

No. 294.

SUPPLEMENT

To an act, entitled "An Act to incorporate the borough of Marietta, in the county of Lancaster," passed February fifteenth, one thousand eight hundred and thirty-four; relating to the collection of school taxes in Manor and Earl townships, Lancaster county, and relative to the election of a justice of the peace in the borough of Manheim, in said county.

Town council may assess a tax not exceeding one cent on the dollar in any one year.

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 town council of the said borough of Marietta, in assessing and apportioning the taxes of said borough, may assess a tax that shall not in any one year exceed one cent in the dollar of the valuation of taxable property.

Authorized to increase the width of certain alley.

SECTION 2. The town council of said borough of Marietta, shall have power and they are hereby authorized to increase the width of the alley running through said borough, between Front and High or Second streets, from the east end of said borough to Cherry alley, being the western end of that part of said borough laid off by James Anderson, to such width as they may deem expedient, not exceeding fifty feet, and a plan or specification of such increase of width shall be made and deposited with the town clerk for public examination and inspection; and the same shall forever thereafter be taken and allowed to be a public highway, for the same uses and purposes as the other streets, lanes and alleys within the said borough.

Viewers.

To be sworn or affirmed.

Duties.

SECTION 3. That James Wilson, James Whitehill, John Kline, John H. Goodman and Samuel Patterson, of the said borough, shall be viewers, who being first duly sworn or affirmed to discharge their duties with fidelity and impartiality, shall proceed to inquire what damages the owner or owners of lands, houses, or other property may sustain by reason of increasing the width of said alley, taking into consideration the advantages that may accrue to any person.

Viewers to make return to the town council.

Return to be entered of record.

SECTION 4. The said viewers or a majority of them, having viewed, estimated and determined the damages the owner or owners as aforesaid have sustained, shall make return thereof of the names of the several owners, and the amount of damage to be paid to each, to the town council of said borough of Marietta, who shall cause the same to be entered of record on their books, which thereupon shall bind and conclude all parties owning, or claiming to own, property affected by this act or the proceedings under it.

Damages to be paid on or before the expiration of six months after report made.

Certificates of amount of damages to be given by the town clerk, which may

SECTION 5. The town council of said borough of Marietta shall, on or before the expiration of six months after the report to them made of such appraisement of damages, pay or cause payment to be made of such damages to the persons entitled to receive the same, according to the report of the viewers, and if not paid at the expiration of said term of six months, it shall be the duty of the town clerk, on demand, to give to the person entitled to receive the same, a certificate of the amount of damages due and payable to them, which may be filed of record in the prothonotary's office in and for the county of Lancaster; and it shall be the duty of the prothonotary to enter the same in his docket, which

shall remain a lien upon the property of said borough of Marietta until duly satisfied and paid, and may be collected in the same manner as other debts against the said borough of Marietta.

SECTION 6. That such portion or portions of the act to which this is a supplement, inconsistent with the provisions of this act, be and the same are hereby repealed.

SECTION 7. That the school directors of Manor township school district, in the county of Lancaster, are hereby authorized to assess for school purposes, a tax not exceeding five times the amount to which the said district is entitled out of the annual state appropriation.

SECTION 8. So much of any law or laws as is inconsistent with the last section, is hereby repealed.

SECTION 9. In lieu of the tax heretofore authorized by law to be levied for school purposes, the school directors of the township of Earl, in the county of Lancaster, are hereby authorized and empowered to cause to be levied for the current year, and annually hereafter, such an amount of tax on said township as they may think necessary for school purposes, not less than equal to, nor more than treble the amount which the said township was entitled to receive out of the appropriation to the common school fund of the third of April, Anno Domini, one thousand eight hundred and thirty-seven.

SECTION 10. That the provisions of the seventeenth section of the act, entitled "An Act authorizing the sale of certain real estate, and relative to the collection of taxes in certain townships in Monroe, Berks and Lancaster counties, and certain school districts in Butler, Franklin, Mifflin, Indiana and Schuylkill counties," approved the tenth day of April, one thousand eight hundred and forty-eight, be and the same are hereby extended to the township of Earl, in the county of Lancaster.

SECTION 11. That from and after the passage of this act, whenever it becomes necessary for the electors of the borough of Manheim, in the county of Lancaster, to elect a justice or justices of the peace, such election shall be held at the time and place of holding the borough elections for borough officers, and by the same officers as said borough elections are held; and that such elections shall be conducted, and the returns made in every respect the same way as if the elections were held by the officers holding the township election according to existing laws.

be filed of record in prothonotary's office of Lancaster county, and shall be a lien.

School directors of Manor township, Lancaster county, authorized to assess additional tax for school purposes. Repeal.

School directors of Earl township, Lancaster county, authorized to cause to be levied such an amount of tax for school purposes, as they may think necessary, not less than, &c.

Provisions of the 17th section of a certain act extended to the township of Earl, in the county of Lancaster.

Manheim borough.

Justices of the peace, time and place of holding elections of.

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.