

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.

LAWS OF PENNSYLVANIA,

so injured, to prosecute the owner or owners of such break-water by indictment in the court of quarter sessions for the county of Dauphin, as a common nuisance; and on conviction, the said court to impose such fine as the judges thereof may think proper, on the owner or owners, not to exceed one hundred dollars; and such fine shall be paid into the treasury of the commonwealth for the use thereof.

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. 262.

A SUPPLEMENT

To an act, entitled "An Act to authorize the New York and Erie railroad company to construct said railroad through Susquehanna county.

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 so much of an act, passed the twenty-sixth day of March, Anno Domini one thousand eight hundred and forty-six, entitled "A supplement to an act, entitled 'An Act to authorize the New York and Erie railroad company to construct said road through a portion of Susquehanna county, in the state of Pennsylvania,' passed the sixteenth day of February, A. D. one thousand eight hundred and forty-one," as is contained in the words following, viz: "*Provided also*, That the said New York and Erie railroad shall cross the Delaware river, into the said county of Pike, at some point between Carpenter's Point and the glass house: *Provided also*, That the said New York and Erie railroad company shall permit a connection at or near Carpenter's Point, in the county of Pike, with any railroad company now chartered, or hereafter to be chartered, by this state," be and is hereby amended, so as to read as follows: The said New York and Erie railroad shall cross the Delaware river, into the said county of Pike, at some point between Carpenter's Point and Bolton Basin: *Provided*, That the said New York and Erie railroad company shall, by the first day of October, in the year one thousand eight hundred and fifty-two, erect a permanent and substantial bridge across the river Delaware, between Sim's Clip and the rope ferry, at Matamoras, with a double track, one of which shall be suitable for laying a railroad track thereon; which bridge it shall be the duty of the said company, forever thereafter, to keep in good order and repair; and at which bridge they shall be entitled to charge and receive the same rate of tolls now charged at the bridge across the river Delaware, at the borough of Easton; and whenever any company, incorporated or to be

Part of former
act amended.

Proviso.