

met, That should the railroad from the borough of Gettysburg, in the county of Adams, to intersect the Baltimore and Ohio railroad, in the state of Maryland, be made, that the borough of Waynesboro', in the county of Franklin, shall be made a point through which the same shall pass: *Provided*, The same is practicable, and deemed expedient by the Canal Commissioners.

That the term of the several courts in the county of Washington, which by the existing law commences on the fourth Monday of September, in each year, shall hereafter commence on the third Monday of October, in each year, and so much of any law as is inconsistent herewith, be, and the same is hereby repealed.

NER MIDDLESWARTH,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—The sixteenth day of June, A. D., one thousand eight hundred and thirty-six.

JOS: RITNER.

No. 23.

Resolution

Authorizing the Canal Commissioners to purchase Locomotives, to cause surveys to be made, to avoid the inclined plane at Columbia, and the inclined planes on the Portage railroad, and for other purposes.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly *met*, That the Canal Commissioners be, and they are hereby authorized to contract for any number of locomotive engines, of American manufacture, in which stone coal shall alone be used; that they deem necessary for transportation upon the railways of this commonwealth.

Resolved, That the Canal Commissioners be authorized and required to cause a survey and estimate to be made, the best mode of avoiding the inclined planes at Columbia and Philadelphia, and make report thereof to the next legislature, towards which a sum not exceeding one thousand dollars, is hereby appropriated; and after such survey, if a route be found by which it is considered practicable to avoid the inclined plane at Columbia, at an expense not exceeding

\$25,000 appropriated to avoid the plane at Columbia. *Resolved*, That the Canal Commissioners be, and they are authorized and directed to have the west Philadelphia railroad surveyed, &c. one hundred and twenty thousand dollars, they shall put the same under contract, towards the payment of which, the sum of twenty-five thousand dollars is hereby appropriated, to be charged to the internal improvement fund.

The West Philadelphia railroad to be surveyed, &c. *Resolved*, That the Canal Commissioners be, and they are authorized and directed to have the west Philadelphia railroad surveyed by the state engineers, to have the length and grade of said road reported to the next legislature, and to report to the next legislature upon the expediency of the commonwealth's purchasing the same.

Inclined planes on the Portage railroad to be avoided if possible; \$2,000 appropriated. *Resolved*, That the Canal Commissioners be authorized and required to cause a survey to be made across the Allegheny mountain, with a view to avoid, if possible, the inclined planes on the Portage railroad, and make report thereof to the next legislature, for which the sum of two thousand dollars is hereby specifically appropriated.

Relating to the Erie extension, and West Branch division Penn'a. canal. *Resolved*, That if the sum of two hundred thousand dollars, appropriated to the construction of that part of the Pennsylvania canal extending towards the harbor of Erie, by the act entitled "An act to repeal the state tax on real and personal property, and to continue and extend the improvements of the state by railroads and canals, and to charter a state bank, to be called the United States Bank," and the sum of one hundred and fifty thousand dollars appropriated by the same act to the extension of the North Branch division of the Pennsylvania canal, should be expended before another appropriation shall be made by the legislature, the Governor shall be, and he is hereby authorized to negotiate a temporary loan, not exceeding two hundred thousand dollars, at an interest not exceeding four per cent., with any bank, corporation, individual or individuals, as in his opinion may be most advantageous, the money so borrowed, to be paid to and vested in the commissioners of the internal improvement fund, and to be applied towards the completion of so much of the improvements aforesaid, as may be put under contract by the Canal Commissioners during the present year, and to be repaid to the lender or lenders, within twelve months from the time of the negotiation of such loan, in such manner as may be hereafter provided by the legislature.

Temporary loan of 200,000 dolls. authorized.

How applied.

Unserviceable locomotive engines to be sold.

Resolved, That the Canal Commissioners be, and they are hereby authorized to sell and dispose of to the best advantage, all such of the locomotive engines belonging to the state, as in their opinion are unfit for service on the railroads, and the money arising therefrom, shall be paid into the internal improvement fund.

Additional feeders to supply canal

Resolved, That the Canal Commissioners be authorized and required to inquire into the expediency of providing additional feeders for the supply of the Pennsylvania canal, between Nanticoke and Northumberland.

Resolved, That the sum of eight thousand dollars appropriated by resolution No. 424, passed the first day of April, Anno Domini, one thousand eight hundred and -thirty-six, for the purpose of procuring a steam tow-boat, to ply between Philadelphia and Bristol, and Bristol and Bordentown, be charged to the internal improvement fund, and that the State Treasurer pay the said sum to the commissioners of the internal improvement fund; out of any monies in the treasury not otherwise appropriated.

NER MIDDLESWARTH,
Speaker of the House of Representatives.
THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—The sixteenth day of June; A. D. one thousand eight hundred and thirty-six.

JOS: RITNER.

No. 24.

Resolution

Relative to the distribution of the Surplus Revenue of the United States.

WHEREAS, it is an incumbent duty constantly to guard the liberties of the people, and our free institutions of government, acquired for us by the valour and virtue of our revolutionary fathers, from the encroachment of power, common to all governments; *And whereas*, the immediate representatives of the people are bound to warn them of approaching danger, and endeavour to avert it from them:

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That this Assembly will maintain and defend the constitution of the United States, the rights of the states, and the integrity of the Union, and that it solemnly expresses its devotion to that Union, and its conviction that it can be preserved only by opposing every violation of the principles upon which it is based;

That the powers of the federal government are defined by a written constitution, and are specifically enumerated; no power can be rightly claimed for, or be exercised by it, that is not expressly given, "and the powers not delegated to the United States by the constitution, nor prohibited by it to the states, are reserved to the states respectively, or to the people;" any attempt by the federal government, or those who administer it, to encroach upon, overawe, interfere