

No. 162.

AN ACT

Repealing so much of an act as relates to the division of West Pennsborough township, in Cumberland county, passed the seventh day of March, one thousand eight hundred and forty-six.

Act dividing
township, re-
pealed.

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 passed the seventh day of March, one thousand eight hundred and forty-six, as relates to the division of West Pennsborough township, in the county of Cumberland, be and the same is hereby repealed.

Auditors to settle
accounts.

SECTION 2. That the auditors who shall be elected at the next election for township officers, in said township of West Pennsborough, shall be empowered to settle and adjust the account of the supervisors and school directors of the two divisions, heretofore made of said township.

Assessment to be
valid.

SECTION 3. The assessments made during the year one thousand eight hundred and forty-six, for West Pennsborough township, and that part of it which was erected into Big Spring township, by the act of seventh March, one thousand eight hundred and forty-six, shall be deemed and taken for the assessment of the present limit of the said township, until new assessments are made, in conformity with existing laws.

JAMES COOPER,

Speaker of the House of Representatives.

CH. GIBBONS,

Speaker of the Senate.

APPROVED—The third day of March, one thousand eight hundred and forty-seven.

FRS. R. SHUNK

No. 163.

AN ACT

To lay out a state road from the borough of New Castle to the road leading from Edensburg to Mahoningtown, at a point where said road crosses the line between Beaver and Mercer counties, and for other purposes.

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
Commissioners. James Oliver, Mercer county, John P. M'Glathery, Beaver county,

and Lot Watson, junior, Mercer county, be and they are hereby appointed commissioners, to view and lay out a state road from the borough of New Castle, in the county of Mercer, by the best and nearest route, until it intersects a public road from Mahoningtown to Edenburg, where said road crosses the line between Mercer and Beaver counties. Points of road.

SECTION 2. That it shall be the duty of said 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 thirty feet. Duty of commissioners.

SECTION 3. That it shall be the further duty of said commissioners respectively, plainly and distinctly to mark the ground on the route 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 enjoined by this act, the said commissioners are hereby authorized to employ two chain carriers and one axe man, 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 the discharge of the duties enjoined by this act, to be paid in the manner and form as hereinafter directed; and they are also hereby empowered to employ one surveyor, at one dollar per day, necessarily spent in the discharge of his duties, in carrying out the provisions of this act. Mark route.
Compensation.

SECTION 4. That it shall be the duty of said commissioners to make out fair and accurate drafts 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 of water, and shall be deposited in the office of the secretary of the commonwealth, on or before the first day of June next, and one copy in the office of the clerk of the court of quarter sessions in the county of Mercer, on or before the first day of June next, which shall be a record thereof; and from thenceforward 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, which are laid out by order of the court of quarter sessions aforesaid. Draft.

SECTION 5. That the expenses of the view and location of said road shall be paid by the said counties of Mercer and Beaver, on warrants of the commissioners thereof, in the usual manner; and all damages arising from the opening of said road through improved lands, shall be assessed and paid in the manner directed by law, in cases of public county roads: *Provided however*, That the expenses incurred in surveying and laying out the said road, as well as the damages done to private property, shall be paid by each county, in proportion to the distance which the road aforesaid shall pass through the respective counties. Expenses, how to be paid.

SECTION 6. That the supervisors of Plymouth township, in the county of Luzerne, are hereby authorized to collect one-half of the road taxes that may hereafter be assessed in said township, in money. Luzerne, Plymouth township, supervisors may collect road tax.

JAMES COOPER,

Speaker of the House of Representatives.

CH. GIBBONS,

Speaker of the Senate.

APPROVED—The third day of March, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.