

company may from time to time, by a vote of the stockholders at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to complete the road, and to carry out the true intent and meaning of this act.

Commencement
and completion of
road.

SECTION 3. That if said company shall not commence the construction of their road within three years after the granting of this charter, and complete the same within ten years thereafter, this act shall be null and void, except so far as the same may be necessary to wind up the affairs and pay the debts of said company.

Canal commis-
sioners author-
ized to examine
the claim of
Robert Lytle.

SECTION 4. That the canal commissioners be and they are hereby authorized and required to examine the claim of Robert Lytle, for cars and lumber said to have been destroyed on plane number eight, on the Allegheny Portage railroad, on the ninth day of April, Anno Domini, one thousand eight hundred and forty-nine, and report the facts to the next legislature.

Franklin town-
ship, Huntingdon
county, place of
holding elections
in, changed.

SECTION 5. That the qualified voters of Franklin township, Huntingdon county, shall hereafter hold their general and township elections at the school house in the village of Mechanicsville, in said township.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The tenth day of May, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 427.

AN ACT

To provide for the ordinary expenses of government, the repair of the public canals and railroads, and other general and special appropriations.

Appropriation,
object of.

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 the same are hereby specifically appropriated to the several objects hereinafter mentioned, for the year commencing on the first day of June, one thousand eight hundred and fifty, to be paid out of any money in the treasury not otherwise appropriated.

Salary of execu-
tive and other
departments.

SECTION 2. For the salary of the governor three thousand dollars; for the salary of the secretary of the commonwealth twelve hundred dollars, and the further sum of five hundred dollars to be paid to him as superintendent of common schools; for the salary of deputy secretary of the commonwealth twelve hundred dollars from the first day of June next, and for increase of salary up to the said first day of June next the sum of sixty-three dollars and eighty-three cents; for the salary of the auditor general seventeen hundred dollars from the first day of May,

one thousand eight hundred and fifty, and for increase of salary up to the said first day of May, one thousand eight hundred and fifty, the sum of three hundred and seventeen dollars and twenty-six cents; and for the salary of the surveyor general fourteen hundred dollars from the tenth day of May, one thousand eight hundred and fifty, and for increase of salary up to the said tenth day of May, one thousand eight hundred and fifty, the sum of fifty-five dollars and eighty-three cents; for the salary of the attorney general three hundred dollars; for the salary of the adjutant general three hundred dollars; for the salary of the state treasurer seventeen hundred dollars from the sixth day of May, one thousand eight hundred and fifty, and for increase of salary up to the said sixth day of May, one thousand eight hundred and fifty, the sum of three hundred and twenty-two dollars and nineteen cents; for clerk hire in the state department three thousand dollars, and the further sum of one thousand five hundred dollars for recording acts not now recorded, passed previous to the year one thousand eight hundred and forty-nine; for clerk hire in the auditor general's office five thousand five hundred dollars; for clerk hire in the state treasurer's office three thousand two hundred dollars; for clerk hire in the surveyor general's office five thousand dollars; for the salary of the state librarian five hundred dollars.

Clerk hire in departments.

SECTION 3. For the payment of the contingent expenses of the executive and state departments, including the department of common schools, to wit: for the pay of the messenger eight hundred dollars; for stationery five hundred and fifty dollars; for postage fifteen hundred dollars; for fuel and light sixty dollars; for cleaning offices and chambers twenty five dollars.

Contingent expenses of executive and state departments.

SECTION 4. For the payment of the contingent expenses in the auditor general's office, to wit: for postage four hundred and fifty dollars; for the pay of messenger three hundred and fifty dollars; for stationery two hundred and fifty dollars; for blank books sixty dollars; for fuel and lights eighty dollars; for miscellaneous expenses fifty dollars; and that the sum of thirty-five dollars be and is hereby appropriated to R. D. M'Kee, extra clerk hire in the auditor general's office.

Contingent expenses of auditor general's office.

SECTION 5. For the payment of the contingent expenses in the state treasurer's office, to wit: for postage three hundred dollars; for stationery and blank books one hundred and sixty dollars; for fuel and lights sixty dollars; for messenger and night watch four hundred dollars; for miscellaneous expenses fifty dollars.

Contingent expenses of treasurer's office.

SECTION 6. For the payment of the contingent expenses in the surveyor general's office, to wit: for the pay of messenger three hundred and sixty dollars; for stationery and books two hundred dollars; for washing and scrubbing thirty-five dollars; for postage one hundred and seventy-five dollars; for repairs and miscellaneous expenses thirty five dollars; for fuel and lights seventy dollars; for painting the two offices one hundred dollars; and for a new seal and press one hundred dollars.

Contingent expenses of surveyor general's office

SECTION 7. For the payment of the expenses of the legislature, including the pay of members, clerks, officers, and contingent expenses, ninety-five thousand dollars; and so much thereof as may be necessary to pay the deficiency in the appropriation of last year.

Legislative expenses.

SECTION 8. For the public printing, folding, stitching and binding, twenty-five thousand dollars.

Printing.

SECTION 9. For publishing the laws in newspapers one hundred dollars; and for packing and distributing the laws and journals of the legislature seven hundred dollars; the packing and distributing of the said laws and journals to be assigned by the secretary of the commonwealth

Publishing and distributing laws.

to the person or persons who shall make the lowest and best bid, and give adequate security for the packing and distribution thereof.

