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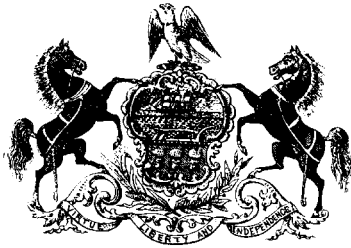
# Pennsylvania Archives

Third Series.

Printed under direction of

**FRANK REEDER,**

Secretary of the Commonwealth.



Edited by

*Call  
10/16/32*

WILLIAM HENRY EGLE, M.D.

VOL. X.

HARRISBURG:

Clarence M. Busch, State Printer

1896.

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Constitution

OF THE

Commonwealth of Pennsylvania—1790.

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# CONSTITUTION

OF THE

## COMMONWEALTH OF PENNSYLVANIA—1790.

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WE, the people of the Commonwealth of Pennsylvania ordain and establish this Constitution for its government.

### ARTICLE I.

Sect. 1. The legislative power of this Commonwealth shall be vested in a General Assembly, which shall consist of a Senate and House of Representatives.

Sect. 2. The Representatives shall be chosen, annually, by the citizens of the city of Philadelphia, and of each county respectively, on the second Tuesday of October.

Sect. 3. No person shall be a Representative, who shall not have attained the age of twenty-one years, and have been a citizen and inhabitant of the State three years next preceding his election, and the last year thereof an inhabitant of the city or county in which he shall be chosen; unless he shall have been absent on the public business of the United States, or of this State. No person residing within any city, town or borough, which shall be entitled to a separate representation, shall be elected a member for any county; nor shall any person residing without the limits of any such city, town or borough, be elected a member thereof.

Sect. 4. Within three years after the first meeting of the General Assembly and within every subsequent term of seven years, an enumeration of the taxable inhabitants shall be made, in such manner as shall be directed by law. The number of Representatives shall, at the several periods of making such enumeration, be fixed by the Legislature, and apportioned among the city of Philadelphia, and the several counties, according to the number of taxable inhabitants in each; and shall never be less than sixty, nor greater than one hundred. Each county shall have at least one Representative; but no

county hereafter erected shall be entitled to a separate representation, until a sufficient number of taxable inhabitants shall be contained within it to entitle them to one Representative, agreeable to the ratio which shall then be established.

Sect. 5. The Senators shall be chosen for four years by the citizens of Philadelphia and of the several counties, at the same time, in the same manner and at the same places where they shall vote for Representatives.

Sect. 6. The number of Senators shall, at the several periods of making the enumeration before mentioned, be fixed by the Legislature, and apportioned among the districts, formed as hereinafter directed according to the number of taxable inhabitants in each; and shall never be less than one-fourth, nor greater than one-third of the number of Representatives.

Sect. 7. The Senators shall be chosen in districts to be formed by the Legislature, each district containing such a number of taxable inhabitants as shall be entitled to elect not more than four Senators; when a district shall be composed of two or more counties they shall be adjoining. Neither the city of Philadelphia, nor any county, shall be divided in forming a district.

Sect. 8. No person shall be a Senator who shall not have attained the age of twenty-five years and have been a citizen and inhabitant of the State four years next before his election, and the last year thereof an inhabitant of the district for which he shall be chosen, unless he shall have been absent on the public business of the United States or of this State.

Sect. 9. Immediately after the Senators shall be assembled in consequence of the first election subsequent to the first enumeration, they shall be divided, by lot, as equally as may be, into four classes. The seats of the Senators of the first class shall be vacated at the expiration of the first year; of the second class at the expiration of the second year; of the third class at the expiration of the third year; and of the fourth class at the expiration of the fourth year; so that one-fourth may be chosen every year.

Sect. 10. The General Assembly shall meet on the first Tuesday of December, in every year, unless sooner convened by the Governor.

Sect. 11. Each House shall choose its Speaker and other officers; and the Senate shall also choose a Speaker pro tempore, when the Speaker shall exercise the office of Governor.

Sect. 12. Each House shall judge of the qualifications of its members. Contested elections shall be determined by a com-

mittee to be selected, formed and regulated in such manner as shall be directed by law. A majority of each House shall constitute a quorum to do business; but a smaller number may adjourn from day to day, and may be authorized by law to compel the attendance of absent members in such manner and under such penalties as may be provided.

