

period not more than ten days ; all moneys collected from fines so imposed, shall be applied towards keeping said plank or board walks in repair.

E. B. CHASE,
Speaker of the House of Representatives.

M. M'CASLIN,
Speaker of the Senate.

APPROVED—The thirteenth day of April, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 311.

AN ACT

To lay out and mark a State Road in Westmoreland and Somerset counties.

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. Jacob Lobingier, Andrew A. Heorman and George Freeman, of Westmoreland county, and George Weller, Henry L. Holbrook, George Foy, of Somerset county, be and the same are hereby appointed commissioners to view and lay out and mark a State road from Lobingier's mills, in Westmoreland county, to Stoystown, Route. in Somerset county, having reference to the distance of the route surface of the country and cost of construction.

SECTION 2. That it shall be the duty of said commissioners Duties of 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 three degrees from a horizontal line, and thus they shall clearly and distinctly mark the road in such 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.

SECTION 3. The said commissioners shall make out a fair and accurate draft of the location of the road, noting thereon courses Draft to be made out and filed. 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 the said road shall be a public highway, and shall be opened and repaired as all other roads laid out by the county are made and repaired.

Expenses.

SECTION 4. The amount required to pay the expenses as thus provided, shall be paid by a warrant drawn on the commissioners of Westmoreland and Somerset counties, in proportion to the time spent in each county respectively.

Meeting of commissioners.

SECTION 5. That said commissioners shall meet on or before the first Monday of June 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.

Releases.

SECTION 6. It shall be the duty of the said commissioners to endeavor to procure from all persons through whose land said road is located, release from all claims and damages which might arise from opening the said road, and in all cases where a release cannot be obtained, it shall be their duty to assess the damages and make report thereof, signed by a majority of them, which, with the releases, shall be returned to the court of quarter sessions of the respective counties in which such damages may accrue.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The thirteenth day of April, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 312.

A SUPPLEMENT

To an act, entitled "An act to incorporate the Bethlehem Gas Company," approved the seventh day of February, Anno Domini, one thousand eight hundred and fifty-three.

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 Bethlehem gas company shall have power and authority, and is hereby empowered and authorized to enter into and upon such lands and enclosures as the said company may deem necessary, to dig trenches for the purpose of laying their pipes for the distribution of gas, carrying off the refuse, and for all other necessary purposes, doing as little damage as possible to private