

the value of the real and personal estates of the freeholders and inhabitants residing within that part of the township of the Northern Liberties of the city of Philadelphia, which lies between the middle of Fourth-street and the river Delaware, and between Vine-street and Peg's run, agreeably to the last assessment for raising county rates and levies, to be applied in conformity to the true intent and meaning of the act aforesaid.

1800.

SECT. II. *And be it further enacted by the authority aforesaid,* That so much of the aforesaid recited act, as is hereby altered and supplied, be, and the same is hereby repealed, and made null and void.

Repeal of part of the former act.

Passed 12th March, 1800.—Recorded in Law Book No. VII. page 135.

CHAPTER MMCXVIII.

An ACT to repeal the act, entitled "An act for the limitation of actions to be brought for the inheritance or possession of real property, or upon penal acts of Assembly, in all cases where title has at any time been claimed under the Susquehanna Company, or the state of Connecticut."

[Vol. 2, page 399.]

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 act of the General Assembly, passed the twenty-sixth day of March, one thousand seven hundred and eighty-five, entitled "An Act for the limitation of actions to be brought for the inheritance or possession of real property, or upon penal acts of Assembly," be, and the same is hereby repealed, and rendered null and void, and declared to have no force or effect within what is called the seventeen townships, in the county of Luzerne, nor in any case where title is, or has at any time, been claimed under what is called the Susquehanna Company, or in any way under the state of Connecticut, for any lands or possessions within this commonwealth.

Repeal of the limitation act so far as respects the seventeen townships, &c. in Luzerne county.

Passed 11th March, 1800.—Recorded in Law Book No. VII. page 163.

CHAPTER MMCXIX.

An ACT to erect certain parts of Allegheny, Westmoreland, Washington and Lycoming counties, into separate counties.

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 those parts of the counties of Allegheny and Washington, included within the following boundaries, viz. Beginning at the mouth of Big Sewickly creek on the Ohio river; thence up the said creek to the west line of Alexander's district of depreciation lands; thence northerly along the said line and continuing the same course to the north line of the first donation district; thence westerly along the said line to the western boundary of the state; thence southerly

Boundaries of Beaver county.

1800. along the said boundary across the Ohio river to a point in the said boundary, from which a line to be run at a right angle easterly will strike White's mill on Racoon creek, and from such point along the said easterly line to the said mill, leaving the said mill in the county of Beaver, thence on a straight line to the mouth of Big Sewickly creek, the place of beginning; be, and the same is hereby erected into a separate county, to be henceforth called Beaver county; and the place of holding the courts of justice shall be at Beaver-town, in the said county. And the Governor shall and he is hereby empowered to appoint three commissioners, any two of which shall run and ascertain and plainly mark the boundary lines of the said county of Beaver, and shall receive as a full compensation for their services therein, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county of Beaver.

Seat of justice.
The lines to be run by commissioners.

The boundaries of Butler county.

SECT. II. *And be it further enacted by the authority aforesaid,* That all that part of Allegheny county, included within the following lines, viz. Beginning at the mouth of Buffalo creek on the Allegheny river: thence by a line running due west until it strikes the line of Beaver county; thence north by the line of said county to the north-east corner of said county; thence by a line north thirty-five degrees east fourteen miles; thence by a line running due east, continuing said course to where a line running due north from the mouth of Buffalo creek the place of beginning, will intersect said line, unless the last mentioned line should first strike the Allegheny river, then and in that case to run down said river along the several courses thereof, until it will intersect said line; thence by said line to the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Butler county; and the place of holding the courts of justice in and for said county, shall be fixed by the Legislature at any place at a distance not greater than four miles from the centre of the said county, which may be most beneficial and convenient for the said county. And the Governor shall be, and he is hereby empowered to appoint three commissioners, any two of which shall run and ascertain and plainly mark the boundary lines of the said county of Butler, and shall receive as a full compensation for their services, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county of Butler.

Seat of justice.

The lines to be run by commissioners.

The boundaries of Mercer county.

SECT. III. *And be it further enacted by the authority aforesaid,* That all that part of Allegheny county, which shall be included within the following boundaries, viz. Beginning at the north-east corner of the county of Beaver, thence north-eastwardly along the line of the county of Butler, to the corner of the said county of Butler, and of the county of Venango, herein after described; thence northerly on a line parallel to the Western boundary of the state, to the north line of the fifth donation district; thence at a right angle along said line westwardly, to the western boundary of the state; thence southerly along the said boundary, to the north-west corner of the county of Beaver; thence easterly along the north boundary of the county of Beaver, to the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Mercer county; and the place of holding the

courts of Justice in and for the said county, shall be fixed by the Legislature at any place at a distance not greater than five miles from the centre of the said county, which may be most beneficial and convenient for the said county. And the Governor shall, and he is hereby empowered to appoint three commissioners, any two of which shall run and ascertain and plainly mark the boundary lines of the said county of Mercer, and shall receive as a full compensation for their services therein, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county of Mercer.

1800.

