

Pennsylvania. Laws, Statutes, &c.
L A W S

OF THE

GENERAL ASSEMBLY

OF THE

COMMONWEALTH OF PENNSYLVANIA,

PASSED AT THE SESSION OF 1846,

IN THE

SEVENTIETH YEAR OF INDEPENDENCE.



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HARRISBURG:

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1846.

No. 48.

AN ACT

Authorizing Harvey Roys, his heirs or assigns, to convey water into the town of Milford, in Pike 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 it shall and may be lawful for Harvey Roys, his heirs or assigns, to convey the water from any spring or streams owned by him, or to the use of which he may have purchased the right, into the town of Milford, in the county of Pike, along and through the streets and alleys of the same, in logs or pipes, suitable for that purpose; and to erect hydrants and other buildings in said streets and alleys, necessary for introducing the water aforesaid, and to secure the same against the inclemency of the weather and other extrinsic injuries: *Provided*, The said Harvey Roys, his heirs or assigns, shall not obstruct the free passage and travelling of the said streets and alleys.

Power to convey water into Milford.

Proviso.

To vend the water.

Price.

Penalty on using water without leave.

Proviso.

Proviso.

To sue for water rents.

Offences punishable.

Deduction of water rents to be made.

SECTION 2. That it shall and may be lawful to, and for the said Harvey Roys, his heirs or assigns, to vend the water so conveyed into the town aforesaid, to such person or persons as may be disposed to use the same, and that the price to be paid by any one family for the using of the said water for one year, shall not exceed the sum of ten dollars. And if any person or persons within the said town of Milford, shall use, or take any of the said water for the use of families or animals without the consent of the said Harvey Roys, his heirs or assigns, he, she or they shall forfeit and pay to the said Harvey Roys, his heirs or assigns, the sum of one dollar for each offence, to be recovered as debts of equal amount are recoverable before a justice of the peace: *Provided*, That nothing in this act shall be construed to prevent any inhabitant of the said town, from using water obtained in any other way, or to compel any of the inhabitants to use the water so introduced by the said Harvey Roys: *And, provided also*, That the water so introduced, shall and may be used gratis in all cases of extinguishing fires, and by travellers passing through said town.

SECTION 3. That it shall and may be lawful for the said Harvey Roys, his heirs or assigns, to sue for and recover from all such person or persons using the water, all such sum or sums of money as shall have been agreed to be paid by them for the use of the water as aforesaid, by action of debt to be brought before any justice of the peace of said county, in the same manner as debts under one hundred dollars are, or shall be by law recoverable; and also to prosecute and recover from all and every person or persons, who shall wilfully or maliciously, or otherwise injure or destroy any of the said logs or pipes, hydrants or buildings, or any thing in anywise connected with said water works, such damages as shall be adjudged to him by any justice of the peace, in such manner as damages are, or shall be, by law recoverable.

SECTION 4. That in case of the water being stopped for any time exceeding the space of ten days, in the hydrants, logs, or pipes, by natural decay, or severity of frost, or otherwise, that it shall be the duty of the said Harvey Roys, his heirs or assigns, to use all due dili-

gence to restore said water by repairs or otherwise, as the case may be, and that during the stoppage of such water, no pay shall be demanded or allowed; but those families or persons thus deprived of the use of said water, shall have and be entitled to a reasonable deduction from the price agreed upon to be paid for the use of the water aforesaid.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The twenty-fourth day of February, one thousand eight hundred and forty-six.

FRS. R. SHUNK.

No. 49.

AN ACT

For the relief of Ann U. Weaver, widow of Thomas Weaver, deceased.

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 attorney general of this commonwealth, be and he is hereby authorized to assign and transfer to Ann U. Weaver, widow of Thomas Weaver, the claim of the commonwealth on the estate of the said Thomas Weaver, deceased, who was one of the sureties of Frederick Fritz, formerly collector of tolls on the Columbia road, at Philadelphia: *Provided,* That the said Ann U. Weaver shall pay to the said attorney general, for the use of the commonwealth, the sum of fourteen thousand dollars for the same, in state bonds, or cash, on the execution of the said assignment: *Provided,* That the proceedings to be had, under this act, shall be had and completed before the first Monday of April next.

Attorney General
to assign certain
claims.

Proviso.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The twenty-fourth day of February, one thousand eight hundred and forty-six.

FRS. R. SHUNK.