

SECTION 8. *The president and managers aforesaid may use and occupy any portion of the State road between Wilkesbarre and Hazleton which they may deem necessary in the location and construction of the said turnpike.* May occupy State road—Wilkesbarre to Hazleton

WM. A. CRABB,

Speaker of the House of Representatives.

JN. H. EWING,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini, eighteen hundred and forty-one.

DAVID R. PORTER.

[No. 88.]

A N A C T

Relative to the Dauphin County Prison.

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 new prison erected by the commissioners of the county of Dauphin, shall, when completed, be known and called by the name of "the Dauphin county prison," Name and shall be managed by a board of inspectors, consisting of six discreet and reputable citizens, resident taxables in the county of Dauphin, who shall serve without any pecuniary compensation, three of whom shall be appointed on the third Monday of April, one thousand eight hundred and forty-one, Inspectors by the court of quarter sessions of said county, one to serve one year, one to serve two years, and one to serve three years, and in-like manner on the day aforesaid, three by the county commissioners, for the same terms of time; and annually thereafter, on the first Wednesday of the first court of quarter sessions of said county, in each year, the judges and commissioners aforesaid, shall each appoint one inspector, who shall serve in the manner aforesaid three years, and until their successors shall be appointed. In case of vacancy by death, resignation Appointment and classification or otherwise, the same shall be supplied as soon as conveniently may be, by the body who appointed the individual causing the vacancy, of which vacancy, if any occur, notice shall forthwith be given by the president of the board of inspectors, to the body having the power to supply; and the inspectors first chosen under this act, shall take charge of said prison, as Vacancy is hereinafter provided for.

SECTION 2. The following rules and regulations for the government of said prison, are hereby enacted and established.

ARTICLE 1.—INSPECTORS AND THEIR DUTIES.

They shall, at their first meeting, and annually thereafter, appoint of their number a president and secretary ; they shall keep regular minutes of their proceedings, hold stated meetings once a month, and adjourned and special meetings whenever necessary. They shall annually nominate, and with the approbation of the court of quarter sessions, appoint a keeper, matron, and physician for the prison, and shall fix their salaries and compensation, as well as that of all other persons employed in and about the prison. A majority of said inspectors shall constitute a board, and may do any of the acts required of said inspectors ; and shall, with the approbation of the court of quarter sessions of said county, make such rules for the internal government of said prison, as shall not be inconsistent with the constitution and laws of this Commonwealth, or the principles of separate confinement, as set forth and declared by this act. They shall direct the manner in which all bedding, clothing, provisions, and all articles and supplies necessary for the support and employment of the persons confined in said prison, shall be purchased, and also the sale of all articles manufactured therein, and shall direct the manner in which the convicts confined in said prison shall be employed. They shall determine the quantity and kind of food that shall be furnished daily to each person confined in said prison, and the debtor's apartment. They shall determine the bedding of all convicts, prisoners and debtors, the form and color of the uniform for male convicts, and the kind of dress to be worn by the female convicts, in summer and winter. They shall, by at least one of their number, visit the prison and apartment for debtors, at least once a week, and oftener, if necessary, to see that the duties of the several officers and attendants are correctly and strictly performed, and to prevent all oppression, peculation, or other abuse, or mismanagement of said prison. They shall on their visits to the cells, and to the debtor apartment, speak to each person confined therein, and shall not be attended by any of the officers of the prison, unless thereto especially required by them. They shall, if required, be furnished by the keeper with a calender of the persons confined in said prison and debtor's apartment ; and shall, by actual inspection, see whether all the persons named in said calender, are confined in the respective cells and apartment assigned to them, and the convicts employed as directed. They shall have power to examine any person upon oath or affirmation, relative to any abuse or oppression in said prison and debtor's apartment, or other matter within the purview of their duties.

