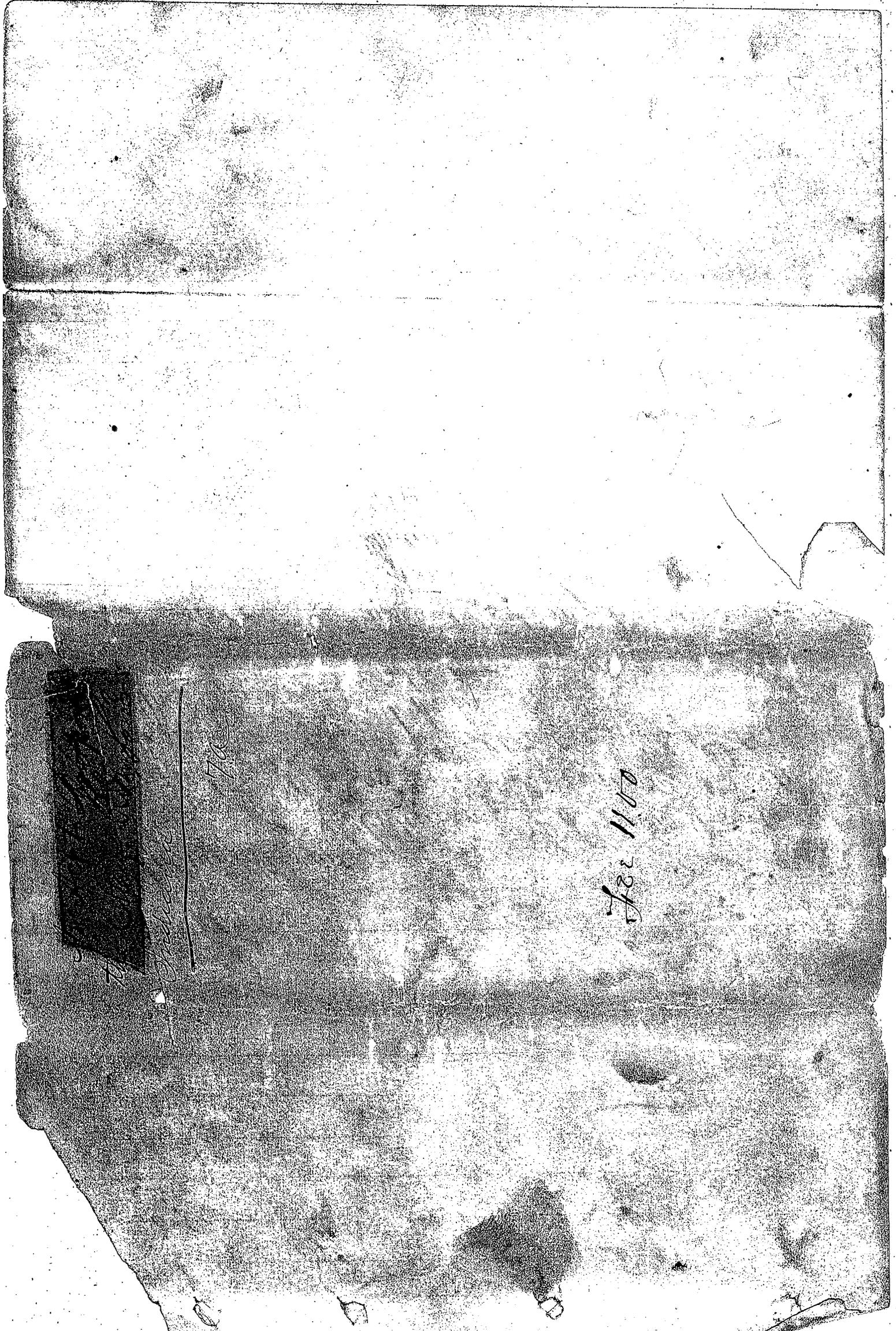


Indiana's Traits

Wm. J. Brown Secretary of
for the State aforesaid Do hereby Certify that
the foregoing is a true copy of the original Bill now on
my Office.

