

to pay the expenses of government, and an account of the disbursements thereof, or of any part thereof, shall be laid by the governor before the general assembly at the next ensuing session.

Passed Jan. 20, 1792. Recorded L. B. No. 4, p. 278.

CHAPTER MDCIII.

AN ACT TO PREVENT THE SALE OF LOTTERY TICKETS WITHIN THIS COMMONWEALTH.

Whereas in and by an act of the general assembly of the late province, now state of Pennsylvania, passed the seventeenth day of February, one thousand seven hundred and sixty-two, entitled "An act for the more effectual suppressing and preventing of lotteries,"¹ it was enacted, adjudged and declared that all lotteries, whether public or private, are common and public nuisances and against the common good and welfare of the people, and divers penalties and forfeitures are imposed upon every person, who shall set up or establish any lottery, or sell or expose to sale any ticket or device in such lottery, but the same hath not in latter years been considered to extend to lotteries set up and established without this state, wherfore tickets and chances in lotteries set up and established in other places have been sold in great numbers within this commonwealth, to the impoverishing divers unwary citizens, to the discouraging of industry, and contrary to the spirit of the said act.

[Section I.] (Section I, P. L.) Be it therefore 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 if any person or persons, from and after the passing of this act, shall expose or offer to sale, or sell, barter or exchange, by public or private sale, or contract, any ticket or tickets, chance or chances, or other evidence of chance or chances, or parts or shares of any

¹Chapter 478.

ticket, chance or evidence of chance, in any lottery, or other device in the nature of a lottery, by whatsoever name it may be called, not authorized by the laws of this commonwealth, being thereof convicted in any court of competent jurisdiction, shall forfeit and pay for every ticket, chance or evidence of chance, or part or share thereof, in such lottery or other device, so offered or sold, bartered or exchanged, the sum of five pounds, one moiety thereof to him, her or them, who shall prosecute the offender or offenders, and the other moiety to the overseers of the poor of the city, town or place where the offence shall be committed, for the use of the poor thereof, to be recovered as fines, penalties and forfeitures for misdemeanors are recoverable in such courts.

. Passed January 20, 1792. Recorded L. B. No. 4, p. 279.

The act in the text was repealed by the Act of Assembly passed March 31, 1860. Chapter 376, P. L. 1860, p. 452.

CHAPTER MDCIV.

A SUPPLEMENT TO THE ACT, ENTITLED "AN ACT TO ENABLE ELEAZER OSWALD, GUARDIAN, DULY APPOINTED TO JANE JONES, BAITHWAITE JONES, MARY JONES AND GIBBS JONES, MINORS, UNDER THE AGE OF TWENTY-ONE YEARS, TO SELL AND CONVEY THE PROPERTY THEREIN MENTIONED, FOR THE BENEFIT OF THE SAID MINORS."¹

Whereas by virtue of an act of general assembly, passed the sixth day of April, Anno Domini one thousand seven hundred and ninety-one, full power and authority was given to Eleazer Oswald, guardian, duly appointed to Jane Jones, Blai-thwaite Jones, Mary Jones and Gibbs Jones, minors, under the age of twenty-one years, to sell and covey certain property, in the manner and for the purposes therein mentioned; and whereas it is represented to the legislature, that the said Eleazer Oswald, being about to go beyond sea, has resigned to the orphans' court of Philadelphia county his guardianship

¹Chapter 1550.