Meetings, &c

Keeper, matron, &c
Salaries

Quorum

Rules

Bedding, clothing, &c

Food

Uniform

Weekly visits

Calender

Abuse

They shall, at any time after the annual period of appointing, have power, with the approbation of two of the judges of the court of quarter sessions, the president being one, to dismiss the keeper, matron, or physician, and to supply vacancies thus or otherwise occurring. They shall, on or before the Monday of the first term of the court of quarter sessions, in every year, make a report in writing to said court, of the state of said prison. The report shall contain the number of prisoners in confinement, their age, sex, alleged place of nativity, time of commitment, for what offence, noticing those who escaped, died, were pardoned or discharged. Also such observations as to the efficiency of the system of separate confinement, as may be the result of their experience, and give such information as they may deem expedient for making said prison effectual in the punishment and reformation of offenders; whereupon, the said court may take such order on said report as they shall think proper, and cause said report to be filed in the office of the clerk of the court aforesaid.

Dismiss and supply vacan-

Report

ARTICLE II.—KEEPER AND HIS DUTIES.

The keeper shall reside in the prison or institution, and not absent himself for a night without the consent of two of the inspectors in writing. He shall visit every cell and apartment, and see and inspect the condition of every person confined under his care, at least twice every day, and oftener, if practicable, and when visiting the departments of the females, shall be attended by the matron. He shall keep a journal, in which shall be regularly entered the reception, discharge, death, pardon, or escape of any prisoner; the complaints that are made, and the punishments inflicted for the breach of prison discipline as they occur; the visits of the inspectors and physician, and all other occurrences of note that concern the state of the prison. He shall, with the advice of the inspectors, appoint the underkeepers, if, in the opinion of the inspectors, any be necessary, and dismiss them whenever he thinks proper, or the inspectors direct him so to do. He shall report all infractions of the rules to the inspectors, and with the approbation of one of them, punish the offender in such manner as shall be directed by the rules to be enacted by the inspectors, as hereinbefore provided for. He shall take charge of, keep and preserve all money, effects and clothes found on persons brought into prison, to be confined as convicts or prisoners, and shall deliver the same to them or to their order, when discharged. He shall see that all meals are regularly delivered to the prisoners, according to the prison allowance, and superintend the work of such as are employed. He shall give immediate notice to the physician, whenever any person confined shall complain of such illness as to require medical aid. He shall obey all legal

orders given by the inspectors, and all rules established for the government of said prison, as hereinbefore provided for. He shall not be present when the inspectors make their stated visits to the prisoners under his care, unless thereto required by the inspectors.

ARTICLE III.—MATRON AND HER DUTIES.

The matron shall reside in the prison or institution, and not absent herself for a night, without the consent of the keeper and two of the inspectors in writing. She shall visit every cell and apartment occupied by the females, and see and inspect the condition of every female prisoner, at least twice every day. She shall, at all times, have the keeper faithfully informed of every thing of importance, relative to the persons, cells, and all other matters under her care. She shall direct the labor and occupations of the female prisoners under the general direction of the keeper, and give such instruction as may tend to their reformation, and render them useful members of society.

ARTICLE IV.—UNDERKEEPERS AND THEIR DUTIES.

The underkeepers shall see and inspect the condition of every person committed to their care, at least three times in every day, and oftener if directed. They shall see that all meals are regularly delivered to the prisoners, according to the prison allowance, and superintend, under the general direction of the keeper, the work of such as are employed. They shall give immediate notice to the keeper, or in his absence, to the physician, whenever any person confined shall complain of such illness as to require medical aid. The underkeepers shall each have a certain number of the persons confined, assigned to his care; shall make daily report to the keeper, of their health and conduct, and shall not be present when the keeper or any of the inspectors visit the persons confined under his particular care, unless thereto required by them. They shall obey all legal orders given by the keeper, and all rules established for the government of said prison. All orders to the male underkeepers must be given through or by the keeper, and to the female keepers, through or by the keeper or matron. They shall not absent themselves from the prison during the hours of duty, without permission in writing from the keeper.

ARTICLE V.—PHYSICIAN AND HIS DUTIES.

