

notes, order or orders in the nature of bank notes, or be indorsers on any note or notes, in their corporate capacity, or make discounts or receive deposits after the manner of any bank or banks; or in case the said company should at any time hereafter act contrary to the provisions contained in this section, their chartered powers and privileges shall from thenceforth be null and void.

The company shall not be engaged in banking.

SECT. XV. *And be it further enacted by the authority aforesaid,* That if the said company shall not proceed to carry on the said work within the space of four years from the passing of this act, and shall not within the space of seven years from the passing thereof, complete the said bridge, or shall misuse or abuse any of their corporate powers herein before granted, it shall and may be lawful for the legislature of this commonwealth to resume all and singular the rights and privileges hereby granted to the said company.

When the privileges of the company shall be null and void.

JOHN ST. CLAIR, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twenty-sixth day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CXXIV:

An ACT to erect M'Connellsburgh in the county of Bedford, into a borough.

SECT. I. *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 town of M'Connellsburgh, in the county of Bedford, shall be, and the same is hereby erected into a borough, which shall be called the borough of M'Connellsburgh, and shall be comprised within the following bounds, to wit: beginning at the south west corner of the plot of said town adjoining lands of George Darrah, and running east with the plot of said town, along the lands of George Darrah and John Cook, to the east corner of the plot of said town, adjoining lands now in possession of Anthony Shoemaker and James Agnew, thence in a north direction with the plot of said town, along land of James Agnew, thence in a west direction with the plot of said town, along lands of James Agnew and George Hock, thence running with the variations of the plot of said town along lands of James Agnew, to the northwest corner of the plot of the said town; thence in a south direction with the plot of said town, along lands of Mary M'Connell and George Darrah to the place of beginning.

Boundary of the borough of M'Connellsburgh.

SECT. II. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for all persons having resided within the said borough six months next preceding the election, and being entitled to vote for members of the General Assembly, on the first Tuesday of May next, and on the first Tuesday of May in each and every year thereafter, to meet at the house now occupied by Mary Scott in the said borough, and then and there elect by ballot between the hours of twelve and six o'clock in the evening, one citizen residing therein, who shall be styled the burgess of the borough, and four citizens to be a town council, and shall also elect a high constable who shall reside in the bounds of said borough; but previous to the opening of any such election, the said inhabitants shall elect three citizens, one of whom shall preside as judge, one to act as inspector, and the other to perform the duty of clerk, according to the directions of the general election laws of this commonwealth, so far as relates to the receiving and counting votes, and shall be subject to the same penalties for mal-practices, as by the said election laws are imposed, and the said judge, inspector and clerk, before they enter on the exercise of their respective duties, shall take an oath or affirmation before any justice of the peace of the county of Bedford, or burgess of said borough, to perform the same with fidelity, and shall hold the said elections from time to time as occasion shall require, receive and count the ballots and declare the persons having the greatest number of votes to be duly elected; whereupon duplicate certificates thereof shall be signed by the said judge, inspector and clerk, one of which shall be transmitted to each of the persons elected, and the other filed among the records of the corporation; and in case of vacancy by death, resignation, refusal to accept, or removal from said borough of any of the said officers, the burgess, or in his absence or inability to act, the first named of the town council shall issue his precept directed to the high constable, requiring him to hold an election to fill such vacancy, he giving at least ten days previous notice by advertisements set up at four of the most public places within said borough.

SECT. III. *And be it further enacted by the authority aforesaid,* That the burgess and town council duly elected as aforesaid, and their successors forever hereafter, shall be one body politic and corporate in law, by the name of the Burgess and Town Council of the borough of M'Connellsburgh, in the county of Bedford, and shall have perpetual succession; and the said burgess and town council and their successors forever hereafter, shall be capable in law to have, acquire, receive, hold and possess lands, tenements and hereditaments to them and their successors in fee simple or otherwise; also goods, chattels and other things of what nature or kind soever, not exceeding the yearly value of three thousand dollars; and also to give, grant,

When and where elections shall be held.

For Burgesses, &c.

How the election shall be conducted.

Judges, &c. to take an oath.

Who shall make duplicate returns of election.

Burgess, &c. to be a corporate body.

Powers of.

let, sell and assign the same lands, tenements, hereditaments, rents, goods and chattels, and by the name aforesaid they shall be capable in law to sue and be sued, plead and be impleaded in any of the courts of this commonwealth or elsewhere, in all manner of actions whatsoever, and to have and use one common seal, and the same from time to time to change and alter.

SECT. IV. *And be it further enacted by the authority aforesaid,* That if any person duly qualified shall be elected a burgess or a member of the town council as aforesaid, having been notified as before directed, and shall refuse or neglect to take upon himself the execution of the office to which he shall have been elected, every person so refusing or neglecting shall forfeit and pay the sum of ten dollars, which fine and all other fines and forfeitures incurred and made payable in pursuance of this act or of the by-laws and ordinances of the burgess and town council, shall be for the use of the said corporation: *provided*, that no person shall be compelled to serve more than once in three years.

Penalty on an officer's refusing to serve.

Proviso.

