

Term of service unrestricted.

person shall be permitted to serve as constable more than three years in any term of six years," be and is hereby repealed, so far as the same relates to Susquehanna and Beaver counties.

FRED'K SMITH, *Speaker*  
of the House of Representatives.

DANIEL STURGEON,  
*Speaker of the Senate.*

APPROVED—the nineteenth day of March, A. D. one thousand eight hundred and thirty.

GEO. WOLF,

## No. 63.

### A SUPPLEMENT

To the act, entitled "An act to protect the public in the full benefit and enjoyment of the works constructed for the purposes of inland navigation."

SECT. 1. *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 for the purpose of ascertaining the weights of boats and their cargoes, navigating any canal or artificial navigation of any company incorporated by the laws of this commonwealth, upon which tolls are by law chargeable, every such boat shall be required to enter a weigh-lock, or such other device as may be convenient for the purpose, to be weighed, (if any such weigh-lock or other device shall be constructed at or near to the place of her departure,) and shall not be entitled to a permit, nor be allowed to depart, until she shall have so been weighed; and if there be no such weigh-lock at the place of her departure, she shall be required to enter the first weigh-lock she may come to in the course of her passage, and in case of refusal or neglect to do so, shall not be allowed to proceed further; and in such weigh-locks they shall be weighed, and the weights of their cargoes ascertained, for the purpose of fixing the tolls to be charged thereon, which shall be specified in their permits or certificates accordingly; and every such boat shall also, upon arriving near to its place of destination, and before passing the last lock, if so required and there be a weigh-lock or

Mode of ascertaining the weight of boats and cargoes.

other device as aforesaid, at or near to the same, enter such weigh-lock or other device, and be weighed, for the purpose of ascertaining whether the cargo has been increased; and if it shall appear to have been increased, toll shall be charged upon the excess for the whole distance, (or for the additional number of locks or the amount of lockage said boat shall have passed through or overcome, as tolls are respectively chargeable,) the boat shall have been navigated, in like manner as if the whole cargo had been on board from the beginning, and shall not be allowed to pass further until such toll be paid; *Provided*, That if the master or owner of a boat taking in any additional cargo, or having unloaded any part thereof, shall at the first lock at which he shall arrive after such addition or diminution, give to the lock-keeper an account thereof, the same shall be certified by the lock-keeper, and if upon arriving at a weigh-lock, the same account so certified shall be found to be correct, then the toll charged or deducted upon such addition or diminution shall only be for the number of locks it shall have passed through, or may pass through, to its place of destination.

Proviso.

In case of diminution or increase of cargo.

SECT. 2. *And be it further enacted by the authority aforesaid*, That in case of dispute or disagreement between any owner or master of a boat and the keeper of a weigh-lock, about the accuracy of the adjustment of a weigh-lock, or the accuracy of the result of the weighing, such dispute or disagreement shall be referred to two citizens residing in the neighborhood, one to be chosen by each party, with power, if they cannot agree, to choose a third, who shall proceed forthwith to make the necessary examination, and the report of any two of them shall be final and conclusive as to the weight of the cargo, which shall thereupon be certified accordingly by the lock-keeper.

Settlement of disputes between lock-keepers and boatmen as to weight of cargo.

SECT. 3. *And be it further enacted by the authority aforesaid*, That all and every boat navigating upon any canal, pool or other artificial navigation of any company incorporated as aforesaid, shall have a guard or plate of iron attached to the keel, and extending under the rudder, in such manner and to such distance as to cover the opening between the stem post and rudder, and effectually prevent the line of any other boat from entering the same opening; and every master or owner of a boat navigated as aforesaid, without such guard, shall for each and every offence forfeit and pay the sum of twenty dollars, and moreover shall be liable for all damages occasioned by the want thereof.

Every boat to have a rope guard,

Under penalty of \$20 and damages.

