

7th sec. of an
act entitled,
An act to in-
corporate the
Philipsburg
and Juniata
R. R. co. how
construed.

Duty of the
secretary.

Assignee
subject to
certain lia-
bilities.

SECTION 8. The seventh section of the act, entitled "An act, to incorporate the Philipsburg and Juniata rail-road company," shall not be so construed as to prevent any subscriber to the capital stock of the said company, from including in one certificate of stock the whole amount of shares subscribed and held by him, or such portion thereof as he may deem proper; and that it shall be the duty of the secretary to insert in each certificate so many shares as the subscribers entitled thereto shall respectively require; and that the assignee of any such certificate, or of any number of the shares mentioned therein, shall be entitled to as many shares as shall be so assigned to him, and to all the estates and emoluments of the company incident thereto, in as full a manner, and subject to the same liabilities as if a separate certificate had been issued for each share.

SECTION 9. All parts of the act to which this is an amendment, coming within the provisions of this act be, and the same are hereby repealed.

SECTION 10. The Legislature reserves to itself the right to alter, amend or annul all or any part of the privileges hereby granted by this act.

WM. PATTERSON

Speaker of the House of Representatives.

JACOB KERN,

Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini, eighteen hundred and thirty-four.

GEO. WOLF.

No. 137.

AN ACT

For erecting the County Board and concerning the Commissioners and Auditors of the county of Philadelphia, and for other purposes.

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 the commissioners of the county of Philadelphia, be and they are hereby authorized to borrow on the credit of the said county a sum or sums not exceeding, in the whole, four hundred and seventy-five thousand dollars, at an interest not exceeding five per cent. per annum, which shall be applied to the payment and discharge of all debts heretofore incurred or contracted and now due or growing due from the said county, or the commissioners thereof, whether for money borrowed by

Comm'rs au-
thorized to
borrow a sum
not exceeding
\$47,000 at
an interest
exceeding 5
per cent.

them or otherwise howsoever: *Provided*, That no engagement shall be entered into by the said commissioners which shall preclude the repayment at any time after the first Monday in February, Anno Domini eighteen hundred and sixty, of any sum or sums borrowed under and by virtue of this act.

SECTION 2. Before effecting any loans under the authority hereby given, the said commissioners shall give at least thirty days notice by advertisement in at least two daily newspapers in the city of Philadelphia, setting forth the amount to be borrowed and fixing the day for opening the proposals, until which day sealed proposals for the whole or any part of such loan shall be received at the county commissioners' office or at any bank by them designated, which proposals shall be opened by the said commissioners on the day named for that purpose and not sooner, and the highest and best offer for such loan shall be accepted by them.

Before effecting any loans, com'rs shall give 30 days public notice.

SECTION 3. The said commissioners are hereby authorized to cause to be issued certificates of stock of not less than one hundred dollars each, signed by the commissioners of the county of Philadelphia and countersigned by the treasurer of the same county, setting forth that they pertain to the county loan for the sum so borrowed or for any part thereof, and the rate of interest, payable semi-annually and reimbursable at any time after the said first Monday in February, Anno Domini eighteen hundred and sixty, which stock thus created shall be transferable on the books of the commissioners of the said county, or at any bank to be designated by them and by the owner or owners thereof, his, her or their attorney, and new certificates of the same shall be issued by the commissioners and treasurer of the said county to the new holder or holders thereof.

To issue certificates of stock.

Interest payable semi-annually.

Reimbursable at any time after 1st Monday in Feb. 1860.

SECTION 4. The future proceeds of the county rates and levies in the said county of Philadelphia are hereby pledged and appropriated for the payment of the interest and for the reimbursement of the principal of the stock to be created by virtue of this act; and it shall be the duty of the commissioners of the said county to cause to be paid out of the proceeds of the said rates and levies, such sum and sums from time to time as may be wanted to discharge the interest accruing on the said stock, and to reimburse the principal as the same shall become due and payable.

Future proceeds pledged & appropriated for payment of int't and reimbursement of principal.

SECTION 5. From and after the passage of this act, the members for the time being, of the Senate and House of Representatives from the city and county of Philadelphia, shall form the county board, whereof a quorum shall consist of a majority of the whole number, who shall have free access to the books, papers and accounts of said office and without whose consent and approbation in writing it shall not be lawful for the commissioners of the said county of Philadelphia, to lay any tax

Members of the Leg. from city and co. of Philad'a for time being to form co. board.

or county rate and levy, or to borrow any money except as is hereinbefore authorized and provided for.

Comm'rs call
meetings of
co. board.

