

## CHAPTER XLIV.

A SUPPLEMENT to the act, entitled "An act to enable the governor to incorporate a company to make an artificial road, beginning at the end of the Little Conestoga turnpike road, in the county of Berks, thence through Morgantown and Churchtown to the Blue Ball tavern in Lancaster county."

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* when one hundred and fifty shares shall be actually subscribed, <sup>When 150 shares are subscribed letters patent may issue.</sup> agreeably to the original act, the said commissioners shall certify, under their hands and seals, the names of the subscribers and the number of shares subscribed by each, to the governor of this commonwealth, and thereupon it shall and may be lawful for the governor, by letters patent, under his hand and the seal of the state, to create and erect the subscribers, or any thereafter subscribing, into one body politic and corporate, in deed and in law, by the name, style and title of "The President, Managers and Compa-<sup>Style of corporation.</sup> ny of the Morgantown, Churchtown and the Blue Ball turnpike road;" and by the same name the said subscribers shall have perpetual succession, and all the privileges and franchises inci-<sup>Powers and privileges.</sup> dent to a corporation, and shall be capable of taking and holding their said capital stock, and the increase and profits thereof, and of enlarging the same from time to time, by new subscriptions, in such manner and form as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act; and of purchasing, taking and holding to them, their successors and assigns, and of selling, transferring and conveying, in fee simple or for any less estate, all such land, tenements, hereditaments and estate, real and personal, as shall be necessary to them in the prosecution of their works, and of suing and being sued, and of doing all and every other matter or thing which a corporation or body politic may lawfully do.

SECT. II. *And be it further enacted by the authority aforesaid,* <sup>Section of former act repealed.</sup> That the second section of the act passed the twenty-fifth day of February, one thousand eight hundred and fourteen, to which this is a supplement, be, and the same is hereby repealed.

JACOB HOLGATE, *Speaker*  
of the House of Representatives.  
JOHN TOD, *Speaker of the Senate.*

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

SIMON SNYDER.

## CHAPTER XLV.

A SUPPLEMENT to an act, entitled "An act to regulate the fisheries in the river Susquehanna and its branches."

SECT. I. *BE it enacted by the Senate and House of Representh:*

*tives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That if at any time hereafter, the provisions contained in the first section of the act to which this is a supplement, shall be violated, by reason of the owner or owners of the shores to which a fishery is attached, or those under his or their employ or permission, drawing or using one seine, net, driver or device for taking fish, and any other person or persons drawing or using another seine, net, driver or device as aforesaid, in the same period of twenty-four hours, in or through the same pool, then, and in every such case, the prosecution and suit authorized by the said act, shall be instituted against the offender or offenders, not being the owner or owners of such shore, or those under his or their employ or permission; and such owner or owners, and those under his or their employ or permission, shall not be liable to such prosecution or suit: *Provided*, That such owner or owners, or those under his or their employ or permission, do not themselves draw or use more than one seine within said period through the same pool.*

Two seines, &c. not to be drawn thro' the same pool in the same period of 24 hours.

**Proviso.**

No seine to be drawn in the Susquehanna between the Maryland line & Swatara creek, on Mondays, under penalty of \$1000.

Nor between Swatara and Juniata, on Tuesdays, under penalty of \$700.

Between Juniata & forks near Northumberland, on Wednesday, under penalty of \$500.

In the North branch between Northumberland & Nescopeck, or in the west branch between Northumberland & Lycoming, or in Juniata from the mouth to Mifflin county, under penalty of \$300.

**SECT. II.** *And be it further enacted by the authority aforesaid, That hereafter it shall not be lawful for any person or persons to cast or draw, or to direct, permit or aid the casting or drawing of any seine or net as aforesaid, in the river Susquehanna, between the Maryland line and the mouth of Swatara river, on the Monday of any week, under the penalty of one thousand dollars; nor shall it hereafter be lawful for any person or persons to cast or draw, or to direct, permit or aid the casting or drawing of any seine or net as aforesaid, in the river Susquehanna, between the mouth of Swatara river and the mouth of the Juniata river, on the Tuesday of any week, under the penalty of seven hundred and fifty dollars; nor shall it hereafter be lawful for any person or persons to cast or draw, or to direct, permit or aid, in the casting or drawing of any seine or net as aforesaid, in the river Susquehanna, between the mouth of the Juniata river and the forks of the aforesaid river, near the town of Northumberland, on the Wednesday of any week, under the penalty of five hundred dollars; nor shall it hereafter be lawful for any person or persons to cast or draw, or to direct, permit or aid in the casting or drawing of any seine or net as aforesaid, in the north branch of the river Susquehanna, between the town of Northumberland and the mouth of Nescopeck creek, or in the west branch of the river Susquehanna, between the town of Northumberland and the Lycoming county line, or in the river Juniata, from the mouth thereof to the Mifflin county line, on the Thursday of any week, under the penalty of three hundred dollars.*

**SECT. III.** *And be it further enacted by the authority aforesaid, That the prosecutions authorized by this act, or the act to which this is a supplement, may be instituted in the county wherein the offender or offenders may be apprehended, and every offender against any of the directions of this act, or the act to which this is supplementary, shall forfeit a sum not exceeding four hundred dollars, nor less than two hundred dollars, (excepting the offences mentioned in the preceding section;) and all penalties hereafter recovered under this act, or the act to which this is a supplement, shall be paid, one half to the informer, and the other half to the*

county treasurer, for the use of the county wherein the offence may have been committed, or where the offender shall be apprehended, to be sued for in the name of the county, stating the same as plaintiff in the suit, and recovered by action of debt, as debts of equal amount are by law sued for and recovered, and such suit shall not be discontinued, discharged or released without the consent in writing of the whole of the county commissioners; and every such suit shall be commenced within five months after the offence shall have been committed, and not after.

Mode of recovery. Suit not to be discontinued, &c. without consent of commissioners.

SECT. IV. *And be it further enacted by the authority aforesaid,* Part of former act repealed. That so much of the act to which this is a supplement, as is hereby altered or supplied, be, and the same is hereby repealed.

JACOB HOLGATE, *Speaker*  
of the *House of Representatives.*

JOHN TOD, *Speaker of the Senate.*

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

SIMON SNYDER.

CHAPTER XLVI.

AN ACT authorizing certain persons therein named, to raise a gravel bar in the west branch of the river Susquehanna.

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 Martin Updegraff, Daniel Updegraff and Samuel Updegraff, of the township of Lycoming, in the county of Lycoming, their heirs and assigns, be, and they are hereby authorized to repair the fishery opposite their land, in the west branch of the river Susquehanna, by raising a certain gravel bar (the remains of a former island) in the said river, three feet above its present height, and not exceeding seven perches in length, and five perches in breadth, so as to enable them to draw their seines thereon: *Provided,* they do not thereby obstruct the navigation of said river, nor interfere with the rights of others.

JACOB HOLGATE, *Speaker*  
of the *House of Representatives.*

JOHN TOD, *Speaker of the Senate.*

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

SIMON SNYDER.