Public grounds and state library. SECTION 10. For keeping in repair and improving the public grounds two hundred dollars; and for ordinary repairs of the public buildings six hundred dollars, to be disbursed by the secretary of the commonwealth and surveyor general, whose accounts for the disbursement of of the same, shall be settled in the usual manner; and for the state library five hundred dollars, to be disbursed under the direction of the joint committee on the library, by the chairman thereof; the accounts of such disbursement to be settled on or before the first day of June, in the year one thousand eight hundred and fifty-one, in the usual manner.

Supplying water. SECTION 11. For the payment of the borough of Harrisburg for supplying the public buildings with water, as per act of the twenty-eighth day of April, one thousand eight hundred and forty, six hundred dollars.

Miscellaneous objects, and publishing proposed amendments to constitution. SECTION 12. For miscellaneous objects two thousand dollars, and for the payment of the publication of the proposed amendment to the constitution of the commonwealth, relative to the election of judges, the sum of two thousand dollars in addition to the sum of fifteen hundred dollars appropriated by the act of the tenth day of April, one thousand eight hundred and forty-nine; and to defray the expense of advertising the same proposed amendment during the present year there is hereby appropriated for the city and county of Philadelphia, an amount not exceeding sixty dollars; for the county of Allegheny, an amount not exceeding sixty dollars, and for each other county of the state respectively, an amount not exceeding forty dollars: *Provided*, That the sums appropriated by this section may be paid at any time from and after the passage of this act.

Support of common schools. SECTION 13. For the support of the common schools, two hundred thousand dollars, as provided in the common school law, to be paid on warrants drawn by the superintendent of common schools in favor of the accepting school districts of the commonwealth, in proportion to the number of taxable inhabitants in each: *Provided*, That the several school districts which were non-accepting but were made accepting districts by an act to provide for the ordinary expenses of government, the repairs of canals and railroads belonging to the state, and the payment of other claims upon the commonwealth, passed the eleventh day of April, one thousand eight hundred and forty-eight, and which did not avail themselves of the provisions of said act, nor of the provisions of the act, entitled "An Act to provide for the ordinary expenses of the government, the repairs of the canals and railroads of the commonwealth, and the payment of other claims due by the same," passed April tenth, one thousand eight hundred and forty nine, shall have the privilege of doing so by complying with the provisions of the act first above referred to, by levying and assessing a tax as required by law to enable school districts to receive their portion of the state appropriation any time before the first day of June, one thousand eight hundred and fifty-one.

Pensions, &c. SECTION 14. For the payment of pensions and gratuities twenty thousand dollars.

House of Refuge. SECTION 15. For the House of Refuge of Philadelphia, six thousand dollars, for the Pennsylvania Institution for the Instruction of the Blind, nine thousand dollars, for the instruction of indigent pupils in the Pennsylvania Institution for the Deaf and Dumb, fifteen thousand dollars, and for balance now due for educating Pennsylvania state pupils in said last mentioned institution, seven hundred and sixty-seven dollars and eighty-five cents.

SECTION 16. For the payment of the salaries of officers in the Eastern Salaries of offi-
penitentiary, eight thousand dollars; for the payment of salaries of offi- cers of Eastern
cers in the Western penitentiary, six thousand dollars: *Provided*, That and Western
the amount of salaries to be paid to said officers shall be fixed by the Penitentiaries.
respective boards of inspectors, and shall in no case exceed the rates Proviso.
allowed prior to the act of the seventeenth of April, one thousand eight
hundred and forty-three; for the payment of gratuities to convicts dis- Gratuities to dis-
charged from the said penitentiaries, one thousand dollars, two thirds charged convicts.
of which said sum shall be appropriated to the Eastern, and the re- Repairs.
maining third to the Western penitentiary, and for the payment of
repairs to the Western penitentiary, four thousand one hundred and
sixty-seven dollars and fifty-four cents.

SECTION 17. For the payment of the expenses of the judiciary, to wit: for the salary of the chief justice of the supreme court, three thou- Judiciary.
sand and sixty-six dollars and sixty-six cents; for the salaries of each
of the associate justices of said court whose commissions bear date
subsequent to the seventeenth day of April, one thousand eight hundred
and forty three, sixteen hundred dollars; for the salary of one associate
justice of the said court whose commission bears date prior to the said
seventeenth day of April, one thousand eight hundred and forty three,
two thousand four hundred dollars; for the daily pay of the justices of
the said court, five thousand five hundred dollars: *Provided however*, Proviso.
That the said justices shall not be allowed their daily pay, except for
the days employed in traveling and the performance of their judicial
duties while actually at court.

For the payment of the salaries of the president and three associate
justices of the first judicial district, ten thousand four hundred dollars.

For the salaries of the president and two associate justices of the
district court for the city and county of Philadelphia, six thousand dol-
lars.

