

purposes, for the space of ten years from and after the twenty eighth day of March, one thousand eight hundred and forty.

WM. HOPKINS,

Speaker of the House of Representatives.

EB. KINGSBURY, Jr.

Speaker of the Senate.

APPROVED—The eleventh June, A. D. eighteen hundred and forty.

DAVID R. PORTER.

[No. 242.]

A N A C T

To provide for continuing the improvements of the State, and for the payment of the interest on the public debt.

SECTION 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 following sums be and hereby are specifically appropriated to the purposes herein mentioned, to wit:

For the completion of the railway to avoid the inclined plane at Columbia, the sum of fifty-eight thousand dollars. Appropriations to avoid inclined plane at Columbia.

For purchasing new locomotive engines and ropes, and pay debts due for motive power on the Columbia and Portage railroads, the sum of thirty thousand dollars. New locomotives, ropes &c.

For removing the north track of the Columbia and Philadelphia rail road, from the twenty-second mile-stone to Whitehall, the sum of one hundred thousand dollars: *Provided,* That the said sum of one hundred thousand dollars shall be taken out of the fund appropriated for repairs. North track to C. and P. rail road.

To pay debts due on the Sinnemahoning extension of the West Branch canal, the sum of thirty-four thousand one hundred and twenty-four dollars. Sinnemahoning extension

To pay debts due to contractors, engineers, and others, for work done on the Gettysburg railroad prior to the first of March, eighteen hundred and thirty-nine, the sum of one hundred and fifty thousand dollars; and said money shall be paid out and disbursed by a person to be appointed for Gettysburg rail road.

that purpose by the canal commissioners, who shall be sworn or affirmed faithfully to discharge his duties; and shall give such security, and settle his accounts in the same manner as has been heretofore given and required of the superintendent of said road.

Allegheny feeder. To pay debts due for work done on the Allegheny feeder, eleven hundred dollars.

Eastern division. For the payment of balance due for doubling locks on the Eastern division of the canal, the sum of seven thousand four hundred and two dollars.

Repairs. For the repairs and payment of debts already due for the same, on the different lines of canals and railroads, the sum of six hundred thousand dollars.

New work on finished line. For new work on finished lines, pay of canal commissioners, appraisers, and engineers not connected with extensions, the sum of thirty thousand dollars.

Motive power and repairs prior to Feb. 1st 1839. To pay debts due for motive power and repairs contracted prior to the first of February, one thousand eight hundred and thirty-nine, the sum of fifty thousand dollars.

Damages. For damages, the sum of thirty thousand dollars.

Erie division. Towards the completion of the contracts on the Erie division of the Pennsylvania canal, the sum of six hundred thousand dollars.

North Branch extension. Towards the completion of the contracts on the North Branch extension of the Pennsylvania canal, the sum of six hundred thousand dollars.

Wisconsin canal. The sum of sixty thousand dollars towards the completion of the Wisconsin canal.

Second track to avoid inclined plane at Columbia when commenced. SECTION 2. The laying of the second track on the road to avoid the inclined plane at Columbia, shall not be commenced, or if already commenced, shall not be progressed with, nor any alteration in the route through Columbia made until all the debts now due are fully paid, or money set apart out of the appropriation contained in the preceeding section for the payment thereof: *Provided*, That the Canal Commissioners be and hereby are required to open and turnpike a street in the

Proviso:

Canal commissioners to open street in Columbia. the borough of Columbia, on the scite of a fourteen feet wide alley, now running north from Walnut street, between Front and Second streets, in said borough, said street to be of the same width as Walnut street aforesaid, and to extend northwardly until it enters the street now being opened east of the Pennsylvania canal basin, in the borough aforesaid: *Provided also*, That the said commissioners can obtain sufficient ground for the

Proviso.

Damages.

May pay R. Mullison. scite of said street from the Misses Bethel, who own the adjoining lands, without cost or charge for damages; and also the property, or so much thereof as may be necessary, belonging to Reuben Mullison, and fronting on Walnut street aforesaid, at a reasonable price, not to exceed in any event, the sum of two thousand dollars.

SECTION 3. For the payment of debts due for locomotives Columbia and ropes on the Columbia rail road, the sum of forty thousand rail road. dollars, or so much thereof as may be necessary, is hereby appropriated.

