

sand eight hundred and three, as relates to this subject, which is hereby altered, be and the same is hereby repealed.

JOHN TOD, *Speaker*
of the House of Representatives.
P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirty-first day of March, one thousand eight hundred and twelve.

SIMON SNYDER.

CHAPTER CL.

An ACT for the relief of Alexander Brown, Samuel Watt, and Patrick Martin, old soldiers.

SECT. 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 the state treasurer be, and he is hereby directed to pay unto Alexander Brown, of Bedford county, or order, the sum of forty dollars, immediately after the passing of this act, and an annuity of forty dollars, payable half yearly, during his life, to commence from the first day of January last.

Alexander Brown.

SECT. II. And be it further enacted by the authority aforesaid, That the state treasurer be, and he is hereby directed to pay unto Samuel Watt, the sum of forty dollars, immediately after the passing of this act.

Samuel Watt.

SECT. III. And be it further enacted by the authority aforesaid, That the state treasurer be, and he is hereby directed to pay unto Patrick Martin, the sum of forty dollars, immediately after the passing of this act.

Patrick Martin.

JOHN TOD, *Speaker*
of the House of Representatives.
P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirty first day of March, one thousand eight hundred and twelve.

SIMON SNYDER.

CHAPTER CLI.

An ACT to continue in force an act, entitled " An act for establishing a health-office, and to secure the city and port of Philadelphia, from the introduction of pestilential and contagious diseases," and supplementary thereto.

SECT. 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 the board of health mentioned in the act to which this is a

Board of health to appoint certain officers.

supplement, shall have power to appoint such officers and servants as may be necessary to attend the health office, the lazaretto, and the city hospital, and to convey communications and supplies to the said lazaretto and hospital, and such other temporary officers and servants as may be rendered necessary by the existence of any dangerous contagious disease in the city of Philadelphia, or in any other place within the United States.

Fees, &c.

SECT. II. *And be it further enacted by the authority aforesaid,* That the health-officer, on receiving from the captain or master of any ship or vessel, arriving from a foreign port or place, as is required by the second section of the act to which this is a supplement, shall pay the lazaretto physician two dollars and fifty cents; to the quarantine master one dollar and fifty cents; and to the port physician and health officer, one dollar each; in full compensation for all services, enjoined on them; *And provided,* that so much of the first section of the act to which this is a supplement, as declares the furnishing the lazaretto physician and quarantine master, with provender for one horse and one cow, be, and the same is hereby repealed.

No member of the board to go within the limits of the lazaretto, &c.

SECT. III. *And be it further enacted by the authority aforesaid,* That no member of the said board of health shall be permitted to go within the limits of the lazaretto, during the continuance of the quarantine, and any of them offending against this provision, shall pay a fine of one hundred dollars, to be recovered by action in any court having competent jurisdiction, by the guardians of the poor for the city of Philadelphia, the district of Southwark, and the township of the Northern Liberties.

Penalty on offending.

Amount of taxes.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the amount of taxes to be levied and collected by the said board, by virtue of the twenty-eighth section of the act to which this is a supplement, shall in no one year exceed fifteen thousand dollars: *Provided always,* that to defray the expenses necessarily incurred during a season when malignant fever shall become general, or be the cause of extraordinary expense, it shall and may be lawful for the said board of health, by and with the consent of the commissioners of the county of Philadelphia, to borrow such sum or sums of money as may be deemed necessary; and for discharging the debt so incurred, the said board shall be and hereby are authorized and empowered to increase the amount of taxes in manner aforesaid, to such such sum as may be requisite for the purpose.

Proviso as to the prevalence of the yellow fever, &c.

Accounts to be exhibited.

SECT. V. *And be it further enacted by the authority aforesaid,* That the said board of health shall also on the first Monday of January, in every year, exhibit their accounts to the auditors for the county of Philadelphia, and it shall be the duty of the said auditors to settle and adjust the account of all monies received and expended by the said board of health; and the

And adjusted.

said auditors shall have like powers and authority in settling such accounts as they have in other cases, and on filing a copy of such settlement in the prothonotary's office, it shall be under the same laws, rules and regulations, and shall have the same operation and effect upon every of the members of the said board of health, and in all other respects as the report of auditors against county treasurers.

