

L A W S

2411-2

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF PENNSYLVANIA,

PASSED AT THE SESSION OF 1854,

IN THE

SEVENTY-EIGHTH YEAR OF INDEPENDENCE.

WITH AN APPENDIX.



HARRISBURG:

A. BOYD HAMILTON, STATE PRINTER.

1854.

No. 282.

A N A C T

To authorize the Judges of the District Court of Allegheny County, to regulate fees in Equity Cases.

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 it shall be the duty of the judges of the district court, for the county of Allegheny, to make and establish a tariff of fees and costs in equity cases.

E. B. CHASE,
Speaker of the House of Representatives.
M. M'CASLIN,
Speaker of the Senate.

APPROVED—The sixth day of April, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 283.

A N A C T

To authorize the Burgess and Town Council of the Borough of Media to erect Water Works, et cetera.

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 thirty-second section of an act entitled "An act to incorporate the borough of Media, in the county of Delaware, and relating to Carbon county," approved the eleventh day of March, Anno Domini, one thousand eight hundred and fifty-one, shall be so construed as to authorize the county commissioners and directors for the support and employment of the poor in Delaware county, to grant and convey to the burgess and town council of said borough, and their successors forever, on such terms as may be mutually agreed upon, all such lands, water rights and privileges belonging to or held, for the use of said county, as may be necessary to enable said borough authorities to erect, put in operation and forever maintain such water works and basin, as may be of sufficient power and capacity to raise and contain, with an ample head, all the water a certain stream passing through the western end of the farm now held by the said county commissioners and directors aforesaid, is capable of supplying,

Construction of
thirty-second sec-
tion of certain
act.

and such other water as may be procured elsewhere, and also to lay such pipes or mains, as the borough authorities may deem requisite to conduct the water to any and every part of the said borough.

Powers of county
Commissioners.

SECTION 2. That the county commissioners aforesaid are hereby further authorized and empowered to contribute, on behalf of said county, towards the expense of furnishing a supply of water to said borough as aforesaid, any such sum or sums of money as they may deem sufficient and necessary, to assist the borough authorities in erecting the same, and to enter into such agreement with the said borough authorities as they may deem proper, to secure for the use of the county prison, court house and public offices within the limits of said borough, a constant and ample supply of water at all times forever, and they, the said county commissioners, shall have authority to create negotiable or transferable bonds in favor of the said borough authorities, payable at a time named therein, with interest not exceeding six per centum per annum, payable annually, for the redemption of which their successors in office, on behalf of the county of Delaware, shall be held liable at any time after they shall become due, and pay over the same in lieu of money to the borough authorities, in conformity with the stipulations authorized by this section.

Agreement to be
entered into.

SECTION 3. That the burgess and town council of the said borough of Media, are hereby authorized to enter into such agreement with the county commissioners and the guardians for the support and employment of the poor as aforesaid, as may be necessary to bind the said county commissioners, guardians of the poor and the borough authorities, severally and each of their successors forever, to a compliance with terms which may be mutually satisfactory, to secure for the benefit of the inhabitants of said borough, and the public buildings and offices of said county therein situated, an ample supply of good and wholesome water forever, and to receive, occupy, hold, sell, grant and convey, negotiate and appropriate any and every description of property, funds or evidences of debt contributed by said county authorities, or from any other source, and to proceed by loan, on the credit of the said borough, any additional amount of funds required to accomplish the said purpose, subject to the provisions and limitations contained in the ninth section of the act to which this is a supplement, approved March eleventh, one thousand eight hundred and fifty-one.

Construction of
water works, &c.

SECTION 4. That it shall be lawful for the said burgess and town council, to construct such water works and appurtenances, and forever maintain the same, as may be deemed and found adequate to furnish the requisite quantity of water for the full supply of the necessary demands of the inhabitants and public buildings within said borough, and to use the water from any streams or springs within the limits of said borough hereinbefore named, or others, or any elsewhere found, paying to those interested a just and equitable compensation for any damage by them sustained, to be adjusted by mutual agreement, or in the case of disagreement by application to the court of common pleas of said county, as in cases of public road or bridge damages: *Provided*, That nothing herein contained shall authorize the borough authorities as aforesaid, to enter on the lands or appropriate the property of persons with whom an agreement cannot be effected, without first giving adequate security for the payment of any damages

Proviso.

they may occasion; to be approved by one of the judges of the court of common pleas of Delaware county.

SECTION 5. That the burgess and town council of said borough Ordinances. are hereby authorized and empowered to enact and enforce such ordinance or ordinances, as may be found necessary to regulate the terms and conditions upon which the inhabitants of said borough may be supplied with water from the works so constructed, and to provide penalties and punishments for damages or misuse of any parts of the property or fixtures employed, or for violation of the regulations for their management, and to enforce and inflict the same, as in cases of the evasion or violation of other ordinances.

SECTION 6. That the said town council shall have full power and Further powers authority, if they deem it expedient, on the application in writing of two-thirds in value of the property holders on any street, lane, road or alley, or part thereof, to pave with stone or macadamize the carriage or road way of such street, lane, road or alley, or part thereof aforesaid, in such manner as shall be prescribed by ordinance of said town council, under the same regulations as are provided for curbing and paving the footways and gutters, in the twenty-first section of the act incorporating said borough, approved March eleventh, one thousand eight hundred and fifty: *Provided*, That the notice required to be Proviso. given to owners of property for paving and curbing footways and gutters, and also paving or macadamizing the road and carriage ways, shall be deemed sufficient, when the said town council shall have posted handbills containing the ordinance requiring said curbing or paving, in ten of the most public places in said borough, for thirty days prior to said ordinance going into effect.

E. B. CHASE,
Speaker of the House of Representatives.

M. M'CASLIN,
Speaker of the Senate.

APPROVED—The sixth day of April, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 284.

A N A C T

Declaring certain Lands lying in Clarion county, to be attached to Venango county.

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 so much of the division line between the counties of Clarion and Venango, as runs through the farm belonging to, or in the possession of James F. Agnew, shall be so changed as to em-*