Sect. 13. Each House may determine the rules of its proceedings, punish its members for disorderly behavior; and with the concurrence of two-thirds, expel a member, but not a second time for the same cause, and shall have all other powers necessary for a branch of the Legislature of a free State.

Sect. 14. Each House shall keep a Journal of its proceedings, and publish them weekly, except such parts as may require secrecy; and the yeas and nays of the members on any question, shall, at the desire of any two of them, be entered on the Journals.

Sect. 15. The doors of each House and of committees of the whole shall be open, unless when the business shall be such as ought to be kept secret.

Sect. 16. Neither House shall, without the consent of the other, adjourn for more than three days, nor to any other place than that in which the two Houses shall be sitting.

Sect. 17. The Senators and Representatives shall receive a compensation for their services to be ascertained by law, and paid out of the Treasury of the Commonwealth. They shall in all cases, except treason, felony and breach or surety of the peace, be privileged from arrest during their attendance at the session of the respective Houses, and in going to and returning from the same; and for any speech or debate in either House they shall not be questioned in any other place.

Sect. 18. No Senator or Representatives shall, during the time for which he shall have been elected, be appointed to any civil office under this Commonwealth, which shall have been created, or the emoluments of which shall have been increased during such time; and no member of Congress or other person holding any office (except of attorney-at-law and in the militia) under the United States or this Commonwealth, shall be a member of either House during his continuance in Congress or in office.

Sect. 19. When vacancies happen in either House the Speaker shall issue writs of election to fill such vacancies.

Sect. 20. All bills for raising revenue shall originate in the House of Representatives; but the Senate may propose amendments as in other bills.

Sect. 21. No money shall be drawn from the Treasury, but in consequence of appropriations made by law.

Sect. 22. Every bill which shall have passed both Houses, shall be presented to the Governor; if he approve, he shall sign it; but if he shall not approve it, he shall return it, with his objections, to the House in which it shall have originated, who shall enter the objections at large upon their Journals, and proceed to re-consider it. If, after such re-consideration, two-thirds of that House shall agree to pass the bill, it shall be sent, with the objections, to the other House, by which likewise it shall be re-considered, and if approved by two-thirds of that House, it shall be law. But in such cases the votes of both Houses shall be determined by yeas and nays, and the names of the persons voting for or against the bill shall be entered on the Journals of Each House respectively. If any bill shall not be returned by the Governor within ten days (Sundays expected) after it shall have been presented to him, it shall be a law in a like manner as if he had signed it; unless the General Assembly, by their adjournment, prevent its return, in which case it shall be a law, unless sent back within three days after their next meeting.

Sect. 23. Every order, resolution or vote, to which the concurrence of both Houses may be necessary (except on a question of adjournment) shall be presented to the Governor, and before it shall take effect, be approved by him; or, being disapproved shall be re-passed by two-thirds of both Houses according to the rules and limitations prescribed in case of a bill.

## ARTICLE II.

Sect. 1. The supreme Executive power of this Commonwealth shall be vested in a Governor.

Sect. 2. The Governor shall be chosen on the second Tuesday of October, by the citizens of the Commonwealth, at the places where they shall respectively vote for Representatives. The returns of every election for Governor shall be sealed up and transmitted to the seat of Government, directed to the Speaker of the Senate, who shall open and publish them in the presence of the members of both Houses of the Legislature. The person having the highest number of votes shall be Governor. But if two or more shall be equal and highest in votes, one of them shall be chosen Governor by the joint vote of the members of both Houses. Contested elections shall be determined by a committee to be selected from both Houses of

the Legislature, and formed and regulated in such manner as shall be directed by law.

Sect. 3. The Governor shall hold his office during three years from the third Tuesday of December next ensuing his election, and shall not be capable of holding it longer than nine in any term of twelve years.

Sect. 4. He shall be at least thirty years of age, and have been a citizen and inhabitant of this State seven years next before his election unless he shall have been absent on the public business of the United States or of this State.

Sect. 5. No member of Congress, or person holding any office under the United States or of this State shall exercise the office of Governor.

Sect. 6. The Governor shall, at stated times, receive for his services a compensation, which shall be neither increased or diminished during the period for which he shall have been elected.

