

[No. 172.]

AN ACT

Authorizing the Canal Commissioners to settle the damages alleged by George Mulhollen, Jr., to have been sustained by the Pennsylvania and Ohio Transportation company.

Preamble

WHEREAS, It is represented that the Pennsylvania and Ohio transportation company have been obliged to pay for damages sustained upon certain goods transported by them, which said damages are alleged to have been incurred at a time when the said goods were in the custody of the state agents, on the Portage railroad, for want of proper care in attaching to rope ; therefore,

Damages
how settled

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 canal commissioners be and they are hereby authorized and required to examine into the claim of the Pennsylvania and Ohio transportation company, for damages alleged to have been sustained, and if anything shall be found due to him he shall be entitled to a credit for the amount on the books of the auditor general, bearing interest at the rate of six per cent. per annum, from the date of the entry: *Provided,* That no damages shall be allowed under the provisions of this act, unless it shall appear that the accident occurred in consequence of insufficiency of the state ropes or negligence on the part of the state agents.

HENDRICK B. WRIGHT,
Speaker of the House of Representatives.

WILLIAM BIGLER,
Speaker of the Senate.

APPROVED—The twenty-fourth day of April, one thousand eight hundred and forty-three.

DAVID R. PORTER.