

Proviso.

first had in writing, approving of such contract; and in all cases where any of the inhabitants of said township, assessed for road taxes, shall offer to work out their taxes or furnish carts, horses, wagons or materials for that purpose, it shall be the duty of the supervisors to give them an opportunity to do so: *Provided*, The same are furnished at the prices usually allowed in said township; and the supervisors of said township shall not be subject to any fine for non-performance of duty in the repairing or opening of roads where there is no money in the treasury, or where no appropriation has been made for the purpose, by the auditors and supervisors as aforesaid.

Road views.

SECTION 3. That in all cases where the court of quarter sessions shall be petitioned to grant a view for a public road, within the boundaries of said township, and the viewers shall have made report in favor of such road, before any further proceeding shall be had thereon by the court, it shall be the duty of the petitioners to cause notice of the proceedings, setting forth briefly the prayer of the petition and report of viewers thereon, to be given in handbills, to be posted publicly in at least three different places in said township, and published in two of the newspapers of the city of Pittsburg, fifteen days previous to any further action of the court thereon, a copy of which notice, verified by affidavit, shall be filed in court, with the proceedings; after which the court shall, and may proceed to the further consideration of the same, and approve or reject said report, or grant subsequent views, as is in other cases already provided for by law.

Elections.

SECTION 4. That in all elections for township officers of said township of Pitt, the persons receiving the highest number of votes shall be declared duly elected; and such parts of any former acts as are inconsistent with the provisions of this act, be and the same are hereby repealed.

JAMES ROSS SNOWDEN,  
*Speaker of the House of Representatives.*

WILLIAM BIGLER,  
*Speaker of the Senate.*

APPROVED—The eleventh day of March, one thousand eight hundred and forty-four.

DAVID R. PORTER.

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No. 62.

## AN ACT

Repealing the act passed thirteenth April, one thousand eight hundred and forty-three, entitled "An Act supplementary to an act relating to roads, highways and bridges, so far as regards certain counties therein named."

SECTION 1. *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 the act of assembly, passed and approved the thirteenth day of April, one thou-

sand eight hundred and forty-three, entitled "An Act relating to roads, highways and bridges," be, and the same is hereby repealed, with like effect and in like manner as if the same had never been passed. so far as it relates to, and regards the counties of Clinton, Crawford, Mifflin, Luzerne, Warren, Wyoming, Centre, Huntingdon and Elk, in said commonwealth.

JAMES ROSS SNOWDEN,  
*Speaker of the House of Representatives.*

WILLIAM BIGLER,  
*Speaker of the Senate.*

APPROVED—The eleventh day of March, one thousand eight hundred and forty-four.

DAVID R. PORTER.

### No. 63.

## A FURTHER SUPPLEMENT

To an act to incorporate the Phoenix insurance company of Philadelphia, approved the sixth day of February, one thousand eight hundred and four.

SECTION 1. *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 the Phoenix insurance company of Philadelphia, shall be and hereby is authorized and empowered, immediately upon and after the acceptance of this act in writing, by a majority in value of the stockholders, to set aside one hundred and twenty thousand dollars of the capital of the said company, to be divided among and held by the stockholders of the said Phoenix insurance company of Philadelphia, in proportion to the number of shares to which they may be respectively entitled, on the day of the acceptance of this act as aforesaid; which said sum of one hundred and twenty thousand dollars shall then and thence constitute the capital of the said company. Capital.

SECTION 2. That for the respective shares and proportions of the said sum of one hundred and twenty thousand dollars, to which the said stockholders shall be entitled, the directors of the said company shall issue new certificates of stock, of the value of forty dollars each, and shall cause a memorandum thereof to be endorsed upon the old certificate of stock, then held by the said several stockholders; and from and after the said acceptance of this act, the holders of the new certificates shall be considered members of this company, and shall have the right to vote at the future meetings of the said company; and all right to vote upon the old certificates of stock shall then and from thenceforth cease and determine. New certificates.

SECTION 3. That from and immediately after the acceptance of this act as aforesaid, the name of the said company shall be altered and changed, without, however, in any way affecting or altering the corpo-