

No. 223.

AN ACT

Authorizing the citizens of the county of Clearfield to decide whether the sale of vinous and spiritous liquors shall be continued in that county.

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 first day of January, Anno Domini, one thousand eight hundred and forty-six, it shall be lawful for the citizens of the several boroughs and townships of the county of Clearfield, at the annual elections for constables and other township officers in the said several boroughs and townships, to decide by their votes whether or not the sale of vinous and spiritous liquors shall be permitted among them for the then ensuing year; and it shall be the duty of the inspector and judges of the said several boroughs and townships, at the said elections, to receive tickets, either written or printed, from the qualified voters thereof, labelled on the outside "Sale of Liquors," and in the inside, "For the sale of Liquors," or "Against the sale of Liquors," and to deposit the said tickets in a box to be provided for that purpose by the said inspectors and judges, as is now required by law in case of tickets for officers to be elected at such election; and at the close of said election the votes so deposited shall be counted, and an accurate return of the same shall be made to the clerk of the court of quarter sessions of said county, to be by him laid before the judges of the said court, with the other township election returns, on the first day of the court next after such election shall be held.

Citizens of Clearfield county, to vote for or against sale of spiritous liquors.

SECTION 2. That in receiving and counting said votes, and in making Returns. returns of the same, the said inspectors, judges, and the clerks of the elections, shall be governed in all respects by the laws of this commonwealth now in force, or which may hereafter be enacted, regulating township elections; and all the penalties of the said election laws are hereby extended to the voters, judges, inspectors and clerks voting at and attending upon the election to be held under the provisions of the first section of this act.

SECTION 3. That whenever, in any of the said boroughs or townships, there shall be a majority of votes "Against a sale of Liquors," as aforesaid, then and in that case, for the year next ensuing the first day of the then next regular term of the court in said county, it shall not be lawful for any person or persons to sell vinous or spiritous liquors within such borough or township; and it shall not be lawful for the court of quarter sessions to grant licenses to any inn or tavern within such borough or township for the said year, nor for the treasurer of the county to issue any license to any retailer of merchandize for the sale of vinous or spiritous liquors within said boroughs or townships for said year; and the sale of vinous or spiritous liquors within such boroughs and townships, at any time during said year, is hereby declared to be a public nuisance, and is hereby prohibited.

Result of election to determine sale of liquor.

SECTION 4. That if any person or persons, within any of the said boroughs or townships, in which there shall have been given a majority of votes "Against the sale of Liquors," as aforesaid, shall, within one

Penalty for vending liquor.

year next after the first day of the court of the said county held next after the said election, sell and deliver, or cause to be sold and delivered, any vinous or spirituous liquors to any person or persons, such person or persons so selling shall be liable to indictment, and on conviction thereof shall forfeit and pay, for every such offence, a sum not less than twenty dollars, nor more than one hundred dollars.

Laws applicable
when decision is
in favor of selling
liquor.

SECTION 5. That if any of the boroughs or townships in said county shall, by a majority of votes polled as aforesaid, decide "For a sale of Liquors," then the laws now in force regulating the licensing of inns and taverns, and retailers of foreign goods and merchandize, including liquors, shall remain in force and apply to the said boroughs and townships, as if this act had not been passed; and all laws hereby supplied or altered, are hereby repealed.

FINDLEY PATTERSON,

Speaker of the House of Representatives.

WILLIAM P. WILCOX,

Speaker of the Senate.

APPROVED—The seventh day of April, one thousand eight hundred and forty-five.

FRS. R. SHUNK.

No. 224.

AN ACT

Relating to views of roads and damages, in the counties of Monroe and Montgomery, and for other purposes.

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 hereafter, the expenses of all views and reviews of public roads, and views to assess damages arising from the opening of public roads, in the counties of Monroe and Montgomery, shall be paid by the petitioner or petitioners therefor.

Expenses.

Road damages,
&c., Colebrook-
dale township,
Berks county.

SECTION 2. That from and after the first day of August next, all assessments of damages arising from the opening of any public road, or part of any public road, within the township of Colebrookdale, in the county of Berks, shall be paid by the petitioners for the road, before such public road, on the part thereof shall be opened; and the court of quarter sessions of Berks county, upon application, at any time after confirmation of any such road, shall appoint six disinterested persons to view and assess the damages, if any, which may be sustained.

Jefferson county,
roads, expenses,
&c.

SECTION 3. That all expenses for laying out and opening roads, in Jefferson county, be paid out of the road funds of the several townships through which the same may pass, and that all expenses for the election of township officers be paid out of the township rates and levies; also, that the several supervisors of all the townships, in the county of