

of the legislature, the Secretary of the Commonwealth shall make a concise and complete index of the contents of the acts of Assembly passed thereat, which index shall be printed and included in the pamphlet containing the said acts, and when the said pamphlets shall be completely printed, the same shall be forwarded and distributed in the numbers and mode now by law directed.

Index to the acts when to be made.
Pamphlets when to be distributed.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the Secretary of the Commonwealth be, and he is hereby required to contract for the printing of fourteen copies of the laws in addition to the number now required by law, under the same terms and regulations as are now prescribed by law.

Fourteen additional copies of the laws to be contracted for.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-first day of January, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER XIII.

AN ACT

To erect the town of Shippensburg, in the county of Cumberland, into a borough, and for other purposes therein mentioned.

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 the town of Shippensburg, in the county of Cumberland, comprised within the following limits, to wit. Beginning at a post in the centre of the road leading from Adams street to Middle Spring, thence by a line dividing lands of Patrick Cochran and James Chester to a post in the road leading from Jefferson street to Middle Spring aforesaid, thence a straight line crossing lands of Doctor Simpson and others, to a post in the meadow of David Mahon's heirs twenty-two perches on the north side of the main street of said town, thence south forty-five degrees east by a line dividing lands of William Barr and town lot of Isaac Miller seventy nine perches to a post in lands of said William Barr, thence south forty-five degrees west one hundred and seventy-one perches and five-tenths to a post in lands of William Beard,

Limits of the borough.

thence south sixty-three and an half degrees west one hundred and forty-five perches to a post near the tail race of Benjamin Reynolds' mill, thence south fifty-nine degrees west twenty-five perches eight-tenths to a post in David Mahon's land, thence south fifty-five and an half degrees west fifty-seven perches to the division line of Cumberland and Franklin counties, thence along said line one hundred perches to a post in lands of John Rahm, thence a straight line to where it strikes the alley leading from the end of Washington street to the dwelling house of said Rahm twenty perches from the middle of said Washington street, thence by the north side of said alley and line dividing lands of Samuel Sturgeon and Patrick Cochran seventy-six perches to the place of beginning, shall be, and the same is hereby erected into a borough, which shall be called "The borough of Shippensburg."

Title.

SECT. 2. *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 state legislature, who have resided

Who may elect officers, and when.

within the limits of said borough for twelve months previously to such election to meet at some suitable house in the town of Shippensburg, on the first Monday in April in each and every year, and then and there between the hours of one and six in the afternoon, to elect by ballot one citizen residing therein who shall be styled the chief burgess of said borough, and one

Borough officers and town council to be elected.

other citizen residing therein who shall be styled the assistant burgess, and five citizens residing therein to be a town council, and also shall elect as aforesaid a high constable and a town clerk; but previously to any such election the inhabitants entitled to vote as aforesaid, shall elect two reputable

Judges, inspector and clerks.

citizens who shall preside as judges, one to act as inspector, and two to discharge the duty of clerks according to the general election law of this commonwealth, and subject to the same penalties for mal-practices as by the said election law are now, or may hereafter be imposed; and the said judges, inspector and clerks, before they enter upon the duties of their respective offices, shall take an oath or affirmation before any justice of the peace of the county of Cumberland, to perform the same with fidelity, and when the said election shall be closed, shall declare the persons having the greater number of votes to be duly elected, whereupon duplicate certificates thereof shall be signed by the said judges, inspector and clerks, one of which shall be transmitted to each

Their oath, &c.

of the said persons elected, and the other filed amongst the records of the corporation for safe keeping, and in case of vacancy by death, resignation or otherwise, of any of the said officers, the chief burgess, or in his absence or inability to act, the assistant burgess shall issue his precept directed to the high constable, requiring him to hold an election to fill such

Certificates of their election how signed, &c.

vacancy he giving at least ten days notice by advertisements set up at four of the most public places in said borough:

Vacancy of offices how supplied.

vacancy he giving at least ten days notice by advertisements set up at four of the most public places in said borough:

Provided, That it shall be the duty of the constable of the township of Shippensburg for the time being, to superintend the first election of which he shall give ten days public notice. Provided

SECT. 3. *And be it further enacted by the authority aforesaid*, That the burgess and town council duly elected as aforesaid, and their successors forever, shall be one body corporate in law by the name and style of "The chief burgess, assistant burgess, and town council of the borough of Shippensburg, in the county of Cumberland," and shall have perpetual succession; and the said burgesses and town council aforesaid, and their successors forever, shall be capable in law by the name and style aforesaid, to have, get, receive, hold and possess, lands, tenements, rents, liberties, franchises and hereditaments, to them and their successors in fee simple or otherwise, also goods, chattels, and other things of what nature and kind soever, not exceeding the yearly value of five thousand dollars, and also to give, rent, 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, 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: Corporation created.

Provided, That no misnomer or failure of the election of officers on the day appointed shall discontinue or dissolve the said corporation, but the officers respectively for the time being shall continue in office until a new election shall be made, at such time as the said council may direct. Their name and style.