The physician shall visit every prisoner once in every fortnight, and oftener if the state of his or her health require it,

and report in writing once quarter yearly to the inspectors. He shall attend immediately, on notice from the keeper that any prisoner is sick, prescribe and administer to their need. He shall, on the reception of any person into the prison as a convict, if present, or if not, at his next visit, examine the state of his or her health. He shall direct the diet of those under his care, as well as all such other matters, as in his judgment will best promote the health, convenience and comfort of the sick.

ARTICLE VI.—TREATMENT OF CONVICTS.

On the reception of a convict, he or she shall be examined by the keeper, in the presence of any of the inspectors who may be present, and of the underkeepers who can conveniently attend, of his or her name, parentage, alleged place of nativity, profession, trade or occupation, complexion, color of hair, eyes, height, and length of his or her feet, accurately measured; all of which shall be entered of record, in a book to be kept for that purpose, together with such other natural or accidental marks, or peculiarity of feature or appearance, as may serve to identify the person, and if the convict can write, shall write his or her signature to the description of his or her person. He or she shall then be examined by the physician, if present, of his or her health, then be stripped of all money, effects and clothes on their person; all of which shall be entered of record, in a book provided for that purpose, and shall be kept, preserved and delivered as herein provided for. He or she shall then be bathed, cleaned, and clothed in the uniform of the prison, and conducted to the cell assigned him or her; the females, if advisable and practicable, in the second story of the prison, numerically designed, by which he or she shall thereafter be known during his or her imprisonment. No convict shall be allowed the use of tobacco or ardent spirits in any form, unless under the special direction of the attending physician, or be permitted to receive any thing but the prison allowance: and any person who shall supply or attempt to supply any convict, with any article by this clause forbidden, shall, on conviction, be fined not less than twenty nor more than one hundred dollars, and if an officer or keeper, be dismissed. No convict shall be discharged while laboring under a dangerous disease, although entitled thereto, unless by their own desire.

The uniform of the male convicts, shall be a jacket and trousers of cloth, or other warm stuff, for the winter, and lighter materials for the summer, the form and color shall be determined, and the kind of dress to be worn by the female convicts in summer and winter, fixed on as is hereinbefore provided for. Two changes of linen shall be furnished to each convict every week in summer, and one in winter. When a

convict shall be discharged by the expiration of his or her term of imprisonment, or by pardon, the clothes belonging to the prison shall be taken off, and those belonging to the convict restored, together with any money or effects taken from him or her, at the time of reception into prison, as hereinbefore provided for. If he or she shall not possess any money or suitable clothing, the inspectors shall provide them with what in their judgement may be necessary, not exceeding in money and clothing five dollars in amount.

ARTICLE VII.—TREATMENT OF PRISONERS, DEBTORS EXCEPTED.

On the reception of any person for imprisonment in the prison, committed to await his or her trial, he or she shall be examined by the keeper, in the presence of the officer or other person delivering said prisoner, any of the inspectors who may be present, and of the underkeepers who can conveniently attend, and deprived of all money or effects, clothing excepted, on their person, all of which shall be entered of record in a book provided for that purpose, which money and effects shall be kept, preserved and delivered, as hereinbefore provided for. Said entry shall be signed by the keeper, and attested by the aforesaid persons, who may be present at the examination and deprivation of him or her as aforesaid. He or she shall then, if necessary, be bathed and cleaned, and conducted to the cell assigned him or her; the females, if advisable and practicable, in the second story of the prison, numerically designated, by which he or she shall thereafter be known during his or her imprisonment. They shall be provided, when in the opinion of the inspectors it is necessary for their comfort, with suitable clothing, to be worn while in prison. They shall be subject to such rules as the inspectors may adopt, in the manner hereinbefore provided, for the preservation of cleanliness, decorum and order in the cells, among the prisoners, and may be punished by closer confinement and deprivation of food, until obedience is submitted to. No prisoner shall be discharged while laboring under a dangerous disease, although entitled thereto, unless by their own desire. Two changes of linen shall be furnished to each prisoner every week, in summer, and one in winter. When a prisoner shall be discharged from imprisonment, the money and effects of which he or she was deprived when received into prison, shall be restored, as herein provided for: *Provided however*, that such persons shall not be compelled to labor, unless at their own desire; and should any desire it, he or she shall, as soon as practicable, be put to such labor as may be in practice in said prison; and in case of acquittal on trial, he or she shall be paid for their labor by the inspectors, out of the funds of the prison, such sum as the inspectors of said prison shall adjudge he or