Seat of Justice
The lines to be run by commissioners.

SECT. IV. *And be it further enacted by the authority aforesaid,* That all that part of Allegheny county, which shall be included within the following boundaries, viz. Beginning at the north-east corner of Mercer county; thence upon a course north forty-five degrees east, till it intersects the north line of the sixth donation district; thence eastwardly along the said line ten miles; thence at a right angle to the said line northerly to the north line of the eighth donation district; thence westwardly along the said line to the western boundary of the state; thence southerly along the said boundary to the north-west corner of Mercer county; thence eastwardly along the north line of Mercer county, to the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Crawford county, and the place of holding the courts of justice in and for the said county, shall be at Meadville; provided the inhabitants or proprietors of Meadville and its vicinity, subscribe and secure the payment of four thousand dollars to the trustees of the county, either in specie, or land at a reasonable valuation, within four months of the passing of this act, for the use of a seminary of learning within said county; and in case of neglect or refusal, the trustees shall, and they are hereby authorized to fix on the seat of justice, at any place within four miles of Meadville. And the Governor shall, and he is hereby empowered to appoint three commissioners, any two of which shall run and ascertain and plainly mark the boundary lines of the said county of Crawford, and shall receive as a full compensation for their services therein, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county of Crawford.

The boundaries of Crawford county.

Seat of Justice.

The lines to be run by commissioners.

SECT. V. *And be it further enacted by the authority aforesaid,* That all that part of Allegheny county, which shall be included in the following boundaries, viz. beginning at the north-east corner of Crawford county; thence at a right angle with the north boundary of the same northerly till it shall intersect the line of the state of New-York; thence westwardly along the said line to the south-west corner of the said state; thence northerly by the line of the said state into Lake Erie; thence south-westwardly by the said Lake, including so much thereof as is within the jurisdiction of Pennsylvania, until it shall intersect the aforesaid western boundary of the state; thence southerly by the said boundary to the north-west corner of Crawford county; thence along the north line of the said county to the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Erie county; and

The boundaries of Erie county.

1800. the place of holding the courts of justice, in and for the said county, shall be at the town of Erie.

Seat of justice.
The boundaries of Warren county.

SECT. VI. *And be it further enacted by the authority aforesaid,* That so much of the counties of Allegheny and Lycoming, as shall be included within the following boundaries, viz. Beginning at the south-east corner of Crawford county, in the north line of the sixth donation district; thence the course of the said line eastwardly across the Allegheny river, until it shall intersect the line dividing Johnston's and Potter's districts, in the county of Lycoming; thence northerly along the said line to the line of the state of New-York; thence westwardly along the line of the said state, to the corner of Erie county; thence southerly by the eastern boundaries of the counties of Erie and Crawford, to the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Warren county; and the place of holding the courts of justice within the said county, shall be at the town of Warren, in the said county. And the Governor shall, and he is hereby empowered to appoint three commissioners, any two of which shall run and ascertain and plainly mark the boundary lines of the said county of Warren, and shall receive as a full compensation for their services therein, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county Warren.

Seat of justice.

The lines to be run by commissioners.

The boundaries to be run by Venango county.

SECT. VII. *And be it further enacted by the authority aforesaid,* That so much of the counties of Allegheny and Lycoming, as shall be included within the following boundaries, viz. Beginning at the north-east corner of Mercer county; thence on the first line or course of Crawford county, until it shall intersect the north line of the sixth donation district, being the same as the first line of the said county of Crawford; thence eastwardly upon the said line of the sixth donation district, along the boundary of the counties of Crawford and Warren, and crossing the river Allegheny to the line dividing Wood's and Hamilton's districts, in the county of Lycoming; thence southerly along the said line to Toby's creek; thence down the said creek to the river Allegheny; thence across the said river, and upon the line of Armstrong county hereinafter described, to the north-east corner of the county of Butler; thence westwardly by the north line of the said county to the corner of Mercer county; thence northerly along the line of Mercer county to the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Venango county; and the place of holding the courts of justice in and for the said county, shall be at the town of Franklin, in the said county. And the Governor shall, and he is hereby empowered to appoint three commissioners, any two of which shall run and ascertain and plainly mark the boundary lines of the said county of Venango, and shall receive as a full compensation for their services therein, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county of Venango.

Seat of justice.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That so much of the counties of Allegheny, Lycoming and West-

moreland, as shall be included within the following boundaries, viz. 1800.

