

No. 356

AN ACT

To amend section fifteen of an act, entitled "An act providing for the original location, laying out and construction of public roads or highways in the several counties of this Commonwealth, and for the permanent improvement of certain public roads or highways therein; making such originally constructed or improved roads and highways county roads; authorizing the relocation, opening, straightening, widening, extension, and alteration of the same, and the vacation of so much of any road as may thereby become unnecessary; providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties, and prescribing penalties for the violation thereof; providing for the taking of property for such improvement, the compensation to be paid therefor, and the payment of damages resulting from such taking, and the manner in which such damages may be determined; providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads; authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof; prescribing a method for improving a county road lying within or traversing a borough, and apportioning the cost of such improvement; and authorizing the vacation of any county road," approved the eleventh day of May, one thousand nine hundred eleven (Pamphlet Laws, two hundred forty-four), by adding to the purposes for which the annual tax may be expended.

Section 1. Be it enacted &c., That section fifteen of the act, entitled "An act providing for the original location, laying out and construction of public roads or highways in the several counties of this Commonwealth, and for the permanent improvement of certain public roads or highways therein; making such originally constructed or improved roads and highways county roads; authorizing the relocation, opening, straightening, widening, extension, and alteration of the same, and the vacation of so much of any road as may thereby become unnecessary; providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties, and prescribing penalties for the violation thereof; providing for the taking of property for such improvement, the compensation to be paid therefor, and the payment of damages resulting from such taking, and the manner in which such damages may be determined; providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads; authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof; prescribing a method for improving a county road lying within or traversing a borough, and apportioning the cost of such improvement; and authorizing the vacation of any county road," approved the eleventh day of May, one thousand nine hundred eleven (Pamphlet Laws, two hundred forty-four), is hereby amended to read as follows:

Section 15. The said commissioners, or a majority of them, of the several counties of this Commonwealth, are hereby authorized to levy, assess, and collect an annual tax, of not more than two mills upon the dollar, upon all real and personal property within said county, now or hereafter taxable for county purposes, for the purpose of

County roads.

Section 15 of act of May 11, 1911 (P L. 244), amended.

Annual tax levy.

Purposes.

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,