

SECTION 10. That hereafter the affairs of the Clinton academy, in Clinton county, shall be managed by three trustees, to be appointed by the court of quarter sessions of said county, at the next term of said court, one of whom to serve one year, one to serve two years, and one to serve three years; and annually thereafter, the said court shall appoint one trustee to supply the vacancy occasioned by the expiration of the term for which said appointment was made; and the said trustees, when so appointed, shall be vested with the like power and authority, as was originally conferred on the trustees of said academy, by the act incorporating the trustees and stockholders of the same, approved June fifth, A. D., one thousand eight hundred and forty.

SECTION 11. That the township election held on the third Friday of March, one thousand eight hundred and forty-eight, in the new township of Packer, in the county of Carbon, be and is hereby declared legal and valid.

SECTION 12. That hereafter any neglect on the part of any road master in the county of Mercer, to keep in good repair the public roads under his charge, from the month of April to the month of December, shall subject such road master to the responsibilities heretofore imposed upon supervisors by existing laws.

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

WM. F. JOHNSTON,
Speaker of the Senate.

APPROVED—The tenth day of April, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.

No. 346.

A SUPPLEMENT

To an act, entitled "An Act authorizing the laying out of certain state roads, and for other purposes," and to view and open a state road from Mifflinville, Columbia county, to Conyngham, Luzerne 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 from and after the passage of this act, the provisions of the twenty-fourth section of an act, entitled "An Act authorizing the laying out of certain state roads, and for other purposes," approved the twenty-second day of April, eighteen hundred and forty-four, shall not extend to that portion of the Susquehanna and Tioga turnpike, laying within the bounds of the counties of Luzerne, Bradford and Columbia.

SECTION 2. That so much of the eighth section of an act, entitled "An Act concerning certain state and turnpike roads," approved the nineteenth day of April, eighteen hundred and forty-four, as relates to

the Susquehanna and Tioga turnpike," be and the same is hereby repealed.

Commissioners appointed to lay out a state road from Mifflinville to Conyngham.

SECTION 3. That William H. Alexander and Samuel Hoyt, of Luzerne county, and Samuel Creasy, of Columbia county, be and the same are hereby appointed commissioners to view and lay out and mark a state road, beginning at or near Mifflinville, Columbia county; thence leading through the West route of Nescopeck gap, until it reaches another public road at or near the village of Conyngham, in Luzerne county, by the easiest and most practicable route, having reference to the distance of the route, surface of the county and cost of construction.

Duty.

SECTION 4. That it shall be the duty of said commissioners, or a majority of them, after having been duly sworn or affirmed before a justice of the peace, who shall file and preserve the same in his office, to perform all the duties enjoined by this act with impartiality, carefully to view the ground over which the road to be laid out by them may pass, having due regard to a straight and easy road for the public, at an elevation of not more than five degrees from a horizontal line, and that they shall clearly and distinctly mark the road in such a manner as shall render the route agreed upon readily found by the supervisors; and for fulfilling the duties enjoined by this act, the commissioners shall be allowed the sum of one dollar and fifty cents per day, for every day they shall be necessarily employed in performing the duties assigned by this act; and the said commissioners are hereby authorized to employ one surveyor, at one dollar and fifty cents per diem, two chain bearers and one axeman, at a sum not exceeding, for each, one dollar per diem.

Compensation.

Draft.

SECTION 5. That said commissioners shall make out a fair and accurate draft of the location of the road, noting thereon courses and distances, and the places, waters, county and township lines, with such other matter 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 office of the clerks of the court of quarter sessions of the respective counties through which the said road may pass, on the time aforesaid, or as much sooner as practicable; and from thenceforth said road shall be a public highway, and shall be opened and repaired as all other roads laid out by the courts are made and repaired.

How and by whom paid.

SECTION 6. The commissioners shall draw on the commissioners of the counties through which said road shall pass, who shall adjust the account of the commissioners, surveyor, chain bearers and axeman, and pay them as other accounts, by order on the treasurer of the county, are paid.

Time of meeting.

SECTION 7. Said commissioners shall meet on or before the first Monday of August next, or as soon thereafter as a majority of them shall agree on, and complete the location of said road as soon as practicable; and if any vacancy shall occur by resignation or otherwise, it shall be filled by the judges of the court of quarter sessions of the county in which said person or persons so resigning shall have resided.

Duties of supervisors.

SECTION 8. It shall be the duty of the supervisors of the several townships through which said road shall pass, upon notice given, to proceed at once and make and open the said road as other roads are made, and on failing to comply, the said supervisors, or any of them, shall forfeit and pay a fine of not less than fifty dollars, to be collected as other fines are collected, and said fine shall be appropriated for the use of said road; and the justice of the peace before whom information is lodged, shall have power to appoint another person in place of the supervisor refusing to perform the duties of this act, who shall be paid out of the funds set apart for the laying out and repairing of roads

in the township through which said person so refusing may reside; and that said commissioners shall have power to vacate any road or part thereof, as may be rendered useless by this act, or shall have power to locate any part of the road between the points mentioned by this act. Power to vacate.

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

WM. F. JOHNSTON,
Speaker of the Senate.

APPROVED—The tenth day of April, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.

No. 347.

AN ACT

Relative to the claim of Isaac Knight, to the estate of Thomas Hale, deceased, to the estate of Dr. George Huey, to the estate of William Smith, deceased, incorporating the Lockport and Ridgeway turnpike road company, relative to the estate of Christian Ley, deceased, to taxing dogs in Somerset, and to selling real estate in the town of Conyngham, Luzerne 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 the canal commissioners of this commonwealth be and they are hereby authorized and required to examine the claim of Isaac Knight, for compensation for the use, by the agents of the commonwealth, of his patented improvements in the journals, boxes, bearings and axles of cars and carriages running upon railroads, and report the facts to the next legislature, and state what amount, if any, ought in their opinion to be paid to the said Isaac Knight, for the use of his invention. Canal commissioners.

WHEREAS, Thomas Hale, formerly of the city of Philadelphia, but late of the county of Bucks, deceased, died intestate, seized in fee simple, of various tracts or lots of land, of little value, in divers counties of the state of Pennsylvania, other than the said county of Bucks: Preamble.

And whereas, The said intestate, in his lifetime, bargained and contracted to sell some parts of the said real estate, and died without having made any provision for the performance of such bargains and contracts; and the costs and expenses of procuring orders for the specific performance of every such bargain and contracts, by the orphans' court of the proper county, are productive of great loss and detriment to the said estate, and absorb a large proportion of the proceeds of every such sale:

And whereas, By an act of assembly, approved February thirteenth, one thousand eight hundred and forty-seven, entitled "An Act relating to the estate of Thomas Hale, late of the county of Bucks, deceased," authority was given to Almy S. Hale, administratrix of all and singular the goods and chattels, rights and credits which were of the said Thomas