

and relative to the said seminary, and any nine trustees of the whole number shall constitute a quorum sufficient to do business; and it shall be the duty of the trustees to appoint a treasurer, and take such sureties of him as they may deem sufficient, and in the keeping of the treasurer so appointed, to deposit any such sum or sums as now is, or may be due or hereafter shall become due, either by subscription or by gift, grant, donation or otherwise, and there remain till such time as the trustees shall otherwise dispose of the same, agreeably to the law<sup>(1)</sup> to which this is a supplement; and it shall be the duty of the treasurer to keep just and fair accounts of all the monies which he shall receive and pay for, or on account of the said seminary.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the second section of the act<sup>(1)</sup> to which this is a supplement be, and the same is repealed and made void; any law or part of a law to the contrary notwithstanding.

Approved April 4, 1805. Recorded in L. B. No. 10, p. 196.

Note (1). Chapter 2289. Supra this volume, p. 139.

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## CHAPTER MMDCXXI.

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A SUPPLEMENT TO THE ACT, ENTITLED, "AN ACT DECLARING TUSCARORA CREEK A PUBLIC HIGHWAY." (1).

Section I. (Section I, P. L.) 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 all that part of Tuscarora creek, situate between the mouth thereof and the forks, near to Morrow's mill, which has not been declared a public highway, by the act to which this is a supplement, passed the twenty-sixth day of February, one thousand seven hundred and ninety-six,<sup>(1)</sup> be, and the same is hereby declared a public highway, for the passage of boats and rafts; and it shall and may be lawful for persons desirous of using the navigation of

said creek to remove all natural and artificial obstructions, and to erect such slopes and locks at the mill dams now built as may be necessary for the passage of boats and rafts: Provided, such slopes and locks shall be so constructed as not to injure the work of said dams.

Approved April 4, 1805. Recorded in L. B. No. 10, p. 196.

Note (\*). Chapter 1874; 15 Statutes at Large, p. 390.

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## CHAPTER MMDCXXII.

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AN ACT AUTHORIZING THE GOVERNOR TO APPOINT COMMISSIONERS FOR THE PURPOSE OF LAYING OUT A STATE ROAD FROM BLAIR'S GAP, IN HUNTINGDON COUNTY, TO THE WESTERN BOUNDARY OF THIS STATE, AT OR NEAR THE PLACE WHERE SAID BOUNDARY LINE CROSSES THE MAHONING BRANCH OF BIG BEAVER CREEK, IN MERCER COUNTY.

Section I. (Section I, P. L.) 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 governor be, and he is hereby directed to appoint three commissioners, (one at least of whom shall be a practical surveyor) to lay out and mark a state road from Blair's Gap, in the county of Huntingdon, the nearest and best route through the town of Ebensburg, in the county of Cambria, the town of Indiana, in the county of Indiana, the town of Kittanning, in the county of Armstrong, and the town of Butler, in the county of Butler; thence to the western boundary line of this State, at or near the place where the Mahoning branch of Big Beaver creek crosses the said western boundary line; and the said commissioners shall proceed to perform said service at such time as the governor shall direct, and having performed the same, shall cause a draught of said road to be deposited in the office of the secretary of this commonwealth.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That each of the said commissioners shall receive three dollars for each day they shall be neces-