

and a half cents, and so in proportion for a greater or less number.

CHAP. 27.

AN ACT to incorporate the Bakers' Benefit Society, of the City of New-York.

Passed February 9, 1829.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

Name. § 1. There shall be established and located in the city of New-York, a charitable society by the name of "The Bakers' Benefit Society of the city of New-York."

Corporation created. § 2. John Howell, John Sinclair, Alexander-Montgomery, and such other persons as are or may become members of said society, are hereby constituted a body corporate, by the name aforesaid.

Object. § 3. The objects of the said society are charitable, and to afford relief to its members in cases of sickness and infirmity.

By-law. § 4. The corporation shall have power to prescribe rules and regulations for the admission of its members, and their government; election of its officers and their duties; and expelling any of its members for not observing its laws.

Income. § 5. The annual income of the real and personal estate, which the said corporation may at any time hold, shall not exceed five thousand dollars.

Powers and jurisdiction. § 6. The corporation shall possess the general powers, and be subject to the general restrictions and liabilities prescribed in the third Title of the eighteenth Chapter of the First Part of the Revised Statutes.

CHAP. 28.

AN ACT relative to Middlebury Academy, in the County of Genesee.

Passed February 9, 1829.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

§ 1. Whenever a regular and legal notice shall have been given of a meeting of the trustees of Middlebury academy, seven shall constitute a quorum for the transaction of the business of said corporation, but a majority of the whole number shall be necessary to alter or amend any permanent by-law, or to remove or appoint a principal of said academy.

CHAP. 29.

AN ACT relating to the purchase of Lands from the First Christian and Orchard Parties of the Oneida Indians.

Passed February 11, 1829.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

The Governor. § 1. It shall be lawful for the person administering the government of this state, to treat with the First Christian party of the Oneida Indians, and also with the Orchard party of the same tribe, and each of them, for the purchase of lands belonging to either of said parties, at such time or times, as either of the said parties shall desire to sell their lands, or such portion thereof as the person administering the government of this state may deem proper to purchase; and in such purchase, to allow each of the said parties a fair price for their lands, first deducting such sum as the improvements shall be estimated at, as is provided by the third section of this act; also such sum as may be equal to the expenses which may be incurred by the state in the survey, appraisal and disposition of their lands, and all the expenses which may arise in carrying this act into effect.

To appoint agents. § 2. It shall and may be lawful for the person administering the government of this state, if he shall deem it necessary, from time to time to appoint, by and with the consent of such party of said Indians as may be interested in such appointment, such agent or agents, as he may think proper, to take charge of the money to be paid to the Indians for their lands, and to go with them to Green Bay; taking from such agent or agents, sufficient bonds to the people of this state, to account to the comptroller for all monies that may come into his or their hands, and to discharge faithfully the duties of such agency: which agent or agents shall receive for his or their services, such sum as the person administering the government of this state shall deem an adequate compensation, to be paid out of the purchase money to be given by this state for the lands purchased in pursuance of this act. But such agent shall not in any case receive any other or further reward for such services, than the sum prescribed by the person administering the government of this state, and such agent or agents shall follow the instructions which may be given him by the person administering the government of this state.

§ 3. It shall be the duty of the commissioners of the land office, after the sale of any lands, as mentioned in the first section of this act, forthwith to cause the said land to be ap-
Lands to be appraised.

*Also the in-
provement.*

praised, exclusive of improvements made thereon, and also to cause all of the improvements made upon the said lands, or any part thereof, at the time of any such appraisement, to be valued and appraised separate from the said lands. And it shall be the further duty of the appraisers in making any such appraisement, to set down and designate particularly therein, the name of each person owning and of right interested in any of the said improvements, the number of acres of the said improvements owned by each, the value per acre, and the total value of the improvements of such persons, and the amount due to each for improvements; and the expenses of the said survey and appraisal, shall be audited by the said commissioners, and paid out of the purchase monies to be given for the said lands. But no person not belonging to either of the said parties shall be considered as the owner of any such improvement.

*Payments to
Indians mi-
grating to
Green Bay.*

§ 4. Whenever it shall satisfactorily appear to the person administering the government of this state, that a sufficient number of the individuals of either of the said parties shall be prepared to migrate to Green Bay, to render it in his opinion proper that they should thus migrate, the treasurer shall, upon the warrant of the comptroller, pay to the order of the person administering the government of this state, such sum or sums of money as shall from time to time be expressed in and by such order or orders, not exceeding in amount the balance at such time or times due to such party for whose benefit such order shall be made as aforesaid.

*For improve-
ments.*

§ 5. Immediately after the appraisal of the improvements on the said lands, and after the possession of the said lands shall be delivered to this state, the treasurer shall, on the warrant of the comptroller, pay to each of the persons owning the said improvements, the appraised value of the said improvements.

*Grants to
certain per-
sons.*

§ 6. The commissioners of the land-office shall make and execute to such person or persons, such title to any lands now occupied by either of the said parties, as shall be stipulated in and by any treaty hereafter to be made with either of the said parties.

*Duty of Go-
vernment in re-
spect to sur-
veys.*

§ 7. The person administering the government of this state, shall, by and with the consent of the different parties of Oneida Indians, appoint three suitable persons to make division of the annuity due from the people of this state, to the said Indians, between the three several parties of the said tribe: the persons so appointed, shall meet on the first day of June next, at such place as they may deem proper, and after hearing the proofs and allegations of each of the said parties, shall make such division of the said annuity among the said several parties, as they or any two of them

may deem just and right; which said division so to be made as aforesaid, shall forever thereafter be pursued in all payments of annuities by this state to the Oneida Indians.