she is in equity entitled to: *Provided also*, That any such person shall, at his or her own expense, have the privilege of books to read and materials to write, subject, nevertheless, to such restrictions as the inspectors may enact, by rules to be made as hereinbefore provided for.

ARTICLE VIII.—TREATMENT OF DEBTORS.

On the reception of any person for imprisonment for debt, except for fine, forfeiture, penalty or costs consequent on any breach or violation of law, or any indictable offence, he or she shall be confined in the debtor apartment, and kept in the manner provided by the laws of this Commonwealth, in relation to debtors.

ARTICLE IX.—VISITORS.

The official visitors of the prison shall be the Governor, the members of the legislature, the secretary of the commonwealth, the judges of the supreme court, the president judges of all courts in the State, the attorney general, the resident and associate judges, deputy attorney general, grand juries, commissioners, sheriff and coroner of the county of Dauphin. No person who is not an official visitor, or who has not written permission, according to such rules as the inspectors may adopt as aforesaid, shall be allowed to visit the prison, except attorneys at law, who shall be permitted to visit their clients confined for trial. None but the official visitors, shall have any communication with the convicts, nor shall any visitor whatever, be permitted to deliver to, or receive from, any convict or other person confined, any letter or message whatever, or to supply them with any articles of any kind, excepting such letters or messages to or from persons confined for trial, as shall be first submitted or communicated to the keeper, or one of the inspectors, and by either approved of, under the penalty of one hundred dollars. Any visitor who shall discover any abuse, infraction of law, or oppression, shall immediately make the same known to a board of the inspectors, or to the judges of the court of quarter sessions, if any of the inspectors are implicated.

SECTION 3. That as soon as the Dauphin county prison shall be completed and prepared for the reception of prisoners, the inspectors of the said Dauphin county prison, appointed pursuant to this act, shall take charge of said prison, and thereupon issue their order to the sheriff of the county of Dauphin, who is hereby authorized and directed to execute the same, commanding the said sheriff forthwith to remove to said prison, and deliver to the keeper thereof, all persons, debtors excepted, who shall then be confined in the old jail, or in any

other place or county jail, designated, for the time being, the jail of Dauphin county; debtors who may be in confinement as aforesaid, shall, on the authority and in the manner aforesaid, be removed to the debtor apartment, so soon as the same shall be completed and prepared for their reception. They shall each be confined in the respective apartment designed for them, and therein undergo their respective sentences or terms of imprisonment, as nearly as may be practicable thereto, until the expiration of the term of such sentence or imprisonment, and until they be otherwise legally discharged.

Apartments

Convicts

SECTION 4. Every person who shall, after the passing of this act, be convicted, in any court of criminal jurisdiction in the county of Dauphin, of any crime, the punishment of which would be imprisonment in the county prison, or in the State penitentiary, for a period of time not exceeding three years, shall be sentenced by the proper court to undergo punishment in the Dauphin county prison, by separate confinement, at labor, for and during the term of his or her sentence, and shall therein be kept, fed, clothed, treated and governed, as is in this act provided for, subject, nevertheless, to be detained and confined in the jail of Dauphin county, or in any other place or county jail, designated, for the time being, as the jail of Dauphin county, until a sufficient number of cells shall be completed and prepared in the Dauphin county prison to enable the inspectors thereof conveniently to receive said criminals. *Provided*, That under the laws then in force, separate or solitary confinement at labor shall be the punishment to be inflicted.