For the salary of the president judge of the second judicial district,
two thousand dollars, and the further sum of twenty-five hundred and
fifty dollars as the balance of salary due to him as such president judge
from the fourteenth day of January, one thousand eight hundred and
forty-three, to the first day of June, one thousand eight hundred and
forty-nine; and so much of an act relative to the records of the district
court of the city and county of Lancaster, as authorizes the said judge
to receive, for the trial and decision of the unfinished business of the
district court and mayor's court, the compensation now allowed by law
to other president judges for holding special courts, be and the same is
hereby repealed.

For the salary of the president judge of the third judicial district,
sixteen hundred dollars.

For the salary of the president judge of the fourth judicial district,
two thousand dollars.

For the salary of the president judge of the fifth judicial district, two
thousand dollars.

For the salary of the president judge of the sixth judicial district,
sixteen hundred dollars.

For the salary of the president judge of the seventh judicial district,
sixteen hundred dollars.

For the salaries of the president and associate judges of the district
court for the county of Allegheny, four thousand dollars.

For the salary of the president judge of the eighth judicial district,
sixteen hundred dollars.

For the salary of the president judge of the ninth judicial district,
sixteen hundred dollars.

For the salary of the president judge of the tenth judicial district, sixteen hundred dollars.

For the salary of the president judge of the eleventh judicial district, sixteen hundred dollars.

For the salary of the president judge of the twelfth judicial district, sixteen hundred dollars.

For the salary of the president judge of the thirteenth judicial district, sixteen hundred dollars.

For the salary of the president judge of the fourteenth judicial district, sixteen hundred dollars.

For the salary of the president judge of the fifteenth judicial district, sixteen hundred dollars.

For the salary of the president judge of the sixteenth judicial district, two thousand dollars.

For the salary of the president judge of the seventeenth judicial district, two thousand dollars.

For the salary of the president judge of the eighteenth judicial district, sixteen hundred dollars.

For the salary of the president judge of the nineteenth judicial district, sixteen hundred dollars.

For the salary of the president judge of the twentieth judicial district, two thousand dollars.

For the salary of the president judge of the twenty-first judicial district, sixteen hundred dollars.

For the salary of the president judge of the twenty-second judicial district, sixteen hundred dollars.

For the salary of the president judge of the twenty-third judicial district, sixteen hundred dollars.

For the salary of the president judge of the twenty-fourth judicial district, sixteen hundred dollars.

For the payment of mileage to the president judges of the several judicial districts, five thousand five hundred dollars.

For the payment of the salaries and mileage of the associate judges of the several counties of this commonwealth, sixteen thousand five hundred dollars.

J. B. Gibson,
balance of salary
due.

For the payment of the balance of salaries due John Bannister Gibson as chief justice of Pennsylvania from the first day of June, one thousand eight hundred and forty-six, to the first day of June, one thousand eight hundred and forty-eight, eight hundred and three dollars.

Thomas Sergeant, balance
due.

For the payment of the balance of salaries due Thomas Sergeant as one of the associate justices of the supreme court from the first day of June, one thousand eight hundred and forty-six, to the first day of October, one thousand eight hundred and forty-six, one hundred and thirty-three dollars and thirty-three cents.

T. S. Bell, balance
due.

For the payment of the balance of salaries due Thomas S. Bell, as late president judge of the fifteenth judicial district from the first day of June, one thousand eight hundred and forty-six, to the eighteenth day of November, one thousand eight hundred and forty-six, and for taxes retained, two hundred and eighty-nine dollars and eighty-eight cents.

Domestic creditors.

SECTION 18. For the payment of interest on certificates issued to domestic creditors five thousand dollars.

Guaranty of
Pottsville and
Danville railroad,
and Bald Eagle
and Spring
Creek navigation
company.

SECTION 19. For the payment of the guaranty to the Pottsville and Danville railroad company, by the act of seventh day of April, one thousand eight hundred and thirty-four, eight thousand five hundred dollars; for the payment of so much as shall be due on the guaranty to the Bald Eagle and Spring Creek navigation company by the act of the seventh of April, one thousand eight hundred and thirty-five, ten thou-

sand dollars; for the payment of so much as shall be due on the guaranty to the Tioga navigation company by the act of seventh of April, one thousand eight hundred and thirty-five, seven thousand five hundred dollars, or so much thereof as may be necessary: *Provided*, That the sums hereby appropriated shall not be paid until the semi-annual interest on the funded debt of the commonwealth due on the first day of August, shall have been paid in full. Proviso.

SECTION 20. For the payment of militia expenses, including salaries of brigade inspectors incurred prior to the seventeenth of April, one thousand eight hundred and forty-nine, five thousand dollars, no part of which shall be paid to the said brigade inspectors, or any of them, until they shall have settled their accounts as directed by law; and that the militia fines assessed and collected in the counties of Carbon and Adams for the year one thousand eight hundred and forty-nine, are hereby refunded to said county. Militia expenses.

SECTION 21. For the payment of the interest of the funded debt of the commonwealth, which will fall due on the first day of August next, and the first day of February, one thousand eight hundred and fifty-one, the sum of two millions of dollars, or so much of the same as may be necessary; and the state treasurer is hereby authorized, if it shall be necessary for the payment of the interest on the said funded debt falling due on the said first day of August next, to negotiate a loan for a sum not exceeding two hundred thousand dollars, upon the same terms and conditions as were provided for by the second section of the act, entitled "An Act to provide for the ordinary expenses of government, the repairs of the canals and railroads belonging to the State, and the payment of other claims upon the commonwealth," passed the eleventh day of April, one thousand eight hundred and forty-eight. Interest on state debt.

