

No. 17.

AN ACT

Authorising the laying out of a state road from Petersburg, on the national road, in Somerset county, to Connelsville, in Fayette county.

SECT. 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 William Davidson and George Mariatta, of Fayette county, and John Rush, of Somerset county, be and they are hereby appointed commissioners to lay out by courses and distances, a state road through the counties aforesaid; beginning at Petersburg, in Somerset county, by the nearest and best route, through Turkey-Foot, in said county of Somerset, to Connelsville, in Fayette county.

Commissioners appointed.

Points of road.

SECT. 2. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the said commissioners, or a majority of them, after taking an oath or affirmation, before a justice of the peace, to perform the duties enjoined upon them by this act, with impartiality and fidelity, carefully to view the ground on which the said road may pass, and to lay out the same as near to a straight line between the aforesaid points, as the nature of the ground and circumstances will permit, and so that the vertical departure from a horizontal line shall at no point exceed five degrees, except only at crossing ravines and streams, where by moderate filling and bridging, the declination of the road may be preserved within that limit.

Duties of commissioners.

SECT. 3. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the commissioners, or a majority of them, to have due regard to the crossing of waters, the nature of the ground and damages to private property, and all other circumstances that may affect the route, so that by a judicious combination of them the route finally adopted may best promote the public good: *And further,* That they shall clearly and distinctly mark upon the ground the route agreed upon, in such manner as to enable the supervisors readily to find the same; and for the purpose of fulfilling the duties in this act enjoined, the commissioners are hereby authorised to employ one staff-bearer, whose compensation shall not exceed one dollar and fifty cents per day, and two chain-bearers and one axe-man, at a per diem allowance not exceeding seventy-five cents.

Crossing of waters, damages, &c.

To employ assistants.

Drafts of location. **Where deposited.** **SECT. 4.** *And be it further enacted by the authority aforesaid,* That it shall be the duty of the commissioners to make out a fair and accurate draft of said location, noting thereon the courses and distances from point to point, as they occur, the improvements passed through, and also the crossing of county and township lines, roads and waters, with such other matters as may serve for explanation, one copy whereof shall be deposited in the office of the Secretary of the Commonwealth, on or before the first day of December next, and one copy in the office of the clerk of the court of quarter sessions, of the respective counties aforesaid, on the day aforesaid, or sooner if practicable, which shall be a record thereof, and from thenceforth the said road shall be to all intents and purposes a public highway, and shall be opened and repaired in all respects as roads are opened and repaired, which are laid out by order of the courts aforesaid.

Compensation. Proviso. **Accounts how settled.** **Time of meeting.** **Vacancies.** **SECT. 5.** *And be it further enacted by the authority aforesaid,* That the compensation of the commissioners shall be one dollar and fifty cents each, for every day necessarily employed, by virtue of this act: *Provided, however,* That if any one of said commissioners shall perform the duties of a surveyor as well as that of a commissioner, he shall be allowed the additional sum of fifty cents per day; and the accounts of said commissioners shall be adjusted and allowed by the commissioners of the respective counties through which the road passes, and paid by the treasurers thereof on warrants drawn in the usual way, and in proportion to the length of the said road in such county respectively. The commissioners shall meet on the second Monday of May next, or as soon thereafter as possible, and complete the said work as soon as possible; and if a vacancy or vacancies occur, by resignation of the commissioners or other cause, then the Governor is hereby authorised to fill said vacancy or vacancies, by the appointment of some suitable person or persons.

FRED'K SMITH, *Speaker*
of the House of Representatives.

DANIEL STURGEON,
Speaker of the Senate.

APPROVED—the fourteenth day of January, A. D. one thousand eight hundred and thirty.

GEO. WOLF.