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**LEGISLATURE OF PENNSYLVANIA.**

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**FILE OF THE HOUSE OF REPRESENTATIVES.**

**No. 840 Session of 1919.**

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INTRODUCED BY MR. HOFFMAN, MARCH 10, 1919.

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REFERRED TO COMMITTEE ON PUBLIC ROADS,  
MARCH 11, 1919.

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**AN ACT**

Providing for the purchase in certain cases of toll roads and turnpikes by the counties in which they are located and imposing upon the townships boroughs or cities in which they are located the duty of repairing maintaining or improving such toll roads and turnpikes as well as all turnpikes and toll roads heretofore acquired by the several counties

1 Section 1 *Be it enacted by the Senate and House of Repre-*  
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*  
3 *met and it is hereby enacted by the authority of the same That*  
4 *from and after the passage of this act it shall be*  
5 *lawful for twenty-five or more resident taxpayers of any*  
6 *county of this Commonwealth in which any turnpike road*  
7 *or highway heretofore or hereafter constructed upon which*  
8 *tolls are charged the traveling public under any general*  
9 *or special law is wholly or partly located to present*  
10 *their petition to the county commissioners of their county*  
11 *setting forth that it would be for the best interests of*

1 the people of their county that such turnpike road or  
2 highway or part thereof should be purchased by their  
3 county and become a public road free from tolls and  
4 toll gates whereupon it shall be lawful for the county  
5 commissioners of the petitioners' county upon behalf thereof  
6 to enter into negotiations with the owners of said turn-  
7 pike road or highway or part thereof for the purchase  
8 of the same and if the price therefore can be mutually  
9 agreed upon it shall be paid by the said county com-  
10 missioners out of funds of their county not otherwise ap-  
11 propriated and upon payment thereof the said turnpike  
12 road or highway or part thereof shall become a public  
13 road free from tolls and toll gates Provided That if  
14 said county commissioners and the owners of said turn-  
15 pike road or highway or part thereof can not agree  
16 upon the price to be paid for the same nothing in  
17 this act contained shall prevent the petitioners or any  
18 other resident taxpayers of the county from proceeding to  
19 have such turnpike road or highway or part thereof con-  
20 demned under existing laws and made a public road free  
21 from tolls and toll gates And provided further That the  
22 provisions of this act shall not apply to any turnpike  
23 road or highway or part thereof which now forms or  
24 may hereafter form a part of the State highway system  
25 of this Commonwealth

26 Section 2 That it shall be lawful for the county  
27 commissioners of any county in this Commonwealth not  
28 having sufficient funds not otherwise appropriated to pay  
29 for any turnpike road or highway or part thereof pur-

1 chased under the provisions of this act to issue bonds  
2 of the said county in accordance with the constitution  
3 and existing laws of this Commonwealth for that purpose

4 Section 3 From and after the passage of this act  
5 all turnpike roads and toll roads which have been here-  
6 tofore purchased or which may hereafter be purchased and  
7 made public roads free from tolls and toll gates under  
8 the laws of the Commonwealth shall be properly repaired  
9 maintained and improved at the expense of the toynship  
10 borough or city in which the same are located

11 Section 4 That all acts or parts of acts inconsistent  
12 herewith be and the same are hereby repealed