

1802.

CHAPTER MMCLXXIV.

An ACT authorizing the Governor to discharge the debt due from this commonwealth to the Bank of Pennsylvania, and for other purposes.

[SECT. 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 Governor be, and he is hereby authorized to transfer so much of the six per cent. stock of the United States, the property of this state, as will be necessary to discharge the first instalment of the loan of one hundred thousand dollars, which will be due on the thirteenth day of April next, to the Bank of Pennsylvania, together with the interest thereon, and also so much of the said stock as will be required to discharge the remaining instalment of the said loan, though it shall not be due; provided such transfer be made at not less than at the rate of one dollar for every dollar of such stock which remains unredeemed.]

[SECT. II. *And be it further enacted by the authority aforesaid, That* the President; Directors and Company of the Bank of Pennsylvania, be, and they are hereby authorized to accept the transfer of the said stock, in discharge of the respective instalments of the said loan, or either of them, if they shall consider it consistent with the interest of the institution, any thing in the act incorporating the said bank, to the contrary notwithstanding.]

SECT. III. *And be it further enacted by the authority aforesaid, That* the said President, Directors and Company be, and they are hereby authorized to purchase and sell again, any stock of the United States which they may believe most beneficial to the said bank, provided the amount of such stock shall not at any one time exceed one hundred thousand dollars, exclusive of the stock now held by them, any thing in the act incorporating the said company, to the contrary notwithstanding.

[SECT. IV. *And be it further enacted by the authority aforesaid, That* if the said President, Directors and Company, should not agree to accept the transfer of the said stock, at the rate aforesaid, in discharge of said loan, the Governor is hereby authorized to negotiate with the said President and Directors, an extension of the time of payment of the first instalment of said loan for the term of two years: *Provided, That* nothing herein contained shall be so construed as to prevent the commonwealth from discharging the said instalment at any time previous to the expiration of the said two years.]

Passed 2d April 1802.—Recorded in Law Book No. VIII. page 109.

CHAPTER MMCLXXV.

An ACT to provide for the election of Representatives of the people of this state, in the Congress of the United States.

SECT. I. *BE it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania, in General Assembly*

The Govern-
or empow-
ered to trans-
fer six per
cent. stock
of the U. S.
the property
of this state,
in payment
of the loan of
100,000 dol-
lars hereto-
fore obtained
of the bank
of Pennsyl-
vania, but at
not less than
par.
(Obsolete.)

The bank
empowered
to accept the
transfer of
said stock.
[Obsolete.]

Authorized
to purchase
and sell
again, stock
of the
United
States, but
amount
thereof not
to exceed
100,000 dol-
lars, exclu-
sive of what
they
now hold.

In case the
transfer of
said stock is
not accepted,
the Govern-
or empow-
ered to nego-
ciate an ex-
tension of
the time of
payment of
the first in-
stalment of
the loan.
[Obsolete.]

met, and it is hereby enacted by the authority of the same, That 1802.
 for the purpose of electing representatives of the people of this com-
 monwealth, to serve in the House of Representatives in the Con-
 gress of the United States, this state shall be divided into eleven
 districts, as follow: The city of Philadelphia, and the counties of
 Philadelphia and Delaware, shall be a district, and shall elect three
 members; the counties of Bucks, Montgomery, Northampton,
 Wayne and Luzerne, shall be a district, and shall elect three mem-
 bers; the counties of Chester, Berks and Lancaster, shall be a
 district, and shall elect three members; the counties of Dauphin,
 Cumberland, Mifflin and Huntingdon, shall be a district, and shall
 elect two members; the counties of Northumberland, Lycoming and
 Centre, shall be a district, and shall elect one member; the counties
 of York and Adams shall be a district, and shall elect one member; the
 counties of Franklin and Bedford shall be a district, and shall elect
 one member; the counties of Westmoreland, Somerset and Arm-
 stong, shall be a district, and shall elect one member; the counties
 of Fayette and Greene shall be a district, and shall elect one mem-
 ber; the county of Washington shall be a district, and shall elect
 one member; the counties of Allegheny, Beaver, Butler, Crawford,
 Mercer, Venango, Warren and Erie, shall be a district, and shall
 elect one member.

The state di-
 vided into
 districts for
 the purpose
 of choosing
 members of
 Congress and
 the number
 each district
 is to elect.

SECT. II. *And be it further enacted by the authority aforesaid,*
 That the election of Representatives, agreeably to the constitution
 of the United States and the direction of this act, shall be held by
 the citizens of this state qualified to vote for members of Assem-
 bly, on the second Tuesday of October next, and on the second
 Tuesday of October, every second year thereafter, until an enu-
 meration of the inhabitants of the United States shall be taken,
 agreeably to the constitution and laws of the said United States, at
 the same places respectively, in the same manner, and under the
 care and regulation of the same officers as is provided in and by the
 several acts of Assembly for the regulation of the general elections
 of this state, of which elections public notice shall be given by the
 Sheriffs of the several counties, at least thirty days before the said
 election.

When and
 where such
 elections
 shall be held
 and how con-
 ducted.

SECT. III. *And be it further enacted by the authority aforesaid,*
 That every person who shall be guilty of any neglect or abuse of
 this act, or of any of the said acts of Assembly, for the regulation
 of elections, at any election to be held in pursuance of this act,
 shall be prosecuted and punished in the same manner as if he had
 been guilty of the like neglect or abuse in the election of members
 of the Legislature of this state.

Neglect or
 abuse of this
 act how
 punished.

SECT. IV. *And be it further enacted by the authority aforesaid,*
 That the Judges of the election in the city of Philadelphia, and
 in each county erected into a separate district, after having formed
 the return of the whole election in the said city and counties respec-
 tively, in such manner as is by law directed, shall within six days
 cause said returns to be delivered to the Sheriff of the said city and
 counties respectively, and shall also cause a duplicate thereof, sign-
 ed and sealed in the same manner, to be deposited in the office of
 the Prothonotaries of said city and counties respectively.