SECTION 22. For the payment of debts, for the repairs and improvements, and motive power on the canals and railroads of the commonwealth due previous to the first day of December, one thousand and eight hundred and forty-eight, sixty-eight thousand eighty-seven dollars and sixty-four cents, to be applied as follows, to wit: Canals and railroads.

To the upper Juniata division fifty-three thousand eight hundred and twelve dollars twenty-three cents.

To the West Branch division one thousand four hundred eighty-three dollars forty-nine cents.

To the North Branch division one thousand dollars.

To the Columbia railroad two thousand three hundred forty-three dollars eighty one cents.

To motive power debts on Columbia road six thousand one hundred and sixty-four dollars.

To motive power debts on Portage railroad three thousand two hundred eighty-four dollars eleven cents.

SECTION 23 For the ordinary and extraordinary repairs and improvements of the canals and railroads belonging to the commonwealth, for the year ending the first day of December, one thousand eight hundred and fifty, the sum of one hundred and seventy-five thousand eight hundred and forty-two dollars ninety cents, in addition to the sum of one hundred and twelve thousand dollars appropriated for repairs after the first day of December, one thousand eight hundred and forty-nine, by the act of the tenth day of April, Anno Domini, one thousand eight hundred and forty-nine, to be appropriated as follows, to wit: Ordinary and extraordinary repairs.

For the Columbia railroad, fifty-one thousand eight hundred dollars.

For the Allegheny Portage railroad, forty thousand five hundred dollars.

For the Eastern division, seven thousand and fifty dollars and ninety cents.

For the Lower Juniata division, five thousand dollars.

For the Upper Juniata division, twelve thousand eight hundred and three dollars.

For the Upper Western division, six thousand seven hundred and eighty-five dollars.

For the Lower Western division, seven thousand nine hundred and fifty-four dollars.

For the Delaware division, twenty-seven thousand five hundred dollars.

For the Susquehanna division, five thousand eight hundred and twenty-five dollars.

For the West Branch division, five thousand six hundred and twenty-five dollars.

For the North Branch division, five thousand dollars.

SECTION 24. For ordinary repairs to be made after the first day of December next, one hundred and twelve thousand dollars: *Provided*, That no part of the said sum of one hundred and twelve thousand dollars shall be expended before the said first day of December next, except so much of the same as may be necessary for the purchase and preparation of materials for executing repairs after such period.

SECTION 25. For motive power expenses for the year ending the thirtieth day of November, one thousand eight hundred and fifty, the sum of three hundred and thirteen thousand nine hundred and fifty-nine dollars and eighty-seven cents, in addition to the sum appropriated to this purpose by the act of tenth day of April, Anno Domini, one thousand eight hundred and forty-nine, of twenty-three thousand seven hundred and thirty dollars thirteen cents; such sum now appropriated to be applied as follows:

To the Philadelphia and Columbia railroad, one hundred and fifty-three thousand nine hundred and fifty-nine dollars and eighty-seven cents.

To the Allegheny Portage railroad, including the purchase of two new engines and a passenger car, one hundred and sixty thousand dollars.

SECTION 26. For motive power expenses from the first day of December, one thousand eight hundred and fifty, to the first day of April, one thousand eight hundred and fifty-one, seventy thousand dollars, to be appropriated as follows:

To the Philadelphia and Columbia railroad, fifty thousand dollars: *Provided*, That the superintendent of the said railroad shall not be entitled to draw from the treasury under the appropriations contained in this act, a greater amount than twenty thousand dollars, unless his accounts for previous disbursements shall have been settled in full.

To the Allegheny Portage railroad, twenty thousand dollars.

SECTION 27. For the payment of collectors, toll-gatherers, weigh-masters, inspectors, lock keepers, and the incidental expenses of their offices, until the first day of April, one thousand eight hundred and fifty-one, eighty-five thousand dollars.

SECTION 28. For the payment of the canal commissioners and the expenses of their offices, five thousand nine hundred and forty-five dollars, to be appropriated as follows: for compensation of canal commissioners, four thousand three hundred and eighty dollars; for compensation of the secretary, one thousand dollars; for the messenger, one hundred dollars; for postage, two hundred and sixty-five dollars; for stationery and advertising, one hundred dollars; for lights, cleaning and repairs of office, and miscellaneous expenses, one hundred dollars: *Provided*, That from and after the first day of June next, the compensation of the canal commissioners shall be four dollars per diem.

SECTION 29. For the payment of debts contracted for repairs during the fiscal year ending the thirtieth day of November, one thousand eight hundred and forty-nine, twenty-five thousand two hundred and three dollars and two cents, appropriated as follows, namely: for the Delaware division, three thousand four hundred and fifteen dollars forty-five cents; for the Eastern division, one thousand five hundred and fifty-four dollars sixty-one cents; for the Lower Juniata division, one thousand six hundred and twenty-five dollars; for the Lower Western division, one thousand three hundred and sixty-seven dollars and twenty-six cents; for the Portage railroad, thirteen thousand four hundred and sixty-four dollars and seventy cents; for the Philadelphia and Columbia railroad, three thousand seven hundred and seventy-six dollars; for motive power debts contracted during the said last-mentioned fiscal year, on the Allegheny Portage railroad, the sum of six thousand three hundred and eighty-eight dollars and eighty-eight cents; and in addition to the sum mentioned in this section, the sum of thirteen hundred and seventy dollars for the payment of motive power debts on the Philadelphia and Columbia railroad, incurred during the year one thousand eight hundred and forty-nine.

