

*court, upon petition of the borough authorities and after such notice as is required in subsection (c) of this section, may authorize the borough without the removal of any dead from the burial ground to improve and maintain the burial ground by the restoration, improvement or removal of some or all of the gravestones, posts, railings, fences or other structures and improvements. If the court authorizes the removal of gravestones, it shall direct the borough to erect and maintain at a prominent location in the burial ground a suitable memorial of stone, bronze or similar material having inscribed thereon the available names and dates of all persons in the burial ground the gravestones for whom have been authorized to be removed. The petition filed by the borough authorities shall include such facts as to the ownership of the burial ground as are known to the borough and shall set forth the proposed plans of the borough for the improvement of the burial ground including, if it proposes to remove the gravestones, a description of the memorial it intends to erect.*

*(c) Whenever the borough authorities shall file a petition as hereinbefore provided, the court shall direct such notice of the filing of the petition to be given in such manner as it shall deem appropriate and shall afford the owner or owners of the burial ground, or the owners of any burial rights therein, if any appear, an opportunity to be heard before making an order authorizing the borough authorities to improve and maintain the burial ground.*

APPROVED—The 27th day of July, A. D. 1955.

GEORGE M. LEADER

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No. 99

AN ACT

Amending the act of May two, one thousand nine hundred twenty-five (Pamphlet Laws 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," further authorizing fishing in waters not stocked with trout.

The Fish Law  
of 1925.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section twenty, act of May two, one thousand nine hundred twenty-five (Pamphlet Laws 448), known as "The Fish Law of one thousand nine hundred and twenty-five," amended August three, one thousand nine hundred fifty-one (Pamphlet Laws 1148), is amended to read:

Section 20. Closed Seasons.—There shall be no fishing between *midnight* on the fourteenth day of March and five o'clock antemeridian on the fifteenth day of April in any year, [except] *in any section of any stream or river or in any pond or lake, if such section of stream or river or such pond or lake has been stocked with trout by the commission within the preceding year and is approved by the commission to be stocked with trout.* Fishing shall be permitted in rivers, ponds, [and] lakes and streams or sections of rivers and streams not stocked with trout, and in streams emptying into Lake Erie within the confines of Pennsylvania from the mouth of the stream in a southerly direction to State Highway Route No. 5, a distance of approximately one-half mile. *The commission shall publish a booklet indicating the waters and sections of waters in which fishing is permitted during the closed season and shall distribute a copy of the booklet to each licensee at the time he acquires his license.* For the purpose of this paragraph, a person shall be deemed to be fishing if he shall have in his possession any fishing line, rod or other device which can be used for fishing while on or in any water or on the banks of any water where fishing is prohibited. Ponds and lakes in which fishing is prohibited shall be posted by the commission. Any person violating the provisions of this paragraph shall, upon conviction, be sentenced to pay, for the first offense, a fine of five dollars (\$5) and costs, and for a second or subsequent offense, a fine of twenty dollars (\$20) and costs.

Section 20, act of May 2, 1925, P. L. 448, amended August 3, 1951, P. L. 1148, further amended.

The following closed seasons are hereby established for the fish as hereinafter enumerated:

(a) Charr, commonly called brook trout, or any species of trout except lake or salmon trout, beginning on the first day of August to five o'clock antemeridian on the fifteenth day of April next following;

(b) Lake trout or salmon trout, from the thirtieth day of September to the thirtieth day of June next following, both dates inclusive;

(c) Small mouth and large mouth bass, white bass, crappie, strawberry or calico bass, pike-perch otherwise called wall-eyed pike, or Susquehanna salmon, pickerel, muskellunge, western and northern pike, from the first day of December to the thirtieth day of June next following, both dates inclusive: Provided, however, That pickerel and perch may be caught and taken, not exceeding the daily creel limits fixed by this act, during the months of December and January, but only when tip-ups are employed while fishing through holes in the ice.

APPROVED—The 27th day of July, A. D. 1955.

GEORGE M. LEADER