

By-laws. SECTION 8. The corporation shall have power and authority to make by-laws conformable to this charter, and not in violation of the laws of the United States and of this commonwealth.

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

V. BEST,
Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 380.

A SUPPLEMENT

To an act, entitled "An Act to erect the village of Oxford, in the county of Chester, into a borough," passed April eighth, Anno Domini, one thousand eight hundred and thirty-three; and relative to roads in the township of Birmingham, in Chester county; to Wager and Marsh streets, in Kensington, Philadelphia county; and relative to the borough of Hookstown, in Beaver county; and to the Robeson school house, in Manayunk, Philadelphia 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

Annual election. from and after the passage of this act, it shall and may be lawful for all persons residing in the borough of Oxford, entitled to vote for members of the legislature, who shall have resided in said borough six months next preceding to such election, to meet at the Oxford Borough hotel, in said borough, (or such other place as may be hereafter appointed,) on the third Friday in March, and thereafter on the same day annually, and then and there elect by ballot, between the hours of one and six o'clock of the same day, one reputable citizen residing therein, who shall be styled "The burgess of said borough," and six reputable citizens residing therein, who shall be a town council; and shall also elect as aforesaid, one reputable citizen as high constable, also two citizens of said borough, and return the names of the persons so elected to the next court of quarter sessions of said county, one of whom shall be appointed constable of said borough; also at the first election, three

Burgess and town council.

Constable.

School directors. school directors, one to serve one year, one for two years, and one for three years, and thereafter one school director annually; and the said citizens shall also at the same time and place, elect a judge and inspectors of election, and assessors, agreeably to the laws of this commonwealth, and annually thereafter; the said elections shall be conducted in the same manner as is provided for the election of township officers of this commonwealth, except that the certificates of the election of burgess and all other borough officers and school directors, shall be filed

among the records of the corporation: *Provided*, That at the first election Robert Murlagh act as judge, and doctor E. V. Dickey and William J. Turner act as inspectors, and in conducting said election they shall be governed by the election laws of this commonwealth.

SECTION 2. That it shall be the duty of the burgess and town council, five of whom shall constitute a quorum, to meet on the first Monday after their election in each year, at such place as a majority of them shall agree upon, and from time to time, as occasion may require, at which meetings the burgess shall preside, or in his absence or inability, a member pro tem.

Meetings of burgess and town council.

SECTION 3. That the school directors elected under this act shall perform the same duties, and possess the like powers in all respects as school directors elected agreeably to the general laws of this commonwealth.

School directors, duties of.

SECTION 4. That the high constable of said borough shall have the power and authority vested by the laws of this commonwealth in the constables of the different townships in said county; and the constable elected and appointed as aforesaid, shall have full power and authority to execute any process directed to the high constable of said borough, and is hereby authorized and enjoined to do and perform all duties required to be done by said high constable: *Provided*, Said constable be subject to the same regulations and penalties as are provided and contained in the laws now existing, or that may hereafter exist, concerning constables in this commonwealth.

High constable, powers of.

SECTION 5. That it shall be lawful for the said town council to assess and collect a tax on single freemen and inmates residents in said borough, to be rated according to the provisions of the act to raise and collect county rates and levies, and on all property, offices, professions, trades and occupations made taxable by the laws of this commonwealth for county rates and levies; and all the taxes, rates and levies assessed, rated and levied therein, shall be recovered in the same manner as the county rates and levies in the county of Chester are by law recoverable.

Taxes.

SECTION 6. That the town council provide by sufficient ordinances and penalties, that no horses, geese, sheep or swine shall be suffered to run at large in said borough; and also shall make such regulations with respect to dogs as they may think necessary.

Ordinances.

SECTION 7. That the assessor and assistant assessors of the county taxes for the said borough, elected agreeably to the laws of this commonwealth, shall have, use and exercise all and every the powers, rights and privileges, and perform all and every the same duties, and be subject to all and every the same fines, penalties and forfeitures within the said borough respectively, which are or hereafter shall lawfully be used, had, exercised, or which are or shall be suffered by or imposed upon like officers of the several townships of this commonwealth.

Powers of assessors.

SECTION 8. That the burgess for the time being shall take cognizance, and have all the power, jurisdiction and authority of justices of the peace within said borough, for the suppression of riots, tumults and disorderly meetings, for the punishment of vagrants and disorderly persons, as well as in all criminal cases, and in all cases of violations of the provisions of this act, or the act to which this is a supplement, or of the supplements which may hereafter be appended to the same, or of the ordinances of said borough, and shall be entitled to the same fees for like services as justices of the peace are by law entitled to receive; and all attestations made by the burgess with the seal of the corporation, shall be good evidence of the act or thing certified; and for the affixing of the seal to any instrument other than for borough purposes, he shall receive fifty cents, and his warrant, capias or summons

Jurisdiction of burgess.

directed to the constable or constables may be delivered to execute the same, at any place within the county of Chester, to the end that there may not be a failure of justice by reason of any person who may be charged with having committed an offence against the provisions of this act, or the act to which this is a supplement, or any ordinance of said borough, and having escaped beyond the limits of said borough.

