

## No. 166.

## AN ACT

To provide for additional clerk hire and contingent expenses in the office of the Secretary of the Land Office, and of the Auditor General, and for other purposes.

§600 for a clerk, §300 expenses, in Land Office.

§600 for a clerk in Aud. General's office.

Aud. Gen. directed to settle expenses incurred in notifying legislature of meeting on 3d Nov. last.

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 the sum of six hundred dollars be and is hereby appropriated for the employment of an additional clerk, and three hundred dollars for contingent expenses, in the office of the Secretary of the Land Office, and the sum of six hundred dollars for the employment of an additional clerk in the office of the Auditor General, for one year from the first day of April, eighteen hundred and thirty.

SECT. 2. *And be it further enacted by the authority aforesaid,* That the Auditor General be and he is hereby authorised and required to receive, settle and adjust the several accounts and charges of officers and other persons, for notifying the members of the legislature of the time of their meeting, at the late extra session, commencing on the third of November last, and draw his order upon the treasurer of the state, in favor of the person or persons so claiming, for the amount due, and the said treasurer is hereby authorised to pay the same.

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

WM. G. HAWKINS,  
*Speaker of the Senate.*

APPROVED—the sixth day of April, A. D. one thousand eight hundred and thirty.

GEO. WOLF.

## No. 167.

## AN ACT

Relative to Fishing creek, in Columbia county; to supervisors in Butler county; declaring Chest creek and the out-let of Sugar creek lake public highways; relative to a tax on dogs in Delaware county, and changing the name of Greersburg, in the county of Beaver.

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 from and after the passage of this act, that part of Little Fishing creek, in Columbia county, from formerly Eves', now Masters' mill, in Greenwood township, to Cole's mill, in Madison township, and the west branch of said Little Fishing creek from the mouth thereof to Lyons' mill, are hereby declared public highways for the passage of boats and other craft, with all and singular the rights and privileges and under the same restrictions as are in the act declaring Fishing creek and one of its branches, in the county of Northumberland, public highways, passed eleventh April, seventeen hundred and ninety-nine.

Portions of Little Fishing creek declared public highways.

Under regulations of act of 11th April 1799.

SECT. 2. *And be it further enacted by the authority aforesaid,* That from and after the first day of April next, it shall be the duty of the supervisors of the public highways, in each and every township in the county of Butler, to lay out and expend at least two thirds of the amount of all the road taxes assessed each year, in each and every township aforesaid, in opening and repairing the public highways within said township and county, on or before the first day of October in each and every year.

Supervisors in Butler to expend two-thirds of road taxes on or before 1st Oct. in each year.

SECT. 3. *And be it further enacted by the authority aforesaid,* That before the said supervisor or supervisors proceed to act in their official capacity, they shall be severally sworn or affirmed by a justice of the peace, to perform the duties of the office with fidelity, and that they shall keep a regular account of work done on the road or roads, in their respective townships, in a book kept for that purpose, showing day and date of such work and by whom done; and the supervisor or supervisors, after the said first day of October, may work out the balance due by any taxable inhabitant who has refused to pay, or work out his tax, agreeably to the provisions of this act, and after the usual notice given, and the said supervisor or supervisors may collect said balance before a justice of the peace, in his own name, as debts of equal amount are recoverable.

Oaths, duties &c. of supervisors.

How balances due to be collected.

SECT. 4. *And be it further enacted by the authority aforesaid,* That all and every supervisor or supervisors of the public roads and highways, who shall refuse or neglect to do and perform his or their duty, as directed by this act, shall be fined in any sum not less than four dollars nor exceeding fifty dollars, to be recovered in a summary way, before any justice of the peace of the county, to be applied towards repairing the public roads and highways within the respective townships where such fines and penalties are incurred: *Provided however,* That if any supervisor or supervisors shall conceive himself or themselves aggrieved by the judgment of a justice of the

Penalty on supervisors neglecting their duties. How recovered and appropriated.

Proviso.

Right of appeal.

peace, he or they may appeal by petition to the next court of quarter sessions, who shall take such order thereon as to them shall appear just and reasonable, and the same shall be conclusive.

Election of 3 auditors to settle acc'ts of supervisors in Butler.

SECT. 5. *And be it further enacted by the authority aforesaid,* That within the county of Butler, at the election for choosing supervisors for each township respectively, the electors qualified to vote for members of the general assembly, shall elect by ballot three fit and capable citizens qualified as aforesaid, of whom the highest in vote shall serve three years, the next highest two years, and the next one year, and their places respectively shall be filled by the annual election of another citizen, to serve three years, whose duty it shall be, after being duly sworn or affirmed by each other, to settle and adjust the accounts of the supervisors whose time of holding the office is then about to expire, in the manner prescribed by the fourth section of the act of sixth of April, one thousand eight hundred and two: *Provided,* That if any supervisor or supervisors or any of the citizens of said township, shall conceive himself or themselves aggrieved by the settlement of the said accounts, he or they may appeal to the court of quarter sessions of the proper county, within twenty days from the time of the said settlement, by becoming bound in a recognizance, in the name of the township, with one or more sufficient sureties, in the nature of special bail, in a sum sufficient to protect the interest of the township, any of the said auditors shall have power to take the said recognizance: *And provided further,* That so much of the fourth section of the act of the sixth of April, one thousand eight hundred and two, as is supplied or altered by this act, be and the same is hereby repealed, so far as regards the county of Butler.