Debts for repairs
for year ending
Nov. 30, 1849.

SECTION 30. For the repair of any damage which may be done to any portion of the public works by flood or fire, the sum of fifty thousand dollars: *Provided*, That before any part of said sum shall be drawn from the treasury, the canal commissioners shall certify to the state treasurer and the auditor general the nature and extent of such damages, and the amount, as near as may be, that will be required to repair the same; and if the state treasurer and auditor general shall concur in the necessity of making such repairs, the amount required for that purpose, not exceeding the sum hereby appropriated, may be advanced to the proper disbursing officer.

Damages by flood
or fire.
Proviso.

SECTION 31. For the repair of farm bridges over the canals and railroads, the sum of fifteen thousand dollars; for a new and enlarged weigh-scale at Lancaster, fourteen hundred dollars; for the purchase, from Henry A. Landry, the right to use his patent safety frogs on the state railroads, one thousand dollars.

Farm bridges.

SECTION 32. For the purpose of completing the Western reservoir, the sum of forty-five thousand dollars.

Western reservoir.

SECTION 33. For the completion of the North Branch canal, the sum of two hundred and fifty thousand dollars, in addition to the sum of one hundred and fifty thousand dollars already appropriated, and in lieu of the appropriations for the current year under the provisions of the act of the tenth day of April, one thousand eight hundred and forty-nine, in pursuance of the report of the auditor general and state treasurer to the governor, made on the fourteenth day of August last: *Provided*, That nothing herein contained shall be construed to authorize any increase of the state debt, and if in the opinion of the auditor general and state treasurer, there is likely at any time to be a deficiency in the revenues of the commonwealth to meet the interest of the state debt, the ordinary expenses of government and the repairs of the canals and railroads heretofore completed, it shall be their duty to withhold all or so much of the appropriation made by this act to the said North Branch canal as shall be requisite for those objects.

North Branch
canal.

Proviso.

SECTION 34. That there shall be paid for the use of the commonwealth, one cent per ton per mile on all anthracite coal carried northward upon what is now the unfinished portion of the North Branch canal, when the same shall be completed, to be continued until the cost of the construction of said canal shall have been re-paid therefrom, said

A tax on coal
carried north-
ward on North
Branch.

toll to be collected and paid into the state treasury as other tolls on the public works are collected and paid.

Extraordinary
repairs on in-
clined planes.

SECTION 35. There is also hereby appropriated for extraordinary repairs on the inclined planes on the Allegheny Portage railroad, the sum of thirty-four thousand dollars, and the further sum of three thousand five hundred dollars to defray the expense of an accurate survey of a route to avoid the five western, and as many of the eastern inclined planes as may be practicable; the canal commissioners are hereby authorized to employ a competent engineer to conduct said survey, and superintend the completion of the Western reservoir, whose salary shall not exceed two thousand dollars, to be paid out of the last preceding appropriation.

Repeal of act
prohibiting canal
commissioners
changing rates of
toll.
Proviso.

SECTION 36. That so much of the act of the twenty-second of April, one thousand eight hundred and forty-six, entitled "An Act fixing the time for the adoption and publication of tolls on public works," as prohibits the board of canal commissioners from changing the rates of toll after the publication of the toll list on the first day of January, be and the same is hereby repealed: *Provided*, That no change in the rates of toll shall be made by the canal commissioners where the same are fixed by law: *Provided further*, That the canal commissioners shall not increase the rates of toll fixed at the commencement of the year.

Repair of schute
of Shamokin
dam.

SECTION 37. For repairing and putting in order the schute of the Shamokin dam on the Susquehanna division. two thousand dollars, or as much thereof as may be required to repair the same.

Canal commis-
sioners author-
ized to sell use-
less personal
property.

SECTION 38. That the canal commissioners be and they are hereby authorized to sell either at public or private sale, as to them may seem most advantageous to the commonwealth, all the personal property on or along the lines of canals and railroads which may have become useless, and is no longer required for the interest of the public, the proceeds of such sale or sales to be paid into the treasury; and they are also hereby authorized to sell at public sale, the old depot in the borough of Columbia, on giving due public and timely notice of the time and place of such sale; the proceeds to be paid into the treasury and applied on the warrant of said canal commissioners to the purchase and completion of a new depot at or near the lower end of the said borough of Columbia, for which purpose the sum of ten thousand dollars is hereby further appropriated.

Canal commis-
sioners author-
ized to sell real
estate and old
materials, of
Schuylkill in-
clined plane.

