

CHAPTER MDLXII.

AN ACT MAKING PROVISION FOR THE DISCHARGE OF THE LEGISLATIVE GRANTS TO THE LATE PROPRIETARIES OF PENNSYLVANIA.

Whereas by an act of Assembly, entitled "An act for vesting the estate of the late proprietaries of Pennsylvania in this commonwealth," (1) which was enacted the twenty-seventh day of November, one thousand seven hundred and seventy-nine, the sum of one hundred and thirty thousand pounds, sterling, was granted to the devisees and legatees of Thomas Penn and Richard Penn, respectively, and to the widow and relict of Thomas Penn, to be paid to them by certain instalments as is therein mentioned, and by an act of assembly, entitled "An act to make more effectual provision for the payment of one hundred and thirty thousand pounds sterling granted to the late proprietaries of Pennsylvania, by an act, entitled "An act for vesting the estates of the late proprietaries of Pennsylvania in this commonwealth and for allowing interest on the several instalments thereof, from the times they have fallen and shall fall due until actual payment thereof," (2) which was enacted the twenty-eighth day of March, one thousand seven hundred and eighty-seven, the supreme executive council were empowered to issue their warrants in favor of John Penn, the younger, and John Penn, Esquire, as well for such instalments as were then due, as for those which should hereafter become due, and the treasurer was directed to pay, as well the warrants which should be issued in pursuance of the said act, as the warrants which, prior to enacting the same, had already been issued, and it was further declared, that interest, at the rate of six per centum per annum should be paid on all and every the instalments of the said sum of one hundred and thirty thousand pounds, sterling, as they re-

¹ Chapter 874.

² Chapter 1284.

spectively become due; and whereas, notwithstanding the great desire of the legislature to discharge the said grant, considerable arrearages still remain unpaid, and it is therefore expedient to make immediate and effectual provision for paying the interest thereof, as it shall accrue and for finally discharging the principal, upon terms satisfactory to said John Penn, the younger, and John Penn, Esquire, and honorable to the state.

[Section I.] (Section I. P. L.) 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 a sum of the six per cent. stock which will be created by the subscription to the loan proposed by the United States, equal to the sum, which, upon the settlement of the claim of John Penn, the younger, and John Penn, Esquire, shall appear to have been due to them upon the first day of January last, is hereby appropriated for the payment and discharge of the same.

[Section II.] (Section II. P. L.) And be it further enacted by the authority aforesaid, That whenever application shall be made to the governor, by the holders of such warrants as have been drawn on the state treasurer by the supreme executive council in favor of the said John Penn, the younger, and John Penn, Esquire, in part payment of their claim, the governor, upon the said warrants being delivered to him, shall cause the same to be canceled in his presence, and transmitted to the register-general, in order that proper entries thereof may be made in the books of his office, and shall draw a warrant or warrants on the state treasurer, for the full amount of the warrant or warrants thus canceled, in favor of the holder or holders of the same.

[Section III.] (Section III. P. L.) Be it further enacted by the authority aforesaid, That whenever John Penn, the younger, and John Penn, Esquire, or their agent or agents duly empowered, shall apply to the governor for the payment of the balance of their demand, as settled according to the first section of this act (for which warrants have not already been issued by the supreme executive council) the governor shall draw a warrant or warrants on the state treasurer for the full

amount thereof, after the same shall have been stated and certified by the register-general and been duly examined by the comptroller-general.

[Section IV.] (Section IV. P. L.) And be it further enacted by the authority aforesaid, That the state treasurer is hereby authorized and enjoined to pay the warrants drawn by the governor, by virtue of the two preceding sections, out of the six per cent. stock, that by the first section of this act is appropriated for the said purpose, in manner and form as is prescribed by the treasury of the United States, for the transfer of stock, taking proper receipts as vouchers for the payment thereof, which shall be deposited in the roll's office after having been previously entered in the books of the office of the register-general.