§ 8. On or before the fifteenth day of May in each year, the First Christian party of the Oneida Indians, and the Orchard party of the same tribe, shall inform the person administering the government of this state, of the number of individuals belonging to their respective parties, entitled to receive the said annuities, resident at Oneida Castleton, or in the counties of Madison and Oneida, and also of the number entitled to their portions of the same, resident at Green Bay, until all of the members of the said parties shall have removed to Green Bay, and thereupon the governor of this state shall annually cause to be paid to such of the said parties as shall at such time reside at Green Bay, their due share of the said annuities; which said monies shall be paid to their principal men, on their order, at the city of Albany.

§ 9. Whenever lands shall be conveyed by the First Expenses Christian party, or the Orchard party, of the Oneida Indians, to this state, according to the first section of this act, the treasurer shall forthwith, upon the warrant of the comptroller, pay to the order of the person administering the government of this state, such reasonable sum as he may think proper, to defray the expenses of making such treaty, and to furnish the destitute of the party making such treaty, with such necessities as they may require, the sooner to enable them to remove to Green Bay, which sum shall be deducted from the amount to be paid said Indians for such land.

CHAP. 30.

AN ACT in addition to an Act providing for the publication of a Map and Atlas of this State.

Passed February 14, 1829.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

§ 1. The surveyor-general and the comptroller, are hereby authorized to expend such further sum, not exceeding three thousand dollars, as they may deem necessary, for the purpose of completing the publication of a map and atlas of this state, compiled by David H. Burr, according to the provisions of an act on that subject, passed October 17, 1827, to be paid by the treasurer, on the warrant of the comptroller.

§ 2. No monies shall be paid out of the treasury of this D. H. Burr to state under this act, until the said David H. Burr shall file maps.

CHAP. 285.

AN ACT for the relief of the first Christian party of Oneida Indians.

Passed May 11, 1835.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

Governor to
appoint
agents.

§ 1. It shall be lawful for the person administering the government of this state, to appoint such agent or agents as he may think proper, to take charge of and disburse the moneys hereinafter provided, for the purposes hereinafter specified; taking from such agent or agents sufficient bonds to the people of this state to account to the comptroller for all moneys that may come into his or their hands, and faithfully to discharge the duties of such agency: which agent or agents shall receive for his or their services, such sum as the person administering the government of this state shall deem an adequate compensation, to be paid out of the moneys hereinafter provided. And such agent or agents shall follow the instructions which may be given him or them by the person administering the government of this state.

Money to be
paid.

§ 2. The treasurer shall pay, on the warrant of the comptroller, to the order of the person administering the government of this state, such sum or sums of money as shall from time to time be expressed in and by such order or orders, not exceeding in amount seven thousand six hundred dollars, to be expended under the instructions of the person administering the government of this state, in the outfit and removal to Green Bay of the members of the first Christian party of the Oneida Indians, now residing in this state.

Payment to
D. Bread.

§ 3. The treasurer shall pay, on the warrant of the comptroller, to Daniel Bread, a chief of the first Christian party of the Oneida Indians, a sum not exceeding one thousand four hundred dollars, for his services and expenses in aid of the removal and settlement at Green Bay of the members of the first Christian and Orchard parties of the Oneida Indians, now residing at that place.

Act to take
effect.

§ 4. This act shall take effect on the passage thereof.

CHAP. 286.

AN ACT to incorporate the Lumberland and Bethel turnpike road company.

Passed May 11, 1835.

The People of the State of New-York, represented in Senate and Assembly, do enact as follows:

§ 1. All persons who shall become stockholders pursuant to this act, are hereby constituted a body corporate, by the name of the "Lumberland and Bethel Turnpike Road Company."

§ 2. The corporation hereby created shall possess the general powers and privileges, and be subject to the general liabilities of turnpike incorporations, as prescribed in the first title of the eighteenth chapter of part first of the Revised Statutes, except so far as the same are inconsistent with the provisions of this act.

§ 3. The capital stock of said corporation shall consist of stock four hundred shares of twenty-five dollars each.

§ 4. William Gillespie, Thaddeus Herd, John Bishop, Richard C. West and Gardner Fergusson shall be commissioners to open books and receive subscriptions.

Subscriptions
to stock.

§ 5. The said corporation may construct a turnpike road, beginning at or near the Delaware and Hudson canal and the mouth of the half way brook, in the town of Lumberland, in the county of Sullivan, thence to the Newburgh and Cochenon turnpike near the White lake in the town of Bethel.

§ 6. The said road may be constructed of such materials as the ground over which it passes may afford, and the said corporation shall not be required to have the road laid out

How to be
constructed.

of a greater width than fifty feet, nor to make the arch and bed thereof more than twenty feet in width; and where the steepness of side hills, rocks or other obstacles render it impracticable, in the opinion of the commissioners, to complete it of that width, it shall be lawful for said company to make and complete it of such less width and without a ditch on the lower side, as the commissioners shall direct; but in no place shall the bed of said road be of less width than fifteen feet.

§ 7. When the said road, or any five or ten miles thereof, shall have been completed, the said corporation may erect thereon such number of toll gates, (in the ratio of one full toll gate to every ten miles thereof,) at such places as the directors of said company, or a majority, may from time to time designate; provided that half toll gates shall not be located within four miles of each other, at each of which full toll gates, and the others in proportion, may be exacted and

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