

[No. 72.]

## A FURTHER SUPPLEMENT

To the act entitled an act for erecting the town of York, in the county of York, into a borough, passed twenty-fourth September, one thousand seven hundred and eighty-seven, and for other purposes.

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, the burgesses of the borough of York shall have power by ordinances sanctioned by penalties to prohibit all nuisances in Co-<sup>Nuisances</sup>lorus creek, within the limits of the borough of York, and to direct the removal of arks, boats or rafts from said creek within said limits, after ten days notice to the owner or person having said arks, boats or rafts in charge, in like manner to prohibit the leaving unburied to a sufficient depth the carcass or any part thereof of any dead animal till the same becomes offensive within the limits of said borough or outside the said limits, within one quarter of a mile thereof, and to impose penalties upon the owner of such animal, and those who shall have permitted or procured such carcass so left to be removed from the property in their possession. In like manner to di-<sup>Fences</sup>rect the removal of fences which now do or hereafter may encroach upon the streets, alleys or commons within said borough limits. In like manner to impose and enforce the<sup>Shows</sup> payment of a tax not exceeding ten dollars per day, at the discretion of the chief burgess, upon circus, menagerie, theatrical, and all other shows and exhibitions within said borough, for attending which money is asked. To direct dogs to be killed and to appoint persons to kill them whenever the tax assessed upon such dogs shall not be paid within thirty days after the same shall have been demanded from the owner or possessor<sup>Dogs</sup> of such animal, and no sale of such dog after his assessment shall exempt him from the operation of this law. And whenever dogs shall be found running at large within the limits of said borough, contrary to the provisions of any ordinance of said borough, and without such muzzle as will effectually prevent said dogs from biting.

SECTION 2. The collectors now appointed, or who shall hereafter be appointed, to collect any borough tax assessed upon the inhabitants of the borough of York, shall have, in all respects, the same power to collect the said tax as the collec-<sup>Tax collectors</sup>

tors of state and county taxes now have by law to collect the said state and county taxes, and may collect the same from the tenants of the property taxed in like manner as the said collectors of state and county taxes may now lawfully do, and with the same effect as between said landlords and tenants.

**SECTION 3.** That the sixth section of the supplement to the act to which this is a supplement, passed the twenty-third day of April, one thousand eight hundred and twenty-nine, be and the same is hereby altered so as to require, in order to entitle any person to vote for borough officers, the payment of a borough tax, within one year preceding the day of election, in case such tax shall have been assessed upon other than real property within said year, and in case such tax shall have been assessed within said year, then the payment of a state or county tax, within said year.

**SECTION 4.** That Henry Etter, of York county, his heirs and assigns, are hereby authorized to construct or erect a wing dam in the river Susquehanna, from the property owned by said Etter, on Hill Island, at the Swatara Ripples, in the county of Dauphin, and to use the water for manufacturing purposes: *Provided*, That in constructing said dam, no impediment or obstruction to the navigation of the river Susquehanna, shall be created or occasioned, and no injury done to the rights of individuals.

**SECTION 5.** That from after the passage of this act, the infantry volunteer company in the county of York, called the "Jackson Greys," shall be and it is hereby changed into a rifle company by the same name. And it shall be the duty of the adjutant general (upon the return of the arms and accoutrements heretofore received by the said company under the laws of this commonwealth, according to the conditions contained in the bond) to furnish, upon the order of the proper brigade inspector, out of any of the arsenals of this commonwealth, where a sufficient number of unappropriated arms and accoutrements may be had at, the usual stand of rifles for the use of said company, under the restrictions, provisions and security as are now by law required. And the fortieth section of the act of sixteenth April, one thousand eight hundred and thirty-eight, in relation to said company be and is hereby repealed.

**SECTION 6.** That Henry Alter, of Allegheny county, and J. M. Laird and William Grier, of Westmoreland county, are hereby authorized to view and lay out a state road, not exceeding an elevation of five degrees, commencing at Logan's ferry, in said county of Allegheny, thence to the German meeting house, on the farm of John Beemer; thence by Murraysville to intersect the new graded road from Greensburg, Westmoreland county, to Chalfants on Turtle creek, at or near the farm of Mr. Remery, five miles west of Greensburg. The said commissioners shall be allowed one dollar and fifty cents

Qualifications  
of votes

Henry Etter  
authorized to  
erect a dam

Proviso

Jackson greys  
changed from  
infantry to ri-  
fle company

Arms &c

Part of former  
act repealed

Commissioner's

State r'd from  
Allegheny co  
to Westmore-  
land county

Pay

per day for their own services, and one dollar per day for each chain carrier, and a sum which shall be reasonable for the services of an engineer: the accounts to be settled and adjusted by the county commissioners of Allegheny and Westmoreland counties, and payment made by the treasurer of each county, as shall be equally proportioned to the distance of said road when located, lying in each of the said counties.

