

names shall be sooner drawn from the said wheels make return in manner aforesaid, of all the taxable citizens qualified as hereinbefore mentioned; and the names of the persons so returned shall again be deposited in the proper wheels: Provided, that if the name of any person shall be drawn from the wheel who has served as a juror within one year preceding the said drawing, he shall not be compelled to serve, but his name shall be returned to the wheel, and another drawn in his stead.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That the number of special jurors to be drawn, summoned and returned to serve in the court of common pleas of Philadelphia county, and in the court of nisi prius holden in said county, shall be forty-eight; and the number of general or common jurors shall not be less than forty-eight, nor more than sixty; and in any other county not less than thirty-six, nor more than sixty.

Section VI. (Section VI, P. L.) And be it further enacted by the authority aforesaid, That this act shall take effect at the first term, or sessions in each county, to be holden after the first day of January next; from and after which day so much of the act<sup>(1)</sup> to which this is a supplement, as is hereby altered or supplied, be, and the same is hereby repealed: Provided, that the fifth section of this act shall go into operation at the first drawing of jurors, after the last day of May next.

Approved April 4, 1807. Recorded in L. B. No. 10, p. 510.

Note (\*) Chapter 2539; 17 Statutes at Large, p. 1011.

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## CHAPTER MMDCCCX.

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AN ACT FOR EXPLORING AND MAKING A ROAD FROM THE POINT WHERE THE COSHECTON AND GREAT BEND TURNPIKE PASSES, THROUGH MOOSIC MOUNTAIN, IN A WESTERN DIRECTION TO THE WEST LINE OF THE STATE.

Section I. (Section I, P. L.) 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 Henry Donnel, George Haines and John Foster be, and they are hereby appointed commissioners, to explore and mark out a road, from the point where the Coshecton and Great Bend turnpike road passes through the Moosic mountain, to run in a western direction so as to pass through Wellsborough in Tioga county, from thence by the way of the Big Meadows so called, at the third fork of Pine creek, to Coudersport, in the county of Potter.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That Samuel Dale, John Boyd and Francis King be, and they are hereby also appointed commissioners to explore and mark out a road, to run also in a western direction, from said Coudersport to Smethport, in the county of M'Kean, and from thence to Warren, in the county of Warren, and from thence to the western line of the state; and to defray the expense of exploring and marking out said road from the said point in Moosic mountain, to the western line of the state, a sum not exceeding two thousand dollars is hereby appropriated, to be paid by the treasurer out of any monies not appropriated, on warrants to be drawn by the governor.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That when the said commissioners shall have completed the duties by this act assigned them, they shall make report to the governor, who shall lay the same before the succeeding legislature; and if the same shall be approved of, the road as therein designated shall be opened throughout the whole distance, by persons to be appointed by the commissioners of the several counties through which the same may run; or if there should be no commissioners, then by persons to be appointed by the trustees of the respective counties; and the expense thereof to be defrayed from the monies which shall be raised from road and county taxes on unseated land, not otherwise appropriated.