

scribed, previous to selling any tickets in the said lottery, shall lay the scheme thereof before the governor of this commonwealth, to be approved of by him, and shall also enter into bonds to the governor, for the due and faithful payment of all prizes that may be drawn in the said lottery, when the same shall be demanded, after the drawing of the said lottery shall be completed.

[Section III.] (Section III, P. L.) And, be it further enacted, by the authority aforesaid, That each of the afore described commissioners previous to entering upon the said duties, shall take and subscribe an oath or affirmation diligently and faithfully to perform the duties entrusted to them, and that they, or some three of them, shall attend at the drawing of each day, and, when the whole is completed, shall cause an accurate list of the fortunate numbers to be published in at least one newspaper in the city of Philadelphia, and in at least one newspaper in each of the boroughs of Reading, Harrisburg and Lancaster, and each of the said commissioners shall receive one dollar and thirty-three cents for each day's attendance on the duties enjoined on them by this act.

[Section IV.] (Section IV, P. L.) And be it further enacted by the authority aforesaid, That all prizes, not demanded within twelve months after publication as aforesaid, shall be considered as relinquished to the benefit of the said undertaking.

Passed March 29, 1796. Recorded L. B. No. 6, p. 90.

CHAPTER MDCCCXCII.

AN ACT TO ERECT THE TOWN OF HUNTINGDON IN THE COUNTY OF HUNTINGDON 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 Huntingdon, in the county of Huntingdon, shall be, and the same is hereby, erected into a borough, which shall be called the borough of Huntingdon, and shall be comprised within the following bounds, to wit: beginning at a large stone corner placed on the bank of the river Juniata, at or near the entrance of a fording place and at the distance of two hundred feet, on a course south sixty-six degrees east, from the east side of St. Clair street, thence north twenty-four degrees east, one hundred and nine perches and seven tenths of a perch to a stone thence north sixty-six degrees west one hundred and fifty-seven perches to a stone, thence south twenty-four degrees west, including Charles street, one hundred and ten perches, or thereabouts, to the river Juniata, thence down the same, on the northerly bank or side, to the place of beginning, being the boundary of the said town of Huntingdon, on record in the office for recording of deeds in and for the said county of Huntingdon.

[Section II.] (Section II, P. L.) And be it enacted by the authority aforesaid, That all persons residing within the said borough one whole year previous to the election, and being entitled to vote for members of the general assembly, shall, on the first Monday of April in each and every year hereafter, meet together at the court house in the same borough, and shall then and there elect by ballot three reputable citizens, residing therein, the highest of votes in whom shall be chief burgess, and the others assistant burgesses, and shall also elect a town clerk and high constable, and seven reputable citizens to be a town council, and, previous to any such election, the said inhabitants shall elect three citizens, one of whom shall preside as judge, one to act as inspector, and the other to perform the duty of clerk, according to the direction of the general election laws of this commonwealth (so far as relates to receiving and counting votes) and shall be subject to the same pains and penalties for malpractices as by the said laws are declared and appointed, and the said judge, inspector and clerk shall, previous to the exercise of any of their duties, take an oath, or affirmation, to act in their respective stations without partiality, and shall hold the said elections (from time to time as often as occasion may require) re-

ceive and count the ballots, and declare the persons having the greatest number of votes to be duly elected, whereupon duplicate certificates thereof shall be signed by the said judge, inspector and clerk, one whereof shall be transmitted to the prothonotary's office of said county, and the other filed among the records of the corporation, and if two or any greater number of persons have an equal number of votes, for any of the said offices, or if an election be disputed upon other principles, the said return shall be laid before the court of common pleas of the said county at the term next ensuing said election, who, upon examination into the nature of the return, shall determine which of the said persons shall fill the said office, and, in case of vacancy by refusal to accept, death, removal from the said borough, or resignation of any of the said officers, the said burgesses, or any one of them, shall issue, without delay, their or his process, directed to the high constable, requiring him to hold an election to fill such vacancy, he giving at least ten days notice by advertisements set up at five of the most public places within the said borough.

[Section III.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the burgesses and town council, duly elected as aforesaid, and their successors forever hereafter, shall be one body politic and corporate in law, by the name of "The burgesses and town council of the borough of Huntingdon in the county of Huntingdon" and shall have perpetual succession, and it shall and may be lawful to and for the said burgesses and town council aforesaid, and their successors forever hereafter, 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 burgess, or a member of the town council aforesaid, having notice thereof, shall refuse or neglect to take upon himself the execution of the office to which he shall be elected, every such person so refusing, or neglecting, shall forfeit and pay a fine of twenty dollars, which fines, and all other fines and forfeitures incurred and made payable in pursuance of this act, or of the

by laws and ordinances of the said burgess and 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 chief burgess, assistant burgess, town clerk, high constable and each member of the town council, shall take and subscribe an oath or affirmation before any one of the judges or justices of the peace for the county of Huntingdon, "to support the constitution of the United States and of this state, and well and truly to execute the duties of their respective offices in the borough of Huntingdon" before they shall enter upon their respective offices, and the certificate of such oath or affirmation, having been made, shall be recorded in the books 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 said burgesses and town council to meet and assemble together, as often as occasion may require, to enact such by-laws, and make such ordinances, rules and regulations, assess and appropriate such taxes, as shall be thought best calculated to promote the interests of the said corporation, and preserve good order therein, which by-laws, ordinances, rules and regulations shall not be inconsistent with the constitution and laws of this state, or of the United States, and the same to revoke, annul, alter and make anew, as occasion may require, but no by laws or ordinances shall be enacted, or rules and regulations made, unless agreed to by a majority of the burgesses and members of the town council for the time being.

[Section VII.] (Section VII, P. L.) And be it further enacted by the authority aforesaid, That the said burgesses shall be, and they are hereby, authorized and required to cause the by-laws, ordinances, rules and regulations made as aforesaid, to be carried into full and complete execution without delay, and it shall be the duty of the town clerk to attend all meetings of the burgesses and town council, when assembled on business of the corporation, and shall perform the duties of clerk thereto, and keep and preserve the common seal, records, books, and other documents, relating to said corporation, under the penalty

of being answerable to any person concerned for all damages, and of removal from office by the burgesses, or any two of them, and the high constable shall do and perform all duties on him enjoined by this act, and the by-laws or ordinances of the burgesses and town council, under the like penalties.

[Section VIII.] Provided always, That if any person shall think him or herself aggrieved, by anything done in pursuance of this act, he or she may appeal to the next court of quarter sessions for the said county of Huntingdon, he or she first giving security to prosecute his or her appeal with effect, which court shall take such order therein as shall be just and reasonable.

Passed March 29, 1796. Recorded L. B. No. 6, p. 92, etc.

CHAPTER MDCCCXCIII.

AN ACT DIRECTING THE MANNER, TIME AND PLACES FOR HOLDING ELECTIONS FOR THE ELECTORS OF A PRESIDENT AND VICE-PRESIDENT OF THE UNITED STATES.

Whereas the constitution of the United States declares that for the purpose of choosing a president and vice-president thereof "each state shall appoint, in such manner as the legislature thereof shall direct, a number of electors equal to the whole number of Senators and Representatives to which the state may be entitled in Congress."

[Section I.] (Section I, P. L.) Be it therefore 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 an election shall be held in the city of Philadelphia, and the several counties of this commonwealth, by the citizens qualified to vote for members of the general assembly, at the same place at which the said members shall be voted for, on the first Friday in November next, for the purpose of electing fifteen persons as electors for choosing a president and vice-president of the United States, of which election