

Be it enacted by the authority aforesaid, that the said corporation, by the name and style of the burgesses, high constable and common council of the borough of Bristol, shall, at all times hereafter, be persons able and capable in law, to have, get, receive, hold and possess lands, tenements, rents, liberties, jurisdictions, franchises, and hereditaments, to them and their successors in office, in fee simple or for term of life, lives, years or otherwise, and also goods and chattels, and other things, of what nature or kind soever, and also to give, grant, let, sell and assign the same lands, tenements, hereditaments, goods and chattels, and generally to do and execute all other things about the same, by the name aforesaid; and they shall forever hereafter be persons able and capable in law, to sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended, in all or any of the courts within this commonwealth, or other places, and before any judges, justices or other persons whomsoever within this commonwealth, in all manner of actions, suits, complaints, pleas, causes and matters whatsoever.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That so much of the original act of incorporation, or of any other act for the regulation of the borough of Bristol aforesaid, as are altered or supplied by the provisions of this act, be, and the same are hereby repealed.

Approved March 29th. Recorded in L. B. No. 9, p. 557.

CHAPTER MMCDLXXXVII.

AN ACT TO ERECT THE TOWN OF MORRISVILLE INTO A BOROUGH.

Section I. (Section I, P. L.) 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 of Morrisville and its vicinity, in the county of Bucks, shall be, and the same is hereby erected into a borough, which shall be called

the borough of Morrisville, bounded and limited as follows, that is to say; Beginning at the upper corner of the township of Falls, at the river Delaware; thence along the line of the township of Lower Makefield, south fifty degrees, west one hundred and twenty perches to the Newtown road; thence cutting off a corner of William Jenk's land, so as to take the back line of Lewis Le Guen's and Henry Clymer's lands; south twenty-seven and an half degrees east two hundred perches, to Clymer's corner; thence through his and Mahlon Milnor's land, and cutting off a small corner of Mahlon Longstreth's land, south thirty-two degrees east two hundred and seventy perches, into other land of said LeGuen, to a corner at twenty perches distance from the lines of John Carlisle's land; thence at that distance parallel therewith (where a street is to be opened) north sixty degrees east, one hundred and twenty perches to the creek; thence up the said creek to its junction with the river; thence up the river, taking in the island to the place of beginning.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That it shall and may be lawful for all persons entitled to vote for members for the legislature, who have resided in the said borough twelve months previously to such election, to meet at the schoolhouse in the said borough, on the third Monday in April in every year, and then and there elect by ballot, between the hours of twelve and six of the same day, one reputable citizen residing therein, who shall be styled burgess of the said borough, five reputable citizens to be a town council, and one reputable citizen to be a high constable; but previously to such election the inhabitants shall appoint two reputable citizens as judges, one as inspector, and two as clerks of the said election, which shall be regulated and conducted according to the general election law of this commonwealth, so far as relates to receiving and counting votes, and who shall be subject to the same penalties for mal practices as by the said law are imposed; and the said judges, inspector and clerks, before they enter upon the duties of their respective offices, shall take an oath or affirmation before any justice of the peace of the

said county, to perform the same with fidelity; and after the said election shall be closed, shall declare the persons having the greatest number of votes to be duly elected; whereupon a sufficient number of certificates thereof shall be signed by the said judges, one of which shall be transmitted to each of the persons elected, and the other filed among the records of the corporation; and in case of a vacancy in any of the said offices, by death, resignation or otherwise, the burgess, or in his absence, or inability to act, the first named of the town council shall issue his precept, directed to the high constable, requiring him to hold an election in manner aforesaid, to supply such vacancy, giving at least ten days notice by advertisements set up at four of the most public places in the said borough.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That from and after the third Monday in April next, the burgess and town council duly elected as aforesaid, and their successors, shall be one body politic and corporate in law, by the name and style of "The burgess and town council of the borough of Morrisville," and shall have perpetual succession; and the burgess and town council aforesaid, and their successors, shall be capable in law to have, get, receive, hold and possess goods and chattels, lands and tenements, rents, liberties, jurisdictions, franchises, and hereditaments, to them and their successors, in fee simple, or otherwise, not exceeding the yearly value of five thousand dollars, and also to give, grant, sell, let and assign the same lands, tenements, hereditaments and rents; and by the name and style aforesaid they shall be capable in law to sue and be sued, plead and be impleaded, in any of the courts of law in this commonwealth, in all manner of actions whatsoever, and to have and use one common seal, and the same from time to time at their will to change and alter.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That if any person duly elected as burgess, or a member of the town council or constable as aforesaid, and having received notice thereof, as aforesaid, shall refuse or neglect to take upon himself the execution of

the office to which he shall have been elected, every person so refusing or neglecting, shall forfeit and pay the sum of twenty dollars; which fine and all other fines and forfeitures incurred and made payable in pursuance of this act, or by the by-laws and ordinances of the town council, shall be for the use of the said corporation.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That the burgess, town council and high constable, and each of them, before entering upon the duties of their respective offices, shall take an oath or affirmation before any justice of the peace of the county of Bucks, to support the constitution of the United States and of this state, and to execute the duties of their respective offices with fidelity; and the certificates of such oaths and affirmations shall be filed among the records of the said corporation.