SECT. 4. *And be it further enacted by the authority aforesaid*, That every boat, craft or other floating thing navigated

Each night boat to carry a bow light. upon any canal, pool or other artificial navigation of any company incorporated as aforesaid, at night, shall carry a conspicuous light in the bow thereof, and every master or owner of a boat or other floating thing so navigated at night, without a light in the bow, shall forfeit and pay the sum of five dollars for each and every offence, and shall moreover be liable for all damages occasioned by the want thereof.

Penalty.

SECT. 5. *And be it further enacted by the authority aforesaid,* That no boat, craft or other floating thing shall unnecessarily stop, lie by or be moored within twenty rods of any lock, except in a basin, and every master or owner of any boat or other floating thing, who shall violate this regulation, shall forfeit and pay the sum of five dollars.

Penalty on stopping near any lock.

SECT. 6. *And be it further enacted by the authority aforesaid,* That every master or person having charge of any boat, craft, or other floating thing, who shall be guilty of any unreasonable or unnecessary delay in entering or leaving a lock, shall for each and every offence forfeit and pay the sum of five dollars.

Penalty on unnecessary delay at locks.

SECT. 7. *And be it further enacted by the authority aforesaid,* That in case of breach or other obstruction in any canal or other artificial navigation of any company incorporated as aforesaid, the superintendent or other person having charge of the work at the time, shall direct the boats and other floating things which may be collected near such breach or other obstruction, to lie in such places and to be moved backward or forward, as he may think fit or proper, and every owner, master or other person having charge of a boat or other floating thing, who shall refuse or neglect promptly to comply with his directions, shall for each and every offence forfeit and pay the sum of five dollars.

Superintendent vested with certain privileges in certain cases.

SECT. 8. *And be it further enacted by the authority aforesaid,* That the owner, master or navigator of each and every boat or other floating thing, navigating upon a canal, pool or other artificial navigation of any company incorporated as aforesaid, shall be and hereby is required to exhibit his permit at each and every weigh-lock or other lock, and at every collector's office, and to surrender the same at the last lock the said boat or other floating thing may arrive at before reaching the place it is permitted to proceed to, and every person who shall refuse or neglect to exhibit and to surrender the permit as aforesaid, shall for each and every offence forfeit and pay the sum of ten dollars.

Permit to be exhibited & surrendered.

SECT. 9. *And be it further enacted by the authority aforesaid,* That every boat or other floating thing, which shall arrive at any lock, and which shall not improve the

Penalty on neglect.

How boats

first opportunity of passing the same, shall lose its preference. may lose preference.

SECT. 10. *And be it further enacted by the authority aforesaid,* That no setting pole or shaft pointed with iron or other metal shall be used or carried upon any canal, feeder or lock as aforesaid, and the master or owner of any boat, or person employed in navigating the same, violating this regulation, shall for every such offence forfeit any sum not exceeding five dollars, and the lock-keepers and other superintendents or agents having charge of any canal or part thereof, or lock as aforesaid, are hereby authorised and empowered to seize any setting pole or shaft shod with iron or other metal, used or carried contrary to the provisions of this section. No socket pole to be carried,  
under penalty of seizure.

SECT. 11. *And be it further enacted by the authority aforesaid,* That so much of any act of assembly as is hereby altered and supplied, be and the same is hereby repealed. Repealing section.

SECT. 12. *And be it further enacted by the authority aforesaid,* That all fines, penalties and forfeitures herein provided, imposed or given, shall be recovered and appropriated as is provided by the act to which this is a supplement. Recovery & appropriation of fines, &c.

FRED'K SMITH, *Speaker*  
*of the House of Representatives:*

DANIEL STURGEON,  
*Speaker of the Senate.*

APPROVED—the nineteenth day of March, Anno Domini one thousand eight hundred and thirty.

GEO. WOLF.

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No. 64.

AN ACT

Granting a gratuity to Captain William Morrow.

SECT. 1. *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 State Treasurer be and he is hereby authorised and required to pay to Captain William Morrow, of Allegheny county, or to \$100.