

so as to vest the said William Moorhead or his legal representatives with a right to receive or discharge any travelers, carriages or other loading on land, belonging to any other person, without the consent of the owner.

Approved January 18, 1808. Recorded in L. B. No. 11, p. 149.

CHAPTER MMDCCCXCIII.

AN ACT TO CHANGE THE NAME OF JOHN POWEL HARE TO JOHN HARE POWEL.

Whereas it has been represented by John Hare Powel, son of Robert Hare of the city of Philadelphia, that at the request of a near relation, he has deemed it expedient and has agreed to change his name from John Powel Hare to John Hare Powel, and he has prayed the legislature to sanction and confirm the said change of name: 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 said John Hare Powel, formerly John Powel Hare, shall henceforth be called and known by the name of John Hare Powel, and by the same name shall be able and capable in law to sue and be sued, grant and receive and do all other legal acts as effectually to all intents and purposes as he could have done by his former name, if no change had been made therein.

Approved January 18, 1808. Recorded in L. B. No. 11, p. 149.

CHAPTER MMDCCCXCIV.

AN ACT SUPPLEMENTARY TO AN ACT, ENTITLED "AN ACT FOR ESTABLISHING THE SEAT OF JUSTICE IN THE COUNTY OF TIOGA, AND FOR OTHER PURPOSES." (*)

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 James Dixon of Delmar township, and Samuel W. Morris of Wellsborough in Tioga county, be, and they are hereby appointed trustees for the county of Tioga, in the room and stead of William Ellis, deceased, and of William H. Wells who has resigned, and the same James Dixon, and the said Samuel W. Morris, together with John Fleming the other trustee, or a majority of them, are hereby invested with all and every the powers and authorities, and subjected to all the duties which were or are by law vested in, or required of the trustees of the said county, and that in case of vacancy hereafter happening by death, resignation or otherwise, the governor shall be, and hereby is authorized and empowered to supply the same from time to time by new appointments.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the trustees for the county of Tioga, for the time being, or a majority of them, shall be, and hereby are authorized and empowered to appropriate such part of the money arising from the sales made, or which hereafter may be made of lots in the town of Wellsborough, in the said county, as may be necessary for that purpose to the opening of the streets and lanes, and to the cutting down and clearing away the timber now upon that moiety of the said town, which has been conveyed to the said trustees for the use of the said county as well as to the proper fencing of the same, and afterwards to lease out from year to year upon the most advantageous terms, such part of the land so cleared as the said trustees or a majority of them may deem necessary, and the commissioners of the said county of Tioga shall when elected, have power and are hereby required to do and perform such part of the duties enjoined by this act on the trustees as shall remain unperformed at the time of their election.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That the citizens, inhabitants of the said county of Tioga, who are or shall be qualified to elect members of the legislature, agreeably to the constitu-

tion and laws of this commonwealth, shall at the ensuing general election to be held on the second Tuesday of October next, at the usual election districts in said county, elect three county commissioners, who, when duly elected and qualified to enter on the duties of their offices shall have and enjoy all and singular such authorities and privileges with respect to their county, and shall receive such compensation as commissioners elected in and for any other county have by law, and the duration of the office, and of said commissioners respectively shall be determined in like manner, and their places supplied as is directed by law on the erection of a new county; and on the election of the said commissioners, the powers of the commissioners of Lycoming county shall cease and determine in the said county of Tioga. And the court of quarter sessions of Lycoming county, shall have power and is hereby required from time to time to appoint auditors to settle the accounts of the officers of the county of Tioga in the like manner, and with the like authorities as they may by law appoint auditors in the county of Lycoming: Provided always, that all and singular the costs and expenses in laying out, and opening roads, all costs chargeable to the county of Tioga arising from criminal prosecutions, instituted against persons within said county, and all other costs and expenses incidental to said county, and which of right should be paid by the same, on account of the jurisdiction of the several courts of Lycoming, and the authority of the judges thereof extending over the said county of Tioga, shall be paid by the treasurer of the county of Tioga, on orders drawn by the commissioners of the county of Lycoming, and countersigned by the commissioners of the county of Tioga, and all such incidental costs and expenses shall be apportioned between the said counties in proportion to their respective ratios of taxation.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That it shall and may be lawful for the commissioners aforesaid, or their successors, to call on the commissioners of the county of Lycoming for the purpose of examining, liquidating and receiving such balances

as shall be found due to the said county of Tioga, and received to the use of the same, by the act of the general assembly of this commonwealth, passed the third day of February, Anno Domini one thousand eight hundred and six.⁽²⁾ And if on examination, it be found that a balance is due from the county of Tioga to the county of Lycoming, then it shall be the duty of the commissioners of Lycoming to call upon the commissioners of Tioga county, and recover said balance.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That so much of any act or acts of the general assembly as is altered or supplied by this act, be and the same is hereby repealed.

Approved February 1, 1808. Recorded in L. B. No. 11, p. 149.

Note (1) Chapter 2694; Supra this volume, p. 223.

Note (2) Chapter 2641; Supra this volume, p. 54.

CHAPTER MMDCCCXCV.

AN ACT TO DECLARE CERTAIN PARTS OF MUDDY CREEK, IN THE COUNTY OF CRAWFORD A PUBLIC HIGHWAY.

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, Muddy creek from its junction with Hucheson's saw-mill run, to its confluence with French creek shall be, and the same is hereby declared a public highway for the passage of rafts, boats and other water carriage, under the limitations and restrictions hereinafter specified; and it shall and may be lawful for the inhabitants desirous of using or promoting the navigation of said creek, to remove all natural obstructions in said part or parts of said creek, from the mouth of said saw-mill run to French creek, as may be necessary for the passage of rafts, boats, and other water carriage.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That nothing in this act contained