

No. 113.

AN ACT

Changing the time of holding the courts in the fourteenth judicial district 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 first day of July next the terms of the courts of common pleas and quarter sessions in the fourteenth judicial district shall commence and be held on the following days in each and every year, in lieu of those on which they are now held, to wit: In the county of Washington, on the third Monday of February, to continue two weeks if necessary, fourth Monday of May, to continue one week, with the discretionary power of the court at the previous term to dispense with said term; third Monday of August, and second Monday of November, to continue each two weeks if necessary. In the county of Fayette, first Monday of March to continue two weeks if necessary, first Monday of June for one week, with power to the court to dispense with said term; first Monday of September, and first Monday of December, each two weeks if necessary. In Greene county on the third Monday of March, second Monday of June, third Monday of September, and third Monday of December, each one week, with power to the court at the previous term to dispense with the June term. *Provided,* That in all cases where the court shall make such order for dispensing with the said terms in either county, the first day thereof, shall, notwithstanding, continue to be the return day for all process.

SECTION 2. The first Monday of each and every month, and the first day of each and every term of the said courts, in the several counties of said fourteenth judicial district, shall be a day for the return of all original and mesne process issuing from the said courts, except the summons in partition, and such process shall be directed to be returned to either of the said monthly return days, which may happen before the next term, or to the first return day of the next term at the option of the party taking out the same, or in case there shall not be ten days between the issuing thereof and the first day of next term, the same may be made returnable on the next monthly return thereafter, and in all suits instituted in said courts, where return of such process are directed to be made to a

14th judicial district

Courts when to commence in Washington county, and in

Fayette and

Greene

Discretionary power of court

Proviso

Return day of mesne process with certain exceptions

monthly return day, the party may after such returns, file declarations and other pleadings, put causes to issue and have them tried, and to do all other matters and things in the prosecution of suits that might be done, if the said writs were returned on the first day of any term of said courts; and the stay of execution allowed by the third and fourth sections of an act entitled "An act relating to executions" passed the sixteenth day of June one thousand eight hundred and thirty-six, shall count from the return day, to which the original process issued was returnable.

SECTION 3. That from and after the passage of this act the commissioners and auditors of the counties of Washington and Bucks, shall each be entitled to receive out of the county treasury two dollars per day for each and every day for which they shall be engaged in the duties of their offices and so much of the law which makes it incompatible for a county commissioner going out of office at the end of his term, to serve as county treasurer, be and the same is hereby repealed so far as relates to the county of Bucks.

SECTION 4. That the president judge of the district court, composed of the counties of Erie, Crawford and Venango, be, and he hereby is authorized to hold special courts in the seventeenth and tenth judicial districts of this commonwealth, in the same manner and subject to the same rules, regulations and restrictions in every particular which are prescribed by the several laws of this commonwealth in relation to special courts.

SECTION 5. That the commissioners of the county of Dauphin, be, and they are hereby authorized at any time hereafter to purchase from Thomas Elder, his heirs, executors, administrators, or assigns any number of feet not exceeding twenty feet in width, of the southern side of lot (No. 141) number one hundred and forty-one, in the borough of Harrisburg, to extend from Market street to Strawberry alley, for such price and upon such terms as may be agreed upon by the parties, for the purpose of enlarging the ground upon which the court house of said county is erected and to protect said building more securely against loss by fire.

SECTION 6. And that the pay of the commissioners appointed by the provision of the act authorizing and appointing commissioners to view and lay out a state road from the borough of Allentown, in the county of Lehigh, to the borough of Pottstown in the county of Montgomery, and thence to the borough of West Chester, in the county of Chester, is hereby increased from one dollar and fifty cents to two dollars and fifty cents per day, and the pay and compensation of surveyors from two dollars to two dollars and fifty cents per day, and the pay and compensation of chain carriers and

Declarations and pleadings

Pay of commissioners & auditor of Washington and Bucks counties in said counties may be elected treasurer President

judge of district court composed of Erie, Crawford and Venango, authorized to hold special courts

Commissioners of Dauphin county authorized to purchase a lot from T. Elder

Pay of commissioners of state road from Allentown to West Chester and Surveyors and chain carriers

axe-men from seventy-five cents to one dollar and twenty-five cents per day. The money to be drawn from the several county treasuries, as provided by the fourth section of the aforesaid act.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—The sixth day of June Anno Domini eighteen hundred and thirty-nine.

DAVID R. PORTER.

No. 114.

AN ACT

Granting Jurisdiction to the Court of Common Pleas, of Adams county, in certain cases.

Preamble

WHEREAS, It is represented that the late board of commissioners of York county, contracted for the building of a new court house, in said county of York, under which contracts, labor was performed, and materials were furnished in and about the erection of said building, and the claims of mechanics and others, are resisted by the present board of commissioners, and it is proper that the questions arising on these claims should be determined by an impartial tribunal. Therefore,

Jurisdiction
of court in ca-
ses of debt
contracted by
commissioners
of York coun-
ty

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 court of common Pleas of Adams county, shall take cognizance of, and have and exercise jurisdiction in all cases of debt, contract, claim, mechanics lien, or demand, arising on work done, materials furnished, or otherwise, in building or erecting the new court house in the county of York, and of contracts made for the purchase of the ground for erecting said court house, and for the trial of the appeals of the late county treasurer, and commissioners from the report of the auditors of said county; and the said court of common pleas of Adams county, shall have the same jurisdiction and power in relation to said debts, contracts, claims, mechanics liens, appeals, and demands as the court of common pleas of York county now have, and the same mode