

LAWS OF PENNSYLVANIA,

the boundary lines of President township, and file a draft of the same in the prothonotary's office in Venango county; and the expenses of the same shall be paid by the township of President.

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

V. BEST,
Speaker of the Senate.

APPROVED—The third day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 265.

AN ACT

For the sale of certain school houses in Lebanon and Lancaster counties; to authorize the school directors of Bethel township, in Lebanon county, to borrow money; Thomas H. Leinbauch and Gottlieb Kintzell to sell real estate; and the commissioners of Philadelphia county to borrow money; relative to the Bank of Germantown; and to authorize Leah Gillespie to sell certain real estate; to elect an additional school comptroller in the ninth section of the first school district of Pennsylvania; relative to certain school districts in Perry and Cambria counties; to the borough election in Montourville, Lycoming county; and to a certain road or street in Meadville, Crawford county.

Preamble.

WHEREAS, On the thirteenth day of July, Anno Domini, one thousand seven hundred and sixty-nine, Philip Boyer, Christian Blough, John Ulrey Huber and Dewalt Light made a declaration in trust under their hands and seals, that they held a certain lot or piece of land situate in the township of Lebanon, county of Lancaster, (now township of North Annville, county of Lebanon,) then bounded by lands of John Ulrey Huber and Michael Fernsler, and containing one acre and two perches, to and for the only use and benefit of a school:

And whereas, A number of the inhabitants of the neighborhood associated themselves together, in pursuance of the trust, and erected a school house thereon:

And whereas, Jacob Light and Henry Fry are at present the trustees elected in pursuance of the articles of association aforesaid:

And whereas, The same has now become inconvenient; now 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 Jacob Light and Henry Fry be and they are hereby authorized to sell at public or private sale, the lot of land aforesaid, and the building thereon, and to convey the same to the purchaser thereof in fee simple, and to apply the proceeds of such sale first to the payment of any debts contracted heretofore by the present or former trustees, in the performance of the trust, next to the expenses attending such sale, and lastly to

Jacob Light and Henry Fry authorized to sell certain real estate.

apply the remainder to the keeping a school in said building until the same are exhausted; the possession of the said building not to be delivered to said purchaser until such proceeds are so exhausted.

SECTION 2. That Joseph Longenecker, J. Michael Killinger and William Early, junior, trustees of the Palmyra school house, in the township of Londonderry, county of Lebanon, be and they are hereby authorized and directed to sell the said school house at public sale, for the best price that can be gotten for the same, and to divide the proceeds thereof equally between the two sub-districts of said town, for school purposes; and to convey the lot of ground on which the said school house now stands, containing about eight and a half perches, to the directors of common schools of said township, for the use of the school on the adjoining lot, and to their successors and assigns forever, for the establishment and support of common schools in said district.

SECTION 3. That Tobias Kreider, of North Lebanon township, in the county of Lebanon, be and he is hereby authorized and directed to sell at public sale, for the best price that can be gotten for the same, a certain school house and lot of ground situate in North Annville township, Lebanon county, containing about half an acre, adjoining lands of John Keller and Samuel Light, and the public road leading from Lebanon to John Harper's tavern; and to convey the same by deed to the purchaser, so as to vest the same in him in fee simple, and to divide the proceeds of said sale among the original contributors to the building and purchase of the said school house and lot, in proportion to their said contributions.

SECTION 4. That the board of school directors of Bethel township, in the county of Lebanon, be and are hereby authorized and empowered to borrow any sum or sums of money, not exceeding in the whole more than eight hundred dollars, which they may deem necessary, at any rate of interest not exceeding six per cent. per annum, for the payment of the debts of said school district, and for the improvement of the school houses and grounds attached to the same, of the said school district; and it shall and may be lawful for the board of directors of said school district to secure the money so borrowed, by bond of said directors and mortgage upon the real estate of said school district, or otherwise, as said directors may direct.

SECTION 5. That the said board of school directors and their successors in office, are hereby authorized and empowered to lay an increased taxation every year, as long as it may be necessary, over and above the limit of taxation for school purposes fixed by the present or any subsequent law, so as to raise the sum of two hundred dollars, to be specially pledged for the payment of the interest on said loan, and to provide a sinking fund for its eventual liquidation.

SECTION 6. That Thomas H. Leinbach and Gotlieb Kintzel, executors of the last will and testament of Peter Feosig, late of Jackson township, in Lebanon county, deceased, are hereby authorized and empowered to sell at public sale, a certain tract of land, containing about three acres, situate in Marion township, Berks county, adjoining lands of John Wagner and others; the proceeds to remain in the hands of said executors during the life time of Elizabeth Feosig, widow of said testator; the interest thereof to be paid unto said Elizabeth annually, and after her death, immediately, the said proceeds to be paid unto the heirs of said deceased, according to the direction of said will: *Provided*, That before said sale shall be considered valid, the said executors shall enter in bond to be approved by the orphans' court of Lebanon county, in double the amount of said sale, conditioned for the faithful performance of their trust and application of said proceeds.

Trustees of the Palmyra school house, Londonderry township, Lebanon county, authorized to sell certain school house.

Tobias Kreider authorized to sell certain school house, &c.

School directors of Butler township, Lebanon county, authorized to borrow money.

Lay additional taxes.

Executors of Peter Feosig, authorized to sell certain real estate.

SECTION 7. That Evan Green, John Cooper, Abram Bruner, doctor James S. Clarkson, Joseph Cottrell, senior, Jonathan Pusey, John Barber, and Joseph Cottrell, junior, trustees of the Columbia school, in the borough of Columbia, authorized to sell certain real estate on Third street in said borough, consisting of a lot of ground with a two story brick school house thereon erected, and to make a deed in fee simple for the same to the proper authorities thereof.

