

No. 403.

AN ACT

Relative to premiums on fox and wild cat scalps in Forest and Jefferson counties, and for other purposes.

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 provisions of the act, entitled "An Act relating to premiums on fox and wild cat scalps," passed the tenth day of April, one thousand eight hundred and forty-eight, for the county of Elk, be and the same are hereby extended to the counties of Forest and Jefferson.

SECTION 2. That the provisions of the act, entitled "An Act relating to the hunting of elk or deer in Huntingdon, Carbon, Luzerne, Dauphin, Mifflin or Elk," passed the twenty-fourth day of March, one thousand eight hundred and forty-eight, be and they are hereby extended to the counties of Forest and Jefferson.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The tenth day of April, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 404.

AN ACT

To provide for the ordinary expenses of the government, the repair of the canals and railroads of the commonwealth, and the payment of other claims due by the same.

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 forty-nine, to be paid out of any money in the treasury not otherwise appropriated: Appropriation, objects of.

I. 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 to be paid to him as superintendent Salary of executive and other departments.

- of common schools; for the salary of the deputy secretary of the commonwealth one thousand dollars; for the salary of the auditor general fourteen hundred dollars; for the salary of the surveyor general twelve hundred dollars; 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 fourteen hundred dollars; for clerk hire in the state department three thousand dollars; 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 four thousand one hundred dollars; for the salary of the state librarian, five hundred dollars.
- Clerk hire in departments.**
- Contingent expenses of executive and state departments.**
- II. 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 messenger eight hundred dollars; for stationery five hundred and fifty dollars; for postage eleven hundred and fifty dollars; for fuel and light sixty dollars, for cleaning office and chambers twenty-five dollars; also the further sum of six hundred and fifty dollars to pay the expenses attendant upon elections to be held in the pursuance of the militia laws of the commonwealth.
- For auditor general's office.**
- III. For the payment of the contingent expenses in the auditor general's office, to wit:—for the pay of messenger three hundred and fifty dollars; for postage four hundred and fifty dollars; for stationery two hundred and fifty dollars; for fuel and light eighty dollars; for miscellaneous expenses fifty dollars; for the repairs of and furnishing the executive chamber the sum of five hundred dollars, to be expended under the direction of the governor.
- For state treasurer's office.**
- IV. For the payment of the contingent expenses in the state treasurer's office, to wit:—For postage three hundred dollars; for stationery one hundred dollars; for messenger and night watch four hundred dollars; for fuel and light sixty dollars; for miscellaneous expenses fifty dollars.
- For surveyor general's office.**
- V. 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 postage one hundred and fifty dollars; for stationery and blank books one hundred and ninety dollars; for fuel and light seventy dollars; for cleaning offices and rooms twenty-five dollars; for repairs and miscellaneous expenses thirty-five dollars; for repairing the state arsenals the sum of eight hundred dollars.
- Legislative expenses.**
- VI. For the payment of the expenses of the legislature, including the pay of members, clerks, officers and contingent expenses, seventy-five thousand dollars.
- Printing.**
- VII. For the public printing, folding, stitching and binding, twenty thousand dollars.
- Publishing and distributing laws, &c.**
- VIII. 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 distribution of the said laws and journals to be assigned by the secretary of the commonwealth, to the person or persons who shall make the lowest bid for the packing and distribution thereof.
- Public grounds and state library.**
- IX. For keeping in repair and improving the public grounds two hundred dollars, to be disbursed by the secretary of the commonwealth, whose accounts for the disbursements of the same shall be settled in the usual manner: 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 said disbursement to be settled on or before the first day of June, in the year one thousand eight hundred and fifty, in the usual manner; and that the chairman of the joint library committee of eighteen hundred and forty-eight and nine, be and he is hereby autho-

rized to pay over to the chairman of said committee of eighteen hundred and forty-nine and fifty, any unexpended balance in his hands of moneys heretofore appropriated for the use of the state library, and for the amount so paid over, he shall be entitled to a credit on settlement of his accounts: *Ordinary repairs* and for ordinary repairs of the public buildings, to be disbursed by the chairman of the joint committee of public buildings, the sum of three hundred dollars; and for paying the expenses of putting up the legislative telegraph, or voting machine, to R. E. Monegan, the inventor and patentee, eight hundred and fifty-five dollars and seventy-five cents.

