

fions of this act, be and the same are hereby repealed.

SIMON SNYDER, *Speaker.*

of the House of Representatives.

ROBERT WHITEHILL, *Speaker*

of the Senate.

APPROVED—the twenty-ninth day of March, in the year of our Lord one thousand eight hundred and four.

THOMAS M'KEAN, *Governor*

of the Commonwealth of Pennsylvania.

CHAPTER LXXXVII.

An ACT to erect the Town of Morrisville into a Borough.

Section 1. **B**E 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 town of Morrisville and its vicinity, in the county of Bucks, shall be, and the same is hereby erected into a borough, which shall be called the borough of Morrisville, bounded and limited as follows; *that is to say*, Beginning at the upper corner of the township of Falls, at the river Delaware; thence along the line of the township of Lower Makefield, south fifty degrees, west one hundred and twenty perches to the Newtown road; thence cutting off a corner of William Jenk's land, so as to take the back line of Lewis Le Guea's

The town of Morrisville erected into a borough.

Guen's and Henry Clymer's lands ; south twenty-seven and an half degrees east two hundred perches, to Clymer's corner ; thence thro' his and Mahlon Milnor's land, and cutting off a small corner of Mahlon Longstreth's land, south thirty-two degrees east two hundred and seventy perches, into other land of said Le Guen, to a corner at twenty perches distance from the line of John Carlile's land ; thence at that distance parallel therewith (where a street is to be opened) north sixty degrees east, one hundred and twenty perches to the creek ; thence up the said creek to its junction with the river ; thence up the river, taking in the island, to the place of beginning.

Sec. 2. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for all persons entitled to vote for members for the legislature, who have resided in the said borough twelve months previously to such election, to meet at the school-house in the said borough, on the third Monday in April in every year, and then and there elect by ballot, between the hours of twelve and six of the same day, one reputable citizen residing therein, who shall be stiled burgess of the said borough, five reputable citizens to be a town council, and one reputable citizen to be a high constable ; but previously to such election the inhabitants shall appoint two reputable citizens as judges, one as inspector, and two as clerks of the said election, which shall be regulated and conducted according to the general election law of this commonwealth, so far as relates to receiving and counting votes, and who shall be subject to the same penalties for mal-practices as by the said law are imposed ; and the said judges, inspector and

Time and place
of choosing bo-
rough officers.

Officers to be
chosen.

Mode of con-
ducting elec-
tion.

Of supplying
vacancies by
death, resigna-
tion, &c.

clerks, before they enter upon the duties of their respective offices, shall take an oath or affirmation before any justice of the peace of the said county, to perform the same with fidelity; and after the said election shall be closed, shall declare the persons having the greatest number of votes to be duly elected; whereupon a sufficient number of certificates thereof shall be signed by the said judges, one of which shall be transmitted to each of the persons elected, and the other filed among the records of the corporation; and in case of a vacancy in any of the said offices, by death, resignation, or otherwise, the burghers, or in his absence, or inability to act, the first named of the town council shall issue his precept, directed to the high constable, requiring him to hold an election in manner aforesaid, to supply such vacancy, giving at least ten days notice by advertisements set up at four of the most public places in the said borough.

Stile and powers of the corporation.

Sec. 3. *And be it further enacted by the authority aforesaid,* That from and after the third Monday in April next, the burghers and town council duly elected as aforesaid, and their successors, shall be one body politic and corporate in law, by the name and stile of "The burghers and town council of the borough of Morrisville," and shall have perpetual succession; and the burghers and town council aforesaid, and their successors, shall be capable in law to have, get, receive, hold and possess goods and chattels, lands and tenements, rents, liberties, jurisdictions, franchises, and hereditaments, to them and their successors, in fee simple, or otherwise, not exceeding the yearly value of five thousand dollars, and also to give, grant, sell, let and assign the same lands, tenements, hereditaments

hereditaments and rents ; and by the name and stile aforesaid they shall be capable in law to sue and be sued, plead and be impleaded, in any of the courts of law in this commonwealth, in all manner of actions whatsoever, and to have and use one common seal, and the same from time to time at their will to change and alter.

Sec. 4. *And be it further enacted by the authority aforesaid,* That if any person duly elected as burgeses, or a member of the town council or constable as aforesaid, and having received notice thereof as aforesaid, shall refuse or neglect to take upon himself the execution of the office to which he shall have been elected, every person so refusing or neglecting, shall forfeit and pay the sum of twenty dollars; which fine and all other fines and forfeitures incurred and made payable in pursuance of this act, or by the bye-laws and ordinances of the town council, shall be for the use of the said corporation.

Penalty on persons elected refusing to serve as burgeses, &c.

Sec. 5. *And be it further enacted by the authority aforesaid,* That the burgeses, town council and high constable, and each of them, before entering upon the duties of their respective offices, shall take an oath or affirmation before any justice of the peace of the county of Bucks, to support the constitution of the United States and of this state, and to execute the duties of their respective offices with fidelity; and the certificates of such oaths and affirmations shall be filed among the records of the said corporation.

Qualifications of the borough officers.

Sec. 6. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful

Of meetings of the town council

oil to make
bye-laws.

Regulate the
streets, &c. assess
and appor-
tion taxes;

appoint a town
clerk, &c.

