

borrow money to pay the instalments on the stock so subscribed, and to issue certificates for the same, bearing an interest not exceeding six per cent., per annum, and payable at any time not exceeding ten years, which certificates shall be binding on said townships; and if said road shall be laid out upon the line dividing said townships, the said supervisors are hereby as fully authorized to subscribe for stock in said turnpike, as if the same were laid out wholly in such township, or either of them. Their duties and powers.

SECTION 19. If the said company shall not proceed to carry on the said work within two years after the passage of this act, or shall not within four years thereafter complete the same, according to the intent and meaning of this act, then, or in either of those cases, all and singular, the rights, liberties, privileges and franchises hereby granted, shall revert to the commonwealth. Commencement and completion of road.

SECTION 20. That the legislature hereby reserve the right to alter, annul or revoke the charter and privileges hereby granted, whenever in their opinion the same may be injurious to the citizens of this commonwealth, in such manner, however, that no injustice shall be done to the corporators; and the legislature shall have power to alter the rate of toll fixed by this act; and the managers of said company may lessen the same whenever they shall believe it necessary for the well being of the company or the community at large. Reservation.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 100.

AN ACT

For the removal of the seat of justice of the county of Schuylkill, from Orwigsburg to the borough of Pottsville.

WHEREAS, By an act of the general assembly of this commonwealth, approved the thirteenth day of March, one thousand eight hundred and forty-seven, the question of the removal of the seat of justice of the county of Schuylkill, from Orwigsburg to the borough of Pottsville, was submitted to a vote of the qualified citizens of said county of Schuylkill, at their next general election, to be held after the passage of said act; Preamble.

And whereas, It appears by the official returns of the election, held in pursuance of said act, that a majority of the votes of the qualified citizens of said county, voting upon the question of removal as afore-

said, were cast in favor of the removal of the seat of justice for said county, from Orwigsburg to the borough of Pottsville:

And whereas, Doubts have arisen concerning the constitutionality of the said act of assembly, submitting the said question of removal to a vote of the people of said county as aforesaid; and it is desirable that the general assembly should remove all difficulty, by the enactment of an absolute law, confirming the vote of the people of said county as aforesaid, and securing the removal of the seat of justice as aforesaid; therefore,

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 citizens of the borough of Pottsville are hereby authorized, at their own proper expense, to erect, or cause to be erected, within three years from and after the passage of this act, upon the site, in the borough of Pottsville aforesaid, selected by the commissioners appointed in the act of the last general assembly, entitled "An Act concerning the removal of the seat of justice of the county of Schuylkill, from Orwigsburg to the borough of Pottsville," suitable buildings, of brick or stone, for a court house and different offices, for the safe keeping of the county records, under the direction of the county commissioners for said county, who are hereby authorized and required to receive a conveyance for the said lot of ground for the use of the county of Schuylkill, in fee simple, clear of all incumbrances; and so soon as the said buildings are erected as aforesaid, together with a suitable jail, as hereinafter provided for, and said court house, public offices and jail are approved of by the court of common pleas of said county, in the manner hereinafter provided, then the seat of justice for the county of Schuylkill, shall cease to be at Orwigsburg, and the same shall be removed to the borough of Pottsville aforesaid.

Citizens of Pottsville authorized to erect a court house, &c.

When the seat of justice shall be removed to Pottsville.

Commissioners to purchase a lot or lots, and erect a prison.

Proviso.

SECTION 2. The commissioners of the said county of Schuylkill are hereby authorized and required, at the expense of said county, to procure a suitable lot or lots of ground, within the borough of Pottsville, and to erect and build upon the said lot or lots of ground, a suitable county prison and jail, of brick or stone, within three years after the passage of this act as aforesaid: *Provided*, That the county commissioners aforesaid, shall not commence the erection of the county prison or jail aforesaid, until five or more of the friends of the removal of the seat of justice, shall enter into a bond to the county aforesaid, to indemnify said county against the payment of any expense incurred in the erection of the court house and public offices, provided for by the first section of this act; the amount of said bond to be fixed, and the sufficiency of the obligors to be approved of by the court of common pleas of said county, in term time, or by two of the judges of said court, during vacation.

Subscriptions may be obtained and recovered.

SECTION 3. It shall be lawful for the citizens of Pottsville to obtain subscriptions from any person or persons, willing to subscribe any money or materials for the erection of such court house and public offices, as are provided for in the first section of this act; and in default of the payment of the same to the county commissioners, said county commissioners are hereby empowered to cause suit to be brought in the name of said county, to enforce the recovery of the same, and when collected to be applied towards defraying the expenses of said buildings.

Commissioners to certify when buildings are completed.

SECTION 4. That so soon as the public buildings are completed, according to the provisions of this act, the county commissioners aforesaid shall file a report of the same, in the court of common pleas of Schuylkill county, and the said court, upon examination thereof, being

satisfied that said buildings are fully completed, according to the true intent and meaning of this act, and a record thereof being made by endorsement on said report, the commissioners and sheriff of said county shall thereupon cause the prisoners, if any there shall be confined in the old prison, to be safely removed to the new, and the public papers and records, then remaining in the public offices at Orwigsburg, to be safely deposited in the new buildings, so as aforesaid, built for the reception thereof; and from thenceforth the seat of justice, in and for the county of Schuylkill, shall cease to be at Orwigsburg, and the same shall be removed and fixed at the new location, in the borough of Pottsville, so as aforesaid fixed upon; and the public offices heretofore kept, and the courts of justice heretofore held at Orwigsburg, in and for the county of Schuylkill, shall be kept and held at the borough of Pottsville, in the county aforesaid.

When removal to
take effect.

SECTION 5. The county commissioners for the county of Schuylkill, be and hereby are authorized and empowered, as soon as the aforesaid seat of justice shall be removed, in the manner provided for in this act, to release to the borough of Orwigsburg aforesaid, on legal demand, made by proper authority, all the right, title and interest which said county may have in and to the county buildings and grounds, on which the same are erected, together with the appurtenances thereunto belonging, situated in the borough of Orwigsburg aforesaid, to have and to hold the same in trust, only and for the use and purpose of having occupied and used said buildings and grounds, as an academy or seminary of literature for the instruction and education of youths.

Commissioners to
release building
and ground in
Orwigsburg, to
said borough.

SECTION 6. That so much of the existing law or laws of this commonwealth, as are altered or supplied by this act, be and the same are hereby repealed.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 101.

AN ACT

To open a public alley in the city of Lancaster.

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 select and common councils of the city of Lancaster are hereby open an alley.

Authorities of
Lancaster city to