Section VI. (Section VI, P. L.) And be it further enacted by the authority aforesaid, That it shall and may be lawful for the town council to meet as often as occasion may require, and enact such by-laws, and make such rules, regulations and ordinances, as shall be determined by a majority of them to be necessary to promote the peace, good order, benefit and advantage of said borough, and particularly of providing for the regulation of the streets, lanes, alleys and highways therein; they shall have power to assess, apportion and appropriate such taxes as shall be determined by a majority of them to be necessary for carrying the said rules and ordinances from time to time into complete effect, and also to appoint a town clerk, treasurer and such other officers as may be deemed necessary from time to time: Provided, that no by-law, rule, or ordinance of the said corporation shall be repugnant to the constitution or laws of the United States or of this commonwealth; and that no person shall be punished for a breach of a by-law or ordinance made as aforesaid, until three weeks have expired after the promulgation thereof, by at least four advertisements set up in the most public places in the said borough: And provided also, that no tax shall be laid in any one year on the valuation of taxable property exceeding one cent in the dollar, unless some object of

general utility shall be thought necessary; in which case a majority of the freeholders of said borough, by writing under their hands, shall approve of and certify the same to the town council, who shall proceed to assess the same accordingly.

Section VII. (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the burgess elected and qualified agreeably to this act, is hereby authorized and empowered to issue his precept, as often as occasion may require, directed to the high constable, commanding him to collect all taxes assessed, and fines and forfeitures imposed by this act, or by the ordinances or regulations of the corporation, and the same to pay over to the treasurer; and the said burgess is hereby authorized to carry into effect all by-laws enacted by the council, and whatever else shall be enjoined on him for the well-ordering and governing the said borough; he shall have jurisdiction in all disputes between the corporation and individuals arising under the by-laws.

Section VIII. (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That it shall be the duty of the town clerk to attend all meetings of the council when assembled upon business of the corporation, and perform the duty of clerk thereto, and keep and preserve the common seal and records of the corporation, and be answerable for the same, and also for the faithful discharge of all the duties which may be enjoined upon him by virtue of this act, or of the acts of the corporation, and his attestation with the seal of the corporation, shall be good evidence of the act or thing so certified.

Section IX. (Section IX, P. L.) And be it further enacted by the authority aforesaid, That the treasurer shall give security to the burgess for the faithful discharge of the duties of the office, and for the safe delivery of all monies, books and accounts appertaining thereto, into the hands of his successor, upon demand made for that purpose.

Section X. (Section X, P. L.) And be it further enacted by the authority aforesaid, That the treasurer, clerk, constable and such other officers as may be appointed by the town coun-

cil, in pursuance of this act or of the by-laws of the corporation, shall render their accounts to the council at least once in every year, and as much oftener as they or either of them may be called upon for that purpose by the said council, for settlement; and the said accounts being adjusted and settled, accordingly, shall be forthwith published by the said council, showing particularly the amount of taxes laid and collected, and of the expenditures.

Section XI. (Section XI, P. L.) And be it further enacted by the authority aforesaid, That it shall be the duty of the high constable to serve all process issued by the burgess within the said borough; to collect the taxes; to give notice of the annual and special elections of the said borough, by setting up advertisements in at least four of the most public places within the said borough, at least ten days previously thereto; he shall attend and see that the same is opened at the time, and in the manner prescribed by this act, and generally do and perform all the duties enjoined on him by this act, and by the by-laws and ordinances made in pursuance thereof: Provided, that it shall be the duty of the constable of the township of Falls, for the time being, to publish and superintend the election, to be held on the third Monday in April next, as hereinbefore directed.

Section XII. (Section XII, P. L.) And be it further enacted by the authority aforesaid, That if any person or persons shall think him, her or themselves aggrieved, by anything done in pursuance of this act, he, she or they may appeal to the next court of quarter sessions, to be held for the county of Bucks, upon giving security, according to law, to prosecute his, her or their appeal with effect; and the court having taken such order therein as shall appear to them just and reasonable, the same shall be conclusive against all parties.