Bye-laws not
to be repug-
nant to the
constitution,
&c.

Amount of
taxes limited.

Powers and
duties of the
burgess.

ful for the town council to meet as often as oc-
casion may require, and enact such bye-laws,
and make such rules, regulations and ordi-
nances, as shall be determined by a majority
of them to be necessary to promote the peace,
good order, benefit and advantage of said bo-
rough, and particularly of providing for the
regulation of the streets, lanes, alleys and high-
ways therein; they shall have power to assess,
apportion and appropriate such taxes as shall be
determined by a majority of them to be neces-
sary for carrying the said rules and ordinances
from time to time into complete effect, and al-
so to appoint a town clerk, treasurer and such
other officers as may be deemed necessary from
time to time: *Provided*, That no bye-law, rule,
or ordinance of the said corporation shall be
repugnant to the constitution or laws of the
United States or of this commonwealth; and
that no person shall be punished for a breach of
a bye-law or ordinance made as aforesaid, un-
til three weeks have expired after the promul-
gation thereof, by at least four advertisements
set up in the most public places in the said bo-
rough: *And provided also*, That no tax shall
be laid in any one year on the valuation of tax-
able property, exceeding one cent. in the dol-
lar, unless some object of general utility shall
be thought necessary; in which case a major-
ity of the freeholders of said borough, by
writing under their hands, shall approve of and
certify the same to the town council, who shall
proceed to assess the same accordingly.

Sec. 7. *And be it further enacted by the au-
thority aforesaid*, That the burgess elected and
qualified agreeably to this act, is hereby autho-
rized and empowered to issue his precept, as often
as occasion may require, directed to the high con-
stable,

stable, commanding him to collect all taxes assessed, and fines and forfeitures imposed by this act, or by the ordinances or regulations of the corporation, and the same to pay over to the treasurer; and the said burghers is hereby authorized to carry into effect all bye-laws enacted by the council, and whatever else shall be enjoined on him for the well-ordering and governing the said borough; he shall have jurisdiction in all disputes between the corporation and individuals arising under the bye-laws.

Sec. 8. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the town clerk to attend all meetings of the council when assembled upon business of the corporation, and perform the duty of clerk thereto, and keep and preserve the common seal and records of the corporation, and be answerable for the same, and also for the faithful discharge of all the duties which may be enjoined upon him by virtue of this act, or of the acts of the corporation, and his attestation with the seal of the corporation, shall be good evidence of the act or thing so certified.

Sec. 9 *And be it further enacted by the authority aforesaid,* That the treasurer shall give security to the burghers for the faithful discharge of the duties of the office, and for the safe delivery of all monies, books and accounts appertaining thereto, into the hands of his successor, upon demand made for that purpose.

Sec. 10. *And be it further enacted by the authority aforesaid,* That the treasurer, clerk, constable and such other officers as may be appointed by the town council, in pursuance of this

Of the town clerk.

The treasurer to give security.

The treasurer, clerk, &c. to render their accounts annually;

this act or of the bye-laws of the corporation, shall render their accounts to the council at least once in every year, and as much oftener as they or either of them may be called upon for that purpose by the said council, for settlement; and the said accounts being adjusted and settled, accordingly, shall be forthwith published by the said council, shewing particularly the amount of taxes laid and collected, and of the expenditures.

which shall be published by the council.

Sec. 11. And be it further enacted by the authority aforesaid, That it shall be the duty of the high constable to serve all process issued by the burghers within the said borough; to collect the taxes, to give notice of the annual and special elections of the said borough, by setting up advertisements in at least four of the most public places within the said borough, at least ten days previously thereto; he shall attend and see that the same is opened at the time, and in the manner prescribed by this act, and generally do and perform all the duties enjoined on him by this act, and by the bye-laws and ordinances made in pursuance thereof: *Provided,* That it shall be the duty of the constable of the township of Falls, for the time being, to publish and superintend the election, to be held on the third Monday in April next, as is hereinbefore directed.

Sec. 12. And be it further enacted by the authority aforesaid, That if any person or persons shall think him, her or themselves aggrieved, by any thing done in pursuance of this act, he, she or they may appeal to the next court of quarter sessions, to be held for the county of Bucks, upon giving security, according to law, to prosecute his, her or their appeal with effect;

Appeal allowed to persons feeling themselves aggrieved.

fect; and the court having taken such order therein as shall appear to them just and reasonable, the same shall be conclusive against all parties.

SIMON SNYDER, *Speaker*

of the House of Representatives.

ROBERT WHITEHILL, *Speaker*

of the Senate.

APPROVED—the twenty-ninth day of March, in the year of our Lord one thousand eight hundred and four.

THOMAS M'KEAN, *Governor*

of the Commonwealth of Pennsylvania.

CHAPTER LXXXVIII.

An ACT to extend and continue an act, entitled "A Supplement to the act, entitled An act to complete the benevolent intention of the Legislature of this Commonwealth by distributing the Donation-Lands to all who are entitled thereto."

Section 1. **B**E 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 act, entitled "A supplement to the act, entitled "An act to complete the benevolent intention of the legislature of this commonwealth, by distributing the donation-lands to all who are entitled thereto," be, and the same

The act continued till the 1st April 1845