SECTION 7. That the state road laid out from Darlington, Beaver co to Pittsburg declared a public highway State r'd from Beaver co to Pittsburg declared a public highway  
commissioners named in the act passed twenty-fourth June, one thousand eight hundred and thirty-nine, authorizing the laying out of said state road, shall be considered to all intents and purposes a public highway, in the same manner as if said road had been laid out and marked by the whole of the commissioners named in said act, and done and returned to the proper officer within the time mentioned in said act, and the commissioners of each of the counties through which said road passes, are authorized and required to pay, if not already paid, the expenses of said view in the proportions mentioned in said act. Pay of commissioners

SECTION 8. That the time for completing the location and survey of a state road from Ebensburg to Punxatawny authorized by sections eleven, twelve, thirteen, fourteen, fifteen, sixteen and seventeen, of an act entitled "an act to incorporate a female seminary, in Landisburg, Perry county, and for other purposes," passed the twelfth day of June, one thousand eight hundred and forty, be and the same is hereby extended for one year from the passage of this act, and Stephen Lloyd, John B. Douglass, of Cambria county, Richard Bard, of Clearfield county, William Thompson, of Indiana county, and James Winslow, of Jefferson county, or any three of them, be commissioners in place of the persons named in the eleventh section of said act, and shall be paid compensation for their services, the sum of one dollar and fifty cents per day. State road f'm Ebensburg to Punxatawny, time extended for complet'n Com'issioners

SECTION 9. That from and after the passage of this act, the ninth section of the act entitled "an act to incorporate a female seminary, in Landisburg, Perry county, and for other purposes," which ninth section has relation to the appointment of collectors of county rates and levies, in the county of Montgomery, be and the same is hereby repealed. Montgomery co part of former laws repealed

SECTION 10. That the two provisos contained in the eleventh section of the act entitled "an act authorizing the chief burgess of the borough of Sunbury to sell and convey a portion of the bank of the river opposite said borough, and relative to the boroughs of Carlisle, New Alexandria, Reading, and Hollidaysburg, and for other purposes," passed on the third day of April, one thousand eight hundred and thirty-seven, be and the same are hereby repealed, and annulled. Burgess Sunbury part of former law repealed

Transfer of  
judgments  
from E. D. Su-  
preme Court

SECTION 11. That the provisions of the first section of the act of sixteenth of April, one thousand eight hundred and forty, entitled "an act relating to executions, and for other purposes," shall be extended to judgments rendered in the city and county of Philadelphia, in the supreme court for the eastern district of Pennsylvania; and said judgments may be transferred to any district court or court of common pleas of the Commonwealth, under the provisions of said act.

Commissio'rs  
to establish  
division line  
between Hun-  
tingdon and  
Centre co

SECTION 12. That Robert Campbell and William Read, of Huntingdon county, and William Burchfield, of Centre county, be and they are hereby appointed commissioners to run and mark or remark the division lines of Huntingdon and Centre counties, agreeably to the provisions of the first section of the act of the seventh day of January, Anno Domini, one thousand eight hundred and one, who shall proceed to perform said duty on or before the first day of October, Anno Domini one thousand eight hundred and forty-one, and whose report, when made and filed agreeably to said act, shall be final and conclusive; the daily pay of said commissioners, together with the incidental expenses necessarily incurred in the performance of their duty shall be paid equally by the said counties of Centre and Huntingdon, in the usual manner.

Pay

Part of former  
law repealed  
so far as relates  
to certain t'ps.  
in Chester co.  
and other laws  
made to apply  
to said t'ps

SECTION 13. That the fourth and fifth sections of the act of assembly, passed the twenty seventh day of March, one thousand eight hundred and thirty-nine, entitled "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," be and the same are hereby repealed, so far as respects West Caln and West Whiteland townships, in Chester county, and the several laws of this Commonwealth, relative to roads and public highways, now in force, are hereby extended to the townships aforesaid.

Compensati'n  
to Attorneys  
in cases of  
Escheat

SECTION 14. That the provisions of the twenty third section of the act entitled "an act to authorize the Governor to contract with the corporation of the borough of Harrisburg for supplying the public buildings with water, and for other purposes, so far as regards the employment and compensation of attorneys and counsel, be and the same are hereby extended, so as to embrace the case of attorneys or counsel heretofore employed on the part of the Commonwealth, in the trial of any case of escheat.

WM. A. CRABB,

*Speaker of the House of Representatives,*

JN. H. EWING.

*Speaker of the Senate.*

APPROVED—This second day of April, A. D. one thousand eight hundred and forty-one.

DAVID R. PORTER.