

No. 69.

AN ACT

To authorize the burgesses of the borough of Adamsburgh, in the county of Westmoreland, to purchase real estate for school purposes.

Burgesses empowered to purchase a lot.

Trust.

To assess a tax.

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 burgesses of the borough of Adamsburgh, in the county of Westmoreland, be and they are hereby authorized and empowered to purchase a lot or piece of ground within the said borough, not exceeding one acre in quantity, with any buildings or other improvements which may be thereon erected, and to take and hold the same in fee simple to them and their successors in office, in trust to be used and occupied as and for the purposes of a public school.

SECTION 2. The said burgesses are hereby further authorized and empowered to assess upon the taxable inhabitants of the said borough of Adamsburgh, a sum sufficient to pay the price of any lot or piece of ground which they may purchase under the authority granted in the foregoing section, and to levy and collect the same in the same manner as they are now authorized by law to levy and collect borough taxes.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The seventh day of March, one thousand eight hundred and forty-six.

FRS. R. SHUNK.

No. 70.

AN ACT

To authorize a state road to be laid out from a point at or near the house of Andrew Irvine, in Glade township, Warren county, to the New York state line, and to lay out a State road from the borough of Indiana, to the borough of Clarion.

Commissioners. 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 George A. Cobham, John Israel and Andrew H. Ludlow, be and they

are hereby appointed commissioners to view and lay out a state road, State road in from a point at or near the house of Andrew Irvine, in Glade township, Warren county. Warren county, to a point on the New York state line, at or near the Allegheny river, where the same river crosses said line.

SECTION 2. That it shall be the duty of the commissioners, respectively, after taking and subscribing an oath or affirmation before a justice of the peace, to perform the duties enjoined on them by this act with impartiality and fidelity, to carefully view the ground over which said road may pass, and lay out the same of the width of forty feet, as near a straight line between the aforesaid points, as the nature of the ground and other important circumstances will permit, so that the vertical departure from a horizontal line shall, at no point, exceed three degrees, except only at crossing ravines and streams, when a moderate excavation, filling or bridging the declination of said road may be preserved within that limit. View ground.

SECTION 3. That it shall be the duty of said commissioners, respectively, plainly and distinctly to mark the ground agreed upon for the road 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 commissioners, respectively, are hereby authorized to employ two chain carriers and one axeman at a per diem allowance not exceeding one dollar each; and the said commissioners, respectively, shall receive a per diem allowance of one dollar and fifty cents, for each and every day necessarily spent in discharge of the duties enjoined by this act, to be paid in manner and form as hereinafter directed: and if any of said commissioners shall discharge the duty of surveyor, such commissioner shall receive, in addition to his per diem allowance as commissioner, one dollar per day, each day necessarily spent in the discharge of his duty under this act. Mark route. Pay.

SECTION 4. That it shall be the duty of said commissioners to make out a fair and accurate draft of the location of said road, noting thereon the courses and distances as they occur, the improvements passed through; and also, the crossing of township lines, roads and streams, and such other matters as may serve for explanation; which draft shall be deposited in the office of the clerk of the court of quarter sessions, in the county of Warren, within three months after the said road shall be viewed and laid out by the said commissioners, and which draft 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 to the breadth, and repaired in all respects, as roads are opened and repaired now in Warren county. Draft. Public highway.

SECTION 5. That the expenses for the view and location of said road shall be paid by said county of Warren, on warrants of the commissioners thereof, in the usual manner; and all damages arising from the opening of said road, through improved land, shall be assessed and paid in the manner directed by law, in cases of public county roads. Expenses to be paid.

SECTION 6. That John M'Ewen, of Indiana county, John M. Wilson, of Clarion county, and William Marshall, (of Joseph.) of Armstrong county, are hereby appointed commissioners, to view and lay out a State road from Indiana, Indiana county, by way of Plumerville and Schmicksville, to Clarion, in the county of Clarion: that it shall be the duty of the commissioners aforesaid, after taking and subscribing an oath or affirmation before a justice of the peace, to perform the duties enjoined on them by this act with impartiality and fidelity, to carefully view the ground over which said road may pass, and lay out the same, of the width of forty feet, as near a straight line between the aforesaid points, as the nature of the ground and other important circumstances State road from Indiana to Clarion. Oath. View ground.

will permit, so that the vertical departure from a horizontal line shall, at no point, exceed four and one-half degrees.

Mark route. SECTION 7. That it shall be the duty of said commissioners, plainly and distinctly, to mark the ground agreed upon for the road aforesaid : and said commissioners are hereby authorized to employ one competent surveyor, at a per diem allowance of one dollar and fifty cents ; also, one axeman and two chain carriers, at a per diem allowance of one dollar each ; and said commissioners shall each receive a per diem allowance of one dollar and fifty cents, for each and every day necessarily spent in discharging of the duty enjoined by this act.

Pay. SECTION 8. That it shall be the duty of said commissioners to make out a fair and accurate draft of the location of said road, noting thereon the courses and distances as they occur, the improvements passed through, and also the crossing of township lines, roads and streams, and such other matter as may serve for explanation ; a draft of which shall be placed in the office of the clerk of the court of quarter sessions of the several counties of Indiana, Armstrong and Clarion, within three months after the said road shall be viewed and laid out ; and from thenceforth the said road shall be, to all intents and purposes, a public highway, and shall be opened to the breadth, and repaired in all respects as roads are now opened and repaired in the several counties through which said road shall pass.

Draft. SECTION 9. That the expenses for the view and location of said road shall be paid by the counties of Armstrong, Indiana and Clarion, on warrants of the commissioners of said counties, in the usual manner ; and all damages arising from the opening of said road, through improved land, shall be assessed and paid in the manner directed by law, in cases of public roads.

Public highway.

Expenses to be paid.

FINDLEY PATTERSON,
Speaker of the House of Representatives.
DANIEL L. SHERWOOD,
Speaker of the Senate.

APPROVED—The seventh day of March, one thousand eight hundred and forty-six.

FRS. R. SHUNK.

No. 71.

AN ACT

To authorize the sale of the Lancasterian lot and school house, in the city of Lancaster.

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 commissioners of the county of Lancaster, and their successors in office, or a majority of them, be and they are hereby authorized to sell, *Commissioners of Lancaster authorized to sell a certain lot.*