In testimony whereof I have
hereunto set my hand and
affixed the seal of State at
Indianapolis This 29th day of
February A. D. 1840.

Wm J Brown
Sec of State



Feb 11 1900

76

76

7

An act to incorporate the city of Richmond, Wayne County Indiana

Name and General Form of Incorporation.

Sec 1. Be it enacted by the General Assembly of the State of Indiana that the inhabitants, within the limits hereinafter described, are hereby authorized to be a body Corporate & politic, by the name and style of the "City of Richmond."

Sec 2. By that name they shall have perpetual succession, sue and be sued, plead, and be impleaded, defend and be defended in any Court of Law or Equity.

Sec 3. They may contract and be contracted with, purchase, lands Tenements, hereditaments, Goods and chattels, and hold the same for the use and benefit of themselves, and their Successors, or for the same purposes, may sell, transfer and convey the same to others, They may also borrow money for the use of the Corporation, and in case of a surplus or hands, above the immediate wants at any time of the Corporation, may loan the same at any interest, not exceeding ten per centum per annum, or invest the same in stocks, as may be deemed best and safest for said Corporation. Provided, the said Corporation shall, at no time, purchase any real or personal property for the purpose of Barter or sale for profit, Or borrow money to redeem.

Sec 4. Said Corporation shall have and use a common seal, and shall make and enforce all by laws necessary for the Good, Government and Welfare of said city, not inconsistent with the constitution of the United States, or the constitution of this State.

Limits of the Corporation

Sec 5. Beginning at the North East Corner of the Western abutment of the bridge across White Water river on the National Road, running thence up said river, and bounding thereon to the mouth of the West fork

or Neumanns Creek. - thence across said West fork, and along the Western side of the said East Fork, to a point immediately opposite the cascade immediately below the paper Mill dam. (now of the Richmond trading & Manufacturing Company.) Thence crossing said River at said cascade, East 136 perches - thence South until it intersects the most Northern line of Charles Shutes land. - thence with his land and lands of Daniel Burgess West, until it intersects the eastern side of Franklin Street, extended, as now located in said City. - thence South forty perches - thence West until it intersects the Western Bank of White Water river aforesaid and thence up by and with said river bank to the place of beginning.

Officers now created and terms of Service
 Sec 6. The officers of this corporation shall consist, of a Mayor two Councilmen from each Ward as now located, or as may hereafter be established an assessor a collector, a treasurer a clerk and a Marshall.

Sec 7. The Mayor shall be elected by the Qualificd votes, residing within the limits of the city Annually and shall hold his office for one year, and until his successor is chosen and qualified.

Sec 8. The corporation shall be elected by the Qualificd votes of the said city each ward thereof, being entitled to the members who shall hold their offices one year each, and until their successors shall be chosen and qualified, and any person thus elected Commissioner, refusing to serve shall pay a fine of ten Dollars. Provided However, That no person shall be compelled to serve two years in succession.

Sec 9. The Mayor and Councilmen, shall constitute a board to be called the Common Council, of which the Mayor shall be ex officio the president, and five members of the Common Council shall constitute a quorum for the transaction of Business, and in case of the absence of the Mayor, or in case of vacancy in his office, may select one of their own number President pro tem of said Council.

Sec 10. It shall be the duty of the Mayor to preside at all meetings of the board, unless pending questions in which he may be personally interested, but he shall only be entitled to vote upon questions when the board doing County business shall be equally divided in opinion, and in all such cases he shall give the casting vote.

Sec 11. In case of a vacancy in the office of Mayor, such vacancy shall be filled by a new election, two weeks notice thereof being given by the Common Council in some public Newspaper published in the City of Richmond.

