

CHAPTER CXVI.

A further SUPPLEMENT to the act, entitled "An act for the regulation of the militia of the Commonwealth of Pennsylvania".

WHEREAS it hath been represented to the legislature, that a number of persons have been draughted to serve a tour of militia duty in the Western Expedition, in the year one thousand seven hundred and ninety-four, and subjected to the payment of heavy fines, some of whom never had notice of their being drawn and consequently no notice of the day of appeal: Therefore,

SECTION I. 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 brigade inspector of each brigade where any of the fines are yet in arrear and uncollected, for not performing a tour of militia duty in the Western Expedition, is hereby authorized and required, taking to his assistance at least two of the field officers of the regiment, to hold an appeal within six months after the passing of this act, of which appeal not less than thirty days notice shall be given by six or more advertisements, put up at the most public places within each regiment of the time and place of such appeal, and make such allowances as to them or a majority of them may seem just and reasonable, having regard to the law then in operation; and before they proceed to business shall take an oath or affirmation well and truly to execute and discharge the duties enjoined on them by this act, which the brigade inspector is hereby empowered to administer; and each of them shall receive two dollars each day actually employed in the said service, to be paid to them by the brigade inspector out of the said fines, and to be allowed to him on settlement of his accounts.

The brigade inspector of each brigade, where fines for not performing militia duty on the western expedition, are in arrears, authorized, with the assistance of two field officers to hold a court of appeal, of which notice is to be given. Proceedings of such court. Compensation.

SECT. II. And be it further enacted by the authority aforesaid, That the constable or other person who shall collect the said fines, shall receive from the brigade inspector five per centum of all the fines thus collected in addition to his other allowance as a compensation for collecting the same; and in addition, thereto, if he shall be under the necessity of making sale of any delinquents property, or shall commit the body of such delinquent to the jail of the county, then, and in either case, he shall receive such fees as are allowed by law in civil cases for similar services, to be paid by such delinquent; and the brigade

Compensation of the constable or person who collects the fines. Additional fees allowed where he has to make sale of delinquents property.

inspectors respectively, shall receive in addition to their other allowances for their services in carrying the provisions of the act passed April the eleventh, one thousand seven hundred and ninety-three, and the ninth section of a supplement thereto, passed April the fourth, one thousand eight hundred and five, into effect, five per centum on all the monies collected and paid into the state treasury, after deducting the disbursements made out of the same.

Additional compensation to the brigade inspector.

SECT. III. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the brigade inspectors respectively, to appoint a suitable person or persons as collector of the said fines in cases where the constable of the township shall neglect or refuse to collect the same, or where there is no constable appointed; and in that case, the person or persons so appointed, and accepting of such appointment, shall be entitled to the same compensation and vested with the same powers as a constable, and liable to the same fines and forfeitures as a constable is liable to for neglect of duty.

Empowered to appoint a collector of the fines, in case the constable of the township neglect or refuse to collect them.

SIMON SNYDER, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the ninth day of April, one thousand eight hundred and seven.

THOMAS MCKEAN.

CHAPTER CXVII.

An ACT to authorize Robert Kennedy, his heirs and assigns, to dig and support a mill race, in, and adjacent to the river Schuylkill, near its falls.

Robert Kennedy authorized to dig and support a mill race on and contiguous to the land now held by him on the north-east side of the falls of Schuylkill, to extend not more than two perches into said river and lead off the water necessary for a grist and saw mill, &c.

SECTION I. *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 Robert Kennedy of the township of the Northern Liberties, in the county of Philadelphia, innkeeper, his heirs and assigns, be, and they are hereby authorized to dig, continue, support and keep in repair a mill-race on and contiguous to the tract of land now held by him on the north-east side of the falls of Schuylkill, to extend not more than two perches into the said river, and to keep the same in good repair for ever, and to lead