

estate included in such levy; and it shall and may be lawful in the latter case for the defendant in the execution, to receive from the sheriff or other officer, of the proceeds of said sale, so much as he would have received at the appraised value had the said real estate been divided.

Repeal.

SECTION 5. That the twenty-sixth section of the act, entitled "An Act relating to executions," passed sixteenth June, one thousand eight hundred and thirty-six, and the seventh and eighth sections of an act, entitled "An Act in regard to certain entries in ledgers in the city of Pittsburg, and relating to the publishing of sheriff's sales, and for other purposes," passed twenty-second April, one thousand eight hundred and forty-six, and all other acts inconsistent with this act, be and the same are hereby repealed.

When this act to take effect.

SECTION 6. That the provisions of this act shall not take effect until the fourth day of July next, and shall apply only to debts contracted on and after that date.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

GEORGE DARSIE,

Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 357.

A SUPPLEMENT

To an act incorporating the Doylestown and Willowgrove turnpike road company; in relation to the appropriation of certain road taxes in Schuylkill county; and amending the act incorporating the Loyalsock boom 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

Persons traveling on the Doylestown and Willowgrove turnpike road, pass through a gate without paying toll, to be subject to the provisions contained in certain act.

any person or persons traveling on the Doylestown and Willowgrove turnpike road, and pass through or by any gate without paying or offering to pay the toll authorized to be charged for traveling on said road, or use any fraudulent means or device whatever, to deceive or avoid the payment of the said toll so authorized to be charged and collected, may and shall be proceeded against agreeably to and in conformity with the provisions contained in the fourteenth section of an act incorporating the Doylestown and Danborough turnpike road company, passed and approved on the twenty-first day of March, one thousand eight hundred and forty-two, and with the like penalty contained in said section for avoiding tolls as aforesaid: *And provided further,* That if any person

Fine for injuries.

or persons removes, injures, defaces or otherwise interferes with improvements made and erected on said road, or the surveyed limits thereof, or place upon any part of said road or the limits thereof any dirt, shavings, ashes, weeds, rubbish or any kind of material or offensive matter,

or removes from said road or the bounds thereof any mould, dirt, gravel, sand, stones or any other material, without first having obtained the consent of the managers to remove the same therefrom, shall, upon being convicted thereof by one or more credible witnesses before a justice of the peace, be adjudged to pay a fine not exceeding five dollars, together with the damage and injury caused by the act complained of, together with the costs of suit, all to be recovered as debts of a like amount are by law recoverable; and the said fine and damage to be paid to the treasurer of said turnpike road company.

SECTION 2. That the act, entitled "An Act to authorize the appropriation of certain road taxes in Schuylkill county, to the opening of a road in Pinegrove township, in said county," approved the sixteenth day of April, one thousand eight hundred and forty-five, be and the same is hereby extended for the term of four years.

SECTION 3. That the word "not," preceding the words, "to pass and repass," et cetera, in the tenth section of an act passed the eleventh day of April, one thousand eight hundred and forty-eight, entitled "An Act authorizing the recording of certain powers of attorney, executed by Joseph Harrison, junior, and his wife, and to incorporate the Loyalsock boom company," be and the same is hereby repealed.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 358.

A SUPPLEMENT

To an act, entitled "An Act authorizing the laying out of a state road from the mouth of Larris creek, in Lycoming county, by the way of Wellsboro', Tioga county, to the New York state line, at or near Lawrenceville, in said county;" and to incorporate the Easton cemetery, of Northampton county.

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 be the duty of the treasurer of Lycoming county to keep a separate account of all moneys assessed and collected for road purposes, on the unseated lands formerly belonging to the Tilghman estate, but now held in the name of William Rawle, Benjamin Chew and George Cadwalader, lying in the townships of Lewis, Mifflin, Cummings and Cogan House, in said county; and the said treasurer shall annually, or as he shall receive the same, for the term of ten years, pay over to the commissioners hereinafter

Treasurer of Lycoming county to keep separate accounts of moneys assessed and collected for road purposes, on certain estate.