Sec 12. In case of vacancy in the office of Councilmen, such vacancy shall be immediately filled by the board, to continue until the next regular annual election, and until a successor to such person, if appointed is elected and qualified.

Sec 13. A full and accurate record of the proceedings of the Common Council shall be kept by the clerk, and each days proceedings shall be signed by the President and attested by the clerk, which proceedings shall be subject at all times to the inspection of any citizen of said City who is a qualified voter thereof.

Sec 14. Before entering upon the duties of his office, the Mayor shall take an oath or affirmation faithfully to perform the duties of his office, before some person authorized to administer the same.

and also his bond made payable to the city of Richmond, with security to be approved of by the Common Council in the penalty of one thousand dollars for the faithful discharge of his duties, which bond shall be deposited in the office of the clerk of said city of Richmond.

Magisterial Powers of the Mayor

Sec 15. The Mayor so elected and qualified shall have the same jurisdiction and power in both civil and Criminal cases which Justices of the peace have in their respective townships and his jurisdiction shall also extend to all cases of violation of any of the laws, ordinances, regulations or decrees of the Common Council in regard to any and all matters whatsoever.

Sec 16. Said Mayor shall have the same power to issue process in all cases within his jurisdiction and shall proceed in the same manner and be entitled to the same fees as a Justice of the peace. He shall keep a Docket which in all respects shall have the same effect as the docket of a Justice of the peace. And the parties to any suit before him shall have the same right to a change of venue to trial by Jury and to an appeal to the Circuit Court as if the suit was instituted and pending before a Justice of the peace.

Duty of the Marshal

Sec 17. It shall be the duty of the Marshal to serve and return all process issued by the Mayor and his power for this purpose shall be co-extensive with the County of Wayne. He shall attend all trials before the Mayor and shall be entitled to the same fees as Constables for like services. He shall assist the Mayor in carrying into effect the Ordinances of the Common Council.

And shall perform such duties, as are prescribed by this charter. And may be prescribed by Ordinances or ordinances of the Council. And shall be a peace officer within the town. In case of the absence or inability of the Marshall. The Mayor may direct process to any Constable of Wayne Township or person who shall serve and return, the same as in other cases.

General Provisions

Sec 18. No person shall be incompetent, to be a witness or juror in suits, for the violation of any by Law, Ordinance or decree of the Common Council. Because such person may be a citizen of said city.

Sec 19. The stated meeting of the Common Council, shall be on the first Tuesday in each month in the year, and special meeting may be called at any time, with the approbation of any three Councilmen, the other members being duly notified thereof.

Sec 20. The councilmen, Assessor Collector Treasurer Clerk and Marshall shall be severally sworn or affirmed, faithfully to discharge their duties, before entering into office. And the collector, Treasurer and Marshall shall severally give bonds, payable to the city of Richmond, in such penalty as may be required by the Common Council, for the faithful discharge of their duties, and for faithfully accounting for all money or property that may come in to their hands by virtue of their respective offices. - the security to be approved by the Common Council, which bonds shall be filed in the office of the Clerk of the Common Council.

Sec 21. In case of the rendition of any judgment upon any bonds, taken by virtue of this act, against the makers thereof

No stay of Execution shall be allowed thereon. And in all provisions upon any official bond given by virtue of this act the shall be instituted in the Alleged Circuit Court

Mode of Electing Mayor and Councilmen

Sec 22. Every qualified Elector of this state, not a pauper, who shall have resided in the city of Richmond for the six months preceding the election, shall be entitled to vote for Mayor and Councilmen of said city.

Sec 23. An election for Mayor and Councilmen, shall be held at such place as the present council may designate, on the first Monday of January. And on the first Monday of January Annually thereafter, between the hours of 9 A.M. and 4 P.M. of said day, of which Election there shall be two weeks notice given in one or more of the newspapers printed in said city, of the first election for Mayor and Councilmen under this act, notice shall be given by the present Burgess and Council of the Borough of Richmond. And of all subsequent elections, notice for the same offices, notice shall be given by the Common Council.

