

CHAPTER MMDCCCLX.

AN ACT FOR THE RELIEF OF DOCTOR SAMUEL EDMISTON.

Whereas it appears, that Doctor Samuel Edmiston entered into the service of his country, in the year, one thousand seven hundred and seventy-seven, as a surgeon; and attended the sick and wounded on board of the armed vessels of war; that from this service he was ordered to accompany the flying camp, and from thence to attend at the general hospital, where he continued in his capacity as aforesaid until the termination of the war: And whereas it appears by his receipt on file for the depreciation of his pay, that the petitioner was considered as a member of the army during the war and from his services as aforesaid, he is entitled to be placed upon the same footing as the officers and soldiers of the line: Therefore,

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 the board of property be, and they are hereby authorized to grant to Doctor Samuel Edmiston, a patent for such quantity of donation land, as surgeons in the Pennsylvania line were by law entitled to receive.

Approved March 4, 1807. Recorded in L. B. No. 10, p. 438.

CHAPTER MMDCCCLXI.

AN ACT FOR ESTABLISHING AND CONFIRMING THE PLACE FOR HOLDING THE COURTS OF JUSTICE IN THE COUNTY DISTRICT OF MCKEAN.

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 the seat of justice for the county district of M'Kean, shall be, and the same hereby is established and confirmed at the town of Smethsport in the

county of M'Kean; and it shall be the duty of the trustees of the said county district, to demand and receive from John Keating, Richard Gernon and John S. Roulet, a sufficient deed or deeds in fee simple, in trust to them, for the use of said county, for one full and equal moiety of the town lots in the said town of Smethport, free of any expense for surveying and laying out the same; and for two public squares in said town, one whereof shall be, and is hereby forever appropriated for the purpose of erecting thereon the public buildings for the use of the said county, and the other for the use of an academy or public school in the said town; and also, for one hundred and fifty acres of land, to be laid off in a regular plot, from the tract of land on which the said town is situate, to be selected and chosen by said trustees, which shall be, and is hereby forever appropriated to the use of an academy or public school for said county; and also, to demand and receive from the said John Keating, the sum of five hundred dollars, for the purpose of erecting a suitable building for the use of the said academy or public school, or sufficient security for the payment thereof in a reasonable time: And the said trustees shall procure the said deed or deeds to be recorded in the office for recording deeds in the county of Centre, in the proper book directed to be kept for the county of McKean; and the said trustees or a majority of them, are hereby authorized to sell and dispose of the lots aforesaid, in such manner as will be most for the benefit of the county, and to make and execute deeds to the purchasers; and the monies arising from such sales shall be by them held and reserved, for the use and benefit of M'Kean county, subject to the disposal of the commissioners of M'Kean county when the choosing or electing such commissioners shall, or may be authorized by law: Provided always, that nothing in this act contained, shall have any force or effect in law, unless John Keating, Richard Gernon, and John S. Roulet, shall execute and deliver to the trustees aforesaid such deed or deeds for the lots and land aforesaid, and fully perform all their engagements as aforesaid.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the aforesaid trustees shall each receive one dollar and thirty three cents, for every day they shall be employed in the performance of the duties of the aforesaid trust; which shall be paid by the treasurer of Centre county, on orders from the commissioners of said county, out of the taxes levied in the county district of M'Kean.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That within six months from and after the courts of law and board of commissioners shall have been established and opened by law, in and for said county, the said trustees shall surrender and convey to the said commissioners and their successors in office in trust, for the use of the county, all the trust and trusts vested in them, or a majority of them by this act; and the said commissioners of the county, are hereby empowered and required to do and perform the several duties which may remain to be done; and the said county commissioners shall have power, and it shall be their duty to call upon, and if necessary, compel the aforesaid trustees or either of them, by suit, to settle their accounts and pay over to the treasurer of the county, any monies which may remain in their hands, or in the hands of either of them, due to the county of M'Kean, from the sale of the town lots aforesaid.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the said trustees shall, as soon as may be, file a draught and return of the survey of the said town, and one hundred and fifty acres of land; together with their proceedings under and by virtue of this act; in the proper books, in the office of the recorder of deeds in and for the county of Centre or in the said office for the county of M'Kean, if such office be then established by law.⁽¹⁾

Approved March 4, 1807. Recorded in L. B. No. 10, p. 438.

Note ⁽¹⁾ See Chapter 2478; 17 Statutes at Large, p. 769; also Chapter 2568; 17 Statutes at Large, p. 958; also Chapter 2570; 17 Statutes at Large, p. 961; also Chapter 2876; *Infra* this volume, p. 679.