Vagrants

SECTION 5. Every person who shall, after the completion of the Dauphin county prison, be convicted according to the existing or any future laws, before any justice of the peace of the county of Dauphin, as a vagrant or disorderly person, shall be sentenced by such justice to undergo confinement in the Dauphin county prison, by separate confinement, at labor, for a term not exceeding one month, and shall therein be kept, fed, treated and governed as is in this act provided for criminals. *Provided nevertheless*, That the inspectors of said Dauphin county prison, shall at all times have power to discharge any vagrant or disorderly person, or send such vagrant to "the house of employment for the county of Dauphin," there to be dealt with by "the directors of the poor having charge of said house of employment," according to the provisions of the several acts of assembly relating to said house of employment.

Proviso

Inquests

SECTION 6. From and after the passing of this act no inquest shall be held on the body of any person who may die during his or her confinement in the Dauphin county prison, unless the coroner of the county of Dauphin be thereto required by the inspectors of said prison, except in cases of murder, suicide, manslaughter or death caused by casualties;

and it shall be the duty of the attending physician of said prison to certify to the inspectors thereof, the name and age of every person who may die in said prison, together with the disease or cause of death of such person, so far as he can ascertain the same, which certificate the inspectors of said prison shall cause to be entered of record in a book to be by them kept for that purpose, and the original shall by them be delivered to the clerk of the court of quarter sessions, to be by him filed in his office for the inspection of all interested. The inspectors of said prison shall have power, and they are hereby directed and required, unless where the friends or relatives of the deceased will take charge of the body, to have such deceased person interred in a piece of ground to be by them selected and enclosed as a burial ground for bodies of person as aforesaid, not exceeding one eighth of an acre, which ground shall be selected for that purpose from the farm or tract of land whereon is erected the present county poor-house, or "house of employment for the county of Dauphin," which piece of ground shall also be the place of interment of the bodies of all persons who may hereafter suffer death in the county of Dauphin by capital punishment.

SECTION 7. The board of inspectors of the Dauphin county prison shall be and they are hereby authorized to discharge from prison, without the delay and expense of any proceeding under the insolvent laws of this Commonwealth, every convict who shall have served out the term of imprisonment at labor to which such convict now has been or hereafter may be sentenced, notwithstanding such convict shall not have paid the costs of prosecution, fine to the Commonwealth, or restored the property stolen or paid the value thereof, if in the opinion of said board of inspectors, such convict is unable to pay or restore the same. *Provided always,* That such discharge shall in no way interfere with the right of the Commonwealth, the public officers or any person interested in the payment or restitution aforesaid, to proceed by action to recover the amount from the property of such convict. But no such discharge shall be allowed or granted by said board of inspectors until such convict shall have exhibited to them, on oath or affirmation, duplicate schedules of all his or her property, real, personal or mixed, to which he or she is in any manner entitled, as far as he or she can ascertain the same, one of which schedules or lists of property shall be by said inspectors filed and preserved with the papers of the prison, and the other forthwith delivered to the clerk of the court of oyer and terminer, or quarter sessions, as the case may be, of the county of Dauphin, who shall file the same in his office with the other papers relating to the case.

SECTION 8. No inspector, keeper, matron, or other person, appointed or employed to execute any duty, trust or employ-

Inspectors prohibited selling to prisoners

ment in or about the Dauphin county prison shall, without permission from a board of the inspectors of said prison, sell any article of any kind to a prisoner, or to or for the use of the prison aforesaid, or be concerned in any contract connected with such sale, or derive any emolument from such sale or contract, nor shall they or either or any of them extend to any person confined in said prison, any favor, lenity or mitigation of punishment, or inflict any punishment not authorized by this act, or by any subsequent act that may be passed, or the rules to be made by the inspectors in accordance therewith, and any violation of this law, or any subsequent act relative to said prison, shall be considered and adjudged a misdemeanor, and on conviction for any such offence before the court of quarter sessions of the proper county, the person so offending shall be punished by any fine not less than twenty nor more than five hundred dollars, and be imprisoned for any term not less than three nor more than twelve months, and shall also be immediately removed from such office or appointment.