X. For the payment of expenses attending the purchase of books for Alexander Vattermare, in prosecution of his system of international exchanges, two hundred and fifty dollars, to be disbursed by the chairman of the joint committee on the library; and the balance, if any, shall be added to the usual appropriation for the state library. *Expenses of the system of international exchanges.*

XI. For the payment to the borough of Harrisburg for supplying the public buildings with water, as per act of April twenty-eight, one thousand eight hundred and forty, six hundred dollars: That the necessary sums of money to carry into effect the provisions of the thirteenth and fourteenth sections of the act of assembly, entitled "An Act to incorporate the Harrisburg gas company," approved the twenty-eighth of March, one thousand eight hundred and forty-eight, are hereby authorized to be drawn from the treasury on the warrant of the governor, the provisions of said act being first complied with. *Borough of Harrisburg.*

XII. For miscellaneous objects fifteen hundred dollars, and for the payment of the expenses of the publication of the proposed amendment to the constitution of the commonwealth, relative to the election of judges, the sum of fifteen hundred dollars. *Miscellaneous.*

XIII. For the payment of debts for repairs and improvements of the canals and railroads belonging to the commonwealth, due on or before the first day of December, one thousand eight hundred and forty-eight, two hundred and fifty thousand three hundred and seventy-seven dollars and seventy-two cents, to be applied as follows, viz: *Canals and railroads.*

To creditors on the Delaware division seven thousand one hundred dollars.

To creditors on the Columbia railroad forty-nine thousand eight hundred and three dollars.

To creditors on the Eastern division nine thousand nine hundred and eighteen dollars and eighty-five cents.

To creditors on the Portage railroad forty-two thousand two hundred and forty-four dollars and forty-eight cents.

To creditors on the Lower Juniata division five thousand five hundred dollars.

To creditors on the Upper Juniata division thirty thousand nine hundred and twenty-one dollars and eighty-six cents.

To creditors on the Upper Western division ten thousand two hundred and fifty-nine dollars and forty-nine cents.

To creditors on the Lower Western division fifteen thousand dollars.

To creditors on the Susquehanna division three thousand eight hundred and fifty-one dollars and sixty-two cents.

To creditors on the West Branch division forty-five thousand two hundred and forty-five dollars and ninety-two cents.

And to creditors on the North Branch division ten thousand five hundred and thirty-three dollars and fifty cents.

The balance of the sum hereby appropriated, to be applied to the payment of any debts that may be found to exist against the commonwealth, for materials furnished or work done on any part of said canals or railroads: *Provided*, The sums hereby specifically set apart for that *Proviso*.

purpose shall be insufficient: *Provided*, That so much of the hereafter mentioned sums of seventy thousand dollars, and twenty-two thousand dollars, as may have been applied to the payment of debts incurred prior to the first day of December, eighteen hundred and forty-eight, shall be deducted from the said sum of two hundred and fifty thousand three hundred and seventy-seven dollars and seventy-two cents, and applied to the fund appropriated for repairs:—For the repairs and improvements of the canals and railroads belonging to the commonwealth, including the amount necessary for the purchase of new rails for the Philadelphia and Columbia and Allegheny Portage railroads, from the first of December, one thousand eight hundred and forty-eight, to the first of December, one thousand eight hundred and forty-nine, one hundred and ninety-four thousand four hundred dollars, in addition to the sum of twenty-two thousand dollars in the treasury on the first day of December, one thousand eight hundred and forty-eight; and also in addition to the sum of seventy thousand dollars appropriated by an act approved on the seventh day of February, one thousand eight hundred and forty-nine, viz:

For the Delaware division nineteen thousand five hundred and ninety-five dollars.

Columbia railroad seventy-three thousand and ninety-five dollars.

Portage railroad thirty-two thousand two hundred dollars.

Upper Juniata division twenty-three thousand three hundred dollars.

Lower Juniata division sixteen thousand three hundred dollars.

Upper Western division twenty-seven thousand six hundred and sixty-three dollars.

Lower Western division fifteen thousand three hundred and fifty dollars.

Susquehanna division, nine thousand five hundred and ninety-one dollars.

West Branch division, twenty-five thousand four hundred and fifty dollars.

North Branch division fourteen thousand eight hundred and sixty-five dollars.

Proviso.

For ordinary repairs, to be made after the first day of December next, one hundred and twelve thousand one hundred dollars: *Provided*, That no part of the said sum of one hundred and twelve thousand one hundred 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 said period.

Auditor general,
duty of, in keep-
ing accounts of
moneys hereby
appropriated.

XIV. It shall be the duty of the auditor general to cause all accounts of the disbursement of the moneys hereby appropriated for the payment of debts due for repairs, salaries, materials furnished, work done, or on any account whatever, to be so stated, kept and settled as to enable him to state in his next annual report how much was applied on each division of the public works to the payment of debts incurred prior to the first day of December, eighteen hundred and forty-eight.

