

No. 294.

A N A C T

Relative to the claim of Buyers and Umble.

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 canal commissioners be and they are hereby authorized to examine the claim of Buyers and Umble, for damages alledged to have been sustained by a concussion of cars, on the twenty-seventh of February, one thousand eight hundred and forty-seven, on the Columbia railroad; and if they shall find that the accident was occasioned by the negligence or carelessness of the engineers, or other state agent or agents, or any insufficiency of the road or engines, they shall assess the amount of damages, if any, and report the facts to the legislature.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

WM. WILLIAMSON,

Speaker of the Senate.

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

FRS. R. SHUNK.

No. 295.

A S U P P L E M E N T

To an act, entitled "An Act to erect the village of Honesdale, in the county of Wayne, into a borough," passed the twenty-eighth day of January, Anno Domini eighteen hundred and thirty-one.

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 town council of the borough of Honesdale, in the county of Wayne, are hereby authorized and empowered to give notice to any owner or owners, occupant or occupants of any lot or lots, bounded by any of the public streets, in said borough, to make suitable side walks along and opposite to their respective lots, either by flagging, paving, planking or graveling the same, as the said town council shall direct in said notice, and of the width, grade and at the points the said town council

Power to compel
owners to pave,
&c., side walks,
&c.

Upon neglect,
town council to
do the work and
enter a lien for
the amount.

shall direct in said notice, or that shall be fixed by the authority of the town council. And if any owner or owners, occupant or occupants of any lot or lots as aforesaid, shall omit to comply with the requirements of said notice, and shall neglect to make, or cause to be made and finished, the walk or walks required by said notice as aforesaid, for the space of ninety days after said notice shall have been given so as aforesaid, it shall be lawful for the town council to proceed to construct said walks, in such manner as they may deem fit and proper, keeping a just and true account of the costs and expenses thereof; for the recovery of which, they are hereby authorized to file a claim in the nature of a mechanic's lien, in the court of common pleas of Wayne county, in the name of the borough of Honesdale, against the owner or owners, reputed owner or owners, occupant or occupants of the lot or lots opposite to which said side walks have been made, which claim so filed shall be a lien upon said lot or lots; and the town council are authorized to proceed and collect the same in the manner pointed out by the act of the sixteenth of June, Anno Domini one thousand eight hundred and thirty-six, and its several supplements, relating to the lien of mechanics and others upon buildings.

Jurisdiction of
burgess.

SECTION 2. That the chief burgess, and in his absence or inability to serve, the assistant burgess of said borough, shall have jurisdiction of all actions for penalties imposed by any by-law or ordinance of said borough, to hear and determine the same, and proceed to judgment thereon, and issue execution in the same manner as penalties of like amount are recoverable, and appeals allowed before justices of the peace.

Relative to the
publication of
ordinances.

SECTION 3. The affidavit of the secretary of the town council, or of the borough constable, sworn to before a justice of the peace, stating that the by-laws have been published according to the requirements of the sixth section of the act to which this is a supplement, entitled "An Act to erect the village of Honesdale, in the county of Wayne, into a borough," shall be conclusive evidence of that fact in any court.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

WM. WILLIAMSON,

Speaker of the Senate.

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

FRS. R. SHUNK.