Sec 24. All votes for Mayor, Councilmen, Assessor, Treasurer, and Marshall shall be by ballot, and any person voting, not being a citizen of said city, or who shall vote more than once, at the same election, for the same office or who shall be a Minor, upon conviction thereof, shall be fined in any sum not exceeding one hundred Dollars, to be paid over to the Treasurer for the use of the County Seminary.

Sec 25. On the first election for Mayor and Councilmen, by virtue of this act, the Burgess and Council of the Borough of Richmond as heretofore constituted, shall at least two weeks previous to said

Election. Appoints two discreet persons to act as Judges of said election, they being first sworn or affirmed faithfully to discharge their duties as such. After being sworn or affirmed they shall select two qualified voters to act as clerks of said election, who shall also be sworn or affirmed in like manner provided however in case of the inability, or absence of the Judges and Clerk so appointed or either of them, the citizens present on the election Grounds may select one or more of their own number to supply such vacancy who shall in that case be invested with the same powers being first sworn or affirmed to discharge their duty faithfully.

Sec 26. When so qualified as aforesaid, the judges shall proceed to receive and count the votes given, and the clerks to keep a correct list thereof. And on the day subsequent to said election, said Judges, under their hands and seals, shall certify to the clerk of the existing Burgesses and Council of the Borough of Richmond, as at present constituted, the names of all persons ^{voted} for as Mayor, with the number of votes given for each, written at full length, and also the names of all persons voted for as Councilmen, Assessor, Treasurer and Marshall, with the number of votes given for each candidate, also written at full length, which certificates shall be filed on the records of said Board.

Sec 27. When such certificates shall be so filed, it shall be the duty of the clerk of said board, to make out and deliver to the person having the highest number of votes, for Mayor, a certificate of his Election, which shall be a sufficient and full authority to said person, to exercise the powers delegated to him, by this act, after giving bond and taking the oath or affirmation required by law. The said clerk shall immediately thereafter make out, a like

§
Certificates, for each Councilmen, Also for Assessor, Treasurer and
Marshall, to those having the highest number of votes, for their
respective offices, and forthwith deliver the same to them, who
shall thereupon be deemed duly elected, and said certificates
shall be a sufficient and full authority, to said persons to exercise
the powers delegated to them by this act, after having been sworn
or affirmed, as aforesaid.

Art 28. No person shall be eligible to the office of Mayor, or Assessor
or Councilmen, who is not a freeholder, and who shall not have been
a resident of the city one year next preceeding his election,
Art 29. In all elections after 1840, a certificate of election shall
be made out, by the clerk of the Common Council, and delivered to
the person duly elected each election having been first certified
to the clerk, by the judges thereof, as is provided in the foregoing sections
Sections of this act, and in all cases a record of the certificates of said
Judges shall be kept by the clerk.

Specified Powers of the Common Council

Art 30. The common council shall have power annually to assess
against each male inhabitant of the city, who shall be 21 years of
age, sane, and not a pauper, a poll tax not exceeding fifty cents,
and upon all lands, tenements, hereditaments, and the appurtenances
thereunto belonging including all real and personal estate of bodies
Corporate or Indiv. (excepting school houses and houses for
Religious Worship and the lots upon which they are erected,) and
upon such goods and chattels as they shall from time to time
designate a tax not exceeding one per centum on the cash
value thereof, and have the exclusive right, by law or custom to the
contrary notwithstanding, to fix the rates of all licenses to retailers

of Spirituous Liquors, at such sums as they may deem best for the interest of said City, and shall moreover have power to refuse the vending of Spirituous Liquors altogether, if such be thought adviseable for the Welfare of the same.