Proviso.

Supervisors may appeal from settlement to q. sess. within 20 days.

2d proviso. Part of 4th sect. of act of 6th April, 1802, repealed.

Name of Greensburg changed to Darlington.

SECT. 6. *And be it further enacted by the authority aforesaid,* That from and after the passage of this act, the name and style of the Borough of Greensburg, in the county of Beaver, be and the same is hereby changed to the name and style of the Borough of Darlington.

Chest creek, from mouth to Cambria line, declared a public highway.

SECT. 7. *And be it further enacted by the authority aforesaid,* That from and after the passing of this act, Chest creek, in Clearfield county, from the mouth thereof to the point where the division line between the counties of Clearfield and Cambria crosses the same, be and the same is hereby declared a navigable stream and public highway, and it shall and may be lawful for any person or persons desirous of improving or using the navigation of said Chest creek, to remove thereout all obstructions to the passage of boats, rafts and other craft.

SECT. 8. *And be it further enacted by the authority aforesaid,* That nothing in this act contained shall be deemed, taken or understood to prevent any person or persons, owning or possessing lands on or adjoining said Chest creek, who, independent of the passage of this act, would have a right under the general laws of this commonwealth, to erect a dam or dams across the said stream, from erecting such dam or dams: *Provided nevertheless,* That every such dam or dams be so constructed with a proper slope or slopes, erected in the most convenient parts thereof, so that rafts may not be obstructed in passing down the said creek, which slope shall be at least thirty feet wide, and be one foot lower than the other parts of the dam, the surface of which slope or slopes shall be made of wood or other materials, well compacted together, so that none of the water may be lost in passing down the same, and for every foot said slope or slopes shall be in height, it shall extend fifteen feet down the stream.

Not to prevent erection of dams.

Proviso.

To be constructed with slopes.

SECT. 9. *And be it further enacted by the authority aforesaid,* That from and after the passing of this act, the out-let of Sugar creek lake, in Crawford county, from Sugar creek lake to where it enters Big Sugar creek, be and the same is hereby declared a navigable stream and public highway, and it shall and may be lawful for any person or persons desirous of improving or using the navigation of said out-let of Sugar creek lake, to remove thereout all obstructions to the passage of boats, rafts, and so forth.

Out-let of Sugar creek lake declared a public highway.

SECT. 10. *And be it further enacted by the authority aforesaid,* That nothing in this act contained shall be deemed, taken or understood to prevent any person or persons owning or possessing lands on or adjoining said out-let of Sugar creek lake, who, independent of the passage of this act, would have a right, under the general laws of this commonwealth, to erect a dam or dams across the said stream, from erecting said dam or dams: *Provided nevertheless,* That every such dam or dams be so constructed with a proper slope or slopes, erected in the most convenient parts thereof, so that rafts may not be obstructed in passing down the said out-let of Sugar creek lake, which slope shall be at least twenty-five feet wide, and be one foot lower than the other parts of the dam, the surface of which slope or slopes shall be made of wood or other materials, well compacted together, so that none of the water may be lost in passing down the same, and for every foot said slope or slopes shall be in height, it shall extend fifteen feet down the stream.

Right to erect dams.

Proviso.

Dimensions of slopes.

SECT. 11. *And be it further enacted by the authority aforesaid,* That whenever the fund arising from tax on dogs in Delaware county, shall be inadequate to pay the orders

Dog tax in Delaware.

thereon, it shall be lawful for the county commissioners to levy and collect an additional tax adequate to that purpose.

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

WM. G. HAWKINS,  
*Speaker of the Senate.*

APPROVED—the sixth day of April, A. D. one thousand eight hundred and thirty.

GEO. WOLF.

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No. 168.

AN ACT

Regulating election districts.

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 the electors of the township of Chest, in the county of Clearfield, shall hereafter hold their general election at the house of William Mahaffy, in said township.

Clearfield  
county.

SECT. 2. *And be it further enacted by the authority aforesaid,* That the electors of the eleventh election district in the county of Union, shall hereafter hold their general elections at the house now occupied by Henry Weirich, in the town of Centreville.

Union.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the electors of the township of Vernon, in Crawford county, shall hereafter hold their general election at the house of Joseph Affantrenger, in said township.

Crawford.

SECT. 4. *And be it further enacted by the authority aforesaid,* That the electors of the township of Conneaut, in Crawford county, shall hereafter hold their general election at the town-house in said township.

Crawford.

SECT. 5. *And be it further enacted by the authority aforesaid,* That the electors of the township of Greenwood, in Crawford county, shall hereafter hold their general election at the house of Jonathan Taylor, in said township.

Crawford.