

have power, and are hereby directed to agree to refer to arbitrators or referees, under and pursuant to the provisions of the voluntary arbitration laws now in force, all disputes which have arisen or may arise between the said prisons, their agents or the inspectors thereof, or either of them, and any person or persons who may have sent or shall send raw materials to them, respectively, for the purpose of being manufactured by the convicts in the said prisons, or either of them; and to take such further proceedings in such references as shall enable a full and fair hearing and investigation of all the accounts, statements and proofs touching the same, and a just and speedy decision of such claims and disputes, by such referees to be mutually chosen by said parties; and the decision of such referees or arbitrators in the premises, to be filed under a rule of court, shall be final and conclusive; and the sum awarded shall be collected and paid to the successful party, as like amounts are, in such cases of reference, by law recoverable; and in case said parties cannot agree upon a third referee or arbitrator, he shall be selected and appointed by the other two referees so to be chosen by the said parties.

Arbitration act extended to the Eastern and Western penitentiary.

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

WM. WILLIAMSON,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 313.

AN ACT

Relative to the supervisors of Franklin township, Armstrong county, the supervisors of South Lebanon township, Lebanon county, and to extend the boundaries and police power of the borough of Erie.

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 supervisors of the highways, in the township of Franklin, in the county of Armstrong, be and they are hereby required to open and keep in repair the streets, lanes and alleys in the village of Worthington, in said township; said streets, lanes and alleys to be opened according to the original plan of said village.

Duties of supervisors in Franklin township, Armstrong county.

SECTION 2. That from and after the passage of this act, the supervisors of South Lebanon township, in the county of Lebanon, shall severally enter into a bond to the commonwealth, for the use of said township, in double the amount of the duplicate of taxes assessed for any one year for township purposes, with at least one approved security, conditioned for the faithful collecting of the same, and accounting for all moneys received by them, and paying over all balances in their

Supervisors of South Lebanon, Lebanon county, to give security.

hands to their successors in office; which bond, with approved security, shall be given at the next court of quarter sessions of the said county, immediately succeeding their election; and the said court shall approve of the same, and shall have power to allow the accounts of the said supervisors, and compel settlement thereof at least once a year.

Boundaries of
the borough of
Erie extended.

SECTION 3. That the boundaries of the borough of Erie, in the county of Erie, be and are hereby extended so as to include, in addition to what is already included within its corporate limits, the territory and inhabitants included and embraced within the following boundaries: Beginning on the east at the north end of Ash lane; thence southwardly along the centre of Ash lane to the south-east corner of out-lot, number two hundred and seventy-three; thence westwardly along the southern line and boundary of out-lots, number two hundred and seventy-three, two hundred and seventy six, two hundred and seventy-seven, two hundred and eighty, two hundred and eighty-one, two hundred and eighty-three, two hundred and eighty four, two hundred and eighty-five, two hundred and eighty-eight, two hundred and eighty-nine, two hundred and ninety-two, two hundred and ninety-three, two hundred and ninety six and two hundred and ninety-seven, and including said out-lots to Liberty lane; thence northwardly along the centre of Liberty lane and Liberty street to the bay and harbor of Erie; thence westwardly along the shore of the bay and around the head thereof, as far as the shore extends; thence by a direct line across the western opening or channel, to the western extremity or end of the island of Presque Isle; thence around the outside and northern shore of the island to the eastern end or extremity thereof; thence by a direct line across the eastern channel to the shore of the lake, at and near the north east corner of the sixty acre reservation, called the Garrison ground; thence along the eastern and southern boundary of said reservation to the north end of Ash lane, to the place of beginning; together with all the streets, lanes, public squares and public grounds, included within the limits and territory thus added and annexed; and the jurisdiction of the corporate authorities and other affairs of said borough, is hereby extended to the limits aforesaid; and all persons residing on the territory thus added and annexed, shall be taken and considered as inhabitants of the borough of Erie, entitled to all the privileges of the citizens of said borough, and subject to all the laws and ordinances of said borough; and so much of the territory and population thus added and annexed, as lies east of State lane and State street, and a line corresponding with its extension north to the northern limits of the borough, shall be attached and belong to the East ward; and so much of the territory and population thus added and annexed, as lies west of State lane and State street, and a line corresponding to its extension to the north line of the borough, shall be attached and belong to the West ward.

Powers of bur-
gess.

SECTION 4. That the burgess of the said borough of Erie, in addition to the powers heretofore conferred by law, shall hereafter, ex officio, have, hold, enjoy and exercise the criminal jurisdiction of a justice of the peace, so far as regards offences, of whatever nature, committed within the said borough, as fully as the same is had, held, enjoyed and exercised by any justice of the peace of this commonwealth, and shall be entitled to demand and receive the same fees, for services rendered in the exercise of his criminal jurisdiction, as are by law allowed to justices of the peace for similar services.

Powers of coun-
cil.