**For motive
power.**

XV. For motive power expenses and repairs of the Allegheny Portage railroad, including debts due, and the sum necessary for the purchase of two new passenger cars and two new locomotive engines one hundred and ninety-six thousand dollars; for motive power expenses and repairs on the Philadelphia and Columbia railroad, including debts due and the sum necessary for the purchase of two new locomotives, two hundred and twenty-two thousand dollars; this sum to be drawn and disbursed under the direction of the canal commissioners, in the same manner as the repair fund is now drawn and disbursed, the receipts for motive powers and trucks to be paid into the treasury, as provided for

by theseventh division of the first section of the act to provide for the expenses of the government, passed the eleventh day of April, one thousand eight hundred and forty-eight; for the payment of the balance due at the weigh-lock at Beach Haven, on the North Branch division, three thousand six hundred and thirty dollars and ten cents.

XVI. For the purpose of disposing of the old light class locomotive engines on the Philadelphia and Columbia railroad, and applying the proceeds thereof to the purchase of such a number of first class locomotive engines, not exceeding five in number, as may be necessary to ensure the speedy transportation of freight and passengers over said road, the canal commissioners, on giving public notice of the time and place of such sale, shall be and are hereby authorized to dispose of the same and pay the proceeds of such sale into the treasury, the said proceeds to be applied on the warrant of the canal commissioners to the payment of the price of the new engines hereby authorized to be purchased; and if the said fund arising from the said sale should not be sufficient for such purpose, the deficiency, not exceeding forty thousand dollars, shall be paid out of the motive power tolls not otherwise appropriated.

Canal commissioners authorized to dispose of old light class locomotive engines.

XVII. For the repair of any damages which may have been 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 auditor general, the nature and extent of such damage, 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.

For repair of damages done by flood or fire. Proviso.

XVIII. For repairs of farm and road bridges over the canals and rail-roads five thousand dollars.

Bridges.

XIX. For the payment of claims to collectors, weigh-masters, inspectors, lock-keepers, and the incidental expenses of their offices due on the first day of January, one thousand eight hundred and forty-nine, eighteen thousand two hundred and forty-three dollars and eighty-two cents: For the payment of salaries to the first of April, one thousand eight hundred and fifty, eighty-two thousand five hundred dollars: And the appropriations contained in this and the thirteenth, fifteenth, sixteenth and eighteenth divisions, may be paid out as the interest of the public service require, at any time after the passage of this act.

Collectors, &c., and lock-keepers.

XX. For the payment of the interest of the funded debt of the commonwealth which will fall due on the first day of August and the first day of February next, the sum of two millions of dollars, or so much of the same as may be necessary.

Interest on funded debt.

XXI. For compensation of the canal commissioners, three thousand two hundred and eighty-five dollars; for secretary and clerk hire in their office, one thousand dollars; for messenger three hundred dollars; for postage two hundred and sixty-five dollars; for stationery and advertising, two hundred dollars; for lights, cleaning office, and miscellaneous expenses, one hundred and fifty dollars; and for the building of a lock-house at the out-let lock at Northumberland, five hundred dollars; for the payment of the balance due to John Cruikshank for painting the public buildings, as per report of the committee on accounts, one hundred and eight dollars; for the payment of the amounts due for mounting the Mexican cannon, as per reports of the committee on accounts, to John B. Tomlinson one hundred dollars, to Jacob Shrom twenty dollars; and for the payment of Purdon's and Dunlop's Digest,

Canal commissioners, secretary, clerk hire and contingent expenses.

purchased by the clerk of the senate, per resolution of the senate, seventy dollars.

For damages
awarded by canal
commissioners.

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

To Benjamin J. Miller, seventy-five dollars.

To William Smith, one thousand dollars.

To George Printz, seventy dollars.

To Henry Holly, twenty dollars.

To Henry Carter, thirty dollars.

To Robert Glenn, five dollars.

To John D. Evans, five dollars.

To John Royer, one hundred dollars.

To Henry Menkins, thirty-two dollars.

To the estate of J. Dempsy, deceased, one hundred and sixty-five dollars.

To the same, forty-six dollars.

To A. Mays, one hundred and thirty-one dollars and twenty-five cents.

To Lewis Whisler, ten dollars.

To Hannamah Grant, twenty-five dollars.

To William Horning, twenty-five dollars.

To David Alter, ten dollars.

To Joseph Corbey, twenty-five dollars.

To Henry Kinser, six thousand and forty-seven dollars.

To Paterick M'Closky, three hundred and seventy-five dollars.

To Thomas M'Closky, one hundred and fifty dollars.

