

Vault
37
ACTS

John

OF A

Allen

LOCAL, OR PRIVATE NATURE,

Bill PASSED AT THE

Bill

SECOND SESSION

OF THE

SIXTH GENERAL ASSEMBLY

FOR THE

Commonwealth of Kentucky:

**BEGUN AND HELD AT THE CAPITOL, IN THE
TOWN OF FRANKFORT, ON MONDAY THE
FIRST DAY OF JANUARY, IN THE YEAR OF
OUR LORD, ONE THOUSAND, SEVEN HUN-
DRED AND NINETY-EIGHT, AND IN THE
SIXTH YEAR OF THE COMMONWEALTH.**

Published by Authority.

FRANKFORT:

Printed by John Bradford, Printer to the
Commonwealth.

fairly and properly conducted ; and each of the drawers, examiners and clerks, and all others engaged in drawing the said lottery, shall, before the same commences, take an oath to act fairly and impartially in the discharge of their several offices ; which oath may be administered by any justice of the peace within this commonwealth.

Conductors &c. to take oath.

If the said lottery is not drawn within twelve months from the passage of this act, it shall be lawful for the purchasers of tickets to demand and receive the money they may have respectively paid, from the persons receiving the same.

If the lottery is not drawn money to be returned.

This act shall commence and be in force from and after the passage thereof.

CHAP. X.

An Act authorizing a Lottery in the town of Washington, and for other purposes.

Approved Jan. 26, 1798.

§ 1. *BE it enacted by the general assembly,* that it shall and may be lawful for Managers Basil Duke, Francis Taylor, David Davis, David Bell, William H. Beaumont, Alexander. K. Marshall and John Marchir, or a majority of them, to raise by way of lottery any sum not exceeding one thousand dollars, to be applied for the purpose of introducing water from the public spring in the town of Wash-

Managers

Sum to be raised, & for what purpose.

ington into the most convenient and eligible part of the said town.

Managers to give bond. § 2. *And be it further enacted,* that the said Basil Duke, Francis Taylor, David Davis, David Bell, William H. Beaumont, Alexander K. Marshall and John Machir, shall, before they enter upon the duties enjoined them by this act, pass a bond in the penalty of nine thousand dollars, payable to the trustees of the said town of Washington and their successors, conditioned for the just and true payment to the fortunate persons the amount each shall be justly entitled to by the event of said lottery, and the nett proceeds of the sum received by said lottery to such person or persons as the said trustees may engage to introduce the water as aforesaid; which said bonds may be put in suit by or for the party aggrieved, and judgment had thereon in the same manner debts of equal dignity are recoverable by the laws of this state and the said managers shall have recourse in like manner against each and every person or persons to whom they may entrust tickets in the said lottery for sale, in case of failure, in the payment of any sum or sums arising from such sales.

Penalty

and condition thereof.

Lottery to be drawn in the presence of 2 justices. § 3. *And be it further enacted,* that the drawing of the said lottery shall be conducted in the presence of any two justices of the peace for Mason county, whose duty it shall be to see that the

same be fairly and faithfully performed; and each of the drawers, examiners and clerks, and all others engaged in drawing said lottery shall, before the same commences, take an oath to act fairly and impartially in their several employments, which oath any justice of the peace is hereby authorized and required to administer. If the said lottery is not drawn within eighteen months from the passage of this act, it shall be lawful for the purchasers of tickets to demand and receive the money that they shall have respectively paid, from the person who received the same.

Drawers
&c. to
take oath.

If not
drawn mo-
ney to be
returned.

Provided, and be it further enacted, that if it be found impracticable to convey the water from the public spring to such place in the said town of Washington as will be of common utility, the managers aforesaid shall pay the nett proceeds of the lottery into the hands of the said trustees, to be disposed of in sinking wells in the main street of said town of Washington, in such places as to them shall seem proper and convenient, or in building a market house.

How nett
proceeds
to be ap-
plied.

And whereas some inconvenience arises to the said town of Washington, from the number and manner of electing the trustees thereof;

§ 4. *Be it enacted by the general assembly,* that it shall and may be lawful for the free holders in the said town, to elect and choose annually on the first Satur-

Regula-
tions re-
specting
trustees of
said town.

day in April, twelve trustees; which election shall be conducted by one of the acting trustees, to be appointed by the board for that purpose, and held at the court house. Ten days previous notice thereof shall be publicly advertised by the chairman of the late, or then acting trustees; and the return of the persons so elected, shall be made to the clerk of the board, which shall be recorded in their books. No person shall be capable of being elected, or acting as trustee for said town of Washington, who is not a freeholder and actually residing within the limits thereof. Vacancies shall be supplied by elections made in the manner herein before directed, on a day to be appointed by the remaining trustees, and return thereof, made in manner aforesaid.

Their
powers.

§ 5. *And be it further enacted*, that all the powers heretofore enjoyed by the trustees of the said town of Washington, shall devolve on, and be exercised by those elected under this act.

This act shall commence and be in force from the passage thereof.

CHAP. XI.

*An Act concerning a Lottery in the town of
Dartville.*

Approved Feb. 3, 1798.

§ 1. *BE it enacted by the general assembly*, that it shall and may be lawful for