

CHAPTER MCXXXVI.

AN ACT FOR ERECTING PART OF THE COUNTY OF LANCASTER INTO A SEPARATE COUNTY.

(Section I, P. L.) Whereas the inhabitants of the upper parts of Lancaster county have by petitions set forth to the general assembly of this state that they have long labored under many inconveniences from their being situated at so great a distance from the seat of judicature in the said county and have prayed that they may be relieved from the said inconveniences by erecting them into a separate county. And as it appears but just and reasonable that they should be relieved in the premises:

[Section I.] (Section II, P. L.) Be it therefore 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 all that part of Lancaster county lying within the bounds and limits hereinafter described shall be erected into a separate county, that is to say, beginning on the west side of the river Susquehanna, opposite to the mouth of Conawago creek, thence up the middle of the said creek to Moor's mill, and from thence to the head of said creek, and from thence by a direct line to the south-east corner of Heidelberg township where it strikes the Berks county line, thence north-west by the line of Berks county to Mahantango creek, thence along the same by the line of Northumberland county and crossing the river Susquehanna to the line of Cumberland county, thence down the Susquehanna on the west side thereof by the line of Cumberland county and that part of the line of York county to the place of beginning on the west side of the river Susquehanna to be hence forth known and called by the name of Dauphin county.

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the inhabitants of the said county of Dauphin shall at all times hereafter enjoy all and singular the jurisdictions, powers, rights, liberties and privileges what-

soever which the inhabitants of any other county of this state do, may or ought to enjoy by the constitution and laws of this state.

[Section III.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the district elections for the said county of Dauphin shall be held for the townships of Derry and Londonderry at Hummel's town in the township of Derry aforesaid, for the township of Upper Paxton on the north side of Peter's mountain at Peter Hoffman's in said township, for the township of Lower Paxton on the south side of Peter's mountain and West Hanover at the court house of the said county or at John Harris's until such court house shall be erected, and for the townships of Lebanon, East Hanover, Heidelberg and Bethel, at the town of Lebanon, in the said township of Lebanon where they shall elect at the times and under the regulations stipulated and directed by the constitution and laws of this state and a counsellor, representatives to serve them in general assembly, censors, sheriffs, coroners and commissioners; which said officers when duly elected and qualified shall have and enjoy all and singular such powers, authorities and privileges with respect to their said county as such officers elected in and for any other county, may, can or ought to do. And the said elections shall be conducted in the same manner and form and agreeable to the same rules and regulations as now are, or hereafter may be in force in the other counties of this state.

[Section IV.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That the said county of Dauphin shall elect four members and the county of Lancaster [shall elect] seven members to represent them respectively in the general assembly of this commonwealth from and after the passing of this act until the same shall be altered agreeable to the constitution and the laws of this state.

[Section V.] (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the justices of the supreme court of this state shall have like powers, jurisdictions and authorities in the said county of Dauphin as in the other counties of this state and are hereby authorized and empowered to deliver the gaols of the said county of Dauphin of capital and other offend-

ers in like manner as they are authorized to do in other counties of this state.

[Section VI.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the justices of the courts of quarter sessions and common pleas now commissioned within the limits of the county of Dauphin and those that may hereafter be commissioned or any three of them shall and may hold courts of general quarter sessions of the peace and gaol delivery and county courts for holding of pleas and shall have all and singular such powers, rights, jurisdictions and authorities to all intents and purposes as other justices of the courts of general quarter sessions and justices of the county courts for holding of pleas in the other counties of this state may, can or ought to have in their respective counties, which courts shall sit and be held for the said county of Dauphin, near Harris's ferry on the third Tuesdays in the months of February, May, August and November, yearly, for the dispatch of the public business of the said county.

[Section VII.] (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That it shall and may be lawful to and for Jacob Awl, Joshua Elder, Andrew Stewart, James Cowdan and William Brown, of Paxton, or any three of them, to take assurance to them and their heirs of such lot or piece of ground as shall be laid out and approved of by the said commissioners or any three of them for the erecting a court house and gaol thereupon in trust and for the use of the inhabitants of the said county of Dauphin and thereupon to erect a court house and prison sufficient to accommodate the public service of the said county.

