

providing for the assessment of costs in such cases upon the prosecutor, defendant, or county, and the commitment of the prosecutor or defendant in case of default," is hereby amended to read as follows:

Section 2. In all such cases, when the evidence does not show that the prosecution is well founded, the alderman, justice of the peace, or magistrate shall discharge the defendant, and determine by whom the costs shall be paid. In assessing the costs, he may order that the prosecutor or defendant pay all, or any part thereof, or he may assess the costs on the county. In default of payment of any costs so imposed on the prosecutor or defendant, the person so defaulting shall be committed to the county jail, one day for each dollar of such costs, or until such costs are paid, or until such person is discharged according to law, and in such cases the costs shall be paid by the county: *Provided, however, That any defendant against whom costs have been assessed shall have the right to appeal to the court of quarter sessions of the county, in the same manner and with like effect as is provided by law for appeal in cases of summary conviction.*

APPROVED—The 25th day of June, A. D. 1937.

GEORGE H. EARLE

No. 444

AN ACT

To amend section two of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, seven hundred twenty), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," as amended, by changing certain routes and adding certain new routes.

The following routes established by the act of June 22, 1931 (P. L. 720), amended.

Section 1. Be it enacted, &c., That the following routes established by the act, approved the twenty-

second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, seven hundred twenty), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," and the amendments thereto are hereby amended to read as follows:

Beginning at a point on the Chester Township-Chester City line; thence over Flower Street to [an intersection with Ninth Street] *the Chester-Bridgeport Ferry*, in the city of Chester, a distance of about [0.05] 0.75 of a mile.

Beginning at a point on Kutztown Road, on the dividing line between the city of Reading and Muhlenberg Township; thence over Kutztown Road to the intersection of Kutztown Road and Ninth Street; thence over Ninth Street to the intersection of Ninth Street and Eighth Street; thence over Eighth Street to the intersection of Eighth Street and Spring Street; thence over Spring Street to the intersection of Spring Street and [Fifth Street] *Centre Avenue*, in the city of Reading, a distance of about [1.50] 1.77 miles.

Beginning at a point on the line dividing the township of Cumru and the city of Reading; and extending in a northerly direction over Ninth Street to a point at the intersection of Ninth Street and [Penn] *Eighth Street*, in the city of Reading, a distance of about [.97 of a mile] 2.0 miles.

Beginning at a point on the intersection of *Chestnut Street* and *Bingaman Street*; thence westerly over *Chestnut Street* to the intersection of *Chestnut Street* and *Second Street*; [and Penn Street and extending] thence in a northerly direction over *Second Street* to a point

at the intersection of Second Street and Washington Street; thence in a westerly direction over Washington Street to a point at the intersection of Washington Street and Front Street; thence in a northerly direction over Front Street to a point at the intersection of Front Street and Schuylkill Avenue; thence in a northwesterly direction over Schuylkill Avenue to a point on the line dividing the city of Reading and the township of [Muhlenburg] *Bern*, in the city of Reading, a distance of about [1.95] 3.14 miles.

Section 2,
amended by
adding the
following
routes.

Section 2. That said section two is hereby amended by adding thereto the following routes:

Beginning at a point on the Hanover Township-Allentown City line; thence in a southerly direction on North Bradford Street to an intersection with Route 157 at North Bradford Street and Union Boulevard, in the city of Allentown, Lehigh County, a distance of about 0.9 of a mile.

Beginning at a point on the city line of Allentown about 0.02 of a mile south of Bogerts Bridge; thence easterly to a point on Route 39016 near Bogerts Bridge, in the city of Allentown, Lehigh County, a distance of about 0.01 of a mile.

Beginning at a point at the intersection of Plank Road and Logan Avenue, in the city of Altoona; thence in a northerly direction on Logan Avenue and Thirty-sixth Street to a point on Sixth Avenue at the intersection of Thirty-sixth and Race Streets; thence in a northerly direction on Race Street to the intersection of Race Street and Broad Avenue, in the city of Altoona, a distance of about 1.40 miles.

Beginning at a point at the intersection of Broad Avenue and Thirty-first Street, in Altoona City; thence in a northwesterly direction on Thirty-first Street to a point at the intersection of Thirty-first Street and Walnut Avenue, in the city of Altoona, a distance of about 0.25 of a mile.

Beginning at the intersection of Hellertown Road and Coke Works Road; thence easterly and southeasterly on Coke Works Road to a point on Route 48006 at the Lower Saucon Township line, in the city of Bethlehem, Northampton County, a distance of about 1.29 miles.

Beginning at the intersection of Fourth and New Streets; thence northerly over New Street to the intersection of New Street and Elizabeth Avenue, in the city of Bethlehem, a distance of about 1.55 miles.

Beginning at a point on the dividing line between Bradford Township and the city of Bradford; thence over High Street to the intersection of High and Main Streets, in the city of Bradford, McKean County, a distance of about 0.85 of a mile.

Beginning at the intersection of Second Street and Booth Street; thence northerly on Booth Street to the intersection of Booth and Ninth Streets, in the city of Chester, Delaware County, a distance of about 0.4 of a mile.

Beginning at a point on the dividing line between Mill Creek Township and the city of Erie; thence over South Gore Road to an intersection with Glenwood Park Avenue, in the city of Erie, a distance of about 0.01 of a mile.

Beginning at a point on the West Hazleton Borough-Hazleton City line; thence in an easterly direction on Fifteenth Street to the intersection of Fifteenth and Church Streets, in the city of Hazleton, Luzerne County, a distance of about 0.95 of a mile.

