

No. 152.

A FURTHER SUPPLEMENT

To "An Act authorizing the governor to incorporate the Bear Mountain railroad company, and for other purposes," passed on the thirteenth July, one thousand eight hundred and forty-two.

Damages.

Appeals, &c.

Proviso.

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 in all cases of the assessments of damages due or that may become due the owners of real estate through which the Bear Mountain railroad company shall locate their railroad, the owners of the said real estate or company, if dissatisfied with the report of the viewers, shall have a right to appeal from the award of the said viewers, within twenty days after the confirmation of the same by the court, on complying with the provisions of the act of assembly of the sixteenth June, one thousand eight hundred and thirty-six, entitled "An Act relating to reference and arbitration;" and said appeals shall be afterwards tried by a jury, as in other causes, whenever appeals have been entered: *Provided,* That this act shall not apply to any case in which the right of way has been released, or where an agreement in relation to damages or compensation has been entered into between the parties.

SECTION 2. The said company are hereby authorized to receive, in payment of subscriptions of stock, land and personal property, and the same to sell, alien and dispose of, or hold, use and enjoy, to them, their successors and assigns, in such way and manner as to aid in the construction, maintaining or adding to the business of their said road.

FINDLEY PATTERSON,

Speaker of the House of Representatives.

WILLIAM P. WILCOX,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, one thousand eight hundred and forty-five.

FRS. R. SHUNK.