SECT. V. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the burgess and town council or a majority of them to meet as often as occasion may require, and appoint a town clerk and such other officers as may be necessary for the repairing the streets, lanes and alleys, and for removing the nuisances and obstructions therefrom, for regulating partition walls and fences, to enact such by-laws and make such rules, ordinances and regulations, assess, apportion and appropriate such taxes as shall be thought by a majority of the burgess and town council best calculated to promote the foregoing purposes, and to do every matter and thing incident to and for the good of the said borough for the preservation of peace and good government within the same, which by-laws, rules, ordinances and regulations shall not be repugnant to the constitution and laws of the United States or of this state; but no person shall be punishable for any breach of the by-laws, rules, ordinances and regulations unless after the passing of any ordinance the same be set up at four of the most public places within said borough; and no by-law or ordinance shall have any effect sooner than three weeks after such publication: *provided*, that no tax shall be laid in any one year on the valuation of taxable property exceeding one cent in the dollar, unless some object of general utility should be thought necessary; in such case a majority of the taxable inhabitants of said borough by writing under their hands shall certify the same to the burgess and town council, who shall proceed to assess the same as before directed.

Town clerk. &c. to be appointed.

Powers of the corporation, as respects the regulations of the borough.

Proviso.

SECT. VI. *And be it further enacted by the authority aforesaid,* That the burgess elected agreeable to the directions of this act.

Constable to collect taxes.

is hereby authorized and empowered to issue his precept to the high constable commanding him to collect all taxes assessed from time to time as aforesaid, and all fines and forfeitures that may become due by this act or by the ordinances or regulations of the corporation, and the same to pay over to the treasurer to be appointed by the town council, and to carry into effect whatsoever is enjoined on him for the well ordering and good government of the said borough; all debts, taxes and forfeitures to be recoverable in the same way the laws of this commonwealth direct: *provided*, that it shall and may be lawful to and for the justices of the peace of the said borough, and all and every the justice or justices of the peace aforesaid residing or being in the said borough to do and execute every act or acts pertaining to their office agreeably to the powers conferred on them by the constitution and laws of this commonwealth.

Proviso.

By-laws to be recorded.

SECT. VII. *And be it further enacted by the authority aforesaid*, That the burgess shall be and he is hereby required to cause the by-laws, rules, ordinances and regulations made as aforesaid, to be recorded in a book to be kept for that purpose, and he shall carry the same into full execution without delay after the publication thereof, as directed by the sixth section of this act, and it shall be the duty of the town clerk to attend all meetings of the town council when assembled on business of the corporation, and perform the duties of clerk thereto, and keep and preserve the common seal, records, papers, books and other documents relating to said corporation, under the penalty of being answerable to any person concerned, for all damages, and of removal from office by the burgess on complaint of a majority of the council; and the high constable shall perform all the duties on him enjoined by this act, and the by-laws and ordinances of the town council under like penalties and manner of removal: *provided*, that if any person shall think himself or herself aggrieved by any thing done in pursuance of this act, he or she may appeal to the next court of quarter sessions, to be holden for the county of Bedford, giving surety according to law, to prosecute his or her appeal with effect; which court shall take such order therein as shall be just and reasonable, which order or judgment shall be conclusive to all parties.

Duty of the town clerk.

Proviso.

Burgess to take an oath of office.

SECT. VIII. *And be it further enacted by the authority aforesaid*, That the burgess shall take and subscribe an oath or affirmation before one of the associate judges or justices of the peace for the county of Bedford, to support the constitution of the United States and of this state, and an oath or affirmation well and truly to execute the office of burgess of the borough of M'Connellsburg; and when so qualified he shall administer the same oaths or affirmations, to the council and high constable and

And administer an oath to each council man, &c.

town clerk, before they shall enter on the duties of their respective offices.

JOHN ST. CLAIR, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twenty-sixth day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CXXV.

An ACT to incorporate the York Haven Company.

WHEREAS it is represented to the Legislature by the petition of the York Haven Company, that they have formed an association or limited copartnership for the purposes of improving the Conewago Canal in York county, and of establishing mills and other water works, of laying out roads to and along the said canal, of erecting houses, stores and other buildings adjacent thereto as places for the deposit and sale of grain, lumber and other articles brought down the river Susquehanna, of laying out, selling and disposing of building lots to persons desirous of improving, and that for the purposes they have purchased a tract of land containing two hundred and twenty-eight acres, and eighty one perches, or thereabouts, adjoining the said canal, and situate on York side of said river. And the said company have prayed that they may be incorporated in order to enable them the more effectually to accomplish the object of their association; Therefore,

SECT. I. *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 present members of the York Haven Company, that is to say: Thomas Willing Francis, William Cole, William Wilson, James Wilson, Thomas Wilson, William Gwynn (of John) Joseph Townsend, Herman Henry Hackeman, Justus Hoppe, Isaac Burneston, Robert Barry, Edward Ireland, John Heathcote, William M'Mechen, Frederick Waeshe, James Labes, James Nelson, John Davis and Joshua Stevenson, their successors and assigns, shall be, and they are hereby made and constituted a body politic and corporate, by the name, style and title of the York Haven Company; and by the same name, style and title, shall have continual succession, and shall be capable in law to sue and be sued, to plead and be impleaded, and to make, have and use a common seal, and the same at their pleasure to alter or renew, and to purchase, hold, enjoy, dispose of and convey any lands, tenements, hereditaments, goods, chattles and all manner of estates, real, personal, or mixed:—

Members of the
York Haven com-
pany.

Incorporated.