to themselves and their successors, for the use of said seminary, any estate in any messuages, lands, tenements, hereditaments, goods, chattels, monies or other effects, by gift, grant, bargain, sale, conveyance, assurance, will, devise or bequest of any person or persons whatsoever: *Provided*, The same does not exceed in the whole the yearly

Name, style
title.

Powers.

Proviso.

value of three thousand dollars, and the same messuages, lands, tenements, hereditaments and estates, real and personal, to grant, bargain, sell, convey, assure, demise, and to farm, let, and place out on interest or otherwise dispose of or invest, for the use of the stockholders in said seminary, in such manner as to them, or at least a quorum of them, shall seem most beneficial to the institution; and to receive the rents, issues, profits, income and interest of the same, and to apply the same to the proper use of said seminary, and by the same name to sue, prosecute and defend, implead and be impleaded in any courts of law or equity, and in all manner of suits and actions whatsoever, and, generally, by and in the same name, to do and transact all and every the business touching or concerning the premises, or which shall be incidentally necessary thereto, as fully and effectually as any natural person, or body politic or corporate, have power to manage their own concerns.

Seal.

SECTION 17. The said trustees shall cause to be made for their use one common seal, with such devices and inscriptions thereon as they shall think proper, and by and with which all deeds, certificates and acts of the said corporation shall pass and be authenticated, and the same seal, at their pleasure, may break and alter and devise a new one.

Meeting of trustees and their duties.

SECTION 18. There shall be a meeting of said trustees held once in every year at least, at Waynesburg, at such time as the said trustees or a quorum of them shall appoint, of which meeting due and timely notice shall be given, and if less than a quorum attend at such meeting, those present shall have the power to adjourn to another day; said trustees shall have the power of making and enacting ordinances for the government of the said seminary, of electing trustees from among the holders of stock in the seminary, as aforesaid, in the place and stead of those who shall resign or die, of electing and appointing the teachers of the said seminary, of agreeing with them for their salaries and stipends, and of removing them for misconduct, breaches of the ordinances of the institution, or other cause which shall be deemed sufficient, of appointing committees of their own body to carry into execution all and every the resolutions of the board, of appointing a president, secretary, treasurer and other officers whom they may find necessary for managing the corporation, of providing for the punishment of all violations of the rules, regulations or ordinances of the seminary, or other misconduct committed by the pupils or other persons thereat, and generally, at any annual, adjourned or extra meeting, shall determine all matters and things (although the same are not herein particularly mentioned) which shall

occasionally arise and be incidentally necessary to be determined by said trustees: *Provided*, That no ordinances or ^{Proviso.} regulation shall be of any force which is repugnant to the constitution or laws of the United States or of this commonwealth.

SECTION 19. That the teachers of said seminary, or a majority of them, shall have the power of enforcing the rules and regulations adopted by the trustees for the government of the pupils, and to grant and confirm by the order and direction of a quorum of the board of trustees, such degrees in the arts, sciences or other branches thereof to such pupils of the seminary and others, who, by their proficiency in learning or other distinction, they think shall be entitled to them, as have been usually granted in other similar seminaries, or which the said trustees or a quorum thereof shall think right and proper, and to grant to such graduates certificates under their common seal. ^{Trustees to have power and to grant certificates to graduates.}

SECTION 20 Persons of every religious denomination shall be capable of being elected trustees; nor shall any person either as principal, teacher, tutor or pupil be refused admittance into said seminary, or denied any of the privileges, immunities or advantages thereof, for or on account of his sentiments in matters of religion. ^{Religious sentiments not to disqualify.}

SECTION 21. No misnomer of the said corporation shall defeat or annul any gift, grant, devise or bequest to or from said corporation: *Provided*, That the intent of the parties shall sufficiently appear upon the face of the gift, grant, will or other writing, whereby any estate or interest was intended to pass to or from said corporation. ^{No misnomer to operate against the corporation.}

SECTION 22. The legislature reserves the right to revoke, alter or annul the charter hereby granted, at any time they may think proper. ^{Right reserved by the legislature.}

SECTION 23. That from and after the passage of this act, the citizens of East Brunswick township, Schuylkill county, residing within the following limits, to wit: beginning at a corner of East and West Brunswick townships, on the line of Schuylkill township, thence along the line of East and West Brunswick township, to the summit of the Red hill, thence along the said hill opposite the house of Simon Dieterich, including the same, thence to the house of Bernard K. Kepner, including the same, thence to the house of Benjamin Liser on the Little Schuylkill river, including the same, thence along Little Schuylkill to the mouth of Beaver creek, thence along said creek to Jonathan Yost's mill dam, thence a due north course to the Schuylkill township line, thence along said line to the place of beginning, shall form a separate school district, subject to the same provisions and restrictions contained in the act entitled "An act to establish a General ^{A separate sch'l district to be erected out of parts of E. Brunswick township, Schuylkill co.}

System of Education by Common Schools," passed April first, Anno Domini one thousand eight hundred and thirty-four, and its supplements; the election of school directors to be held in the school house in the town of McKeanburg.

