

## CHAPTER MCLIV.

AN ACT TO AUTHORIZE AND ENABLE THE SUPREME EXECUTIVE COUNCIL TO APPOINT COMMISSIONERS TO JOIN WITH THE COMMISSIONERS APPOINTED, OR TO BE APPOINTED, ON THE PART OF THE STATE OF NEW YORK, TO ASCERTAIN THE NORTHERN BOUNDARY OF THIS STATE, FROM THE RIVER DELAWARE, WESTWARD TO THE NORTHWEST CORNER OF PENNSYLVANIA.

(Section I, P. L.) Whereas the late purchase made by the commonwealth from the Indian natives of the residue of the lands within the bounds of Pennsylvania and the opening of the land office for the sale and distribution thereof, which is shortly to take place, make it proper for the sake of peace and for the locating the lands near to and along the northern boundary of this state, that the said northern boundary, which is at the beginning of the forty-third degree of northern latitude should be ascertained with precision, marked and established for all times hereafter. And whereas the same boundary is the line of division, between this state and the state of New York, for the greater part, if not the whole extent thereof, and it appears to this general assembly that the legislature of the state of New York did on the ninth day of March in the present year of our Lord one thousand seven hundred and eighty-five enact a law for the appointment of commissioners to join commissioners to be appointed by this state for the purpose aforesaid:

Therefore:

[Section I.] (Section II, P. L.) Be it enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the executive council shall nominate and by commission under the great seal of this commonwealth appoint two able and skilful persons on the part of this commonwealth, which commissioners or any one of them shall meet with such commissioner or commissioners who are or

shall be appointed and authorized on the part of the state of New York at such time and times, place and places, as shall be concerted and agreed upon by and between the supreme executive council of this state and the persons who shall administer the government of the state of New York for the time being, and then and there ascertain, mark and fix the northern line of boundary of this state, dividing between this state, and the state of New York, by and along the beginning of the forty-third degree of the northern latitude, and from the river Delaware to the northwestern corner of this state, within or near to Lake Erie.

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That each of the commissioners to be appointed on the part of this commonwealth as aforesaid shall receive as the reward of his services in ascertaining the said boundary forty-five shillings per diem for every day he shall be employed therein, besides all his accommodations and necessary expenses during the said service, and the executive council shall allow to the said commissioners such and so many necessary assistants for effecting the purposes aforesaid and direct such provision of food and other accommodations and instruments to be made as the business to be performed by the said commissioners shall from time to time require, and shall make and draw orders on the treasurer of this state for the reward of the said commissioners and the charges and expenses which shall be incurred as aforesaid and the same shall be paid out of any unappropriated moneys in his hands.

(Section V, P. L.) [sic.] Provided nevertheless, That if the commissioners to be appointed on the part of the state of New York shall decline running the said line to the utmost western extent of Pennsylvania because the state of New York may be found not to reach so far, or on any other account, the said commissioners to be appointed on the part of this state, may and shall notwithstanding proceed to finish the same line and to mark and fix the said northwestern corner.

[Section III.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the commissioners to be appointed on the part of this state as aforesaid, shall from time to

time make report under their hands and seals to the executive council of their proceedings in the premises and of the line of boundary which shall be agreed upon between them and the commissioners on the part of the state of New York, in order that the same may be ratified and established by act of the legislature of this commonwealth as the boundary of jurisdiction between this commonwealth and the state of New York.

Passed March 31, 1785. Recorded L. B. No. 2, p. 525.

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CHAPTER MCLV.

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AN ACT TO AUTHORIZE THE APPOINTMENT OF NEW COMMISSIONERS TO EXECUTE THE ACT OF ASSEMBLY, ENTITLED "AN ACT DECLARING THE RIVER SUSQUEHANNA, AND OTHER STREAMS THEREIN NAMED, PUBLIC HIGHWAYS, FOR IMPROVING THE NAVIGATION OF THE SAID RIVER AND STREAMS, AND FOR PRESERVING THE FISH IN THE SAME," AND TO EXTEND THE POWERS OF THE SAID COMMISSIONERS TO ALL PARTS OF THE SAME RIVER WITHIN THIS STATE.<sup>1</sup>

(Section I, P. L.) Whereas divers of the commissioners named in the act of assembly, entitled "An act declaring the river Susquehanna and other streams therein mentioned highways for improving the navigation of the same river and streams and for preserving the fish in the same," which was enacted in the late province of Pennsylvania on the ninth day of March, which was in the year of our Lord one thousand seven hundred and seventy-one, are since deceased, and it is proper that new commissioners be appointed, in the stead of the commissioners who were named in the same act;

Therefore,

[Section I.] (Section II, P. L.) Be it enacted and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the surviving commissioners who are named in the act aforesaid shall be and the same are hereby

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<sup>1</sup> Passed March 9, 1771, Chapter 627.