SECTION 8. That the commissioners of Philadelphia county be and they are hereby authorized to borrow, on the credit of the said county, a sum not exceeding forty thousand dollars, redeemable in twenty five years from the date of the certificates of such loan, at an interest not exceeding six per centum per annum, to be applied to redeem the loan of the said county, authorized by a resolution of the general assembly of this state, passed the twenty-sixth day of April, A. D. one thousand eight hundred and forty-four.

SECTION 9. That the act, entitled "An Act to extend the charter of the Bank of Germantown," approved the eleventh day of April, one thousand eight hundred and forty-nine, shall be so construed as to require said bank to pay into the treasury of this commonwealth, within three months from and after the expiration of its present charter, two per centum on the amount of its capital actually paid in, and should hereafter a further amount of capital be paid in, said bank shall be required to pay into the state treasury, within three months thereafter, two per centum upon such amount.

Preamble. WHEREAS, Jonathan D. Gillespie, deceased, of New Milford, in the county of Susquehanna, did, by his last will and testament, dated the eleventh day of June, Anno Domini, one thousand eight hundred and forty, devise the real estate of which he died seized, as well as his personal and mixed estate, to Leah Gillespie, his wife, for the support of herself and the children of the said Jonathan D. Gillespie, till the youngest child should become of lawful age, when the residue of said estate, after the payment of the debts and the necessary expenses of bringing up the minor children, was to be divided among the heirs of said Jonathan D. Gillespie :

And whereas, One portion of the real estate so left by him, and also the personal property, has been sold and exhausted in the payment of the debts of the estate and in bringing up the family :

And whereas, Four of the eight children of the said John D. Gillespie are yet minors, the youngest of which is not yet eleven years of age :

And whereas, All that is left of the estate of the said Jonathan D. Gillespie, deceased, consists of a farm or lot of land, situate in said New Milford township, containing one hundred acres of land, and bounded on the north by lands of the late S. Meylert, deceased ; on the east by the same ; on the south by the Newburg turnpike road, and on the west by lands of Sidney Walker, John Dunlap and James W. Belknap :

And whereas, Said land is so unproductive, and so going to decay, that the said Leah Gillespie and her minor children cannot be supported from it, and that it would be greatly to the benefit and advantage of all the heirs having an interest therein that it should be sold ; therefore,

SECTION 10. That the said Leah Gillespie, testamentary guardian of said minor children, shall have authority to sell, at either public or private sale, said piece of land, and to convey the same in fee simple to the purchaser or purchasers thereof, upon such terms as shall be most

Trustees of the Columbia school, in the borough of Columbia, authorized to sell certain real estate.

Commissioners of Philadelphia county authorized to borrow money.

Bank of Germantown, relative to.

Leah Gillespie, testamentary guardian of the minor children of

advantageous to said heirs, in as full a manner as if said land had been J. D. Gillespie, devised to her in fee simple: *Provided*, That before this section shall become operative the said Leah Gillespie shall give security, to be approved by the orphans' court of Susquehanna county, for the faithful application of the proceeds of the sale authorized by this act, and that the said court shall have approved of said sale.

SECTION 11. That hereafter the directors of the public schools of the ninth section of the first school district of the state of Pennsylvania, shall elect two comptrollers instead of one; and so much of thirty-eighth section of the act relative to the election of borough and township officers, and for other purposes, passed the seventh day of March, one thousand eight hundred and forty, as inconsistent herewith, be and the same is hereby repealed.

Election of two comptrollers in the ninth section of first school district of Pennsylvania, authorized.

SECTION 12. That the township of Tyrone, in the county of Perry, shall be and the same is hereby erected into a school district, separate and distinct from the borough of Landisburg, within its boundaries, and shall elect school directors, and in all other things shall be governed by the general laws of this commonwealth relating to townships and school districts.

Tyrone township, Perry county, declared a separate school district.

SECTION 13. That the school district erected out of parts of the townships of Allegheny and Clearfield, in the county of Cambria, the third section of the act relative to certain school districts, passed the ninth day of April, eighteen hundred and forty-nine, shall be called Ashland district; and the qualified voters thereof shall hold their first election for school directors at the office at Ashland furnace, in said district, on the third Friday in May next, and on the same day in each and every year thereafter, at the school house that may be erected in said district nearest to said furnace.

Ashland school district, Cambria county, place of holding election of school directors in.

SECTION 14. That the first election for the borough of Montoursville, in the county of Lycoming, in pursuance of the act incorporating said borough, shall be held on the third Friday in April; and that Samuel C. Williams be and he is hereby appointed judge, and Samuel Paulhaus and Levi Coder are hereby appointed inspectors to hold said election.

Borough of Montoursville Lycoming county, first election, when to be held.

SECTION 15. That the proper authorities of the borough of Meadville, be and they are hereby authorized to alter the road or street leading from the public square, in said borough, north, so that the same shall continue at an angle of north eleven degrees east from North street, to where the road or street strikes the north-west corner of the public ground on which the state arsenal stands: *Provided*, That in so doing, the fence on the west side of the arsenal ground be removed to the east boundary of the road or street where it may be located.

Borough of Meadville, authorities of, authorized to alter a certain road or street, &c.

SECTION 16. That the qualified electors of the borough of Pauxsuntawney, Jefferson county, shall hold their election for borough officers, for the year one thousand eight hundred and fifty, on the first Saturday in May next, and the time for holding their borough elections shall be on the first Monday in May in each year thereafter; any part of the act of incorporation inconsistent herewith is hereby repealed.

Borough of Pauxsuntawney, Jefferson county, relative to elections in.

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

V. BEST,
Speaker of the Senate.

APPROVED—The sixth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.