

LAWS OF PENNSYLVANIA,

dead, without distinction of creed or sect, and the ornamenting and preservation of the grounds.

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. 324.

AN ACT

Supplementary to the several acts incorporating the Philadelphia, Germantown and Norristown railroad 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 Philadelphia, Germantown and Norristown railroad company shall be and are hereby authorized to survey, mark, locate and construct a branch of their railroad from any point upon the Germantown branch of said railroad near Nicetown, to the most convenient point in the line of the Richmond branch of the Philadelphia and Reading railroad, east of the Schuylkill river, and for this purpose all the powers, rights, privileges and immunities conferred by the original act of incorporation of this company, and the several supplements thereto, shall be extended and made operative and applied to such track and branch: *Provided,* That before any expenditure shall be made by the company under the provisions of this act, the consent thereto of the creditors of the company shall first be obtained, or the approbation of the court of common pleas of the county of Philadelphia be first had, after due notice to said creditors shall have been given in two or more newspapers published in the city of Philadelphia, daily for two weeks.

SECTION 2. And it shall be lawful for said railroad company, by their agents and persons employed by them, to enter upon and take, along the branch hereby authorized to be made, or along the route of their present road, such lands, buildings and hereditaments as they may deem necessary for depots, sidings or water stations, or for access and egress to and from lands, buildings, or depots now owned or built, or that may hereafter be owned or built by said railroad company; and in case the railroad company cannot agree with the owner or owners of such property so required by the company, as to the compensation to be paid therefor, then the same course shall be pursued as directed for the settlement of damages by the original charter of this railroad company and the several supplements thereto: *Provided,* That payment of the amount

Philadelphia,
Germantown and
Norristown rail-
road company au-
thorized to sur-
vey, mark, locate
and construct a
branch of their
railroad.

Proviso.

Enter upon land.

Proviso.

so awarded shall be made, or secured to be made, by the said company to the owner or owners, before possession of the property shall be taken by the railroad company.

SECTION 3. And it shall be lawful for said railroad company, where any public road or street may be crossed by said branch road or roads, or are crossed by the present road as constructed, to change the grade of such road or street so as to pass the same over or under said railroad: *Provided*, That any damages that may accrue to property adjoining the part of said road or street so altered by reason of such change of grade, shall be paid by said railroad company, provided application be made within twelve months: *And provided further*, That such change of grade shall be approved by the court of common pleas of the proper county before being made: *And provided further*, That such change within the borough of Manayunk, shall also be approved by the council of said borough.

Lawful for company to change the grade of roads, crossings, &c.
Proviso.

Proviso.

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. 325.

AN ACT

Authorizing the governor to incorporate the Wysauking and Wappasening plank road 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 V. E. Piolett, E. R. Myer, William Elwell, J. M. Wattles, M. H. Lansing, John Passmore, Lemuel S. Maynard, Chauncy Frisbee, Aaron Chubb, G. W. Kenney, Parley Johnson, junior, John C. Adams, Henry W. Tracy, George W. Eastman, of Bradford county, be and are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of "The Wysauking and Wappasening plank road company," with power to construct a plank road from the Susquehanna river, in Wysox township, Bradford county, to the north line of Windham township, in the same county, by the nearest and best route, subject to all the provisions and restrictions of an act, entitled "An Act regulating turnpike and plank road companies," passed the twenty-sixth day of January, one thousand eight hundred and forty-nine, excepting so far as may be hereinafter provided for.

Commissioners.

Style.

Location.

Subject to all the provisions and restrictions of a certain act.

SECTION 2. That the capital stock of said company shall consist of one thousand shares, at twenty-five dollars per share: *Provided*, *Proviso*.