Sect. 7. He shall be commander-in-chief of the army and navy of this Commonwealth, and of the militia, except when they shall be called into the actual service of the United States.

Sect. 8. He shall appoint all officers whose offices are established by this Constitution, or shall be established by law, and whose appointments are not herein otherwise provided for; but no person shall be appointed to any office within any county who shall not have been a citizen and inhabitant therein one year next before his appointment if the county shall have been so long erected; but if it shall not have been so long erected, then within the limits of the county or counties out of which it shall have been taken. No member of Congress from this State nor any person holding or exercising any office of trust or profit under the United States, shall, at the same time, hold or exercise the office of judge, secretary, treasurer, prothonotary, register of wills and recorder of deeds, sheriff or any office of this State, to which a salary is by law annexed, or any other office, which future legislatures shall declare incompatible with offices or appointments under the United States.

Sect. 9. He shall have power to remit fines and forfeitures, and grant reprieves and pardons, except in cases of impeachment.

Sect. 10. He may require information in writing from the officers in the Executive department, upon any subject relating to the duties of their respective offices.

Sect. 11. He shall, from time to time, give to the General

Assembly information of the State of the Commonwealth, and recommend to their consideration such measures as he shall judge expedient.

Sect. 12. He may, on extraordinary occasions, convene the General Assembly, and in case of disagreement between the two Houses with respect to the time of adjournment, adjourn them to such time as he shall think proper, not exceeding four months.

Sect. 13. He shall take care that the laws be faithfully executed.

Sect. 14. In case of the death or resignation of the Governor, or of his removal from office, the Speaker of the Senate shall exercise the office of Governor until another Governor shall be duly qualified. And if the trial of a contested election shall continue longer than until the third Tuesday in December next ensuing the election of a Governor, the Governor of the last year, or the Speaker of the Senate, who may be in the exercise of the Executive authority, shall continue therein until the determination of such contested election, and until a Governor shall be qualified as aforesaid.

Sect. 15. A secretary shall be appointed and commissioned during the Governor's continuance in office, if he shall so long behave himself well. He shall keep a fair register of all the official acts and proceedings of the Governor, and shall, when required, lay the same and all papers, minutes and vouchers relative thereto before either branch of the Legislature, and shall perform such other duties as shall be enjoined him by law.

### ARTICLE III.

Sect. 1. In elections by the citizens every freeman of the age of twenty-one years, having resided in the State two years next before the elections, and within that time paid a State or county tax, which shall have been assessed at least six months before the election, shall enjoy the rights of an elector: Provided, That the sons of persons qualified as aforesaid, between the age of twenty-one and twenty-two years, shall be entitled to vote, although they shall not have paid taxes.

Sect. 2. All elections shall be by ballot, except those by persons in their representative capacities, who shall vote viva voce.

Sect. 3. Electors shall in all cases, except treason, felony and breach or surety of the peace, be privileged from arrest during their attendance on elections, and in going to and returning from them.



## ARTICLE IV.

Sect. 1. The House of Representatives shall have the sole power of impeaching.

Sect. 2. All impeachments shall be tried by the Senate, when sitting for that purpose the Senators shall be upon oath or affirmation. No person shall be convicted without the concurrence of two-thirds of the members present.

Sect. 3. The Governor and all other civil officers under this Commonwealth shall be liable to impeachment for any misdemeanor in office; but judgment in such cases shall not extend further than to removal from office and disqualification to hold any office of honor, trust or profit under this Commonwealth; the party whether convicted or acquitted, shall nevertheless be liable to indictment, trial, judgment and punishment according to law.

## ARTICLE V.

Sect. 1. The judicial power of this Commonwealth shall be vested in a Supreme Court, in courts of oyer and terminer and general gaol delivery, in a court of common pleas, orphans' court, register's court and a court of quarter sessions of the peace for each county, in justices of the peace, and in such other courts as the Legislature may, from time to time, establish.

Sect. 2. The judges of the Supreme Court and of the several courts of common pleas shall hold their offices during good behavior; but for any reasonable cause, which shall not be sufficient ground of impeachment, the Governor may remove any of them on the address of two-thirds of each branch of the Legislature. The judges of the Supreme Court and the presidents of the several courts of common pleas, shall, at stated times, receive for their services, an adequate compensation, to be fixed by law, which shall not be diminished during their continuance in office; but they shall receive no fees or perquisites of office, nor hold any other office of profit under this Commonwealth.