[Section VIII.] (Section IX, P. L.) And be it further enacted by the authority aforesaid, That for the defraying the charges of building, erecting and finishing the court house and prison aforesaid it shall and may be lawful to and for the commissioners and township assessors of the said county or a majority of them to assess and levy and they are hereby required to assess and levy in the manner directed by the act for raising county rates and levies so much money as the said trustees or any three

of them shall judge necessary for building and finishing the court house and prison aforesaid.

(Section X, P. L.) Provided always, That the sum of money so to be raised do not exceed the sum of fifteen hundred pounds, and that the said trustees shall from time to time render a faithful account of the expenditure of the same not only to the commissioners but to the grand jury of the county when called on or any other officer who may be appointed by authority for the inspection of the accounts of the county.

[Section IX.] (Section XI, P. L.) Provided also and be it further enacted by the authority aforesaid, That no action or suit now commenced or that may be commenced in the county courts of Lancaster before the first day of April next against any person living within the bounds of the county of Dauphin shall be stayed or discontinued by this act or by anything in the same contained, but the same actions now commenced or that may be commenced as aforesaid may be prosecuted to final issue and judgment thereupon rendered in the like manner as if this act had not been made. And it shall be lawful for the justices of Lancaster county to issue process to the sheriff of the county of Lancaster for carrying on and obtaining the full and legal effects of such suits in the same manner as if the parties resided in the same county of Lancaster.

[Section X.] (Section XII, P. L.) And be it further enacted by the authority aforesaid, That the sheriff, coroner and public officers of the county of Lancaster shall continue to exercise the duties of their respective offices within the county of Dauphin until similar officers are appointed agreeable to law within the said county of Dauphin, and that all arrearages of excise and public taxes shall be paid into the hands of the present collectors to be by them accounted for in manner and form as if this act had never been passed.

[Section XI.] (Section XIII, P. L.) And be it further enacted by the authority aforesaid, That the sheriffs, treasurers, collectors of excise, and all such officers as have heretofore usually given bail for the faithful discharge of their respective offices who may hereafter be appointed or elected in the said county of Dauphin before they or any of them shall enter upon the exe-

cution of their respective offices shall give sufficient security in the like sums in the like manner and form and for the like uses, trusts and purposes as such officers are obliged by law for the time being, to do in the county of Lancaster.

[Section XII.] (Section XIV, P. L.) And be it further enacted by the authority aforesaid, That Joshua Elder, Thomas Clark, John Glendillor, Bartram Galbraith, James Cunningham, or any three of them, shall be commissioners to run and mark the county line in the same manner as is before described in the second section of this act, which line when so run and marked shall be the boundary between the counties aforesaid: And that the said commissioners shall receive for their services at the rate of twenty-two shillings [and six pence] per day each and no more to be paid half by the county of Lancaster and half by the county of Dauphin by drafts from the commissioners of the respective counties on the treasurers of the same which the said commissioners are hereby authorized and directed to grant.

Passed March 4, 1785. Recorded L. B. No. 2, p. 430, etc.

CHAPTER MCXXXVII.

AN ACT FOR FURNISHING THE QUOTA OF THIS STATE TOWARDS PAYING THE ANNUAL INTEREST OF THE DEBTS OF THE UNITED STATES AND FOR FINDING AND PAYING THE INTEREST OF THE PUBLIC DEBTS OF THIS STATE.

(Section I, P. L.) Whereas the United States in congress assembled by their act of the eighteenth day of April, one thousand seven hundred and eighty-three did resolve that it be recommended to the several states as indispensably necessary to the restoration of public credit and to the punctual and honorable discharge of the public debts to invest the said United States in congress assembled with power to levy and collect for the use of the United States certain duties on goods therein

¹ Passed April 5, 1793, Chapter 1669.