

## No. 90.

## AN ACT

Authorizing the Commissioners of the county of Philadelphia, upon certain conditions to widen, grade and culvert a certain portion of Broad street in said county, and for other purposes.

WHEREAS, the owners of property on Broad-street from the north boundary of Spring Garden, in Camac-street in Penn township are desirous of improving and embellishing said street in a manner that shall greatly add to the comfort of the travelling community at large, as well as be an ornament to the great metropolis of the state, and whereas their laudable intentions cannot be carried into effect as contemplated without proper legislative authority.

Therefore

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 upon a full and sufficient release and quit claim for damages, being executed to the commissioners of the county of Philadelphia, to the use of said county by the owners of property on Broad-street, between the northern boundary of Spring Garden and Camac-street in Penn township, in said county, of so much of their lands on each side of said street as shall be necessary and requisite to make the same of the full width of one hundred and thirteen feet, as laid down in the general plan and survey now made or progressing in said township, and the further agreement of said owners to improve said street as herein after provided for, that thereupon the said commissioners are hereby authorized, empowered, and directed, in consideration of said relinquishment and of the agreement aforesaid, forthwith to cause the said street within the limits aforesaid, to be cut down and graded, and the necessary culverts across the same to be made in conformity to the general plan or survey aforesaid, and to a regulation of ascents, descents, and water courses, (which the surveyors of said township are hereby authorized to fix and establish for said street, for the north boundary of Spring Garden aforesaid, to its intersection with the Germantown and Norristown rail road,) which said regulation to be fixed on and established as aforesaid, so far as respects said street within the limits aforesaid is hereby forever confirmed, provided, nevertheless that the commissioners aforesaid shall not cut down, grade, or culvert said street as aforesaid, unless the

Preamble

On release of  
damages by  
owners of  
property

Commissioners  
to widen  
Broad street

Regulation of

Certain duties  
enjoined

owners aforesaid shall, in addition to the relinquishment to the county aforesaid, also bind themselves forthwith within the limits aforesaid to have the side walks curbed and gravelled, and to plant ornamental trees along the same, and also to have at least thirty feet in width along the centre of said street within the limits aforesaid properly McAdamized, in such manner as shall be agreed upon by a majority of said owners and commissioners. *Provided*, That the whole cost thereof to the county of Philadelphia shall not exceed twelve thousand dollars. *And provided further*, That if any rail road shall be hereafter authorized and constructed along said street within the limits aforesaid, the whole cost of grading and McAdamizing the thirty feet in width as aforesaid, shall be refunded to the party or parties at whose expense the said grading and McAdamizing were accomplished by the party or parties, for whose use the said rail road shall be constructed.

**SECTION 2.** That the owners of property fronting on wharf street in the district of Southwark as the said street is laid down in the act, entitled "an act for extending the width of wharf street and regulating the width of the wharves within the district of Southwark," passed seventh of April, one thousand eight hundred and nine, shall upon being duly notified by the commissioners of the district of Southwark within sixty days from the service of said notice, head their docks in the manner expressed in the act aforesaid, and in case of the refusal or neglect of the said property holders, so to head their docks, the same shall be done by the commissioners of the said district, and the costs and expenses thereof, together with the legal interest, accruing thereon, are hereby declared to be a lien on such property, until the same shall be fully paid and satisfied.

**SECTION 3.** That the board of Commissioners of the district of Southwark shall have full power and authority in assessing the expense for laying pipes of conduit to make an allowance on all corner lots of one third of the length of their fronts, making the allowance always and only on the street, road, lane, or alley, upon which said lot shall have the longest front, but in case both fronts shall be of equal dimensions, then the allowance shall be made on the street in which the pipes shall be last laid, but in no case shall the allowance exceed fifty feet on any one corner lot, and the expense for pipes so allowed shall be provided and paid for in the same manner as fire-plugs and pipes laid on the intersections are now paid for. *Provided always*, that when a corner lot shall have erected upon it, two or more separate tenements, there shall only be an allowance made equal to one-third of the depth of the corner tenement and the yard attached thereto, and the residue shall be assessed with an equal proportion of the charge for

Thirty feet to be McAdamized

Proviso  
Cost limited

2nd proviso

In case rail road should be made

Docks on Wharf street in Southwark to be headed

Expense to be a lien, if done by commissioners

Commissioners to make allowance on corner lots

Expense of pipes how paid

Proviso

laying the pipes with other property, on the said street, road, lane, or alley.

SECTION 4. That from, and after the passage of this act the twentieth, twenty-first, twenty-second, and twenty-third sections of an act granting certain powers to the authorities of the cities of Lancaster and Philadelphia, and for other purposes, passed the sixteenth day of April, Anno Domini one thousand eight hundred and thirty eight, shall be and the same are hereby declared to be in full force and operation in the county of Chester, as though they were herein enacted at full length. Certain powers to the cities of Lancaster and Philadelphia extended to the county of Chester

SECTION 5. So much of the act of assembly relative to roads and highways, as is inconsistent with the several sections recited in the fourth section of this act is hereby repealed, so far as the same relates to the said county of Chester.

WILLIAM HOPKINS,

*Speaker of the House of Representatives.*

CHARLES B. PENROSE,

*Speaker of the Senate.*

APPROVED—The twenty-seventh day of March, eighteen hundred and thirty-nine.

DAVID R. PORTER.

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No. 91.

## AN ACT

To incorporate the Stroudsburg Library Company.

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 Stroudsburg library company, in the county of Monroe, is hereby erected into a body politic and corporate, in deed and in law, by the name, style, and title of "The Stroudsburg library company," and by the same name shall have perpetual succession, and be able to sue, and be sued, in all courts of law, and elsewhere; and shall be able and capable in law and equity, to take and hold, either by grant, gift, devise, or lease, any land or real estate, not exceeding in value five hundred dollars, for the purpose of erecting thereon a suitable building or buildings for said company, and also to take and hold, for the use of said library, any goods and chattels, or any sum or sums of

Incorporated  
Style  
Powers