

by agents duly appointed by the commissioners of the respective counties, or by the mayors, chief officers and the presidents of the said cities, boroughs and incorporated companies; all such subscriptions may be required in instalments as the company may think proper: *Provided*, That no more than *Proviso* one-third of the money subscribed shall be required in any one year.

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

B. CRISPIN,
Speaker of the Senate.

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

DAVID R. PORTER.

[No. 160.]

AN ACT

To reduce the expenses and provide for the election of the Board of Canal Commissioners.

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 at the next annual election, the qualified voters of the several counties of this commonwealth, shall vote for three persons as canal commissioners, who shall perform all the duties now by law enjoined upon the canal commissioners of this commonwealth; the persons so elected shall decide by drawing from a box, ballots numbered one, two and three, which of them shall hold his office one, which two, and which three years; the commissioner who shall draw the ballot numbered three, shall hold his office three years; he who shall draw the ballot numbered two, shall hold his office two years; and the other shall hold his office one year; on the second Tuesday on October in each year thereafter, there shall be elected one person as canal commissioner, who shall hold his office for three years; the elections of canal commissioners shall be conducted by the officers authorized by law to conduct the general elections in

Election of
canal comm

Classification

Returns the several election districts; a return of the votes given for said office, shall be made to the secretary of the commonwealth, in the manner now provided for the transmission of returns of elections of representatives; the secretary of the

Duty of sec'y of commonwealth commonwealth, on receipt of all the returns, shall notify the persons so elected, who shall enter upon the duties of their office on the second Tuesday in January succeeding their election; if any vacancy shall occur in the said board of canal commissioners, by death, resignation or otherwise, the governor shall appoint a suitable person to supply the vacancy until the next general election, when a person shall be elected for the unexpired term of him whose death, resignation or removal, shall have caused a vacancy; and that the pay of the said canal commissioners, as well as the present canal commissioners, from and after the passage of this act, shall each be three dollars per day.

Vacancy

Duties of president SECTION 2. From and after the first election of the canal commissioners, under the provisions of this act, it shall not be lawful for the canal commissioners to appoint an engineer upon the public improvements; but the duties heretofore required of the engineer corps shall be performed and attended to by the president of the board of canal commissioners.

Pay of officers agents &c SECTION 3. That from and after the passage of this act, no supervisor or superintendent on any of the canals, railroads or other improvements of the commonwealth, shall receive more than two dollars per day; no engineer upon a locomotive more than two dollars per day; no foreman more than one dollar and fifty cents per day, except the principal foreman in the mechanical department, who shall not receive more than two dollars per day; no despatcher, state agent, collecting money from passengers or otherwise, more than one dollar and fifty cents per day; the collector at Philadelphia shall receive one thousand two hundred dollars per annum; the collectors at other offices where the tolls shall amount to thirty thousand dollars and upwards, shall receive ninety dollars per month; at offices where the tolls shall amount to twenty thousand dollars and upwards, the collector shall receive seventy dollars per month; at offices where the tolls shall amount to twelve thousand dollars and upwards, the collector shall receive sixty dollars per month; and all other collectors fifty dollars per month; and that there shall be but one collector at each collector's office; and no collector shall receive any compensation or allowance for clerk hire; and no collector at any of the offices on the canals of this commonwealth shall receive pay for any time when the navigation of the said canals shall not be in operation: *Provided*, That no superintendent, supervisor or other officers,

Proviso

except lock-tenders, employed on any of the public works of this commonwealth, shall receive pay for any day they shall not actually have been employed in the service of the commonwealth; and that each and every account shall be rendered under oath or affirmation: *And provided further,* Proviso That no person shall be employed in any capacity upon any of the railroads and canals belonging to the commonwealth, who may be directly or indirectly interested or engaged in the business of transportation of merchandize or produce or passengers upon the same; and if any person shall perform the duties of more than one office or appointment, he shall receive the pay and emoluments of one office or appointment only.

SECTION 4. That from and after the passage of this act, the Clerk hire pay for hire of clerks and secretaries in the office of canal commissioners shall be one thousand dollars per annum.

SECTION 5. That so much of the acts of assembly as are hereby altered and supplied, be and the same is hereby re- Repeal pealed.

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

B. CRISPIN,
Speaker of the Senate.

We do certify, that the bill, entitled "An Act to reduce the expenses and provide for the election of the board of canal commissioners," was presented to the governor on the fifth day of April, one thousand eight hundred and forty-three, and was not returned within ten days, (Sundays excepted,) after it had been presented to him. Wherefore, it has, agreeably to the constitution of this commonwealth, become a law in like manner as if he had signed it.

WM. J. B. ANDREWS,
Clerk of the House of Representatives.

H. S. MOORHEAD,
Assistant Clerk of the Senate.

HARRISBURG, April 18th, 1843.