

No. 168.

AN ACT

To alter the mode of electing supervisors of the public highways, and township auditors, and for the election of town clerks within the county of Bradford, and for other purposes.

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 from and after the passing of this act, it shall and may be lawful for the citizens of Bradford county, qualified to vote for members of the general assembly, on the third Friday of the month of March, one thousand eight hundred and thirty-three, within their respective townships, to elect by ballot three citizens, to serve as supervisors of the public roads and highways, of whom the highest in vote shall serve three years, and the next highest two years, and the next highest one year, and the place of each person whose time is about to expire, shall be supplied by the annual election of another citizen to serve three years.

SECT. 2. *And be it further enacted by the authority aforesaid,* That at the same time and place for electing supervisors as aforesaid, the qualified citizens as aforesaid, shall elect by ballot three persons qualified as aforesaid, of whom the highest in vote shall serve three years, and the next highest two years, and the next highest one year, and their places respectively shall be filled, as the term for which they were respectively elected expires, by the annual election of another citizen to serve three years, and it shall be the duty of the board of auditors so constituted to settle and adjust the accounts of the supervisors, in the manner prescribed by the fourth section of the act of the sixth of April, one thousand eight hundred and two: *Provided,* That if any supervisor or supervisors, or any citizen of this commonwealth shall conceive himself or themselves, aggrieved by the final settlement of the said auditors, he or they may appeal to the court of Common Pleas, of the proper county, within twenty days from the time of the said settlement, by becoming bound by or in a recognizance, with one or more sureties, in the nature of special bail, to and for the use of said township or borough, in a sum double the amount of the sum in controversy, such recognizance to be taken by one or more of the auditors.

SECT. 3. *And be it further enacted by the authority aforesaid,* That before the said auditors shall proceed to act in their official capacity, they shall severally be sworn or affirmed to

Election of 3 supervisors of highways in Bradford co. authorized.

To be classified.

Similar election of a board of auditors authorized.

Proviso. Right of supervisors, &c. to appeal from decision of auditors.

Auditors to be sworn, &c.

perform the duties of the office with fidelity, they shall have power to swear or affirm each other, to examine on oath or affirmation any supervisor or overseer of the poor, to administer oaths or affirmations to any witness produced before them, and to issue compulsory process to compel the attendance of witnesses. To administer oaths.

SECT. 4. *And be it further enacted by the authority aforesaid,* That at the same time and place, the citizens so qualified as aforesaid, shall elect by ballot, one person for town clerk, to serve for one year, who shall be furnished with a suitable book by the supervisors, to be paid for out of monies belonging to said townships, in which shall be entered by the town clerk, annually, the report of the aforesaid auditors, which book shall be kept for a perpetual record of the settlement of the accounts of the supervisors of the several townships of the aforesaid county; and the auditors aforesaid, are hereby required to make a clear, correct, true and distinct report, of all sums of money allowed by them to the supervisors, stating distinctly what amount was allowed for labour done by themselves, and what amount was paid to other persons, and for what purpose, in each and every case the said report to be delivered by one of the auditors to the town clerk, whose duty it shall be to record the same before the first day of June, in each and every year: and the supervisors, auditors and town clerks, shall be allowed in the settlement, one dollar per diem, for the time necessarily employed in settling and adjusting the accounts aforesaid: and if any of the aforesaid officers so elected, shall die, remove from the township, or decline to serve in said offices, to which they were elected, the judges of the court of Quarter Sessions for said county, shall appoint a suitable citizen to fill the vacancy until the next annual election: *Provided,* That in case two or more persons, shall have an equal number of votes for the same office, the right of priority shall be decided by lot, immediately after the election, in presence of the commissioners of said county. Annual election of clerk.
His duties.
Annual report of auditors.
Compensation of supervisors, auditors and town clerks.
Court of Q'r, Sessions to fill vacancies.
Proviso.
For cases of an equal no. of votes.

SECT. 5. *And be it further enacted by the authority aforesaid,* That so much of any law as is hereby altered or supplied, be, and the same is hereby repealed, so far as relates to the county of Bradford. Repeal of former laws.

SECT. 6. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the supervisors of the public roads and highways of the respective townships in the county of Westmoreland, on or before the first day of September in each and every year, to expend or cause to be worked out in the making or keeping in repair the public roads and highways in their respective townships, at least two thirds of the road taxes assessed, and all and every supervisor or supervisors who shall refuse to comply with this requisition shall be subject to the like penalty, to be recoy- Supervisors in Westmoreland co. required to expend two thirds of road taxes.

Under penalty of 12th sect. of act of 6th April, 1802, *ered in the same manner as is provided by the twelfth section of the act passed the sixth day of April, eighteen hundred and two.*

JOHN LAPORTE,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The third day of May, A. D. one thousand eight hundred and thirty-two.

GEO. WOLF.



No. 169.

AN ACT

Repealing certain acts concerning State Roads.

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 eighth section of the act entitled An act relative to certain state roads, therein mentioned, passed the fifth day of April, one thousand eight hundred and six; and the third section of the act entitled An act authorizing the laying out, review and revival of certain state roads, therein mentioned, passed the fifteenth day of April, one thousand eight hundred and twenty-eight, relative to the viewing and laying out a certain state road, from a point near the house of Alexander Innis, in Huntingdon county, to Landisburg, in Perry county, be, and the same are hereby repealed, as far as respects Mifflin county, and so much of the same as relates to Juniata county, from the Mifflin county line to the Tuscarora creek, and no further.

JOHN LAPORTE,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The third day of May, A. D. one thousand eight hundred and thirty two.

GEO. WOLF

8th sect. of act of 5th April, 1806.

Part of third sect. of act of 15th April, 1828.