To J. Kauffman, fifteen dollars.

To R. H. Duncan, three hundred dollars.

To Francis M'Coy, the amount of a judgment in his favor, recovered against the commonwealth in the court of common pleas of Mifflin county, one hundred and eighty-one dollars and fifty-five cents.

To Benjamin Bear, two hundred and seventy-five dollars.

To heirs of Samuel Sloan, for damage to lots on the Gettysburg railroad, seventy-five dollars.

To J. B. M'Pherson, for damage to lots on the Gettysburg railroad fifty dollars.

To H. Smith, for damage to lots on the Gettysburg railroad fifty dollars.

To George Jacobs, for materials for repairs on the Juniata division ten dollars.

To Jacob Rickenbaugh, for materials for repairs on the Juniata division twenty-five dollars.

To Samuel Hopper, for materials for repairs on the Juniata division one hundred dollars.

To John Macomb, for rent, labor and materials on the Juniata division fifty dollars.

To Samuel Leiby, for materials for repairs on the Juniata division fifteen dollars.

To David R. Porter, lot for boat-slip, Portage railroad, seven hundred dollars.

To Daniel Bemus, materials and labor on French Creek feeder three hundred and twenty-one dollars.

To John Donally, for damage by flood on Juniata in one thousand eight hundred and thirty-eight, and for materials taken for repairs, twenty-five dollars.

To James M'Cann, for damage to cars by a locomotive engine on the Columbia railroad one hundred and twenty-five dollars.

To Samuel M'Curdy, late treasurer of York county, the sum of forty dollars, being the amount paid by him for pensions, agreeably to the order of J. R. Stowden, late treasurer of Pennsylvania, but not allowed in a subsequent settlement by his successor in office.

To Adam Gritinger, for an instrument furnished the state the sum of seven dollars.

To P. J. Hoffman, in full compensation for the non-construction of a bridge, by the commonwealth, on his farm on the Philadelphia and Columbia railroad, two hundred dollars.

For the payment of the claim of Green, Dorsey & Co., for materials furnished on the Pennsylvania canal in the year one thousand eight hundred and thirty-eight, agreeably to the report of the auditor general, the sum of two hundred and seventy dollars.

For the payment of the claim of Peter Shoenberger, for damages to lots by the boat-slip at Jaysport, the sum of five hundred dollars, being the amount awarded him by the canal commissioners, on the twentieth day of November, one thousand eight hundred and forty-four.

For the payment of damages awarded by the canal commissioners, under the act of the ten of March, one thousand eight hundred and forty-eight, as follow :

Hutchinson M'Murry one hundred dollars.

Mary Woods, administratrix of A. Woods, one hundred dollars.

John Conley, fifty dollars.

John T. Simonton, fifty dollars.

John Conley, two hundred and fifty dollars.

Thomas Gill, one hundred and fifty dollars.

William Dickey, fifty-five dollars.

Thomas Wood, one hundred and fifty dollars.

Samuel Kamerer, fifty-five dollars.

Hugh Andrews, one hundred and ninety dollars.

William Donaldson, ten dollars.

E. G. Lashelles, twenty dollars.

Hugh M'Masters, seventy-five dollars.

Bethier Rogers, thirty dollars.

J. S. Shilleto, forty dollars.

John S. Hughes, one hundred seventy-six dollars and seventy-six cents.

John M. Stockton, one hundred dollars.

Benjamin C. Osborne, two hundred and fifty dollars.

Wm. A. F. Shotwell, one hundred dollars.

Polly Shotwell, fifty dollars.

Estate of J. R. Finley, thirty dollars.

Stafford Raydure, three hundred dollars.

Estate of J. T. Cummings, six hundred dollars.

Samuel Shouts, one hundred dollars.

Jacob T. Brown, seventy-five dollars.

Michael Faust, six hundred and fifty dollars.

Daniel Faust, sixty dollars.

Thomas M'Kray, eight hundred dollars.

Benjamin Westcott, one hundred dollars.

James M'Clure, three hundred and fifty dollars.

John M'Clure, tanner, two hundred and fifty dollars.

Thomas Chidester, two hundred dollars.

James M'Clure, junior, two hundred and fifty dollars.

Eliza Jane Greer, two hundred and fifty dollars.

William H. Kyle, two hundred and eighty dollars.

John M'Clure, (lake) five hundred and forty-five dollars.

Lot Lewis, four hundred dollars.

Henry Lewis, four hundred dollars.

Isaac Deforest, fifty-nine dollars.

Robert Henry, twenty dollars.

Andrew Campbell, forty-five dollars.