Penalties how recovered

SECTION 9. The penalties imposed by this act, the recovery of which is not therein specially provided for, shall be recovered in the name of the Commonwealth of Pennsylvania, for the use of the county of Dauphin, by an action of debt in any court of record having jurisdiction of sums of that amount.

Funds

SECTION 10. For the funds necessary for keeping, furnishing and maintaining said prison in conformity with the provisions of this act, the inspectors of said prison are hereby authorized to apply to the Commissioners of said county, and if it shall appear to said commissioners or to the court of quarter sessions of said county that the sum applied for is reasonable, and that the accounts of said inspectors are properly kept and adjusted, the commissioners of the county of Dauphin shall forthwith draw an order on the treasurer of said county in favor of the treasurer of said prison for the use thereof for such sum as shall be necessary to satisfy such demands.

Duties of treasurer of Dauphin co

SECTION 11. The treasurer of the county of Dauphin shall, in addition to his other duties, receive all moneys belonging to the "Dauphin county prison," and shall disburse the same on orders drawn on him by a board of the inspectors of said prison. He shall keep a just and true account of all moneys received and disbursed, which account shall be at all times open to the inspection of the inspectors and each of them. He shall once in each year state his accounts and produce his vouchers, which, after examination by the inspectors, shall by them be laid before the county auditors for settlement, and be acted and reported on as accounts of county officers are by law authorized to be settled, and shall be subject to like appeal, issue and judgment, which account, when so settled, the inspectors shall cause to be published in a manner similar to

that of the annual account of the county commissioners and treasurer. The treasurer shall give bond to the Commonwealth, for the use of the county of Dauphin, with such security and in such amount as the court of quarter sessions of said county shall approve and determine, conditioned for the faithful discharge of all duties enjoined on him by this act, for a just account of all moneys that may come into his hands in behalf of said prison, for the delivery to his successor in office of all books, papers, documents, and other things held in right of his office for said prison, and for the payment to him of any balance of money belonging to said prison remaining in his hands. The said treasurer shall receive such compensation for his services as shall be annually fixed by the inspectors, with the approbation of the county commissioners and county auditors.

SECTION 12. From and after the time when a keeper of Keeper said prison shall be appointed and qualified to act, and shall have entered upon the duties of his office, he shall, *ex officio*, be the keeper of the jail of Dauphin county, and shall have the same power which by law is now vested in the high sheriff of said county. *Provided, nevertheless,* that said Proviso keeper shall and he is hereby bound to deliver unto the sheriff of said county all prisoners whom, by virtue of any sentence, order or decree of any court he shall be required and directed to receive and take charge of for the purpose of carrying into execution such sentence, order or decree.

SECTION 13. The keeper of said prison when qualified as aforesaid, shall also, and he is hereby required and directed to receive and take charge of all persons lawfully committed by any court, magistrate, justice of the peace, or other officer having power to commit to prison, and said keepers shall be responsible for the safe keeping of all persons so committed, in the same manner and to the same extent that sheriffs and jailors are now by law held liable.

SECTION 14. It shall be the duty of the court of quarter Duty of court sessions of Dauphin county, to determine at what time the of Quarter Dauphin county prison shall be fitted and prepared to receive Session debtors, convicts, and other prisoners, and when said court shall so determine and decree, an entry to that effect shall be made in the records of said court, from which time this law shall go into full force and effect.