Beginning on the Allegheny river, at the mouth of Buffalo creek, the corner of Butler county; thence northerly along the line of the said county of Butler, to the north-east corner of the same, supposed, to be at the Allegheny river, and if the north-east corner of the said county of Butler shall not strike the Allegheny river, then from the said corner on a line at a right angle from the first line of the county of Butler, until the said line shall strike the Allegheny river; thence by the western margin of the said river to the mouth of Toby's creek; thence crossing the river and up the said creek to the line dividing Woods and Hamilton's districts; thence southerly along the said line to the present line of Westmoreland county; thence south thirty-five degrees west to the Kiskiminitas river; thence down the said river to the mouth thereof on the Allegheny river; thence across the said river to the westwardly margin thereof; thence down the said river to the mouth of Buffalo creek, the corner of Butler county, the place of beginning, be, and the same is hereby erected into a separate county, to be henceforth called Armstrong county; and the place of holding the courts of justice, in and for the said county, shall be fixed by the Legislature on the Allegheny river, at any place at a distance not greater than five miles from the Old Kitanning town, which may be most beneficial and convenient for the same. And the Governor shall, and he is hereby empowered to appoint three commissioners, any two of which shall run, ascertain and plainly mark the boundary lines of the said county of Armstrong, and shall receive as a full compensation for their services therein, the sum of two dollars for every mile so run and marked, to be paid out of the monies which shall be raised for the county uses, within the county of Armstrong. And for the present convenience of the inhabitants of the said county of Armstrong, until an enumeration of the taxable inhabitants of the said county shall be made, and it shall be otherwise directed by law, the said county of Armstrong shall be, and the same is hereby annexed to the county of Westmoreland; and the jurisdiction of the several courts of the county of Westmoreland, and the authority of the Judges thereof, shall extend over, and shall operate and be effectual within the said county of Armstrong. And that part of Armstrong county westwardly of the Allegheny river, shall form an election district; and the inhabitants thereof shall hold their elections at a house now occupied by John Smith, Esquire. And the inhabitants of that part of the county of Butler, within Elder's district of depreciation lands, who heretofore held their elections at the town of Freeport, shall be annexed to the district known by the name of M'Clure's district, and vote with the inhabitants thereof, at the house now occupied by Andrew M'Clure. And the inhabitants of that part of Butler county, included in any of the donation districts who heretofore held their elections at the town of Freeport, shall be annexed to what is called Buchanan's district, and vote with the inhabitants thereof.

SECT. IX. *And be it further enacted by the authority aforesaid,* That the commissioners to be appointed in conformity to this act to run, ascertain and mark the boundary lines of the counties contain-

The boundaries of Armstrong county.

Seat of justice.

The lines to be run by commissioners.

Armstrong annexed to Westmoreland county.

Election district in Armstrong county.

Election districts in Butler county.

The boundaries of the several counties to be run on or before

1800.

the fifteenth
June.
Returns of
the taxable
inhabitants
in each coun-
ty.

Beaver and
Butler re-
main with
the county of
Allegheny.

Crawford,
Mercer, Ve-
nango, War-
ren and Erie,
form one
county called
Crawford
county, with
all county
privileges.

County offi-
cers.

[Altered by
subsequent
laws.]

Judicial pow-
er in Craw-
ford county.

Continuance
of all process
depending in
the several
counties.

Appor-
tionment of re-
presentation
in the Legis-
lature for Al-
legheny, Bea-
ver, Butler,
Mercer.

ed in this act, are hereby enjoined and required to run and mark the boundary lines of said counties, on or before the fifteenth day of June next. And the assistants to be appointed by the commissioners to take the enumeration of the taxable inhabitants, included in the bounds in any of the counties aforesaid, shall make a separate and accurate return of all the taxable inhabitants, included in the bounds of each county, agreeably to law. And for the present convenience of the inhabitants, until an enumeration of the taxable inhabitants within the aforesaid counties respectively shall be made, and it shall be otherwise directed by law, the counties of Beaver and Butler shall remain with the county of Allegheny, and be a part thereof as heretofore; and the authority of the Judges thereof shall continue over the same. And the counties of Crawford, Mercer, Venango, Warren and Erie, shall form one county; under the name of Crawford county; and the inhabitants thereof shall enjoy all and singular the jurisdictions, powers, rights, liberties and privileges whatsoever, within the same, which the inhabitants of other counties of this state do, may, or ought to enjoy within their respective counties, and under the same rules, laws and regulations, shall, at the ensuing general and other elections, elect such officers as they by law and the constitution are entitled to; and the Sheriffs, Treasurers and all such officers as have heretofore usually given bail for the faithful discharge of their respective offices, who may hereafter be elected or appointed in the said county of Crawford, before they or either of them shall enter upon the execution of their respective offices, shall give sufficient security in the like sums, in the like manner and form, and for the like uses, trusts and purposes as such officers are obliged by law for the time being, to do in the county of Allegheny.

SECT. X. *And be it further enacted by the authority aforesaid,* That the Judges of the Supreme Court, and the President of the fifth district, of which district the said county of Crawford is hereby declared to be part, as well as the Associate Judges who shall be commissioned in and for the county of Crawford, shall have like powers, jurisdictions and authorities, within the same, as are warranted to, and exercised by the Judges in other counties, by the constitution and laws of this state.

SECT. XI. *And be it further enacted by the authority aforesaid,* That no action or suit now commenced, or that may be commenced before the first day of June next, within any of the counties of Westmoreland, Washington, Allegheny or Lycoming, against any person or persons living or residing within their present respective bounds, and which by this act are made part of any of the before described counties, shall be stayed, discontinued or affected by this act, or any thing herein contained, but the same may be prosecuted to judgment and execution, with the like effect and in the same manner, as if this act had not passed.

