

[No. 57.]

AN ACT

To prevent the destruction of Cranberries on the Peninsula of Presque Isle, in the county of Erie, between the first of July and the first Tuesday in October, and for other purposes.

Picking cranberries betw'n July and Oct. prohibited.

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 from and after the passage of this act, it shall not be lawful for any person or persons, to pick and carry away cranberries from the peninsula of Presque Isle in the county of Erie, between the first day of July and the first Tuesday in October.

Proceedings how instituted

SECTION 2. Any citizen may complain to any justice of the peace of this Commonwealth, against any person or persons who shall be guilty of violating the first section of this act. The justice of the peace before whom such complaint is made, may issue his warrant against such persons violating the said first section of this act, directed to any constable in such county, (whose duty it shall be to serve the same as in other cases) where the said justices may reside. Upon any conviction of any such person or persons offending as aforesaid, upon hearing before the justice issuing the aforesaid warrant, the said justice shall enter a fine against defendant or defendants not less than ten nor more than twenty-five dollars against each person so offending, and costs of suit, one half to be paid to the directors of the poor, for the use of the poor of Erie county, and the other half to the complainant; and upon the failure of defendant or defendants to pay the same, the said justice shall issue an execution to be levied of the goods and chattles of defendant or defendants in the same manner that executions are now issued by justices of the peace in judgments on debt of similar amount. And the said complainant or defendant or defendants shall have the same rights to appeal and trial by jury in the common pleas of the county in which such complaint shall be made; and also, defendants shall have all the privileges of the benefit of insolvent laws of this commonwealth as in an action of debt.

Penalty

Certain volunteer comp. exempt from parading with militia

SECTION 3. That the Jackson Riflemen, Lancaster Fencibles, and Washington Artillerists, of the city of Lancaster, in the first brigade, fourth division, Pennsylvania militia, shall be exempt from parading or drilling with any regiment or battalion of militia: *Provided,* The above named companies shall

meet on the proper number of days required by law in their company capacity.

SECTION 4. That each of the said companies is hereby authorized to elect a third lieutenant, in the same manner as is ^{3d lieutenant} by law prescribed for the election of other commissioned officers of volunteer companies, and that as such, they be entitled to receive a commission from the Governor.

SECTION 5. That it shall be lawful for the president and managers of the Pennsylvania Coal company, from time to ^{Penna. coal} time, and at all times to borrow or to obtain on loans such ^{comp. may} sums of money, and on such terms as they may deem expedient ^{borrow money.} for the use of said company, and to pledge and mortgage all or any part of the estates, improvements, privileges, effects and assets whatsoever of the said company for the repayment of said sums of money so borrowed, at such times as may be agreed upon.

SECTION 6. That from and after the passage of this act, the Loyallannah Riflemen of the sixty-seventh regiment, first ^{Loyalhan-} brigade, thirteenth division, Pennsylvania militia, in the county ^{nah riflemen} of Westmoreland, shall be exempted from parading or drilling ^{exempt from} with any regiment or battalion of militia, except at the discretion ^{parading with} of the members of said company: *Provided*, That the ^{militia} above named company shall meet the proper number of days required by law in their company capacity.

SECTION 7. That all the jurisdiction, right, title, property, and interest of this commonwealth over, and to the property ^{U S arsenal} in the possession of the United States, and used as an arsenal ^{Passyunk} in the township of Passyunk and county of Philadelphia, and ^{Phila co ce-} all the buildings thereon be, and the same are hereby ceded ^{ded to U S} to the United States: *Provided*, That this cession shall continue ^{Proviso} as long as said property belongs to the United States and no longer, and all process, civil and criminal, of this Commonwealth, shall extend to and be effectual within the said property, as if this law had not been passed.

WM. A. CRABB,

Speaker of the House of Representatives.

JN. H. EWING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, one thousand eight hundred and forty-one.

DAVID R. PORTER.