Elijah J. Satterfield, ten dollars.

Joseph Woodworth, forty-one dollars and ten cents.

Archibald Newell, one hundred dollars.

Asa Adams, one hundred dollars.

To Thomas Buckley, one hundred and fifty dollars, for damages to lands along the Delaware division of the Pennsylvania canal.

To H. W. Tracy, attorney of William Rebe, twelve hundred and ninety-one dollars and eighty-four cents, being the amount of a certificate in the hands of the state treasurer, issued to Moses Y. Clark and J. Caldwell.

To John Brotherline, for building lock house on the Juniata division of the Pennsylvania canal, six hundred dollars.

To Nesbit Robinson, for timber to repair breach at dam number three, Beaver division, Pennsylvania canal, sixty-six dollars and sixty-one cents.

To R. B. Wright, for damages awarded him by the canal commissioners, seven hundred dollars.

To Rhoda Barber, for damages awarded by the canal commissioners, three hundred and twenty-five dollars.

For the payment of the balance due Hbourn, Heylman and Johnston, contractors for section number twenty-two, Tioga line. North Branch canal, as per report of canal commissioners, two hundred and thirty-one dollars and sixty-seven cents.

For payment of the expenses attendant upon the investigation of the committee to inquire into the management of the public works, the following sums, viz :

To David Fleming, clerk of the committee, forty-two dollars.

To Daniel McCleary, for traveling expenses and services in procuring attendance of witnesses, one hundred and thirty dollars and fifty cents.

To William Overfield, twenty-two dollars.

To M. Swartzwelder, twenty-two dollars.

To J. Brooke, eleven dollars, traveling expenses in going to Philadelphia, said sum to be paid at any time after the passage of this act.

Conneaut line of the Erie extension, Pennsylvania canal. That the awards for damages on the Conneaut line of the Erie extension of the Pennsylvania canal, as determined by the board of canal commissioners, and communicated to the legislature on the twelfth day of March, one thousand eight hundred and forty-nine, and amounting to the sum of seven hundred and twenty dollars, shall be paid by the Erie canal company, in manner and form as provided in the act of the tenth of April, one thousand eight hundred and forty-six.

The several sums appropriated in this division upon awards made by the canal commissioners, to be paid on the warrant of the canal commissioners, after the said commissioners shall have obtained a certificate, signed by the auditor general and state treasurer, that the same has not been previously paid.

Repeal.

The proviso of the seventh section of the act of sixth of April, one thousand eight hundred and thirty, entitled "An Act relative to the appointment of canal commissioners," be and the same is hereby repealed.

Common schools. XXIII. For the support of common schools, two hundred thousand dollars, to be paid on warrants drawn by the superintendent of com.

mon schools in favor of the accepting school districts of the commonwealth, in proportion to the number of taxable inhabitants in each.

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, shall have the privilege to do so by complying with the provision of said act, 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.

XXIV. For the payment of pensions and gratuities, twenty-five thousand dollars. Pensions and gratuities.

XXV. For the House of Refuge, four 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 of the deaf and dumb, eleven thousand dollars. House of Refuge, &c.

XXVI. For the payment of salaries of officers in the Eastern penitentiary eight thousand dollars: For the payment of salaries of officers in the Western penitentiary six thousand dollars: *Provided*, That the amount of said salaries to be paid to said officers shall be fixed by the respective boards of inspectors, and shall in no case exceed the rates allowed prior to the act of seventeenth of April, one thousand eight hundred and forty-three: For the payment of gratuities to convicts discharged from the said penitentiaries one thousand dollars, two-thirds of which said sum shall be appropriated to the Eastern, and the remaining third to the Western penitentiary: That the inspectors of the Eastern state penitentiary be and they are hereby authorized and empowered to enter into an arrangement or contract with the commissioners of the district of Spring Garden for the purpose of providing a suitable culvert for the conveyance of the waste water and the contents of the water closets of said institution, and the cost or expense incurred by fulfilling said arrangement or contract, shall be paid by said inspectors, and charged to the account of the maintenance and support of the prisoners of said institution. Eastern and Western penitentiaries.
Proviso.

XXVII. For the payment of the expenses of the judiciary, to wit:— Judiciary.
For the salary of the chief justice of the supreme court three thousand and sixty-six dollars and sixty-six cents: For the salaries of each of the associate justices of the 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*, 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 in court.

XXVIII. 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 judges of the district court of the city and county of Philadelphia six thousand dollars.

