

which to erect additional school houses; and they are hereby empowered to mortgage any property belonging to said school district for the amount so borrowed. ough of Harrisburg, authorized to borrow money.

SECTION 11. That Lehman street, south-west of the north-east line of the Philadelphia alms-house estate, in Blockley township, Philadelphia county, be and the same is hereby vacated. Lehman street, Philadelphia county, vacated.

SECTION 12. That from and after the passage of this act it shall be the duty of the managers for the relief and employment of the poor of the borough of Manayunk, in the county of Philadelphia, to make annually, on the first Monday of March, a statement of the receipts and expenditures of said managers; and it shall be the duty of the committee on accounts of said council of Manayunk, to audit and adjust the same. Managers of the poor of Manayunk, Philadelphia county, to make annual statement.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 309.

AN ACT

Relating to Alsace township, Berks county; to the borough of Pinegrove, Schuylkill county; relating to the collection of borough taxes in the borough of Milton, Northumberland county; to the Fire insurance company of Northampton county; fixing the place of holding the elections in Wiconisco township, Dauphin; erecting the borough of Prospect, Butler county, into a separate school district; authorizing George Ritter and Rees Evans to sell certain real estate; and changing the place of holding the elections in Brady's Bend township, in Armstrong county.

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 following described part of Alsace township, in the county of Berks, shall be and is hereby separated from the said township of Alsace, and annexed to the township of Cumru, in said county, to wit: beginning at the river Schuylkill, where the line dividing the city of Reading and Alsace township strikes the said river, on lands of Isaac Eckert and company, called the Henry Clay furnace property; thence along said line dividing the said city of Reading and Alsace township, by a course north sixty-nine degrees east one hundred and fifty-six perches to a stone heap, a corner of the said city of Reading and Alsace township, and being also a corner of lands late of Riah Gilson and Peter Strohecker, on the brow of the Never Sink mountain; thence through lands of the said Peter Strohecker, Michael Hawk and company, Wil-

Part of Alsace township, Berks county, attached to Cumru township.

liam High and the Philadelphia and Reading railroad company, south twenty-eight degrees east two hundred and twenty-three perches to the river Schuylkill; thence up said river to the place of beginning.

Relative to school tax in said township.

SECTION 2. That all school tax which may be and is now due and unpaid by the inhabitants of that part of Alsace township, which by the provisions of this act is separated from the said township of Alsace, and annexed to the township of Cumru, shall be paid by them to the collector of school tax for the township of Cumru.

Borough of Pinegrove, additional powers granted to.

SECTION 3. That the burgess and town council of the borough of Pinegrove, in the county of Schuylkill, are hereby authorized and empowered to make and pass all ordinances which they may judge useful and necessary to require the owners or occupiers of the several lots or pieces of ground in the said borough, which are bounded upon or adjoining any of the streets in the said borough, to curb with suitable stone; and also to shape, form and lay or pave with brick, flat stone or plank, the respective side-walks opposite to their respective lots or pieces of ground, which the said council may at any time judge necessary to be paved, in such manner and at such times and under such penalties as shall be directed by said ordinances.

Side-walks, relative to.

SECTION 4. That whenever the town council of the said borough of Pinegrove, shall by their ordinances require that the side-walks of any of the streets in said borough shall be curbed or paved as aforesaid by the owner or owners, occupier or occupiers, of any of the said lots or pieces of ground adjoining, fronting or bordering on any of the streets required to be paved and curbed; and whenever in consequence of the default of such owner or owners, occupier or occupiers, the expenses of such curbing and paving shall have been or shall be incurred by the said borough of Pinegrove, in all cases such lots of ground shall be held liable and subject to the payment to the said borough incurred or borne, together with the penalties and costs by law provided; and that it shall be lawful for the said town council of the borough of Pinegrove, to file their lien for the same in the court of common pleas of Schuylkill county; and the lien hereby erected shall have priority to any mortgage, judgment, recognizance or liability which the said real estate may become liable to after the passage of this act; and the amount secured by the same shall be recovered by scire facias as debts are now recoverable under the mechanics' lien law, in the corporate name of the said borough of Pinegrove: *Provided*, That such lien shall be filed within sixty days after such expenses are incurred by the said borough, and shall recite the name of the owner or owners, or reputed owner or owners or occupiers of such lots of ground.

Liens.

Proviso.

Streets, lanes and alleys declared highways.

