

No. 32.

AN ACT

Authorizing William Guthrie of Westmoreland county, to construct a wing dam in the Kiskiminetas river.

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 William Guthrie of Westmoreland county, be and is hereby authorized to erect a wing dam not exceeding three feet in height, in the Kiskiminetas river, at or near the town of Warren, in Armstrong county, in such manner as shall do no damage to either public or private property.

JAMES COOPER,

Speaker of the House of Representatives.

CH. GIBBONS,

Speaker of the Senate.

APPROVED—The eighth day of February, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.

No. 33.

AN ACT

Relating to the York and Maryland line turnpike company.

Preamble. WHEREAS, By indenture dated the ninth day of October, on thousand eight hundred and forty-six, and recorded in the office for recording deeds, in and for the county of York, in book TTT. at pages six hundred and two, six hundred and three, the York and Maryland line turnpike company did cede and convey, for the considerations therein mentioned, all that part of their said turnpike road lying and being within the limits of the borough of York, to the burgesses and inhabitants of the said borough; therefore,

Title made valid. *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 said indenture be and is hereby declared to be valid and effectual, to all intents and purposes, to transfer so much of the said turnpike road to the burgesses and inhabitants of the borough of York, as is in said indenture mentioned; and that the York and Maryland line turnpike company, be and is hereby discharged from the obligation to keep that part of their road in repair, and from all liability to answer in damages,*

Company discharged from the duty of repairing the road.

to any person or persons who may be injured by its condition, or to have their gates thrown open on account of its dilapidated or impassable state.

SECTION 2. That all such part of said road, so as above mentioned ceded, shall be and the same is hereby declared to be public streets and highways, and subject as such public streets and highways, to the ordinances of the burgesses and assistant burgesses of the borough of York. That part of road declared public streets and highways.

SECTION 3. That the first section of an act, entitled "A supplement to an act, entitled 'An Act to incorporate a company for making an artificial road by the best and nearest route, from the borough of York to the Maryland line, at the place where the present York road passes the same, or as near thereto as the commissioners shall find expedient,' approved the tenth day of March, one thousand eight hundred and ten," be and the same is hereby repealed. Repeal.

JAMES COOPER,
Speaker of the House of Representatives.

CH. GIBBONS,
Speaker of the Senate.

APPROVED—The eighth day of February, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.

No. 34.

AN ACT

Authorizing Hannah Driesbach, guardian of George, Samuel, Joseph and Susan Driesbach, minor children of John Driesbach, late of Newport township, Luzerne county, deceased, to sell and convey certain real estate.

WHEREAS, George M. Hollenback and wife, on the fourteenth of July, one thousand eight hundred and forty one, by deed conveyed to the said John Driesbach, deceased, in consideration of two hundred dollars, and to Peter. Adam, George, Samuel and Joseph, sons of the said John, in consideration of regard, esteem and affection towards them, three hundred acres and fifty-five perches of land, then situated in the township of Newport, (now in the township of Dorrance) in Luzerne county, particularly described in the said deed, which is recorded in the office for recording of deeds, et cetera, in and for said county, in deed book number thirty-seven, page four hundred and one, et cetera, reference thereto being had these things will more fully and at large appear, which was conveyed to them as tenants in common, and remains undivided: Preamble.

And whereas, The said John Driesbach died in the year one thousand eight hundred and forty-three, leaving seven children, all of whom