

Proceeding in  
case of failure  
to pay.

to which this is a supplement, and the several supplements thereto, are now by law recoverable; and in case of failure to pay the same shall be imprisoned, in the jail of the county where the offence shall have been committed, for the first offence, ten days, and for all similar offences thereafter any term not exceeding one month.

Duties of  
township con-  
stables on  
both sides of  
the river.

SECTION 3. It is hereby made the duty of the constable of the townships on both sides of the river adjoining the dams, and opposite the sluices mentioned in the first section of this act, under the penalty of twenty-five dollars for neglecting or refusing, to prosecute all persons offending against the provisions of this act; and it shall be the duty of each of the said constables, under like penalty of twenty dollars, to examine said dams and the sluices attached to the same, at least twice a week during the fishing season for shad, and to remove or destroy all and every device used or placed in the river for taking of shad, or obstructing their passage, contrary to the provisions of this act; and the commissioners of the counties in which the constables reside, performing the duties imposed upon them by this act, are hereby required to pay for the same out of the county funds, at the rate of one dollar per day for all time necessarily spent by the said constable in such service: *Provided*, The said constables shall make out their accounts and present the same under oath or affirmation.

Proviso.

Repeal.

SECTION 4. All the acts of Assembly heretofore passed on this subject, which are altered and supplied by the passage of this act, are hereby repealed.

JAMES THOMPSON,  
Speaker of the House of Representatives.

JACOB KERN,  
Speaker of the Senate.

APPROVED—The fourth day of March, one thousand eight hundred and thirty-five.

GEO: WOLF.

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No. 40.

## A Supplement

To an act relative to the Butler and Freeport turnpike road company.

Preamble.

WHEREAS, In an act of Assembly, passed the fourteenth of April, eighteen hundred and thirty-four, entitled "An act to authorize the Governor to incorporate the president, managers and company of the Butler and Freeport turnpike road company," a clerical error occurred in the transcribing, by which the name of "Walker" was omitted between the words "Wil-

liam and Nathan Skeer," in the list of the commissioners, in the first section of said law; Therefore,

SECTION 1. *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 William Walker, of the county of Butler, shall be deemed to have been duly appointed by the said act one of the said commissioners, and that all his acts as such are hereby declared to be good and valid: *And provided also,* That the act or acts of the majority of the said commissioners shall be considered as good and valid as if their whole number had concurred therein; and that the restriction of the number of shares of the stock of said company to one hundred is hereby repealed.

W. Walker appointed a commissioner proviso.

Acts of majority of commissioners made valid.

JAMES THOMPSON,  
Speaker of the House of Representatives.

JACOB KERN,  
Speaker of the Senate.

APPROVED—The seventh day of March, Anno Domini, eighteen hundred and thirty-five.

GEO: WOLF.



No. 41.

### An Act

To supply the borough of Harrisburg with water, and for other purposes

SECTION 1. *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 corporation of the borough of Harrisburg, in the county of Dauphin, be and they are hereby authorized and empowered to procure and introduce into the said borough a sufficient supply of pure fresh water, for the use of the citizens thereof, at the expense of the said borough.

Corporation authorized to introduce water.

SECTION 2. In order to carry into effect the provisions of the foregoing section, the corporation of the borough of Harrisburg aforesaid are hereby authorized to occupy and use such streams and springs of water as may be fixed upon and found suitable or purchased by the said corporation for that purpose, and to bring and convey the requisite supply of water into the said borough, by means of pipes, trunks or aqueducts; and also to dig and wall up the said springs and streams, and to provide and construct the proper cisterns or reservoirs for the reception of the water thereof. And for these purposes the said corporation, by their agents and workmen, may at all times enter in and upon and occupy and use such lands and enclos-

May use streams and springs, &c. for a supply.

Construct cisterns or reservoirs.

Occupy and use certain lands, &c.