

that the purchase money thereof has been or shall be duly paid; which deed when executed by the said administrators shall be as effectual in law, to all intents and purposes, as if the said James Carnahan had fully executed such contract, and conveyed to the said purchaser in his lifetime.

Approved March 31, 1809. Recorded in L. B. No. 11, p. 357.

CHAPTER MMMXC.

AN ACT FOR THE BETTER EMPLOYMENT, RELIEF AND SUPPORT OF THE POOR WITHIN THE TOWNSHIP OF GERMANTOWN, IN THE COUNTY OF PHILADELPHIA.

Whereas the poor within the township of Germantown, in the county of Philadelphia, are become numerous and expensive, and the charge of their support is likely to increase without affording them so comfortable a subsistence as the well disposed inhabitants wish to extend to their indigent fellow citizens, for want of proper regulations for their employment and relief. And whereas the inhabitants have purchased a house and lot of ground as a poor house for the reception of the poor within the township, and have been at considerable expense to put the same in good repair: Therefore,

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 Samuel Mechlin and Jacob Summers, for the lower district, John Johnston and Anthony Johnston, for the middle district, and Jacob Holget and Joseph Miller, for the upper district, be and they are hereby appointed managers for the relief and employment of the poor of the township of Germantown, and they and their successors shall in name and fact be one body politic and corporate in law, to all intents and purposes whatsoever, with full powers and authority to do and perform all the duties of and to exercise all the powers vested in the overseers of the poor by the poor

laws of this commonwealth, and shall have succession, and may sue and be sued, plead or be impleaded, and shall be incorporated by the name of "The managers for the relief and employment of the poor of the township of Germantown, in the county of Philadelphia," and by that name shall and may receive, take and hold lands, tenements and hereditaments not exceeding a yearly value of three thousand dollars, and any goods and chattels of the gift, alienation, bequest or devise of any person or persons whatsoever, and hereby empowered and authorized to use one common seal in the business of the said corporation, and the same at their pleasure to change and alter.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the said managers or any four of them shall and they are hereby authorized, enjoined and required to meet together on the first Monday in the month of May next, and on the first Monday in May in every succeeding year during the continuance of this act of incorporation, and at all such other times as they shall judge necessary by their adjournments, the time and place of meeting to be inserted in their book of minutes, notice to be given to each member in writing at least six days before the time of holding their annual and adjourned meetings, setting forth the time and place of holding such meetings, and the special business to be transacted on the respective days, to appoint proper officers and other persons for the business of the corporation, and to make and ordain by a majority of votes, all such good and wholesome ordinances, rules and by-laws as they shall think convenient and necessary for the direction, government and support of the poor house and house of employment, and the revenues thereunto belonging, and also for the maintenance and employment of all such poor persons as shall be taken in under their care, all which ordinances, rules and by-laws shall be from time to time inviolably observed by all persons concerned, according to the tenor and effect thereof: Provided, they be not repugnant to the constitution and laws of this commonwealth.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That the succession of the managers shall be in the following manner, the two first named shall go out of office in one year after the first appointed meeting, which will be on the first Monday in the month of May, one thousand eight hundred and ten, the next two named, on the first Monday in May, one thousand eight hundred and eleven, and the remaining two on the first Monday in May, one thousand eight hundred and twelve, and so on with their successors, two shall go out of office on the first Monday in May in every year after, during the continuance of the time for which they shall be incorporated, and the managers shall be chosen by the electors of said township in the month of March annually, at the time and place of electing constables and supervisors of the public highways of said township; and if any person so chosen shall refuse to serve the office of manager on due notice being given him, he shall forfeit and pay to the use of the poor, the sum of twenty dollars, to be recovered before any justice of the peace in the county, as by action of debt.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That it shall and may be lawful for the said managers for the relief and employment of the poor of the township of Germantown, from time to time to nominate, appoint, employ and pay one or more fit person or persons to be collector or collectors of the poor tax or taxes assessed or imposed or hereafter to be assessed or imposed upon the inhabitants of the said township, for the use and benefit of the poor thereof, which said collector or collectors so to be nominated and appointed by the managers and employed, shall with at least one surety to be with him or them joined, severally and respectively make and execute a bond or bonds unto the said managers for the relief and employment of the poor, in a sum equal to the amount of his or their duplicates, with a condition or conditions thereunto severally annexed and under written, for the true and faithful performance of all and singular the duties and services which shall or may law-

