

No. 103.

AN ACT

Authorizing the board of commissioners of the Kensington district of the Northern Liberties, to watch and light said district.

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 board of commissioners of the Kensington district of the Northern Liberties, shall have full power and authority to establish a nightly watch, and to place so many lamps in such part or parts of said district, as from the state of improvements thereof may, in their discretion, appear necessary ; and that the board of commissioners are hereby authorized to assess the expense of introducing and supporting both, or either of them, in such a manner as they may deem best.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 104.

AN ACT

Relating to the appointment of an auctioneer in the borough of Carlisle, in the county of Cumberland.

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 passage of this act, the provisions of the fifth section of the act of eleventh of April, one thousand eight hundred and forty, which provides for the appointment of an auctioneer in the borough of Williamsport, in the county of Lycoming, be and the same is hereby extended to the appointment of an auctioneer in the borough of Carlisle,

LAWS OF PENNSYLVANIA,

in the county of Cumberland : *Provided*, That the person appointed auctioneer, as aforesaid, shall pay into the treasury of the commonwealth, the sum of twenty-five dollars for his commission.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 105.

AN ACT

To secure to Julius S. Holden a new trial in a certain suit tried in the court of common pleas of Bradford county.

Preamble.

WHEREAS, Julius S. Holden brought an action of trespass before a justice of the peace, in Bradford county, against Francis Cole, Israel Smith, Daniel Cole and others, for an alleged injury done to his real estate, in which case, judgment was rendered by the said justice, and an appeal was taken from said judgment, to the said court of common pleas, where the said case was tried, and a verdict was rendered for the defendants :

And whereas, The said plaintiff, from a misapprehension of his rights, and a misunderstanding between himself and counsel, failed to have an exception to the charge of the court filed in due time and form, and as there is reason to believe, from an opinion expressed by the supreme court in the case, that the judgment of the court of common pleas would have been reversed, had exceptions been filed in due time and form to the said charge ; therefore, in order that justice may be done, and the said plaintiff afforded another opportunity to have the case tried in said court of common pleas—

Court to grant a motion for a new trial, &c.

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 court of common pleas of Bradford county, are hereby authorized and directed to entertain a motion for a new trial, in behalf of Julius S. Holden, in a certain action of trespass brought into said court, by an appeal from the judgment of G. H. Bull, a justice of the peace for said county, to December term, Anno Domini, eighteen hundred and forty-two, wherein the said Julius S. Holden is plaintiff, and Francis Cole, Israel Smith, Daniel Cole and others, are defendants ; and upon the hearing of said motion, the court shall, and they are hereby directed to