

No. 41.

AN ACT

Authorizing the State Treasurer to refund to the Rev. Dr. Joseph McElroy, certain moneys erroneously paid by him into the State Treasury.

SECTION 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 state treasurer is hereby authorized and required to refund to the Rev. Dr. Joseph McElroy, the sum of sixty-eight dollars and seventy-five cents, the said amount having been erroneously paid into the state treasury as the collateral inheritance tax on the estate of Mrs. Sarah McElroy, late of the city of New York, deceased.

JAMES ROSS SNOWDEN,

Speaker of the House of Representatives.

WILLIAM BIGLER,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, one thousand eight hundred and forty-four.

DAVID R. PORTER.

No. 42.

AN ACT

Supplementary to the act, entitled "An Act to incorporate the Mutual fire insurance company of Sinking Springs, Berks county," approved the twelfth day of April, one thousand eight hundred and forty-three.

SECTION 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 so much of the act, entitled "An Act to incorporate the Mutual fire insurance company of Sinking Springs, Berks county," as confers all the rights and privileges conferred by an act, entitled "An Act to incorporate the Mutual fire insurance company of Bucks, Montgomery, and Philadelphia counties," passed the tenth day of February, one thousand eight hundred and forty-three, be and the same is hereby repealed; and that all the rights and privileges conferred by an act, entitled "An Act to incorporate the Mutual fire insurance company of Montgomery county," passed the thirty-first day of March, one thousand eight hundred and

forty-one, be and the same are hereby granted to and conferred on the Mutual fire insurance company of Sinking Springs, Berks county.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

WILLIAM BIGLER,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, one thousand eight hundred and forty-four.

DAVID R. PORTER.

No. 43.

A N A C T

Authorizing the laying out of a state road from the Three Springs, on the Bald Eagle and Punxatawney State road, in the county of Centre, to the road leading from Ebensburg to Philipsburg, at or near the house of Richard Davis, in the county of Clearfield.

SECTION 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 David Fergusson, Samuel Whiteside and Samuel Hagerty, of the county of Clearfield, be and they are hereby appointed commissioners, to view and lay out a state road from the Three Springs, on the Bald Eagle and Punxatawney state road, in the county of Centre, to the road leading from Ebensburg to Philipsburg, at or near the house of Richard Davis, in the county of Clearfield, by the nearest and best route. Commissioners.

SECTION 2. It shall be the duty of the said board of commissioners, or a majority of them, after taking and subscribing an oath or affirmation, before a justice of the peace, to perform the duties enjoined upon them by this act, with impartiality and fidelity, to carefully view the ground over which 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 will permit, so that the vertical departure from a horizontal line shall at no point exceed five degrees, except only at crossing ravines and streams, when by a moderate filling or bridging the declination of the said road it may be preserved within that limit. Duty of commissioners.

SECTION 3. That it shall be the duty of said commissioners, plainly and distinctly to mark the ground on the routes agreed upon for the roads aforesaid, 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 said commissioners are hereby authorized to employ one surveyor, at a per diem allowance not exceeding two dollars, and two chain carriers, at a per diem allowance not exceeding one dollar; and the said commissioners, respectively, shall receive a per diem allowance, not exceeding one dollar, for each and every day necessarily spent in the discharge of the duties enjoined by this act, to be paid in manner and form as hereinafter directed. Route. Surveyor, &c. Pay.