SECTION 5. That all the streets, alleys and lanes within the said borough of Pinegrove, heretofore opened for public use by private persons, and all streets, alleys and lanes which have been laid out for the accommodation of the purchasers of lots or pieces of ground in the said borough of Pinegrove, shall be considered and deemed highways, as fully and to all intents and purposes as the highways laid out by order of the court of quarter sessions, or any other court of this state, so that the said town council by ordinance may at any time when they shall deem it necessary, have power and authority to open and improve all the streets, alleys and lanes given for public use, and laid out for the accommodation of the purchasers of the lots or pieces of ground as aforesaid.

Persons not allowed to build before making application to the regulator.

SECTION 6. That no person or persons whatsoever shall after first day of May, one thousand eight hundred and fifty, lay the foundation of any building within the limits of the said borough of Pinegrove, before they have applied to the surveyor or regulator to be appointed by the

said borough council; and the said town council are hereby authorized to appoint one discreet and capable person as such surveyor or regulator, who shall have full power to set out the foundations of any building or buildings, and regulate the fronts of the same, so as to correspond with the width and limits of the streets now laid out, or that may hereafter be opened or laid out in the said borough of Pinegrove.

SECTION 7. That the said town council of the borough of Pinegrove are hereby authorized and empowered to borrow any sum or sums of money not exceeding in the whole one thousand dollars, which they may deem necessary for the purpose of curbing and paving the side-walks, and of opening and improving the streets, lanes and alleys thereof, according to the fourth and fifth sections of this act, or for other necessary borough purposes, in the name and upon the faith, credit and responsibility of the corporation of the borough of Pinegrove aforesaid, to issue certificates of such loan or loans to the holders thereof, in sums not less than fifty dollars each, and to make such provision from time to time, out of the taxes of said borough, as may be necessary to pay the interest upon such loan or loans, and to redeem the principal at such times and in such manner as may be conformable to the terms upon which the same may be taken.

SECTION 8. From and after the passage of this act the collector of the borough taxes of the borough of Milton, in Northumberland county, shall, under the precept or tax warrant signed by the chief Burgess of the said borough, have the same power to collect the said taxes that the collectors of county rates and levies have under the act of fifteenth of April, one thousand eight hundred and thirty-four, entitled "An Act relating to county rates and levies and township rates and levies." *Provided however*, That such precept or warrant shall be valid to authorize the collection of such taxes during the period of nine months from its date, and no longer: *And provided moreover*, That in all cases where such taxes shall remain due and unpaid to such collector after his warrant has expired as aforesaid, and he has not been legally exonerated from the payment thereof, such collector or his administrators or executors, or any of them, may sue for and recover the said taxes, with interest from the date of his warrant, from all and every person and persons, bodies politic and corporate, owing the same, as other debts of like amount are now recoverable by law; and the said collector shall be accountable for said borough taxes as county collectors are accountable for county rates and levies under the aforesaid act of assembly.

SECTION 9. That from and the passage of this act, the moneys and funds of the Fire insurance company of Northampton county, arising from premiums on policies of insurance, as well as all bonds, notes, mortgages, or other securities taken by the said company for premiums of insurance, or for moneys received for such premiums, and loaned out or invested, shall be exempted from taxation for county, borough or school purposes.

SECTION 10. That hereafter the qualified electors of the township of Wiconisco, in the county of Dauphin, shall hold their elections at school house, number three, in said township.

SECTION 11. That the borough of Prospect, in the township of Franklin, and county of Butler, be and the same is hereby erected into a separate school district, to be called "Prospect district," and as such shall have all power to elect such officers, and have all the rights and privileges granted by law to other school districts; and the elections thereof shall be held in the school house in said borough, and on the day and the manner provided for by law for holding the elections in the adjoining districts; and the qualified citizens of said district shall, at their

Town council
authorized to
borrow money.

Powers of the
collector of taxes
of the borough
of Milton,
Northumberland
county.

Certain funds of
Fire insurance
company of
Northampton
county, exempt
from taxation,
except.

Wiconisco town-
ship, Dauphin
county, place of
holding elections
in.

Borough of
Prospect erected
into a separate
school district.

first election, elect six school directors for the said district, two to serve for one year, two to serve for two years, and two to serve for three years: *Provided*, That the first election shall be held on the first Monday in June, one thousand eight hundred and fifty, to be conducted by two qualified citizens chosen by the qualified citizens then present; and the successors of said directors shall thereafter be elected in the manner provided by law for other school districts: *And provided*, That John Jones and Charles Henshaw shall have the privilege of said borough schools, as if they resided within the limits of said borough.

Guardian of the
minor children of
Abraham Ritter,
deceased, author-
ized to sell cer-
tain real estate.

