

the party (in whose favor the same shall have been made) agreeably to the provisions of the second section of the "Act to provide for the settlement of public accounts, and for other purposes therein mentioned"¹ passed on the fourth day of April, one thousand seven hundred and ninety-two, but, if the determination of the said judges shall be against the claim of such petitioner, or petitioners, the same shall be forever barred. Provided always, That no such petition shall be received, or acted upon, by the said judges, unless the same be presented to them, or filed with the prothonotary, within twelve months from and after the passing of this act, unless it shall be first shown to the said judges that the party or parties interested therein were prevented from so presenting the same by some legal disability, in which case it may be received and acted upon, at any time within twelve months after the removal of such legal disability, and that, nothing in this act contained shall be construed to prevent, or, bar, any suit against such patentee, or patentees, on behalf of any person, or persons, other than this commonwealth, touching or concerning any of the lots, or the titles that may be so granted in pursuance of the provisions of this act.

Passed April 5, 1797. Recorded L. B. No. 6, p. 197, etc.

CHAPTER MCMLV.

AN ACT TO AUTHORIZE THOMAS PROCTOR TO COMMENCE A SUIT AGAINST THIS COMMONWEALTH UPON CERTAIN CLAIMS WHICH HE HAS AGAINST THE SAME.

[Section I.] (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in the General Assembly met, and it is hereby enacted by the authority of the same, That Thomas Proctor be, and he is hereby, authorized to commence an action on the case against this commonwealth, in the supreme court of common pleas for the county of Philadelphia, for the moneys claimed by him of

¹Chapter 1627.

this commonwealth, in which action the attorney general is hereby authorized and directed to appear on behalf of the said commonwealth as defendant, and plead the general issue.

[Section II.] (Section II, P. L.) And be it further enacted by the authority aforesaid, That, upon the trial aforesaid, the jury, who shall be sworn thereupon, shall inquire, ascertain and determine whether any, and what, sum is due from the commonwealth to the said Thomas Proctor, upon the claims aforesaid, and if the jury so sworn upon the said issue shall find for the plaintiff and judgment be given thereupon, the governor is hereby authorized and directed to draw, in the usual manner, a warrant upon the treasury of the state, for the sum of money which shall be found to be so due from the commonwealth to the said Thomas Proctor, and the treasurer shall pay and discharge the same out of the moneys appropriated for the support of government.

Passed April 5, 1797. Recorded L. B. No. 6, p. 202, etc.

CHAPTER MCMLVI.

AN ACT TO AMEND AND CONTINUE AN ACT ENTITLED "AN ACT TO ESTABLISH A BOARD OF WARDENS FOR THE PORT OF PHILADELPHIA AND FOR OTHER PURPOSES THEREIN MENTIONED."¹

Whereas it is expedient that the act entitled "An act to establish a board of wardens for the port of Philadelphia, and for other purposes therein mentioned"¹ passed on the eleventh day of April, in the year one thousand seven hundred and ninety-three, be continued with certain additions and amendments:

[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 whenever any licensed pilot,

¹Chapter 1698.