SECT. 4. *And be it further enacted by the authority aforesaid*, That if any person duly elected whether chief burgess, assistant burgess, member of the town council, high constable or town clerk as aforesaid, having been notified as before directed, shall refuse 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 twenty 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 recoverable before a justice of the peace of said county for the use of the said corporation: Powers and privileges.

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Seal.

SECT. 5. *And be it further enacted by the authority aforesaid*, That the chief burgess shall 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 well and truly to discharge the duties of his office before he enters on the execution thereof, and shall thereupon administer a similar oath or affirmation to the assistant burgess and each Penalty on chief burgess, &c. for refusing to execute the office.

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Provided, That no person elected as aforesaid, shall be required to serve in either of the said offices for a greater length of time than two years in any one period of six years. Provided

Chief bur-
gess empow-
ered to ad-
minister
oaths, &c.

member of the said council, and to the high constable and town clerk, and the certificates of such oaths or affirmations shall be recorded in the books of the corporation. And the said chief burgess shall further have full power and authority to administer oaths or affirmations when the same may be necessary in the investigation of any matter within the cognizance of the said corporation.

By-laws.

Taxes.

Treasurer,
&c. to be ap-
pointed.

By-laws to
be published.

Proviso.

SECT. 6. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the town council to meet as often as occasion may require, and enact such by-laws, and make such rules, ordinances and regulations, assess, apportion and appropriate such taxes as shall be determined by a majority of the town council necessary to promote the peace, good order, benefit or advantage of the said borough, and also to appoint a treasurer, street commissioner and such other officers as may be deemed necessary by a majority of the town council; but no by law, rule or ordinance enacted as aforesaid shall be repugnant to the constitution or laws of the United States or of this state, and no person shall be punished for the breach of any by-law or ordinance enacted for the regulation of the said borough of Shippensburg, unless such by-law or ordinance be publicly made known for ten days successively by setting up a true copy thereof in three of the most public places in said borough, and no by-law or ordinance shall be carried into operation in less than ten days after the commencement of such publication: *Provided nevertheless.* That no tax shall be laid in any one year on the valuation of taxable property in said borough exceeding one half cent in the dollar unless some object of general utility should be thought necessary, in such case a majority of taxable inhabitants of said borough by writing under their hands shall recommend and certify the same to the town council, who shall proceed to assess the same as aforesaid.

Taxes how
collected

SECT. 7. *And be it further enacted by the authority aforesaid,* That the chief burgess elected agreeably to this act, or in his absence or inability to act, the assistant burgess is hereby authorised and empowered to issue his precept directed to the high constable commanding him to collect all taxes assessed from time to time as aforesaid, and the same to pay over to the treasurer to be appointed by the town council, and to carry into effect whatsoever is enjoined upon him for the well ordering and governing of the said borough.

Accounts of
constable, &c
to be annu-
ally render-
ed and pub-
lished.

SECT. 8. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the constable, town clerk, and all officers appointed by the town council, to render their accounts to the said council once in every year, which being settled and adjusted by the said council shall be published, shewing particularly the amount of taxes levied, fines collected, and of all receipts and expenditures which shall have been made.

SECT. 9. *And be it further enacted by the authority aforesaid,*

said, That the chief burgess shall be, and he is hereby required to cause the by laws, rules and ordinances made as aforesaid, to be recorded in a book to be kept for that purpose, and he shall cause the same to be carried into full execution without delay after the publication thereof, as is directed by 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 duty of clerk thereto, and keep and preserve the common seal, records, books, papers and documents relating to the said corporation; the treasurer to be appointed pursuant to this act, shall give such security for the faithful discharge of the duties of his office as a majority of the said council may deem reasonable and necessary, and the high constable shall give bond and security to the said corporation in such sum as the said council or a majority thereof shall deem necessary, conditioned for the faithful performance of all and singular the duties enjoined upon him, either by this act or by the by-laws and ordinances of the said council: *Provided however*, That if the said treasurer shall make default in performing the duties enjoined upon him, he may be removed from office by the chief burgess on complaint of a majority of the said council: *Provided also*, That if any person shall think him, her, or themselves aggrieved by any thing done in pursuance of this act, he, she, or they may appeal to the next court of quarter sessions, to be held for the proper county, upon giving security to prosecute his, her or their appeal with effect, which court shall make such order therein as may be just and reasonable; and the order or judgment so made, shall be final and conclusive upon the parties: *And be it further provided*, That nothing in this act shall be so construed, as to compel any person who may be elected treasurer or high constable, under the provisions of this act, to pay a fine for not accepting or taking upon himself, either of the said offices, unless he shall be a freeholder.

By-laws, &c. to be recorded.

Chiefburgess to cause them to be executed.

Town clerk, his duty.

Treasurer to give security.

Proviso.

2d proviso.

3d proviso.

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

ISAAC WEAVER, *Speaker of the Senate.*

APPROVED—the twenty-first day of January, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.