fully be imposed upon and required from such collector or collectors respectively. Provided nevertheless, that the compensation to be received by such collector or collectors shall not exceed five per centum on the sums by them respectively received.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That the said managers for the relief and employment of the poor, shall nominate and appoint one of their own board to act as treasurer, who shall give security to double the amount of the tax assessed in said township for the support of the poor to whom the collector or collectors shall pay over once in every month, and render an account of and concerning all such sums of money as they shall have respectively received for or on account of the said poor tax or taxes; and the said treasurer shall give a receipt or receipts to the collector or collectors for the sum or sums of money which he or they shall from time to time bring in and pay to him as aforesaid, which said receipt or receipts shall be a good and sufficient discharge unto the collector or collectors for so much money as may therein respectively be acknowledged and expressed to have been received by the said treasurer; and the said treasurer before he shall enter on the execution of the office shall take an oath or affirmation according to law, that he will discharge the office of treasurer truly, faithfully and impartially to the best of his knowledge and ability, and will well and truly pay and deliver over to the succeeding treasurer all the money, books, accounts, bonds and papers belonging to the said corporation, which shall then be remaining in his hands, custody and possession.

Section VI. (Section VI, P. L.) And be it further enacted by the authority aforesaid, That the managers for the relief and employment of the poor, shall on the first Monday in May, in the year one thousand eight hundred and ten, and on the first Monday in May in every succeeding year, publish in handbills to be distributed among the inhabitants of the township of Germantown, a state of their books, accounts, affairs and economy thereof, together with an account of the rents, pro-

ducts and interests of any real or personal estates or sums of money charitably given to the use of the said corporation, as also a list of the paupers within the house—and the outdoor pensioners.

Section VII. (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the overseers of the poor for the township of Germantown, are hereby required as soon as they are called upon by the board of managers for the relief and employment of the poor of said township, to surrender to the board of managers aforesaid, the poor house and lot of ground thereunto belonging, as also all the money, books, accounts, bonds and papers belonging to the said township relative to the poor thereof, which shall then be remaining in their hands, custody or possession, and the receipt of the board of managers aforesaid shall be a good and sufficient discharge unto the said overseers of the poor, for so much of the property as may be therein respectively acknowledged and expressed to have been received by the said board, and that so much of the act for the relief of the poor within this commonwealth, as authorizes the returning and appointing overseers of the poor for each township, be and the same is hereby suspended for the term of six years from and after the passing of this act, so far as relates to the choosing overseers of the poor for the township of Germantown, and the overseers appointed to serve for the ensuing year for the township aforesaid, are hereby released and discharged from the duties and obligations of their office, anything in any law to the contrary notwithstanding.

Section VIII. (Section VIII, P. L.) And be it further enacted by the authority aforesaid, That the accounts of the said managers shall be settled on the first Monday in April annually, by the auditors chosen to settle the accounts of the supervisors of the public highways of said township, and the same shall be published in one of the public newspapers printed in said township, but if no such newspaper should be printed in said township, then in one of the public newspapers

printed in the city of Philadelphia, and the books of said corporation shall be open at any time for the inspection of the inhabitants residing within the limits of said corporation.

Section IX. (Section IX, P. L.) And be it further enacted by the authority aforesaid, That the said corporation shall continue in full force for six years from and after the passing of this act, and until the close of the then next session of the legislature, and no longer.

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CHAPTER MMMXCI.

A FURTHER SUPPLEMENT TO THE ACT ENTITLED "AN ACT FOR LAYING OUT, MAKING AND KEEPING IN REPAIR, THE PUBLIC ROADS AND HIGHWAYS WITHIN THIS COMMONWEALTH, AND FOR LAYING OUT PRIVATE ROADS." (*).

Whereas by the existing laws for laying out and vacating public and private roads and highways, within this commonwealth, no provision is made to authorize the court of quarter sessions in the respective counties, to enquire, lay out, and vacate any public or private road or highway, at the same time or by the report of one view, and it appearing that such a power would be safe and advantageous, and would remove many inconveniences which have been experienced in a variety of cases, as the propriety of laying out a new road, or changing the route of an old one, might depend upon the old road being vacated in whole or in part, and would go to remove in many cases the objections against laying out a new road as long as it remained doubtful whether the old one would be vacated or not: Therefore,

Section I. (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Penn-