SECTION 12. That George Ritter, guardian of Elizabeth Ritter, and Susanna Ritter, minor children, and two of the heirs-at-law of Abraham Ritter, late of Centre township, in the county of Berks, deceased, be and he is hereby authorized and enabled to sell and convey, in fee simple or otherwise, the estate, right, title and interest, whatever it may be, of the said minors and of each of them, of, in and to the undivided one-third part of six contiguous tracts of land, situated in Pinegrove township, Schuylkill county, bounded by lands of John Knoll, John Lucken, John Leshner, Philip Riegle and others, containing in the whole two thousand six hundred acres, more or less, with all and singular the appurtenances which said undivided one-third part was sold by Henry Raush, Esq., of Schuylkill county, to the said Abraham Ritter, in pursuance of a testatum venditioni exponas writ, issued out of the court of common pleas of Union county, and tested the twenty-fourth day of February, one thousand eight hundred and thirty-five, as late the estate of Samuel Kendall, deceased; and the deed or deeds of conveyance therefor executed, acknowledged and delivered by the said guardian to the purchaser or purchasers, his, her or their heirs or assigns, shall be deemed and taken to pass and convey all the estate, right, title and interest of the said minors and each of them, whatever it may be, of, in and to the said real estate, and to have the same force and effect as if the said minors were of full age, and the same was or were duly executed, acknowledged and delivered by them: *Provided*, That no such deed or deeds shall be made until the said guardian shall make report of the sale or sales to the orphans' court of said Berks county, and the same shall be approved of and confirmed by the said court, and the said guardian shall have given security, to be approved of by the said court for the faithful application or investment of the proceeds of sale, for the equal benefit of the said two minors.

Guardian of Ed-
ward Brooke
Evans and Sarah
Jane Evans, au-
thorized to sell
certain real es-
tate.

SECTION 13. That the guardian now or hereafter appointed of Edward Brooke Evans and Sarah Jane Evans, of Birdboro,' in Berks county, be and he is hereby authorized and enabled to sell and convey in fee simple, to Charlemagne Tower, of Orwigsburg, in Schuylkill county, all the estate, right, title and interest, whatever it may be, of the said minors, and of each of them, of, in and to all that certain tract or body of land, situate, lying and being in the county of Schuylkill, formerly Berks, in the state of Pennsylvania, which was sold by John Christ, esquire, high sheriff of the county of Berks aforesaid, to John Lewis Barde, under and by virtue of an alias venditioni exponas writ, issued out of the court of common pleas of said Berks county, at the suit of said John Lewis Barde and others, against James Wilson, esquire, tested on the twelfth day of November, in the year of our Lord, one thousand seven hundred and ninety-six, and returnable, number thirty-one, January second, one thousand seven hundred and ninety-seven, and which in a certain deed from said John Christ, high sheriff as aforesaid, to said John Lewis Barde, dated, as is believed, on the first day of February, in the year of our Lord, one thousand seven

hundred and ninety-seven, and acknowledged on that day, or in the entry of the acknowledgment thereof, to be seen in the prothonotary's office of said Berks county, in sheriff's deed book, number two, page sixty-two, is described as follows, to wit: as "a certain tract of woodland, situate in the township of Pinegrove, in the county aforesaid, (county of Berks meaning,) containing two thousand four hundred acres, more or less, adjoining lands of John Snell and company, William Witman, John Kapp, Jacob Stone, George Felty, George Stone, John Nicholson, Esq., Robert Martin, Esq., Daniel Williams, John Lesher and others, late the estate of James Wilson, esquire, seized and taken in execution at the suit of John Lewis Barde and others, and is embraced and contained, or was intended to be embraced and contained within the said description, be the same more or less, with all and singular the appurtenances; and the deed or deeds of conveyance therefor executed, acknowledged and delivered by the said guardian to the said Charlemagne Tower, his heirs and assigns, shall be deemed and taken to pass and convey all the estate, right, title and interest of the said minors, and of each of them of, in and to the same, and to have the same force and effect as if the said minors were of full age, and the same was or were duly executed, acknowledged and delivered by them: *Provided*, 'That before making any such conveyance, the sale or sales hereby authorized shall have been reported to and approved by the orphans' court of Berks county: *And provided also*, 'That before making any such conveyance, the said guardian shall give bond to the commonwealth in such sum and with such sufficient surety as shall be directed and approved by the said orphans' court, conditioned that he will faithfully apply the moneys arising from such sale or sales, to and for the equal benefit of the said two minor children.

SECTION 14. That the qualified electors of Brady's Bend township, Armstrong county, shall hereafter hold their general and township elections at the public school house, in school district, number four, in said township, near the public house now kept by James Morrison.

Brady's Bend township, Armstrong county, place of holding elections in.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 310.

AN ACT

To incorporate the Erie cemetery, in the county of Erie.

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*