

No. 60.

AN ACT

Providing for the repair of the Olean road in Indiana county.

Duties of supervisors.

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 it shall be the duty of the supervisors of roads of the several townships in Indiana county through which the State road from Indiana to the New York State line passes, to cause that portion of the said road which has been reviewed by order of the court of general quarter sessions of the peace of Indiana county, to be opened in a substantial manner through the respective townships on or before the first day of January, Anno Domini, one thousand eight hundred and fifty-five, and to make the same convenient and safe for the passage of wagons, carriages and other vehicles, and from and after the said day, the said road shall be and become a toll road as hereinafter provided.

Duties of court of general quarter sessions of the peace.

SECTION 2. That it shall be the duty of the court of general quarter sessions of the peace of Indiana county, at their sessions in December next, and every three years thereafter during the continuance of this act, and at such other times as the provisions of this act may require, to appoint a fit person as superintendent of the Olean State road, who shall give bond in such sum and with such security as the said court may direct, conditioned for the faithful discharge of the duties of said office, who shall hold his said office during the term of three years, unless removed by the said court for neglect of duty or misbehavior in office, upon the petition of not less than fifteen taxpayers of any one of the townships in said county through which the said road passes, which petition shall be supported by the affidavit of one or more of the petitioners, and the said court shall direct due notice of the same to be given to the said superintendent, to afford him an opportunity to defend himself against the complaint of said petitioners.

Superintendent to take charge and control of said road.

SECTION 3. That upon the appointment of the said superintendent, he shall take the charge and control of the said road, shall erect toll-gates and toll-houses where necessary, not exceeding three on the said road, shall appoint and remove collectors of toll at his pleasure, and shall fix and alter as he shall see fit, the rates of toll to be paid for wagons, carriages and other vehicles, horses, cattle, sheep and swine passing and travelling along said road in like manner, and not exceeding in amount the tolls now charged on the Indiana and Ebensburg turnpike road, and shall cause handbills of the said rates of toll to be posted in or upon each house where toll shall be demanded, and the like penalties for passing through the said toll gates without payment of toll, shall be demandable and recoverable in like manner as is provided by the act of Assembly incorporating the Indiana and Ebensburg turnpike road company: *And provided,* That no toll shall be chargeable to persons going to or returning from religious worship or funerals, or to volunteers going to or returning from muster.

SECTION 4. That the said superintendent is hereby authorized and required to expend the whole amount of tolls collected under this act, in maintaining and keeping the said road from the borough of Indiana to the line of Jefferson county in good repair, and in paying the incidental expenses upon the same, and he shall be allowed to retain thereout the sum of one dollar and fifty cents per day for his service, for each and every day that he shall be necessarily engaged in the discharge of his said duty.

Superintendent to expend the tolls in keeping said road in repair.

SECTION 5. That the said superintendent shall settle with collectors of toll, and shall keep a fair account of all his receipts and expenditures, which shall be audited by the auditors of Indiana county, at the time and place and in the same manner that the accounts of the treasurer of the county are now audited, and the said accounts so audited, shall be subject to all the provisions now existing as regards appeals and publication in relation to the accounts of county treasurers.

Superintendent to settle with collectors.

SECTION 6. That the court of general quarter sessions of the peace of Indiana county, shall have power and they are hereby authorized to grant reviews of any part of the aforesaid road in Indiana county, upon the petition of the superintendent, which reviews shall be proceeded in, in the manner now existing in regard to public roads, and the passage of this act of Assembly shall not prevent the said court and the grand jury and the county commissioners, from granting and erecting bridges over any of the streams which the said road may cross, but they shall have the same power and authority in relation to the same, as if this act of Assembly had not been passed.

Additional powers of court of quarter sessions.

SECTION 7. That unless it shall hereafter be provided otherwise, this act shall continue and be in force until the first day of February, one thousand eight hundred and sixty-four, after which period the said road shall be thrown open and free from toll, and shall thereafter be kept in repair by the supervisors of the several townships as the public roads in the same are now kept open.

Act to continue in force until February 1, 1864.

E. B. CHASE,
Speaker of the House of Representatives.
M. MCASLIN,
Speaker of the Senate.

APPROVED—The twenty-second day of February, A. D., one thousand eight hundred and fifty-four.

WM. BIGLER.