Sect. 3. The jurisdiction of the Supreme Court shall extend over the State, and the judges thereof shall, by virtue of their offices, be justices of oyer and terminer and general gaol delivery in the several counties.

Sect. 4. Until it shall be otherwise directed by law the several courts of common pleas shall be established in the following manner: The Governor shall appoint in each county, not fewer than three nor more than four judges, who, during their

continuance in office, shall reside in such county; the State shall be by law divided into circuits, none of which shall include more than six nor fewer than three counties. A president shall be appointed of the courts in each circuit, who, during his continuance in office, shall reside therein. The president and judges, any two of whom shall be a quorum, shall compose the respective courts of common pleas.

Sect. 5. The judges of the court of common pleas in each county shall, by virtue of their offices, be justices of oyer and terminer and general jail delivery for the trial of capital and other offenders therein; any two of the said judges, the president being one, shall be a quorum; but they shall not hold a court of oyer and terminer or jail delivery in any county when the judges of the Supreme Court, or any of them, shall be sitting in the same county. The party accused, as well as the Commonwealth may, under such regulations as shall be prescribed by law, remove the indictment and proceedings or a transcript thereof into the Supreme Court.

Sect. 6. The Supreme Court and the several courts of common pleas shall, beside the powers heretofore usually exercised by them, have the powers of a court of chancery so far as relates to the perpetuating of testimony, the obtaining of evidence from places not within the State, and the care of the persons and estates of those who are non compos mentis. And the Legislature shall vest in the said courts such other powers to grant relief in equity as shall be found necessary; and may, from time to time, enlarge or diminish those powers, or vest them in such other courts as they shall judge proper for the due administration of justice.

Sect. 7. The judges of the court of common pleas of each county, any two of whom shall be a quorum, shall compose the court of quarter sessions of the peace and orphans' court thereof, and the register of wills, together with the said judges, or of any two of them shall compose the register's court of each county.

Sect. 8. The judges of the courts of common pleas shall, within their respective counties, have the like powers with the judges of the Supreme Court to issue writs of certiorari to the justices of the peace, and to cause their proceedings to be brought before them and the like right and justice to be done.

Sect. 9. The president of the court in each circuit within such circuit, and the judges of the courts of common pleas within their respective counties, shall be justices of the peace so far as relates to criminal matters.

Sect. 10. The Governor shall appoint a competent number of

justices of the peace in such convenient districts in each county as are or shall be directed by law. They shall be commissioned during good behavior but may be removed on conviction of misbehavior in office, or of any infamous crime, or on the address of both Houses of the Legislature.

Sect. 11. A register's office for the probate of wills and granting letters of administration, and an office for the recording of deeds shall be kept in each county.

Sect. 12. The style of all process shall be the Commonwealth of Pennsylvania; all prosecutions shall be carried on in the name and by the authority of the Commonwealth of Pennsylvania, and conclude against the peace and dignity of the same.

#### ARTICLE VI.

Sect. 1. Sheriffs and coroners shall, at the times and places of election of Representatives, be chosen by the citizens of each county. Two persons shall be chosen for each office, one of whom, for each respectively, shall be appointed by the Governor. They shall hold their offices for three years if they shall so long behave themselves well, and until a successor be duly qualified; but no person shall be twice chosen or appointed sheriff in any term of six years. Vacancies in either of the said offices shall be filled by a new appointment to be made by the Governor, to continue until the next general election and until a successor shall be chosen and qualified as aforesaid.

Sect. 2. The freemen of this Commonwealth shall be armed and disciplined for its defence; those who conscientiously scruple to bear arms, shall not be compelled to do so, but shall pay an equivalent for personal service. The militia officers shall be appointed in such manner and for such time as shall be directed by law.

Sect. 3. Prothonotaries, clerks of the peace and orphans' courts, recorders of deeds, registers of wills and sheriffs, shall keep their offices in the county town of the county in which they respectively shall be officers, unless when the Governor shall, for special reasons, dispense therewith for any term not exceeding five years after the county shall have been erected.

