

give notice of the receipt thereof to the said directors, within the time and in the manner aforesaid; and that for any neglect or refusal to perform any of the duties enjoined on them by the said act, the said justices of the peace and sheriff in the said county shall be subject to all fines, penalties and forfeitures to which the justices and sheriffs in other counties by the said act are subject or liable.

SECTION 16. The commissioners of said county are hereby authorized and empowered to pay the persons who are appointed commissioners by the first section of this act, the expenses incurred by them in the performance of their duty; and also to pay to each of the said directors a reasonable compensation for their services during the term they are employed in erecting any building or buildings aforesaid: *Provided*, The same shall not, including the annual sum allowed to them by this act, exceed fifty dollars for any one year. Commissioners to be compensated.

SECTION 17. So much of the laws of this commonwealth relating to the poor as are by this act altered or supplied, be and the same is hereby repealed, so far as they affect the county of Blair. Repeal.

SECTION 18. That the sheriff of said county shall in due time notify the said commissioners of their appointment, and when and where they shall meet for entering upon the duties assigned them by this act, which place of meeting shall be as near the centre of the county as possible. Sheriff to notify commissioners.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

APPROVED—The first day of April, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.

No. 260.

AN ACT

Authorizing an artificial road to be made on that part of the Southern post road which lies between the Woodlands cemetery gates and the intersection of Chesnut street.

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 Henry Leech and Charles Lloyd, of Philadelphia county, and Hill Pennell, of Delaware county, be and are hereby appointed commissioners to do and perform the things hereafter mentioned, that is to say: they shall procure a book or books, and cause to be written therein as follows, to wit: "We whose names are hereunto subscribed, do promise to pay the sums set opposite to our names, respectively, to be appropriated towards making an artificial road on that part of the bed of the Southern post road which lies between the Woodlands cemetery Commissioners.

Form of subscription.

gates and the intersection of Chesnut street, to such person and at such times as may be directed by the commissioners appointed by act of assembly to cause said artificial road to be made;" and the said commissioners, by themselves or by agents duly appointed, may take and receive subscriptions as aforesaid, from any person willing to make the same, or from any corporation having authority to make such subscription.

Certain corporations authorized to subscribe.

SECTION 2. The town council of the borough of West Philadelphia, on behalf of said borough, the managers of the Woodlands cemetery company, on behalf of said company, the road commissioners of the township of Blockley, on behalf of said township, the president and managers of the Delaware County turnpike road company, on behalf of said company, the guardians for the relief and employment of the poor of the city of Philadelphia, the district of Southwark and the townships of the Northern Liberties and Penn, on behalf of their corporation, shall severally have authority to subscribe towards making said artificial road: *Provided*, That the subscription by the guardians of the poor may be taken out in labor and materials, the amount thereof to be estimated by said commissioners. The supervisors of the township of Kingsessing, and the supervisors of any township in the county of Delaware, shall also have authority to subscribe on behalf of their townships, respectively, towards making said road: *Provided*, That no subscription by the supervisors of any one township shall exceed the sum of three hundred dollars.

Proviso.

Supervisors may subscribe.

Proviso.

Subscriptions to be binding.

SECTION 3. All subscriptions shall be binding on those who make them on their own account, and on the corporations on behalf of which they have been made; but no subscription shall be payable until the sum of two thousand five hundred dollars has been actually subscribed, when said commissioners shall appoint some suitable person as treasurer of the fund so subscribed, and shall require from him sufficient security to insure the faithful performance of his duty.

Duties of treasurer.

SECTION 4. It shall be the duty of said treasurer to receive all the moneys so subscribed, and to pay out the same on orders signed by a majority of said commissioners; he shall keep a correct account of his receipts and expenditures, and shall exhibit them, when requested, to any person interested in said fund.

When commissioners shall enter into contracts.

SECTION 5. When bona fide subscriptions to the amount of two thousand five hundred dollars, and upwards, have been made, and at least one thousand dollars paid into the hands of the treasurer, the said commissioners shall be authorized to enter into contracts for making said artificial road; and they shall cause the same to be made of stone well broken, so as to secure a solid foundation, and of a width of not less than twenty-one feet; and the facing stone thereof shall not be of a larger size than will pass through a ring three inches in diameter; they shall also cause a good earthen or gravel side road to be made on each side of said stone pavement; they shall also have authority to cause shade trees to be planted along the margin of the south footway: *Provided*, A sufficient amount shall be specifically subscribed for that purpose.

Construction.

Proviso.

Township of Blockley to keep the road in repair.

SECTION 6. When said road shall have been completed, it shall be the duty of the road commissioners of the township of Blockley, to keep the same in good repair; and for this purpose the said commissioners shall appropriate the road tax of the almshouse property; and the Woodlands cemetery company shall annually pay the sum of thirty dollars to the said commissioners, to be appropriated by them towards keeping said road in good repair.

SECTION 7. In case the subscriptions authorized as aforesaid, should not amount to the sum of two thousand five hundred dollars within one year after the passage of this act, it shall be lawful for the Delaware County turnpike road company to extend their road eastward over the bed of said road, to the intersection of Chesnut street, upon the same terms and under the same restrictions as are contained in the act authorizing the said company to be incorporated, and the supplement thereto, passed the third day of April, one thousand eight hundred and forty-six, and to be inspected in like manner when completed: *Provided*, That the said company shall be authorized to increase their capital stock two hundred shares, in order to meet the expenditures necessary to make said extension: *And provided further*, That said cemetery company and said guardians of the poor shall be authorized to subscribe to said stock; and in case either of said corporations subscribe twenty shares of stock, the travel of the managers, agents or workmen of the corporation so subscribing, to and from the said cemetery or almshouse, shall be free from the payment of toll.

When Delaware turnpike road company may make said road.

Provido.

Provido.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. WILLIAMSON,
Speaker of the Senate.

APPROVED—The thirtieth day of March, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.

No. 261.

AN ACT

To authorize Benjamin Kunkel and Abraham Landis to construct a break-water in the Swatara creek.

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 Benjamin Kunkel and Abraham Landis be and they are hereby authorized to construct a break-water, or embankment, adjoining and opposite to their lands in the Swatara creek, not to exceed fifty-three feet from low water mark: *Provided*, That no damage shall be done to public or private property, nor create any obstruction to the navigation of said stream.

Authority to construct works.

SECTION 2. That in case the said break-water hereby granted to be erected, shall obstruct the navigation of the Swatara creek, or in any way injure the private rights or property of any person using or navigating the same, or owning any lots or lands on either side of the said creek, or in any manner injure the viaduct bridge of the Lancaster and Harrisburg railroad company, or the aqueduct and bridge of the State erected over the said creek, it shall be lawful for any person or persons

Liable to prosecution.