

L A W S 2411 - 1

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF PENNSYLVANIA,

PASSED AT THE SESSION OF 1861,

IN THE

EIGHTY-FIFTH YEAR OF INDEPENDENCE.

WITH AN APPENDIX.



HARRISBURG:

A. BOYD HAMILTON, STATE PRINTER.

1861.

No. 569.

A SUPPLEMENT

To an act, entitled "An Act authorizing the Governor to incorporate the Mauch Chunk Water Company," approved the sixth day of March, Anno Domini one thousand eight hundred and forty-nine.

Mauch Chunk water company authorized to increase their capital stock.

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 for the purpose of increasing the supply of water for the use of the citizens of the borough of Mauch Chunk, and to enable the Mauch Chunk water company to extend their works to the borough of East Mauch Chunk, in the county of Carbon, the said company are hereby authorized to increase their capital stock from time to time, and as often as it may be found necessary, to an amount not exceeding ten thousand dollars, to be divided into shares of twenty-five dollars each, and to issue certificates for the same, as provided in the act to which this is a supplement.

Certificates to be issued.

When and how water to be conveyed into East Mauch Chunk.

SECTION 2. That when a sufficient amount of such increased capital stock is subscribed, the said company shall proceed to bring, introduce and convey into the borough of East Mauch Chunk, from such streams and springs in said borough as may be determined upon or purchased by said company, a sufficient supply of water for the domestic uses of the inhabitants and for the extinguishment of fires, by means of pipes, trunks or aqueducts; and also, to provide proper cisterns or reservoirs for the reception thereof, and shall have the right to extend their pipes and fixtures over or through the Lehigh river, in such a manner as shall not obstruct the navigation thereof, and to connect the same with their works in the borough of Mauch Chunk, and for those purposes may enter into and upon such lands, streams, streets and alleys as may be necessary, and dig, trench and lay pipes through the same, under like restrictions as to damages as are provided in the act to which this is a supplement.

May extend pipes, &c., over or through Lehigh river.

Damages.

Branches or connections to be constructed as designated by burgess and council.

SECTION 3. That the said company, at such points as shall be designated by the burgess and town council of the borough of East Mauch Chunk, in the streets and alleys where pipes are to be laid, shall construct such branches or connections as may be necessary for the supply of fire plugs or public hydrants, and shall permit the water to be used for the same, under such regulations as the company may adopt, and at such reasonable charges for the use of the water as the company and the burgess and town council may agree upon: *Provided,* That the said company shall not be required to lay their pipes through more than one street in the said borough, until such time as the probable annual income, for the use of the water in any other street, shall be equal to six per centum of the cost of extending the pipes through the same.

Regulations and charges.

Proviso.

SECTION 4. That when the citizens or owners of property on any street through which the water pipes have not been laid, shall present to the town council their request in writing to have the pipes laid through such street, together with an agreement to pay the per centage aforesaid, the said council may, at their option, guarantee the payment thereof, or of any deficiency therein, to the said company; and upon the request of the said council, the said company shall, with as little delay as possible, extend their pipes through the street named; and the burgess and town council may and they are hereby authorized to provide for the payment of any such deficiency, and for the expenses of erecting and maintaining fire plugs or public hydrants, and for the use of the water for the same, by levying and collecting, as borough taxes are levied and collected, such sum as may be necessary for the purposes aforesaid, of and upon the property and citizens benefited or protected by such fire plugs, hydrants and water pipes.

Conditions upon which pipes are to be laid through certain streets.

Tax be levied upon property benefited.

SECTION 5. That the provisions of the act to which this is a supplement, so far as they relate to the works of the said company, in what was at the time of the passage of the said act the village of Mauch Chunk, and are consistent with this supplement, are hereby extended to the proposed extension of the said works, in the borough of East Mauch Chunk: *Provided*, That if the said company shall not commence the said work within ninety days after the passage of this act, and within one year thereafter complete the same, so far as to carry the water through at least one street in said borough, in either of these cases, all and singular the rights, liberties and franchises hereby granted to the said company, shall revert to the commonwealth.

Provisions of former act extended.

Proviso.

J. H. SELTZER,

Speaker of the House of Representatives pro tem.

ROBT. M. PALMER,

Speaker of the Senate.

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

A. G. CURTIN.

No. 570.

A N A C T

For the relief of Temperance Morris, widow of Samuel Morris, an old soldier.

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*