

No. 367.

SUPPLEMENT

To an act, entitled "An Act authorizing the governor to incorporate the Mahoning, Kittanning and Freeport turnpike road company, and for other purposes," approved the second of April, eighteen hundred and thirty-eight; authorizing Benjamin Tyson to sell certain real estate; and relating to the claim of John Miller.

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 time for the completion of the Butler and Emlenton turnpike road be and the same is hereby extended for a period of five years from and after the passage of this act; and that all acts and proceedings done and performed consistent with the provisions of the act to which this is a supplement, since the expiration of the time fixed therein for the completion of said road, be and the same are hereby declared as valid, to all intents and purposes, as if the time for the completion of said road had not expired.

Time for the completion of the Butler and Emlenton turnpike road extended.

SECTION 2. That so much of the one hundred and eighth section of the act aforesaid as authorizes the election of ten managers, is hereby repealed, and in lieu thereof the number to be elected at the next annual election, and annually thereafter, shall be five managers, a majority of whom shall form a quorum for the transaction of business; and so much of the one hundred and twelfth section of said act as is hereby altered, be and the same is hereby repealed.

Number of managers reduced.

SECTION 3. That Benjamin Tyson, guardian of Rebecca Cresswell, a minor child of James R. Cresswell, late of West Nantmeal township, Chester county, deceased, is hereby authorized and empowered to sell at public or private sale, at such price or prices, and on such terms of payment as he may deem expedient and most conducive to the interest of said minor child, all the estate, right, title and interest of the said Rebecca Cresswell in or to a certain tract of land, situate in said West Nantmeal township, Chester county, mentioned by the said James R. Cresswell, in his last will and testament, as the farm on which he, the said testator, resided; such sale or sales to vest all the title therein belonging to the said minor; and the said guardian is hereby authorized to make title by deed to the purchaser or purchasers: *Provided however,* That before any such sale or sales be made, the said guardian shall enter into a bond, with sufficient surety, to be filed in, and approved by the orphans' court of Berks county, which shall also first approve of said sale, conditioned for the faithful and legal application, as guardian, of the proceeds of sale or sales: *And provided further,* That a certified copy of the record of such bond, and approval by the court, may be filed and recorded in the orphans' court of the county of Chester, and thus become evidence for every legal purpose.

Guardian of Rebecca Cresswell authorized to sell certain real estate.

SECTION 4. That the canal commissioners be and they are hereby authorized and directed to examine the claim against the commonwealth, of John Miller, for railroad cars said to have been destroyed by fire, at the top of plane number five, on the Portage railroad, on the morning of the twenty-first day of September, one thousand eight hun-

Canal commissioners authorized to examine the claim of John Miller.

dred and forty-eight; and if they shall ascertain that such cars were destroyed in consequence of any neglect or misconduct on the part of any state agent or officer, they shall report the amount due, if any, to the legislature.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 368.

AN ACT

For defraying the expenses of the investigation in the case of the Freeport aqueduct; relative to the construction of a lock or schute on the French Creek feeder dam; to the payment of interest on the bonds and certificates of the Erie canal company; to glass manufactories; to fines collected in Lawrence and Schuylkill counties; to the fees of prothonotaries; to taxes in Schuylkill county; authorizing the canal commissioners to inquire into the claim of James P. Laughlin, for damages; relative to the draft of the village of Klecknerville, in Crawford county; and to a survey and map of the village of Tioga, in Tioga 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 following sums are hereby specifically appropriated to pay the costs and other expenses incurred in the investigation of the accounts of Alexander Power, late supervisor of the Lower Western division of the Pennsylvania canal:

Certain appropriation.

To John C. Knox.

To the honorable John C. Knox, for taking testimony under a commission from the auditor general, one hundred dollars.

Costs of witnesses.

To pay the costs of witnesses, computing their pay at seventy-five cents per day, and six cents per mile cicular, one thousand and seven-tween dollars and fifteen cents, (1,017 $\frac{15}{100}$.)

To Francis Daugherty.

To Francis Daugherty, for assistance rendered in preparing the testimony, twenty dollars.

To W. A. Golden.

To W. A. Golden, for bringing G. W. Ross before the commission on an attachment, five dollars.

To Lewis Brenneman.

To Lewis Brenneman, for use of room, and for furnishing fuel and light, twenty dollars.

To John F. M'Culloch.

To John F. M'Culloch, agent of the commonwealth, for money and time spent in subpoenaing witnesses, and the time devoted in preparing and attending to the presentation of the testimony, two hundred dollars.

Time for the construction of

SECTION 2. That the time fixed for the construction of a lock or schute on the French Creek feeder dam, and a bridge across the She-