SECT. XII. *And be it further enacted by the authority aforesaid,* That until an enumeration of the taxable inhabitants shall be made within the before described counties respectively, and it shall be otherwise directed by law, the inhabitants of the counties of Allegheny, Beaver, Butler, Mercer, Crawford, Erie, Warren and Venan-

go, shall jointly elect two representatives, to serve in the House of Representatives of this state, in the same manner, and under the same regulations as is directed by the existing laws of this state, for conducting and making return of the election of Allegheny. And the said counties, together with the counties of Washington and Greene, shall continue to be a district for the election of senators as heretofore; and the inhabitants of the county of Armstrong, shall jointly with the county of Westmoreland, elect three representatives, and be also annexed to the same district as the said county of Westmoreland for the election of state senators, and representatives in Congress. And that part of Washington county which by this act is annexed to the county of Beaver, shall for the present, and until it shall be otherwise directed by law, be annexed to, and is hereby declared to be part of Allegheny county, and be subject to the jurisdiction of the several courts of the said county of Allegheny. And the inhabitants included within the following bounds, viz. Beginning at the south branch of Tomlinson's run, on the state line; thence by a straight line to Parkinson's, on the road from Georgetown to White's mill; thence by a straight line to the Ohio river, opposite to the mouth of Wolf run; thence across said river up Wolf run, to the head of the north-west branch thereof; thence by a straight line to Ruel Reed's; thence west to the state line; thence by said line to the beginning, shall be a separate election district; and the electors thereof shall hold their elections at the house now occupied by Samuel Lyon, in Georgetown: and the inhabitants of that part formerly Washington, now Beaver county, not included in the aforesaid district, shall be annexed to the election district which is held at the house of Samuel Wilson. And the inhabitants of such parts of the counties of Beaver and Mercer, as are comprehended within the first and second districts of donation lands, shall be a separate election district, and hold their elections at the house now occupied by John Elliot; and the inhabitants of that part of Mercer county, as are comprehended within the third, fourth and fifth districts of donation lands shall be a separate election district, and hold their elections at the house now occupied by Benjamin Stokely, in the said district, any thing in any former law to the contrary notwithstanding.

SECT. XIII. *And be it further enacted by the authority aforesaid,* That as soon as it shall appear by an enumeration of the taxable inhabitants within the counties of Beaver, Butler, Mercer, Crawford, Erie, Warren, Venango and Armstrong, that any of the said counties, according to the ratio which shall then be established for apportioning the representation among the several counties of this commonwealth, shall be entitled to a separate representation, provision shall be made by law for apportioning the said representation, and enabling such county to be represented separately, and to hold the courts of justice at such place in the said county, as is or hereafter may be fixed for holding the same by the Legislature, and to choose their county officers in like manner as in the other counties of this commonwealth: *Provided nevertheless,* That if all the counties at present composing the county of Crawford, shall, upon such enumeration appear to be entitled to choose one or more respresen-

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Crawford, Erie, Warren and Venango;

of senators for the same counties with Washington and Greene; for Armstrong with Westmoreland; senators and representatives in Congress. Part of Beaver annexed to Allegheny county.

Election districts,

Beaver.

Beaver and Mercer.

Mercer.

When the several new counties shall be represented separately.

Provide as to Crawford county.

1800. tatives, then and in that case provision shall be made by law apportioning the representation, and allowing the said county of Crawford to be represented separately from the county of Allegheny, notwithstanding any one of the said counties now composing the county of Crawford, may not be entitled to a separate representation.

A lot to be purchased for public uses in Crawford county.

Expense, how defrayed.

Trustees for Crawford,

Trustees for Beaver.

Trustees for Erie.

Trustees for Warren.

Trustees for Venango,

Trustees for Butler.

Trustees for Mercer.

Trustees for Armstrong.

Their duties and powers.

