

that then and in such case the said executors or administrators shall have the space of one year to discharge the same.

[Section IV.] And be it further enacted by the authority aforesaid, That this act shall continue in force for the term of seven years and from thence to the end of the next sessions of assembly and no longer.

Passed September 20, 1765. Referred for consideration by the King in Council, February 10, 1766, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXIV, Section VIII. Repealed by the Act of Assembly passed March 21, 1772, Chapter 654.

---

## CHAPTER DXXX.

---

AN ACT TO ENABLE THE COMMISSIONERS HEREINAFTER NAMED TO SETTLE THE ACCOUNTS OF THE MANAGERS AND TO SUE FOR AND RECOVER FROM SEVERAL PERSONS SUCH SUMS OF MONEY AS ARE NOW DUE AND UNPAID ON ACCOUNT OF A LOTTERY SET UP AND DRAWN FOR ERECTING A BRIDGE OVER SKIPPACK CREEK, IN THE COUNTY OF PHILADELPHIA, AND TO RECEIVE THE VOLUNTARY DONATIONS AND SUBSCRIPTIONS OF THE INHABITANTS TOWARDS THE BETTER PERFECTING THE SAID BRIDGE.

Whereas although it is now a considerable time since a lottery was drawn for erecting a bridge over Skippack creek, in the county of Philadelphia, the money arising thereon is not yet by a great part collected, and through the neglect of particular managers to collect and account for the sums due on the tickets by them respectively sold the execution of the design for which the money was intended is unnecessarily delayed and the public deprived of its advantage.

To the end thereof that the money may be speedily collected and the bridge built over the creek aforesaid:

[Section I.] Be it enacted by the Honorable John Penn, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in

General Assembly met, and by the authority of the same, That William Dewees, Michael Hillegas and Benjamin Davis, gentlemen, are hereby nominated and appointed commissioners for building a bridge over Skippack creek, in the county of Philadelphia, aforesaid.

And in order to enable them to execute and perform that duty:

[Section II.] Be it further enacted by the authority aforesaid, That all and every the managers concerned in the lottery aforesaid are hereby enjoined and required, within three months next after the publication hereof, upon request for that purpose to them or any or either of them made by the said commissioners, to render fair and just accounts of the moneys by them or any of them received with the debts to them or any of them due and owing for or on account of tickets sold and the names of the person or persons who stand indebted to the said managers, or any of them, for tickets sold as aforesaid; and upon settlement of such account with the said commissioners, or a majority of them, the said managers and every of them in the lottery aforesaid, upon any sum of money being found in their hands, or from them or either of them due or from any other person or persons to them, or either of them, indebted for tickets purchased as aforesaid, shall and they are hereby enjoined and required forthwith to pay to the said commissioners, or a majority of them, the sums from them respectively due; and in default of payment it shall and may be lawful to and for the said commissioners, or a majority of them as aforesaid, and they are hereby enjoined and required, in their own names, to sue for and recover all such sums of money by action of debt, action on the case or otherwise, as may be proper; if above five pounds, in any court of common pleas within this province; if five pounds or under, before any justice of the peace, and upon trial to give this act and the books of the said managers or other legal proof in evidence; and if it shall appear to the court and jury or to the justice of the peace aforesaid on any trial by virtue of this act before them respectively had that the sum demanded or any part thereof is justly due, then the said court of justice respectively shall give judgment against the defendant for so much as shall appear to be due, with costs of suit, and shall award

execution for the same as is usually done in such like actions before them respectively triable and determinable by the laws of this province; but if no part of the sum demanded shall appear to be due as aforesaid, then the said court or justice respectively shall give judgment for the costs against the plaintiffs, which costs shall be paid out of the moneys recovered or collected by virtue of this act.

And the better to procure a sufficient stock of money for building the said bridge:

[Section III.] Be it further enacted by the authority aforesaid, That the said commissioners are hereby authorized, empowered and enabled to receive of and from any person or persons any sum or sums of money which have been or hereafter shall be subscribed for and towards defraying the charge of building the bridge aforesaid, provided the same do not in the whole exceed the sum of one thousand pounds, and to apply the same with the other moneys arising by the lottery aforesaid for the erecting and building a bridge over Skippack creek with all convenient speed as the same was originally intended or declared in the public papers of this province by the managers of the said lottery at the time of its institution respectively and to no other use or purpose whatsoever, and for that end the said commissioners, or a majority of them, are hereby further authorized and empowered to set the said work to any person or person whomsoever as they, in their best discretion, shall judge requisite.

[Section IV.] And be it further enacted by the authority aforesaid, That the said commissioners shall, when required, render and make report of their proceedings and transactions in the premises aforesaid to the commissioners of the county of Philadelphia for the time being, and shall lay before them a faithful and just account of all and every sum and sums of money by them had and received for the building the said bridge and in what manner the same is or shall be expended and laid out, that the same may be adjusted, settled and allowed.

[Section V.] And be it further enacted by the authority aforesaid, That this act and every article, clause and thing therein contained shall be and continue in full force for and during the

term of three years from the publication hereof and from thence to the end of the next session of assembly and no longer.

Passed September 20, 1765. Referred for consideration by the King in Council, February 10, 1766, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXIV, Section VIII, and the Acts of Assembly passed March 9, 1771, Chapter 634; October 3, 1788, Chapter 1366. Expired.

---

## CHAPTER DXXXI.

---

AN ACT TO EXPLAIN AND AMEND A SUPPLEMENT<sup>1</sup> TO AN ACT, ENTITLED "AN ACT FOR THE RELIEF OF INSOLVENT DEBTORS WITHIN THE PROVINCE OF PENNSYLVANIA."<sup>2</sup>

Whereas by virtue of a supplement<sup>1</sup> to an act, entitled "An act for the relief of insolvent debtors within the province of Pennsylvania,"<sup>2</sup> passed in the present year of His Majesty's reign, it was enacted that any person or persons charged or thereafter to be charged in execution for any sum or sums of money not exceeding in the whole the sum of one hundred and fifty pounds to any one person should and might, after the publication of that act, be relieved in the same manner as any person could or might for a smaller sum by virtue of the acts then in force. And whereas a doubt has arisen whether any person owing a greater sum to any one person than one hundred and fifty pounds, if charged in execution for a less sum, may not be relieved by the said act.

Therefore, for the removing such doubt:

[Section I.] Be it enacted by the Honorable John Penn, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in General Assembly met, and by the authority of the same, That no person or persons being justly indebted to any one person

<sup>1</sup> Passed February 2, 1765, Chapter 518.

<sup>2</sup> Passed February 14, 1729-30, Chapter 315.