

tioners in favor of the fisheries will be an additional expense and tend to injure such dams and pray for a repeal of the said law:

And whereas it appears that the said law to regulate the fisheries in said rivers has not hitherto had the desired effect either through inattention to it or by a defect in the platforms described therein:

And as the erecting the platforms prayed for (wholly at the expense of the owners of such water works) might be oppressive at this time:

Therefore:

[Section I.] (Section II, P. L.) Be it 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 so much of the act of assembly passed the ninth day of March in the year of our Lord one thousand seven hundred and seventy-one entitled "An act for regulating the Fishery in the rivers Codorus and Conewago in York county,"¹ as relates to the erecting or opening platforms to the mill dams and other obstructions across said rivers be suspended for the term of three years from and after the passing of this act anything in the said recited act to the contrary in anywise notwithstanding.

Passed March 5, 1790. Recorded L. B. No. 4, p. 67.

CHAPTER MCDXC.

AN ACT FOR SETTLING THE ACCOUNTS OF JAMES ROWAN LATE COLLECTOR OF TAXES IN THE COUNTY OF PHILADELPHIA AND FOR OTHER PURPOSES THEREIN MENTIONED.

(Section I, P. L.) Whereas it appears to this house that James Rowan was appointed collector of taxes in the city and county of Philadelphia and collector of certain rate or tax imposed upon the real and personal estates in the district of Southwark in the county of Philadelphia by virtue of an act entitled "An act to enable the commissioners therein named

¹ Chapter 623.

to purchase public landings in the district of Southwark in the county of Philadelphia and for raising a fund to pay the purchase money thereof," enacted the twentieth day of September one thousand seven hundred and eighty-two, in which capacities he has received and is accountable for large sums of money which he is at present unable to discharge although no accident or casual misfortune has happened to prevent him from so doing, that his ostensible real and personal property have been seized by due course of law and that he has been committed to the gaol of the said city and county where he now lies, that his accounts have not yet been settled nor the proper steps taken to collect such arrearages of the said taxes as he may not have received:

And whereas this commonwealth, disposed to temper justice with mercy, is willing by relieving the said James Rowan from imprisonment to enable him to maintain his family and at the same time to endeavor to compensate for his said breach of trust:

[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 upon the said James Rowan's entering into bond with two sureties to be approved by the commissioners of the county of Philadelphia for the time being in the sum of two thousand pounds conditioned that the said James Rowan shall within six months after the date thereof render upon oath or affirmation a just and true account of all the public money received by him or by persons acting under his authority together with the names of the persons from whom received and the time when received and shall also from time to time when thereunto required during the said term answer upon oath or affirmation all such questions touching and concerning the premises as shall be proposed to him by the said commissioners of the county aforesaid or the commissioners appointed by virtue of the act hereinbefore mentioned, it shall be lawful for the sheriff or other officer in whose custody the same James Rowan may be to enlarge him

from imprisonment during the said term. And that it shall be lawful for the judges of the county court of common pleas for the county of Philadelphia upon the application of the said James Rowan and reasonable cause by him shown and due notice thereof given to the commissioners to enlarge the term hereinbefore allowed for such settlements of his accounts. Provided such enlarged term do not exceed six months and provided security be taken for such enlarged term in like manner as is hereinbefore required. And that the said James Rowan shall at all seasonable times during such term as shall be allowed for the purpose of settling his said accounts be at liberty to inspect his books and papers in the presence of the said commissioners or of some person to be appointed by them and to bring with him for his assistance such persons as he shall think fit and to make extracts and copies thereof for the purpose aforesaid.

[Section II.] (Section III, P. L.) Be it enacted by the authority aforesaid, That when the said James Rowan shall have in all things complied with the directions hereinbefore contained it shall be lawful for the judges of the court aforesaid upon his petition praying the benefit of this act and due notice thereof given as well to the said commissioners as to the private creditors of the said James Rowan to afford the like relief to him in like manner and upon the like terms and conditions as is provided by the several acts of assembly for the relief of insolvent debtors, save only that the said James Rowan shall assign to the commissioners of the said county for the time being all and singular his estate and effects for the use and benefit of the county of Philadelphia including the said district and for the said district respectively to be divided in ratable proportions according to the amount of the balances from him to them respectively due, and the surplus of his said estate and effects if any to the use and benefit of all his other creditors. Provided that such assignment shall not be deemed or taken to affect any seizure, attachment or execution of the estate and effects of the said James Rowan already made or levied. Provided, That nothing in this act contained shall ex-

tend to exonerate the said county of Philadelphia from any part of its quota or proportion of taxes or assessments due to this state by reason of the default of the said James Rowan as aforesaid nor to exonerate annul or lessen the force and effect of any security or engagement entered into by any other person for securing the payment of the moneys collected by him or for his good behavior in the duties of his office.

And whereas since enacting the act hereinbefore mentioned Robert Knox, Joseph Bleuer and Isaac Penrose, three of the commissioners therein named and authorized, have departed this life and it has been doubted whether the three surviving commissioners are authorized to proceed in the execution of the said act:

[Section III.] (Section IV, P. L.) Be it enacted by the authority aforesaid, That the three surviving commissioners, to wit, Joseph Turner, William Clifton and John Brown or any two of them in case of death or removal from this state the surviving or only remaining commissioners shall be and he or they are hereby authorized and empowered to execute and perform all the trusts and duties which are required in the said act to be performed by the commissioners herein appointed.

Passed March 6, 1790. Recorded L. B. No. 4, p. 67.

CHAPTER MCDLXCI.

AN ACT TO ALTER THE PLACE OF HOLDING ELECTIONS IN THE SECOND DISTRICT OF WASHINGTON COUNTY.

(Section I, P. L.) Whereas the people of the second district of Washington county have by their petition set forth that the line which divides the counties of Washington and Allegheny has passed through said district in such direction as to render the place of holding their public elections not central for the people of said district to meet at and it being necessary to fix the place of the election so as to suit the convenience of the people:

Therefore: