

SECTION 4. That so much of any act or acts of assembly, as author-izes the supervisors to assess the road taxes at a rate exceeding five mills on the dollar of the valuation, be and the same are hereby repealed, as far as relates to the counties of Crawford and Clearfield. Road taxes.

SECTION 5. That so far as any law is hereby altered or supplied, be and the same is hereby repealed. Repeal.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives,
WILLIAM BIGLER,
Speaker of the Senate.

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

DAVID R. PORTER.

No. 74.

AN ACT

Supplementary to the several acts relating to the borough of Frankford, in the county of Philadelphia.

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 from and after the passing of this act, it shall be lawful for the freemen of the borough of Frankford, in Philadelphia county, who shall have resided therein ninety days immediately preceding the day of election, and who shall be otherwise qualified agreeably to the constitution and laws of this state, to vote for members of the general assembly, to meet together at the Cross Keys' tavern in said borough, and afterwards at such place within the borough as the council for the time being may appoint, between the hours of two and eight o'clock in the afternoon on the first Monday in May next, and then and there choose by ballot, out of such of the inhabitants residing within the said borough, who according to the constitution and laws of this state are eligible to be elected as members of the house of representatives, in the manner prescribed for choosing members of the said house of representatives, nine suitable persons for councilmen, three of whom shall serve for the term of one year; three for the term of two years; and three for the term of three years; to be determined by said council by lot, who shall have all the powers and authorities given by act of incorporation granted by the general assembly, March seventh, Anno Domini one thousand eight hundred, to the burgesses and assistants of said borough, and the several acts supplementary thereto, and on that day in the same month, annually thereafter, shall elect as hereinafter provided; also, shall be chosen at the same time and place annually, by the freemen as aforesaid, one suitable person for superintendent of highways, who shall, under the direction of councils, keep in repair all the streets, lanes, roads and alleys in the aforesaid borough of Frankford, now opened for public use or which shall be opened under the act of fifth of April, one thousand eight hundred and forty-one, entitled "An Act to provide for a survey Election of councilmen.

Superintendent of highways.

of the borough of Frankford, in the county of Philadelphia," and shall level or grade such streets, lanes, roads or alleys, make such side walks, common sewers, drains, water courses and culverts, as said council shall direct, and shall be paid for his services a compensation of one dollar and fifty cents for each day necessarily employed in the performance of the duties of the office; in case of delinquency in said superintendent, the council shall have power to remove him, and in case of vacancy by removal, resignation or otherwise, the council shall appoint until the next election.

Pay.

Quorum. SECTION 2. That the said councilmen shall constitute a borough council, a majority of whom shall be a quorum to do business, which council and freemen duly qualified to elect as aforesaid, and their successors forever hereafter, shall be one body politic and corporate in law, by the name of "the council and inhabitants of the borough of Frankford," and shall have power to fill all vacancies that may occur in the body or any of the officers connected with it, until the next election.

President. SECTION 3. The council shall meet within ten days after the period of their election annually, and choose a president out of their body, who shall perform all the duties and have all the powers and authorities which are now performed by and enjoined on the chief burgess; in case of his absence a president may be chosen *pro tempore*; and it shall be the duty of the council on the day of their first assembling as aforesaid, to divide themselves into three equal classes, the first of which classes shall serve until the next election; the second until the second election following; and the third until the third election; at the expiration of the term of the first class, and annually thereafter, three suitable persons shall be chosen by the freemen of the borough as aforesaid, to serve for three years, so that three members of each board of councilmen shall be chosen annually.

Classification of council.

Regulators annulled. SECTION 4. That from and after the passing of this act, the appointment of regulators as heretofore, is annulled, and the duties appertaining to offices of said regulators are hereby conferred upon and transferred to the surveyor of said borough, who is required to perform the same, and shall be paid for his services as councils may direct.

Oath. SECTION 5. That before any of the members of said council or other officers, shall enter upon the performance of the duties of their respective offices, they shall take and subscribe an oath or affirmation to support the constitution of this commonwealth and that of the United States, and that they will perform the duties of their respective offices with fidelity.

Repeal. SECTION 6. That so much of the act of assembly, passed the seventh day of March, one thousand eight hundred, incorporating said borough, as is hereby altered, amended or supplied, be and the same is hereby repealed; and that all ordinances, resolutions and agreements, made or enacted by the burgesses and inhabitants of the borough of Frankford, shall remain and continue in full force and virtue, unless repealed by councils.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

WILLIAM BIGLER,
Speaker of the Senate.

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

DAVID R. PORTER.