

No. 55.

AN ACT

Vesting the title of a school house and burial ground in the corporation of the borough of Pottsville, in the county of Schuylkill.

Preamble

WHEREAS the late John Pott, the proprietor of the town of Pottsville, laid out the original town plot, and annexed thereto a lot of ground, containing in width, one hundred and twenty feet, and in depth two hundred and thirty feet, for the erection of a school house thereon, and as a burial ground for the lot holders and inhabitants residing within the limits of the town plot aforesaid for ever, and in order therefore that the intention of the said John Pott in this matter, be carried into effect, and the rights of the lot holders and inhabitants of the original town plot of Pottsville be protected,

Burial ground vested in corporation of Pottsville

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 title of the lot of ground laid out by John Pott in his life time, for the erection of a school house, and as a burial ground in the town of Pottsville, in the county of Schuylkill, be, and the same is hereby vested in the corporation of the borough of Pottsville, to be held and used as a burial ground by the relatives of the said John Pott, deceased, the lot holders and inhabitants of the original town plot of Pottsville forever, and for no other use and purpose.

Trustees of, how to be appointed

SECTION 2. The town council of the borough of Pottsville is hereby authorized to appoint three trustees, who shall be freeholders and inhabitants of, and be resident in the original town plot of Pottsville, one of whom to remain in office for one year, one for two years, and one for three years, from the first Monday in May next; and it shall be the duty of the said town council, annually thereafter, to appoint one trustee as aforesaid, to remain in office for three years, and to fill up any vacancy that may occur from death or resignation, removal from the old town plot, or any other disability to perform the duties of the office: *Provided,* That no person who is not an inhabitant and freeholder of, and in the original town plot, and also a citizen qualified to vote at the borough election aforesaid, shall be appointed to the said office.

Who eligible

Duties of trustees

SECTION 3. It shall be the duty of the trustees to take charge of the school house and burial ground, and cause the same to be kept in decent and proper order, and keep a pro-

per record of the burials therein. The trustees shall have power, from time to time, with the consent of the town council, to make rules and regulations for the proper management of the ground, and the interments therein, and the said rules and regulations, when approved of by the town council, shall have the force and effect of ordinances of the corporation. The expense of keeping the said school house and burial ground in decent and proper order, shall be defrayed by a tax, to be levied by the town council, on the inhabitants and real estate of, and within the original town plot of Pottsville, whenever, in the opinion of the town council the same may be necessary. And the said trustees shall, whenever required, lay before the council a statement of all the moneys received and expended by them on the account of the said school house and burial ground, either as tax or otherwise: *Provided*, That no compensation shall be allowed to the trustees for their services.

Repairs how
to be paid

Accounts of
trustees

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—This sixteenth day of March, Anno Domini, eighteen hundred and thirty-nine.

DAVID R. PORTER.

No 56.

AN ACT

To authorize John Vance, John Colmerry, and Henry Vance, guardians of the minor children of John Scott, deceased, late of Washington county, to sell and convey certain real estate, 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 John Vance, guardian of Mary Scott and Martha Scott, John Colmerry, guardian of Vance Scott and Jane Scott, and Henry Vance, guardian of Isabella Scott, minor children of Isabella Scott, late Isabella Vance, be and they are hereby authorized and empowered to convey, and release in fee simple, on behalf of their wards, all the

Minor children of Isabella Scott, guardians of, to sell real estate