[Section V.] (Section V. P. L.) And be it further enacted by the authority aforesaid, That a further sum of the six per cent. stock (which will be created by the subscription to the loan proposed by the United States to the domestic creditors) equal to one-seventh part of the total amount of the warrants which may be drawn on the state treasurer by the governor, by virtue of the second and third sections of this act, is hereby appropriated for the use of the person or persons who shall have received the said warrants, and the governor for the time being shall draw a warrant or warrants upon the state treasurer in favor of such person or persons, for a sum or sums equal to one-seventh part of the sum or sums which such person or persons, respectively, shall have received in the said six per cent. stock, by virtue of the fourth section of this act, and the state treasurer for the time being is hereby authorized and enjoined to pay the warrant or warrants, drawn by the governor by virtue of this section, out of the six per cent. stock, appropriated by this section, in the same manner and form as he is directed to do by the fourth section of this act.

[Section VI.] (Section VI. P. L.) And be it further enacted by the authority aforesaid, That a further sum of the above mentioned six per cent. stock, equal to the amount of the two last instalments of the legislative grant to the said John Penn, the younger, and John Penn, Esquire, (which instalments are

payable on the third day of September, one thousand seven hundred and ninety-one, and on the third day of September one thousand seven hundred and ninety-two) is hereby appropriated for the payment and discharge of the said instalments; and whenever, John Penn, the younger, and John Penn, Esquire, or their agent or agents duly empowered, shall apply to the governor for the payment of the same, the governor shall draw a warrant or warrants on the state treasurer for the amount which shall appear to be due on said instalments, after deducting from the same the discount at the rate of six per-cent. per annum from the time of making such application to the dates upon which said instalments are payable, respectively (said amount being previously stated and certified by the register-general and duly examined by the comptroller-general), which warrant or warrants the state treasurer is hereby authorized and enjoined to pay out of the six per cent. stock by creditors, as shall be sufficient to discharge the said balance, this section appropriated for the same purpose, in the same manner and form he is directed to do by the fourth section of this act. Provided always, That if upon a final settlement of the balance of the said two last instalments, there shall not be as much of the said six per cent. stock remaining, the property of this state, as will discharge the same, then and in that case, the governor shall draw warrants on the state treasurer for as much of the three per cent. stock, which shall be created by the loan proposed by the United States to the domestic estimating two hundred pounds in the three per cent. stock equal to one hundred and ten pounds in gold or silver, which said three per cent. stock is hereby appropriated for that purpose, and the state treasurer is authorized and enjoined to pay the warrant or warrants drawn by the governor, by virtue of this section, out of the three per cent. stock appropriated as aforesaid, in the same manner and form as he is directed to do by the fourth section of this act.

[Section VII.] (Section VII. P. L.) Be it further enacted by the authority aforesaid, That the allowance in this act granted of one seventh part of the several sums mentioned in the fifth section of this act shall be void, unless the said John

Penn, the younger, and John Penn, Esquire, or their agents or other persons holding or possessing any of the warrants recited in the second section of this act, shall severally apply for, and consent to receive the said six per cent. stock, as full payment for the balance due on the first of January last, and for the warrants aforesaid, within six months from and after the passing of this act.

[Section VIII.] (Section VIII. P. L.) Be it enacted by the authority aforesaid, That until John Penn, the younger, and John Penn, Esquire, or their agent or agents duly empowered, shall apply for the principal sum of their claim made payable in the stock of the United States, it shall be lawful for the governor, on application duly made to him, after the same shall have been stated and certified by the register-general and duly examined by the comptroller-general, to pass his warrants, from time to time on the state treasurer, in their favor, respectively, for the amount of the interest that shall have accrued or shall accrue from the first of January, last, on that part of said claim which shall appear to be due at the time of making such application, and the state treasurer is hereby authorized and required, out of the moneys to be received from the United States, quarter yearly, for interest arising on the funded stock of this state, to pay the same, taking acknowledgment for the said payment in the manner prescribed in the foregoing section.

Passed April 9, 1791. Recorded L. B. No. 4, p. 179, etc.

CHAPTER MDLXIII.

AN ACT TO SUPPLY THE DEFICIENCIES IN CERTAIN APPROPRIATIONS HERETOFORE MADE, AND FOR OTHER PURPOSES THEREIN MENTIONED.

Whereas it is expedient and just, that provision should be made for supplying the deficiencies in such appropriations, as have proved inadequate to the accomplishment of the public objects for which they were respectively designed by the legis-