

no assembly then sitting, the governor and council shall appoint one to supply his place, until the next meeting of assembly, who shall give security, as aforesaid.

[Section IX.] And be it further enacted by the authority aforesaid, That all the moneys arising by virtue of this act, as well as the money remaining due to the public upon the balance of the provincial treasurer's account, [and] all other moneys which now are or hereafter shall come to the said provincial treasurer's hands, deducting five per cent for his trouble in paying and receiving the same, shall by him, his heirs, executors or administrators be paid in manner following: (That is to say) first, the immediate services of this assembly, by order of this house, under the Speaker's hand, shall be discharged and paid; secondly, the sum of five hundred pounds shall be paid to the Honorable William Keith, Esquire, lieutenant-governor of this province, his executors, administrators or assigns; thirdly, all public debts, for which orders of payment are or have been issued under the Speaker's hand, shall be discharged; next, all other public debts, allowed by order of this assembly, under the Speaker's hand, shall be paid and discharged; and the residue (if any) shall remain as a public stock in the said provincial treasurer's hand, to be disposed of as the governor and assembly of this province, for the time being, shall order and direct, and not otherwise.

Passed August 24, 1717. Apparently never submitted to the consideration of the Crown. See Appendix IV, Section II.

CHAPTER CCXXII.

AN ACT FOR THE BETTER REGULATING OF ELECTIONS OF SHERIFFS, CORONERS AND ASSESSORS.

Whereas the manner of carrying on the said elections, differing from the peaceable method established for choosing members of assembly, has occasioned some disorders and tumults, which should be avoided for the future:

[Section I.] Therefore it is enacted by the authority aforesaid, That such persons as have no right to elect or be elected, according to a law of this Province made in the fourth year of the late Queen Anne's reign, entitled "An act to ascertain the number of members of assembly, and to regulate the elections,"¹ shall not have any right of electing or being elected sheriffs, coroners or assessors in and for any county of this province.

And that all and every person and persons who, by virtue of the said act, shall from time to time come to elect representatives to serve in assembly, shall deliver in writing, to the judges of those respective elections, in one piece of paper distinctly written, as well the names of eight persons for whom they vote to serve in assembly, as also the names of a double number of such persons as they would have to be sheriffs and coroners; and also the names of six persons to be assessors, for each county in this province.

And that the persons who, by majority of votes, given according to the direction of this act, shall be chosen for sheriffs and coroners in the said respective counties, shall be returned, presented and empowered to serve and act in their respective offices, in manner and form, and under the penalties, qualifications and directions specified in a law of this province, entitled "An act for regulating elections of sheriffs and coroners."² And the persons so as aforesaid chosen to be assessors for the said respective counties shall be returned and entered on record, at the court of quarter-sessions in the proper county, next after every such election, according to the tenor and intent of the law, entitled "An act for raising county levies,"³ and shall be enabled to act as assessors, pursuant to the powers given them by that or any other act or law of this province.

[Section II.] And be it further enacted, That the inhabitants and freeholders of the city of Philadelphia, shall observe and use the same method in choosing their assessors, as is hereinabove directed for the choice of other assessors.

[Section III.] And be it further enacted, That all and every the above-mentioned acts and all other acts of assembly relat-

¹ Passed January 12, 1705-6, Chapter 137.

² Passed January 12, 1705-6, Chapter 161.

³ Passed November 27, 1700, Chapter 32.

ing to the said elections, and all the powers, provisions, penalties, clauses, matter and things, therein contained (except only such part and parts thereof touching which other provisions or alterations are hereby made) shall continue and be in full force, as if the same were repeated and re-enacted in the body of this act.

Passed August 24, 1717. Apparently never considered by the Crown, but allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix IV, Section II, and Hill's letter and Fane's opinion in Appendix V, Section I, and Constitution of 1790, Article VI, Section I; and also the Acts of Assembly passed February 15, 1799, Chapter 2020; April 11, 1799, Chapter 2095; April 13, 1807, P. L. 291; April 15, 1834, P. L. 537; February 28, 1835, P. L. 45; March 4, 1842, P. L. 43; April 5, 1842, P. L. 230; April 3, 1851, P. L. 320; February 2, 1854, P. L. 21; May 8, 1855, P. L. 509; April 18, 1857, P. L. 239; March 26, 1859, P. L. 262; April 11, 1862, P. L. 431; February 14, 1889, P. L. 7; May 8, 1889, P. L. 133.