

to construct a branch or extension of their present road. thousand eight hundred and thirty-one, be and they are hereby authorized to construct a branch or extension of their present road from a point upon the same, at the corner of Prune and Broad streets, in the county of Philadelphia, to the outer channel of the river Delaware, on League island.

Subject to provisions and restrictions of existing laws. SECTION 5. That in constructing and locating the said branch or extension, and after the same shall have been completed, the said Southwark railroad company shall be subject to all the provisions and restrictions imposed upon the said company under existing laws, as fully and effectually as if the same were herein re-enacted in full detail.

Laws relative to collection of county taxes, now in force in Allegheny county, extended to the collection of all taxes for the support of the poor in the city of Pittsburgh, &c. SECTION 6. That the laws now in force relative to the collection of county taxes on unseated lots or lands in Allegheny county, be and the same are hereby extended and made applicable to the collection of all taxes for the support and maintenance of the poor in the city of Pittsburgh; and the collectors of the said poor tax, and the county commissioners and treasurer shall be governed in all respects in their proceedings for the sale of unseated lots or lands for said poor tax, as now provided by law for the sale of unseated lots or lands for county taxes.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

GEORGE DARSIE,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 292.

AN ACT

To incorporate in Reserve township, Allegheny county, a borough, to be called the borough of Duquesne; to erect the town of Tarentum, in Allegheny county, into a separate election district; and to regulate the streets and public grounds in the borough of Girard, in Erie county.

Boundaries.

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 territory lying in the township of Reserve, in Allegheny county, included within the following boundaries: commencing at the junction of the Reserve tract, and running thence westwardly until it reaches the north-west corner of Thomas H. Stewart's land, and thence by the same to its junction with the lands late of Benjamin Herr, deceased; thence by the same to the brow of the hill at the village of New Troy; and thence by the same to the corner of land of Jacob Schimmer, on the New Troy road, (the southerly side thereof,) and the same continued about a straight line until it intersects Saw Mill run, (the line of*

the city of Allegheny;) thence by the same to the centre of the Allegheny river; thence up the same to a point opposite to the place of beginning, and thence to the place of beginning, to be called the borough of Duquesne, including also in the above territory the island known by the name of Herr's island.

SECTION 2. The inhabitants of said borough entitled to vote for members of the general assembly, having resided therein ten days immediately preceding the election, shall on the third Friday of March in every year thereafter, meet at the public school house in said borough, and then and there between the hours of three o'clock and seven, P. M., elect by ballot one citizen who shall be styled the burgess of said borough, and four other citizens to be members of the town council; and at the first election six school directors, two to serve one year, two to serve two years, and two for three years, and thereafter two school directors annually, and one person to be constable of said borough, and one person as overseer of the poor, whose name shall be returned to the next court of quarter sessions for the like purposes as in elections of township constables; the said inhabitants shall also at the same time and place elect two justices of the peace, one judge and two inspectors of elections, and assessors, agreeably to the laws of this commonwealth; the said election shall be conducted in the same manner as is provided for the election of township officers of this commonwealth, except that the certificates of the election of burgess, town council and school directors shall be filed among the records of the corporation: *Provided*, That the first election to be held under this act, shall be held by Ezekiel Day, Thomas Nesmith and Louis Fielbach, who are hereby required to attend at the public school house in said borough on the first Friday of May next.

SECTION 3. That from and after the said first Friday of May the burgess and town council duly elected, and their successors, shall be one body politic and corporate by the name, style and title of "The burgess and town council of the borough of Duquesne," shall have, possess and enjoy all rights, privileges, liberties and franchises of a borough, incorporated in pursuance of the act passed the first day of April, Anno Domini, one thousand eight hundred and thirty-four, entitled "An Act for the incorporation of boroughs;" and the several provisions of the said act so far as the same are not inconsistent with this act, shall extend to and be in force with said borough, as fully as if said borough had been incorporated agreeably to the provisions thereof.

SECTION 4. The school directors under this act, shall perform the same duties, and possess the like powers in all respects, as school directors elected agreeably to the general laws of this commonwealth.

SECTION 5. The said borough shall be a separate election district, and the electors thereof shall hold their borough and general elections at the public school house in said borough.

