

the said contract, and from all duties and obligations arising therefrom, as fully and effectually and absolutely, as if they never had been joined in marriage.

JAMES THOMPSON,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini, eighteen hundred and thirty-five.

GEO: WOLF.

—•••••
No. 101.

An Act

Authorizing the laying out of a State road from Bethlehem and Sumneytown road in Lehigh county, to the Bethlehem and Philadelphia road, in Bucks county.

SECTION 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 Peter Ruch, Abraham Newhard and George Keck of Lehigh county, and Christian Bertels, Solomon Fries, David Drissell of Bucks county, be and are hereby appointed commissioners to view, lay out and mark a State road, beginning at the Bethlehem and Sumneytown road, on the line between Israel and Philip Rumfield and Daniel Cooper's lands, in Lehigh county, to the Bethlehem and Philadelphia road, in Bucks county, at or near the house of Joseph Landis. Commiss'ers.

SECTION 2. It shall be the duty of the said commissioners or a majority of them appointed to view as aforesaid, after having been sworn or affirmed before some justice of the peace, who shall file and preserve the same in his office, to perform the duties enjoined on them by this act with impartiality and fidelity, carefully to view the ground over which the road by them laid out may pass, and lay out the same as near to a straight line between the aforesaid points, as the nature of the ground and circumstances will permit, and so that the vertical departure from a horizontal line shall in no point exceed five degrees, except at the crossing at ravines and streams, where by moderate filling and bridging the declination of the road may be preserved within that limit. And further, it shall be the duty of said commissioners to have due regard to the crossing of waters, the nature of the ground, and damages to private property, and all other circumstances that may affect the route, so that by a judicious combination of them, the route adopted may best pro- Duties enjoined on them.

mote the public good; and that they shall clearly and distinctly mark upon the ground, the route agreed upon in such a 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 herein mentioned, shall receive a per diem allowance of one dollar and fifty cents each, for every day they shall be necessarily employed in performing the duties of this act and in case any of the said commissioners shall perform the duties of surveyor, he shall receive fifty cents per day in addition; and the said commissioners are hereby authorized to employ one surveyor, at two dollars per diem, two chain-bearers, and one axeman, at a per diem allowance not exceeding seventy-five cents.

Per diem allowance.

Commissioners to make a draft of the location.

To deposit a copy in the Secretary's office and in office of Clerk of Q. S. of respective counties.

Meeting, when held,

Vacancies, how filled

SECTION 3. It shall be the duty of the said commissioners to make out a fair and accurate draft of the location of said road, noting thereon the courses and distances as they occur, the improvements passed through, and also the crossing of county and township lines, roads and 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 January next, and one copy in the office of the clerk of the court of Quarter Sessions of the respective counties through which said road may pass, on the day aforesaid, or as much sooner as practicable, which shall be a record thereof; and from thenceforth the said road shall be to 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 orders of the courts aforesaid.

SECTION 4. The accounts of the said commissioners for their own pay, and for the pay of surveyors, chain carriers and markers, shall be adjusted by the commissioners of the respective counties through which said road shall pass, and paid by the treasurers thereof, on warrants drawn in the usual way, in proportion to the length of the road in such county respectively.

SECTION 5. The said commissioners shall meet on or before the first Monday in June next, or as soon thereafter as practicable, at such places as a majority of them shall agree upon, and complete the location of said road as soon as practicable; and if any vacancy or vacancies shall happen by resignation, or any other cause, the court of Quarter Sessions of the proper county, as the case may be, are hereby authorized to fill the vacancy or vacancies by a suitable appointment.

JAMES THOMPSON,

Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,

Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini, eighteen hundred and thirty-five.

GEO: WOLF.