

SECTION 2. That the twenty-first section of the act to which this is Part of former a further supplement, except the proviso to said section, be and the act repealed. same in hereby repealed.

SECTION 3. That the Sunbury and Erie railroad company, so soon Sunbury and Erie as ten consecutive miles or more of their said road is completed over any railroad company section of the line of said road, are hereby authorized to run cars and may run cars and locomotives, and collect tolls on the said road, and do all other acts and locomotives, and things as fully and effectually as if the whole road were completed. take toll when ten miles are completed.

JAMES COOPER,

Speaker of the House of Representatives.

CH. GIBBONS,

Speaker of the Senate.

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

FRS. R. SHUNK.

No. 291.

AN ACT

Authorizing the laying out of a state road from Bakerstown, in Allegheny county, through Butler county, to the Great Western iron works, in Armstrong county.

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 appointed. David Dougal, of Butler county, William Duncan, of Allegheny county, To lay out state road from Bakers-town to Great Western iron works. and Joseph King, of Armstrong county, be and they are hereby appointed commissioners to view and lay out a state road from Bakerstown, in Allegheny county, through Butler county, to the Great Western iron works, in Armstrong county.

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 on the nearest and best ground, and in no place to exceed an elevation of five degrees. Duty of commissioners.

SECTION 3. That it shall be the duty of the said commissioners plainly and distinctly to mark the ground on the routes 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 said commissioners are hereby authorized to employ, at a per diem allowance not exceeding one dollar each, two chain carriers and one axeman; and the said commissioners respectively shall receive Compensation. a per diem allowance, not exceeding one dollar and fifty cents each, for each day necessarily expended in the discharge of the duties enjoined by this act; and the said commissioner performing the duties of surveyor, shall have and receive an additional compensation of one dollar per day

for each and every day spent in the laying out of said road, to be paid in manner and form as hereinafter directed.

Draft.

SECTION 4. 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, and also the crossings of township lines, roads and waters, with such other matters as may serve for explanation, one copy whereof shall be deposited in the office of the secretary of the commonwealth, on or before the first day of January next, and one copy in the offices of the clerks of courts of the respective counties in which the said road may be laid out, on the day aforesaid, or as much sooner as practicable, which 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, which are laid out by order of the courts aforesaid.

Public highway.

Expenses how
and by whom to
be paid.

SECTION 5. That the accounts of the said commissioners, for their own pay and the pay of their chain carriers, shall be made out and returned to the commissioners of such counties, in which said road may be located, in proportion to the time spent in the respective counties in locating said road, and that they be paid out of the treasury of each of the respective counties, on warrants drawn in the usual way.

Time of meeting.

SECTION 6. That the said commissioners shall meet on or before the first Monday of June next, or as soon thereafter as practicable, and complete the view of said road; and if any vacancy occur, the court of quarter sessions of the county where such vacancy occurs, shall supply, by the appointment of suitable persons, who shall perform said duty.

JAMES COOPER,

Speaker of the House of Representatives.

WM. WILLIAMSON,

Speaker of the Senate.

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

FRS. R. SHUNK.

No. 292.

AN ACT

In relation to obstructing the Big Brokenstraw creek and its tributaries, in Warren county.

Penalty for plac-
ing obstructions
in the Big Bro-
kenstraw creek,
&c.

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 from and after the passage of this act, it shall not be lawful for any person or persons to deposit any slab or slabs, stump or stumps, or other obstruction, in the Big Brokenstraw creek, its tributaries or tale race of any mill on said streams within the county of Warren, which*