How returns
 of the elec-
 tions are to
 be made in
 Philadel-
 phia and
 these coun-
 ties consti-
 tuting each
 a separate
 district.

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SECT. V. *And be it further enacted by the authority aforesaid,* That the Judges of the elections of each of the following counties, after having formed the returns of the whole election in their counties respectively, in such manner as is by law directed, shall send the same by one or more of their number, to the place hereafter mentioned, within the district of which such county is a part, when the Judges so met, shall compare and cast up the several returns, and shall execute under their hands and seals, one general and true return of the whole district, that is to say, The Judges of the district composed of the city and county of Philadelphia and the county of Delaware, shall meet at the county court-house in the city of Philadelphia; the Judges of the district composed of the counties of Bucks, Montgomery, Northampton, Wayne and Luzerne, shall meet at the house now occupied by John Leonard, inn-keeper, in the town of Bethlehem, in the county of Northampton; the Judges of the district composed of the counties of Chester, Berks and Lancaster, shall meet at the house now occupied by Everet M'Clees, inn-keeper, in Morgan's town, in the county of Berks; the Judges of the district composed of the counties of Dauphin, Cumberland, Mifflin and Huntingdon, shall meet at the house now occupied by William Sterret, in Mifflin town, in the county of Mifflin; the Judges of the district composed of the counties of Northumberland, Lycoming and Centre, shall meet at the house now occupied by Andrew Albright, in Lewisburgh, in the county of Northumberland; the Judges of the district composed of the counties of York and Adams, shall meet at the house now occupied by Peter Eskes, in Abbot's town, in the county of Adams; the Judges of the district composed of the counties of Franklin and Bedford, shall meet at the house now occupied by Jacob Four, in M'Connellsburgh, in the county of Bedford; the Judges of the district composed of the counties of Westmoreland, Somerset and Armstrong, shall meet at the house of George Keltz, in Ligonía valley, in the county of Westmoreland; the Judges of the district composed of the counties of Fayette and Greene, shall meet at the house now occupied by Thomas Clare, in Fayette county; the Judges of the district composed of the counties of Allegheny, Beaver, Butler, Crawford, Mercer, Venango, Warren and Erie, shall meet at the house now occupied by Adam Funk, in the county of Butler, on the third Tuesday of October next, and on the third Tuesday of October biennially thereafter, during the continuance of this act, and within the space of ten days after the said election, the Judges of each respective district, so convened, shall cause the said general return to be delivered to the Sheriff of the county in which they shall be thus convened, and shall also cause a duplicate thereof, signed and sealed in the same manner, to be deposited in the office of the Prothonotary of such county.

And how, where there are more counties than one to a district.

The Sheriff within thirty days after the election to deliver the return to the Governor, who is to make proclamation of

SECT. VI. *And be it further enacted by the authority aforesaid,* That such Sheriff, having received the said return, shall within thirty days after said election, deliver or safely transmit the same to the Governor, who shall thereupon declare by proclamation, the name of the person or persons to him returned as duly elected in each respective district, and shall thereafter, as soon as convenient

ly may be, transmit the returns so to him made, to the House of Representatives in the Congress of the United States. 1802.

Passed 2d April, 1802.—Recorded in Law Book No. VIII. page 100.

the names of the persons elected, &c.

CHAPTER MMCCLXXVI.

An ACT to complete the benevolent intention of the Legislature of this commonwealth, by distributing the donation lands to all who are entitled thereto. [See the notes to chap. 1179, vol. 2, p. 290.]

WHEREAS, some of the late officers and soldiers belonging to the Pennsylvania line, in the revolutionary war, have not received their donation lands: And whereas it hath been represented that amongst the lots in the tenth donation district, which the owners have released as being in the state of New-York, and for which they have received other lots in lieu thereof, many are still in Pennsylvania, and also that a number of lots may yet be found within the bounds of the donation surveys, not numbered or returned as donation lots, nor otherwise appropriated: Therefore,

SECT. 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 it shall be the duty of the Land-Officers to ascertain the number of donation lots returned of each description, which yet remain undrawn and not otherwise appropriated, or which having been drawn, have not been applied for in the time prescribed by law, and cause numbers corresponding with each lot of the several descriptions, according to the quantity of land allowed to each grade of officers, non-commissioned officers and privates, to be made on separate pieces of paper, as nearly of the same size as may be, which pieces of paper shall be put carefully into small boxes, equal to the number of different grades which may be yet unsupplied, and on application of each person for their respective donation, the said Land-Officers, after being satisfied with the justice of his or her claim, shall cause the box containing the tickets representing the quantity of land to which such applicant may be entitled, to be shook, so as to mix the said tickets or pieces of paper, and shall draw, or cause to be drawn therefrom, one or more of the numbers so deposited as may be necessary to complete the quantity which such applicant may be entitled to; and in like manner to proceed on each and every application, the person first applying, to be entitled to the first draft, and immediately after drawing, to proceed to issue a patent or patents for the respective lots so drawn, free of all expense except the enrolling fees: *Provided always,* That no lot to be drawn or patent to be issued in pursuance of this act, shall interfere with or defeat any prior title which may have been acquired under the authority of any former law of this commonwealth.

The Land-Officers to ascertain the number of undrawn and unappropriated donation lots;

How they are to proceed in satisfying the claims of applicants entitled to donation lands,

SECT. II. *And be it further enacted by the authority aforesaid,* That the Surveyor-General be, and he is hereby authorized to direct a survey to be made at the expense of the state, in such man-

The Surveyor-General to cause a survey to be made so as to