

subsequent loss or expense has occurred, may be discharged from said company.

SECTION 60. The office for the transaction of business of said corporation shall be kept at such place in the borough of Warren as the directors shall agree upon, and no policy shall be issued by said company, until application shall be made for insurance for forty thousand dollars at least.

SECTION 61. This act shall take effect immediately after its passage.

LEWIS DEWART,
Speaker of the House of Representatives.

J. R. BURDEN,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini, one thousand eight hundred and thirty-seven.

JOS : RITNER.

No. 109.

An Act

To alter the times of holding Courts in the county of Tioga, 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 from and after the last day of July, in the year of our Lord, one thousand eight hundred and thirty-seven, the several courts of Common Pleas, Oyer and Terminer, General Quarter Sessions of the peace, and the Orphans' Court, to be held in and for the county of Tioga, shall respectively commence and be held on the second Monday in June, the third Monday in October, the second Monday in January, and the second Monday in March, in each year, and so much of any law fixing the times of holding said courts, as is hereby altered or supplied, be, and the same is hereby repealed: That from and after the next May term of the court of Common Pleas of Monroe county, the several courts of the said county shall commence and be holden at the court house in Stroudsburg, on the Mondays of the next week following the courts in Pike county, and continue, if necessary, one week: *Provided,* That the several courts of

Times of holding the several courts in Tioga co.

Times and place of holding the several courts in Monroe co.

Provided.

Common Pleas, Oyer and Terminer, and Quarter Sessions, of said county, may, by a general or special order, direct and fix the number of petit jurors to be summoned and returned in the said courts, which number shall never be less than thirty.

Power of the court of Q. Sessions of Philad. co.

SECTION 2. The court of General Quarter Sessions of the Peace of the county of Philadelphia, or either of the judges thereof, shall have as full power and authority to allow and issue writs of habeas corpus as they now have as judges of the court of Common Pleas, and that the said court of Quarter Sessions shall have full power and authority to issue process on all forfeited recognizances whatsoever, now or hereafter forfeited in said court, and in the court of Oyer and Terminer, holden by the judges of the said court of Quarter Sessions, now or hereafter forfeited in the said courts, and to prosecute the same to final judgment and recovery, and to moderate or remit the same, as effectually as the several courts of Common Pleas of this commonwealth now may or can do, and that the fees for services rendered by the clerk of the said court of Quarter Sessions, shall be the same as prescribed for prothonotaries of the courts of Common Pleas for like services.

Fees.

Act of 13th June, 1836, relative to commencement of actions.

SECTION 3. In all writs of summons issued by virtue of the act relating to the commencement of actions, passed the thirteenth June, eighteen hundred and thirty-six, the blank left for the cause of action, in the form prescribed in the first section of that act, shall be filled as directed for the corresponding part of writs of *capias ad respondendum*, in the third section of said act, and that all writs of summons issued since the passage of the said act, in the form previously thereto used, shall not be held or deemed defective for want of form according to said writ.

Fees of court criers in Phil. city and co.

SECTION 4. It shall be the duty of the sheriff and the several prothonotaries of the different courts in the city and county of Philadelphia, to pay over to the criers of the said courts respectively, the sum of twelve and a half cents on every bill of costs, where the said charge for the criers of the court has been, or shall hereafter be collected and received by the said sheriff or prothonotaries, which said fee of twelve and a half cents, is hereby confirmed and appropriated to the said criers in every case as aforesaid.

Orphans' c't. of Phil. co. to direct investment of trust moneys

SECTION 5. From and after the passage of this act, it shall be lawful, and the Orphans' court of the county of Philadelphia may, on the application of any executor, administrator, guardian or trustee, desiring the investment of any trust moneys in their hands, direct the investment of the same in the public debt of the district of Southwark, in

the county of Philadelphia, in the same mode, to the same extent, and upon the same terms and conditions as are set forth in the sixteenth section of an act passed the twenty-ninth day of March, Anno Domini, one thousand eight hundred and thirty-two, directing the investment of trust moneys.

SECTION 6. The court of Quarter Sessions of the county of Philadelphia be hereby authorized and empowered to grant a jury *quod damnum*, in the matter of the opening of Washington street, in the district of Southwark, through the estate of Joshua Humphrey's, and that said jury shall have full power to take cognizance of the matter, as if no former action had taken place thereon, and shall report to the said court what damage the said Joshua may have suffered in the opening of the street aforesaid.

Court of Q. Sessions of Philad. co. to grant a jury in the matter of opening Washington street.

SECTION 7. The citizens of the borough of Brookville, in the county of Jefferson, be, and they are hereby authorized to meet at the usual place of holding borough elections, on the first Monday of January, in the year one thousand eight hundred and thirty-seven, and afterwards annually, at the time of holding their borough elections, and elect six school directors, in the manner provided for the election of school directors by law.

Citizens of Brookville, Jefferson co. authorized to elect school directors, etc.

