

appointing surveyors over the same, and allotting to them a sufficient number of hands, for keeping the same in repair agreeably to law.

1807.

Sec. 9. *And be it further enacted,* That the commissioners, for each day they may be employed in viewing and marking said road, shall severally be entitled to the sum of two dollars, which, together with such damages as may be assessed by a jury in favor of any individual, shall be paid out of the funds subscribed in pursuance of this act.

Compensation to the commissioners.

Sec. 10. *And be it further enacted,* That the said road being viewed, opened and cleared out in manner aforesaid, shall, and the same is hereby established a public highway, subject to the same rules, laws and regulations that other public roads within this commonwealth are subjected to.

Road declared a public highway.

This act to be in force from the passage thereof.

CHAPTER CCCCLV.

An ACT for opening a Road from Buckley's Ferry, on Kentucky River, to Bairdstown, also a Road from Knox Court-House towards Pulaski Court-House.

Approved February 16, 1808.

WHEREAS it is represented to the present general assembly, that the public would be greatly benefited by opening a road from Buckley's ferry, on the Kentucky river, to intersect the road leading from Delaney's ferry to Bairdstown, at Colbert's settlement: therefore,

Sec. 1. *Be it enacted by the general assembly,* That Jeremiah Buckley and Samuel Watkins, of Franklin county, and Andrew M'Knight and Samuel Berry, jun. of Woodford county, shall be, and are hereby vested with power to cause a waggon road to be opened from Buckley's ferry on the Kentucky river, to intersect the Delany's ferry road at Colbert's settlement, having due regard to the nearest and best way for the public good; and should any person through whose land the said road should be viewed, object to the opening of the same, the sheriff of the county in which the land may lie, shall, at the direction of said commissioners, or any two of them, summon a jury to meet upon the land on a certain day in the said commissioners' order mentioned, who, after being qualified, shall ascertain the damages that may accrue by the opening said road, and the road

Commissioners appointed.

Their power & duty.

Persons injured by the passage of the road, how redressed.

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shall not be opened until such damages shall be paid by the Commissioners.

Commissioners
to open sub-
scriptions.

Proceeds, how
applied.

How recovered.

From Knox
court-house to
Pulaski.

Sec. 2. *Be it further enacted*, That the said commissioners, or a majority of them, are hereby authorised to open subscriptions to raise a fund to be applied in payment of the damages aforesaid (if any) and in aid of opening said road, also in paying any other necessary charges touching the same, which they, or a majority of them may direct; and said commissioners, are hereby vested with power to sue for and recover any sum or sums so subscribed, in the same manner sums of the same amount are usually recovered, which money so recovered, shall be applied for the purposes aforesaid.

Sec. 3. *And be it further enacted*, That John Balenger, Richardson Herndon, Robert Boyd, and Benjamin Thurman, or any three of them, shall have power, and they are hereby authorised to cause to be opened a road from Knox court-house to intersect the road leading from Langford's to Pulaski court-house, at or near Benjamin Thurman's, and shall in every respect be ruled and guided by the regulations herein before recited.

This act shall be in force from its passage.

CHAPTER CCCCLVI.

An ACT making provision in part for the Guard over Joel Elkins.

Approved February 16, 1808.

He was prosecuted for, and convicted of murder, in Clay county. There was no jail, and it was necessary to keep a guard over him, from his apprehension until his execution. This act allowed 450 dollars, in part pay of the expenses.

CHAPTER CCCCLVII.

An ACT for the relief of Frances Redding.

Approved February 16, 1808.

This act permitted her to sue Elijah Redding for a divorce, in Jefferson county, and to obtain it on a jury's finding that he had abandoned her six years, had cruelly treated her, and lived in adultery with another woman.

CHAPTER CCCCLVIII.

An ACT for the relief of Nancy Dickison.

Approved February 16, 1808.

This act permitted her to sue in Shelby court for a divorce from her husband, Thomas Dickison, and to obtain it on a jury's finding that he had abandoned her, and that at the time of the abandonment there was a prosecution for felony depending against him.