Sec 31. Said Council on or before their stated meeting in February 1848, and yearly shall determine what Lands and Chattels, if any shall be assessed and taxed, and thereupon the clerk shall forthwith make and deliver, to the assessor, a copy of the assessment, roll of the previous year, together with a precept, under the Seal of the Corporation Commanding him in the name of the Common Council on or before the first Monday in April next, to make and return to said Council, a complete list of all persons liable to the poll tax, as aforesaid, and of all lands Tenements, Hereditaments, goods and Chattels liable to be assessed and taxed by the Order and determination of said Council, with the names of the Owners; a just and fair valuation of all such property.

Sec 32. The assessor, shall execute and return such precept according to the Command thereof, Carrying out said list in alphabetical Order, the names of all persons liable for such taxes, and every such assessment shall be made or taken, as if made on the first Monday in April Annually, from which time the taxes of the then Current Year, shall be a Lien upon the property assessed, and a Charge, against the owners of such property until paid, and which taxes hereinaforesaid, shall have priority of Collection over all other debts whatever.

Sec 33. Should any person feel aggrieved by the valuation placed on his Land or other property by the assessor, he may apply to the Common Council, for redress at any time, previous to the first day of June of said

Current Year, and if said Common Council should think said valuation too high, in proportion to the valuation of other property or if said property be not correctly listed, or any mistake made in the assessment, the same shall be corrected by the Common Council, and right and justice done.

Sec 34. On first Monday in June 1840, and annually thereafter on the first Tuesday in April, the Common Council shall determine the rate per centum of the tax to be levied on the assessment of said town. And thereupon the clerk shall forthwith make and deliver to the collector, an alphabetical list of the persons named in the assessment roll. And the amount of tax of the current year, and of the delinquent taxes of the preceding years chargeable against each, specifying whether the same is a poll, or property tax, and if the latter, concisely describing the property together with a precept under the seal of the Corporation Commanding said collector in the name of the Common Council, to collect the taxes charged in said list, and that he return said precept and list, and pay over to the treasurer the money so collected, on or before the first day of September next.

Sec 35. The collector, shall on or before the first Monday in June, demand payment, of the taxes, of the persons, charged respectively, or at their most usual place of Residence, and upon payment thereof, he shall receive receipts, therefor, specifying said the year and the amount of such tax.

Sec 36. If any tax shall not be paid on or before the first Monday in September, the collector shall proceed to collect the same, by distress and sale of the goods and chattels of the person charged therewith, giving ten days notice by written or printed advertisements,

put up in three of the most public places in said city.
 Sec 37. If no Goods or chattels, ^{can be found} out of which to make the taxes due from any person aforesaid, the collector after giving four weeks notice thereof, in the Newspapers printed in the city of Richmond, and by a written or printed advertisement put up in the Council House door of the city aforesaid, on the second Monday of November, between the hours of 10 A.M. and 4 P.M. of said day, proceed to sell at public Auction, before said Council House door, the rents and profits of all such lands, tenements, hereditaments, or ^{or} may be found, in said city, being the property of said person, from whom said taxes are due, for the shortest time the same can be sold for, and produce the amount sufficient to discharge said taxes, and the cost of such sale. Provided said time shall not extend beyond seven years, and in case the sale of the rents, and profits, will not produce the sum required, the collector shall sell the fee simple, or entire interests, of the Owner thereof, to the highest bidder for cash in hand, to so much of said property, where the same can be conveniently divided, as will be sufficient to discharge said taxes, and after deducting the amount of taxes, and costs aforesaid shall pay the residue, if any there be, to the person thus charged with the taxes.

Sec 38. In case of the sale of the rents, and profits of any property as in the preceding section provided, the collector shall give to the purchaser, a certificate of the sale describing the property, and the period for which it was sold, and specifying the amount of taxes and costs, for which the same was sold, which certificate if all the proceedings were regular, shall vest in the purchaser, an Indefeasible title to the property for the term therein specified, and it shall be prima facie evidence of the regularity of such

proceedings. Provided, However, That any person interested therein may redeem the property so sold, by paying to the purchaser, or the Clerk of the Corporation, at any time afterwards the amount for which the same was sold, together with fifty per centum thereon, and all taxes thereon which have accrued, since such sale, and been paid by such purchaser.

