

ment of science and literature, the funds of the commonwealth will not at present justify an absolute grant of money; yet it is expedient to aid the said institution so far as may be consistent with the public interest: 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 as soon as the corporation of the said college shall in due form of law, have mortgaged ten thousand acres of land heretofore granted by the commonwealth to the said college, to the governor of the said commonwealth, for the securing the repayment of the monies hereby directed to be advanced, in seven years from and after the passing of this act; and upon the certificate of the secretary of the commonwealth that such mortgage so duly executed and approved by the governor, is deposited in his office, (which shall be valid and effectual in law, without further recording thereof); it shall and may be lawful for the treasurer of the county of Cumberland, to pay and advance to the president of the board of trustees, he giving his receipt for the same, the sum of six thousand dollars out of the arrears of state-taxes due from the county of Cumberland; which payment shall be allowed to the said treasurer on his producing the receipts for the same, in his settlement with the treasurer of the commonwealth: Provided always, that the said sum of money hereby loaned to the said institution, shall not bear interest for two years from and after the passing of this act.

Approved March 24, 1803. Recorded in L. B. No. IX, p. 83.

---

## CHAPTER MMCCCLX.

---

AN ACT TO AUTHORIZE THE COMMISSIONERS OF MONTGOMERY COUNTY AND THEIR SUCCESSORS IN OFFICE, TO RAISE MONEY BY TOLL FOR PAYING A PART OF THE EXPENSES OF ERECTING A BRIDGE OVER MANATAWNY CREEK, NEAR POTTS GROVE, ON THE ROAD LEADING FROM PHILADELPHIA TO READING.

Section I. (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Penn-

sylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That it shall be lawful for the commissioners of the county of Montgomery for the time being, and their successors in office, to demand and receive from travelers and others, toll for passing through the gate hereinafter authorized to be erected across the said road, near the bridge over Manatawny creek in the said county of Montgomery, on the road leading from Philadelphia to the borough of Reading; and to stop any person or persons from passing through the said gate, until they shall respectively have paid the same according to the following rates, viz. For every score of sheep, ten cents; for every score of hogs, ten cents; for every score of cattle, twenty cents; and so in proportion for any greater or less number; for every horse or mule, four cents; for every rider and the horse, six and one fourth cents; for every sulkey, chair or chaise with one horse and two wheels, twelve and a half cents; for every chariot, coach, phaeton or chaise with two horses and four wheels, twenty-five cents; for either of the last mentioned carriages with four horses, thirty-seven and a half cents; and for every other carriage of pleasure under whatever name, the like sum according to the number of wheels and of the horses drawing the same; for every stage wagon with two horses, twenty cents; for every such wagon with four horses, thirty cents; for every sleigh, six and a quarter cents for every horse drawing the same; for every sled, five cents for every horse drawing the same; and for every wagon or cart, six and a quarter cents for every horse drawing the same; and in all cases two oxen shall be estimated equal to one horse: Provided always nevertheless, that any person or persons going to and returning from public worship on Sabbath days, and those who attend funerals, shall at all times be exempted from paying said toll: And provided also, That nothing in this act contained, shall be construed to prevent the said commissioners from contracting with any person or persons desirous of using the said bridge, for an annual sum in lieu of the toll herein before mentioned.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That to facilitate the collection of the said tolls, it shall and may be lawful for the said commissioners to erect a gate near or contiguous to the said bridge, and to alter or remove the same as occasion may require; and also to appoint such and so many persons as they may think proper, to attend the said gate and receive toll from travelers and others according to the rates aforesaid.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That if any toll-gatherer shall demand or receive any other or greater rates or prices, for passage over the said bridge, than are herein before specified, the person so offending shall for every such offence forfeit and pay the sum of twenty dollars, one moiety to the commissioners aforesaid towards defraying the expense of the said bridge, and the other moiety to the party complaining or who may sue for the same; to be recovered before any justice of the peace of the said county, who is hereby empowered on information made to him on oath or affirmation of any such offence, to issue his summons or warrant to any constable of the county, commanding him to bring or cause every person against whom such information shall be made to come before him; and on due proof of such offence to convict such person thereof; and to issue his warrant to any such constable, to levy the said sum of money on the goods and chattels of the offender, by distress and sale thereof; and in case no goods or chattels of the offender can be found on which to make such distress, then to take his body and commit him to the jail of the aforesaid county, until the said sum be paid: Provided always, that any person so convicted who shall find himself aggrieved thereby, may within ten days after such conviction, appeal to the next court of quarter sessions of the county; which appeal, on giving security before the said justice by one or more sufficient sureties, in a penalty not less than double the sum sued for, to pay all costs, shall be allowed; and if the conviction so made by the said justice shall be confirmed, the said justice shall proceed to levy the said forfeiture in the manner hereinbefore directed. And provided also, that no suit or action

shall be brought after twenty days from the time when the offence was committed.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the said commissioners shall have power to make such allowance to the persons employed in the collection of toll, or rendering other services in pursuance of this act, as they may deem reasonable.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That no such toll shall be demanded after the expiration of four years from and after the fixing of said gates across the said road; and from and after the expiration of the said term, the passage over said bridge shall be free to all persons crossing the same, any thing hereinbefore contained to the contrary notwithstanding: Provided always, that no gate shall be fixed prior to the ceasing of the toll on Perkiomen bridge.

Section VI. (Section VI, P. L.) And be it further enacted by the authority aforesaid, That it shall be the duty of the said commissioners to keep a just and true account of their receipts and expenditures, of the money which shall come to their hands by virtue of the provisions of this act; and they shall annually at the time appointed by law for the settlement of their accounts as county commissioners, furnish a statement of their said receipts and expenditures accompanied by proper vouchers to the persons who shall be appointed to settle their said accounts as county commissioners; who shall in like manner examine, settle and adjust the same; and it shall be the duty of the persons so appointed to settle the said accounts, to lay a copy of the same annually before the court of quarter sessions of the peace of the county aforesaid, for their confirmation.

Approved March 25, 1803. Recorded in L. B. No. 9, p. 84.