

a part of the western district of the supreme court, instead of the northern district of said court.

WILLIAM F. PACKER,  
*Speaker of the House of Representatives.*

WM. WILLIAMSON,  
*Speaker of the Senate.*

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

FRS. R. SHUNK.

### No. 196.

### AN ACT

To authorize a state road to be laid out from opposite the store house of Robert Thompson, in Juniata county, to intersect the west end of the bridge at Millers-town, in Perry county, and to widen so much of the Reading road as lies between North Queen and Duke streets, 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 Mathias Rumbaugh, of Perry county, and William Moore and Samuel O. Evans, of Juniata county, be and they are hereby appointed commissioners to view and lay out a state road from opposite the store house of Robert Thompson, in Juniata county, to intersect on or near the west end of the Millerstown bridge, in Perry county. Commissioners.

SECTION 2. That it shall be the duty of said commissioners, after taking an oath or affirmation before a justice of the peace, to perform the duties enjoined on them by this act with impartiality and fidelity, carefully to view the ground over which the road may pass, and lay out the same of the width of thirty-three feet, so that the vertical departure from a horizontal line shall at no time exceed five degrees, except at the ravines, or crossings of ravines and streams. Duty.

SECTION 3. That it shall be the duty of said commissioners, plainly and distinctly to mark on the ground the route agreed upon for said road, in such a manner as to enable the supervisors readily to find the same; and for the purpose of fulfilling the duties of this act, the said commissioners are hereby authorized to employ a surveyor, at a per diem allowance of two dollars; also two chain carriers and one axeman, at a per diem allowance of one dollar each; and the said commissioners shall receive a per diem not to exceed one dollar and fifty cents each, for every day necessarily spent by them in performing the duties enjoined by this act. Mark route.

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 through which the road passes, and also the crossing of county or township lines, Draft.

waters and such other matters as may serve for explanation; one copy thereof shall be filed in the office of the secretary of the commonwealth, on or before twentieth day of November, one thousand eight hundred and forty-eight, and one copy in the office of the clerk of the court of the respective counties through which said road may pass or be laid out, on the day aforesaid, or sooner if 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 and repaired, in all respects, as roads are opened and repaired which are laid out by county courts.

Accounts, how  
settled.

SECTION 5. That the accounts of said commissioners' fees, and the pay of the surveyor, chain carriers and axemen, shall be made out and returned to the commissioners of the respective counties in which said road may be located, in proportion to the time spent in said counties, respectively, in locating said road, and they shall be paid out of the treasury 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 twentieth day of April, one thousand eight hundred and forty-eight, to complete the view of said road; and if any vacancies shall occur by resignation or otherwise, the court of quarter sessions of the county wherein such vacancy or vacancies shall or may take place, is hereby empowered to appoint a suitable person or persons to fill such vacancy or vacancies.

Lancaster city  
authorized to  
widen Reading  
road.

SECTION 7. That the select and common councils of the city of Lancaster, are hereby authorized and empowered to cause the street commissioners of the said city, to widen, on the south-east side, so much of the Reading road as lies between North Queen street and Duke street, in said city: *Provided*, That said street shall not be made more than forty feet wide.

Proceedings to  
ascertain dam-  
ages.

SECTION 8. That the court of quarter sessions of Lancaster county, on the petition of any owner of a lot or land, on the south-east side of that portion of the said street, so widened as above, representing that he has sustained damages thereby, shall appoint six freeholders of the said city to view the premises and judge the amount of damages (if any) sustained, taking into consideration the probable advantages of the widening of said street to the complainant, and after their report is approved by the court, the said damages shall be paid out of the funds of said city: *Provided always*, That the said viewers shall, each of them, before they proceed to assess the said damages, take an oath or affirmation, before some judge or alderman, justly and truly to value the same, and to consider the advantages as well as disadvantages of the widening of the said street to the complainant.

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