

CHAPTER MDCCCXXV.

AN ACT TO ERECT THE TOWNSHIP OF GREEN, IN THE COUNTY OF WASHINGTON, INTO A SEPARATE ELECTION DISTRICT.

[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 township of Green, in the county of Washington, be, and the same is hereby, erected into a separate election district; and the freemen of said district shall hold their annual elections at Jarret's Fort, at the house now occupied by George Cox, in the same manner, and under the same regulations, prescribed by the constitution and laws of this commonwealth.

Passed April 11, 1795. Recorded L. B. No. 5, p. 435.

CHAPTER MDCCCXXVI.

AN ACT TO PREVENT INTRUSIONS ON LANDS WITHIN THE COUNTIES OF NORTHAMPTON, NORTHUMBERLAND AND LUZERNE.

[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 if any person shall, after the passing of this act, take possession of, enter, intrude or settle on any lands within the limits of the counties of Northampton, Northumberland or Luzerne, by virtue or under color of any conveyance of half share right, or any other pretended title, not derived from the authority of this commonwealth, or of the late proprietaries of Pennsylvania before the revolution, such per-

son, upon being duly convicted thereof, upon indictment in any court of oyer and terminer, or court of general quarter sessions, to be held in the proper county, shall forfeit and pay the sum of two hundred dollars, one half to the use of the county, and the other half to the use of the informer, and shall also be subject to such imprisonment, not exceeding twelve months, as the court, before whom such conviction is had, may in their discretion direct.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That every person who shall combine or conspire for the purpose of conveying, possessing or settling on any lands within the limits aforesaid, under any half share right, or pretended title as aforesaid, or for the purpose of laying out townships by persons not appointed or acknowledged by the laws of this commonwealth, and every person that shall be accessory thereto before or after the fact, shall, for every such offense forfeit and pay a sum not less than five hundred, nor more than one thousand dollars, one half to the use of the county, and the other half the to use of the informer, and shall also be subject to such imprisonment at hard labor, not exceeding eighteen months, as the court in their discretion may direct.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the court wherein any such conviction shall have been had, shall issue their writ to the sheriff of the county wherein the said offense has been committed, or the said conviction had, or if the said court shall be of the opinion that the sheriff and coroner are not impartial, then to any other person or persons they may think proper, commanding him or them, together with the power of the county, if he or they should judge their assistance necessary, to proceed to the lands in question, and therefrom to expel and eject all and every the person and persons thereon intruded as aforesaid; and if the said sheriff, or other person or persons appointed as aforesaid, should make return to the said writ that he or they have been unable to execute the same, by reason of the forcible resistance of the parties, or any other persons, or from a just apprehension of such resistance as would render the execution thereof by himself or themselves, and the power of the county, impracticable, the prothonotary of the court, to which such

writ is so returned, shall forthwith transmit a copy of the said writ and return, under the seal of the said court, to the governor; and if, upon the said return, or if, upon a certificate signed by the president or one of the judges of the court of common pleas of the proper county, or by one of the judges of the supreme court, that the process of the court has been resisted, or that there is reason to believe that the civil authority will be incompetent to the execution of the law, the governor shall deem it expedient to order out a portion of the militia of this state to assist the civil authority in carrying into effect this act, or any part thereof, the detachments so called out shall receive the same pay and rations, and be subject to the same rules and regulations as are provided in other cases.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That if a judge of the court of quarter session for the proper counties, or a judge of the supreme court, shall apprehend that the sheriff and coroner are not impartial, it shall and may be lawful for the said judge to direct the venire for the grand inquest, and for the traverse jury, to any person or persons he or they may think proper.

[Section V.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That if any person or persons shall resist any officer, or other person duly authorized, in the execution of this act, or any part thereof, every person or persons so offending, and every person that shall be accessory thereto before or after the fact, shall, on conviction, forfeit and pay a sum not more than five thousand, nor less than five hundred dollars, and undergo an imprisonment at hard labor for any period not less than three, nor more than seven years.

[Section VI.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That in order to disseminate a knowledge of the provisions contained in this act, it shall be the duty of the prothonotaries of the several courts of common pleas of the counties of Northampton, Northumberland and Luzerne, and they are hereby respectively enjoined and required to read or cause to be read, in open court, the said act and every part thereof, at least once in each of the three terms next after receiving the same, and also it shall and may be lawful for the governor of this commonwealth to issue his proclamation, en-

joining and requiring all persons having intruded as aforesaid, to withdraw peaceably from the lands whereon such intrusions have been made, and further enjoining and requiring the several officers of government, and the good citizens of this state, to prevent or prosecute, by all legal means, such intrusions and intruders, and to afford their most prompt and effectual aid in their several and respective capacities, to carry into full execution the laws of this commonwealth relative thereto. Provided always, That nothing in this act contained shall extend to the claims of persons claiming land under and by virtue of an act entitled, "An act for ascertaining and confirming to certain persons called Connecticut claimants, the lands claimed by them within the county of Luzerne, and for other purposes therein mentioned,"¹ passed the twenty-eighth day of March, one thousand seven hundred and eighty-seven. And provided further, That this act, or anything therein expressed, shall not be considered as intended to affect any claims under the said law, nor as a legislative construction or opinion respecting the said act, or an act, entitled, "An act to repeal an act, entitled, 'An act for ascertaining and confirming to certain persons called Connecticut claimants, the lands by them claimed within the county of Luzerne, and for other purposes therein mentioned,'"² passed the first day of April, one thousand seven hundred and ninety, or the validity or effect of either of the said laws.

Passed April 11, 1795. Recorded L. B. No. 5, p. 430.

¹Chapter 1285.

²Chapter 1505.

CHAPTER MDCCCXXVII.

AN ACT TO ERECT LEWISTOWN, IN THE COUNTY OF MIFFLIN, INTO
A BOROUGH.

[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