Provision as to lines already run

SECT. XIV. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the county commissioners of the county of Crawford, who shall be elected at the next annual election, to take assurance to them and their successors in office, of such lot or piece of ground as shall be approved of by them, for the purpose of erecting thereon a court-house, gaol and offices for the safe keeping of the records; and that for defraying the expenses thereof, the county commissioners shall assess and levy, in the manner directed by the act for raising county rates and levies, a sum not exceeding five thousand dollars in any three years; and David Meade, Frederick Hamaker and James Gibson, are hereby appointed trustees for the said county of Crawford, with full authority for them or a majority of them, to purchase, or take and receive by grant, bargain or otherwise, all such assurances for the payment of money and grants of land, or other property, that may be offered to them, or the survivors or survivor of them, in trust for the use and benefit of said county, and to sell and convey such part thereof, either in town lots or otherwise, as to them or a majority of them shall appear advantageous and proper, and to vest one moiety of the neat proceeds thereof in some productive property, to be a fund for the support of an academy or public school, at the county town in the said county, and to apply the other moiety thereof in aid of the county rates and levies, for the purpose of erecting the public buildings aforesaid. And Jonathan Coulter, Joseph Hemphill and Denny McLure, are hereby appointed trustees for the county of Beaver; and Judah Colt, Thomas Rees and John D. Hay, for the county of Erie; and William Miles, Thomas Miles and John Andrews, for the county of Warren; and George Fowler, Alexander McDowell and James McClaron, for the county of Venango, with like powers and authorities, and for the same trusts and purposes, within their counties respectively; and Adiel McLure, James Amberson and William Elliott, are hereby appointed trustees for the county of Butler; and Benjamin Stokely, William McMillan and John Williamson, for the county of Mercer; and John Craig, James Sloan and James Barr, for the county of Armstrong, who shall receive proposals in writing, from any person or persons, or any bodies corporate or politic, for the grant or conveyance of any lands within the said counties respectively, and within the limits of this act, for fixing the place of holding courts of justice in the said counties respectively; and when the place for holding the courts of justice in the said counties respectively, shall be fixed by the Legislature, to take assurance in the law for the lands contained in any such proposal, which shall or may be accepted of, under the same trusts, and for the same uses and benefits within the said counties respectively, as are before declared with respect to the county of Crawford.

SECT. XV. *And be it further enacted by the authority aforesaid,* That whenever the boundary lines of any of the said counties shall

be the boundary lines of the State, the said lines being already known and established, the same shall not be run by any of the commissioners appointed by this act; and when any line shall be run and ascertained, and marked by any of the commissioners, which shall be the dividing line between two counties, the said line shall not be run a second time, but the commissioners who shall first attend and perform the said service, shall be entitled to the compensation therefor, which shall in such cases be paid equally by the counties separated by the said line, unless it should happen to be a line of Washington, Allegheny, Westmoreland or Lycoming.

and ascertained, forming the boundary of any new county.

SECT. XVI. *And be it further enacted by the authority aforesaid,* That the commissioners of the county of Allegheny, shall have power, and are hereby authorized to assess and levy county rates and levies, for county uses and purposes, in the counties of Beaver and Butler; and the commissioners of Crawford shall have power, and are hereby authorized to assess and levy county rates and levies, for county uses and purposes, in the counties of Mercer, Erie, Warren and Venango; and the commissioners of Westmoreland shall have power, and are hereby authorized to assess and levy county rates and levies, for county uses and purposes, in the county of Armstrong; and the said commissioners and treasurers of the counties of Allegheny, Westmoreland and Crawford, respectively, shall open an account for each county from which such rates and levies shall be raised and collected, and shall respectively pay out of the monies raised and collected in each county respectively, all the expenses of assessing, levying and collecting the same therein, together with the expenses of running the boundary lines, and the expenses of ignoramus bills, and other costs of prosecution chargeable to the county, which shall be exhibited against persons residing and inhabiting the said counties respectively; and also, all rewards for wolf-scalps, and animals of prey, for which a reward is or shall be given by law, destroyed in the said counties respectively; and that the remainder or surplus thereof, shall be applied to and for the use of the county in which the same shall be raised. That all the county taxes which have or shall be assessed for the current year by the commissioners of Allegheny county, in that part now struck off, and included within the lines of the several counties now formed, shall be and remain for the use of the county in which such sum is or shall be assessed.

County rates and levies for Beaver and Butler:

for Mercer, Erie, Warren and Venango:

for Armstrong.

Accounts how kept, and monies applied.

Existing assessments in Allegheny.

SECT. XVII. *And be it further enacted by the authority aforesaid,* That the Governor is hereby empowered to direct the Surveyor-General, to cause to be laid off by actual survey, out of the reserved tract adjoining the town of Beaver, the quantity of five hundred acres of land, for the use of such school or academy, as may hereafter be established by law in the town of Beaver, which survey shall be returned to the office of the Surveyor-General, and a patent shall thereupon issue to the trustees of the county of Beaver and their successors, for the said quantity of five hundred acres, so surveyed and laid off for the use and trust aforesaid, (t)

A tract of land in Beaver to be laid off for the use of an academy.

Passed 12th March, 1800.—Recorded in Law Book No. VII. page 137.

1. Beaver County.

See (chap. 1589,) ante, page 56, and the notes subjoined thereto.

Annexation to Beaver town district, 27th February, 1801, (chap. 2202.)
By act of 13th January, 1803, (chap.

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2299.) Two new election districts are established and a certain part of the county annexed to the Beaver town district; and a certain other part, annexed to the George town district. But the place of holding the elections in the George town district is altered by act of 4th April, 1805, (chap. 2599, § 19.)

The county of Beaver was organized for judicial purposes, by act of 2d April, 1803, (chap. 2380.)

The commissioners were authorized, by act of 2d March, 1805, to collect the arrearages of taxes, remaining unpaid at the time of its organization, (chap. 2543.)

A certain part of the county, on the Ohio, annexed to the Beaver town district, by act of 31st March, 1806, (chap. 2715, § 16.)

