

No. 63.

A FURTHER SUPPLEMENT

To an act, entitled "A further supplement to the act, entitled An act to incorporate the town of West-Chester, in the county of Chester, into a borough," passed the sixteenth day of April, Anno Domini, one thousand eight hundred and thirty-eight.

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 proviso contained in the first Repealing section of the said act which prohibits the backing and diverting clause the waters of Chester creek, for the purposes mentioned in the said act, be and the same is hereby repealed.*

SECTION 2. Any water of the said creek, used for manufacturing purposes, shall not be diverted or used, except at or near the point where any dam may be erected by the corporation of the said borough, for the purposes of creating a water power, and the water, when so used, shall be immediately returned into said stream: *Provided, That the said borough of West-Chester shall pay, or secure to be paid, all damages that may be caused directly, or indirectly, to private property, by virtue of the privileges hereby granted, in such manner as is provided in the fifth section of an act, entitled "a further supplement to the act, entitled an act to incorporate the town of West-Chester into a borough, passed the sixteenth day of April, one thousand eight hundred and thirty-eight."*

W. M. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

APPROVED—This twenty-third day of March, Anno Domini, eighteen hundred and thirty-nine.

DAVID R. PORTER.