Sect. 4. All commissions shall be in the name and by the authority of the Commonwealth of Pennsylvania, and be sealed with the State seal, and signed by the Governor.

Sect. 5. The State Treasurer shall be appointed annually by the joint vote of the members of both Houses. All other officers in the Treasury departments, attorneys-at-law, election

officers, officers relating to taxes, to the poor and highways, constables and other township officers shall be appointed in such manner as is or shall be directed by law.

#### ARTICLE VII.

Sect. 1. The Legislature shall, as soon as conveniently may be, provide by law for the establishment of schools throughout the State in such manner that the poor may be taught gratis.

Sect. 2. The arts and sciences shall be promoted in one or more seminaries of learning.

Sect. 3. The rights, privileges, immunities and estates of religious societies and corporate bodies shall remain as if the Constitution of this State had not been altered or amended.

#### ARTICLE VIII.

Members of the General Assembly and all officers, Executive and Judicial, shall be bound by oath or affirmation to support the Constitution of this Commonwealth, and to perform the duties of their respective offices with fidelity.

#### ARTICLE IX.

That the general, great and essential principles of liberty and free government may be recognized and unalterably established, WE DECLARE,

Sect. 1. That all men are born equally free and independent, and have certain inherent and indefeasible rights, among which are those of enjoying and defending life and liberty, of acquiring, possessing and protecting property and reputation, and of pursuing their own happiness.

Sect. 2. That all power is inherent in the people, and all free governments are founded on their authority, and instituted for their peace, safety and happiness; for the advancement of those ends, they have, at all times, an unalienable and indefeasible right to alter, reform or abolish their government in such manner as they may think proper.

Sect. 3. That all men have a natural and indefeasible right to worship Almighty God according to the dictates of their own consciences; that no man can of right be compelled to attend, erect or support any place of worship, or to maintain any ministry against his consent; that no human authority can, in any case whatever, control or interfere with the rights of conscience; and that no preference shall ever be given by law to any religious establishments or modes of worship.

Sect. 4. That no person who acknowledges the being of a God, and a future state of rewards and punishments, shall on account of his religious sentiments, be disqualified to hold any office or place of trust or profit under this Commonwealth.

Sect. 5. That elections shall be free and equal.

Sect. 6. That trial by jury shall be as heretofore, and the right thereof remain inviolate.

Sect. 7. That the printing presses shall be free to every person, who undertakes to examine the proceedings of the Legislature or any branch of government; and no law shall ever be made to restrain the right thereof. The free communication of thoughts and opinions is one of the invaluable rights of man; and every citizen may freely speak, write and print on any subject, being responsible for the abuse of that liberty. In prosecutions for the publication of papers, investigating the official conduct of officers, or men in a public capacity, or where the matter published is proper for public information, the truth thereof may be given in evidence and, in all indictments for libels, the jury shall have a right to determine the law and the facts, under the direction of the court, as in other cases.

Sect. 8. That the people shall be secure in their persons, houses, papers and possessions from unreasonable searches and seizures; and that no warrant to search any place, or to seize any person or things, shall issue without describing them as nearly as may be, nor without probable cause, supported by oath or affirmation.

Sect. 9. That in all criminal prosecutions, the accused hath a right to be heard by himself and his counsel, to demand the nature and cause of the accusation against him, to meet the witnesses face to face, to have compulsory process for obtaining witnesses in his favor, and in prosecutions by indictment or information, a speedy public trial by an impartial jury of the vicinage: That he cannot be compelled to give evidence against himself, nor can he be deprived of his life, liberty or property, unless by the judgment of his peers or the law of the land.

Sect. 10. That no person shall, for any indictable offence, be proceeded against criminally by information, except in cases arising in the land or naval forces, or in the militia when in actual services in time of war or public danger; or by leave of the court for oppression and misdemeanor in office. No person shall for the same offence be twice put in jeopardy of life or limb, nor shall any man's property be taken, or applied to pub-

lic use, without the consent of his representatives, and without just compensation being made.

Sect. 11. That all courts shall be open, and every man for an injury done him in his lands, goods, person or reputation, shall have remedy by the due course of law, and right and justice administered without sale, denial or delay. Suits may be brought against the Commonwealth in such manner, in such courts and in such cases as the Legislature may, by law, direct.

