

of such act and still pending, be returned for trial to the court in which they were respectively commenced.

WM. A. CRABB,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—The eleventh day of February, one thousand eight hundred and forty-one.

DAVID R. PORTER.

[No. 15.]

A N A C T

To authorise the Removal of the Seat of Justice in the County of Wayne.

WHEREAS, a large majority of the taxable inhabitants of the county of Wayne have, by their memorial, set forth to the General Assembly of this Commonwealth, the great inconvenience they suffer in consequence of the seat of justice for said county being fixed at Bethany, and praying the same may be removed to the borough of Honesdale—

For remedy whereof,

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 immediately after the passage of this act, it shall be the duty of the Governor of this commonwealth, to appoint three disinterested citizens of this state, none of whom shall be residents of the county of Wayne, whose duty it shall be, as soon as conveniently may be after receiving notice of their appointment, to assemble at the borough of Bethany, in the county of Wayne aforesaid, and after being duly sworn or affirmed, shall proceed to value and apprise the court house, fire proof and all other real estate belonging to the county of Wayne aforesaid, situate in the borough of Bethany aforesaid, at a reasonable cash price, and shall make out duplicate reports of such valuation under their hands and seals, or under the hands and seals of a majority of them, one of which reports they shall deliver to the prothonotary of said county who shall file the same in his office, and the other shall be deposited in the commissioners' office; and the said persons appointed to appraise the public buildings as aforesaid or a majority of them, shall upon a proper and convenient site within the borough of Honesdale for

Preamble.

Gov. to app't
3 persons, not
of Wayne co.
who shall ap-
praise court
house, &c. in
Bethany and
report.

Report how
filed

To fix a site in
Honesdale for

public build- dale, upon which to erect the court house, prison and county
ings. offices, and make report thereof under their hands and seals,
or under the hands and seals of a majority of them, to the com-
missioners of the said county of Wayne, and the said persons
Compensat'n. appointed as aforesaid, shall be severally entitled to receive three
dollars per day whilst thus engaged, to be paid out of any moneys
in the treasury of the borough of Honesdale not otherwise ap-
propriated.

Duty of Coms of Wayne co. of the said county of Wayne immediately after the valuations
to take bonds, of the public buildings and real estate as aforesaid to take and
&c. for a specific purpose. receive a bond or bonds or other securities, in the penal sum of
five thousand dollars, payable to them and their successors in of-
fice, from such responsible person or persons as may offer and
be willing to be bound in the same, conditioned, that upon a sale
of the public buildings and real estate aforesaid, as hereinafter
provided, for less than the full amount of the valuation as afore-
said, that they, the said obligor or obligors shall and will pay to
the county treasurer for the use of said county of Wayne, the
full amount of such deficiency.

Commis'rs of Wayne co. for receive deed of land for public buildings. SECTION 3. That the commissioners of the county of Wayne
for the time being be and they are hereby authorised, and re-
quired to take and receive a deed or deeds of conveyance to be
made to them and their successors in office, of any quantity of
land not exceeding two acres, including the scite selected for the
locations of the public buildings, to hold in trust for the use of
said county for the purpose of accommodating the public build-
ings to be erected thereon, and for such other purposes as the
grand jury or juries of said county with the approbation of
the court and concurrence of the commissioners of the county,
may and shall from time to time order and direct for the use and
benefit of the said county.

Time limited for erecting public build- ings. SECTION 4. The said county commissioners within three
years from the passage of this act, shall cause to be erected and
completed on the scite fixed upon as aforesaid, a suitable build-
ing or buildings for a court house, prison and county offices for
the safe keeping of the county records; and as soon as the build-
ings are erected and completed as aforesaid, the said commis-
sioners and sheriff of the county, shall cause the prisoners (if
any) then confined in the old prison to be safely removed to the
new prison, and the public papers and records then remaining
in the public offices at Bethany, to be safely deposited in the new
building so as aforesaid built and prepared for the reception
thereof, and from thenceforth the seat of justice in and for the
county of Wayne, shall cease to be at Bethany, and the same
shall be removed and fixed at the borough of Honesdale in the
said county, and the public offices heretofore kept and the courts
of justice heretofore held at Bethany, in and for the said county

Prisoners and public papers how disposed of

Seat of justice changed.

of Wayne, shall be kept and held at Honesdale, in the buildings erected for their accommodation as aforesaid.

SECTION 5. That the said county commissioners and their successors, be and they are hereby authorised and required to sell at public auction, after due and public notice given, to the highest and best bidder the old court house and prison and all the other real estate in the borough of Bethany, belonging to or held in trust for the said county of Wayne, and on sale thereof to make and deliver good and sufficient deed or deeds for the same to the purchaser or purchasers thereof, and to pay the nett proceeds thereof into the country treasury, to be applied towards defraying the expenses of said county: *Provided*, that no sale of the said public buildings shall be made until the bond with security as required in the second section of this act shall have been given.

Court house
&c. how dis-
posed of.

SECTION 6. That for five years from and after the passage of this act the citizens of the borough of Bethany aforesaid, shall be exempted from the payment of all taxes levied and assessed for county purposes, and the commissioners of the said county of Wayne shall cause the amount of county tax levied upon the citizens of said borough, to be added to the amount of county tax assessed and levied upon the citizens of the borough of Honesdale pro rata, and the same shall be collected of and from the citizens of said borough in the same manner as other taxes levied and assessed for county purposes are collected: *Provided*, that nothing herein contained shall prevent the citizens of Bethany otherwise qualified to vote at any general or special election, from exercising the right of electors; but the payment of the said tax by the citizens of the borough of Honesdale shall be regarded as the payment of the same by the citizens of the borough of Bethany, on whom the same has been assessed respectively.

Citizens of
Bethany ex-
empted from
tax for 5 years
Citizens of
Honesdale to
pay the same
additional.

Repealing
clause.

SECTION 7. That so much of existing laws of this Commonwealth, as is hereby altered, be and the same is hereby repeated.

WM. A. CRABB,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—The fifteenth day of February, one thousand eight hundred and forty-one.

DAVID R. PORTER.