

CHAPTER CXXXVII.

An ACT making appropriations for certain roads therein mentioned, and also for improving the navigation of certain rivers.

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,*

§5000 appropriated for improving the following roads, and in the following proportions. For the state and stage roads in Franklin county, §600. Bedford county §1500. Somerset county §1500. Westmoreland county. Specification.

For improving part of the state road in Fayette county. To whom the several sums are to be paid.

The county commissioners to lay out the monies appropriated, on the respective roads.

And account to the auditors.

That the sum of five thousand seven hundred dollars be, and the same is hereby appropriated for the purpose of improving the state roads in the counties of Franklin, Bedford, Somerset, Westmoreland and Fayette, as follows; for the purpose of improving the state and stage roads in the county of Franklin, six hundred dollars; for improving the state roads in Bedford county, fifteen hundred dollars; for improving the state roads in Somerset county, fifteen hundred dollars; for improving the state roads in Westmoreland county, fourteen hundred dollars, that is to say; for improving the Pennsylvania state road from the Somerset county line, on the Laurel hill, to the Nine mile run, on the west side of Chesnut-ridge, six hundred dollars; for improving the Glade state road from William Backhouse's tavern, on the top of Laurel-hill, to Arnfriedt's tavern, at the forks of the Pittsburgh and Washington road. six hundred dollars; for improving the said road from the said Arnfriedt's to Lobingier's mill, one hundred dollars; for improving the Pittsburgh road from the said Arnfriedt's to William Golden's tavern at the foot of Chesnut ridge, one hundred dollars; for improving the state road in Fayette county, that leads from Connelstown to Somerset, seven hundred dollars; to be paid on warrants drawn by the Governor out of any unappropriated monies in the State-treasury, to the commissioners of Franklin, Bedford, Somerset, Westmoreland and Fayette counties, in such proportions as the said counties are hereby entitled to the same respectively; and three hundred dollars, to be appropriated to that part of the road which lies between the Burnt Cabbins and Bedford Furnace, commonly called the Shades of Death, in the county of Huntingdon.

SECT. II. *And be it further enacted by the authority aforesaid,* That the commissioners of the counties of Franklin, Bedford, Huntingdon, Somerset Westmoreland and Fayette, respectively be, and they are hereby authorized and required to apply the several sums of money appropriated by this act, for the improvement of the aforesaid roads, in such manner and on such parts of the said roads as they shall judge most advantageous and necessary to be improved; and shall exhibit a statement of their accounts and disbursements of the sums of money aforesaid, to the county auditors of their respective counties, who shall settle and adjust the same, in like manner as the accounts

of county commissioners are in other cases settled and adjusted.

SECT. III. *And be it further enacted by the authority aforesaid,* That nine thousand dollars be, and the same are hereby appropriated out of the money from the estate of John Nicholson, deceased, for improving the navigation of the river Schuylkill, from the falls thereof to the mouth of little Schuylkill; six hundred dollars for improving the navigation of little Schuylkill, from Haa's mill to Locust creek; and four hundred dollars for improving the navigation of that branch known by the name of Big Schuylkill, from Morris's iron works, to Jacob Stahl's mill; and the Governor is hereby directed as soon as the money shall have been paid into the State treasury, out of the money from the estate of John Nicholson, to draw his warrant on the State treasurer in favor of the commissioners herein after named, for the sums appropriated by this section: And that Peter Richards, Joseph Heister and Robert Kennedy, be, and they are hereby appointed commissioners to contract for and superintend the improvements aforesaid, and when the said money shall have been expended, they shall make report of their proceedings to the courts of common pleas for the counties of Montgomery and Berks; and the court of Montgomery shall appoint two viewers, and the court of Berks shall appoint one, who shall unite and examine whether the said money has been properly expended, and if in their opinion the same has been illegally disposed of, the said courts shall direct suits to be instituted for the recovery of so much as has been improperly expended; and the said commissioners or either of them shall not be concerned either directly or indirectly in their private capacity, in any contract made under this section.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the further sum of five thousand seven hundred dollars of the monies due to this state from the estate of John Nicholson, deceased, prior appropriations in this act being first satisfied, be, and the same is hereby appropriated for the following purposes; viz. one thousand five hundred dollars for improving the navigation of the Susquehanna, from Columbia to Middletown; one thousand five hundred dollars for improving the navigation of said river from Middletown to the mouth of Juniata; five hundred dollars to improve the navigation of the Juniata, from its mouth to the mouth of Kishecoquillis; twelve hundred dollars for improving the state road from Beula to Pittsburgh; and one thousand dollars for improving the navigation of the Bald-Eagle creek, from its mouth to the town of Milesburgh in Centre county.

SECT. V. *And be it further enacted by the authority aforesaid,* That when the monies due from the estate of the said John Nicholson, to this Commonwealth, or so much thereof, after prior

Appropriation for improving the navigation of the Schuylkill.

