

No. 321.

A SUPPLEMENT

To the act, entitled "An Act regulating turnpike and plank road companies," approved January the twenty-sixth, Anno Domini, one thousand eight hundred and forty-nine.

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 in all cases where any injury or damage shall be sustained by any owner or owners of such lands, tenements and enclosures as are referred to in the sixth section of the act to which this is a supplement, the said owner or owners shall be entitled to recover damages for such injury, which damages shall be assessed in the manner prescribed in the ninth section of said act. Owners entitled to damages for injuries to their land, &c.

SECTION 2. It shall be the duty of the freeholders by whom any assessment of damages shall be made under the foregoing section, or under the ninth section of the act to which this is a supplement, to reduce the said assessment to writing, signed by them, and within four days thereafter to deliver the same to any justice of the peace of the county wherein the land lies, who shall enter judgment thereon, from which said judgment either party may appeal within twenty days from the entry thereof, to the court of common pleas of the proper county, to be determined as other cases of appeal from judgments of justices of the peace. Duty of the freeholders in making assessment of damages.

SECTION 3. That if any person or persons shall wilfully and maliciously remove or destroy any part of such turnpike or plank road, or the property, buildings, or other works belonging to such company, or shall designedly and with evil intent place any obstruction on the line of said road, so as to endanger the safety of persons traveling on or over the same, such person or persons so offending shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be imprisoned in the county jail for a term not exceeding six months, at the discretion of the court. Punishment for injuries to plank roads or turnpikes belonging to such company.

SECTION 4. Any plank road company incorporated, subject to the provisions of the act to which this is a supplement, may from time to time, by a vote of the stockholders at a meeting called for that purpose, increase the rates of toll allowed by said act so much as in their opinion may be expedient: *Provided*, That the said tolls shall in no case be increased more than fifty per cent.: *And provided further*, That the legislature reserves the right to alter the rates of tolls imposed by any such plank road company, whenever the interest of the public demand it. May increase their rates of tolls. Proviso. All turnpike and plank road companies incorporated since the passage of the act to which this is a supplement, to be subject also to the provisions of this act.

SECTION 5. That every turnpike and plank road company which shall have been incorporated since the passage, and made subject to the provisions of the act to which this is a supplement, shall be subject also to the provisions contained in this act: *Provided*, That the first, second

LAWS OF PENNSYLVANIA,

and third sections of this act shall not apply to the Towanda or Wyausauking and Wappansening plank road companies.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

GEORGE DARSIE,

Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 322.

A FURTHER SUPPLEMENT

To the act relative to the Pennsylvania State lunatic hospital, passed April fourteenth, one thousand eight hundred and forty-five.

Preamble.

WHEREAS, By an act passed March four, one thousand eight hundred and forty-one, entitled "An Act to establish an asylum for the insane of this commonwealth," certain persons were appointed and commissioned by the governor to select and purchase a site for said asylum, and to contract and superintend the building thereof:

And whereas, In pursuance of said act, a tract of land on the west side of the river Schuylkill, in the county of Philadelphia, was purchased as a site for said asylum, which tract is now the property of the commonwealth, and no person appears to be legally authorized to have the care thereof; therefore,

Care, superintendence and management of the land purchased as a site for an asylum for the insane poor, conferred upon the commissioners named in a certain act.
Commissioners authorized to sell and convey.

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 care, superintendence and management of the land purchased as a site for an asylum for the insane of this commonwealth, in pursuance of an act passed March fourth, one thousand eight hundred and forty-one, and the preservation of the property thereunto belonging, is hereby conferred upon the commissioners named in the act of April fourteenth, one thousand eight hundred and forty-five, entitled "An Act to establish an asylum for the insane poor of this commonwealth," and the supplement thereto, passed April eleventh, one thousand eight hundred and forty-eight; and the said commissioners are hereby authorized and empowered to sell at public sale, and convey the said tract and appurtenances to a purchaser or purchasers, whenever in their opinion a sale of the same can be effected on terms advantageous to the interests of the commonwealth; the proceeds of said sale to be paid into the state treasury.

Governor authorized to draw his

warrant in favor

SECTION 2. The governor is hereby authorized to draw his warrant in favor of the commissioners for the erection of the Pennsylvania