

continued in the first regiment commanded by colonel Edward Hand, for two years, at the expiration of which time he was discharged on account of his ill state of health, and being much afflicted with rheumatic pains, owing to old age and hard service he is not able to obtain subsistence by manual labor: 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 sum of forty dollars be, and the same is hereby granted to Edward Cavanaugh, to be paid to him or his lawful attorney, immediately after the passing of this act, on a warrant drawn by the governor on the state treasurer, and that an annuity of forty dollars be granted for the use of the said Edward Cavanaugh, to be paid to Thomas Campbell, his executor or executors, administrator or administrators, or his or their lawful attorney, which annuity shall be expended by the said Thomas Campbell, his executor or executors, administrator or administrators, his or their lawful attorney, in providing clothing and diet for the said Edward Cavanaugh, and it shall be the duty of the said Thomas Campbell, his executor or executors, administrator or administrators, his or their lawful attorney, to make an annual return to the orphans' court of York county, on oath or affirmation, how and in what manner he or they have executed the trust in him or them confided by this act.<sup>(1)</sup>

Approved March 28, 1808. Recorded in L. B. No. 11, p. 254.

Note (1). See amendment, Chapter 3028. *Infra* this volume, p. 934.

---

### CHAPTER MMMIII.

---

A SUPPLEMENT TO AN ACT, ENTITLED "AN ACT FOR RAISING BY WAY OF LOTTERY, THE SUM OF SIX THOUSAND DOLLARS, FOR DEFRAYING THE EXPENSES OF MAKING AN AQUEDUCT TO CONDUCT WATER INTO THE TOWN OF MEADVILLE." (2).

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, that the governor be, and he is hereby authorized and required, as often as occasion may be, to appoint one or more persons in the stead of any of the commissioners of the lottery, named in the first section of an act, entitled "An act for raising by way of lottery the sum of six thousand dollars, for defraying the expense of making an aqueduct into the town of Meadville, and for other purposes," dated the tenth day of April, one thousand eight hundred and seven,<sup>(1)</sup> who by decease, resignation, refusal or otherwise, may be incapacitated or disinclined to discharge the duties enjoined in the said act; and that it shall be the duty of one or more of the said commissioners named for the said lottery in the said act, who may continue disposed to discharge the duties therein enjoined, that at any time when occasion may require, they are hereby authorized to nominate such person or persons as he or they shall think fit, to the governor, who, when so nominated, if approved, shall be appointed by him, and who after being so appointed, shall be commissioner or commissioners as the case may be, as lawfully as if he or they had been named in the said original act, such commissioner or commissioners so appointed, shall conform to and observe all matters and things as contained and prescribed in the act aforesaid.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That as often as occasion may be to appoint one or more persons in the stead of any of the commissioners named in the fourth section of the said act, who by decease, resignation or otherwise may be incapacitated or disinclined to discharge the duties enjoined therein; that it shall be the duty of the county commissioners for the time being with any one or two of the commissioners named in the said fourth section, who may be disposed to continue to discharge the duties in the said act enjoined, be, and they hereby are authorized and required to appoint one or more fit person or persons as the case may require, who when so appointed, shall be commissioners as lawfully for the purposes intended

and expressed in the said act, as if they had been named therein, such commissioner or commissioners after being so appointed, conforming to and observing all matters and things as contained and prescribed or intended so to be in the act aforesaid.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That should it so happen that all the commissioners named in the fourth section of said act, be by decease, resignation or otherwise incapacitated or disinclined to discharge the duties therein enjoined, that then it shall be the duty of the county commissioners for the time being, and they hereby are authorized and required to appoint three fit and reputable persons, who after being so appointed shall be commissioners as lawfully as they could or would have been had they been named in the said act, and they shall conform to and observe all matters and things as contained in the act aforesaid.

Approved March 28, 1808. Recorded in L. B. No. 11, p. 254.  
Note (\*). Chapter 2855; Supra this volume, p. 621.

---

## CHAPTER MMMIV.

---

AN ACT TO APPROVE THE REPORT OF THE COMMISSIONERS APPOINTED TO EXPLORE AND MARK OUT A ROAD, FROM THE POINT WHERE THE COSHECTON AND GREAT BEND TURNPIKE PASSES THROUGH MOOSIC MOUNTAIN, TO THE WEST LINE OF THE STATE, 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 the report made by Henry Donnel, George Haines, and John Forster, and the report made by Samuel Dale, John Boyd and Francis King, commissioners appointed by the act of the fourth day of April, one thousand eight hundred and seven, to explore and mark out a road from the point where the Coshecton and Great Bend turnpike passes