

# 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.

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WITH AN APPENDIX.

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HARRISBURG:

A. BOYD HAMILTON, STATE PRINTER.

1861.

by said board, shall have the right at all times to inspect the said duplicate or duplicates while in the possession of the said treasurer, collector or collectors, and have power to make such abatements or exonerations in the same as they may deem necessary; and the said treasurer, collector or collectors shall render an account of each item of their receipts unto the said board of controllers, or to a committee appointed by the said board, whenever required.

SECTION 2. The board of controllers of the Reading school district shall have power, by resolution, to borrow, for the use of said Reading school district, any sum or sums of money which they shall deem necessary, and to issue certificates of loan for the amounts so borrowed, to the persons respectively lending the same; and said certificates signed by the president of the board of controllers, and sealed with the seal of the Reading school district, and attested by the secretary of said board of controllers, shall be binding and obligatory on said Reading school district: *Provided*, The sums of money so borrowed in the whole, including the sums heretofore borrowed for the use of the Reading school district, and to pay the present liabilities and indebtedness of the several wards of said city for school purposes, shall not exceed the sum of forty thousand dollars, nor bear a greater rate of interest than six per centum per annum.

Board of controllers may borrow money.

Certificates of loan.

Limitation.

SECTION 3. That the provisions of the fifty-fourth section of the act to which this is a supplement, shall not prohibit the councils of the city of Reading to increase the salary of the present mayor of said city.

Councils may increase the salary of mayor.

ELISHA W. DAVIS,  
*Speaker of the House of Representatives.*

JOHN P. PENNEY,  
*Speaker of the Senate pro tem.*

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

A. G. CURTIN.

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No. 427.

A SUPPLEMENT

To the act to authorize the Governor to incorporate the Wilkesbarre Water Company, approved twelfth February, one thousand eight hundred and fifty.

SECTION I. *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*

Privileges of water company relative to occupation of ground.

the occupation of ground for trenching and laying the water pipes, where consent for that purpose has not been obtained from the owner of the same, shall in no way impair the rights or privileges of the said water company, nor authorize the owner of such grounds to obstruct or remove the said water pipes; but that the said company, or such owner, may proceed to assess damages in the same mode and manner as is directed by law to be pursued, before the occupation of ground for that purpose; and that in all cases, if no proceedings are instituted for the recovery of damages for the occupation of grounds for conducting water, within two years from the date of this act, a license for such occupation shall be presumed, and owners of land shall not after that time have the right to institute proceedings for the recovery of damages: *Provided*, That this shall not apply to mines.

Damages.

Proceedings for recovery must be instituted within two years.

Proviso

Advertisement in one newspaper sufficient.

SECTION 2. That an advertisement of all notices of the company for stockholders' meetings, elections, and for all purposes, in one newspaper in the borough of Wilkesbarre, shall be sufficient; and so much of the tenth section of the act to which this is a supplement, as requires the recording of the votes of the board on every proposition, rule or order, is hereby repealed; but on the demand of any member of the board, the yeas and nays shall be taken and recorded by the secretary.

Repeal of part of certain section.

Yeas and nays to be recorded on demand.

ELISHA W. DAVIS,  
*Speaker of the House of Representatives.*

JOHN P. PENNEY,  
*Speaker of the Senate pro tem.*

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

A. G. CURTIN.

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No. 428.

## A N A C T

Authorizing an examination of the Claim of Jesse Herbert.

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 state treasurer and attorney general be and they are hereby authorized and required to examine the claim of Jesse Herbert, for wood furnished on the Allegheny Portage railroad, under a contract or contracts entered into with the then superintendent of said road; and if, in equity, any amount be found due said Jesse Herbert, then the state treasurer is hereby authorized to