SECTION 39. That the canal commissioners be and they are hereby authorized at any time after the tenth day of July next, to give notice by at least three weeks' publication in two daily newspapers published in the city of Philadelphia, that the Schuylkill bridge and all that part of the state railroad lying east of the inclined plane, together with all the real estate and old materials upon the part of the Philadelphia and Columbia railroad, rendered useless by the new road to avoid the Schuylkill inclined plane, will be for sale; and the said commissioners in such notice shall name some definite period up to which they will receive sealed proposals for the purchase of such property or any part of the same, together with a statement of the price proposed to be given therefor; upon examination of said proposals, if the terms and prices of any of them be satisfactory to said commissioners, they are then hereby authorized, upon receiving payment of the proposed price, or security therefor according to the terms offered, to convey the property so to be purchased, to the bidder or bidders to whom the same shall be allotted; but if none of said proposals be satisfactory to said commissioners, they may then sell the said property either at public or private sale, as they may judge to be proper, giving due notice of the same, for the highest and best price and upon the most favorable terms exceeding such afore-

mentioned proposals as they may be able to procure; possession to be given whenever the said new road to avoid the Schuylkill inclined plane shall have been completed; the proceeds of such sale to be paid into the state treasury and applied on the warrant of the said canal commissioners as the same may be required, for the purposes of re-laying a second track on said railroad for the distance of six miles from Columbia to the intersection of the old road, and to straighten such short curves and re-lay such portions of said Philadelphia and Columbia railroad as the said commissioners may deem most necessary: *Provided*, That that portion of the Columbia and Philadelphia railroad lying east of the foot of the inclined plane near Philadelphia, including the bridge over the river Schuylkill, shall not be sold for a less sum than two hundred thousand dollars; and the canal commissioners, if the said road should not be sold, are hereby required to make such repairs and arrangements, and adopt such charges for tolls for the use of the same as to them may seem proper: *Provided further*, That on such parts of the aforesaid railroad as may be re-laid, the tracks shall be laid six feet apart: *And provided further*, That if the said bridge and railroad lying east of the foot of said inclined plane shall be purchased by any persons other than an incorporated railroad company, the governor is hereby authorized to issue letters patent conferring upon such persons all the rights, privileges and immunities of a body corporate or politic, subject to all the provisions and restrictions of the act regulating railroad companies, passed the nineteenth day of February, eighteen hundred and forty-nine, with a capital stock not exceeding five hundred thousand dollars, divided into shares as provided by said act: *And provided further*, That the rates of toll to be charged upon said road shall never exceed the rates authorized to be charged upon the Reading railroad, and in levying said tolls the bridge over the Schuylkill shall be estimated as one mile of road.

Proviso.

SECTION 40. That the said canal commissioners be further authorized to sell and dispose of, either at public or private sale, so many of the light class engines now belonging to the commonwealth, as may be sold consistently with the public interests, and apply the proceeds thereof to the purchase of as many first class engines as may be procured with the same.

Authorized to sell light class engines.

SECTION 41. That the canal commissioners shall hereafter, in their annual report to the legislature, furnish, in tabular form or otherwise, a detailed statement of the names of all persons, except daily laborers, dealing with their disbursing officers, and the respective amounts of each disbursement; and said disbursing officers are hereby required to keep accurate accounts of the same, and return the same to the canal commissioners.

To report names of persons dealing with disbursing officers.

SECTION 42. That the canal commissioners be and they are hereby authorized and directed to revise the rates of toll now charged, so as to abolish the distinctive charges now made as motive power tolls or charges; and hereafter the same shall be included and merged in road tolls.

To revise rates of toll.

SECTION 43. That there is hereby appropriated for the purpose of completing the asylum for the insane poor of this commonwealth, called the Pennsylvania State lunatic hospital, the sum of fifty thousand dollars, to be paid by the state treasurer on warrants drawn by the governor in favor of the commissioners named in the act to establish said asylum and its supplement: *Provided*, That no greater sum than ten thousand dollars shall be drawn from the treasury at any one time, or until the said commissioners shall have accounted at the treasury department for the amount drawn.

Pennsylvania State lunatic asylum.

Proviso.

Damages awarded by canal commissioners. SECTION 44. That the following sums be and the same are hereby specifically appropriated to the several objects hereinafter mentioned for the year commencing on the first day of June, one thousand eight hundred and fifty, to be paid out of any money in the treasury not otherwise appropriated.

For damages awarded by the canal commissioners in pursuance of existing laws, the following sums, to wit:

To Kenny, Nugent and Lamont, two thousand three hundred and eighty five dollars.

To Jesse Coats forty-seven dollars.

To James Yearsly seventy-eight dollars and thirty-seven cents.

To George Shuman eighty-five dollars.

To Frank and Bear one thousand dollars.

To John Steel two hundred and seventy-five dollars.

To Margaret M'Killips sixty-two dollars and fifty cents.

To A. C. M'Cully one hundred dollars.

To Jesse Moore forty-one dollars and fifty cents.

To John H. Brooks forty-six dollars and thirteen cents.

To J. C. Oliver and M. A. Gamble, contractors for clearing the Eastern reservoir balance due them, being the amount over and above former appropriations now in the treasury, one thousand and ninety-four dollars and fifty cents.

To Margaret F. Brady three hundred dollars as per award of canal commissioners.

To H. E. Atkins and company for injury to cars at the Valley Creek aqueduct three hundred and twenty-five dollars.

