

the authority aforesaid, That the president or vice president in council be and they are hereby authorized to apply the further sum of one hundred and fifty pounds out of the moneys provided and set apart for the improvements of roads etc. for the completing the road aforesaid in such manner as they may direct and the president or vice president in council is hereby empowered to draw orders on the state treasurer for the several sums before mentioned according to the directions of this act.

And whereas the inhabitants of York and Franklin counties have by their petitions prayed this house to grant a sum of money for opening and repairing a road through Black's Gap between Chambersburg and Yorktown and it is but just and reasonable that the prayer of the petition be granted:

[Section III.] (Section IV, P. L.) Be it therefore enacted by the authority aforesaid, That the president or vice-president in council be and they are hereby authorized to apply the sum of one hundred and fifty pounds out of the moneys provided and set apart for the improvement of roads etc. for the completing the road through Black's Gap aforesaid in such manner as they may direct and the president or vice-president in council is hereby authorized and empowered to draw an order or orders on the state treasurer for the sum herein last mentioned.

Passed March 27, 1789. Recorded L. B. No. 3, p. 513.

CHAPTER MCDXIX.

AN ACT FOR RAISING BY WAY OF LOTTERY THE SUM OF EIGHT THOUSAND DOLLARS FOR DEFRAYING THE EXPENSE OF ERECTING A COMMON HALL IN THE CITY OF PHILADELPHIA AND TWO THOUSAND DOLLARS FOR THE USE OF DICKINSON COLLEGE IN THE BOROUGH OF CARLISLE.

(Section I, P. L.) Whereas the buildings already erected on the public (or State House) Square are not only ornamental to the city but have heretofore been found very convenient and useful for the accommodation of the congress of the United States, and for holding the sessions of the general assembly

council, conventions and such other bodies as the exigencies of this state [have] from time to time required:

And whereas the city of Philadelphia is possessed of a lot on the northeast corner of the said square sufficient for the erecting of a city hall of the same dimensions and form with the county court house lately built, which, when completed, will add considerably to the elegance and usefulness of the whole:

And whereas the taxes levied upon the inhabitants of the said city (for state and city uses) are exceedingly heavy and it would be improper at this time to lay any additional burden on them for building the same and a number of [the] citizens being desirous of having a lottery instituted for the purpose:

And whereas the funds of Dickinson College in the borough of Carlisle have been found inadequate for the purposes by them intended:

Therefore:

[Section I.] (Section II, P. L.) 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 mayor, aldermen and citizens of Philadelphia in common council assembled shall be and they are hereby authorized and empowered to appoint [six] managers and directors of the lottery hereby instituted and directed to be drawn for the preparing and disposing of tickets, to oversee the drawing of the lots and to order and perform all such other matters and things as are hereinafter directed and appointed to be done and performed: and that the said managers or any six of them shall meet together at some convenient place by them to be appointed for the execution of the powers and trust reposed in them by this act and shall cause proper books to be prepared in which each leaf shall be divided into three columns, upon the innermost of which shall be printed twelve thousand five hundred tickets numbered one, two, three and so onwards in arithmetical progression where the common excess is to be one, until they rise to the number of twelve thousand five hundred; upon the outside column

there shall be printed the like number of tickets of the same breadth and form and numbered in like manner and in the middle column shall be printed a third set of tickets of the same numbers with those of the other two columns, which tickets shall be joined with oblique lines or devices in such manner as the said managers shall direct, and every of the last mentioned tickets shall have written or printed thereupon (besides the number of such ticket and the year of our Lord) the following words, viz. "City Hall and Dickinson College Lottery."

"This ticket entitles the bearer to such prize as may be drawn against its number if demanded in nine months after the drawing is finished, subject to a deduction of twenty per cent."

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the said managers shall have full power and authority to sell and dispose of to such person or persons as shall choose to adventure in the said lottery the tickets of the middle column aforesaid at the rate of four dollars each for ready money and not otherwise, and upon the receipt of such sum of four dollars shall deliver to the said adventurer one of the said tickets signed by one of the managers and cut out of the said books through the said oblique lines and devices, indentwise, to be kept and used for the better ascertaining and securing his or her or their interest in the said ticket in case it should be fortunate.

[Section III.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That for the greater security of the adventurers and punctual payment of the prizes that shall be drawn in the said lottery, the said managers shall pay weekly into the Bank of North America all the moneys arising from tickets by them sold, for which they shall receive from the said bank such acknowledgment in behalf of the city and college aforesaid for the purposes in this act mentioned as are usually given by the said bank for other moneys deposited therein.

[Section IV.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That for enabling the said managers

to pay off the prizes as they are severally drawn and for discharging the incidental expenses attending the management and drawing of the said lottery, orders shall be drawn by the said managers or any four or more of them on the said bank in checks provided for that purpose expressing that such drafts are upon account of the said lottery.

[Section V.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That as soon as the tickets of the middle column shall be sold the said managers or any four or more of them shall cause all the tickets of the extreme column in the said books, the same being cut out indentwise through the said oblique lines or devices, to be carefully rolled up, and made fast with silk or thread and shall cause them to be put into a box to be prepared for that purpose, marked with the letter A, and to be immediately after sealed with the several seals of the said managers until the said tickets are to be drawn as is hereinafter mentioned, but the tickets of the innermost column shall remain in the said books for the discovering any mistake or fraud if such should happen to be committed contrary to the meaning of this act.

