

**Treasurer** upon warrant from the Auditor General  
**out** of moneys not otherwise appropriated.

**Violation.**

Section 3. The failure or neglect of any clerk of the court to furnish such certification shall be deemed a misdemeanor, and upon conviction any such clerk shall be punished by fine of not more than fifty dollars (\$50.00).

**Penalty.**

APPROVED—The 29th day of April, A. D. 1925.

GIFFORD PINCHOT.

No. 212.

AN ACT

Conferring on the Department of Highways power to enter upon private property, and open and maintain drainage channels along roads or highways constructed at the expense of the Department of Highways or under its supervision; and providing penalty for interference with such drains or ditches; and providing for the payment of damages.

**Department of Highways.**

Section 1. Be it enacted, &c., That the Department of Highways shall have the power and is hereby authorized to enter upon any lands or enclosures, and cut, open, maintain, and repair such drains or ditches, inlets or outlets through the same as are necessary to carry the waters from roads or highways constructed or improved at the expense of the Commonwealth or under its supervision.

**Entry on lands to open and maintain drains.**

**Unlawful to stop, fill up or injure drains.**

Section 2. If any person shall stop, fill up, or injure any such drain or ditch, or shall divert or change the course thereof without authority from the Department of Highways, such person shall for every such offense forfeit and pay a sum of not less than four dollars (\$4.00) nor more than twenty dollars (\$20.00).

**Penalty.**

**Damages sustained by owners.**

Section 3. Any damages sustained by the owner or owners of land entered upon by the Department of Highways for the purposes of cutting, opening, maintaining and repairing such drains or ditches, inlets or outlets, shall be paid by the county or counties within which said property is located.

APPROVED—The 29th day of April, A. D. 1925.

GIFFORD PINCHOT.