For the salary of the president judge of the second judicial district sixteen hundred dollars, and the further sum of four hundred dollars, as compensation to the said judge for the discharge of the duties devolved

upon him by the act abolishing the district court for the city and county of Lancaster, and the mayor's court of the city of Lancaster: *Provided*, He shall be entitled to so much for services rendered in pursuance of the provisions of said act.

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 five hundred dollars.

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

XXIX. For the payment of balance of salaries due John Banks, as John Banks,
balance of salary. president judge of the third judicial district, from the first day of June,

one thousand eight hundred and forty-six, to the ninth day of February, one thousand eight hundred and forty-seven, two hundred seventy-four dollars fifty cents.

For the payment of the balance due Samuel Hepburn, as president judge of the ninth judicial district, 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 dollars. Samuel Hepburn, balance due.

For the payment of the balance due Thomas White, president judge of the tenth judicial district, from the first day of June, one thousand eight hundred and forty-six, to the twenty-sixth day of February, one thousand eight hundred and forty-seven, two hundred and ninety-three dollars and ninety-seven cents. Thomas White, balance due.

For the payment of the balance due William Jessup, as president judge of the eleventh judicial district, 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 dollars. William Jessup, balance due.

For the payment of the balance due John N. Conyngham, as president judge of the thirteenth judicial district, 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 dollars. John N. Conyngham, balance due.

For the payment of the balance due Nathaniel Ewing, as president judge of the fourteenth judicial district, from the first day of June, one thousand eight hundred and forty-six, to the twenty-eighth day of February, one thousand eight hundred and forty-eight, six hundred and ninety-six dollars and sixteen cents. Nathaniel Ewing, balance due.

For the payment of the balance due Alexander M'Calmont, as president judge of the eighteenth judicial district, 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 dollars. Alexander M'Calmont, balance due.

XXX. For the payment of interest on certificates issued to domestic creditors, five thousand dollars. Interest due domestic creditors.

XXXI. For the payment of the guaranty to the Pottsville and Danville railroad company, by the act of the seventh of April, one thousand eight hundred and thirty-four, fifteen thousand 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 thousand dollars; for the payment of so much as shall be due on the guaranty to the Tioga navigation company, by the act of the seventh of April, one thousand eight hundred and thirty-five, seven thousand five hundred dollars: *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. Guaranty to the Pottsville and Danville railroad company. Bald Eagle and Spring Creek navigation company. Tioga navigation company. Proviso.

XXXII. For the payment of militia expenses, including salaries of brigade inspectors, twenty-two 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. Militia.

XXXIII. For the payment of messengers for notifying the electors of president and vice president of the United States of their election, three hundred and sixty-three dollars and thirty cents; and the state treasurer is authorized to pay the expenses of printing the proceedings of the electoral college out of the appropriation made by the act of eleventh April, one thousand eight hundred and forty-eight, upon the accounts therefor being settled in the usual manner. Messengers for notifying electors of president and vice president.

Engineers, &c., XXXIV. That the canal commissioners be and they are hereby authorized to appoint a competent engineer and superintendent, to construct and superintend the completion of the North Branch, Pennsylvania canal, canal commissioners to appoint.

North Branch canal. XXXV. That whatever balance of money remains in the treasury unappropriated, after the payment of the August and February interest in each current year, shall have been fully provided for, shall, for so long a period as may be necessary, and the same is hereby appropriated toward the completion of the North Branch canal.

Auditor general, duty of. XXXVI. It shall be the duty of the auditor general and state treasurer, on or before the fifteenth day of August in every year, to report to the governor the amount of money that can be applied to the completion of said canal that year, and he shall notify the canal commissioners thereof, whose duty it shall be to place under contract a corresponding amount of work.

When engineer to be appointed. XXXVII. That no engineer or superintendent shall be appointed on the said canal, until it shall be ascertained there will be the sum of one hundred and fifty thousand dollars in the treasury not otherwise appropriated.

Inclined plane. XXXVIII. That the canal commissioners be and they are hereby authorized and required to locate and put under contract, a railroad to avoid the inclined plane on the Columbia railroad; the maximum grade of which shall not exceed fifty feet to the mile, or forty-five feet, if practicable, within the limits of the appropriation of four hundred thousand dollars hereinafter provided, and commencing at any point not more than eight miles from the head of said plane, and terminating on the west or east side of the Schuylkill, as the canal commissioners shall deem best for the interests of the commonwealth.

Proviso. The city of Philadelphia and district of Spring Garden, or the adjacent districts, or either of them, or parties acting under them, shall each have authority to locate and construct a railroad leading from any point within their respective limits or elsewhere, and crossing the river Schuylkill as aforesaid, by roads and bridges, which shall be approved by the canal commissioners; and the authorities of said city and district are respectively hereby authorized to construct the same, connecting with the said railroad authorized by the first section of this act; and the said city and district shall each have authority to charge and collect tolls for the transportation of persons and things upon the respective roads to be by them constructed, at the same rate per mile as may be charged upon the Columbia railroad: *Provided*, That such bridge shall be considered as one mile of road in the collection of said tolls.

