

same, and the same shall be filed of record, in the office of the prothonotary of the court of common pleas, of Clinton county, and have the same force and effect as if said proceeding had been originally commenced and conducted in the county of Clinton.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—The second day of July, one thousand eight hundred and forty-two.

DAVID R. PORTER.

[No. 108.]

AN ACT

Relating to the Claims of Samuel S. Barton, and others, and for other purposes.

SECTION 1. *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 state treasurer be and he is hereby authorized and required to pay to S. S. Barton the sum of fifty-nine dollars and seventy-five cents, out of any moneys in the treasury not otherwise appropriated, which said sum shall be in full of his retained per centage on the Juniata division of the Pennsylvania canal. S S Barton

WHEREAS, It is alleged that a mistake was made in the final estimate of the work done by Thomas Collins on the Gettysburg extension of the Pennsylvania Railway, therefore, Preamble

SECTION 2. That the canal commissioners be and they are hereby directed to examine the accounts of Thomas Collins, and if they find any error in the said accounts, or estimate, they are hereby authorized to correct the same, and issue their warrant to the state treasurer for the amount due to the said Thomas Collins, if any. Thos Collins

SECTION 3. That the canal commissioners be and they are hereby authorized and required to examine into the alleged claim of D. M. Bull, contractor for section number twenty-seven and lock number seven, on the Tioga Division of the North Branch Extension, Pennsylvania canal, and if it is D M Bull

Proviso

clearly shown that the damage claimed by said D. M. Bull was caused by the failure on the part of the Commonwealth to fulfil her engagements, or the indiscretion of her agents or engineers, then to allow such compensation to him as they shall deem just and proper, and not otherwise. *Provided*, That the examination hereby authorized shall not extend further than to the alleged loss in buildings and tools and materials not estimated, caused by the flood in March, eighteen hundred and forty-one.

Athens &
Ithaca R R

SECTION 4. That on the completion of so much of the Athens and Ithaca Railroad, beginning at the pool of the dam, in the borough of Athens, and extending to the state line, of one track or more, the same shall be esteemed a public highway for the conveyance of passengers, merchandize and commodities, under such regulations as shall be permitted by the managers; and it shall and may be lawful for said company to demand and receive such sum or sums of money for tolls as they shall, from time to time, think reasonable, not exceeding the amount prescribed by their act of incorporation.

SECTION 5. It shall be lawful for said company to connect their road with the road of the New York and Erie railroad company, of the state of New York, at the state line. And the president and managers of said Athens and Ithaca railroad company may proceed to carry on their work any time within four years from the passage of this act. And so much of the said act of the 17th March, one thousand eight hundred and thirty-eight, as is hereby altered or supplied, be and the same is hereby repealed.

Stroudsburg
bor'h taxes

SECTION 6. That hereafter it shall be lawful for the town council of the borough of Stroudsburg, in the county of Monroe, to levy and collect from the taxable citizens of said borough, in such manner and at such time as they may ordain and direct, a tax, for the purpose of purchasing a fire engine and the necessary equipage for the extinguishment of fire for the use of the citizens of said borough: *Provided*, That the sum so levied and collected shall not exceed the sum of five hundred dollars.

G D Foreman

SECTION 7. That the canal commissioners be and they are hereby required to examine and adjust the claim of George D. Foreman, for work done and materials furnished on his contract, for the completion of dams number four and five, and for raising the towing path on the Beaver Division of the Pennsylvania canal.

Infantry
comp's bor'h
Mercer 3d
Lieutenant

SECTION 8. That any volunteer infantry company in the borough of Mercer, or which may be organized within said borough, within the current year, may, in addition to the offi-

cers allowed by law, elect one third Lieutenant, who shall be commissioned by the Governor for the same term that other commissioned officers of volunteers are allowed by law to serve.

SECTION 9. That from and after the passage of this act the Fayette Guards, of Fayette county, the Independent Guards, of the borough of Lebanon, and the Washington Greys, of the borough of Mercer, shall not be required to train with the militia, unless at their option. Fayette G'ds
Independent
G'ds & Wash
Greys

SECTION 10. That hereafter there shall be two additional terms of the District Court in and for the county of Mercer, in each year, to wit: commencing on the third Mondays of August and November, but the sheriff and commissioners of said county shall not be required to draw or summon a jury for said additional terms, unless directed so to do by the Judge of the said court at least thirty days before the first days of said respective terms. Dist court
Mercer co

SECTION 11. There shall hereafter be two additional return days of the District Court in and for the county of Warren for all original mesne and final process for each year, to wit: on the fourth Monday in March and third Monday in October. Dist court
Warren co

SECTION 12. That Benjamin Witmer, junior, of Lancaster county, trustee of Elizabeth Hunshberger, under a deed of trust executed by Abraham Hunshberger, on the twenty-sixth day of February, A. D., one thousand eight hundred thirty-four, be and he is hereby authorized and empowered, after the settlement of his account as trustee aforesaid, to pay over and transfer unto Abraham Hunshberger, the husband of the said Elizabeth Hunshberger, all moneys, goods and evidence of property, whatsoever kind or character the same may appertain, and belonging to the trust estate of said Elizabeth Hunshberger, and upon so doing the receipt or receipts of said Abraham Hunshberger for the same, or any part thereof, shall be a sufficient discharge, forever after, to him, the said Benjamin Witmer, junior. Trustee of
Elizabeth
Hunshberger

SECTION 13. That the canal commissioners be and they are hereby required to examine into the claims, for retained percentage, of Dickson, Keck and Smith, and if, upon the hearing of disinterested testimony, they shall ascertain that they are justly entitled to the amount claimed, or any portion thereof, they shall draw their warrant upon the state treasurer in Dickson
Keck &
Smith

favor of said Dickson, Keck and Smith, for such amount as may thus be found due, and the state treasurer shall pay the same out of any money in the treasury not otherwise appropriated.

JAMES ROSS SNOWDEN,

Speaker of the House of Representatives.

JOHN STROHM,

Speaker of the Senate.

APPROVED—The eighth day of July, one thousand eight hundred and forty-two.

DAVID R. PORTER.

[No. 109.]

AN ACT

To incorporate the Farmers Mutual Fire Insurance Company of Philadelphia and Bucks counties, and for other purposes.

SECTION 1. *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 William B. Vandegrift, James Carter, Jacob Sherer, George Harrison, John P. Townsend, Cyrus Pierce, Charles Knight, Jesse James, James Townsend, Seth Knight, Josiah Walton, Ezra Croasdale, junior, and Samuel Kirk, and all other persons who may hereafter associate with them, in the manner herein prescribed, shall be and are hereby constituted and declared to be one body politic and corporate, by the name of the "Farmers Mutual Fire Insurance Company of Philadelphia and Bucks counties," for the purpose of insuring their respective dwelling houses, barns, stores, shops and other out buildings, household furniture, agricultural products, merchandize and other property against loss or damage by fire, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter, or the laws of the United States, or of this Commonwealth.

Corporators

Name

Insurers

SECTION 2. All persons who shall hereafter insure with the said corporation, and also their heirs, executors, administrators and assigns continuing to be insured with the said cor-