SECTION 5. That the burgess and town council of the said borough of Erie shall have power, and they are hereby authorized, from time to time, to appoint such number of police constables, being resident citizens of said borough, as in their discretion, they may think neces-

sary to the proper execution of the laws, and the keeping the public peace, and to revoke such appointments at pleasure: all such police constables, so appointed as aforesaid, after having taken and subscribed the same oath which is prescribed for other constables of this commonwealth, shall, during the continuance of their respective appointments, have, hold, enjoy and exercise all the powers and authority of any ward or township constable in this commonwealth, so far as regards criminal offences, of whatever nature, committed within the limits of said borough, and shall be entitled to demand and receive the same fees as are by law allowed to constables of this commonwealth for similar services; and so much of the seventh section of the act April eighth, eighteen hundred and thirty-three, as relates to the recovery of fines or forfeitures, shall be taken and construed as giving jurisdiction to justices of the peace in all suits for the recovery of fines, penalties and forfeitures, under the by laws and ordinances of said borough.

SECTION 6. That the burgess and town council of the said borough To provide a of Erie, shall have power and authority to provide and establish a lock- lock-up house. up, or watch house, within said borough, for the detaining and confining of persons arrested by the police officers, until such persons can be taken before the proper authority for examination; but no person shall be detained in such lock-up, or watch house, for a longer period than thirty six hours, except upon the order of the examining magistrate for further hearing.

SECTION 7. The burgess and town council of the said borough of Power to enact Erie, shall have power and authority to make, ordain and establish such by-laws, &c. rules, regulations and ordinances, with such penalties for the breach thereof, as they shall deem fitting and proper for the moving of all steamboats and other vessels, canal boats, and all other craft in the harbor of Erie, and for regulating and determining the order and manner in which they shall lay at the wharves to load and unload, and for their removal to make room and accommodate others, for clearing the docks and wharves, and preventing nuisances about the same, and for all other purposes and objects which the health, good order and accommodation of business may require: all which rules and regulations and ordinances shall be made and published, and under and subject to all the conditions and provisions as provided in the ninth section of the act of incorporation, passed eighth April, one thousand eight hundred and thirty-three; all penalties, fines and forfeitures to be sued for and recovered and appropriated, as is provided for other similar cases in the act of incorporation aforesaid.

SECTION 8. The burgess and town council of the said borough of Power to appoint Erie, shall have power and authority, from time to time, to appoint a harbor master. resident citizen of the said borough to be harbor master, and the same to remove at pleasure; and the said harbor master, so appointed as aforesaid, shall have power and authority to carry into execution, and to compel obedience to all such rules, regulations and ordinances, as the said burgess and town council shall enact, ordain and establish, in pursuance, and by virtue of the authority granted them in the preceding section, or by any previous or subsequent law. If any master of any steamboat, vessel, canal boat or other craft, shall refuse or neglect to comply with the directions of said harbor master, in matters within the jurisdiction of his office, or if any person or persons shall prevent, or obstruct, the said harbor master in the execution of his duties, such master or other person or persons, for each and every such offence, shall severally forfeit and pay a sum not exceeding one hundred dollars, to be sued for, recovered, and appropriated as other fines and forfeitures, as provided in the act of incorporation; said harbor master shall have

authority to appoint one or more deputies to assist him in the execution of the duties of his office.

Power to establish a bill of fees, &c.

SECTION 9. The burgess and town council of the said borough of Erie, shall have power and authority, from time to time, to ordain and establish a bill of fees and charges upon all steamboats, vessels, canal boats, and other craft loading or unloading in the harbor of Erie, which the said harbor master shall be entitled to demand, ask, sue for and recover from any master or owner of such steamboat, vessel, canal boat or other craft as aforesaid, for his services in attending to the duties of his appointment.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

WM. WILLIAMSON,

Speaker of the Senate.

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

FRS. R. SHUNK.

No. 314.

AN ACT

In relation to the sale of certain real estate, and the orphans' courts.

Preamble.

WHEREAS, Nathaniel Newlin, late of the township of Darby, in the county of Delaware, and state of Pennsylvania, deceased, in and by his last will and testament, duly proved in the office for the probate of wills, at Chester, in the county aforesaid, the thirteenth day of October, Anno Domini, one thousand eight hundred and twenty-nine, did, among other things, devise as follows, to wit: "I order and direct, that my executor hereinafter named, shall divide, or cause to be divided, as soon after my decease as conveniently may be done, all that lot or piece of wood land situate in Darby township aforesaid, containing thirty-one acres, one quarter, and twenty-nine perches, being the same which I bought of John Rively, and adjoining on the west of other of my land, into three parts or shares, by straight lines running parallel to, and of the same length of the boundary lines upon the east and west sides of said lot, said lines running south twenty-seven and a-half degrees east one hundred and seven chains, and in such manner that the part or share on the westernmost side of said lot, and next to land now or late of J. Bonsall, may contain eleven acres, one quarter, and twenty-nine perches; and also, that my executors aforesaid do, at the same time, lay out and continue the private road, of twenty feet width, now running along the southern end of the aforesaid lot or piece of twenty-seven acres, one quarter, and sixteen perches, so that the said road may extend and lead into the said part or shares of eleven acres, one quarter, and twenty-nine perches. Item: I give and devise to my nephew, Cyrus Mendenhall, of Lower Chichester, and my friend,