Ten days
public notice
given.

Proviso.

SECTION 6. The county commissioners may call meetings of the said county board whenever they shall deem it expedient so to do, giving at least ten days public notice of the time and place of such meeting and of the purpose for which the same shall be called, and also giving private notice thereof to the members of the said board: *Provided*, That no meeting of the said board shall be appointed to be held at any time during the session of the General Assembly of this Commonwealth.

Meetings to
be kept public

SECTION 7. The meetings of the said county board shall, at all times, be open for the admission and attendance of all peaceable and orderly persons.

Co. board to
authorize and
approve lay-
ing tax or
borrowing
money.

SECTION 8. Whenever and often as the said county board shall authorize and approve of the laying of any tax or county rate and levy, or the borrowing of any money by the said county commissioners, a certificate thereof shall be signed by the members of the said county board, or a majority of the whole number thereof, stating the amount authorized to be so borrowed or raised by tax, rate or levy, and the rate of such tax, which certificates shall be immediately filed in the office of the prothonotary of the Court of Common Pleas of the said county, who shall record the same in a book to be provided and kept by him for that purpose; and it shall be the duty of the said county commissioners, within ten days thereafter, to cause a copy of such certificate to be printed in at least two daily newspapers in the city or county of Philadelphia.

Of jurors or
viewers.

SECTION 9. From and after the passage of this act all jurors or viewers appointed by the court of Quarter Sessions, residing within the city or incorporated districts of the county of Philadelphia to view and lay out, or to value and assess any damage or damages in the opening of any road, street, lane, or alley, shall not be allowed any pay or compensation for such service.

Auditors al-
lowed no pay
unless dili-
gently em-
ployed six
hours in the
day.

SECTION 10. The auditors of the county of Philadelphia shall not receive the compensation provided by law for their services for any day in which they shall not have been diligently employed, for six hours at least in the discharge of official duties, nor shall any pay or clerk hire be allowed out of the county funds to any clerk employed by or for them in auditing, adjusting or settling the accounts that by law they are authorized or directed to settle and adjust; and the said auditors shall keep a record of the number of hours of their daily sessions as aforesaid, and shall be annually obliged to swear or affirm to the truth thereof:

No clerk hire
allowed.

Certain sects.
relative to
certain state
roads, &c re-
pealed.

SECTION 11. So much of the fifteenth section of the act relative to certain State roads, and declaring certain creeks highways and for other purposes, approved the third day of May, Anno Domini, one thousand eight hundred and thirty-two, as appoints certain commissioners therein named to continue the

survey of certain streets, &c. in Spring Garden, Northern Liberties and Kensington be, and the same is hereby repealed, and all the duties required of the commissioners named in said act, shall be performed by the supervisor employed to make such survey: *Provided*, That all costs and charges in procuring surveys and drafts shall be at the direction, control and supervision of said county commissioners, and the said commissioners named in the act above repealed, &c. shall deliver up all papers, surveys, drafts or other statements in their possession when required by the said commissioners of the county of Philadelphia, who are enjoined to complete said survey with the least possible delay, and in the most economical manner. Proviso.

SECTION 12. The board of commissioners of the district of Southwark are hereby authorized to review and vacate so much of a certain street therein called "Washington street," laid out by the commissioners appointed, in and by virtue of a certain act of the General Assembly, passed the twenty-ninth day of September, one thousand seven hundred and eighty-seven, entitled "An act to appoint commissioners to regulate the streets, lanes and alleys in the district of Southwark, and to lay out new streets, lanes and alleys therein for the accommodation of the inhabitants; and to lay out the roads therein mentioned through the said district, and parts of the townships of Moyamensing and Passyunk," as lies between Fourth street and Passyunk road. B'd of com'rs of Southwark authorized to review and vacate part of a certain st.

SECTION 13. A sum not exceeding twenty-five hundred dollars be and the same is hereby appropriated to defray the necessary expenses that have been or shall be incurred in repairing the piers or wharves erected in the river Delaware near Gloucester point, and the road leading to the Point House from said Piers, and the Auditor General is hereby empowered to draw his warrant or warrants on the State Treasurer in favor of the wardens of the port of Philadelphia for such sum or sums not exceeding the amount herein appropriated, as upon a settlement of their accounts in the manner prescribed by law, it may appear that they shall have necessarily expended for the purposes aforesaid. \$2500 appropriated to defray necessary expenses in repairing piers or wharves in river Del.

WM. PATTERSON,

Speaker of the House of Representatives.

JACOB KERN,

Speaker of the Senate.

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GEO: WOLF.