

# L A W S

OF THE

## GENERAL ASSEMBLY

OF THE

## STATE OF PENNSYLVANIA,

PASSED AT THE

SESSION OF 1870,

*In the Ninety-fourth year of Independence.*

WITH AN APPENDIX.

BY AUTHORITY.

HARRISBURG:  
B. SINGERLY, STATE PRINTER.  
1870.

No. 644.

**An Act**

To incorporate the Nazareth 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,*
- Commissioners. That Joseph Keller, C. F. Hartman, E. C. Beitel, J. H. Beck and Edmund Ricksecker be and they are hereby appointed commissioners, and they, or a majority of them, are hereby authorized to carry into effect the establishment of a water company, to be located near or in the borough of Nazareth, in the county of Northampton, with a capital stock of five thousand dollars, with the privilege of increasing it to ten thousand dollars, to be divided into shares of twenty-five dollars each, for the purpose of supplying the borough of Nazareth with pure and wholesome water, to be organized, managed and governed as provided by an act, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and to be subject to all provisions and restrictions not supplied by this act, together with all the rights and privileges in said act, or any supplement thereto.
- Authorized to establish water company.  
Capital stock.
- How to be organized, &c.
- May acquire works now in operation.
- SECTION 2.** That the said company shall have power to lease, purchase or acquire the water works now in operation in the said borough of Nazareth, together with all the water pipes, stocks, reservoirs and fixtures, on procuring from the present owners release of their respective interest in and to the same.
- Dividends.
- SECTION 3.** That the board of managers of said company shall declare dividends, payable semi-annually, of so much of the net profits of the company as shall appear to them advisable, not exceeding ten per cent.
- President and managers authorized to levy protection tax.
- SECTION 4.** That the president and managers of the Nazareth water company shall be and are hereby authorized to lay and assess yearly, and every year, a tax, to be called a protection tax, upon the owner or owners of all lots having any building or buildings erected thereon within the borough of Nazareth: *Provided*, That no tax be laid or assessed on any lot having any building or buildings erected thereon not bounding on a street where a water pipe of the said company is laid opposite thereto or within four hundred feet of said pipe: *Provided also*, That each protection tax shall not exceed the sum of three dollars on a front not exceeding seventy feet: *And provided further*, That no such protection tax shall be laid and assessed on lots whose owners or occupiers pay water rents for the use upon said lots of the water furnished by the company.
- Proviso.
- Proviso.
- Proviso.
- SECTION 5.** That the president and managers shall have power to appoint some suitable and competent person as col-

lector of water rents, to whom a warrant shall be issued by the president and countersigned by the secretary, authorizing and requiring him to demand and receive from the owners or occupiers of lots such water rents and protection tax as shall have been laid and assessed by authority of the board of managers, in the same manner and with like power and authority to enforce the collection of the same as is now or may hereafter be conferred by law upon the collector of county taxes; and the board shall have the right at all times to make such abatements and exonerations as to them shall appear just and reasonable.

BUTLER B. STRANG,  
Speaker of the House of Representatives.  
CHARLES H. STINSON,  
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 645.

## An Act

Supplementar<sup>y</sup> to an act, approved the twenty-second day of January, Anno Domini one thousand eight hundred and sixty-nine, extending the provisions of an act relating to costs in Luzerne county, approved the second day of April, Anno Domini one thousand eight hundred and sixty-three, to the county of Schuylkill, with a proviso.

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 from and after the passage of this act the several provisions of the said act shall apply and be extended so as to include the costs of justices of the peace and constables in the said county of Schuylkill, in all prosecutions in which *nolle prosequi* has been entered by leave of court.

SECTION 2. That all such portions of existing laws as are inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,  
Speaker of the House of Representatives.

CHARLES H. STINSON,  
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.