

1790.
Franklin
ascertained.

composed of part of the original line of Lurgan township, and one to be run, so as to leave the tract of land now or late of Edward Shippen, Esquire, whereon the town of Shippensburg is erected, within the county of Cumberland, to the line of Fannet township; thence by the lines of the last mentioned township, (leaving the same in Franklin county) to the line of Bedford county; shall be, and the same is hereby declared to be the boundary line between the counties of Cumberland and Franklin.

Passed 27th March, 1790.—Recorded in Law Book, No. IV. page 83.

CHAPTER MCCCCXCII.

An ACT to authorize the sale of the Barracks in the borough of Lancaster, and the lot or lots on which they are erected, and for other purposes therein mentioned.

Passed 30th March, 1790.—Recorded in Law Book No. IV. page 88. (e)

(e) The sole object of this act being for the sale of the Barracklots, and putting a new roof on the powderhouse; and those objects having been accomplished, it is necessary only to retain the title.

CHAPTER MCCCCXCIV.

An ACT to repeal an act, entitled "An Act for ascertaining and confirming to certain persons, called Connecticut claimants, the lands by them claimed within the county of Luzerne, and for other purposes therein mentioned."

[Chap. 1274,
and see Van-
horné's lessee
v. Dorrance,
2 Dallas,
304.]

SECT. I. WHEREAS an act of Assembly, enacted the twenty-eighth day of March, one thousand seven hundred and eighty-seven, entitled "An Act for ascertaining and confirming to certain persons, called Connecticut claimants, the lands by them claimed within the county of Luzerne, and for other purposes therein mentioned," hath been found, in its principles and operations, to be unjust and oppressive, inasmuch as it divested many citizens of this state of their lands without their consent, and without making them any just compensation: And whereas depriving individuals of their property in such a summary way is unconstitutional, and of the most dangerous consequence: And whereas said act was enacted by the Legislature hastily, without due consideration had, and proper information of the magnitude of the grant: And whereas carrying said act into effect would impose a grievous burthen on the good citizens of this state, to make compensation to those who would thereby be divested of their property: And whereas the reasons set forth in the preamble of said act do not appear sufficient to warrant any legislative interference, or departure from the established rules of justice, in respect to private property, nor hath had the effect proposed:

SECT. II. *Be it therefore enacted, and it is hereby enacted by the Representatives of the Freemen of the commonwealth of Pennsylvania, in General Assembly met, and by the authority of the same,*

That the act, entitled "An Act for ascertaining and confirming to certain persons, called Connecticut claimants, the lands by them claimed within the county of Luzerne, and for other purposes therein mentioned," be, and the same is hereby repealed, and all proceedings had under said act are hereby rendered void, and declared to be null and of no effect; and all titles and claims which might be supposed to be affected by said act are hereby re-vested in the former owners, in as full and ample a manner as if the said act had never been enacted, any thing in the same to the contrary notwithstanding.

1790.
Repeal of the law confirming the estates of the Connecticut claimants.

SECT. III. And whereas it hath been represented to this house, that judgment has been obtained in sundry actions of ejectment brought in the court of Common Pleas for the county of Northumberland, for sundry tracts of land now lying within the county of Luzerne, at the suit of persons claiming under titles derived from the late Proprietaries of Pennsylvania, in which judgment by default has been recovered against persons holding such lands by virtue of rights or titles derived from or under the state of Connecticut, and it is right and just that the defendants in such actions should not be dispossessed without a trial by jury: *Be it therefore enacted by the authority aforesaid,* That no writ or writs of *Scire Facias*, or *Habeas, Facias Possessionem*, shall issue from the said court to revive such judgments, or to carry them into effect; but original suits in ejectment, for recovery of any such tracts of land within the said county, may be brought at the suit of such Pennsylvania claimants, or any of them.

Process not to issue, on judgments obtained by default, against the Connecticut claimants.

Passed 1st April, 1790.—Recorded in Law Book No. IV. page 96.

CHAPTER MCCCCXCVII.

An ACT for appointing two additional Trustees for the county of Huntingdon.

SECT. I. WHEREAS, by the act for erecting part of Bedford county into a separate county, by the name of Huntingdon county, three of the five trustees therein named were appointed as residents in the town of Huntingdon, for the greater convenience of forming a necessary quorum, in order to the execution of the trust committed to them: And whereas, by the death of one of the said trustees, the removal of another from the said town, and the intention of a third to remove soon from the county, there remains but one of the said trustees who has his usual residence in the said town, and it is become difficult to assemble any three of the said trustees for the necessary business of the county: For remedy whereof,

[See chap. 1360, ante. p. 417.]

SECT. II. *Be it enacted, and it is hereby enacted by the Representatives of the Freemen of the commonwealth of Pennsylvania, in General Assembly met, and by the authority of the same,* That Andrew Henderson and Richard Smith, of the town of Huntingdon aforesaid, be, and they are hereby, appointed trustees, in conjunction with the surviving trustees named in the said act, and now

Two additional trustees appointed for Huntingdon county.