

CHAPTER CCCCXLVIII.

A SUPPLEMENT TO THE ACT, ENTITLED "AN ACT FOR RE-EMITTING THE BILLS OF CREDIT OF THIS PROVINCE HERETOFORE RE-EMITTED ON LOAN, AND FOR STRIKING THE FURTHER SUM OF THIRTY-SIX THOUSAND SIX HUNDRED AND FIFTY POUNDS TO ENABLE THE TRUSTEES TO LEND FIFTY THOUSAND POUNDS TO COLONEL JOHN HUNTER, AGENT FOR THE CONTRACTORS WITH THE RIGHT HONORABLE THE LORDS COMMISSIONERS OF HIS MAJESTY'S TREASURY, FOR HIS MAJESTY'S SERVICE." ¹

Whereas by an act of general assembly of this province made in the thirty-second year of the present reign, entitled "An act for re-emitting the bills of credit of this province heretofore re-emitted on loan, and for striking the further sum of thirty-six thousand six hundred and fifty pounds to enable the trustees to lend fifty thousand pounds to Colonel John Hunter, agent for the contractors with the right honorable the lords commissioners of His Majesty's treasury for His Majesty's service," it was provided and enacted, That the trustees of the general loan office out of the bills of credit to be struck by virtue of that act should lend to Colonel John Hunter, agent for John Tomlinson, John Hanbury, George Colebrooke and Arnold Nesbit, contractors with the right honorable the lords commissioners of His Majesty's treasury, on behalf of His Majesty, the sum of thirty-six thousand six hundred and fifty pounds, and the further sum of thirteen thousand three hundred and fifty pounds of the bills of credit heretofore struck and emitted on loan and paid into the hands of the trustees of the general loan office by virtue of former acts of assembly of this province and not sunk and destroyed as by the said acts or any of them are directed, for the security of the re-payment of which said several sums of thirty-six thousand six hundred and fifty pounds and thirteen thousand three hundred and fifty pounds, amounting in the whole to fifty thousand pounds he, the said Colonel John Hunter,

¹ Passed June 20, 1759, Chapter 444.

should deliver to the said trustees bills of exchange drawn on the said John Tomlinson, John Hanbury, George Colebrooke and Arnold Nesbit, contractors as aforesaid, for the sum of thirty-three thousand three hundred and thirty-three pounds six shillings and eight pence sterling money of Great Britain, payable to them the said trustees or their order, and the said trustees, as a further security for the repayment of the said several sums of money thereby directed to be lent, were to take and receive one bond or writing obligatory in the penal sum of one hundred thousand pounds conditioned for the payment of the money to be borrowed as aforesaid, payable to them the said trustees and their successors, duly and legally sealed and delivered by Brigadier-General John Stanwix and the said Colonel John Hunter all which said bills of exchange and bond were to be made payable and discharged at the times, upon the conditions and in the manner as in and by the act of assembly to which this is a supplement is directed and appointed.

And whereas bills of exchange have been drawn and a bond or writing obligatory executed in the names of Charles Norris, Thomas Leech, John Watson, Nathaniel Grubb and Emanuel Carpenter, trustees in the last-mentioned act nominated and appointed, and thereupon delivered to the said trustees or some of them and the money paid according to the directions and in pursuance of the said act. But forasmuch as the said John Watson, one of the trustees nominated and appointed as aforesaid, hath refused to take upon him or accept of the trust or to act as trustee as by the said [act] is directed and appointed, therefore for preventing all doubts which may arise from or by means of the said refusal of him the said John Watson and for amending, explaining and remedying any other or further defects in the said act of assembly hereinbefore first above-mentioned, entitled "An act for re-emitting the bills of credit of this province heretofore re-emitted on loan, and for striking the further sum of thirty-[six] thousand six hundred and fifty pounds to enable the trustees to lend fifty thousand pounds to Colonel John Hunter, agent for the contractors with the right honorable the lords commissioners of His Majesty's treasury for His Majesty's service."

