

David Jones, and Elizabeth Faulkner ; and capable in law and equity to inherit and transmit any estate, real, personal and mixed, as fully and effectually as if born in lawful wedlock.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

WILLIAM P. WILCOX,
Speaker of the Senate.

APPROVED—The twenty-second day of February, Anno Domini one thousand eight hundred and forty-five.

FRS. R. SHUNK.

No. 40.

A N A C T

Relative to public roads in certain counties therein named.

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 hereafter the number of road and bridge viewers appointed by the courts of quarter sessions of the counties of Butler, Allegheny, Luzerne, Lycoming, and Clinton, shall be three, one of whom shall be a surveyor, if deemed necessary; and every view and review shall be made by the whole number of persons so appointed, a majority of whom shall concur in their report, in order to its confirmation by the court.

SECTION 2. That in all cases of the appointment of viewers in said counties, to view and locate a public or private road, or to review a public road, the said viewers or any one of them shall, before proceeding to make their view or review, give public notice by at least three advertisements, put up in the vicinity of the contemplated route of such road, of the time and place where the said viewers will meet for the purpose of making such view or review, at least five days before such meeting.

SECTION 3. That if the viewers shall decide in favor of locating a public road, or to make any change in the location of the public road which they were appointed to review, it shall be the duty of the viewers to endeavor to procure, from the persons through whose lands such location may be made, releases for all claims of damages that might arise from opening the same; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof, signed by a majority of their number, and return the same, together with all releases obtained, to the proper court of quarter sessions.

SECTION 4. That it shall be the duty of said court to examine carefully the amount of damages assessed as aforesaid; and if said court shall be satisfied that the amount of damages assessed in any case is such that the public interest will be subserved by its payment, and the

Road and bridge
viewers in Butler,
Allegheny, Lu-
zerne, Lycoming
and Clinton
counties.

Notice.

Releases of dam-
ages, &c.

Duty of courts.

opening of the road, said court shall confirm such view or review, and the assessment of damages, which shall be paid as now directed by law; but if said court shall not be satisfied, the said report shall not be confirmed unless the same shall be paid first by the petitioners.

SECTION 5. That from and after the passage of this act, it shall be Allegheny county the duty of the county commissioners of Allegheny county, to repair ty, bridges, &c. all bridges erected by the said county, and to pay the expenses of such repair out of the county treasury in the usual manner.

SECTION 6. That from and after the first day of June next, the num- Beaver county. ber of road and bridge viewers appointed by the courts of quarter sessions of the county of Beaver, shall be three, one of whom shall be a surveyor; and every view and review shall be made by the whole number of persons so appointed, a majority of whom shall concur in their report in order to its confirmation by the court.

SECTION 7. That from and after the passage of this act, the super- Crawford county. visors of each township in the county of Crawford, or a majority of them, are hereby authorized and required at their first meeting, as is provided for in the second section of the act, entitled "An Act relative to roads and bridges in the counties of Crawford, Clearfield, and Greene," approved the seventh day of May, eighteen hundred and forty-four, to divide their respective townships into as many road districts as they deem necessary, and at the same time and place appoint a competent person for each road district to serve as road master, who shall do and perform all the duties enjoined on road masters, by the aforesaid act.

SECTION 8. That so much of the said act as is hereby supplied, be Repeal. and the same is hereby repealed.

SECTION 9. That this act shall take effect on the first day of June When to take next. effect.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

WILLIAM P. WILCOX,
Speaker of the Senate.

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

FRS. R. SHUNK.

No. 41.

AN ACT

To authorize the governor to incorporate the Bethlehem water company.

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 present members of the Bethlehem water company, that is to say, P. H. Corporators. Goepp, Wm. Eberman, Henry Shulz, J. C. Brickenstein, C. D. Bishop, Christian Luckenbach, Henry B. Luckenbach, Charles L.