SECTION 4. The Secretary of the Commonwealth is hereby authorized and directed to take and receive from the Girard Sec'y. of com- bank, the sum of fifty thousand dollars, part of the loan of monwealth to three hundred and eighty thousand dollars authorized by the take \$50,000 act of ninth of February, Anne Domini, one thousand eight from Girard hundred and thirty nine, to repay the money borrowed by the bank, to pay late executive of this commonwealth, for the repairing of the expense of breaches in the Juniata Division of the Pennsylvania canal, breach on between Huntingdon and Hollidaysburg, and defraying the Juniata canal. balance of the expenses incurred in repairing the said breach, and out of and with the said fifty thousand dollars cause to be How disburs- disbursed and paid out by and through the agency of the col- ed. lector of the port of Huntingdon, on said canal, the debts and moneys yet due and owing to individuals on account of the repairing of said breach; and the Secretary of the Com- monwealth is hereby further authorized and directed to take Also from and receive from said Girard bank the further sum of two Girard bank hundred and eighty thousand dollars, part of said loan, and \$280,000 to be deposite the same in the Bank of the United States, if the said stop payment Bank of the United States will agree to accept the same on of interest on deposite, and stop the further payment of interest from the loan to repair time of deposite on that amount (two hundred and eighty Huntingdon thousand dollars) of its loans to the late executive of this breach. commonwealth, or on so much thereof as the same may be; and after payment as aforesaid, of said debts due to individuals (if any balance should remain,) deposite any such balance in like manner and on like terms and conditions: *Provided*, Proviso. That nothing in this act contained, shall be construed to pre- clude an examination into the validity of the expenditure of said money, as fully as though the deposite authorized had not been used by said Bank of the United States.

SECTION 5. The Governor is hereby authorized and re- Subscription quired within thirty days after the passage of this act, to sub- to Mononga- scribe to the stock of the Monongahela Navigation Company, hela Naviga- the sum of one hundred thousand dollars, which shall consti- tion company. tute the commonwealth a stockholder in said company to that amount; *Provided*, That all descending crafts owned by citi- Proviso. zens of Pennsylvania, not calculated or intended to return from any point between Millsborough and the Virginia state line, shall pass free of toll through any lock or dam of the lower division of said improvement, until the company shall put the first dam above Brownsville in the second division under contract, and complete the same, agreeably to the plan of said improvement.

SECTION 6. To complete the surveys of a rail road from

Survey of Harrisburg to Pittsburg, the sum of fifteen thousand dollars :
 rail road from And the engineers surveying the same in connection there-
 Harrisburg to with, are hereby authorized to make a survey to ascertain the
 Pittsburg. practicability of a McAdamized road, of an easy grade, from
 McAdamized some point at or west of Laughlinstown to some point at or
 road. near Chambersburg ; *Provided*, That after the passage of this
 Proviso. act, the principal engineer conducting and directing said sur-
 Office of su- veys, in addition to his duties as engineer, shall perform the
 perintendent duties heretofore performed by the superintendent thereof, and
 abolished, en- the office of superintendent of the same is hereby abolished.
 gineer to per-
 form said
 duties.

SECTION 7. For the payment of the interest upon the public
 Interest due debt falling due on the first days of August and February next,
 1st Aug. and such sum as shall be required for that purpose.
 Feby. next.

SECTION 8. That the Governor be and he is hereby author-
 Loan authori- ized to borrow on the credit of the commonwealth the amount
 zed. herein appropriated, as it may be wanted, at an interest not
 Interest. exceeding five per cent per annum, payable half yearly, and
 Reimbursed. to be reimbursed at any time after the first day of July, one
 Certificates of thousand eight hundred and seventy; and he shall issue cer-
 stock. tificates of stock for the same, transferable on the books of
 Transferable. the Auditor General, or at the Bank of Pennsylvania, by the
 New certifi- owner or owners thereof, and upon such transfer new certifi-
 cates. cates shall be issued by the Auditor General and State Treas-
 Interests urer, and the interest upon the said stock shall be paid at
 where paid. the Treasury, or at the Bank of Pennsylvania, as shall be
 agreed upon by the Governor and the original purchasers of
 said stock.

WM. HOPKINS,

Speaker of the House of Representatives.

EB. KINGSBURY, Jr.

Speaker of the Senate.

APPROVED—The eleventh day of June, A. D, eighteen
 hundred and forty.

DAVID R. PORTER.