

south eighty-five degrees, west seventy perches to a post; thence south five degrees, east thirty-nine perches to the place of beginning.

SECT. 19. *And be it further enacted by the authority aforesaid,* That the second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of this act, shall be applicable to, and in full force and virtue with regard to the borough of Covington, in Tioga county; and that James Wicks, Hiram Thomas and Francis E. Youngs, or either of them, shall publish and superintend the first election for borough officers, on the fourth Monday of May next, (and the school house in said borough shall be the place of holding the borough elections until altered by a majority of the taxable inhabitants of the said borough,) and they are hereby directed to give five days notice of the time of holding such election.

Fifteen of the foregoing sections made applicable to Covington.
First election for officers.

SECT. 20. *And be it further enacted by the authority aforesaid,* That from and after the passage of this act, it shall not be lawful for any horses, cattle, sheep or swine, to run at large within the incorporated bounds of said borough, except by an ordinance of the corporation especially for that purpose, the right to pass or enact which shall be vested in the burghess and town council, any law to the contrary notwithstanding.

Swine, cattle, &c. running at large.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 99.

AN ACT

Authorising the laying out a state road from the junction of the Philadelphia and Great Bend, and Easton and Belmont turnpike roads, in the county of Pike, to the public road leading from Priceburg to the Delaware Water Gap, in the county of Northampton.

SECT. 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 Robert Levers and Joseph Houser, of Northampton county, and John Price, of Pike county, are hereby appointed to lay out road.

Commissioners appointed to lay out road.

pointed commissioners to lay out, by courses and distances, a state road, beginning at or near the intersection of the Philadelphia and Great Bend turnpike road, with the Easton and Belmont turnpike road, in Pike county; thence by the nearest and best route to the public road leading from Priceburg to the Delaware Water Gap, in the county of Northampton, at or near the forks of Broadhead's creek.

SECT. 2. And be it further enacted by the authority aforesaid,
 Oaths, duties, &c. That it shall be the duty of the said commissioners, or a majority of them, after taking an oath or affirmation before a justice of the peace, to perform the duties enjoined upon them by this act, with impartiality and fidelity, carefully to view the ground over which the said road may pass, and lay out the same as near to a straight line, between the aforesaid points, as the nature of the ground and other important circumstances will permit, and in such manner that the vertical departure from a horizontal line shall at no point exceed five degrees, unless it be at the crossing of ravines and streams, where by moderate filling or bridging the declination of the road may be preserved within that limit.

SECT. 3. And be it further enacted by the authority aforesaid,
 Duty of commissioners in certain matters. That it shall be the duty of the commissioners, or a majority of them, in choosing the ground, to have due regard to the crossing of water, to the declination and nature of the ground, to the expense of the townships, to the damages to private property, and to all other circumstances affecting the route, so that by a judicious and skilful combination of them, the route finally adopted may best promote the public good.

SECT. 4. And be it further enacted by the authority aforesaid,
 To mark routes on ground. That it shall be the duty of the commissioners, plainly and distinctly to mark upon the ground the route agreed upon for the road as aforesaid, in such manner as to enable the supervisors readily to find the same; and for the purpose of fulfilling the duties in this act enjoined, the commissioners are hereby authorised to employ two chain bearers, one axe man and one staff bearer, at a per diem allowance not exceeding seventy-five cents.

To employ assistants.

SECT. 5. And be it further enacted by the authority aforesaid,
 Drafts of location. That it shall be the duty of the commissioners to make out a fair and accurate draft of the said location, noting thereon the courses and distances from point to point as they occur, the improvements they pass through, and also the crossings of county and township lines, roads or waters, with such other matters 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 December next, and one copy in the office of the clerk of the court of quarter sessions of the respective counties aforesaid, on the day aforesaid, or as much sooner as practicable; which shall be a record thereof; and thenceforth the said road shall be, to

Where to be deposited.

all intents and purposes, a public highway, and shall be opened and repaired in all respects as roads are opened and repaired, which are laid out by order of the courts aforesaid. Road declared a highway.

SECT. 6. *And be it further enacted by the authority aforesaid,* That the compensation of the commissioners shall be one dollar and fifty cents each, for every day necessarily employed by virtue of this act; and the accounts of the said commissioners, for their own pay and the pay of their hands as aforesaid, shall be adjusted and allowed by the commissioners of Pike and Northampton counties, and paid by the treasurer thereof, on warrants drawn in the usual way. The commissioners shall meet at the intersection of the turnpike roads aforesaid, on the second Monday of May next, or as soon thereafter as possible, and complete the said work as soon as practicable; and if any vacancy or vacancies shall happen by the resignation of one or more of the commissioners, or by any other cause, the governor is hereby authorised to fill the vacancy or vacancies by a suitable appointment. Compensation of commissioners. Accounts how adjusted. Meeting of commissioners. Vacancies to be supplied by Governor.

SECT. 7. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the said commissioners to take from each and every person or persons owning lands along the roads by them respectively to be laid out, acquittances or releases from any blame or damages, upon the condition that such road shall pass through such person or persons land or lands, and to file the same in the commissioners office in the proper county. Commissioners to take releases.

SECT. 8. *And be it further enacted by the authority aforesaid,* That the sum of three hundred dollars be, and is hereby appropriated for the purpose of aiding in opening and improving the said road; and the governor is hereby authorised on or before the first Monday in May next, to draw his warrant on the state treasurer in favor of Robert Levers and Philip Fisher, of Northampton county, and George Hilyard, of Pike county, for the aforesaid sum of three hundred dollars, to be expended by them or their order, on their entering into a bond to the commonwealth, with two or more sufficient sureties, for the faithful and judicious expenditure of said money, which sureties shall be approved by the court of common pleas of Pike and Northampton counties; and for the services thus rendered the commissioners shall receive one dollar for every day necessarily spent, which sum shall be paid out of the treasury of Pike and Northampton counties, each paying an equal portion; and the accounts of said commissioners shall be settled with the Auditor General in the usual way. \$300 appropriated to opening road. How to be drawn and expended.

SECT. 9. *And be it further enacted by the authority aforesaid,* That the sixth section of an act laying out certain state

Repeal of a certain section of former law.

roads, passed the sixteenth day of April, one thousand eight hundred and twenty-nine, be and the same is hereby repealed.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 100.

AN ACT

To extend the provisions of an act, entitled "An act relative to the patenting of lands," passed the eighth day of April, Anno Domini, one thousand eight hundred and twenty-nine.

SECT. 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 all and every of the provisions of an act, entitled "An act relative to the patenting of lands," passed the eighth day of April, Anno Domini, one thousand eight hundred and twenty-nine, be and the same are hereby extended, and shall continue in full force and operation for the term of one year, from and after the eighth day of April next, ensuing: *Provided,* That persons who have or may hereafter execute a mortgage or mortgages to the Governor, for the use of the commonwealth, to secure the purchase money and interest due on lands, may pay the whole or any part of the amount due, in advance, at any time within the period limited by the mortgage.

Act of 8th of April, 1829, extended one year.

Proviso. Relative payments in advance on mortgages.

Persons proceeded against under 3d section of act of 22d March, 1820; to have benefit of this law.

SECT. 2. *And be it further enacted by the authority aforesaid,* That all persons against whom suits have been instituted, under the third section of An act directing the recovery of the principal and interest due the commonwealth, approved the twenty-second day of March, one thousand eight hundred and twenty, shall be entitled to the same privileges and provisions as is provided by the first section of this act, and that no further prosecution of said suits shall be enforced till the expiration of the said term of one year.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini, one thousand eight hundred and thirty-one.

GEO. WOLF.