Sect. 12. That no power of suspending laws shall be exercised, unless by the Legislature, or its authority.

Sect. 13. That excessive bail shall not be required, nor excessive fines imposed, nor cruel punishment inflicted.

Sect. 14. That all prisoners shall be bailable by sufficient sureties, unless for capital offences, when the proof is evident or presumption great; and the privilege of the writ of habeas corpus shall not be suspended, unless when, in cases of rebellion or invasion, the public safety may require it.

Sect. 15. That no commission of oyer and terminer or jail delivery shall be issued.

Sect. 16. That the person of a debtor, where there is not strong presumption of fraud, shall not be continued in prison after delivering up his estate, for the benefit of his creditors, in such manner as shall be prescribed by law.

Sect. 17. That no ex post facto law, nor any law impairing contracts, shall be made.

Sect. 18. That no person shall be attainted of treason or felony by the Legislature.

Sect. 19. That no attainder shall work corruption of blood, nor, except during the life of the offender, forfeiture of estate to the Commonwealth; that the estates of such persons as shall destroy their own lives shall descend or vest as in case of natural death; and if any person shall be killed by casualty there shall be no forfeiture by reason thereof.

Sect. 20. That the citizens have a right, in a peaceable manner to assemble together for their common good, and to apply to those invested with the powers of government, for redress of grievances or other proper purposes, by petition address or remonstrance.

Sect. 21. That the right of the citizens to bear arms in defence of themselves and the State shall not be questioned.

Sect. 22. That no standing army shall, in time of peace be kept up without the consent of the Legislature, and the military shall, in all cases, and at all times be in strict subordination to the civil power.

Sect. 23. That no soldier shall, in time of peace, be quartered

in any house without the consent of the owner, nor in time of war, but in a manner to be prescribed by law.

Sect. 24. That the Legislature shall not grant any title of nobility or hereditary distinction, nor create any office, the appointment to which shall be for a longer term than during good behavior.

Sect. 25. That emigration from the State shall not be prohibited.

Sect. 26. To guard against transgressions of the high powers which we have delegated, WE DECLARE, that everything in this article is excepted out of the general powers of government, and shall forever remain inviolate.

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#### SCHEDULE.

That no inconvenience may arise from the alterations and amendments in the Constitution of this Commonwealth, and in order to carry the same into complete operation, it is hereby declared and ordained:

1. That all laws of this Commonwealth, in force at the time of making the said alterations and amendments in the said Constitution, and not inconsistent therewith, and all rights, actions, prosecutions, claims and contracts, as well of individuals as of bodies corporate, shall continue as if the said alterations and amendments had not been made.

2. That the president and supreme executive council shall continue to exercise the executive authority of this Commonwealth as heretofore, until the third Tuesday of December next; but no intermediate vacancies in the council shall be supplied by new elections.

3. That all officers in the appointment of the executive department, shall continue in the exercise of the duties of their respective offices until the first day of September, one thousand seven hundred and ninety-one, unless their commissions shall sooner expire by their own limitations, or the said offices become vacant by death or resignation, and no longer, unless re-appointed and commissioned by the Governor. Except that the judges of the Supreme Court shall hold their offices for the terms in their commissions respectively expressed.

4. That justice shall be administered in the several counties of the State, until the period aforesaid, by the same justices, in the same courts, and in the same manner as heretofore.

5. That no person now in commission as sheriff shall be eligible at the next election for a longer term than will, with the time which he shall have served in the said office, complete the term of three years.

6. That until the first enumeration shall be made as directed in the fourth section of the first article of the Constitution as established by this convention, the city of Philadelphia and the several counties shall be respectively entitled to elect the same number of representatives as is now prescribed by law.

