

[No. 51.]

A N A C T

To allow the Susquehanna and Waterford Turnpike Road Company, to receive Toll for a Bridge built by said Company, over the Clarion river, 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 from and after the first day of May next, it shall be lawful for the managers of the Susquehanna and Waterford turnpike road company, to receive toll from all persons crossing the bridge erected by said company, across the Clarion river, for the purpose of keeping said bridge in repair, and for the general benefit of the company: For every score of sheep, five cents; for every score of hogs, six cents and a fourth; For every score of cattle, twelve and a half cents; for every horse or mule, laden or unladen, with his rider or leader, three cents; for every sulkey, chair or chaise, with one horse and two wheels, six and a fourth cents, and with two horses, nine cents; for every dearborn, with one horse, six and a fourth cents; For every chaise, coach, phaeton, chair, coach, stage, wagon, coachee, or light wagon, with two horses and four wheels, twelve and a half cents; for either of the carriages last mentioned, with four horses, eighteen and three fourth cents; for every carriage of pleasure, under whatsoever name it may go, the like sums according to the number of wheels and horses drawing the same; for every sleigh or sled, three cents for each horse drawing the same; for every cart or wagon, or other carriage of burden, four cents for each horse drawing the same; and when any such carriage aforesaid, shall be drawn by oxen or mules in the whole or in part, two oxen shall be estimated as equal to one horse, and every ass or mule as equal to one horse, in charging the tolls aforesaid; for every foot passenger, one cent: *Provided,* All persons going to, and returning from funerals, children going to school, and returning from the same, and all persons going to, and returning from, military parade, shall pass toll free: *Provided,* That nothing in this act shall be so construed, as to prevent the said company from contracting with any person or persons, desirous of using said bridge, for an annual sum, in place of the tolls hereinbefore mentioned.

Managers powers SECTION 2. The managers of the said company shall have the same powers, and subject to the like restrictions, as are provided in the act passed the third day of April, eighteen hundred and thirty-seven, entitled an act authorizing the governor to incorporate a company to erect a bridge over the Allegheny river, at or near the borough of Franklin.

Supervisors in Haines tp Centre co SECTION 3. That the supervisors of the public highways, for the township of Haines, in the county of Centre, be and they are hereby authorized to subscribe for, and in the name and behalf, and for the use of the inhabitants of said township, any number of shares not exceeding fifty, in the capital stock of the Bald Eagle, Nittany, and Brush Valley turnpike road company," for the use of the inhabitants of said township: *Provided however*, That the amount of moneys so subscribed as aforesaid, shall be expended by said company, under the direction of said supervisors, in the making and constructing of such portions of said turnpike road as shall pass through said township, and for no other purpose: *Provided further*, That the supervisors for the time being of said township of Haines, shall have all the rights and privileges of other stockholders in said company, in proportion to the amount subscribed for by them respectively, for the use of the inhabitants of the said township of Haines.

Proviso

Supervisors of Haines Miles and Walker tps in Centre co SECTION 4. The supervisors of the townships of Haines, Miles, and Walker, in the county of Centre, and their successors in office, for the purpose of paying for the respective shares of stock so subscribed, on behalf of their respective townships, in said turnpike road company, are hereby authorized and empowered to lay a rate or assessment, not exceeding one cent in the dollar at one time, upon all real and personal property within their respective townships, which said assessment shall be levied upon the basis of the last adjusted valuation, made for county rates and levies. And the said supervisors and their successors, are hereby authorized and empowered, after the making of said assessment, to demand, receive, and collect, from every person so assessed, the sum in money wherewith such person stands charged, and when so collected, to be kept by the respective supervisors, in a separate fund, until disbursed in the payment of said turnpike stock. And for the purpose aforesaid, the said supervisors shall have, in their respective townships, all the powers and authority for compelling the payment of such taxes, as the supervisors of the respective townships now have by the existing laws of this commonwealth.

Repealing clause

SECTION 5. So much of any law as is altered by this act, is hereby repealed.

SECTION 6. That Andrew Ellis, James Wilson, James Le-^{State road} wars, Thomas Chamberlain, David Montgomery, Sen., Philip ^{from Northd} Raup, Jr., Andrew Guffy, Esq., Samuel Oaks, Jacob Lechler, ^{co to Lycom-} Samuel Sharmon, Kerr Russel, Tobias Piper, Robert Finney, ^{ing} Anthony Armstrong, Wilson Hutchinson, and Michael Reader, be and they are hereby appointed commissioners, to view and lay out a state road, to commence at Turbutville, in Northumberland county, and to extend thence by the nearest and best route near to, or by the residence of Abraham W. Hause, thence through Columbia county, to or near the residence of John Bull, thence through to Lycoming county line, near Thomas Laws.

SECTION 7. It shall be the duty of the said commissioners, or a majority of them, appointed to view as aforesaid, after hav-^{Duty of com-} ing been sworn or affirmed before some justice of the peace, ^{missioners} 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 crossing ravines and streams, where by moderate filling or bridging, the declination of the said 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 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 in this act enjoined, the commissioners herein mentioned, shall receive a per diem allowance of one dollar and fifty cents, for each and 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 axe man, at a per diem allowance not exceeding one dollar.

SECTION 8. It shall be the duty of said commissioners, to make out a fair, accurate draft of the location of said road, noting thereon the courses and distances as they occur, the im-^{Draft} provements 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 the 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 order of courts aforesaid; and the damages sustained by the owners of private property, assessed and paid in the same manner.

Accounts SECTION 9. 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 road in such county respectively.

First meeting SECTION 10. The said commissioners shall meet on or before the first Monday of May 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.

Caenarvon Berks co election changed SECTION 11. That the qualified voters of the township of Caenarvin, in the county of Berks, shall hereafter hold their general elections at the school house commonly known as Robeson's school house, in said township.

Certain str &c in Danville Col co declared public highways SECTION 12. That the streets, lanes, and alleys, situated in that portion of the town of Danville, in the county of Columbia, called North Danville, and bounded on the east, by Church street, on the west by Mill street, north by the Bloomsburg road, and south, by lands of William Hartman, and others, be and the same are hereby declared to be public highways, subject to the same regulations and restrictions, as the other streets in the said town of Danville now are.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—The seventeenth day of March, one thousand eight hundred and forty-two.

DAVID R. PORTER.