The place of holding elections in Slippery Rock township changed, by act of 11th April, 1807, (chap. 2856, § 7.)

A new district erected, beginning at the western boundary of the state, &c. by act of 4th April, 1809.

North Beaver township erected into a separate district; parts of Big and Little Beaver townships, annexed to Greensburgh district; and another district, beginning at the Ohio state line, established, by act of 20th March, 1810, (§ 12.)

Another district, beginning at the six mile run, on the Ohio river, &c. established, by act of 1st April, 1811, (§ 7.)

By the last enumeration, the county of Beaver contained one thousand nine hundred and thirty-seven taxables. Butler one thousand four hundred and forty-four taxables, and Allegheny four thousand and twenty-four taxables; total, seven thousand four hundred and five taxables, and by act of 21st March, 1808, apportioning the representation in pursuance thereof, these three counties jointly send two members to the Senate; Beaver, one member, and Allegheny and Butler, four members to the House of Representatives.

By the Judiciary act of 24th February, 1806, the counties of Beaver, Allegheny, Washington, Fayette and Greene, compose the fifth judicial district. The courts in Beaver are held on the first Mondays of January, August and November, and the last Monday in March; the term continues one week.

Beaver county is attached to the western district of the Supreme Court.

2. *Butler County.*

By act of 8th March, 1803, (chap. 2331,) trustees are appointed, to cause to be surveyed three hundred acres of land, for the use of the county, on the north side of Conequenessing creek, near

Cunningham's mill; to lay out a lot, &c. for the public buildings, and the residue into town and out lots. The town to be called "*Butler*," to sell the town and out lots by auction, &c. first having obtained deeds for the land in fee simple, in trust, &c. and recorded in Allegheny county, and then to convey to the purchasers. Within two years after the county shall be organized, the trustees shall surrender their trust to the commissioners of the county, settle their accounts, and pay over the monies, &c. and to be compensated by the commissioners for their services. A return of the survey to be filed in the recorder's office of Allegheny county, &c. and so much of the act in the text, as authorizes the commissioners therein named to be trustees for the county, is repealed.

By act of 3d April, 1804, (chap. 2507, § 11-12-13-14,) the second, fifth and sixth districts, and Middlesex and part of Buffalo townships (another district) are established.

The county was organized for judicial purposes, by act of 2d April, 1803, (chap. 2380.)

The commissioners were authorized by act of 2d March, 1805, (chap. 2543,) to collect the arrearages of taxes remaining unpaid at the time of its organization.

Place of holding elections in the first district changed, Buffalo township; Middlesex; and Conequenessing and Muddy creek townships, erected into separate election districts, by act of 31st March, 1806, (chap. 2715, § 18-19-20.)

Place of election fixed for Butler and Centre townships, by act of 11th April, 1807, (chap. 2856, § 11.)

The electors of Butler, Centre, Donegal and Clearfield townships, to vote at the town of Butler, by act of 20th March, 1810, (§ 27.)

For the population and representation of Butler county, see *Beaver county*, above.

By the judiciary act of 24th February, 1806, the counties of Mercer, Butler, Venango, Crawford and Erie compose the sixth judicial district. The courts in Butler are held on the first Mondays in March, June, September and December; the term continues one week.

Butler county is attached to the western district of the Supreme Court.

3. *Mercer County.*

The seventh and eighth districts established, and transfer of elections from Elliott's to Stokely's, by act of 27th February, 1801, (chap. 2202.)

Six election districts established by act of 12th March, 1802, (chap. 2244.)

By act of 24th March, 1803, (chap. 2343,) trustees are appointed, to survey two hundred acres of land on the west side of Otter creek, &c. to lay out lots for the public buildings, and the residue into town and out lots, the town to be called "Mercer." To sell the out lots at auction, and transmit a plot of the town to the office of the secretary of the commonwealth, and with the proceeds of sale to erect the public buildings, &c. first receiving deeds in fee simple, for the land, in trust, &c. and have the same recorded in Crawford county, and then to make conveyances to the purchasers, &c. Trustees within two years after the county shall be organized, to surrender their trust to the commissioners of the county, who shall compensate them for their services. The trustees to file a report of their proceedings in the recorder's office of Crawford county, and so much of the act in the text, as authorizes the commissioners therein named to be trustees of the county, is repealed.

The county of Mercer was organized for judicial purposes, by act of 2d April, 1803, (chap. 2380.)

By act of 4th April, 1805, (chap. 2599, § 24-25-26-27.) The townships of Cool Spring, Delaware, Lackawanic, Springfield and Mercer; Sandylake township; Wolf creek township; and Slippery Rock township, are erected into four separate districts.

Mahoning, Neshanock and Shenango townships erected into three separate districts, by act of 11th April, 1807, (chap. 2856, § 40-41-42.)

Pymatuning township erected into a separate district, by act of 28th March, 1808, (chap. 2972, § 60.)

The place of holding elections in Sandylake, Wolf creek and Mahoning townships, changed, by act of 20th March, 1810, (§ 14-15-30.)