7. That the first Senate shall consist of eighteen members, to be chosen in districts formed as follows, viz: The city of Philadelphia, and the counties of Philadelphia and Delaware shall be a district, and elect three Senators; the county of Chester shall be a district, and shall elect one Senator; the county of Bucks shall be a district, and shall elect one Senator; the county of Montgomery shall be a district, and shall elect one Senator; the county of Northampton shall be a district, and shall elect one Senator; the counties of Lancaster and York shall be a district, and shall elect three Senators; the counties of Berks and Dauphin shall be a district, and shall elect two Senators; the counties of Cumberland and Mifflin shall be a district, and shall elect one Senator; the counties of Northumberland, Luzerne and Huntingdon shall be a district, and shall elect one Senator; the counties of Bedford and Franklin shall be a district, and shall elect one Senator; the counties of Westmoreland and Allegheny shall be a district, and shall elect one Senator; and the counties of Washington and Fayette shall be a district, and shall elect two Senators; which Senators shall serve until the first enumeration before mentioned shall be made, and the representation in both houses of the Legislature shall be established by law, and chosen as in the Constitution is directed. Any vacancies which shall happen in the Senate within the said time, shall be supplied as prescribed in the nineteenth section of the first article.

8. That the election of Senators shall be conducted, and the returns thereof made to the Senate, in the same manner as is prescribed by the election laws of the State for conducting and making return of the election of representatives. In those districts which consist of more than one county, the judges of the district elections within each county, after having formed a return of the whole election within that county, in such manner as is directed by law, shall send the same, by one or more of their number, to the place hereinafter mentioned, within the district of which such county is a part; where the judges, so met, shall compare and cast up the several county



returns, and execute, under their hands and seals, one general and true return for the whole district; that is to say, the judges of the district composed of the city of Philadelphia and the counties of Philadelphia and Delaware, shall meet in the State house in the city of Philadelphia; the judges of the district composed of the counties of Lancaster and York, shall meet at the court house in the county of Lancaster; the judges of the district composed of the counties of Berks and Dauphin, shall meet at Middletown, in the county of Berks; the judges of the district composed of the counties of Cumberland and Mifflin, shall meet in Greenwood township, in the county of Cumberland, at the house now occupied by David Miller; the judges of the district composed of the counties of Northumberland, Luzerne and Huntingdon, shall meet in the town of Sunbury; the judges of the district composed of the counties of Bedford and Franklin, shall meet at the house now occupied by John Dickey, in Air township, Bedford county; the judges of the district composed of the counties of Westmoreland and Allegheny, shall meet in Westmoreland county, at the court house in the town of Greensborough; and the judges of the district composed of the counties of Washington and Fayette, shall meet at the court house in the town of Washington, in Washington county, on the third Tuesday in October respectively, for the purposes aforesaid.

9. That the election of the Governor shall be conducted in the several counties in the manner prescribed by the laws of the State for the election of Representatives, and the returns in each county shall be sealed by the judges of the elections, and transmitted to the president of the supreme executive council, directed to the Speaker of the Senate, as soon after the election as may be.

Done in Convention, the second day of September, in the year of our Lord one thousand seven hundred and ninety, and of the Independence of the United States of America, the fifteenth. In testimony whereof, we have hereunto subscribed our names.

THOMAS MIFFLIN, President.

James Wilson,	William Lewis,
Hilary Baker,	Thomas M'Kean,
George Gray,	Samuel Sitgreaves,
William Robinson, Jr.,	John Arndt,
Robert Hare,	Peter Rhoads,
Enoch Edwards,	Joseph Powell,
Samuel Ogden,	John Piper,

Thomas Jenks,	Charles Smith,
John Barclay,	Simon Snyder,
Abraham Stout,	William Findley,
William Gibbons,	William Todd,
Thomas Bull,	Alexander Addison,
James Boyd,	John Hoge,
Edward Hand,	David Redick,
Robert Coleman,	James Ross,
Sebastian Graff,	John Smilie,
John Hubley,	Albert Gallatin,
John Breckbill,	James M'Lene,
Henry Miller,	George Matthews,
Henry Slegle,	James Morris,
William Reed,	Lindsay Coates
Benjamin Tyson,	Jonathan Shoemaker,
Benjamin Pedan,	John Gloninger,
Matthew Dill,	William Brown,
William Irvine,	Alexander Graydon,
James Power,	Timothy Pickering,
Joseph Hiester,	Andrew Henderson,
Christian Lower,	John Gibson,
Abraham Lincoln,	Thomas Beale
Paul Groscop,	John Sellers,
Baltzer Gehr,	Nathaniel Newlin,

Attest—JOSEPH REDMAN, Secretary.

JACOB SHALLUS, Assistant Secretary.

