

city of Philadelphia, to be certified by a minute or minutes of their said monthly meetings, signed by their clerk for the time being, anything in the aforesaid recited act of the general assembly to the contrary hereof in any wise notwithstanding, and the moneys arising from the sale of said lots shall be applied to the payment and discharge of the debts incurred by the said society in erecting a meeting house for worship and to no other purpose whatsoever.

Passed April 10, 1793. Recorded L. B. No. —, p. —, (not given).

CHAPTER MDCLXXXIII.

AN ACT TO PROVIDE FOR THE ENUMERATION OF THE TAXABLE INHABITANTS OF THIS COMMONWEALTH.

Whereas it is ordained and established by the fourth section of the constitution of this commonwealth that “within three years after the first meeting of the general assembly, and within every subsequent term of seven years, an enumeration of the taxable inhabitants shall be made in such manner as shall be directed by law.”

[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 the commissioners of the several counties of this commonwealth shall be and they are hereby authorized and required to cause the names and number of the taxable inhabitants actually residing within their respective counties to be carefully and accurately taken, for affecting of which purpose the said commissioners shall appoint an assistant for each ward, town, township or district within the city and their respective counties, which assistant shall have resided one year within the ward, town, township or district for which he shall be appointed. The said commissioners and their assistants shall respectively take an oath or affirmation before some judge or justice of the peace of their

respective city or county, who is hereby empowered and required to administer the same previous to their entering on the discharge of the duties by this act required. The oath or affirmation of the commissioners shall be—"I, A. B. do solemnly swear (or affirm) that I will well and truly cause to be made a careful and accurate return of all the taxable inhabitants actually residing within my county, and return the same to the governor of the commonwealth, agreeably to the directions of an act of the general assembly of this commonwealth, entitled 'An act to provide for the enumeration of the taxable inhabitants of this commonwealth,' according to the best of my ability." The oath or affirmation of an assistant shall be—"I, A. B. solemnly swear (or affirm) that I will make a careful and accurate enumeration of all the taxable inhabitants actually residing within the district assigned to me, and make due return thereof to the commissioners of said county, agreeably to the directions of an act of the general assembly of this commonwealth, entitled 'An act to provide for the enumeration of the taxable inhabitants of this commonwealth,' according to the best of my ability."

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That the said enumeration shall commence on or before the first day of June next, and shall close on or before the first day of October next ensuing, within which time the several assistants shall certify under their hands and seals and transmit to the county commissioners, by whom they shall respectively have been appointed, accurate returns of all the taxable inhabitants actually residing within the ward, town, township or district for which they shall have been appointed, with their names and additions.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That every assistant wilfully and negligently failing to make a return, or knowingly making a false return, of the enumeration to the said commissioners, within the time limited by this act, shall forfeit the sum of one hundred dollars.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the said commissioners shall

file the several returns aforesaid with the clerks of the quarter sessions of their respective counties, who are hereby directed and enjoined to receive and carefully preserve the same, and the said commissioners respectfully shall on or before the first Tuesday in December next ensuing transmit to the governor of this commonwealth under their respective hands and seals duplicates of the several returns, with the aggregate amount of the taxable inhabitants actually residing within their respective counties, and the said commissioners wilfully and negligently failing to file the returns, or knowingly making a false return, of his or their assistants, or any of them, or wilfully and negligently failing to return under their respective hands and seals the duplicates aforesaid, with the aggregate amount of the taxable inhabitants actually resident within their respective counties and the city of Philadelphia, to the governor of this commonwealth, within the time limited by this act, shall, for every such offence, forfeit the sum of three hundred dollars, all which forfeitures shall be recoverable in the proper courts of the respective counties where the offences shall have been committed by action of debt or indictment; the one half thereof to the use of the commonwealth and the other half to the prosecutor or person who shall sue for the same; but where the prosecution shall be first instituted on behalf of the commonwealth, the whole forfeiture shall accrue to its use:

And for the more effectual discovery of offences against this act, the judges of the county courts of quarter sessions of the several counties, at their next sessions to be held after the expiration of the time herein allowed for making the returns of the enumeration hereby directed to the commissioners of the several counties of this commonwealth, shall give this act in charge to the grand juries in their respective courts, and shall cause the returns of the several assistants to be laid before them for their inspection.

[Section V.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That if the judges of the county courts aforesaid shall be of opinion that the enumeration aforesaid has not been accurately taken in any part of their respective counties, it shall and may be lawful for them to cause the same, or

any part thereof, to be revised, the proceedings wherein shall be conducted in like manner as other proceedings in the same behalf directed in this act, and shall be final and conclusive, and the persons appointed by the said judges to make such revision shall be entitled to the same reward and subject to the same penalties as the persons appointed to do the like services by the commissioners aforesaid.

[Section VI.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the governor of this commonwealth shall, upon the receipt of the said returns, lay the same before the general assembly.

[Section VII.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That every assistant shall receive such compensation for his services in making the said returns as to the said commissioners shall appear reasonable, not exceeding one dollar per day:

Provided always, that in any county where a county tax shall be laid between the time of passing this act and of making the return of the said lists to the county commissioners, the persons usually appointed by law to make the said returns to the county commissioners shall perform the duties required by this act without any further compensation than that already allowed by law in such cases, excepting only the allowance for making and setting up the lists hereinafter mentioned, which allowance, with the charges attending the enumeration, shall be paid out of the county stock of the respective counties.

[Section VIII.] (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That each assistant shall, ten days previous to his making his return to the said commissioners, cause a correct list, signed by himself, containing the names of the taxable inhabitants actually residing within his division, to be set up at two of the most public places within the same for the inspection of all concerned, for each of which lists the said assistant shall be entitled to receive the sum of one dollar.

[Section IX.] (Section IX, P. L.) And be it further enacted by the authority aforesaid, That no prosecution for any delinquency or offence against this act shall be brought after twelve

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months from and after the cause thereof shall have happened.

Passed April 10, 1793. Recorded L. B. No. —, p. —.

CHAPTER MDCLXXXIV.

AN ACT TO ENABLE THE GOVERNOR OF THIS COMMONWEALTH TO INCORPORATE A COMPANY FOR OPENING A CANAL AND LOCK NAVIGATION ON THE WATERS OF BRANDYWINE CREEK.

Whereas the improvement and extension of inland navigation in the state will not only be in many respects conducive to the interest of the commonwealth, but particularly advantageous to the good citizens thereof, by affording a cheap and easy transportation of the produce of the country to a convenient market, and it being represented to the legislature that a canal and lock navigation on the waters of Brandywine creek may be effected at the expense of individual citizens, if duly authorized and encouraged thereto by law.

[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 Abijah Dawes, Joseph Parker Norris, Samuel Mickle Fox, Jonathan Harvey, Andrew Pettit, Hugh Roberts, John Fleming, Charles Dilworth, Nathan Scofield, Robert Hamilton, John Hayes and William Poole, be and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned; that is to say, they shall and may on or before the fifteenth day of May next procure a book or books and therein enter as follows, "We whose names are hereunto subscribed do promise to pay to the president and managers of the Brandywine canal navigation the sum of two hundred dollars for every share of stock in the said company set opposite to our respective names in such manner and proportions and at such times as shall be determined by the said president and managers, in pur-

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