SECT. VI. *And be it further enacted by the authority aforesaid,* That from and after the passing of this act, any vessel of more than two hundred tons burden, arriving from Europe, Africa, or any place beyond the Cape of Good Hope, at the port of Philadelphia, may come to in the outer channel as near the west end of the island of little Tinicum, opposite the lazaretto, as her draught of water, wind and weather, will permit, for the purpose of receiving the visit of the lazaretto physician; and if the said vessel does not come into the inner channel, a fee of twelve dollars shall be paid for the visit of the lazaretto physician, by every such vessel, of which sum the several officers named in the second section of this act, shall be entitled to the several sums therein mentioned, and the residue thereof shall be paid into the treasury of the board of health.

SECT. VII. *And be it further enacted by the authority aforesaid,* That every person keeping a boarding or lodging house in the city of Philadelphia, the district of Southwark, or the townships of Moyamensing, or the Northern Liberties, between the first day of June, and the fifteenth day of October, in any year, shall within twelve hours after any sea faring man or sojourner shall become sick in such house, report in writing the name of such diseased person to the health officer; and any person neglecting or refusing to comply with the provisions of this section, shall, on legal conviction thereof, be subject to a fine not exceeding fifty dollars, and to imprisonment for any term not exceeding three months, and no person shall hereafter be subject to be punished by imprisonment by virtue of the act to which this is a supplement, without a previous conviction in due course of law: *Provided,* that nothing herein contained shall be construed to prevent the board of health from temporarily confining any person within the lazaretto bounds, for such time as the said board may deem necessary for the safety of the public.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That the said board of health, or a committee of them, shall have power, having first obtained a warrant from a justice of the peace in due form of law, founded on a complaint of two freeholders, under oath or affirmation, directed to the sheriff of the county of Philadelphia, or his deputy, to enter and search all houses, stores, cellars, and other enclosures, between sun rise and sun set, where they may have just cause to suspect any nuisance to exist: *Provided however,* that no sheriff or deputy-

Copy of, to be filed.

Vessels from beyond the cape of Good Hope, where to remain until visited, &c.

Addition fees to be paid on neglecting.

Distribution of.

House-keepers to give notice of indisposed sea-faring men.

Penalty for neglect.

Proviso.

Houses may be searched, &c. for nuisances.

How process to be served.

sheriff shall execute any civil process, either by arresting the body or attaching the goods and chattels of any person or persons, under colour of any entry made for the purposes aforesaid, unless such service could by law have been made without such entry, and all services so made under colour of such entry, shall be utterly void, and the officer making such service shall be considered as a trespasser, and said board shall remove or cause to be removed, all offensive or putrid substances, and all nuisances which may have a tendency in their opinion to endanger the health of the citizens from the streets, lanes, alleys, highways, wharves, docks, or any other part or parts of the city of Philadelphia, the district of Southwark, and the townships of the Northern Liberties and Moyamensing; and the said board shall recover in any court having lawful jurisdiction, from all corporate bodies and private individuals, the expense attending such removal, if the owners, occupiers or agents of the premises on which any such nuisance may be found, shall have been duly notified to remove the same, and shall refuse or neglect so to do, within the time prescribed by the board.

Nuisances to be removed.

Expense of, how paid.

SECT. IX. *And be it further enacted by the authority aforesaid,* That so much of the act, entitled "An act for establishing a health-office, and to secure the city and port of Philadelphia from the introduction of pestilential and contagious diseases," as is not inconsistent herewith, or supplied hereby, shall, together with this act, be continued in force for one year.

Parts of the former law continued.

JOHN TOD, *Speaker of the House of Representatives.*
P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirty-first day of March, one thousand eight hundred and twelve.

SIMON SNYDER.

CHAPTER CLII.

An ACT to vacate part of a street of the width of forty feet in the district of Southwark, as a public highway.

SECT. 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 so much of a street, of the width of forty-feet, extending from Carpenter street to Mariott's lane, in the district of Southwark, and county of Philadelphia, as are not included within the limits of Fourth-street, containing forty feet wide on Carpenter street, and ten feet wide on Marriott's lane, be and the same is hereby vacated as a public street or highway,

Certain part of a street vacated.

Fee simple of vested in E. Bonsall.