

Act of May 23, 1887  
(P. L. 168).

Act of March 29,  
1803 (P. L. 542).

to an act, entitled 'An act to incorporate the City of Philadelphia approved the second day of February, one thousand eight hundred and fifty-four, creating a board called directors of city trusts'"; an act, approved the twenty-third day of May, one thousand eight hundred and eighty-seven (Pamphlet Laws, one hundred sixty-eight), entitled "An act to authorize the binding of any orphan to any city, to be made by mother, guardian, or next friend"; and an act, approved the twenty-ninth day of March, one thousand eight hundred and three (Pamphlet Laws, five hundred and forty-two), entitled "An act to establish a board of wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for the purposes therein mentioned," and its amendments.

APPROVED—The 11th day of May, A. D. 1927.

JOHN S. FISHER

No. 455

### AN ACT

Authorizing the Secretary of Highways, with the approval of the Governor and the commissioners of the county affected, to relocate roads or highways where an application for the construction of said road has been filed in accordance with the provisions of the act of June twelfth, one thousand nine hundred and nineteen (Pamphlet Laws, four hundred fifty), as amended; providing for the vacation of the original road or section thereof under certain conditions and restrictions; and providing for the payment of damages to abutting property owners incurred as a result of such relocation.

Highways.

Relocation when  
application for con-  
struction filed.

Section 1. Be it enacted, &c., That the Secretary of Highways, with the approval of the Governor and the commissioners of the county affected, shall have authority to relocate any road or highway for the construction of which an application has been filed in accordance with the provisions of the act of Assembly, approved the twelfth day of June, one thousand nine hundred and nineteen (Pamphlet Laws, four hundred fifty), as amended, whenever in the judgment of the Secretary of Highways it shall appear that the construction of said road or highway, in its present location, is dangerous or inconvenient to the traveling public, either by reason of grades, dangerous turns or other local conditions, or that the expense to the local authorities in said construction would be too great or unreasonable and could be materially reduced or lessened by a divergence from the existing road or highway.

Abandoned high-  
way to be vacated.

Section 2. Where the portion of the road or highway so abandoned shall be entirely contiguous to the new line, or being of a length not exceeding one-half of a mile and shall have both termini in the new route, whereby such new route supplies and takes the place of the abandoned portion, and, in the judgment of the Secretary of Highways

is unnecessary for public use and travel or burdensome or dangerous, the secretary may, at any time by written order, declare the portion of the road or highway so abandoned to be vacated, and thereafter the same shall be closed to public use and travel and shall no longer be a public road: Provided, That the said secretary shall first submit a plan of the proposed order of vacation to the Governor and the commissioners of the county in which said highway is located and that the same shall be approved by them.

Section 3. Where any damage is incurred by abutting property owners as a result of the change of location of the highway as herein provided, such damage shall be paid by the county in which the road or highway is located in the same manner as now provided for the payment of damages incurred by the relocation of State highways.

Payment of  
damages.

Section 4. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

APPROVED—The 11th day of May, A. D. 1927.

JOHN S. FISHER

No. 456

AN ACT

To amend section six of the act, approved the twenty-seventh day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, one thousand one hundred eighty), entitled "An act dedicating certain lands of the Commonwealth of Pennsylvania, situated in the city and county of Erie, to public use as an historical memorial and public State park; aiding in the development of the harbor of Erie; and creating a commission to manage and control said lands and said harbor improvements; empowering said commission to purchase or receive by gift other lands for the purpose of this act; providing for the appointment of members of said commission, and that the Secretary of Internal Affairs and the Commissioner of Fisheries shall be ex officio members thereof; defining the duties and powers of said commission; excepting rights and privileges in said lands heretofore granted; and making an appropriation."

Section 1. Be it enacted, &c., That section six of the act, approved the twenty-seventh day of May, one thousand nine hundred and twenty-one (Pamphlet Laws, one thousand one hundred eighty), entitled "An act dedicating certain lands of the Commonwealth of Pennsylvania, situated in the city and county of Erie, to public use as an historical memorial and public State park; aiding in the development of the harbor of Erie; and creating a commission to manage and control said lands and said harbor improvements; empowering said commission to purchase or receive by gift other lands for the purpose of this act; providing for the appointment of members of said commission, and that the Secretary of Internal Affairs and the Commissioner of Fisheries shall be ex officio members thereof; defining the duties and powers of said

Pennsylvania State  
Park and Harbor  
Commission of Erie.

Section 6 of act of  
May 27, 1921 (P. L.  
1180), amended.