The line between Mercer and Crawford counties altered, (chap. 2996.)

By the last enumeration, the county of Mercer contained one thousand six hundred and twenty-three taxables, and Venango seven hundred and eighty-two taxables, total, two thousand four hundred and five taxables, which counties jointly send two members to the House of Representatives; and with the counties of Erie, Crawford and Warren one member to the Senate, by act of 21st March, 1808.

For the courts see "Butler county," above. The court is held in Mercer on the second Mondays in March, June, September and December. The term continues one week.

Mercer county is attached to the western district of the Supreme court.

4. Crawford County.

A public seminary of learning established at Meadville, by act of 22d April, 1802, (chap. 2278,) Trustees appointed, 4th April, 1805, (chap. 2608.)

Parts of Crawford and Venango counties erected into a separate election district, by act of 21st February 1801, (chap. 2177.)

Rockdale township, erected into a separate district, by act of 11th February, 1803, (chap. 2316.)

Four election districts established by act of 4th April, 1803, (chap. 2382.)

Electors of Meade township, to vote at Meadeville; and Venango township erected into a separate district, by act of 4th April, 1805, (chap. 2599, § 1-14.)

A new district erected; part of Sadsbury township annexed to Meade district; and part of Meade township annexed to Hennington district, by act of 31st March, 1806, (chap. 2715, § 27-28-29.)

Sadsbury township erected into a separate district, by act of 11th April, 1807, (chap. 2856, § 39.)

Wayne, Fairfield and part of Fallowfield townships, erected into a separate district by act of 4th April, 1809, (§ 8.)

The places of holding elections fixed for Oil creek township, Sadsbury township and Wayne township, by act of 20th March, 1810, (§ 18-19-22.)

Court-house and public buildings to be erected at Meadeville, on the public square, act of 5th March, 1804, (chap. 2431.)

Part of the line between Crawford and Mercer counties altered, by act of 28th March, 1808, (chap. 2996.)

By the last enumeration the county of Crawford contained one thousand two hundred and sixteen taxables, Erie nine hundred and fourteen, Warren (no return,) and by act of 21st March, 1808, apportioning the representation in pursuance thereof, Crawford, Erie and Warren, send two members to the House of Representatives, and with Mercer and Venango, one member to the Senate.

By the judiciary act of 24th February, 1806, Butler, Mercer, Venango, Crawford and Erie, compose the sixth judicial district. The courts are held in Crawford on the fourth Mondays in March, June, September and December. The term continues one week.

Crawford county is attached to the western district of the Supreme Court.

5. Erie County.

Part of Greenfield township erected into a separate election district. Act of 22d January, 1803, (chap. 2303, obsolete.)

The county of Erie organized for ju-

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dicial purposes, by act of 2d April, 1803, (chap. 2380.)

The town of Erie erected into a borough, &c. by act of 29th March, 1805, (chap. 2577.)

Original boundary of M'Kean township, erected into a separate district, by act of 4th April, 1805, (chap. 2599, § 12,) (obsolete.)

The election districts arranged, and ten districts established, by act of 11th April, 1807, (chap. 2856, § 15.)

The place of holding elections fixed for the third and tenth districts; and Venango township erected into the eleventh district, by act of 28th March, 1808, (chap. 2972, § 11-12-18.)

The second district divided, and M'Kean township to be the second district, and Conneotte to be the twelfth district. The seventh district also divided, and Harbour creek to be the seventh district, and Beaver dam township to be the thirteenth district, by act of 4th April, 1809, (§ 9-10-11-12.)

The place of holding elections in the eighth district changed; and the thirteenth district repealed, and annexed to the sixth district, electing at Waterford, Act of 20th March, 1810, (§13-28.)

Two thousand dollars granted for the erection of public buildings in Erie, by act of 16th March, 1807, (chap. 2772.)

An academy founded and endowed at Erie, by act of 2d April, 1811.

For the population and representation, and also with respect to the judiciary, see the note to *Crawford* county, (*supra*.) The courts are held the Mondays after the courts in *Crawford*. The term continues one week.

Erie is annexed to the western district of the Supreme Court.

See title "*Erie county*," in the General Index.

6. *Warren County.*

Warren county erected into an election district, by act of 21st Feb'y, 1801, (chap. 2177.)

Warren county annexed to Venango county for judicial purposes, by act of 1st April, 1805, (chap. 2588,) and forms part of the sixth judicial district. The county not yet being separately organized.

Part of M'Dowell's district, Warren county, annexed to North Irwin election district, Venango county, by act of 4th April, 1805, (chap. 2599.)

Conewango township erected into a separate district, by act of 28th March, 1808, (chap. 2972, § 33.)

For the representation, see *Crawford* (*supra*.) See title "*Warren county*," in the General Index.

7. *Venango County.*

Part of *Crawford* and Venango coun-

ties erected into a separate election district, by act of 21st Feb'y, 1801, (chap. 2177.)

Part of South Irwin township erected into a separate district, by act of 2d April, 1803, (chap. 2381.)