Place of holding elections.

SECTION 9. That the electors of said borough shall hold their general and borough elections at the Oxford Borough hotel, in said borough, and form a part of the fifth election district now composed of the townships of East Nottingham and Lower Oxford, and the judge and inspectors of said borough shall be regulated in all respects by the election laws of this commonwealth, and receive the same fees as judges and inspectors of township elections: *Provided*, That the justice of the peace in said borough shall hold his commission for the time for which he was elected and a successor to be elected.

Collector to be appointed by the county commissioners.

SECTION 10. That the collector shall be appointed by the county commissioners for collecting the county rates and levies; and such collector shall collect all borough taxes on the warrant of the burgess, and shall be entitled to the same compensation as is allowed to township collectors, and be subject to the same penalties for neglect or refusal.

Nuisances, for preventing of.

SECTION 11. No person or persons whatever shall be permitted or allowed to erect, create or continue any nuisance or nuisances injurious to the health or comfort of the inhabitants of said borough, on any lot or within any building, or in any street or alley within the limits of the same, under the penalty of any sum not exceeding twenty dollars for every such offence, to be sued for and collected for the use of said borough, before the burgess or any justice of the peace residing therein: *Provided nevertheless*, That if any person shall consider himself aggrieved by the judgment of such burgess or justice of the peace, he may appeal to the next court of quarter sessions to be held for the proper county, upon complying with the laws of this commonwealth in such case made and provided; and so much of the act to which this is a supplement, as is hereby altered or supplied, be and the same is hereby repealed.

Proviso.

SECTION 12. That the provisions of the sixth section of an act, entitled "An Act relating to certain streets and roads in Philadelphia, Montgomery, Lancaster and Chester counties," approved the sixth day of March, one thousand eight hundred and forty-eight, be and the same are hereby extended to the township of Birmingham, in the county of Chester.

Certain act relative to streets and roads extended to Birmingham township, Chester county.

Wager street, Philadelphia, vacated.

SECTION 13. That Wager street, between Second and Fourth streets, in the district of Kensington, county of Philadelphia, is hereby vacated; and the title to the soil to the middle of said street, is hereby vested, in fee simple, in the owners of ground fronting thereon.

Commissioners of Kensington district authorized to grade, curb and pave Marsh street.

SECTION 14. That the commissioners of the Kensington district of the Northern Liberties, in the county of Philadelphia, shall have power and authority to grade, curb and pave Marsh street, from the Cohock-sink creek to Beach street; and shall assess the cost and collect the same as the costs of paving are now assessed and collected in said district.

Town council of Hookstown, Beaver county, to have the sole power to levy and collect road tax.

SECTION 15. That from and after the passage of this act, the town council of the borough of Hookstown, in the county of Beaver, shall have the sole and exclusive right to levy and collect road tax upon the real and personal property subject to taxation within said borough; and the right to regulate and improve the streets, lanes and alleys of said borough is hereby absolutely vested in the town council of the borough aforesaid.

SECTION 16. That Jonathan Robeson, Samuel Wagner, James C. Kempton and such other persons as may be the trustees of the school known as "the Robeson school," in the borough of Manayunk, in the county of Philadelphia, and appointed under and by virtue of a certain deed of trust of Peter Robeson and others, dated the twelfth day of May, Anno Domini, one thousand eight hundred and twenty-five, be and the same persons, or their successors, are hereby authorized and empowered to, and as soon as convenient after the passage of this act shall convey, by good and sufficient conveyances in the law, the academy buildings and lot of ground thereto belonging, situate on the south-westerly side of the Manayunk and Flat Rock turnpike, in the borough of Manayunk, and commonly known as the Robeson school, more particularly described in the said deed of trust heretofore and now held by the said trustees, to the controllers of the public schools of the first school district of Pennsylvania, and their successors, to be held by them for the same uses and trusts as are recited in the said deed of trust.

Trustees of the Robeson school in Passyunk, authorized to sell certain real property.

SECTION 17. That from and after the passage of this act, the school directors elected for the borough of Manayunk, in the county of Philadelphia, and those who may hereafter from time to time be elected school directors for the said borough, be and the same are hereby authorized and empowered to perform all the duties heretofore performed by the trustees of the said Robeson school, in the said borough of Manayunk, under and subject nevertheless to the provisions of the act of assembly passed the thirteenth day of June, Anno Domini, one thousand eight hundred and thirty-six, entitled "An Act to consolidate and amend the several acts relative to a general system of education by common schools," and the supplements thereto.

Powers of said trustees vested in the school directors of the borough of Manayunk.

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

V. BEST,
Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 384.

AN ACT

To incorporate the Honesdale and Masthope plank road company, in Wayne and Pike counties, and for the improvement of the Delaware division of the Pennsylvania canal.

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 Earl Wheeler, Amory Prescott, William H. Dimmick, William Turner, Commissioners.