

CHAPTER MMMCXXVII.

AN ACT TO AUTHORIZE THE GOVERNOR TO APPOINT COMMISSIONERS FOR THE PURPOSE OF LAYING OUT A STATE ROAD FROM THE SOUTHERN TURNPIKE ROAD IN THE COUNTY OF SOMERSET OR WESTMORELAND, TO INTERSECT THE UNITED STATES TURNPIKE ROAD FROM CUMBERLAND TO WHEELLEN IN THE COUNTY OF FAYETTE, AND TO APPOINT COMMISSIONERS FOR THE PURPOSE OF LAYING OUT A STATE ROAD FROM THE TOWN OF INDIANA, IN THE COUNTY OF INDIANA, TO INTERSECT THE STATE ROAD LEADING FROM MILESBURG TO LE BOEUF BETWEEN THE MOUTH OF ANDERSON'S CREEK IN CLEARFIELD COUNTY, AND MILESBURG IN CENTRE COUNTY.

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 the governor be and he is hereby authorized to appoint three disinterested commissioners, one of whom shall be a practical surveyor, but neither of them shall be an inhabitant of Somerset, Westmoreland, or Fayette counties, to lay out and mark a State road from the Southern turnpike road in the county of Somerset and Westmoreland, to intersect the United States turnpike road from Cumberland to Wheelen in the county of Fayette, by the nearest and best route for a public road, which shall appear to be most advantageous to the state; and the said commissioners or a majority of them shall proceed to perform the said service at such time as the governor shall direct, and shall cause a draft of the said road to be deposited in the office of the secretary of the commonwealth together with their opinion annexed of the amount of an appropriation of money which they shall think will be requisite for the purpose of opening the said road, and shall also deposit a copy of said draft in the office of the clerk of the court of quarter sessions of the respective counties through which said road may pass, which shall be a record of the said road, and from henceforth shall be, to all intents and purposes, a public highway, and shall be kept in repair as other roads laid out by order of the court of quarter sessions are in said counties.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That each of the said commissioners before they enter on the duty of their appointment, shall take and subscribe before some justice of the peace an oath or affirmation faithfully and impartially to perform the duties required of them by this act; and they shall receive two dollars for each day they shall be necessarily employed in the said work, together with a reasonable allowance for chain-carriers and other hands that may be found necessary to carry this act into effect; and the accounts of the said commissioners and others employed in laying out said road, shall be adjusted and settled by the accountant officers in the usual manner, and the expense thereof paid by the state treasurer out of any money in the treasury not otherwise appropriated.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That the governor be and he is hereby authorized to appoint three commissioners to lay out and mark a state road, beginning at the town of Indiana in the county of Indiana, the nearest and best route to intersect the state road leading from Milesburg in Centre county, to Le-Boeuf in Erie county, between the mouth of Anderson's creek in Clearfield county, and Milesburg in Centre county; and the commissioners so appointed shall proceed to perform said service at such time as the governor shall direct, and shall cause a draft of said road to be deposited in the office of the secretary of the commonwealth, and shall also deposit a copy of said draft in the office of the clerk of the court of quarter sessions of the respective counties of Centre and Indiana.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That the said commissioners shall employ a surveyor and hands necessary to survey, chain and mark said road, and the commissioners and surveyor shall each receive two dollars, and the chainers and marker shall receive each one dollar, for each day they shall be necessarily employed in laying out, surveying, chaining and marking said road, and the accounts of the said commissioners and others

employed in laying out said road, shall be adjusted and settled by the accountant officers in the usual manner, and the expense thereof paid by the state treasurer out of any money in the treasury not otherwise appropriated.

Approved April 4, 1809. Recorded in L. B. No. 11, p. 395.

CHAPTER MMMCXXVIII.

AN ACT TO ALTER AND AMEND AN ACT ENTITLED "AN ACT DIRECTING THE MODE OF SELLING UNSEATED LAND FOR TAXES." (*).

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 from and after the first day of September next, the several powers vested in and duties enjoined on the respective sheriffs, by the act to which this is a supplement, shall be transferred to and performed by the county treasurers respectively, under the same obligations and restrictions to which the said sheriffs are by law subjected, and the sales to be by them made in consequence of the transfer aforesaid, shall be as valid in law as sales made by the sheriffs aforesaid, and so much of any law as is hereby altered or supplied, be and the same is hereby repealed.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the fees to be received by the respective county treasurers for the services aforesaid, other than the expense of advertising, shall be as follows: to wit,

For selling every tract of land or part thereof, as the case may require, twenty-five cents.

For writing and signing every deed, one dollar and fifty cents.

For acknowledging every deed, twenty-five cents.

For writing and filing every bond to secure the purchase money, twenty-five cents.

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Note (*). Chapter 2524; 17 Statutes at Large, p. 877.