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OF THE

GENERAL ASSEMBLY

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COMMONWEALTH OF PENNSYLVANIA,

PASSED AT THE SESSION OF 1835-36.

IN THE

SIXTIETH YEAR OF INDEPENDENCE.



PUBLISHED BY AUTHORITY.

HARRISBURG:

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1836.



No. 66.

Supplement

To an act entitled "An act to enable the Governor to incorporate the Harrisburg Water company," passed the fourteenth February, one thousand eight hundred and thirty-three.

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 and may be lawful for the Harrisburg water company to construct their canal down the river from M^cAllisters, to the ravine at the lock of the Pennsylvania canal at Updegraff's, thence along the Pennsylvania canal, or near to it, to or near to the land of John Carson's heirs, and thence to the river bank, and thence along the river to Harrisburg, using the shore course within Brushy-rock as a part of their canal: *Provided,* That the said company, before occupying the course within Brushy-rock, shall improve and render equally as safe and commodious for navigation as the inner channel, the channel outside of Brushy-rock, of the width of ninety feet, and that as low down as the brick house on Carson's land, the outer bank of the said canal shall be on a slope of two feet to one foot rise, and thence to the Harrisburg bridge, on a slope of one and a half feet to every foot rise, and that the section below Pine-street shall be of the same width as the main canal, and may adjoin the grave-yard on Front-street, and instead of the covering on the section above the Harrisburg bridge, a railing be erected on the side next to the borough, not less than five and a half feet high, and that the mound at Brushy-rock be at least three feet above the level of low water mark at Brushy-rock.

SECTION 2. Said company shall be authorized to increase by loan or otherwise, their capital stock from one hundred and twenty thousand dollars to one hundred and seventy-five thousand dollars, and that the further term of two years shall be allowed for the completion of their work, in addition to the term specified for said purpose in the act to which this is a supplement; that the eighteen and twentieth sections of said act are hereby repealed, and in lieu of said twentieth section, it is hereby *Provided,* that one-half of all over twelve per cent. per annum on the stock of the company, shall be paid by them into the State Treasury, to be added to the fund for general education, by the commonwealth; and the said company are hereby authorized to construct an outlet

Cross-cut canal. Lock, connecting their work with the river Susquehanna at Harrisburg, and a cross-cut canal, connecting the same with the Pennsylvania canal, at or near the termination of their canal, within the borough of Harrisburgh, charging a reasonable toll upon the passage of craft through the same, as upon the main canal, the said tolls, however, to be increased or diminished at the discretion of the legislature, and the said cross-cut canal to be executed only with the advice and consent, and under the direction of the Canal Commissioners, and to be always subject to the control of the legislature: *Provided*, That no water therefor is taken from the Pennsylvania canal.

Toll.

Dam at Brushy Rock SECTION 3. That the said company are hereby authorized to construct a dam across the river, at Brushy-rock aforesaid, of the height of two feet, outside the channel of ninety feet aforesaid.

Advice of Canal Commissioners.

Proviso.

Annual reports to Auditor General. SECTION 4. The said company shall make annual reports to the Auditor General of their affairs, and when the dividends amount to more than twelve per cent., one-half of the excess shall be paid into the State Treasury, for the use of the school fund.

Dividends.

SECTION 5. That the said company shall construct a pier and slope with bridge, across the canal at the landing from Coxe's Island, so that the landing and egress from it shall be in all respects as convenient as it now is.

Part of original act repealed. SECTION 6. That so much of the fourth section of the act to which this is a supplement, as authorizes the said company to construct their canal from the land of John Fox, along the south side of the ridge, through the improved lands to the borough of Harrisburg, be and it is hereby repealed.

NER MIDDLESWARTH,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini, one thousand eight hundred and thirty-six.

JOS: RITNER.