Commissioners appointed to superintend the improvements.

Who shall report their proceedings to the courts of Montgomery and Berks, &c.

A further appropriation of \$5,700 for certain purposes. Specification.

Special appropriations for improving certain parts of the

Susquehanna River.

Specification.

Similar appropriations, for improving the Juniata.

For improving the State road from Beula to Pittsburgh.

And for improving certain parts of Bald-eagle creek, in Centre county.

How the aforesaid monies are to be laid out and accounted for.

Appropriation for improving a certain road in Northumberland county.

For improving a certain part of the Tulpehocken road in Berks county.

To whom the monies are to be paid.

How applied and accounted for.

appropriations are satisfied, as is by this act appropriated, shall have been paid into the State treasury, the Governor may, and he is hereby authorized to draw his warrant on the State treasurer for one thousand five hundred dollars, in favor of John Haldiman, Thomas Boude and Alexander Boggs, for improving the navigation of Susquehanna, from Columbia to Middletown; a similar warrant in favor of James Hamilton, Thomas Stubbs and Reuben Lockart, for improving said river from Middletown to the mouth of Juniata; a similar warrant for five hundred dollars in favor of George McCelland, John Gallespie and John Brown, for improving the navigation of the river Juniata, from its mouth to the mouth of Kishicoquillis; similar warrants, as follows; to wit, for four hundred dollars, in favor of the commissioners of Cambria county; for five hundred dollars, in favor of the commissioners of Indiana county; and for three hundred dollars, in favor of the commissioners of Westmoreland county, to be expended in their respective counties for improving the state road from Beula to Pittsburgh; and a similar warrant for one thousand dollars in favor of James Smith, John Dunlop and Rowland Curtin, for improving the navigation of Bald-Eagle creek, from its mouth to Milesburgh in Centre county; and the persons in whose favor the aforesaid warrants shall be drawn, are hereby authorized to lay out the monies by them respectively drawn, in improving the navigation of the several streams and roads, for the improvement whereof, the sums aforesaid have been appropriated; and the accounts of the said persons respectively, shall be settled annually, by the auditors of the proper county; and no money shall be paid until the said persons respectively, shall enter into bonds and surety to the Governor, faithfully to appropriate and account for the said monies.

SECT. VI. *And be it further enacted by the authority aforesaid,* That the sum of six hundred dollars be, and the same is hereby appropriated for the improvement of the road in the county of Northumberland, leading from Sunbury towards Harrisburgh through the narrows, immediately below Shamoken creek, down the river Susquehanna to Wiggins's run; and that the further sum of six hundred dollars be, and the same is hereby appropriated for the improvement of that part of the Tulpehocken road from Michael Orts, over the broad mountain in the county of Berks, to Big Swatara creek, where said road crosses said creek; the above sums to be paid on warrants, to be drawn by the Governor, out of any unappropriated monies in the State treasury, to the commissioners of Northumberland and Berks counties, in such proportions as the said counties are hereby entitled to respectively, and that the commissioners of the counties of Northumberland and Berks respectively, be, and they

are hereby authorized and required to apply the several sums of money appropriated by this section, for the improvement of the aforesaid roads, in such manner as they shall judge most advantageous and necessary to the improvement of the said roads, and shall exhibit a statement of their accounts and disbursements of the sums of money aforesaid, to the county auditors of their respective counties, who shall settle and adjust the same, in like manner as the accounts of county commissioners are in other cases settled and adjusted.

SECT. VII. *And be it further enacted by the authority aforesaid,* That the sum of one thousand dollars be appropriated to improve the navigation of the river Ohio, from Pittsburgh to the western boundary line of the state, to be paid to the commissioners of Allegheny and Beaver counties, to be paid on warrants drawn by the Governor on the treasurer of this Commonwealth. \$1000 appropriated for improving the navigation of the Ohio.

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

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

APPROVED—the eleventh day of April, in the year one thousand eight hundred and seven.

THOMAS MCKEAN.

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CHAPTER CXXXVIII.

An ACT to enforce the Collection and Settlement of Tavern Licences Militia Exempt Fines, 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,* That the Comptroller and Register-generals, are hereby directed to proceed without delay against each and every delinquent county treasurer, who may be in arrear in the payment of tavern licences or militia exempt fines. Accounting officers to proceed against delinquent county treasurers.

SECT. II. *And be it further enacted by the authority aforesaid,* That the commissioners of the respective counties are hereby required to enforce the collection and payment of all and every of the militia exempt fines, which may be lawfully incurred and due from their respective counties, on or before the second Monday in January for each preceding year, and also to make return under oath or affirmation, to the register-general of the whole amount of the militia exempt fines, inserted in the duplicates of each year annually, under the penalty of five hundred dollars each, to be recovered by the comptroller-general in the usual manner. Duties enjoined on the respective county commissioners. Penalty on non-compliance.