

dred and forty-eight; and if they shall ascertain that such cars were destroyed in consequence of any neglect or misconduct on the part of any state agent or officer, they shall report the amount due, if any, to the legislature.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 368.

AN ACT

For defraying the expenses of the investigation in the case of the Freeport aqueduct; relative to the construction of a lock or schute on the French Creek feeder dam; to the payment of interest on the bonds and certificates of the Erie canal company; to glass manufactories; to fines collected in Lawrence and Schuylkill counties; to the fees of prothonotaries; to taxes in Schuylkill county; authorizing the canal commissioners to inquire into the claim of James P. Laughlin, for damages; relative to the draft of the village of Klecknerville, in Crawford county; and to a survey and map of the village of Tioga, in Tioga county.

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 are hereby specifically appropriated to pay the costs and other expenses incurred in the investigation of the accounts of Alexander Power, late supervisor of the Lower Western division of the Pennsylvania canal:

Certain appropriation.

To John C. Knox.

To the honorable John C. Knox, for taking testimony under a commission from the auditor general, one hundred dollars.

Costs of witnesses.

To pay the costs of witnesses, computing their pay at seventy-five cents per day, and six cents per mile cicular, one thousand and seven-tween dollars and fifteen cents, (1,017 $\frac{15}{100}$.)

To Francis Daugherty.

To Francis Daugherty, for assistance rendered in preparing the testimony, twenty dollars.

To W. A. Golden.

To W. A. Golden, for bringing G. W. Ross before the commission on an attachment, five dollars.

To Lewis Brenneman.

To Lewis Brenneman, for use of room, and for furnishing fuel and light, twenty dollars.

To John F. M'Culloch.

To John F. M'Culloch, agent of the commonwealth, for money and time spent in subpoenaing witnesses, and the time devoted in preparing and attending to the presentation of the testimony, two hundred dollars.

Time for the construction of

SECTION 2. That the time fixed for the construction of a lock or schute on the French Creek feeder dam, and a bridge across the She-

nango pool, by the third section of an act, entitled "A supplement to a lock or schute on the French Creek feeder. an act to authorize the governor to incorporate the Erie canal company," certified the twenty-fourth day of January, one thousand eight hundred and forty-nine, be and the same is hereby extended to the first day of October, one thousand eight hundred and fifty-one: *Provided*, That said company shall put said lock or schute and bridge under contract by the first day of July next, and finish the same as directed in said supplement, by the first day of October, one thousand eight hundred and fifty-one.

SECTION 3. That the payment of the interest that has or may fall due upon the bonds and certificates of the Erie canal company, shall, when voluntarily received in money and certificates of indebtedness, be so far a compliance with the fourth section of the act recited in the preceding section. Payment of interest on the bonds and certificates of the Erie canal company.

SECTION 4. That the provisions of an act, entitled "An Act to encourage manufacturing operations in this commonwealth," enacted the seventh day of April, one thousand eight hundred and forty-nine, shall be and they are hereby extended to companies formed for the manufacturing of glass: *Provided*, That the provisions of this section shall not extend to the city and county of Philadelphia. Provisions of certain act relative to manufacturing operations, extended to glass manufacturers.

SECTION 5. That so much of any fine or fines as are or may hereafter be collected by any justice of the peace in the counties of Lawrence and Schuylkill, in pursuance of any law of this commonwealth, as are or may be directed to be applied to the support of the poor, shall be paid by the justice before whom the same shall or may have been collected, to the treasurer of the common school fund of the proper township, for the support of the common schools in said township. Fines collected by justices of the peace in the counties of Lawrence and Schuylkill, to be paid to the treasurer of the common school fund of the proper township.

SECTION 6. That no law heretofore passed shall be so construed as to authorize any prothonotary of any court of common pleas of this commonwealth, to charge or receive any fee for the continuance of any suit or cause, unless the same shall have been placed upon the trial list of said court, and an actual continuance be agreed to by the parties, or directed by said court, and entry made by the prothonotary accordingly. Continuance fees of prothonotaries, regulated.