Separate
sch'l district
to be formed
out of Pine
Grove tp.
Schuyl. co.

SECTION 24. That from and after the passage of this act, the citizens of the township of Pine Grove, in the county of Schuylkill, residing within the following limits, to wit: beginning in the middle of the river Swatara, on a line of lands of Peter Filbert, late Ley and Hoch, thence south eighty-seven and a half degrees west, through lands of late Ley and Hoch and Church land, sixty-nine and a half perches to a post, thence through land of John Keyser, north seventeen degrees east, fifty-eight perches to a hickory, thence through the same, south eighty-six and one half degrees west, sixty-one perches to a pine, thence through land of now or late Jacob Hubler, Lehman and Gratz, and John Zimmerman's lands, north eighty-seven and an half degrees east, ninety perches, to the middle of the river Swatara, the several courses and distances to the place of beginning, shall form a separate school district, subject to the same provisions and restrictions contained in the act entitled "An act to establish a General System of Education by Common Schools," passed April first, Anno Domini one thousand eight hundred and thirty-four, and its supplements; the election to be held in the school house in the town of Pine Grove.

Secretary of
the Common-
wealth, &c.
to adjust the
claim of ex-
ecutors of
W. Powers.

SECTION 25. That the Secretary of the Commonwealth, Secretary of the Land Office, and Surveyor General, be and they are hereby constituted a board to settle and adjust the claim of the executors of Captain William Power, deceased, for services rendered by the said Captain William Power, in his life time, as agent for the commonwealth, under the act for the sale of lands, late the estate of John Nicholson and Peter Baynton, passed the eleventh of April, eighteen hundred and thirty-six, and make such allowance for the services proved to have been actually rendered under the said act, as the board shall think just and equitable.

Report to
be filed in
Secretary's
office.
Governor to
draw his
warrant.

SECTION 26. And when the board hereby constituted shall have settled and adjusted the said claim, and ascertained the sum actually due for said services, (if any is found to be due,) they shall file a report of the same in the office of the Secretary of the Commonwealth, and the Governor, upon the report being filed as aforesaid, shall draw his warrant upon the State Treasurer in favor of the executors of the said Captain William Power, deceased, for such sum as may be found due, as aforesaid, and the State Treasurer is hereby required to pay the same.

SECTION 27. So much of the sixth section of the act

referred to in twenty-fourth section of this act, as relates to the compensation of the agent or agents to be employed, so far as it applies to this particular agent, is hereby repealed.

SECTION 28. That all laws prohibiting the erection of fish dams in the Frankstown Branch of Juniata, above the mouth of the Raystown Branch, be and the same are hereby repealed, and that the provisions of the act entitled "An act to authorize Charles Smith, of the borough of Lancaster, his heirs and assigns, to erect and maintain a wingdam in the river Juniata, under certain restrictions," be and the same are hereby so altered and extended, as that the said dam may be extended the whole distance across the said branch of said river, and be kept up and maintained throughout the whole year, any thing in the said act to the contrary in any wise notwithstanding.

SECTION 29. That when fifteen or more persons shall have subscribed one hundred and fifty shares of the stock of the company, incorporated to erect a Bridge over the river Schuylkill, at Matson's ford, in the county of Montgomery, and letters patent shall have issued, then it shall be the duty of the commissioners of the county of Montgomery to subscribe, on behalf of said county, for eighty shares of the stock of the aforesaid Bridge company, to be paid by warrants drawn by the county commissioners upon the county treasurer, and for that purpose, the commissioners of the said county of Montgomery are hereby authorized to sell, or cause to be sold, and transferred, the whole amount, or so much of the stock held by said county commissioners, on behalf of the county aforesaid, in the stock of the company, for erecting a permanent Bridge over the river Scuykill, opposite De Kalb street, in the borough of Norristown, as they may deem sufficient, to enable the said commissioners to make the said investment, and the subscription and payments authorized to be made by this act, shall, for every share subscribed and paid, vest in the said county commissioners, or their successors in office, for the use of the said county, all the rights and emoluments appertaining to a share or shares, as those held by individual stockholders.

LEWIS DEWART,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

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

JOS. RITNER.