North Irwin district erected, by act of 3d April, 1804, (chap. 2507, § 5.)

Venango county organized for judicial purposes by act of 1st April, 1805, (chap. 2588.)

Part of M'Dowell's district, Warren county annexed to North Irwin district, by act of 4th April, 1805, (chap. 2599.)

Fifteen hundred dollars granted for the erection of the public buildings, by act of 28th March, 1806, (chap. 2707.)

The site of the Court-house fixed, in the town of Franklin, by act of 26th March, 1808, (chap. 2952.)

The place of election in Irwin township changed, by act of 11th April, 1807, (chap. 2856, § 36.)

Richland township erected into a separate district, by act of 28th March, 1808, (chap. 2972, § 34.)

Irwin and Scrubgrass townships erected into a separate district; and part of Sandy creek township to vote at the town of Franklin. Act of 4th April, 1809, § 31.

For the population and representation, see note to "*Mercer county*," (*supra*.)

For the judiciary, see notes to "*Crawford county*," (*supra*.) The courts in Venango are held on the third Mondays in March, June, September and December. The term continues one week.

Venango is attached to the western district of the Supreme Court.

See titles "*Venango*," and "*Franklin town*," in the General Index.

B. *Armstrong County.*

Commissioners appointed to fix the places for the seat of Justice in Armstrong, Butler and Mercer counties, &c. by act of 6th April, 1802, (chap. 2285.)

By act of 4th April, 1803. Trustees are appointed to survey one hundred and fifty acres of land, part of the Kittanning tract, for the use of the county; to lay out lots for the public buildings; and the residue in town and out lots; the town to be called "*Kittanning*," the trustees to sell the lots at public auction, and transmit a draft of the town to the office of the Secretary of the commonwealth; and having first obtained deeds in fee simple, in trust, for the land, &c. and recorded the same in Westmoreland county, to make conveyances to the purchasers. Within two years after the county shall be organized, the trustees shall surrender

their trusts to the commissioners of the county, and pay them the monies remaining in their hands: before the county was organized, the court of Westmoreland had power to appoint auditors to settle the accounts of the trustees. Trustees to be compensated for their services by the commissioners, &c. a return of the survey to be filed in the recorder's office of Westmoreland county; and so much of the act in the text as authorizes the commissioners therein named, to be trustees for the county of Armstrong, is repealed.

Armstrong county organized for judicial purposes, by act of 2d March, 1805, (chap. 2541.)

Allegheny township, erected into a separate election district, by act of 29th March, 1802, (chap. 2257.)

Place of holding elections in Buffalo township changed, by act of 7th Feb'y, 1803, (chap. 2310.)

Toby township erected into a separate district, by act of 3d April, 1804, (chap. 2507, § 7,) erected a second time into a separate district and place of holding elections therein changed; and Kirtanning township; Buffalo township; Sugar creek township; Allegheny township a second time; and Redbank township, erected into separate districts, by act of 11th April, 1807, (chap. 2856,) § 1-2-3-4-5 6.

Plum creek township erected into a separate district; and the places of holding elections in Redbank and Allegheny townships changed, by act of 20th March, 1810, § 9-10-11.

Actions for trespass on, and ejectments for lands in Armstrong county, commenced in Allegheny county, prior to the 1st Monday in November, 1805; to be transferred to Armstrong county, &c. by act of 26th March, 1808, (chap. 2949.)

By the last enumeration, the county of Armstrong contained nine hundred and sixteen taxables; and Jefferson and Indiana one thousand one hundred and twenty-three taxables; total, two thousand and thirty-nine; and by the act of 21st March, 1808, apportioning the representation in pursuance thereof, these three counties send one member to the House of Representatives, and in conjunction with the county of Westmoreland, one member to the Senate.

By the judiciary act of 24th Feb'y, 1806. The counties of Somerset, Cambria, Indiana, Armstrong and Westmoreland, compose the tenth judicial district. The courts in Armstrong are held on the third Mondays of March, June, September and December. The term continues one week.

Armstrong county is annexed to the western district of the Supreme Court.

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CHAPTER MMCXX.

An ACT declaring the power and authority given by any last will and testament to executors to sell and convey real estates, to be and remain in the survivors or survivor of them, unless otherwise expressed in the will of the testator, and for other purposes therein mentioned.

WHEREAS doubts have arisen in the construction of those existing laws of this commonwealth, which relate to the power which executors and administrators, with the will annexed, have to sell and convey the estates of their testators: And whereas, the importance of the subject requires that those laws should be so explained and amended, that persons appointed to execute the last wills and testaments of decedents, may know the extent of their powers, and be enabled fully to execute their respective trusts: Therefore,

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* in all cases wherein testators have devised, or may hereafter devise their real estates, or any part thereof, to their executors, to be sold, or have authorized and directed, or may hereafter authorize and direct such executors to sell and convey such real estates, or have di-

(See chap. 1607, and the notes thereto ante. pa. 66.)

Power of surviving executors over the testator's real