

commenced within thirty days after such offence shall have been committed, or the perpetrator thereof discovered; and he, she or they so offending, shall remain liable to actions at the suit of the said corporation, for such wrongs, if the sums herein mentioned be not sufficient to repair and satisfy said damages.

SECTION 12. If the said company shall not proceed to carry on the said work within two years after they shall have been incorporated, or shall not within the space of three years thereafter complete the said bridge, it shall and may be lawful for the Legislature to resume all and singular the rights, liberties and privileges hereby granted to the said company: *And provided also*, That the county shall at any time hereafter have the right of buying out the company, by re-imbursing to the stockholders such money, together with the interest, as they may have expended in the erection and completion of said bridge.

Commence within two and finish in three years.

Proviso.

JAMES THOMPSON,  
Speaker of the House of Representatives.  
THOMAS S. CUNNINGHAM,  
Speaker of the Senate.

APPROVED—The tenth day of April, one thousand eight hundred and thirty-five.

GEO: WOLF.

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No. 92.

### A Supplement

To an act entitled, An act to incorporate the subscribers to the articles of association for the purpose of establishing and conducting an institution for the confinement and reformation of youthful delinquents, under the title of the House of Refuge, passed March twenty three, one thousand eight hundred and twenty six.

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 in lieu of the manner prescribed by the sixth section of the act to which this is a supplement, it shall be lawful for the managers of the House of Refuge, at their discretion, to receive into their care and guardianship, infants, males under the age of twenty-one years, and females under the age of eighteen years, committed to their custody in either of the following modes, viz: First. Infants committed by an alderman or justice of the peace, on the complaint and due proof made to him by the parent, guardian or next friend of such infant, that by reason of incorrigible or vicious conduct, such infant has render-

House of Refuge to receive, at their discretion, males under 21 years and females under 18 years.

How receivable.

ed his or her control beyond the power of such parent, guardian or next friend, and made it manifestly requisite, that from regard for the morals and future welfare of such infant, he or she should be placed under the guardianship of the managers of the House of Refuge. Second: Infants committed by the authority aforesaid, where complaint and due proof have been made, that such infant is a proper subject for the guardianship of the managers of the House of Refuge, in consequence of vagrancy, or of incorrigible or vicious conduct, and that from the moral depravity or otherwise of the parent or next friend, in whose custody such infant may be, such parent or next friend is incapable or unwilling to exercise the proper care and discipline over such incorrigible or vicious infant. Third: Infants committed by the courts of this commonwealth in the mode provided by the act to which this is a supplement.

Infants how committed.

Duties of alderman or justice before committing a vagrant.

SECTION 2. That it shall be the duty of any alderman or justice aforesaid, committing a vagrant or incorrigible or vicious infant as aforesaid, in addition to the adjudication required by the first section of this act, to annex to his commitment the names and residence of the different witnesses examined before him, and the substance of the testimony given by them respectively, on which the said adjudication was founded.

Judges and Recorder to visit House of Refuge.

SECTION 3. That it shall be the duty of the president and legal associates of the common pleas of Philadelphia county, the judges of the district court of the city and county of Philadelphia, and the recorder of the city of Philadelphia alternately, in such manner as may be arranged between them, at a joint meeting for that purpose from time to time held, to visit the House of Refuge, at least once in two weeks or oftener, if to the said judges it shall seem requisite; and it shall be the duty of the judge or recorder so visiting the House of Refuge, carefully to examine into all the commitments to the said House of Refuge, made by the aldermen, justices or guardians of the poor aforesaid, that have not previously been adjudged upon by one of the said judges or the recorder in the manner hereinafter directed, which commitments it shall be the duty of the managers of the House of Refuge, truly and correctly, to lay before such judge or recorder, and on such examination, such judge or recorder shall have produced before him by the managers aforesaid, their superintendant or agent, the infant or infants described in such commitment, and the testimony upon which he or she shall have been adjudged a fit subject for the guardianship of said managers, or on which he or she shall be claimed to be held as such, and if after examining the infant and such testimony, the said judge or recorder shall be of opinion that according to the laws of this commonwealth regulating the control of infants, a case has been established, which in his opinion, would according to law authorise the transfer of the parental authority over such infant to the managers of the House of Refuge, then and in that case it shall be the duty of

Duties of managers.

Duties of judge or recorder.

the said judge or recorder to endorse an order on the commitment of the justice or alderman or guardians of the poor, directing the infant to be continued under the guardianship of the managers of the House of Refuge, after which it shall be lawful for said managers to exercise over all such infants, the powers and authorities given them by the act to which this is a supplement. But if the said judge or recorder shall be of opinion that such case has not been made out, he shall order such infant to be forthwith discharged, which order shall be obeyed by the managers, under the pains and penalties provided by law against wrongful imprisonment: *Provided*, That it shall be the duty of said judge or recorder, at the request of such infant or any person in his behalf, to transfer such hearing to the court house of the court of which he is a member, in order that the infant may have the benefit of counsel, and of compulsory process to obtain witnesses, required in his or her behalf, which such judge or recorder is hereby authorised to award, as fully and amply as any judge or court could do on the hearing of a writ of habeas corpus: *And provided also*, That nothing in this act contained shall be construed to interfere with the provisions of an act entitled "An act for the better securing of personal liberty and preventing unlawful imprisonment," passed on the eighteenth day of February, one thousand seven hundred and eighty-five, commonly called the habeas corpus act. Proviso.

SECTION 4. The annual meeting of the contributors to the House of Refuge, shall be held on the second Wednesday in January in each and every year, instead of the first Monday in May, and that the board of managers shall then lay before the contributors and transmit to the legislature their annual report, and that this section shall go into operation on the second Wednesday of January, eighteen hundred and thirty-six. Annual meetings.

SECTION 5. The Governor shall draw his warrant on the second day of March in each year, in favour of the Treasury of the House of Refuge, on the State Treasurer, for the sum of five thousand dollars, and the commissioners of the county of Philadelphia, shall on the second day of March in each year, draw their warrant on the Treasurer of said county, in favor of the Treasurer of the House of Refuge, for the sum of nine thousand dollars, and the said payments shall be made from year to year, until the institution becomes entitled to possess the legacy bequeathed to said institution, by the late Frederick Kohne, deceased, or until the first day of May, one thousand eight hundred and thirty-eight. Warrants for specified sums annually when and how long continued.

JAMES THOMPSON,

Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,

Speaker of the Senate.

APPROVED—The tenth day of April, one thousand eight hundred and thirty-five.

GEO: WOLF.