To J. C. O'Neal for injury to coal and cars on the Allegheny Portage railroad five hundred and twenty-five dollars.

To Bingham and Dock for cars and merchandize destroyed by fire on the Allegheny Portage railroad, seven thousand and forty-seven dollars and seventy-five cents, to be paid on the warrant of the auditor general, upon satisfactory proof being made to him that said Bingham and Dock have sustained damages by said fire equal to the amount hereby appropriated.

The following sums are also hereby appropriated:

To Isaac Pauling for blacksmith work on the Philadelphia and Columbia road, as ascertained by the auditor general, forty-seven dollars and forty-three cents.

To the school directors of Muncy township, Lycoming county, the balance of state appropriation for school purposes, for the year one thousand eight hundred and forty-nine, still due to the said township, forty-three dollars.

To the treasurer of the Lycoming township school district, in Lycoming county, the sum of one hundred and twenty-one dollars and fifty-five cents, being the amount due said district for school year eighteen hundred and forty-nine.

To Bogle, Hall and Bogle three hundred and fourteen dollars and nineteen cents, in full for balance due them for work done on section No. sixty-five on the Tunkhannock line of the North Branch canal, said sum having been awarded them by the auditor general.

To John Piatt, sergeant-at-arms of the house of representatives, seventy dollars and fifty cents for serving subpoenas on witnesses, including mileage, in the matter of the investigation into the official conduct of the state treasurer.

To Lewis Logue and John Bender, as a compensation for arresting and bringing to trial George R. Null, a fugitive from justice, under charge of murder, fifty dollars each, making one hundred dollars.

To Isaac Knight, of Baltimore, two thousand dollars, for compensation for the use of the commonwealth of his patented improvement in the journals, boxes, bearings and axles of railroad trucks and cars, as per award of canal commissioners, in pursuance of the act of the eleventh of April, one thousand eight hundred and forty-eight.

For Jesse Miller, as compensation for preparing, for the use of the commonwealth, a digest of the tax laws, fifty dollars.

To Daniel Bemus, in full for the amount of the award of damages made by the canal commissioners in his favor, under an act passed the sixteenth day of April, one thousand eight hundred and forty-nine, said damages having happened in consequence of the breaking away of the embankments connected with a dam on the French Creek feeder, in July, one thousand eight hundred and thirty-seven, the sum of eight thousand dollars: *Provided*, That before the said amount shall be paid, the said Daniel Bemus shall execute a full and clear release to the commonwealth, for all damages occasioned by the flood of one thousand eight hundred and thirty-seven, or which have since accrued by reason of the reduction of the height of said dam, or from any other source.

To major general Reuben C. Hale, fifty dollars; to brigadier general Samuel D. Kears, fifty dollars; and to brigadier general James G. Read, fifty dollars, in full for their compensation, pay and mileage as members of a court detailed by the adjutant general to try the contested election for major general of the fifteenth division, Pennsylvania militia; and to the said general James G. Reed, the further sum of twenty-five dollars, in full compensation for his services as recorder of said court.

To John G. Youngman, late recorder of deeds of Northumberland county, for copies of records made for the commonwealth, forty-six dollars and sixty-six cents.

To David Shannon, for amount of costs in the case of the commonwealth against the sureties of B. G. Goll, brigade inspector of the first brigade, sixteenth division, a sum not exceeding ninety-five dollars, the account being first examined and settled by the auditor general and state treasurer.

To the Phoenix Line passenger car company, for injury to their cars by collision on the Columbia railroad, four hundred and seventy six dollars and eighty-seven cents.

To Steman and Herr, for the destruction of their warehouses on the same railroad, by fire from sparks of locomotive engine, seven hundred and seventy-four dollars; and to Jacob F. Herr, for the loss of his personal property by the same fire, four hundred thirty-one dollars and seventy-four cents.

To Adolphus Patterson, for his claim for boat and loading destroyed in a lock on the Juniata division, fifteen hundred sixty-five dollars and twenty-seven cents.

To Johnson, Hepburn and Heylman, for balance due them on section, number twenty-two, Tioga division of the North Branch canal, two hundred thirty-one dollars and sixty-six cents: *Provided*, That the appropriation made on the tenth of April, one thousand eight hundred and forty-nine, for the same object, be and the same is hereby repealed.

To Shirk and Royer, for amount due them on damages from the burning of their warehouses in Lancaster, occasioned by sparks from a locomotive, three hundred and eighty-three dollars.

To Samuel Kerr, late supervisor of the Beaver division of the Pennsylvania canal, the amount of his claim upon the commonwealth as

stated by the auditor general, in pursuance of the act of the fifteenth day of April, one thousand eight hundred and fifty, the sum of six hundred dollars.

To William H. Irwin, adjutant general, for preparing and compiling regulations for the uniformed militia of Pennsylvania, under the twentieth section of the militia law of one thousand eight hundred and forty-nine, the sum of two hundred dollars.

To Robert Klotz, late register and recorder of Carbon county, an over-payment made by him to the commonwealth, as ascertained by the settlement of his accounts by the auditor general, the sum of seventy-two dollars nineteen cents.