Sec 39. In all cases of the sale of the fee simple, of any lands, tenements, or Hereditaments, as herein ^{before} provided the collector shall execute to the purchaser a conveyance therefor, which conveyance providing also the proceedings prior to such sale were regular, shall invest in the purchaser, a perfect and unencumbered title in fee simple, to the property thus conveyed, Provided However that any person, interested therein may redeem the property so sold, by complying with the terms of redemption specified in the preceding act.

Sec 40. The collector besides the costs of printing, shall be allowed two per centum upon all taxes collected by distress and sale, of either real or personal property, ^{to be} paid out of the proceeds of such sale, as a compensation for such services, and he shall specify in his return of the precept, what taxes have been thus collected, describe the property sold and name the purchaser, and in case of the sale of rents and profits of real estate, specify the amount, and time for which the same was sold, he shall in said return, state what taxes if any, remain unpaid for want of property, out of which to make the same, and shall moreover, make oath or affirmation that his return is just and true to the best of his knowledge and belief. Which oath or affirmation, shall be endorsed thereon. He shall also give notice to the Council, of all omissions or other mistakes, in the assessments and tax rolls, which may have come to his knowledge that they

May be corrected

Sec 1st The common council shall at all times have full power, to refund any money wrongfully collected as taxes and to correct any assessment, or tax levied by adding thereto, or subtracting therefrom, so as to render the same just and uniform.

Sec 2d. The common council ^{in addition} to powers herein before granted, shall have the management and control of the finances and of all the property both real and personal belonging to the corporation, and shall have power within the limits of said city, to make establish alter, modify or amend and repeal Ordinances rules regulations and by laws for the following and other necessary purposes.

1. To prevent forestalling and regrating and to prevent and restrain every kind of fraudulent, device and practice within said city.

2. To prevent, restrain, prohibit, and punish all descriptions of Gaming in said city.

3. To Grant, license, ^{or} prohibit the exhibition of Common Showmen and of shows of every kind, or the exhibition of ~~shows~~ ^{shows} of every kind, natural or artificial Curiosities, Caravans, Equestrian, or Theatrical performances.

4. To prevent any riots disturbances or disorderly assembly in said city.

5. To suppress and restrain, disorderly houses and Groceries Houses of Ill fame, Billiard tables, nine or ten pin alleys, or tables or Ball alleys, and to authorize the destruction and demolition of all apparatus for the purpose of Gaming.

6. To compel the Occupant or owner of any Grocery, Cellar, Tallow chandler, Shop, Soap Factory, tanning Stalls, Barn, privy, Cener, or other unwholesome or noxious building or place, to cleanse remove or abate the same from time to time, as may be necessary for

the health, comfort, or convenience, of the inhabitants of said city at the discretion of said council

7. To direct the location of all Slaughter Houses, Market Houses, And Houses for storing Gunpowder.

8. To regulate the keeping and storing Gunpowder, and other Combustible or dangerous materials, and the use of Candles, ^{and} Lights in barns or stables,

9. To prevent Horse racing and immoderate riding or driving in any of the streets or alleys in said city.

10. To prevent the encumbering of streets side Walks and alleys, with Carriages, Wagons, Carts, Sleighs, drags, sleds, Wheel Barrows, boxes, lumber and firewood, or any other material or substance whatever.

11. To regulate the times and places of bathing and swimming in the river near the city,

12. To regulate, and punish (vagrants, mendicants street beggars and common prostitutes,

13. To regulate and restrain the running at large of Horses, Swine Sheep Goats, and Geese, and to authorize the detaining, impounding and sale of the same, for the penalty incurred, and the costs of prosecution,

14. to prevent the running at large of dogs and to authorize the destruction of the same, when at large contrary to any ordinances of the city.