As soon as the route shall be determined upon, the canal commissioners are hereby authorized and required to place the construction of the road under contract, and complete the same without unnecessary delay: *Provided*, That the cost of constructing said railroad shall not exceed four hundred thousand dollars.

Governor authorized to borrow money, &c. That the governor of the commonwealth be and he is hereby authorized to borrow, on the faith of the commonwealth, and of the revenue hereinafter mentioned, and which is hereby specifically pledged for the payment of the interest and re-payment of the principal, the sum of four hundred thousand dollars, and issue certificates of loan therefor, redeemable in thirty years from date, to be paid into the internal improvement fund, and appropriated to the expenditures under this act, the said loan to bear interest at a rate not exceeding six per cent. per annum, payable half-yearly, in specie, on the first day of January and

July, to be termed the inclined plane loan: *Provided*, That if any surplus remains after the fulfilment of this act, it shall be appropriated, together with the proceeds from the iron and other old materials and buildings, from the portion of the state railroad rendered useless by the adoption of the road herein provided for, to the re-laying of the state road west of the junction.

That there shall be annually set apart by the commissioners of the internal improvement fund, out of the revenue of the public works, for the payment of the interest and final liquidation of the debt hereby authorized, the sum of thirty thousand dollars per annum; and it shall be the duty of the said commissioners, after paying the interest, annually to invest the surplus, together with its accumulation of interest, in the said loan, or in any other loan of the commonwealth; if said loan cannot be purchased at its par value, the said investment to form a sinking fund for the redemption of the principal at maturity.

The canal commissioners are hereby authorized to do all necessary acts and things required to carry out this act, according to the intent and meaning thereof, and they are hereby required to report all their acts and doings under this act fully to the legislature.

XXXIX. For the salary of George W. Bowman, as adjutant general, from the third day of August, A. D., eighteen hundred and forty-eight, to the twenty-first day of November, A. D., eighteen hundred and forty-eight, ninety-one dollars, to be paid out of the specific appropriation made for the salary of the adjutant general, by the act passed April eleventh, eighteen hundred and forty-eight.

XL. That the state treasurer be ordered and directed to pay to Philip Gossler, twenty dollars and seventy-six cents; to Thomas C. Miller, seventeen dollars and sixteen cents; to Thomas M'Knight, fifteen dollars and sixteen cents; to Frederick Diehl, fifteen dollars and sixteen cents; to Henry Cranmer, nineteen dollars and thirty-six cents; to Daniel Knaub, fourteen dollars and sixteen cents; to George Maish, nineteen dollars and eighty cents; being the amount of their pay and mileage, as witness in the investigation of the charges against the Hon. William N. Irvine, president judge of the nineteenth judicial district.

SECTION 3. The state treasurer is hereby authorized, if it shall be necessary for the payment of the interest on the funded debt of this commonwealth, falling due on the 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.

SECTION 4. If any appropriation made by this act, for any of the purposes therein specified, shall be more than sufficient therefor, 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.

SECTION 5. That from and after the passage of this act, it shall be the duty of the supervisors of the several divisions of the canal, to pay monthly to the lock-tenders the amount that they, the said lock-tenders are respectively entitled to receive, the accounts for which to be settled by the auditor general and state treasurer, as other accounts of supervisors for disbursements are now settled.

SECTION 6. That it shall be the duty of the several superintendents and supervisors on the railroads and canals, to pay the men employed

Fund for the final liquidation of the debt hereby authorized.

Canal commissioners to make report to legislature.

George W. Bowman, for salary of.

Witnesses, pay of, in case of investigation.

State treasurer authorized to negotiate a loan.

Restriction.

Supervisors to pay lock-tenders monthly.

Workmen on canals, &c., to be paid monthly.

in their respective departments at the end of each month, if funds can be obtained for that purpose, and that it shall not be lawful for any foreman on said canals or railroads to procure the receipt on any check roll or bill by any laborer, mechanic or material man, or any person having contracts, in any way before such laborer, mechanic or material man, or any persons having contracts under the commonwealth on said railroads or canals, is paid on said check rolls or bills, which check rolls or bills shall be made out in full by the respective foreman, superintendents or supervisors; and any violation of this section, or any part of it, shall be deemed a misdemeanor in office by the persons who shall be guilty of the same.

