

acquiring and securing a fund from which to pay all costs, damages, and expenses required in locating, opening, *building, improving*, widening, straightening, extending, maintaining, repairing, or vacating of the roads and highways, or parts thereof, improved under the provisions of this act; and for the taking, using, and enjoying of such land as may be made necessary in constructing and maintaining proper slopes, embankments, fills and culverts; and the moneys so raised shall not be used or expended for any other purpose than that named in this section. All warrants for the payment of any portion of the money raised for the purposes aforesaid shall be issued by the said commissioners, or a majority of them, in the manner now provided by law in the several counties, upon estimates which shall be made from time to time by the person charged with such duty, and the amount and time within which the same shall be paid shall be fixed and determined in the contract made for the public work herein authorized.

Warrants for payment of money.

APPROVED—The 4th day of May, A. D. 1927.

JOHN S. FISHER

No. 357

AN ACT

To amend section two of an act, approved the ninth day of June, one thousand nine hundred and eleven (Pamphlet Laws, eight hundred sixty-one), entitled "An act to protect trees and woodlands, and providing punishment for the violation thereof," as amended.

Protection of trees and woodlands.

Section 2 of act of June 9, 1911 (P. L. 861), as amended by act of April 27, 1925 (P. L. 322), further amended.

Section 1. Be it enacted, &c., That section two of an act, approved the ninth day of June, one thousand nine hundred and eleven (Pamphlet Laws, eight hundred sixty-one), entitled "An act to protect trees and woodlands, and providing punishment for the violation thereof," which was amended by section one of an act, approved the twenty-seventh day of April, one thousand nine hundred and twenty-five (Pamphlet Laws, three hundred twenty-two), entitled "An act to amend sections two and three of an act, approved the ninth day of June, one thousand nine hundred and eleven (Pamphlet Laws, eight hundred sixty-one) entitled 'An act to protect trees and woodlands, and providing punishment for the violation thereof,' " is hereby further amended to read as follows:

Injury, destruction or removal of trees or shrubs.

Section 2. If any person shall wilfully or maliciously cut bark from, or cut down, injure, destroy, or remove a tree or trees, shrub or shrubs, or parts thereof, growing or standing upon the land of another, without the consent of the owner; or shall wilfully or maliciously do or cause to be done any other act to the damage of said land or the trees or shrubs growing thereon, such person on conviction thereof in a summary proceeding before any magistrate,

alderman, or justice of the peace, shall be sentenced to pay a fine of not less than twenty-five (\$25.00) dollars and costs of prosecution for each such tree or shrub or part thereof cut down, injured, destroyed, removed, or from which bark has been cut; and in default of the payment of said fine and costs shall be imprisoned in the county jail one day for each dollar of fine and costs unpaid. One-half of any fine collected under the provisions of this act shall be paid by the magistrate, alderman, or justice of the peace to the person or persons furnishing the information upon which the prosecution was instituted, and the other half of said fines collected under the provisions of this act shall be paid by the magistrate, alderman, or justice of the peace into the county treasury for the use of the county. Any owner of any such trees or shrubs, his, her, or its agent, employe, or lessee, or any constable or police officer is hereby authorized to arrest without warrant any person so found cutting bark from, cutting down, injuring, destroying, or removing such trees or shrubs. Said arrest may be made on any day, including Sunday. *Nothing contained in this section shall be construed to apply to acts committed in good faith by enginners and surveyors and their assistants in making surveys.*

Penalty.

Disposition of fines.

Arrest by owner or police officer without warrant.

Exceptions.

APPROVED—The 4th day of May, A. D. 1927.

JOHN S. FISHER

No. 358

AN ACT

To amend section four hundred and twenty-one of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended, by defining and limiting road taxes and providing for the payment of existing indebtedness incurred for road purposes.

Section 1. Be it enacted, &c., That section four hundred and twenty-one of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended by an act, approved the sixteenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, five hundred seventy-five), entitled "An act to amend section three hundred and ninety-seven, four hundred and twenty-one, and one thousand two hundred and twenty-one of an act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled 'An act concerning townships; and revising, amending, and consolidating the law relating thereto,'" and as further amended by an act, approved the twentieth

Townships of the second class.

Section 421 of act of July 14, 1917 (P. L. 840), last amended by act of May 20, 1921 (P. L. 959), further amended.