

Chestnut street, between Tenth and Eleventh streets from Delaware, in the city of Philadelphia, which they hold in trust, by virtue of the settlements and agreements made and entered into as aforesaid, and to vest the moneys therefrom arising in other property, producing a greater income in proportion to the principal sum than the property above described, and upon the same trust and to the same uses, in all respect, as are set forth in the settlements and agreements aforesaid.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, that in case of the death of the survivor of the said trustees, or his absence from the United States, it shall be lawful for the orphans' court of the county of Philadelphia, on the application of any of the parties in interest, to appoint one or more trustees, from time to time, which trustee or trustees, so appointed, shall be seized in like manner, and have the like powers and authorities, and be subject to the same obligation and duties, as the trustees now existing. Provided always, That in case application shall be made for the appointment of any such trustee during the lifetime of either of the present trustees, the consent of the said trustee that such appointment should be made shall be shown, to the satisfaction of the said orphans' court, before such appointment shall take place.

Passed March 28, 1799. Recorded L. B. No. 6, 375, etc.

CHAPTER MMXLVII.

AN ACT TO AUTHORIZE THE REMOVAL OF THE SEAT OF JUSTICE IN THE COUNTY OF WAYNE, AND FOR OTHER PURPOSES.

Whereas the inhabitants of the six upper townships in the county of Wayne have, by their memorials, set forth to the general assembly of this commonwealth the great hardships they suffer, in consequence of the seat of justice being fixed at Mil-

ford, which they state to be a situation remote from the centre and from the improving parts of the county, and separated therefrom by an extent of barrens of twenty-five to forty miles in width, so that their attendance on the courts is almost impracticable. For remedy whereof:

[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, from and after the passing of this act, the seat of justice shall cease to be at Milford, and, until suitable public buildings shall be erected at the place hereinafter mentioned, all and every the courts of Wayne county shall be held at the mansion house of Wilsonville, in Palmyra township.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That the seat of justice for the county of Wayne be, and the same is hereby, fixed at such suitable spot within four miles of Dyberry forks of Lackawaxen river, in Palmyra township, as the trustees hereinafter named, or a majority of them, shall agree on.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That John Brink, Ebenezer Jeans, John Hilborn, John B. Rodgers and John Bunting, be, and they are hereby, appointed trustees for the county of Wayne, with full power and authority for them, or a majority of them, to fix on the most eligible spot for the seat of justice, at or within four miles of the Dyberry forks of Lackawaxen aforesaid, and to purchase or otherwise take conveyances in trust for the use of the county, of any quantity or quantities of land within the aforesaid limits of four miles of the forks of Lackawaxen, and to survey and lay out the same in proper town and out lots; and they, or a majority of them, are hereby authorized to sell at public auction, after due notice given, and convey in fee simple, clear of any reservations whatsoever, so many of said town and out lots as they may think proper, and to appropriate the moneys arising from such sales in the same manner, and for the same purposes of erecting public buildings, as by the act en-

¹Passed March 21, 1798. Chapter 1986.

titled, "An act for erecting part of the county of Northampton into a separate county,"¹¹ is directed.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the inhabitants of and others interested in lands in the six upper townships shall pay the expense already necessarily incurred by the commissioners, formerly appointed by the act, entitled, "An act for erecting part of Northampton county into a separate county,"¹² to fix the seat of justice, and erect public buildings, and the amount of the moneys paid for lots in Milford sold by them at auction; the amount of which said expenses shall be liquidated and finally adjusted by and between the commissioners appointed by the former act, and the trustees herein appointed, or a majority of the whole, or in case they should not agree, then by five referees or arbitrators, four of whom shall be mutually appointed by them, and the remaining one by the said four, and the award of a majority of said referees to be final and decisive.

[Section V.] (Section V, P. L.) And be it further enacted by the authority aforesaid, that so much of the act, entitled, "An act for erecting part of the county of Northampton into a separate county," as is inconsistent with this act, be, and the same is hereby, repealed and made void.

Passed April 1, 1799. Recorded L. B. No. 6, p. 373, etc.

CHAPTER MMXLVIII.

AN ACT TO PROVIDE FOR THE REMOVAL OF THE SEAT OF THE GOVERNMENT OF THE STATE OF PENNSYLVANIA.

[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

*See Ante.