SECTION 7. That any freeholder of the county of Schuylkill, or owner of property in said county, who may feel aggrieved by any assessment of the property of such freeholder or owner, and be dissatisfied with the decision of the commissioners of the county, upon an appeal to them made from the said assessment, may appeal from the decision of said commissioners to the court of common pleas of said county; and for that purpose may present to the said court at the next term thereof, after the said commissioners shall have informed such freeholder or owner of their decision, a petition setting forth the facts of the case; and the said court shall proceed at the earliest convenient time, to be by them appointed, and of which notice shall be given to the said commissioners, to hear the said appeal and the proofs in the case, and shall make such decree, affirming or reducing the assessment complained of, having due regard to the valuation and assessment made of adjoining or neighboring estates, or property, or in the case of a double assessment of the same property, wholly striking out the one assessment complained of, as to them shall seem just and right; and if the party thus appealing shall require it, the said court, instead of hearing the case themselves, shall cause a jury of five or seven men to be drawn by the prothonotary of said court, by lot, from the last preceding panel of special jurors returned to said court, and shall issue their precept to the sheriff, requiring him to summon said jurors to attend on a day to be named in the said precept, not less than ten days after it shall be so Freeholders in the county of Schuylkill when aggrieved in the assessment of their property, may appeal to the court of common pleas, &c.

issued, at such place as the said court shall therein appoint; and the party appealing, and the said commissioners may attend before said jury and be respectively heard; and the prothonotary of the court shall issue subpoenas for witnesses in behalf of either the party appealing or the commissioners, to appear before the court or the said jury in the case; and any one of the said jury may administer an oath or affirmation to such witnesses before them; and the said jury shall make an award in the case, to be signed by them, or a majority of them, which award shall be good, if all those who sign it are present at the inquiry; and the said court shall make their final decree according to said award, and shall direct the party appealing to pay the costs of said venire and service, and of said jury, not to exceed one dollar for each juror, and shall have power to enforce payment thereof by attachment: *Provided*, That if there shall be more than one appeal pending in said court before the issuing of said venire, all the cases then pending and requiring a jury shall be heard and disposed of before the same jury, and the costs shall be apportioned among them; and in such case each juror shall be entitled to one dollar per diem, and no more.

Canal commissioners authorized to examine the claim of James P. Laughlin.

SECTION 8. That the canal commissioners are hereby authorized and directed to inquire into the claim of James P. Laughlin, of Armstrong county, for damages sustained by him from the public works, on the Western division of the Pennsylvania canal, at the slackwater of dam number one, on the Kiskiminetas river, and for the value of land given by the said Laughlin to the commonwealth, for a towing path at the said place, and report the amount of damages, with the facts thereof, to the legislature.

Proof of the draft of the village of Klecknerville, in Venango county, to be made before Matthias and John Kleckner, administrators of John Kleckner, deceased.

SECTION 9. That Matthias Kleckner and John Kleckner, administrators of John Kleckner, deceased, of the township of Venango, Crawford county, are hereby authorized and required to cause proof to be made by one or more witnesses, before some judge or justice of the peace, of the draft of the village of Klecknerville, in said county, and to cause the same to be recorded in the office for recording of wills and deeds in the said county of Crawford, and said draft, being so recorded, or a duly certified copy thereof, shall, in all future times, be competent evidence in any controversy respecting property, streets, alleys or boundaries in said village.

Survey of the village of Tioga authorized to be made.

SECTION 10. That William Garretson, F. E. Smith, A. C. Bush of Tioga, in the county of Tioga, be and the same are hereby authorized and required to make a survey and map and plot of the village of Tioga, as nearly as possible to the original plot and map of the same, and when the same is so made, to cause the same to be recorded in the office for recording of deeds in said county, which said map or plot and survey, or a certified copy thereof, shall be evidence in all suits respecting said lots in said village in all future time; and are also required to make and establish a centre or corner stone, which shall be permanently fixed, as evidence of said survey of said village; said commissioners shall be paid out of the township's fund, an amount not exceeding two dollars per day for all necessary time spent in so making such survey and plot.

J. S. M'CALMONT,
Speaker of the House of Representatives.

V. BEST,
Speaker of the Senate.

APPROVED—The twenty-sixth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.