[Section VI.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the said managers or any four or more of them shall also prepare or cause to be prepared three thousand eight hundred and sixty-seven prize tickets on which shall be written or expressed as well in figures as in words at length as follows: that is to say, upon one of them three thousand dollars, upon one other of them two thousand dollars, upon two others of them severally one thousand five hundred dollars, upon three others of them severally one thousand dollars, upon ten other of them severally five hundred dollars, upon twenty other of them severally two hundred dollars, upon thirty other of them, severally one hundred dollars; upon fifty other of them severally fifty dollars, upon one hundred other [of them] severally twenty dollars, upon one hundred and fifty other of them severally ten dollars, and upon three thousand five hundred other of them severally six dollars which principal sums so to be expressed upon the said tickets will amount in the whole to fifty thousand dollars, out of which

the said managers are hereby authorized and required to deduct twenty per centum and no more amounting in the whole to ten thousand dollars, the sum intended to be raised by this act for the purposes therein mentioned and specified.

[Section VII.] (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That the said managers or any four or more of them shall cause the said prize tickets written upon as aforesaid to be carefully rolled up and fastened with silk or thread and put into another box to be prepared for that purpose marked with the letter "B" and sealed up with the several seals of the said managers to be by them carefully kept until the tickets shall be drawn in a manner hereinafter directed.

[Section VIII.] (Section IX, P. L.) And be it further enacted by the authority aforesaid, That the said managers or any four or more of them shall cause the said boxes with all the tickets therein to be carried to some public and convenient room in the city of Philadelphia by ten o'clock in the forenoon on some certain day to be by them appointed and placed on a stage or table and shall then and there severally attend this service and cause the two boxes to be unsealed and opened and the tickets or lots in the said boxes being in the presence of the managers and such of the adventurers as shall think proper to attend well shaken and mixed together in each box, some one indifferent and fit person to be appointed and directed by the said managers shall draw one ticket from the box A in which the said numbered tickets shall have been put as aforesaid and one other indifferent and fit person appointed and directed in like manner shall at the same time draw one ticket or lot from the box B in which the said three thousand eight hundred and sixty-seven prize tickets shall have been promisciously put as aforesaid and the tickets so drawn shall be immediately opened and the number of ticket drawn from the box A and the value of the prize drawn out of the box B shall be called aloud and the number and prize shall be filed together and entered in books by clerks whom the managers are hereby authorized and empowered to employ and oversee for this purpose, and so the drawing to continue by taking one

ticket at a time out of each box and opening, calling aloud filing and entering the same as is before mentioned until the whole three thousand, eight hundred and sixty-seven prize tickets shall be completely drawn from the box B, and if the drawing aforesaid cannot be performed in one day, the said managers shall cause the said boxes to be sealed up in manner aforesaid and adjourn until the next day and so from day to day (Sundays excepted) until the drawing shall be finished and completed as aforesaid, and the tickets so drawn shall remain in the custody of the managers.

[Section IX.] (Section X, P. L.) And be it further enacted by the authority aforesaid, That as soon as the drawing is finished the books of the several clerks compared and lists made out there from, the managers shall cause a list of the fortunate numbers to be published in two English and one German newspaper printed in the city of Philadelphia and immediately thereafter proceed to the payment of the prize money, and if any dispute shall arise in adjusting the property of any of the said fortunate numbers, the managers shall determine to whom it doth or ought to belong.

[Section X.] (Section XI, P. L.) And be it further enacted by the authority aforesaid, That if any of the fortunate adventurers shall neglect to apply to the said managers for the sum due on his or her or their tickets respectively within the space of nine months after the publication of the prize list, such sum or sums of money so due to him, her or them shall be applied to the uses, intents and purposes to which the sum hereby intended to be raised is ordered to be appropriated and applied.

[Section XI.] (Section XII, P. L.) Provided always and be it enacted by the authority aforesaid, That before any of the said managers shall take upon himself the duties and offices hereby enjoined or any clerk employed by the said managers shall act in such employment, they and each of them shall respectively before the mayor or one of the aldermen of the city of Philadelphia take the following oath or affirmation, viz. "I A. B. do swear or affirm that I will faithfully execute the trust reposed in me and that I will not use or permit or direct any person to use any indirect arts or means to obtain a prize

or fortunate ticket either for myself or any other person whatsoever: And that I will to the best of my judgment declare to whom any prize lot or ticket of right does belong according to the true intent and meaning of the act of assembly entitled "An act for raising by way of lottery the sum of eight thousand dollars for defraying the expense of erecting a common hall in the city of Philadelphia and two thousand dollars for the use of Dickinson College in the borough of Carlisle."

[Section XII.] (Section XIII, P. L.) And be it further enacted by the authority aforesaid, That the moneys arising from the lottery hereby instituted shall be and hereby are appropriated to the building a common hall in the city of Philadelphia and to and for the use of Dickinson College in the proportions herein directed and to no other use, purpose or intent whatsoever.

[Section XIII.] (Section XIV, P. L.) And be it further enacted by the authority aforesaid, That the said managers shall from time to time when thereunto required lay before the mayor, alderman and citizens of Philadelphia in common council assembled a true state of the lottery, and shall also, when the drawing of the same is finished and the prizes and incidental charges are paid settle their accounts with and pay over the moneys in their hands to the said mayor, aldermen and citizens who are hereby authorized and empowered to contract with proper persons for carrying into effect the purposes intended by this act and shall pay to the trustees of Dickinson College one fifth of the net proceeds of the said lottery.

Passed March 27, 1789. Recorded L. B. No. 3, p. 509. See the Act of Assembly passed September 29, 1789, Chapter 1460.