

and for the said trustee, his heirs and assigns, immediately after the passing of this act, to ask, demand, collect, sue for, and by all lawful ways and means in the law recover and receive, of and from all and every person and persons, owners or possessors of the said described messuage and lot of ground, all the arrearages of the said yearly rent charge due and to grow due.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That all the moneys arising from the said yearly rent charge and also from the collection of the arrearages thereof, shall be, by the said trustee, his heirs and assigns, paid and distributed to and amongst the heirs and representatives of the said Joseph Richardson, in the proportions and according to the several shares therein, the necessary charges and expenses attending this trust being first deducted.

Passed Sept. 30, 1791. Recorded L. B. No. 4, p. 266, etc.

CHAPTER MDC.

AN ACT TO EMPOWER THE GOVERNOR TO LAY OUT A TOWN AND OUT LOTS AT THE MOUTH OF BEAVER CREEK, FOR THE USES THEREIN MENTIONED.

Whereas by the act of assembly passed in the year one thousand seven hundred and eighty-three, for the purpose of redeeming the certificates of the depreciation given to the officers and soldiers of the Pennsylvania line, and for other purposes therein mentioned, a certain tract of land was reserved for the use of the state, as in the said act is expressed, containing three thousand acres, situate on the Ohio and on both sides of the mouth of Beaver Creek, including Fort McIntosh: And whereas it appears that the sale of one-third part of said tract will be an encouragement, convenience and security to those who become the first settlers.

[Section I.] (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Penn-

sylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That the governor is hereby empowered to direct the surveyor general to lay out or cause to be laid out and surveyed, two hundred acres of land, in town lots, on or near the ground where the old French town stood, in such manner as commissioners appointed by the governor shall direct, and also one thousand acres adjoining on the upper side thereof, to be laid out and surveyed, as nearly square as may be, in out lots not less than five acres nor more than ten acres each. Provided always, That the governor shall reserve out of the lots of the said town so much land as he shall deem necessary for public uses.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That upon the return of such surveys which are hereby directed to be made to the surveyor general, the governor shall be thereupon authorized to sell the one equal half of the town lots and the whole of the out lots, in such manner as he shall think most to the advantage of the state, and make conveyances of the same, excepting always such as shall be reserved for public uses.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the streets, lanes and alleys of the said town and out lots shall be common highways forever, and that the sale of the said lots and out lots herein mentioned shall be made either in whole or part, at the town of Pittsburg, Washington, or the city of Philadelphia, at the discretion of the governor, and previous to the sale or sales in either place, notice shall be given in one or more of the newspapers of the said city, and also in the Pittsburg Gazette, of such sale, at least ten weeks previous to such sale or sales.

[Section IV.] (Section IV, P. L.) And be it enacted by the authority aforesaid, That the governor is hereby empowered to draw an order on the state treasurer to defray the costs and charges of surveying, advertising and selling the lands aforesaid, to be paid by the treasurer out of the public moneys arising from the sales of the aforementioned lots.

Passed Sept. 28, 1791. Recorded L. B. No. 4, p. 268, etc. See Act of March 6, 1793; Chapter 1655.