

trust; any contingency or other matter or thing, in the said indenture contained, notwithstanding.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the said William White and Miers Fisher, the trustees above mentioned, be and they are hereby authorized and directed to assign over, transfer and convey, to such person or persons, and in such shares and proportions, as the said Esther, by any deed or writing, in the nature of her last will and testament, shall order, direct and appoint, all the said personal estate so vested in them as aforesaid, by the said indenture, herein before recited and referred to; and all the proceeds of the same, if any part thereof should have been heretofore sold or invested in other funds or securities, free, disencumbered and discharged from the said trust; and contingency or other matter or thing, in the said indenture contained, notwithstanding.

Approved February 3, 1802. Recorded in L. B. No. 8, p. 36.

CHAPTER MMCCXXXIV.

AN ACT TO FACILITATE THE SETTLEMENT OF THE ACCOUNTS OF THE FORMER AND PRESENT COUNTY TREASURERS FOR ARREARS OF STATE TAXES.

Section I. (Section I, P. L.) 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 comptroller and register-generals be and they are hereby authorized to recommend to the governor, for his approbation and appointment, a competent agent or agents (for whose conduct the said comptroller and register-generals shall be accountable) to examine and adjust the accounts of the former and present county treasurers, for the arrears of state taxes; which agent or agents shall, as soon as conveniently may be, attend in those counties where the said comptroller and register-generals shall deem necessary, which are in arrears in the payment of state taxes, and shall proceed to examine and adjust the said accounts of the

former and present county treasurers, as well for ascertaining the amounts assessed, levied and collected, as in whose hands any balance remains; and it shall be the duty of the comptroller and register-generals, at least twenty days previous to the time of such agent or agents coming into any county where such accounts are to be adjusted, to give notice thereof to the said treasurers; and if on demand by the said agent or agents, the treasurers, commissioners or auditors for auditing, settling and adjusting the public accounts of county treasurers and commissioners, shall neglect or refuse to produce and exhibit any of their books, accounts or papers by them kept, as county treasurers, commissioners or auditors, as aforesaid, for every such neglect or refusal of the said county treasurers, commissioners or auditors, they shall, on conviction thereof in any court of record of this commonwealth, severally forfeit and pay to the treasurer of the state, for the use thereof, any sum not less than three hundred, nor more than one thousand dollars, at the discretion of the court before whom such conviction may be had.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the comptroller and register-generals, shall, on or before the first day of May next, furnish the said agent or agents with certified copies of all the documents in their respective offices, which they shall judge necessary to enable him or them to execute the duties by this act enjoined; and when so furnished with the copies aforesaid, the said agent or agents shall proceed, at such time, and to such counties as the said comptroller and register-generals shall direct.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That the agent or agents appointed as aforesaid, when performing the duties enjoined by this act, shall have like powers with which the comptroller and register-generals are invested by the laws of this commonwealth, so far as relate to the adjusting the accounts aforesaid.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That all settlements made by

virtue of this act, shall have like effect, and be subject to like appeals and restrictions, as are provided by the act, entitled "An act to provide for the settlement of public accounts, and for other purposes therein mentioned," passed the fourth day of April, one thousand seven hundred and ninety-two.⁽¹⁾

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That each and every agent who may be appointed as aforesaid, shall be allowed for his services required by this act, four dollars per day, payable out of the aggregate funds of this commonwealth.

Section VI. (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the act, entitled "An act to facilitate the settlement of the accounts of former and present country treasurers, for arrears of state taxes," passed the fourth day of February one thousand eight hundred and one, be, and the same is hereby repealed.⁽²⁾

Approved February 5, 1802. Recorded L. B. No. 8, p. 41.

Note (1) Chapter 1627, 14 Statutes at Large, p. 243.

Note (2) Chapter 2174, 16 Statutes at Large, p. 519.

CHAPTER MMCCXXXV.

AN ACT TO PRESCRIBE THE TIMES, PLACES AND MANNER OF CHOOSING SENATORS, TO REPRESENT THIS STATE IN THE SENATE OF THE UNITED STATES.

Whereas, the constitution of the United States declares that the times, places and manner of holding elections for senators of the United States, shall be prescribed in each state by the legislature thereof. Therefore:

Section I. (Section I, P. L.) 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 whenever a vacancy is about to take place in the representation from this state, in the senate of the United States, in consequence of the expiration of the time for which a senator was chosen, the legislatures shall proceed to supply such vacancy in the following manner,