

LAWS

OF THE

GENERAL ASSEMBLY

OF THE

COMMONWEALTH OF PENNSYLVANIA, 1897.

PASSED AT THE

SESSION OF 1897.

IN THE

ONE HUNDRED AND TWENTY-FIRST YEAR OF INDEPENDENCE

TOGETHER WITH

A Proclamation by the Governor, declaring that he has filed certain Bills in the Office of the Secretary of the Commonwealth with his objections thereto, and a List of Charters of Corporations organized under the Corporation Act of one thousand eight hundred and seventy-four, and the Supplements thereto.

BY AUTHORITY.

CLARENCE M. BUSCH,
STATE PRINTER OF PENNSYLVANIA.
1897.

or any of them, shall have sworn or affirmed falsely, such person or persons shall be deemed guilty of perjury, and liable to all the pains and penalties incident thereto: And it is further provided, That if upon any tract or piece of land for which an application be made for a warrant for the survey thereof, no settlement has been made, and the land in whole or in part cleared and fenced, or otherwise improved by the settler, any person or persons owning land so situated that the lands for which such application shall be made adjoin and lie between the land of such owner or owners and the navigable portion of any river, shall have the first right to purchase the land so applied for and receive a patent therefor; such owner or owners shall receive written notice that letters patent have been applied for immediately upon the application therefor, if such owner or owners shall file notice of his or their intention to purchase such land and accept letters patent therefor with the Secretary of Internal Affairs within sixty days from the date of the publication of the notice of application for a warrant for such land, and pay into the office of the Secretary of Internal Affairs the amount of the purchase money and fees and costs of the proceeding, whereupon if any person or persons, other than such owner or owners, shall have made the application for such lands, such person or persons so applying shall have paid back to him or them all fees and costs paid by him or them in such proceeding, as well as the amount of the purchase money theretofore deposited. But if such owner or owners fail to exercise their first right to purchase the lands so applied for within the time and in the manner before provided, in such event a patent for such lands shall be issued to the person or persons having applied for the warrant thereon, as in other cases.

Persons making false affidavit shall be deemed guilty of perjury.

Penalty.

Proceedings where no settlement has been made.

Certain persons shall have the first right to purchase.

Notice to be given to owners.

And notify Secretary of Internal Affairs.

And pay purchase money, etc., to him.

Fees and costs may be refunded in certain cases.

Proceedings where owner fails to exercise his rights.

Approved—The 15th day of July, A. D. 1897.

DANIEL H. HASTINGS.

No. 236.

AN ACT

To repeal the first, second, third, fourth, fifth and sixth sections of an act, entitled "A supplement to an act erecting Henrysburg, in Centre county, into a borough," approved the thirty-first day of January, Anno Domini one thousand eight hundred and forty-nine.

Section 1. *Be it enacted, &c.* That the first, second, third, fourth, fifth and sixth sections of the act of Assembly approved the thirty-first day of January, Anno

First section of act
January 31, 1849.
repealed.

Second section.

Third section.

Fourth section.

Fifth section.

Sixth section.

Domini one thousand eight hundred and forty-nine, entitled "A supplement to an act erecting Henrysburg, in Centre county, into a borough," which provides in the first section: That Henrysburg, in the county of Centre, shall be and the same is hereby erected into a borough, to be comprised within the limits and boundaries of the original plot or draft of said town, to lay a tax on all real and personal property within the limits aforesaid, to keep in repair the pipes which supply the said town with water, and for no other purpose whatsoever. In the second section: That it shall be lawful for all the taxable inhabitants, who have resided in the said borough three months previously to such election, to meet at the school house, or at such other place in said town as may be agreed upon by a majority of the citizens, on the second Wednesday of April in every year, and there elect by ballot, between the hours of twelve and six o'clock of same day, three respectable citizens residing therein, whose duty it shall be in each and every year to assess, levy and collect on all real property in said town, such amount of tax as may be necessary, and fifty cents on each single man over the age of twenty-one years; that those who have no real property shall be taxed on their personal property according to the county rates and levies, to keep in repair the pipes which supply the said town with water. In the third section: That the said council shall have full power to issue their warrant, with a duplicate, to some person a citizen of said borough, requiring him to demand and receive of and from every person in said duplicate named, the sum wherewith such person stands charged, to be paid over by said collector to the treasurer; and if any person shall for thirty days from the time said tax is demanded of him, neglect or refuse to make payment, it shall be the duty of said collector to levy the said tax by distress and sale of goods and chattels of the delinquent, giving ten days' public notice of such sale by written or printed advertisements. In the fourth section: That the said council shall at their first meeting in each year appoint a treasurer, whose duty it shall be to receive the money collected and levied as aforesaid, and pay out the same on orders drawn by the said council and signed by a majority of the board. In the fifth section: That the said council and treasurer before entering upon the duties of their respective offices, shall take and subscribe an oath or affirmation before some justice of the peace, diligently, faithfully and impartially to perform the several duties enjoined on them by this act, without favor, affection, hatred, malice or ill will, to be filed within three weeks thereafter in the office of the nearest justice of said county. And in the sixth section: That the said council shall have power to appoint a superintendent of the

water pipes, whose compensation for repairs and superintendence shall be regulated by the said council," be and the same is hereby repealed.

Approved—The 20th day of July, A. D. 1897.

DANIEL H. HASTINGS.

No. 237.

AN ACT

To authorize and empower the school directors and controllers of the several school districts within this Commonwealth to levy and collect a per capita tax, annually, for school purposes.

Section 1. *Be it enacted, &c.,* That on and after the passage of this act it shall be lawful for the school directors or school controllers of any city, borough or township within this Commonwealth, to levy and collect, annually, a per capita tax of one dollar for school purposes from each and every male inhabitant of the age of twenty-one years and upwards within their respective district.

School directors shall levy a per capita tax of one dollar.

Section 2. The per capita tax authorized in the first section of this act shall be levied and collected at the same time and in the same manner as school taxes are now levied and collected by law.

How collected.

Section 3. The per capita tax herein authorized shall be in lieu of the occupation tax for school purposes, and this act shall in no wise limit or abridge the power of school directors or controllers to levy a tax on real and personal property for school and building purposes.

Per capita tax in lieu of occupation tax.

Approved—The 22d day of July, A. D. 1897.

DANIEL H. HASTINGS.

No. 238.

AN ACT

Ratifying the ordering of extra work and material by the commission having in charge the purchase of land and the erection of buildings thereon for the Western Pennsylvania Institution for the Feeble Minded.

Whereas, By an act of Assembly entitled "An act to provide for the selection of a site and the erection of a State institution for the feeble minded, to be called the Western Pennsylvania State Institution for the Feeble Minded, and making an appropriation therefor,"

Preamble No. 1.