To Peter Hand, for damages to his section boat by collision on the Philadelphia and Columbia railroad, one hundred and twenty-five dollars.

To Isaac Smith and company, for the use of water to supply the West Branch canal at the Loyalseck mills, in the year one thousand eight hundred and forty-eight, six hundred and eighty dollars.

SECTION 45. To George Hogg & Co., on account of alleged damages, three hundred dollars, payable upon the passage of this act; and the canal commissioners are hereby required to re-examine the claim of said George Hogg & Co., and report to the next legislature.

Mounting cannon.

SECTION 46. For the payment of John B. Tomlinson one hundred and thirty dollars, being the balance due him for mounting two cannons captured by the American army from the Mexicans.

Mary Williams' executors, refund collateral inheritance tax.

SECTION 47. To the executors of the will of Mary Williams, deceased, late of the city of Philadelphia, five hundred and sixty-nine dollars and ten cents, that being the amount overpaid on account of collateral inheritance tax on the twenty-sixth day of June, one thousand eight hundred and forty-seven.

Superintendent of North Branch canal.

SECTION 48. That the superintendent of the North Branch canal shall be entitled to receive three dollars per day for his services in discharging the duties of his office, to be settled in the same manner and under the same restrictions as provided by existing laws of this commonwealth.

J. F. Cox and R. L. Johnston, attorneys.

SECTION 49. For the payment of Joshua F. Cox and Robert L. Johnson, attorneys in the case of Weightman vs. Wasson, for professional services and costs and expenses of suit, the sum of eighty-nine dollars and eighty-one cents.

James White, old soldier.

SECTION 50. To James White, senior, an old soldier of Washington county, twenty-seven dollars, the amount due him for services rendered in mustering the soldiers, under his command, to the place of rendezvous, in the month of May, one thousand eight hundred and twelve.

Sergeant-at-arms, door-keepers, &c.

SECTION 51. To the sergeant-at-arms, door keeper and messenger of each house, and their assistants, the sum of thirty dollars each, in addition to the pay now allowed by law for their attendance during the present session.

Domestic creditors.

SECTION 52. The sum of two thousand dollars is hereby appropriated for the payment of the domestic creditors' certificates of the sums of two hundred dollars and under; and the state treasurer is hereby required to pay off and cancel all certificates of and under that amount.

Dunlop's Digest.

SECTION 53. To Samuel W. Pearson, clerk of the senate, for twenty copies of Dunlop's Digest, and thirty-five copies of Mitchell's Pocket Map of Pennsylvania, purchased by him per resolutions of the senate, one hundred and fifty dollars and fifty cents, to be paid at any time after the passage of this act.

SECTION 54. That no money shall be drawn from the treasury of the commonwealth by virtue of this act contrary to the provisions of the forty-eighth section of the act, entitled "An Act to reduce the state debt and to incorporate the Pennsylvania canal and railroad company," approved the twenty-ninth day of April, one thousand eight hundred and forty-four, or to the provisions of the act of tenth April, one thousand eight hundred and forty-nine, entitled "An Act to create a sinking fund and provide for the gradual and certain extinguishment of the debt of the commonwealth."

How money shall not be drawn from treasury.

SECTION 55. If any appropriation made by this act for any of the purposes therein specified shall be more than sufficient for such purpose, the balance shall not be applied to any other purpose, but shall remain in the treasury to be accounted for and added to the receipts of the next year by the state treasurer in his annual report.

Surplus over any appropriation, to be accounted for.

SECTION 56. That the tenth section of the act, entitled "An Act to reduce the expenses of government," passed the seventeenth day of April, one thousand eight hundred and forty-three, shall not be construed to apply to any session of the legislature at which the septennial apportionment is required to be made in pursuance of the fourth section of the first article of the constitution of Pennsylvania.

Pay of members of legislature.

SECTION 57. That the appropriations by this act applicable to the repairs and motive power expenses of the canals and railroads may be paid out as the interest of the public service require, at any time after the passage thereof.

Appropriation for repairs, &c., how paid out.

SECTION 58. That the canal commissioners be and they are hereby empowered to impose a penalty of quadruple tolls, in addition to a fine not exceeding one hundred dollars, for any violation of the rules and regulations for the imposition and collection of tolls on the canals and railroads belonging to the commonwealth.

Penalty for violation of canal regulations.

SECTION 59. That the auditor general is hereby authorized and directed to settle the accounts of witnesses for their attendance before the committee appointed on the communication of the canal commissioners relative to the claim of Norris and Brothers, allowing the said witnesses one dollar per day, and six cents for each mile of necessary travel: *Provided*, That no officer of the state attending at the seat of government on the business of their offices, shall be entitled to such daily pay and mileage; and further, to settle the account of the clerk to said committee, and allow him the sum of one hundred dollars in full for his services, and there is hereby appropriated to the discharge of said claims an amount not exceeding five hundred dollars.

Investigation relative to claim of Norris & Brothers.

SECTION 60. That the clerks and assistant clerks of both branches of the legislature shall have, in addition to the present compensation, one hundred dollars each, and the transcribing clerks fifty dollars each.

Additional compensation to clerks, &c., of legislature.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The tenth day of May, one thousand eight hundred and fifty.

WM. F. JOHNSTON.