Supervisors,
bonds of.

SECTION 7. The canal commissioners are hereby empowered, in such cases as they may deem necessary, to increase the penalty of the bonds of supervisors on the canals and railroads of the commonwealth to ten thousand dollars: *Provided*, That no supervisor whose bonds shall be thus increased, shall be allowed at any one time to have more than ten thousand dollars in his hands unaccounted for: *And provided further*, That the said canal commissioners shall not permit any supervisor to draw for funds unless the same be required for the immediate use of his line.

Proviso.

Receipts for
money paid into
state treasury to
be countersigned
by the auditor
general.

SECTION 8. That no receipt for money paid into the state treasury shall be good or available in law unless countersigned by the auditor general, to whom all receipts for money paid into the treasury shall be presented; the auditor general is hereby authorized and required to provide suitable books in which he shall enter, or cause to be entered, the amount and date of the receipts presented, and the names of the parties to whose credit the money was paid, and he shall then countersign the same with his official signature.

Banks authorized
to make a new
issue of relief
notes.

SECTION 9. That the several banks of this commonwealth which have issued notes under the provisions of the act of the fourth of May, one thousand eight hundred and forty-one, and which shall accept the conditions of this act, are hereby authorized to make, under the direction of the state treasurer, a new issue of notes of like denomination and character, with the notes originally issued under the said act, and not exceeding in amount the relief issues of each bank respectively remaining yet uncanceled.

Cancellation of
relief notes.

SECTION 10. That when the state treasurer shall notify any bank which shall accept the provisions of this act, that there are then in the treasury five hundred dollars, or upwards, of relief issues of such bank in a torn and defaced condition, such bank shall immediately proceed to prepare and hand over to said treasurer new notes, equal in amount to the torn or defaced issues of such bank then in the treasury; and it shall be the duty of the state treasurer and auditor general forthwith to cancel and destroy all notes in lieu of which new issues have been made and received; and the cancellation of such notes as may be re-issued under this act, shall be and the same is hereby postponed for a period of three years from the passage of this act.

Banks entitled to
two per centum.

SECTION 11. That the banks which shall accept of the provisions of this act, shall be entitled to receive out of the state treasury, as full compensation, a sum equal to two per centum upon the amount of new notes, which each bank shall respectively issue under this act.

Punishment for
issuing notes
purporting to be
notes under cer-
tain act.

SECTION 12. That if the president or cashier of any bank, or other person, shall make or issue, or cause to be made or issued, any note or notes purporting to be notes issued under the authority of the act of the fourth May, one thousand eight hundred and forty-one, or of this act, except as hereinbefore provided, they shall be considered guilty of

a misdemeanor, and upon conviction thereof in the court of quarter sessions of the proper county, shall be fined in a sum not exceeding five hundred dollars, and imprisoned in one of the state penitentiaries for a period not exceeding five years, at the discretion of the court.

SECTION 13. The state treasurer is hereby directed to communicate a copy of this act to each of the banks which have issued notes under said act of fourth of May, one thousand eight hundred and forty-one; and the banks which shall officially notify the state treasurer of their acceptance of the provisions of this act, shall be entitled to make the issues, and receive the compensation hereinbefore provided for. Notice to banks.

SECTION 14. That the state treasurer is hereby empowered to authorize any solvent bank of this commonwealth, to re-issue the torn or defaced bills issued under the authority of the said act, by any bank refusing to accept the provisions of this act, or any bank which may have suspended or gone out of operation, subject to all the conditions and restrictions of this act. Banks refusing to re-issue, the same may be done by other solvent banks, &c.

SECTION 15. That the cities of Pittsburg and Allegheny be and they are hereby authorized to levy upon all property now made taxable by law for city purposes, an additional tax, not exceeding one mill upon every dollar of valuation, to be applied to the redemption of the certificates of loan of the denominations of one, two and three dollars, issued by said cities, until the whole of said issues shall have been redeemed. Pittsburg and Allegheny cities authorized to levy additional tax.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The tenth day of April, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 405.

AN ACT

For the relief of certain citizens of the borough of Allentown, Lehigh county; relative to the Kensington gas company; and relative to the road law in certain townships in Susquehanna county; the appointment of a commissioner to settle the affairs of the Lehigh County Bank; and authorizing the Bank of Kentucky to hold certain real estate.

WHEREAS, The borough of Allentown, in the county of Lehigh, was visited with a destructive fire on the first day of June last, by which a large number of buildings were destroyed: Preamble.

And whereas, It is extremely burdensome for the owners of the lots to pay taxes imposed by the laws of this commonwealth; therefore,