[Section I.] Be it therefore enacted by the Honorable William Denny, 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 from and after the passing of this act the said John Watson be and hereby is discharged from executing the office of trustee of the general loan office of Pennsylvania, and that William Smith, of the county of Bucks, is hereby nominated trustee of the general loan office of the province of Pennsylvania, to succeed him the said John Watson in the said trust, and immediately after the passing of this act to do, execute and perform all and singular the matters and things whatsoever enjoined and required to be done by him the said John Watson as one of the trustees of the general loan office aforesaid as fully and amply to all intents, constructions and purposes as the said John Watson could or might have done by virtue of the act by which he was appointed and nominated one of the trustees of the general loan office, and as fully as if the said William Smith had been nominated and appointed one of the trustees of the general loan office in the body of the said act, he the said William Smith before he enters upon the execution of his trust first giving bond to the provincial treasurer for the time being in the sum of three thousand pounds with condition for the due execution of his trust and performance of all things required of him as well by the several acts of assembly of this province as of this act, and also taking an oath or affirmation as in and by the said acts of assembly are enjoined and required.

[Section II.] And be it further enacted by the authority aforesaid, That if any of the trustees of the general loan office by the act to which this is a supplement or by this act named and appointed shall neglect or refuse to act as a trustee or shall happen to die or be removed for misfeasance, some other fit person or persons shall be appointed in the place or places of such trustee or trustees by the assembly, which trustees to be

nominated by the assembly by virtue of this act shall have the same power and authority to all intents and purposes as the trustees nominated and appointed by the act to which this is a supplement have, hold and enjoy, any act of assembly of this province to the contrary notwithstanding.

[Section III.] Provided always and it is hereby further enacted, That none of the persons by the act to which this is a supplement as aforesaid or by this act nominated and appointed trustees of the general loan office shall longer continue in the exercise of the said office than the space of four years from the time of the commencement of their trust, and from thence until a new nomination and appointment of the trustees of the said general loan office be made by [the] general assembly, anything in this act or any other act of assembly of this province to the contrary notwithstanding.

And forasmuch as in and by the act herein first above-mentioned it was declared and enacted, "That indented bills of credit of thirty-six thousand six hundred and fifty pounds of lawful money of America (according to an act of Parliament made in the sixth year of the late Queen Anne for ascertaining the rates of foreign coins in the plantations of America) should before the first day of June next after the passing of that act be prepared and printed on good, strong paper under the care and direction of Charles Norris, Thomas Leech, John Watson, Nathaniel Grubb and Emanuel Carpenter, trustees of the general loan office of the province of Pennsylvania and at the charge of the public, to be defrayed out of the interest-money arising or to arise upon the loan of any bills of credit formerly emitted by any trustees of the said general loan office;" but notwithstanding the aforesaid provision for payment of the charges arising on the printing the aforesaid sum of thirty-six thousand six hundred and fifty pounds therein directed, it is in and by the last above-mentioned act further provided, "that Colonel John Hunter shall pay and defray the costs and charges of printing, signing and sinking the bills of credit thereby directed to be struck and lent to the said Colonel John Hunter;" and whereas it is but just and reasonable and it was intended that the said Colonel John Hunter should pay and defray the costs and

charges arising upon the bills of credit struck and lent as aforesaid, therefore for the further explaining and amending the act to which this is a supplement:

[Section IV.] Be it enacted by the authority aforesaid, That the said Colonel John Hunter (and not the trustees of the general loan office) shall pay and defray the costs and charges of printing, signing and sinking the sum of thirty-six thousand six hundred and fifty pounds directed to be struck and lent as aforesaid; and that the signers of the said bills shall have and receive for signing and the trustees shall have and receive for sinking the said bills of credit the same sum and sums of money as they are entitled to and ought to have and receive by the act herein first above-mentioned, anything in the said act to the contrary notwithstanding.

[Section V.] And be it further enacted by the authority aforesaid, That this act shall be and continue in force for and during the continuance of the act to which it is a supplement and no longer.

Passed September 29, 1759. Repealed by the King in Council, September 2, 1760. See Appendix XXIII, Section I.

CHAPTER CCCCXLIX.

AN ACT FOR APPOINTING AN AGENT TO APPLY FOR AND RECEIVE THE DISTRIBUTIVE SHARE AND PROPORTION WHICH SHALL BE ASSIGNED TO THIS PROVINCE OF THE SUM OF MONEY GRANTED BY PARLIAMENT TO HIS MAJESTY'S COLONIES IN AMERICA.

Whereas in pursuance of His Majesty's most gracious recommendation to the Parliament they have been pleased to grant the sum of two hundred thousand pounds sterling money of Great Britain towards making a compensation for the large aids and supplies granted to His Majesty by this province and the other colonies in America in the year one thousand seven hundred and fifty-eight, agreeable to His Majesty's requisition by his secretary of state's letter. And whereas it is necessary that some person be appointed in behalf of this province and invested