

CONSOLIDATION OF PHILADELPHIA - FRESH AND PURE WATER

Act of Apr. 11, 1866, P.L. 635, No. 619

Cl. 11

A FURTHER SUPPLEMENT

To the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city.

Section 1. Purchase of waters or lands to which appurtenant in adjoining county; construction of waterworks, etc.

It shall be lawful for the City of Philadelphia to purchase and hold, in fee simple, or for any less estate, any springs, or streams of water, or any water-powers, or privileges, or any lands, tenements and hereditaments, to which any springs, or streams of water, or any water-powers, may be appurtenant, situate, or being wholly, or in part, in any one, or more, of the counties adjoining the City and County of Philadelphia, and to build, construct and erect thereupon water-works, reservoirs, store-lakes, ponds, and so forth, for the collection, purification and preservation of the water from such springs and streams; and to purchase and hold lands, through and upon which to make, build, construct, dig and lay viaducts, aqueducts, canals, tanks and water-pipes and mains, and every other apparatus suitable for the constant conveyance of the water from such reservoirs, store-lakes and places of collection, to the City of Philadelphia, for the use of the inhabitants thereof. 1866, April 11, P.L. 635, Sec. 1.

Section 4. Injuring water works or polluting waters

Any person who shall wilfully destroy, or injure, in any manner, the pipes, aqueducts, cisterns, reservoirs, hydrants, or any of the works belonging to said city, erected in pursuance of this act, or shall wilfully corrupt, or otherwise render unwholesome the spring, or springs, stream or streams of water, which shall be conveyed, or brought, into said reservoirs, works, aqueducts, et cetera, by said city, or shall, in any way pollute, or render noxious, or offensive, the said water, every such person, so offending, shall forfeit and pay a sum not less than five, nor more than one hundred, dollars, at the discretion of the magistrate, before whom sued for, and to be recovered with costs, in the corporate name of the City of Philadelphia, in the same manner as debts of one hundred dollars, or under, are recoverable, the one-half for the use of the person, who shall give information, and the other half for the use of the city; and if any person, against whom such judgment shall be rendered, shall neglect, or refuse, to pay the amount of such judgment, and no goods, or chattels of such person can be found, whereof to levy the same by execution, then such person, or persons, shall be committed to the jail of the county, where he shall have been tried and convicted, for any period, not less than one, nor more than fifty days, at the discretion of the justice rendering such judgment, and shall moreover remain liable, for the full amount of damages to the said city, in any other action instituted by the city, and shall moreover be

subject to indictment for the same. 1866, April 11, P.L. 635,
Sec. 4.