

CHAPTER XLIV.

An ACT for the improvement of a road beginning at the point where the Coshecton and Great Bend turnpike passes through the Moosic mountain, in a western direction to the west line of the state, and for other purposes.

SECT. 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 sum of twenty-one thousand dollars be, and the same is hereby appropriated for the purpose of improving the road beginning at the point where the Coshecton and Great Bend turnpike passes through the Moosic mountain, in a western direction through the counties of Susquehanna, Bradford, Tioga, Potter, M'Kean, Warren, and Erie, to the western line of the state, to be paid in the manner hereinafter directed, in the following proportions, to wit: To the county of Susquehanna, §3000 to be paid to certain commissioners, to be expended in their respective counties. three thousand dollars, to be paid to Hosea Tiffany, junior, to the county of Bradford, three thousand dollars, to be paid to George Scott, Samuel Wood and Ebenezer Kendal; to the county of Tioga, three thousand dollars, to be paid to Daniel Kelsey, Elijah Putnam and Richard Elles; to the county of Potter, three thousand dollars, to be paid to Nathaniel Palmer, Isaac Lyman and William Ayres; to the county of M'Kean, three thousand dollars, to be paid to Samuel Stanton, John Bell and John King; to the county of Warren, three thousand dollars, to be paid to Daniel Jackson, David Brown and James Andrews; to the county of Erie, three thousand dollars, to be paid to Wilson Smith, Thomas King and John Boyd; payable in the following manner, In what manner the money is to be drawn. one-third of the aforesaid sums respectively, to be paid to the commissioners hereby appointed, or order, at any time during the present year, after the first day of June next, and one-third in like manner at any time after the first day of June, one thousand eight hundred and seventeen, and the remainder payable in like manner at any time after the first day of June, one thousand eight hundred and eighteen.

SECT. II. *And be it further enacted by the authority aforesaid,* That if any of the before mentioned commissioners shall remove, die, neglect or refuse to perform the duties assigned them by this act, the court of quarter sessions of the proper county, or such as may have jurisdiction over the same, are hereby authorised to supply such vacancy; and the said commissioners respectively are authorised and required to lay out the monies by them drawn, in improving their respective portions of the said road, according to the best of their judgment and ability, and they shall be entitled to receive, as their sole compensation, the sum of two dollars per day for the time necessarily spent by them in performing the said duties, and the said commissioners shall not, nor shall either of them, be concerned, directly or indirectly, in their private capacity, in any contract made by virtue of this act. Vacancies, how supplied. Compensation.

Commissioners to give bond. **SECT. III.** *And be it further enacted by the authority aforesaid,* That the several commissioners before mentioned, shall give bond, with sufficient surety, to the prothonotaries of the respective counties, or those having jurisdiction over the same, through which the said road passes, which shall be filed in their offices, conditioned that the said monies shall be faithfully and judiciously expended, according to the true intent and meaning of this act, a certificate of which shall be given by said prothonotary, and be exhibited to the treasurer, who shall, thereupon, pay the aforesaid sums, in the manner specified, to the commissioners appointed by this act for the respective counties, for the purposes before mentioned, in the usual manner: *Provided,* That the said commissioners respectively, shall, on or before application for the second and third instalments respectively, also exhibit to the treasurer, a certificate from the proper prothonotary, that the preceding appropriations have been faithfully disbursed and accounted for in the manner directed by this act.

Proviso.

Accounts to be exhibited to court of quarter sessions.

Three viewers to be appointed.

How commissioners and viewers to be paid.

SECT. IV. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the several commissioners, as aforesaid, within each year from and after the passing of this act, until the monies hereby granted be wholly expended, faithfully and judiciously to apply the said monies to the improvement of the aforesaid road, and to exhibit their accounts, on oath or affirmation, to the courts of quarter sessions of their respective counties, or those having jurisdiction over the same, who shall have full power and authority to settle and adjust the same; but before the passing of such accounts, the said court shall appoint three reputable citizens, whose duty it shall be to view the section of the road, as the same may be, and report to the said courts whether such monies have been, in their opinion, judiciously expended or not.

SECT. V. *And be it further enacted by the authority aforesaid,* That the compensation to the said commissioners and viewers, for performing the duties enjoined on them by this act, shall be paid severally by the counties through which the said road passes, on orders drawn by the proper commissioners on the treasurers of said counties, or those having jurisdiction over the same respectively.

\$700 to improve the state road from Harrisburg to Wilkesbarre. **SECT. VI.** *And be it further enacted by the authority aforesaid,* That the sum of seven hundred dollars be, and the same is hereby appropriated to be paid to the commissioners of Luzerne county, or their order, to be by them expended in improving a part of the state road from Harrisburg to Wilkesbarre, commencing at the line of Rush township in the line of Luzerne county.

\$500 for opening and improving part of a certain road in Schuylkill county. **SECT. VII.** *And be it further enacted by the authority aforesaid,* That the sum of five hundred dollars be, and the same is hereby appropriated to be paid to the commissioners of Schuylkill county, or their order, to be by them expended in opening and improving that part of the state road from Harrisburg to Wilkesbarre, as far as it passes through the townships of Schuylkill and Rush, in Schuylkill county.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the county commissioners to whom the sums hereby appropriated are to be paid, in the manner as hereinbefore directed, to advertise that proposals will be received, at a certain time and place to be by them fixed, for making the improvements, and shall contract with such person or persons as will, in their judgment, secure the most advantageous expenditure of the sums appropriated in the two last preceding sections; and they shall furnish, to the auditors of their counties, a detailed statement of the manner in which the said monies shall have been expended, and the auditors shall have the same power, and shall settle the accounts in the same manner as the accounts of the county commissioners are by law directed to be settled, adjusted and published.

REES HILL, *Speaker*
of the House of Representatives.

JOHN TOD, *Speaker of the Senate.*

APPROVED—the thirteenth day of February, one thousand eight hundred and sixteen.

SIMON SNYDER.

CHAPTER XLV.

An ACT granting a sum of money to aid in removing obstructions out of Sheerman's creek.

SECT. 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 sum of two thousand dollars be, and the same is hereby appropriated, for the purpose of removing the obstructions in the Sheerman's creek, and improving the navigation of the same, between Creighhead's mill-dam and the confluence of said creek with the Susquehanna.

SECT. II. *And be it further enacted by the authority aforesaid,* That Francis Gibson, George Stroop, John Maxwell, William Power, Samuel Anderson, John Creigh, Moses Watson, Isaiah Carl and Robert Adams, be, and they are hereby appointed commissioners to superintend the removal of said obstructions out of said creek; and as soon as the commissioners aforesaid shall give satisfactory evidence to the state treasurer, that the sum of two thousand dollars is subscribed by individuals, and the payment secured for the improvement of the navigation of said creek, and shall give bond, with sufficient sureties, to the governor, for the faithful application of the sum hereby granted for the purposes aforesaid, the state treasurer shall pay the said sum to the said commissioners, who are hereby required, within three years from and after the passing of this act, to furnish, under oath or affirmation, a statement of the manner