

No. 399.

AN ACT

For the relief of Shirk and Royer.

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 canal commissioners be and they are hereby authorized and directed to re-examine the claims of Shirk and Royer, of the city of Lancaster, for damages alleged to have been sustained by them through fire, caused by sparks from the locomotive engine in said city, on the eighteenth day of November, Anno Domini one thousand eight hundred and forty-two, and to report to the legislature the amount, if any, that they may find to be due to said claimants by the commonwealth, for damage sustained as aforesaid.*

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

GEORGE DARSIE,
Speaker of the Senate.

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

WM. F. JOHNSTON.

No. 400.

AN ACT

Supplementary to an act, entitled "An Act to enable the governor of this commonwealth to incorporate a company for making an artificial road from the intersection of Front street and the Germantown road, in the Northern Liberties of the city of Philadelphia, through Frankford and Bristol to the ferry at Morrisville, on the river Delaware.

WHEREAS, It has been agreed between the commissioners and inhabitants of Richmond, in the county of Philadelphia, and the president, managers and company of the Frankford and Bristol turnpike road, that the former shall have the privilege of laying out footways on either side of said road, within said district, and of curbing and paving the same, and shall, in consideration thereof, forever keep in repair the said turnpike road from the northern boundary of the Kensington district to the most distant point on said road, within said district of Richmond, where footways may be filled up, or curbed, or paved on one or other side of said road; therefore,

Preamble.

Duty of commissioners and inhabitants.

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 whenever the said commissioners and inhabitants shall wish to lay out footways on either side of the said turnpike road, and to curb or pave the same, it shall be their duty to give notice, in writing, of their wish so to do, to the president or secretary of the said turnpike company; and at the expiration of twenty days from the time of leaving such notice, it shall and may be lawful for the said commissioners to grade, curb and pave the footways mentioned in such notice, or to permit the same to be done.

Commissioners and inhabitants required to keep in good and perfect order, part of said turnpike.

SECTION 2. That the said commissioners and inhabitants shall at all times hereafter, keep in good and perfect order, as the same is now required by law to be kept, the whole of said turnpike road from the northern boundary of the Kensington district, continuously to the end of the footways, now or at any time hereafter filled up, graded, or curbed, or in the course of being filled up, or graded within the said district, notwithstanding any intervals or gaps in said footways; and if at any time the said commissioners shall neglect or fail to keep the same in good and perfect order, as aforesaid, then and in such case it shall and may be lawful for the president, managers and company of the said turnpike road to put the same, or any part thereof, in perfect order and repair, at the expense of the said commissioners and inhabitants of Richmond, to be recovered by action of debt or otherwise.

Real estate on each side of said turnpike to be subject to a lien, &c.

SECTION 3. That the real estate on each side of said turnpike road, within the said district, shall be subject, in proportion to the front thereof, to a lien for the expenses of grading, curbing and paving, laying water pipes, and such other municipal charges as the real estate on streets within said districts are now subject, under the same conditions, and recoverable in the same way as the same are now, by law, recoverable in other parts of said district.

Certain rights and privileges to remain in full force and effect.

SECTION 4. *And be it further enacted,* That all the rights, privileges and franchises of the president, managers and company of the Frankford and Bristol turnpike road, not hereby expressly limited or altered, shall be deemed to remain in full force and effect.

WILLIAM F. PACKER,
Speaker of the House of Representatives.
GEORGE DARSIE,
Speaker of the Senate.

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

WM. F. JOHNSTON.