Beginning at a point on Cliff Street on the dividing line between Johnstown City and Dale Borough; thence over Cliff Street to Singer Road; thence over Singer Road to a point on the dividing line between Johnstown City and Stonycreek Township, in Johnstown City, Cambria County, a distance of about 0.20 of a mile.

Beginning at a point on Park Avenue on the dividing line between West Mead Township and the city of Meadville; thence in a southwesterly direction on Park Avenue to a point on Route 84 at the intersection of Park Avenue and Baldwin Street, in the city of Meadville, Crawford County, a distance of about 0.8 of a mile.

Beginning at a point on Park Avenue on the dividing line between Carroll Township and Monongahela City; thence over Park Avenue to the intersection of Park Avenue and Main Street, in the city of Monongahela, Washington County, a distance of about 0.6 of a mile.

Beginning at a point on South Jefferson Street at the intersection of Jefferson Street and the proposed extension of Croton Avenue; thence in a northeasterly direction over the proposed extension of Croton Avenue and Croton Avenue to the intersection of Croton Avenue and East Washington Street, in the city of New Castle, Lawrence County, a distance of about 0.3 of a mile, provided the above route shall not be taken over until the entire route shall have been laid out and opened to traffic.

Beginning at a point at the intersection of Taylor Street extension and East Washington Street; thence southwest on Taylor Street extension to Cunningham Avenue; thence west on Taylor Street to Neal Street; thence north on Neal Street to Grove Street; thence west on Grove Street to Croton Avenue extension, in the city of New Castle, Lawrence County, a distance of about 0.9 of a mile, provided the above route shall not be taken over until the entire route shall have been laid out and opened to traffic.

Beginning at a point on Sampson Street on the line between Union Township and the city of New Castle; thence over Sampson Street to the intersection of Sampson Street and Grant Avenue in the city of New Castle, Lawrence County, a distance of about 0.75 of a mile.

Beginning at a point on Baldwin Road on the dividing line between Baldwin Township and Pittsburgh City; thence over Baldwin Road to the intersection of Baldwin Road and Cready Street, in the city of Pittsburgh, Allegheny County, a distance of about 0.7 of a mile.

Beginning at a point on Montier Street on the dividing line between the borough of Wilksburg and the city of Pittsburgh; thence over Montier Street to a second point on the above dividing line in the city of Pittsburgh, Allegheny County, a distance about 0.3 of a mile.

Beginning at the intersection of Second and Washington Streets; thence northerly on Second Street to Walnut Street; thence easterly on Walnut Street to Thirteenth Street; thence northerly on Thirteenth Street to Hampden Boulevard; thence northeasterly on Hampden Boulevard to the intersection of Hampden Boulevard and Marion Street, in the city of Reading, Berks County, a distance of about 2.28 miles.

Beginning at a point on Perkiomen Avenue on the dividing line between Mt. Penn Borough and Reading City; thence over Perkiomen Avenue to the intersection of Perkiomen Avenue and Mineral Spring Road, in the city of Reading, Berks County, a distance of about 0.72 of a mile.

Beginning at the intersection of Eleventh Street and Penn Street; thence over Eleventh Street to the intersection of Eleventh and Walnut Streets, in the city of Reading, Berks County, a distance of about 0.22 of a mile.

Beginning at a point on Route 5 at the intersection of Ash Street and Wheeler Avenue; thence in a southerly direction on Ash Street and continuing in a general southwesterly direction to a point on Route 35009, in the city of Scranton, a distance of about 1.0 mile.

Beginning at a point on the dividing line between Hickory Township and Sharon City; thence over Tenth Avenue to the intersection of Tenth Avenue and State Street, in the city of Sharon, Mercer County, a distance of about 0.9 of a mile.

Beginning at a point on the dividing line between Oil Creek Township and the city of Titusville; thence in a southeasterly direction on Union Street to a point on Route 20104 at the intersection of Union Street and

Church Run Street, in the city of Titusville, Crawford County, a distance of about 0.2 of a mile.

Beginning at the line dividing South Union Township and the city of Uniontown; thence in an easterly direction on McClellandstown Road to its point of intersection with Main Street, in the city of Uniontown, a distance of about 0.5 of a mile.

Beginning at Kerr Street on the line between North Union Township and Uniontown City; thence over Kerr Street to the intersection of Kerr Street and Gallatin Avenue, in the city of Uniontown, a distance of about 0.08 of a mile.

Beginning at a point on the line between Canton Township and the city of Washington; thence over Caldwell and Hayes Avenues to the intersection of Hayes Avenue and Chestnut Street, in the city of Washington, Washington County, a distance of about 0.22 of a mile.

Beginning at a point on the line between Canton Township and the city of Washington; thence over Wylie Avenue to the intersection of Wylie and Jefferson Avenues, in the city of Washington, Washington County, a distance of about 0.07 of a mile.

Beginning at a point on the Kingston Borough-Wilkes-Barre City line at North Street; thence over North Street to the intersection of North and Washington Streets, in the city of Wilkes-Barre, Luzerne County, a distance of about 0.5 of a mile.

Section 3. This act shall become effective on the first day of January, one thousand nine hundred and thirty-eight. When effective.

APPROVED—The 25th day of June, A. D. 1937.

GEORGE H. EARLE

No. 445

AN ACT

To amend section one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand eight hundred four), entitled "An act relative to certain judgments; prescribing duties of prothonotaries; and repealing prior legislation," requiring a certificate of the address of the defendants on the entry of certain judgments.

Section 1. Be it enacted, &c., That section one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand eight hundred four), entitled "An act relative to certain judgments; prescribing duties of prothono-

Section 1, act of May 17, 1929 (P. L. 1804), amended.