15. To prohibit any person bringing, having, or depositing within the limits of the city, any dead Carcass or other unwholesome substance and to require the removal or destruction of the same, or any putrid or unsound beef, Pork, fish hides, or skins of any kind, if the person on whose premises the same may be found, and on his refusal.

- or default to remove such nuisances, to authorize the same to be removed, by some Officer of the city
16. To compel all persons to keep the snow, ice, and dirt, from the Side Walks in front of the premises owned or occupied by them.
17. To abate and remove nuisances, to prevent or punish obscene Exhibitions and for this purpose the Jurisdiction of said Corporation is hereby extended, to the distance of half a mile beyond the Limits of said City in every direction,
18. To regulate the burial of the dead, and provide for the Security and Sanctity of Public Burying Grounds
19. To provide for the keeping and returning to the Council of bills of Mortality, and to impose penalties on Physicians, Sextons and others for any default in this respect,
20. To regulate Gauging, the inspection of flour, the place and manner of Weighing and selling hay, of measuring and selling wood and lime, of measuring or weighing and selling Coal, and to appoint suitable persons to superintend, and conduct the same, to appoint Wood Corders and measurers of Lumber, Offered for sale in said City
21. To appoint inspectors of flour, beef & pork,
22. To appoint Watchmen and prescribe their duties,
23. To license Cartman and drayman, and regulate the price of Cartage and Drayage.
24. To regulate the policies of said city,
25. To regulate the weight of bread offered, for sale in said city.
26. To establish, make, and regulate public pumps, Wells, Cisterns Reservoirs, and prevent unnecessary Waste of Water,
27. To establish, ^{and} regulate public pounds.
28. To establish a market for the sale of provisions, and prescribe all

necessary Regulations for the same,

29. To provide by insurance or otherwise for the security of the property of the Corporation
30. To prevent the firing of Guns, Pistols and prohibit all fire Works within said City
31. To purchase fire Engines and to organize fire Companies,
32. To prohibit the selling by retail of any spirituous Liquors or ardent Spirits, to be drunk in the Shop, Tavern, Grocery, Outhouse Yard or Garden, Owned or occupied by the person, selling the same without a license from the said Common Council.
33. To prohibit the giving or selling of ardent Spirits or other intoxicating Liquors, to any intoxicated person, Child, Apprentice, or Servant, without the consent of his or her Parent, Guardian, Master, or Mistress,
34. To appoint inspectors of chimneys, and fire places and to require the cleansing of the same,
35. To appoint, and establish a board of Health within said City
36. To regulate party Walls and appoint a City Surveyor,
37. To prohibit provide for lightning said City
38. To regulate, or prohibit the erection of Wooden buildings within said City
39. To regulate the size of bricks
40. To erect a city Wall.
41. To exempt farms and out Lots, from tax at the option of the Council or abate the same if thought proper.
42. To compel the record of Town Lots before offered for sale.

43. To restrict the exhibition of Stud Horses, and Donkeys, in the streets, and to license the keeping of the same within said City

44 And if at any time hereafter, a Majority of the citizens of said city, shall deem it adviseable and so express by their votes, at any one election for Mayor and Councilmen, to bring the whole or any parts of either branch of the White Water runs into said city by means of pipes, or otherwise, to be used in cases of fire, for the cleaning or purifying said city, for culinary or other usefull purposes. That then and in that case, it shall and may be lawfull for the Mayor and Common Council to cause the said Water, to be conveyed to any and every part of said city at the expence of the Corporation thereof, by contract with an individual, or with a company Organized for said purpose, or by any other means not contrary to Law.

Sec 43. The common Council shall have power from time to time to appoint such additional assistant Marshalls Constables, or other officers, as they may deem necessary to carry out and enforce all orders, ordinances, by laws, decrees or regulations of said ~~Marshalls~~ Corporation, to prescribe their duties and regulate their Compensation, and may remove all such officers at pleasure.

