

until such debt is discharged, or security given for the same to the satisfaction of the board of directors.

SECT. VII. *And be it further enacted by the authority aforesaid,* That stated meetings of the board of directors shall be held as often as may be necessary, but in all cases when any other than stated meetings are to be held, written or printed notices shall be left at each director's place of abode, of the time and place of holding the same; a majority of the directors shall always be necessary to form a quorum to do business, and minutes of the proceedings of the board, and the names of the members present at each meeting, and minutes of the proceedings of the stockholders at each of their meetings shall be duly recorded in a book to be kept for the purpose; at any meeting of the directors, two directors requesting it, the yeas and nays shall be taken on any question coming before them, and recorded, and in like manner the yeas and nays shall be taken and recorded on any question before the stockholders, at any of their meetings, should two of the stockholders request the same.

Mode of calling special meetings.
Proceedings to be recorded.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That when a majority of the stockholders shall make application in writing, to the president and board of directors, for a general statement of the funds and operations of the company, the board of directors shall, within thirty days, call a general meeting of the stockholders, and lay before them such statements as shall have been required: *Provided also,* That the books of the said corporation shall be submitted to the inspection of any of the stockholders at any time when required.

Directors to exhibit statement of funds &c.
Proviso.

SECT. IX. *And be it further enacted by the authority aforesaid,* That if it shall appear that the charter and privileges by this act granted, are injurious, the legislature shall have full power to modify, revoke or annul it, and them or any of them whenever they may think proper so to do.

REES HILL, *Speaker*
of the House of Representatives.

JOHN TOD, *Speaker of the Senate.*

APPROVED—the twenty-ninth day of January, one thousand eight hundred and sixteen.

SIMON SNYDER:

CHAPTER XVIII.

An ACT to incorporate the town of Waynesburg in the county of Greene.

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 Waynesburg in the county of Greene, be, and the same is hereby erected into a borough which shall be called

Borough
limits.

“The Borough of Waynesburg;” bounded and limited as follows: Beginning at a post, thence by land of Isaac Slater east two hundred and eighteen perches to a post in the line of James Hook, junior, thence with the same south twelve and an half degrees east one hundred and twenty-eight perches to a post, thence west one hundred and eighty-eight perches to a thorn bush on the bank of the creek, thence up the same north forty-three and an half degrees west seventeen perches and five-tenths to a white walnut, thence north seven and an half degrees west forty-five perches and five-tenths to a white oak, north forty-one and an half degrees west forty-seven perches and two-tenths to a white oak, north fifteen degrees west thirty-two perches to the place of beginning.

Qualifica-
tions of elect-
ors.

SECT. II. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for all persons entitled to vote for members of the legislature, who have resided in the said borough six months previously to such election, to meet at some convenient place in said borough, on the second Tuesday in April in every year, and then and there elect, by ballot, between the hours of twelve and six o'clock of the same day, one citizen residing therein who shall be styled “the Burgess of Waynesburg;” and seven citizens residing therein who shall

What officers
to be elected.

be a town council, and shall also elect as aforesaid one citizen high constable; but previously to such election, the electors present shall elect two citizens as judges, one as inspector, and two as clerks of the said election, which shall be regulated and conducted according to the general election law of this commonwealth, so far as relates to receiving and counting votes, and who shall be subject to the same penalties for malpractices, as by the said law is imposed; and the said judges, inspectors and clerks, before they enter upon the duties of their offices, shall each take an oath or affirmation before any justice of the peace of said county, to perform the same with fidelity, and after the said election shall be closed, shall declare the person having the greatest number of votes to be duly elected, and in case any two or more candidates shall have an equal number of votes, the preference shall be determined by lot, to be drawn by the judges and inspector, whereupon duplicate returns thereof shall be signed by the said judges, 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 the death, resignation, removal, refusal to accept, or neglect or refusal to act after acceptance of any of the said offices, the burgess, or in case of his death, absence or inability to act, or when he neglects or refuses to act, the first named of the town council shall issue his precept, directed to the high constable, or when there is no high constable, or where he refuses or neglects to act, then any of the members of the town council, shall advertise and hold an election in manner aforesaid, to supply such vacancy, giving at least ten days notice thereof, by advertisements set up at six of the most public places in the said borough.

Mode of con-
ducting elec-
tions.

Mode of sup-
plying vacan-
cies.

SECT. III. *And be it further enacted by the authority aforesaid,* That from and after the second Tuesday in April next, the burgess and town council duly elected as aforesaid, and their successors, shall be one body politic and corporate in law, by the name and style of "The Burgess and Town Council of Waynesburg," and shall have perpetual succession; and the said burgess and town council aforesaid, and their successors, shall be capable in law to receive, hold and possess goods and chattles, lands and tenements, rents, liberties, jurisdictions, franchises, hereditaments, to them and their successors, in fee simple or otherwise, not exceeding the yearly value of five thousand dollars, and also to give, grant, sell, let and assign the same lands, tenements, hereditaments and rents; by the name and style aforesaid they shall be capable, in law, to sue and be sued, plead and be impleaded in any of the courts of law of this commonwealth, or before any justice of the peace or alderman, in all manner of actions whatsoever; and to have and to use one common seal, and the same from time to time at their will to change and alter.

Style of corporation.

Value of real estate which they may hold.

May sue, &c.

SECT. IV. *And be it further enacted by the authority aforesaid,* That if any person duly elected as aforesaid, burgess or a member of the town council, or constable, and having received notice thereof as aforesaid, 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 town council, shall be for the use of the corporation, and be recoverable before any justice of the peace: *Provided,* That no person shall be compelled to serve more than one year in any term of four years.

Penalty on refusing to serve.

