

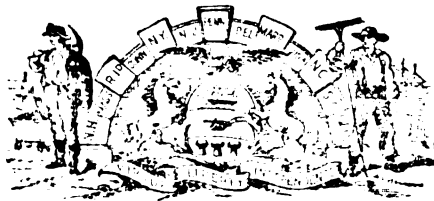
**LAWS**  
OF THE  
**GENERAL ASSEMBLY**  
OF THE  
**STATE OF PENNSYLVANIA,**  
PASSED AT THE  
**SESSION OF 1865,**

In the Eighty-Ninth Year of Independence.

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*With an Appendix.*

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**HARRISBURG:**  
**SINGERLY & MYERS, STATE PRINTERS.**  
1865.

ing such extension, it shall be lawful to use and occupy the beds of the canal and of the old Portage railroad.

SECTION 4. That should the Johnstown Manufacturing Company prefer that said railway should be constructed by the Cambria Iron Company, then, it shall be lawful for the Cambria Iron Company to construct and equip said railway, with all the rights, powers and privileges, conferred, by this act, on the said Cambria Iron Company and Johnstown Manufacturing Company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 659.

## An Act

To incorporate the Titusville Water Company.

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 E. H. Chase, J. H. Angier, J. N. Angier, William H. Abbott, R. D. Fletcher and Fred. Crocker, Martin Copp, E. P. Hastings, R. H. Saergent, A. V. Baldwin, their successors and associates, are hereby created a body politic and corporate, by the name, style and title of the Titusville Water Company, and by that name, shall have perpetual succession, and shall, in law, be capable of suing and being sued, pleading and being impleaded, in courts of law and equity, and of contracting and being contracted with, relative to the business of the corporation, and may have a common seal, and the same alter and renew at pleasure, and hold, in fee simple, such real estate as may be necessary, for carrying on the business of the said corporation.

SECTION 2. That the company shall have power to provide, erect and maintain all works and machinery, engines and apparatus, necessary, or proper, for raising and introducing, into the borough of Titusville, in the county of Crawford, a sufficient supply of water, and for that purpose, may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of water, to be introduced and

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| Damages, relative to.  | distributed; and for that purpose, they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, wagons, carts, horses and implements, to enter upon such lands and enclosures, lanes and alleys, roads, highways and bridges, as it may be necessary to occupy, for the purpose aforesaid, or to obtain materials, for the construction of said work, and to occupy, ditch and lay pipes through the same, and the same to repair, from time to time; and if any injury be done to private property, the said corporation shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine. |
| Capital stock.   | SECTION 3. That the capital stock of said company shall be fifty thousand dollars, with power to increase, from time to time, divided into shares of fifty dollars per share, each; and the said company may issue bonds, to the amount of one-half of their capital stock, bearing interest, not to exceed eight per centum per annum, and secure the same by mortgage of their real estate and purchases and privileges.  |
| May issue bonds secured by mortgage.                           | SECTION 4. That the stockholders shall, annually, at such day and place as the by-laws may designate, elect five directors, to manage the affairs of said company, who shall serve for one year, and until their successors are elected; and the persons, above mentioned, shall be the first board of directors, and they, and each succeeding board of directors, shall elect a president from among their number, and also appoint such other officers and agents, as the interests of the said company may require; and in all elections, each share of stock shall be entitled to one vote.  |
| Election of directors, and other officers.                     | SECTION 5. That if any subscriber, to the stock of this corporation, shall refuse, or neglect, to pay any assessment, or instalment, called for by the said company, at the time and place appointed, and the same shall remain unpaid, for the period of thirty days, he shall, in addition to the instalment called for, pay interest thereon, for such delay, at the rate of five per centum per month; and the company may sue for and recover the said instalment, and interest thereon, or forfeit the amount already paid by said delinquent subscribers, as the board of directors of said company may choose, or elect.  |
| Votes.   | SECTION 6. That the said company shall have the right to fix and establish all necessary rules and regulations, as to the use of said water, furnished as aforesaid, and to fix and establish the rates and prices, to be paid by the citizens, using the same, and to collect the same, as debts are now, or may be, collected, by the laws of this commonwealth; and also, to declare dividends of the net profits of said company, as may be provided by the laws of this commonwealth: <i>Provided</i> , That such part of said work, as may be deemed advisable by said company, shall be done, from time to time; and the company shall have as full powers, over the work completed, as though they had finished the whole work, contemplated by this act; and that the said company shall pay, into the state               |
| Neglect, or refusal, to pay instalments of stock, relative to. |   |
| Authorized to establish rules, fix prices, &c.                 |   |
| Dividenda.   |   |
| Part of work may be done.                                      |   |

treasury, a tax of one-half of one per centum, in four quarterly Tax to State.  
payments, on the capital stock.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini  
one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 660.

## An Act

Compelling the owners of dams, along the Susquehanna river, to erect  
schutes, so as to allow the passage of shad, and other fish, up the said  
stream.

WHEREAS, By the construction of dams across the Susque- Preamble.  
hanna river, shad, salmon and other fish are prevented from  
passing up the said stream, to the great detriment and injury  
of persons and communities, living along the line of said river:

And whereas, It is well demonstrated that sluices, or schutes,  
can, at small expense, be so arranged as to allow fish to pass  
up, or over, the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same,*

That the several companies owning, or interested in, dams on Owners of dams  
the Susquehanna river, or on the North or West Branches of required to  
the same, between tide water and Wilkesbarre, on the North erect schutes,  
Branch, and from Northumberland to Williamsport, on the &c.  
West Branch, be and they are hereby required, within six  
months from the passage of this act, to erect such under-gates,  
sluices, schutes, or other devices, in all dams, as will permit  
the free passage of shad, salmon and other fish, up the said  
stream, or streams.

SECTION 2. That if any individual, or individuals, as incor- Penalty for ne-  
porator, or owner, or owners, of said dam, or dams, or any in- glect or refusal,  
corporation owning the same, shall neglect, or refuse, to con- to comply with  
struct such sluices, schutes, or other devices, as will allow the the provisions  
free passage of fish up the said river, within six months after of this act.  
the passage of this act, he, or they, shall be liable to a fine of  
two hundred dollars, to be recovered, as debts of like amount  
are recoverable, by law, one-half to go to the prosecutor, and  
the other half, to the treasury of the commonwealth; and the