

south east and south west corners of Walnut and Water streets, in the city of Philadelphia, shall be as follows, to wit: the western line of Water street shall be continued in straight line with the other houses, on the west side of South Water street, below Walnut street, from the north east corner of the house No. eighty-four, south Water street, to the south side of Walnut street; and the eastern line of Water street shall be continued in a straight line with the other houses, on the east side of south Water street, south of the south east corner house of Walnut and Water streets, to the south side of Walnut street, and so as to be parallel with the western line of Water street, as above established, and so as that Water street, at the said corners, shall not be less than thirty feet wide, the present width of the other part of Water street in the same square: *Provided*, That if, in making such alterations in the said Water street, the property or privileges of any individual or individuals are affected, on the application of such individual or individuals to the court of quarter sessions of the county of Philadelphia, the said court shall order a jury of viewers to view the premises, after due notice given to the parties, and report to said court the amount of damages, if any, by whom sustained, and by whom to be paid, taking into consideration the advantages or disadvantages the proposed alteration will be to the property or privileges of the individual or individuals by it affected; and if said report shall be approved by said court, judgment shall be entered thereon: *And provided also*, That before any such alteration be made, the consent of the corporation of the city of Philadelphia shall be first had and obtained.

Certain corners of Walnut and Water streets regulated.

Proviso.
Redress of persons aggrieved by alterations.

Report of viewers to be confirmed by court.

2d proviso.
Consent of corporation necessary.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 234.

A SUPPLEMENT

To the act, entitled "An act for the relief of James Duffy, a contractor for making the Hanover and Carlisle turnpike road."

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 treasurer of the Hanover and Carlisle turnpike road company, shall pay into the court of common pleas, of Adams county, twice in each year, viz: at the April and

Treasurer to pay semi-annually nett proceeds of tolls into court of Adams county for pro rata distribution to creditors. Court may appoint auditors. Proviso. Debts for repairs to be preferred.

November terms, all the tolls received and collected on said road, after deducting therefrom the expenses of the company, in keeping said road in repair, and the collection of the tolls, and payment of the keepers of toll gates, and the just credits; and the said courts shall distribute the said tolls, so paid into court, pro rata, among all creditors of said company, for which purpose the said court may appoint auditors, as often as may be deemed necessary, who shall hear and decide upon the claims of the respective creditors, and make report to the said court, who shall take such order thereupon as shall be just and equitable: *Provided*, That any debts due for repairs heretofore made on said road, and which ought to have been paid out of the tolls heretofore received, shall be preferred to all others, if the said auditors shall find the same just and correct.

Treasurer to make a full statement to court, under oath or affirmation.

SECT. 2. *And be it further enacted by the authority aforesaid*, That the treasurer of said company shall, in making the return of money so received, as aforesaid, make a full and fair statement, under oath or affirmation, of the money so received, together with the credits of keeping said road in order, and the collection of tolls, and other first credits; which statement shall be filed in said court, together with a statement of the distribution, so made, among the creditors aforesaid.

In case of refusal of treasurer to report court may, at instance of a creditor issue a citation to compel compliance.

SECT. 3. *And be it further enacted by the authority aforesaid*, That if the treasurer of said company shall refuse or neglect to render such account, as aforesaid, and pay said tolls into court, as above directed, the said court shall and may, at the instance of one of the creditors of said company, issue a citation, returnable to any subsequent term of said court, to compel said treasurer to render such statement, as aforesaid, and pay the amount of such tolls into court, as above directed; and in default of said treasurer to comply therewith, then the said court may proceed against said treasurer, by attachment, for contempt, as is usual in similar cases.

Purchasers of claims not to receive more than amount paid. Repealing clause.

SECT. 4. *And be it further enacted by the authority aforesaid*, That no assignee or creditor of the aforesaid company, shall be entitled to receive more than the amount paid by him for said claim, with interest thereon.

SECT. 5. *And be it further enacted by the authority aforesaid*, That so much of the act, entitled "An act for the relief of James Duffy," passed the first day of April, one thousand eight hundred and twenty-three, as is hereby altered, be and the same is hereby repealed.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.