SECTION 15. It shall be lawful for said court whenever the Removal of commissioners of Dauphin county shall deem it necessary, to prisoners from pull down or remodel the old jail for the purpose of comple- Dauphin to ting said prison and debtors apartment, to make an order and Cumberland enter the same on the records of said court, for the removal of all persons confined in the jail of Dauphin county, to the jail of the county of Cumberland, where such prisoners shall be detained, fed, clothed, and treated in the same manner and by

law they were directed to be fed, clothed, and treated in the jail of Dauphin county, and shall be subject to removal at any time by order of the court of quarter sessions, or common pleas of Dauphin county, and be brought before any judge of said court on habeas corpus, as though such prisoner was confined in the jail of Dauphin county, and the sheriff of Dauphin county shall at all times be permitted to visit said prisoners whilst imprisoned in the jail of Cumberland county, and such order of court or any writ or process directed to the sheriff or any constable of Dauphin county, from the time of the order of court made and entered as aforesaid, until the court shall determine, the prison of Dauphin county fitted and prepared for use as directed in the fourteenth section of this act, shall be sufficient authority for such officer or officers to commit to the jail of Cumberland county, the person so directed to be committed to prison, as fully as by law such person could be committed by such officer to the jail of Dauphin county, and the jailor of Cumberland county is hereby required to receive and safely to keep all prisoners committed under the provisions of this section.

SECTION 16. During the time any prisoner remains in the prison of Cumberland county, under the provisions of this act, the expense of supporting such prisoner shall be paid by the county of Dauphin, in the same manner now directed in the case of detension of such prisoners in the jail of Dauphin county, at the same rates and prices usually charged to the county of Cumberland by the keeper of such prison, and all poor debtors shall be maintained there in the manner now prescribed by law, and like notice shall be given as though said persons were confined in the jail of Dauphin county, and said debtor shall be subject to like discharge.

SECTION 17. The sheriff and jailor of Cumberland county shall be answerable for the escape of every prisoner committed to said prison as fully as though said prisoner was committed by process or order from any court or officer of Cumberland county.

SECTION 18. The keeper shall before entering upon the duties of his appointment give bond to the commonwealth of Pennsylvania, with such surety and in such amount as the court of quarter sessions of Dauphin county shall approve and determine, conditioned for the faithful observance and performance of all duties enjoined on him by this act, or which shall be by any subsequent act that may be passed, or by rules to be made or which may be made by said inspectors in accordance therewith, for a just and accurate account of all moneys, goods, chattels and effects of all kind and description whatever that may come into his hands or be placed under his care, in pursuance of said appointment on behalf of said prison, or any person confined therein for the delivery to his successor in

office of all books, papers, and documents, also of all goods, chattels and effects which he may have and hold in right of said appointment, and for the payment of any balance of money belonging to said prison, or any person confined therein remaining in his hands, and for the safe keeping of all debtors and other persons committed to his charge, which bond shall stand for the use of any person or persons injured by the acts or delinquencies of said keeper, and may be proceeded on by any person aggrieved in the same manner now directed as to sheriffs bonds. The matron and all other persons employed in or about the prison shall each, if the inspectors require it, give bond with surety in amount as aforesaid, conditioned as near as practicable to that of the keeper, and in such other manner as the inspector shall fix and determine.

SECTION 19. All acts of assembly heretofore passed on the subject of county prisons, so far as the same are inconsistent with this act are hereby repealed so far as regards the prison of the county of Dauphin. Repealing
clause

WM. A. CRABB,

Speaker of the House of Representatives.

JN. H. EWING.

Speaker of the Senate.

APPROVED—The fifteenth day of April, one thousand eight hundred and forty-one.

DAVID R. PORTER.

[No. 89.]

A N A C T

To authorize the Pittsburg and Steubenville turnpike company to change the location of their road, in some instances, and to restrict the right of voting by proxy, and for other purposes.

WHEREAS, By an act passed the third day of March, Anno Domini, one thousand eight hundred and eighteen, entitled an act to incorporate the Pittsburg and Steubenville turnpike company to construct a road from the city of Pittsburg to the state line, in the direction of Steubenville, a distance of thirty miles, to be graded so that in no place it shall be steeper than an angle of five degrees with the horizon. The road has been made its whole distance, but owing to injudicious location the road passes over a number of hills in its route which have not been brought down to the grade prescribed by the act, and it would be altogether impracticable to attempt to Preamble