Sec 44 The Common Council may do and perform all things necessary to carry into effect, the powers granted to them by this Act, and enforce obedience of all rules, ordinances, decrees, by laws and policies regulations, made in pursuance of this act, by imposing penalties for the violation thereof, not exceeding one Hundred Dollars, for any one offence, to be recovered in the name of the City of Richmond before the Mayor of said city or before any Justice of the peace of Wayne township, in an action of Debt, with costs of suit.

shall within one week of their appointments, each take an oath or affirmation before the Mayor, or some Justice of the peace for the aforesaid township that they will true valuation make, of all damages done or to be done to the property of individuals through which said street, or alley so to be opened, shall pass and a true and just award make in writing returning the same to the Mayor, or clerk of the Council, from under their or any two of their hands or seals, within at least ten days after their appointments Sundays excepted, which award shall be final. Provided however that no street or alley shall be opened as aforesaid shall be opened unless a majority of the citizens whose property shall be bounded thereon shall petition the common council for that purpose, and for the purpose of preventing any misunderstanding, it is hereby expressly declared, that no portion of territory within the limits of the Corporation shall be included in any road district. No shall the citizens nor the property of said city to be subject to taxation, for county or state road purposes anything in the laws of this state to the contrary notwithstanding.

Sec 50. The Common Council shall have full power to erect a city prison, for the use of the corporation and until such prison shall be erected, the jail of Wayne County shall be used for said purposes.

Sec 51. On the organization of the common council as provided in this act, all laws and parts of laws by which the borough of Richmond has been incorporated, and all laws coming within the purview of this act, shall, and the same are hereby repealed, and said Common Council, shall thereupon have full authority to demand, receive, and receive all books, papers and monies and effects, together with all species of property belonging to the existing Corporation

of and from the burgesses and council and all other officers thereof, which books, papers, moneys and effects, together with all species of property belonging to the Corporation, at the time of such Organization of the Common Council, shall rest, in the City of Richmond as a corporate body organized by virtue of this act.

Sec 52. The proceedings of the burgesses and ~~Council~~ Council of the Borough of Richmond are hereby legalized, Provided However, That the Government of said City shall be administered by the present authority until the first Monday in May next.

Sec 53. And Whereas the late Burgesses and Borough Council of the Borough of Richmond, upon the unanimous request of the citizens of said Borough, in primary meeting assembled, subscribed in their Corporate capacity, for a limited number of shares, in said primary meeting named, in the stock of the Richmond and Brookville Canal, to be paid by a tax or taxes to be levied, of the Goods and chattels, lands and tenements of said citizens, or any other of their property, liable for borough taxes. And Whereas best doubts should arise that the said Burgesses and ~~Council~~ Council, though instructed as aforesaid, have exceeded the authority granted to them, by the present borough charter, in subscribing for the same. Therefore Be it enacted by the authority aforesaid that the said subscription shall be legal to all intents and purposes and that the amount of shares so subscribed, shall be a lien upon the taxable property of the citizens. And that the taxes heretofore assessed, or that hereafter shall be assessed for the payment of said shares of stock subscribed as aforesaid and shall be collected according to the mode pointed out, in the present charter, for the collection of taxes. And furthermore that all the ordinances passed, heretofore by the burgesses and Borough

Councils of the Borough ~~Council~~ of Richmond, and not already repealed by said borough Councils, and not contrary to the Constitution, and Laws of this state, shall be and the same ~~are~~ hereby legalized.

Sec 54. This act to be in force from and after its passage, and shall be deemed and taken to be a public act, and shall be favourably construed, for every beneficial purpose. ~~Provided~~ ~~however~~, that the Legislature by a vote of two thirds of both branches thereof, may at any time, alter amend or repeal the same.

Approved Feb 24th 1840
David Wallace

W. G. Read,
Speaker of the House of Rep.
David Hillis
President of the Senate.