SECTION 8. And that all moneys now in the treasury of Rose township school district, assessed on the citizens of the borough aforesaid, or that yet remains for school purposes, so assessed as aforesaid, shall be paid to the use and for the support of schools in said borough, that now are, or that may be hereafter organized under the provisions of the act aforesaid.

Rose town'p. school district.

SECTION 9. That the bonus required to be paid by the Honesdale bank to this commonwealth, be, and the same is hereby made payable in seven instalments, of seven hundred and fourteen dollars twenty-eight cents each, payable on the third Monday in December annually, and that so much of the act passed the twenty-fifth day of March, Anno Domini, eighteen hundred and twenty-four, as provides that no person shall be eligible as a director for more than three years out of four, be, and the same is hereby repealed, so far as relates to this bank.

Honesdale Bank bonus.

SECTION 10. In all cases in which on or before the first September last, judgments had been rendered against any party, plaintiff or defendant, in any suit, action, entry, or confession of judgment, in the courts of Common Pleas, of the counties of Northampton or Pike, and the party against whom such judgment was rendered or entered, resided or resides within the county of Monroe, the lien of the said

Relative to judgments rendered in Northampton & Pike co's. against parties in Monroe county.

judgments shall continue, and it shall be lawful to revive or execute the said judgments, as if the act entitled "An act erecting parts of Northampton and Pike counties into a separate county, to be called Monroe," passed the first day of April last, had not been enacted, and that in all cases where any such judgment or judgments have been so proceeded on, the proceedings are hereby declared to be valid.

Relative to the administration on estates in Northampton & Pike co's.

SECTION 11. That in all cases where administration was legally granted on any decedents, or guardianship on any minors' estate, in the counties of Northampton or Pike, before the first day of September, one thousand eight hundred and thirty-six, the final settlements of such estates shall be had, as if the said county of Monroe had not been erected, and in all cases in which prior to the day, any proceedings had been instituted in the Orphans' Court of the counties of Northampton or Pike, in relation to the sale or partition of the real estate of any decedent, the proceedings in which had not been completed on the first day of September, one thousand eight hundred and thirty-six, the same may be proceeded in to completion, in the Orphans' Court of the counties of Northampton and Pike, as if the said county of Monroe had not been erected.

N. Branch of Teonista creek declared a public highway.

SECTION 12. That from and after the passage of this act, the North Branch of the Teonista creek, in the county of Warren, from the mouth of said branch fifteen miles up said stream, be, and the same is hereby declared a public highway.

Part of Pine creek declared a public highway.

SECTION 13. From and after the passing of this act, Little Pine creek, from its mouth in Columbia county, to Columbus in Luzerne county, be, and the same is hereby declared a public highway, and it shall and may be lawful for any person or persons desirous of improving or using the navigation of said stream, to remove thereout all obstructions, except dams for mills, and other water works, already built, on which dams any such person or persons as aforesaid, shall have full power to make slopes, such as are hereinafter described, and to keep the same in repair, for the passage of boats, rafts, and other crafts: *Provided*, That such slopes be so constructed as not to injure such dams.

Proviso.

Relative to dams in Pine creek.

SECTION 14. That nothing in this act contained shall be deemed, taken, or understood to prevent any person or persons owning or possessing lands on or adjoining said stream, who, independent of the passage of this act, would have a right, under the general laws of this commonwealth, to erect a dam or dams across said stream, from erecting such dam or dams: *Provided nevertheless*, That every such dam shall be constructed agreeably and subject to all the restrictions and provisions of an act of the general assembly of this common-

Proviso.

wealth, passed the twenty-third day of March, one thousand eight hundred and three, entitled "An act to authorize any person or persons owning lands adjoining navigable streams of water declared public highways, to erect dams upon such streams, for mills and other water works."

SECTION 15. The board of directors of the poor and House of Employment in the county of Lancaster; or a majority of them, shall have full power and authority, from and after the passage of this law, to administer oaths or affirmations, to all persons residing in the said House of Employment, or becoming chargeable to the said county, touching their place of legal settlement, and in case such poor person or persons shall refuse to take the said oath or affirmation, or shall refuse to answer such questions as shall be asked by the said directors, touching and relating to the said settlement, the said directors may withhold all further relief from such poor person or persons, until he, she or they, shall consent to take such oath or affirmation, and answer all such questions as aforesaid; and the said board of directors, or a majority of them, in addition to the power hereinbefore granted, are authorized and empowered to administer oaths and affirmations in all cases whatever relating to their official duties.

SECTION 16. That the board of directors of the poor and House of Employment aforesaid, or a majority of them, whenever any poor person or persons shall become chargeable to the said county, shall be, and they are hereby empowered to take such measures to have such poor person or persons, in case of their being non residents, to be removed to the place of their legal settlement, without rendering themselves liable to any of the penalties provided for in such cases, any law or order to the contrary notwithstanding.

LEWIS DEWART,

Speaker of the House of Representatives.

J. R. BURDEN,

Speaker of the Senate.

APPROVED—The fourth day of April, A. D. one thousand eight hundred and thirty-seven.

JOS: RITNER.