

CHAPTER CXIII.

An ACT authorizing the President of the United States to open a Road through that part of this State lying between Cumberland, in the State of Maryland, and the Ohio River.

WHEREAS by an Act of the Congress of the United States, passed on the twenty-ninth day of March, one thousand eight hundred and six, entitled "An Act to regulate the laying out, and making a road from Cumberland in the state of Maryland, to the state of Ohio," the President of the United States is empowered to lay out a road from the Patomac river to the river Ohio, and to take measures for making the same, so soon as the consent of the legislatures of the several states through which the said road shall pass, could be obtained: *And whereas*, application hath been made to this legislature, by the President of the United States, for its consent to the measures aforesaid: Therefore,

SECTION I. *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 President of the United States, be, and he is hereby authorized to cause so much of the said road as will be within this state, to be opened so far as it may be necessary the same should pass through this state, and to cause the said road to be made, regulated and completed, within the limits, and according to the intent and meaning of the before recited Act of Congress in relation thereto: *Provided nevertheless*, That the route laid down and reported by the commissioners, to the President of the United States, be so altered as to pass through Uniontown, in the county of Fayette, and Washington in the county of Washington, if such alteration can, in the opinion of the President, be made, consistently with the provisions of an act of Congress passed March 29th 1806, but if not, then over any ground within the limits of this state, which he may deem most advantageous.

SECT. II. *And be it further enacted by the authority aforesaid,* That such person or persons, as are or shall be appointed for the purpose of laying out and completing the said road, under the authority of the United States, shall have full power and authority to enter upon the lands through which the same may pass, and upon any land near or adjacent thereto, and therefrom to take, dig, cut and carry away, such materials of earth, stone, gravel, timber and sand, as may be necessary for the purpose of completing, and for ever keeping in repair said road: *Provided*, That such materials shall be valued and appraised, in the same manner as materials taken for similar purposes, under the authority of this Commonwealth are by the laws thereof, directed to be valued and appraised, and a certificate of the amount thereof

The president of the U. States authorized to have opened that part of the road from Cumberland to the Ohio which lies within this state, and completed agreeably to the intent of an act of Congress.

Proviso.

The persons appointed to lay out and complete the road authorized to enter on the lands through which it may pass, &c. for the purpose of taking the necessary materials, &c.

Such materials to be valued,

And paid for by the U. S. shall, by the person or persons appointed, or hereafter to be appointed under the authority of the United States for the purpose aforesaid, be delivered to each party entitled thereto, for any materials to be taken by virtue of this act, to entitle him, her or them, to receive payment therefor from the United States.

SIMON SNYDER, *Speaker of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the ninth day of April, one thousand eight hundred and seven.

THOMAS MCKEAN.

CHAPTER CXIV.

An ACT to raise by way of Lottery, a sum not exceeding three thousand dollars, to enable the inhabitants of the borough of York to bring in a stream of Water to supply their Fire-Engines, and for other purposes.

SECTION I. *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,*

Commissioners of the lottery.

Sums to be raised.

Object.

That William Barber, George Hay, John Stewart, Jacob Hahn, William Ness, Samuel Spangler, Jacob Eichelberger and John Fisher, be, and they are hereby appointed commissioners to raise by way of lottery a sum of money not exceeding three thousand dollars, to enable the inhabitants of the borough of York, to bring in a stream of water into said town, for supplying the fire-engines in case of accidents by fire, and for other useful purposes.

Commissioners to lay the scheme before the Governor and other duties of the commissioners.

SECT. II. *And be it further enacted by the authority aforesaid,* That the commissioners, before they proceed to sell any tickets in the said lottery, shall lay such scheme thereof before the Governor as shall meet his approbation, and enter into bonds to him for the due performance of their duty in selling the tickets, drawing the lottery and paying the prizes; and each of them, before entering on the duties of his appointment, shall take and subscribe an oath or affirmation, diligently and faithfully to perform the duties hereby entrusted to him; and two of the commissioners at least shall attend each day's drawing of the aforesaid lottery, and when the whole is completed, shall cause an accurate list of the fortunate numbers to be published in one newspaper at least, printed in the following towns; viz. York, Lancaster, Carlisle, Chambersburg, and Gettysburg.

Empowered to adjust and pay all lawful debts incurred under this act.

SECT. III. *And be it further enacted by the authority aforesaid,* That the commissioners be, and they are hereby authorized, to