

they shall have full power and authority to convey the same to the purchaser or purchasers thereof, free and discharged from all trusts.

J. S. M'CALMONT,  
*Speaker of the House of Representatives.*

V. BEST,  
*Speaker of the Senate.*

APPROVED—The twenty-second day of January, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

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No. 17.

AN ACT

Relating to the common schools of 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 city of Lancaster shall continue to form one common school district for all purposes of education, according to the existing common school laws of the commonwealth, except so much thereof as is altered, supplied or repealed by the provisions of this act.

City of Lancaster  
to continue a  
common school  
district except,  
&c.

**SECTION 2.** On the first Tuesday in May next, at the usual place of holding city elections, and between the hours of one and seven o'clock in the afternoon, the voters of said city shall elect thirty-six qualified citizens thereof, having resided therein one year next before their election, to serve as common school directors, twelve for one year, twelve for two years and twelve for three years from the day of election; and annually thereafter at the same time and place, they shall elect twelve citizens qualified as aforesaid, to serve for three years, which thirty-six citizens so elected shall with the mayor and the presidents of the select and common councils of the city for the time being, as ex officio members, constitute the board of directors of the common schools of the city of Lancaster.

Election of school  
directors.

**SECTION 3.** Notice of the time, place and object of said election, signed by the president and secretary of the board, shall be published in not less than two of the weekly newspapers of the city, at least three times next preceding the election; annually a qualified citizen chosen by the voters present at the opening of the election shall act as inspector, another chosen in the same manner shall act as judge, and the secretary of the board of directors shall act as clerk; the returns of the election shall be made by the clerk in the manner prescribed by the general common school law of the state, and within five days thereafter the clerk shall notify each person chosen of his election.

Notice of elec-  
tion.

Officers.

Organization of  
board.

**SECTION 4.** At their first regular meeting after the annual election the members, twenty of whom shall be a quorum for all purposes, shall organize by electing from their own number a president, secretary and

Treasurer, and at such time as the board shall determine, a tax collector **Tax collector.** shall also be elected, which officers shall serve for one year from the time of their election; the secretary, treasurer and collector shall receive such compensation for their services as shall be fixed at the time of their election; before entering upon the discharge of their respective duties, the treasurer and collector shall give bonds in such amount as the board **Treasurer.** shall direct, with one or more sureties to be approved by the board, for **To give bond.** the faithful performance of their duties; but no person shall be re-elected to the office of treasurer unless his accounts for the preceding year have been duly audited and settled by the proper committee of the board, and the funds received by him fully accounted for.

SECTION 5. The board shall hold one regular meeting in each month, and as many special meetings as may be requisite for the due transac- **Board to meet** tion of business, and shall possess and exercise all the rights and pow- **every month.** ers, and perform all the duties by law pertaining to or incumbent on the present board of directors of said city, in addition to and not inconsistent with those hereby granted and imposed, and especially, shall possess and exercise all the rights and powers for the purposes of edu- **Powers and du-** cation of the twelve directors heretofore appointed by the court of **ties.** common pleas of Lancaster county, for the said city, by virtue of the act of assembly, passed on the first day of April, Anno Domini, one thousand eight hundred and twenty-two, entitled "An Act to provide for the education of children at the public expense within the city and incorporated boroughs of the county of Lancaster," and the supplements thereto, including the third section of the act, entitled "An Act relative to Lafayette college and to public education in the city of Lancaster," passed on the fifteenth day of April, Anno Domini, one thousand eight hundred and thirty five, so far as said rights and powers are consistent with the common school system: *Provided,* That all the **Proviso.** directors in office at the time of the passage hereof, shall continue to serve whether elected or appointed, as the board of directors of said city, till the first Tuesday in May next, and shall then be re-eligible to the office of director, any thing in this act to the contrary notwithstanding.

SECTION 6. In case of vacancy by death, resignation, removal from the city, absence from four regular meetings in succession, without **Vacancies, how** explanation satisfactory to the board, or otherwise, a suitable citizen **filled.** qualified as aforesaid shall be elected by the board to serve for the unexpired term of the director, whose place is thus supplied: *Provided* **Proviso.** *however,* That this section shall not apply to the ex-officio members aforesaid.

SECTION 7. It shall be the duty of the board to establish a sufficient number of schools in convenient parts of the city, for the education of **Board to estab-** all the youth thereof, between the ages of six and twenty-one years, **lish schools.** which shall be kept open for instruction the whole year, except the **Age of scholars** necessary vacations; to admit pupils into such of said schools as they **for admission.** shall be qualified to enter, upon such days, weekly, monthly, semi- **Schools, how** annually or annually, as they shall determine by resolution, and to fur- **long kept open.** nish books and stationery to pupils whose parents shall be found on due investigation to be unable to provide the same.

