

No. 194.

A N A C T

To incorporate the Philadelphia cemetery company, in Passyunk township, county of Philadelphia.

WHEREAS, The practice of burying in populous cities is becoming more objectionable, and more burdensome and expensive to the community, by reason whereof it was thought expedient to make some other provision for the decent respect which is due to the dead, free from the inconveniences above mentioned: Preamble.

And whereas, Several citizens of this commonwealth, hereinafter named, have associated for the purpose of establishing a cemetery in Passyunk township, in the county of Philadelphia, containing in the whole about twenty-two acres and twenty-four perches, lying on the north-westwardly side of the Passyunk road, immediately below the Girard school house, to be used only for the purpose of interment; and have desired that they and their successors may be incorporated, for establishing and perpetuating such cemetery, with such powers as are necessary for that object:

And whereas, It seems reasonable and necessary to provide for the permanence of the establishment, so that those who bury there may be assured of continued protection to the remains of relatives and friends, who have been committed to the earth, and of the decent preservation of the ground; 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 George Wood, James S. Pringle, John W. Tilford, John S. Wood, J. Harrison Hedges, Horatio B. Pennock, Francis F. Clifton, and Benjamin F. Hedges, be and they hereby are made a body politic and corporate in law, under the name, style and title of the "Philadelphia cemetery company," and by that name shall be able and capable in law, to have and use a common seal, to sue and be sued, to plead and be impleaded, and to do all such other things as are incident to a corporation. Incorporators.

SECTION 2. That the first five persons above named, shall be managers of the said Philadelphia cemetery company, and shall have power to lay out and ornament the grounds, to remove or alter the old buildings and erect new ones, to dispose of and arrange burial lots, to make such by-laws, rules and regulations, to the election and duties of managers and their successors, the appointment of suitable officers and agents, with their several duties and compensations, and to make such rules and regulations, from time to time, for the government of lot-holders and visitors to the cemetery, as they may deem necessary and convenient for carrying into effect the object of the association, and the due management and regulation of the affairs thereof: *Provided*, That the extent of said ground to be appropriated under this act, shall in no case exceed twenty-three acres. Power to lay out ground into lots.

SECTION 3. That the said Philadelphia cemetery company shall be able and capable in law, to have and to hold so much personal estate, and no more, as may be necessary for the purposes of this incorpora- To hold personal estate.

Proviso. tion, or with the consent of those who now are, or hereafter may be, proprietors of the ground, to assume the management, direction and disposal of the same: *Provided*, That said tract of land lying north-westwardly of the Passyunk road as aforesaid, shall never be granted but for burial lots; and that the burial lots so granted, shall be subject to the powers of this act.

Management of affairs. SECTION 4. That the affairs of the association shall be under the control of five managers, to be elected from among and by the members, in such manner, and at such times as the by-laws, made in pursuance of this act, shall specify; but no election for managers shall take place before the first Monday in July next ensuing, and the first five members named in the first section of this act, shall be managers until the first Monday of July next aforesaid, and till others shall be elected.

Exempt from taxation. SECTION 5. That the grounds of said cemetery company shall hereafter be exempt from taxation, and the lots in the said cemetery shall not be subject to attachment or execution: *Provided*, That the said exemption from attachment and execution, shall not extend to more than four lots of the size originally laid out, held by any one individual: *And provided further*, That nothing herein contained shall be construed so as to exempt the grounds of said cemetery company from taxation, for state or corporation, road, county and poor purposes, or from such assessments or taxation as may be made by the managers thereof, for cemetery purposes, in pursuance of the by-laws of said company.

No streets or roads to be opened. SECTION 6. That no street or roads shall hereafter be opened through the lands of the said corporation, occupied as a burial ground, except by and with the consent of this corporation.

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

WM. WILLIAMSON,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 195.

AN ACT

To attach the county of M'Kean to the western district of the supreme court.

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 county of M'Kean, after the month of July next, shall be attached to and form