

phia, and in at least one newspaper published in the county of Somerset, and the said sales shall be conducted in the manner and under the regulations and restrictions prescribed in the act entitled An act to amend the act directing the mode of selling unseated lands for taxes, and for other purposes, passed the thirteenth day of March, one thousand eight hundred and fifteen.

JAMES THOMPSON,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

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

GEO: WOLF.

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No. 150.

An Act

Relative to the laying out certain State roads, and for other purposes.

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 William Jack, John Cribbs, junior, and Robert Richards, be and hereby are appointed commissioners to view, lay out and mark a State road, beginning at the borough of Kittanning, Armstrong county, and to cross Redbank creek, at or near the town of Millville in said county, and from thence to the town of Brookville in Jefferson county.

Commissioners
appointed to
lay out a State
road in Arm-
strong co.

SECTION 2. Americus Bender, James Fenlon, J. Duane Stark, Michael Leary, William Todd, Andrew McGuire and John Kean of Cambria county, be and they are hereby appointed commissioners to view, lay out and mark a State road leading from the Cherry tree, in Indiana county, to pass at or near the town of Loretto, in Cambria county and thence by the nearest and best route to the town of Munster, in said county.

Indiana to
Cambria co.

SECTION 3. Peter Livergood and Christian Horner of Cambria county, William Oldham of Somerset county, and John Hammer and Abraham Schell of Bedford county, are hereby appointed commissioners to lay out a State road, by courses and distances, beginning at the borough of Johnstown, in the county of Cambria, to the town of Schellsburg, in the county of Bedford.

Cambria to
Bedford co.

SECTION 4. Peter Schell, Christopher Appleton, Humphrey Dillion, Thomas Rea, Hubartus Rice, George Bortz and Campbell Hendrickson of Bedford county, and Peter Cassidy and James O'Connor of Huntingdon county, be and they are hereby

Bedford to
State of Ma'd

appointed commissioners to view, lay out and mark a State road, leading from the town of Bedford, in Bedford county, by the nearest and best route to the Maryland line, in a direction to Cumberland, in the State of Maryland.

SECTION 5. 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 crossings of 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 the 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 effect the route, so that by a judicious combination of them, the route adopted may best promote 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 by this act enjoined, the commissioners herein mentioned shall receive a per diem allowance of one dollar and fifty cents each for every day that they, together with provisioners, 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 one dollar and fifty cents per diem, two chain bearers and one axe-man, at a per diem allowance not exceeding seventy-five cents.

SECTION 6. The said commissioners shall meet on or before the first Monday in August next, or as soon thereafter as practicable, at such places as a majority of them shall agree upon, and complete the location of said roads as soon as practicable; and if any vacancy or vacancies shall happen by resignation, or any other cause, the Governor or 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.

SECTION 7. It shall be the duty of the commissioners to make out a fair and accurate draft of the location of each of said roads, 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,

Duties of
Commiss'ners.

Per diem
allowance.

Time of
meeting.

Vacancies,
how filled.

Drafts of
roads, where
to be deposit'd

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 roads 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.

Draft of cer-
road making
out of time
extended.

SECTION 8. The time mentioned and limited in the act of the fourteenth day of April, one thousand eight hundred and thirty-four, for making out drafts of the locations of the roads authorized to be laid out by said act, and for depositing copies of said drafts in the office of the Secretary of the Commonwealth, and the office of the Clerk of the court of Quarter Sessions of the respective counties through which said roads may pass, so far as relates to the State road from the mouth of Little Bald Eagle creek, in Huntingdon county, through Clearfield county, the nearest and best route to Punxsatawney in Jefferson county, is hereby extended to the first day of May, one thousand eight hundred and thirty-five.

Draft mak'g
out of certain
road extend'd

SECTION 9. The time mentioned and limited in the act entitled An act authorizing the laying out of sundry State roads, passed the fourteenth day of April, one thousand eight hundred and thirty-four, for completing the survey and location of the State road from Hollidaysburg, in the county of Huntingdon, by the nearest and best route, to intersect the public road leading from Clearfield town, Clearfield county, to Indiana in the county of Indiana, at or near the Cherry Tree, on the West Branch of the Susquehanna, for making out accurate drafts of said road, and for depositing a copy thereof in the office of the Secretary of the Commonwealth, and in the office of the clerk of the court of Quarter Sessions of the respective counties through which said road may pass, is hereby extended to the first day of October, one thousand eight hundred and thirty-five.

Accounts
how adjusted.

SECTION 10. The accounts of the 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 the said road shall pass, and paid by the treasurers thereof, on warrant drawn in the usual way, in proportion to the length of the road in such county respectively.

To take
acquittances
or releases.
Proviso.