SECTION 6. The burgess and town council shall meet on the first Monday next succeeding their election in each year, and as often thereafter as occasion may require; three members shall constitute a quorum to do business, and the proceedings of a majority of a quorum, when there is one formed, shall be valid; they shall have power in the absence of the burgess, to elect a president pro tem., who shall perform all and every duty enjoined on the burgess in his absence; the burgess and members of the town council shall in all cases continue to hold their respective offices until their successors shall be duly elected and qualified.

SECTION 7. The town council shall have power to pass and enact such by-laws, rules and regulations and ordinances as they may deem

Annual election.

Burgess and town council.

School directors.

Constable.

Overseer of the poor.

Justices of the peace.

Provido.

Style.

Privileges.

School directors, duties and powers of.

Separate election district.

Burgess and town council, when to meet.

Quorum.

Town council, powers of.

Assess, levy, collect and appropriate taxes, &c.

Taxes not to exceed six mills on the dollar, except, &c.

Borough of Tarentum erected into a separate election district. Elections.

James Boyd to be judge, and J. Dickey and R. Hare inspectors.

Burgess and town council of Girard shall have power to ordain, enact, revise, repeal and amend ordinances, by-laws, &c.

Designate the width of side walks, repair and keep good the streets, alleys, &c.

Prohibit and remove all obstructions and nuisances.

May impose fines and penalties.

May regulate and prohibit exhibitions.

Power to assess and collect tax upon owners and keepers of dogs.

Proviso.

necessary to promote the peace and good order and general welfare of the inhabitants, and well being of said borough, and for the purpose of improving and keeping in good order the side-walks, streets, lanes, alleys or other property whatsoever, and also to assess, levy and collect and appropriate such taxes as shall be necessary to carry their rules and ordinances into effect, which said taxes shall not exceed in any one year, six mills on the dollar, except by consent of two-thirds of the taxables of the borough, to be certified under their hands to the town council for that purpose, and shall not in any one year make appropriation to exceed the taxes of that year.

SECTION 8. That the borough of Tarentum be and the same is hereby erected into a separate election district, and have and possess all the corporate powers pertaining to boroughs of this commonwealth; and that the qualified voters thereof shall hold their general and borough elections at the lower school house in said borough; and the election of borough officers shall hereafter be held on the first Friday of May in each year, and James Boyd is hereby appointed judge, and John Dickey and Robert Hare inspectors, to hold the first election.

SECTION 9. That the burgess and town council of the borough of Girard, in the county of Erie, shall have power to ordain and enact, revise, repeal and amend all such ordinances, by-laws, rules and regulations as shall be deemed expedient to promote the peace, good order, benefit and accommodation of the citizens of said borough; to designate the width of side-walks; to improve, repair and keep in good order the streets, alleys, side-walks and public square, and public grounds in said borough; to regulate the depth of vaults, sinks, drains and pits for privies, make permanent rules for the foundations of buildings and party walls, regulate the fences, side-posts and railings along the streets and public square, and to improve and adorn the public square; to prohibit and remove all obstructions and nuisances in the said borough; to prohibit and prevent the running at large of geese, sheep, swine, dogs, horses, cattle and other beasts in the said borough, and to authorize their seizure and sale in such manner as shall be provided by the ordinances of the said corporation; to impose fines and penalties, incurring partial or total forfeitures; to regulate and prohibit the exhibition of plays, shows, mountebanks, jugglers, and all and every other exhibition under such restrictions, fines and penalties as the said burgess and council shall direct; and they shall also have power to assess and collect a tax upon the owners and keepers of dogs; and all by-laws, ordinances, rules and regulations shall be signed by the burgess and attested by the town clerk, and entered in the records of the corporation: *Provided*, That no by-law or ordinance shall be carried into operation until ten days have elapsed after the publication thereof, by at least five advertisements set up in five public places in the said borough, or a publication of the same in a newspaper printed in said borough, which publication shall be certified at the time in the record books of the corporation, by the town clerk, at the foot or margin of such by-laws or ordinances, and such certificate shall be good evidence in all trials arising from or touching the said by-laws or ordinances.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The fifth day of April, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.