SECTION 8. It shall also be the duty of the board, to establish and keep open during at least six months in each school year after the pre- **Night schools.** sent, a sufficient number of night schools, for the instruction in the useful branches of an English education, of all persons in the city over the age of fourteen years, who desire to attend the same, and whose avocations are such as necessarily to prevent them from attending the day schools; but no pupils shall be admitted into the night schools with-

out a vote of the board, or of such committee as the board shall appoint for that purpose, upon satisfactory evidence of inability to attend the day schools of the city.

Teachers to be  
examined by  
committee.

SECTION 9. All applicants for the station of teacher in any of the common schools of the city, shall be examined by such committee as the board may appoint for that purpose, in the presence of all the members who shall think proper to attend, and certificates signed by the committee shall be given to the candidates found qualified, setting forth the branches and grade of school they are capable of teaching, without which no person shall be appointed to teach a common school within said city; but such certificates shall only be renewed when the holders thereof apply, and on examination in the manner aforesaid, are found qualified for schools of a higher grade.

Board to levy  
tax, &c.

SECTION 10. At the regular meeting in May, annually, or as soon thereafter as practicable, the board shall authorize to be levied upon said city, such an amount of tax as shall be necessary to keep the schools in operation as aforesaid, and to defray all the common school expenses of the district, which tax shall not exceed forty cents on each hundred dollars of the valuation of said city, except in the case of offices and posts of profit, professions, trades and occupations, and of single free-men above the age of twenty-one years, who do not follow any occupation, in which cases it shall not exceed the amount assessed on the same for county purposes, but shall in no case be less than fifty cents; and said tax shall be levied, apportioned and assessed upon the same persons, property and things, and the duplicate thereof made out in the same manner as are prescribed in the general common school laws now in force, and shall from the date of the warrant for the collection thereof, constitute and continue to be a lien upon the real estate of the respective tax-payers named in the duplicate, in the same manner in which city tax is now a lien.

Warrant for the  
collection of  
taxes.

SECTION 11. When the tax is so levied, apportioned and assessed, and the duplicate made out by the secretary, the president shall issue his warrant with the duplicate to the collector of the board, after he shall have given bond as hereinbefore directed, and the collector shall then have like powers to enforce the payment thereof as collectors of county rates now have, and shall pay the amount over to the treasurer from time to time, as the same shall be collected, and settle up his duplicate on or before the day fixed therefor in the warrant; but no collector shall be re-appointed unless he shall have paid over the whole amount of his former duplicate, exclusive of exonerations and commissions.

Board authorized  
to borrow money,  
&c.

SECTION 12. The board shall have power to borrow, for the purchase of ground and the erection of school houses, whenever the same shall be necessary, any sum or sums of money, not exceeding, at any one time, ten thousand dollars, and to pledge by mortgage, any part or all of their real estate for the security and re-payment thereof; and also, annually to effect a temporary loan, on bond or note, of any sum that may be required for the current expenses of the district, not more than one thousand dollars, for any period not exceeding twelve months, and to pay the principal and interest of said loans out of the general funds of the district; and such mortgages and bonds notes first being duly authorized by resolution of the board, shall be signed by the president, sealed with the seal of the board, and attested by the secretary, and shall thereupon become valid and binding to all intents and purposes.

Repeal.

SECTION 13. All acts and parts of acts, joint resolutions and parts of joint resolutions, altered or supplied by, or inconsistent with this act, are hereby repealed, so far as the same relate to the city of Lancaster; and

this act shall continue to be the common school law of said city until expressly altered or repealed, and shall neither be altered, affected, modified nor repealed, by implication nor by general words, in any general common school law that may hereafter be enacted, unless expressly named therein.

J. S. M'CALMONT,  
*Speaker of the House of Representatives.*

V. BEST,  
*Speaker of the Senate.*

APPROVED—The twenty-second day of January, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 18.

A N A C T

To authorize the commissioners of roads and highways for the township of Pleasant, Warren county, to levy additional road tax.

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 commissioners of roads and highways for the township of Pleasant, in the county of Warren, shall have power to lay and collect a tax for road purposes in said township, to any amount which they shall deem necessary, not exceeding in any one year, two per cent. on the valuation of property subject to road tax in said township.*

J. S. M'CALMONT,  
*Speaker of the House of Representatives.*

V. BEST,  
*Speaker of the Senate.*

APPROVED—The twenty-second day of January, one thousand eight hundred and fifty.

WM. F. JOHNSTON.