SECTION 11. It shall be the duty of the said commissioners to take from each and every person or persons owning land along the road by them laid out, acquittances or releases from any claim or damages: *Provided*, such releases can be obtained upon the condition that such road shall pass through such person or persons, land or lands, and file the same in the commissioners office of the proper county.

Tenth section
of act of 1827,
repealed.

SECTION 12. That the tenth section of the act of the General Assembly, passed the fourteenth day of April, one thousand eight hundred and twenty-seven, entitled An act authorizing the

reviewing and laying out certain State roads, and for other purposes, is hereby repealed, and the State road laid out and marked from the borough of Indiana, by way of Port Johnston, to intersect the turnpike, at or near Murraysville, in Westmoreland county, in pursuance of an act of the General Assembly, passed the fifth day of April, one thousand eight hundred and twenty-six, entitled An act relative to certain State roads therein mentioned, is hereby confirmed and declared to be a lawful State road to all intents and purposes, as fully and effectually as if the said tenth section of the act of the fourteenth day of April, eighteen hundred and twenty-seven, hereby repealed, had never been passed.

Certain road confirmed.

SECTION 13. So much of any act or acts as is hereby altered or supplied be and the same is hereby repealed.

Repeal.

SECTION 14. The time allowed in the act of fourteenth April, one thousand eight hundred and twenty-seven, for making the Mercer and Vernon turnpike road, shall be considered as commencing on the first day of April, one thousand eight hundred and thirty-five, and that John Forker, Samuel Holstein, William Pew, Abner H. Polly, John N. Duncan, George Raizner and George Fell, be commissioners in place of those named in that act.

Mercer and Vernon turnpike road.

SECTION 15. The Abington and Waterford turnpike road company are hereby authorized to construct the bed of the said road eighteen feet wide, and the balance of the appropriation heretofore made by the State to the said road company, shall be paid on the first day of November, in the year of our Lord one thousand eight hundred and thirty-five, or on any subsequent day: *Provided*, That the said company shall produce satisfactory evidence to the Governor that the whole line of the said road shall have been completed, and so much of any other act as is hereby altered or supplied is hereby repealed.

Abington and Waterford turnpike road

Proviso.

SECTION 16. The time mentioned and limited in the act entitled An act authorizing the laying out of sundry State roads, passed the fourteenth day of April, one thousand eight hundred and thirty-four, for viewing, laying out and making a State road from Friendsburg, in Schuylkill county, to Pinegrove, thence to Port Mifflin, thence across the bridge over Swatara creek, thence along the south side of the great reservoir of the Union canal to the Swatara Gap, in the Blue Mountain, thence to John Harper's tavern, on the road leading from Harrisburg to Jonestown, as also the depositing of drafts of said roads in the office of Secretary of the Commonwealth and clerks of the Quarter Sessions of the respective counties through which said roads may pass, is hereby extended to the first day of December, one thousand eight hundred and thirty-five.

Time for making certain State rd extended.

SECTION 17. John Snyder and James C. Oliver, of Schuylkill county, are hereby appointed commissioners in the stead of James Donagan, of Berks county, and Abraham Fertig, of Schuylkill county, who, in conjunction with Adam Weis, are to

Commis'ners appointed to perform dut's of aforesaid act.

perform the duties enjoined on them by the aforesaid act, and who are to employ a surveyor, who, together with the commissioners so appointed, shall receive two dollars per diem, and are hereby authorized to employ two chain bearers, one axe man and one staff bearer, at a per diem allowance not exceeding one dollar.

JAMES THOMPSON,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—The fourteenth day of April, one thousand eight hundred and thirty-five.

GEO: WOLF.

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No. 151.

An Act

To provide for calling a Convention with limited powers.

Duties of
inspectors of
townships
and dists.

Of voting.

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 for the purpose of ascertaining the sense of the citizens of this Commonwealth, on the expediency of calling a convention of delegates, to be elected by the people, with authority to submit amendments of the State Constitution to a vote of the people, for their ratification or rejection, and with no other or greater powers whatsoever; it shall be the duty of each of the inspectors of votes for the several townships, wards and districts in this Commonwealth, at the next general election, to receive tickets, either written or printed, from the citizens thereof, qualified to vote at such general election, and to deposit them in a proper box or boxes, to be for that purpose provided by the proper officers, which tickets shall be labelled on the outside with the word "CONVENTION;" and those who are favorable to a convention, to be elected as aforesaid, with limited powers, as aforesaid, may express their desire by voting, each one written or printed ticket, or ballot, containing the words "For a convention, to submit its proceedings to a vote of the people;" and those who are opposed to such convention, may express their opposition by voting, each, one printed or written ticket, or ballot, containing the words "Against a convention;" and all tickets containing the words "for a convention," and all containing the words "against a convention," shall be counted and returned, whether other words be or be not added.