SECT. V. *And be it further enacted by the authority aforesaid,* That the burgess, and town council, and constable, before entering upon the duties of their respective offices, shall each take an oath or affirmation before any justice of the peace of said county, to support the constitution of the United States and of this state, and to perform the duties of their respective offices with fidelity, and the certificates of such oaths and affirmations shall be filed among the records of the said corporation.

Burgess, &c., to take an oath.

SECT. VI. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the town council aforesaid, to meet as often as occasion may require, and enact such by-laws, and make such rules, regulations and ordinances as shall be determined by a majority of them necessary to promote the peace, good order, benefit and advantages of the said borough, particularly of providing for the regulation of the market, streets, alleys and highways therein, and making permanent rules relative to the foundations of buildings, party walls and fences; they shall have power to assess, apportion and appropriate such taxes as shall have been determined by a majority of them necessary for carrying the said by-laws, rules and regulations into complete effect, and also to appoint, annually, a town clerk, treasurer, two persons to act as street and road commis-

May make by-laws, &c.

Assess taxes

Proviso. sioners, and a clerk of the market, and such other officers as may be deemed necessary from time to time : *Provided*, That no by-law, rule or ordinance of the said corporation shall be repugnant to the constitution or laws of the United States or of this commonwealth, and that no by-law or ordinance made as aforesaid, shall take effect until three weeks have expired after the promulgation thereof, by at least four advertisements set up in the most public places in the said borough : *And provided also*, That no tax shall be laid in any one year, on the valuation of taxable property, exceeding one half of a cent in the dollar on the valuation of taxable property, unless some object of general utility shall be thought necessary, in which case a majority of the taxable inhabitants of said borough, by writing under their hands, shall approve of and certify the same to the town council, who shall proceed to assess the same accordingly.

Proviso limiting the rates of assessment.

Burgess to issue precept to constable to collect taxes.

Of appeals.

Proviso.

Duties of town clerk.

Treasurer to give bond.

Street commissioners, &c. to render

SECT. VII. *And be it further enacted by the authority aforesaid*, That the burgess elected and qualified agreeably to this act, is hereby authorised and empowered to issue his precept, as often as occasion may require, directed to the high constable, or such other citizen of the borough as the town council may direct, commanding him to collect all taxes assessed, and fines and forfeitures imposed by this act, or by the ordinances and regulations of the corporation, and the same to pay over to the treasurer ; and the said burgess is hereby authorised to carry into effect all by-laws enacted by the council, and whatever else shall be enjoined upon him for the well-ordering and governing the said borough ; and the town council shall be a court of appeal, a majority of whom shall be a quorum, and prior to the collection of any borough tax, the collector shall inform each inhabitant of the amount of his tax, and of the time and place of the appeal : *Provided, nevertheless*, That said court of appeal shall have no other power as such than to determine the justness of the apportionment of said tax, and to remedy any grievance that may occur in imposing the same.

SECT. VIII. *And be it further enacted by the authority aforesaid*, That 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 duty of clerk thereto, and keep and preserve the common seal and records of the corporation, and be answerable for the same, and also for the faithful discharge of all the duties which may be enjoined upon him by virtue of this act, or of the acts of the corporation, and his attestation, with the seal of the corporation, shall be good evidence of the thing or act so certified.

SECT. IX. *And be it further enacted by the authority aforesaid*, That the treasurer shall give security for the faithful discharge of the duties of his office, and for the safe delivery into the hands of his successor of all monies, books and accounts appertaining thereto, upon demand being made by the burgess for that purpose.

SECT. X. *And be it further enacted by the authority aforesaid*, That the street commissioners, treasurer, constable and clerk of the market, as well as all other officers who may be ap-

pointed by the corporation or council, shall render their accounts ^{accounts an-} to the council once in every year for settlement, and the said ^{nually to the} accounts being adjusted and settled accordingly, shall be forth-^{council.} with published by the said council, shewing particularly the amount of taxes laid and collected, and of the expenditures.

SECT. XI. *And be it further enacted by the authority afore-* said, That it shall be the duty of the high constable to give notice of the elections, by setting up advertisements in at least six ^{Duties of} public places in the said borough ten days previously thereto; ^{high constable.} he shall attend and see that the same is opened at the time and in the manner directed by this act: *Provided*, That the constable of Franklin township shall publish and superintend the election to be held on the second Tuesday of April next, as herein before directed. ^{Proviso.}

SECT. XII. *And be it further enacted by the authority afore-* said, That if any person or persons shall think him, her or themselves aggrieved by any thing done in pursuance of this act, he, ^{Right of ap-} she or they may appeal to the next court of quarter sessions or ^{peal.} common pleas, as the case may be, to be held for the proper county, upon giving security, according to law, to prosecute his, her or their appeal with effect; and the court having taken such order therein as shall seem to them just and reasonable, the same shall be conclusive against all parties.

REES HILL, *Speaker*
of the House of Representatives.

JOHN TOD, *Speaker of the Senate.*

APPROVED—the twenty-ninth day of January, one thousand eight hundred and sixteen.

SIMON SNYDER.

CHAPTER XIX.

An ACT to incorporate the "Orphan Society of Philadelphia."

WHEREAS, it is represented to the legislature, that a number of ladies in the city of Philadelphia, have formed a society for the humane and charitable purposes of protecting, relieving, supporting and instructing orphan children in said city, and pray to be incorporated: Therefore,

SECT. 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 all such persons, of the female sex, as now are or hereafter may become subscribers to the Orphan Society of Philadelphia, in the manner hereinafter provided, be, and they hereby are incorporated into a society, by the name of the "Orphan Society of ^{Style of} Philadelphia," and by that name shall have perpetual succession, ^{corporation.} with power to have a common seal and change the same at plea-