

rating the Pennsylvania railroad company, the sum of eight hundred dollars each.

E. B. CHASE,
Speaker of the House of Representatives.

M. M'CASLIN,
Speaker of the Senate.

APPROVED—The ninth day of May, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 681.

AN ACT

Providing for the payment of claims against the Commonwealth.

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 they are hereby specifically appropriated to the objects hereinafter mentioned, out of any moneys in the treasury not otherwise appropriated :

Appropriation.

SECTION 2. For the payment of Samuel Lemon, for the destruction of eleven coal cars, on the Allegheny Portage railroad, agreeably to the award of the Board of Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four, the sum of one thousand three hundred and sixty-four dollars, which shall be in full for all demands that he may have against the Commonwealth on account of said cars.

Samuel Lemon.

SECTION 3. For the payment of John Weaver, for damage sustained by the injury of a section boat and cargo, on plane number two, on the Allegheny Portage railroad, May seventeenth, one thousand eight hundred and fifty-one, agreeably to the award of the Board of Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four, the sum of eight hundred and twelve dollars and sixty-eight cents, which shall be in full for all claims that he may have against the Commonwealth on account of said boat and cargo.

John Weaver.

SECTION 4. For the payment of Noah Hartzler, for damages sustained by injuries to his boat on the Eastern division of the Pennsylvania canal, in November one thousand eight hundred and fifty-three, agreeably to the award of the Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four, the sum of three hundred and eighty-

Noah Hartzler.

three dollars and eighteen cents, which shall be in full for said claim.

SECTION 5. For the payment of the claim of George L. Hazlette, for two horses killed and one crippled by the breaking down of the towing path on the Deer creek aqueduct, on the Western division of the Pennsylvania canal, agreeably to the award of the Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four, the sum of three hundred dollars, which shall be in full for said claim. George L. Hazlette.

SECTION 6. For the payment of the claim of the Pennsylvania and Ohio transportation company, for damages sustained on the Allegheny Portage railroad, as per award of the Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four, the sum of two thousand four hundred and seventy-one dollars and seventy-four cents, which shall be in full for said claim. Pennsylvania and Ohio transportation company.

SECTION 7. For the payment of the claim of Andrew Getty, for damages sustained on the Philadelphia and Columbia railroad, as per award of the Canal Commissioners, dated April twelfth, one thousand eight hundred and fifty-four, the sum of one hundred and sixty-three dollars, which shall be in full for said claim. Andrew Getty.

SECTION 8. For the payment in full, the claim of John Kugler, for damages to his house in the spring of one thousand eight hundred and fifty-one, caused by sparks from a locomotive engine on the Columbia and Philadelphia railroad, the sum of twelve dollars, as per award of the Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four. John Kugler

SECTION 9. For the payment in full of the claim of B. J. V. Miller, for the burning of his house on the eleventh of October, one thousand eight hundred and fifty-three, by sparks from a locomotive engine on the Philadelphia and Columbia railroad, the sum of five hundred dollars, as per award of the Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four. B. J. V. Miller.

SECTION 10. For the payment of the claim of Thomas McKee, for materials taken for the repairs of the eastern division of the Pennsylvania canal, the sum of one hundred and fifty dollars, which shall be in full for said claim, as per award of the Canal Commissioners, dated March twenty-second, one thousand eight hundred and fifty-four. Thomas McKee.

SECTION 11. That the Canal Commissioners be and they are hereby authorized and directed to re-assess the value of lands appropriated for the western reservoir, and draw their warrants on the State Treasurer for the payment of the amounts they may find due the respective owners, not to exceed the amounts heretofore assessed by the said board: *Provided*, That such valuation shall be based upon the actual value of the lands at the time the same were appropriated for the use of the Commonwealth. Western reservoirs. Proviso.

SECTION 12. For the payment in full of the claim of Margaret Moore, for injury done to her house by sparks from a locomotive on the Philadelphia and Columbia railroad, the sum of thirty dollars, as per award of the Canal Commissioners, dated April seventeenth, one thousand eight hundred and fifty-four. Margaret Moore.

SECTION 13. For the payment in full of the claim of William Rue, for injuries done to his buildings, fences and woodlands, caused by sparks from a locomotive on the Philadelphia and Columbia railroad, the sum of one hundred and one dollars and William Rue.

twenty-five cents, as per award of the Canal Commissioners, dated April seventeenth, one thousand eight hundred and fifty-four.

Stephen A. and
Peter Myers.

SECTION 14. For the payment in full of the claim of Stephen A. and Peter Myers, against the Commonwealth and the Pennsylvania railroad company, as damages for the destruction of the water power of their saw mill, caused by the construction of the new Allegheny Portage railroad, and the Pennsylvania railroad, the sum of one thousand seven hundred dollars, as per award of the Canal Commissioners, dated April seventeenth, one thousand eight hundred and fifty-four.

John Landis.

SECTION 15. For the payment in full of the claim of John Landis, for additional damages to his land, caused by the reconstruction of the Conestoga bridge, on the Philadelphia and Columbia railroad, the sum of two hundred and twenty-five dollars, as per award of the Canal Commissioners, dated April seventeenth, one thousand eight hundred and fifty-four.

Samuel Lemon.

SECTION 16. For the payment in full of the claim of Samuel Lemon, for additional damage done to his land by the re-construction of the Conestoga bridge, on the Philadelphia and Columbia railroad, the sum of three hundred and forty dollars: *Provided*, That the said Samuel Lemon shall convey to the Commonwealth, by a good and sufficient title, three acres and fifteen perches of land, agreeably to the award of the Canal Commissioners, dated April seventeenth, one thousand eight hundred and fifty-four.

Proviso.

William Buehler.

SECTION 17. For the payment in full of the claim of William Buehler, for damage to four lots in the borough of Erie, caused by the construction of the Erie extension of the Pennsylvania canal, the sum of seven hundred and fifty dollars, as per award of the Canal Commissioners, dated February twenty-fourth, one thousand eight hundred and fifty-two.

Joseph and Nan-
cy M'Clure.

SECTION 18. For the payment in full of the claim of Joseph and Nancy M'Clure, for damage done to their property by the construction of the Shenango division of the Pennsylvania canal, the sum of sixty dollars, as per award made by the Canal Commissioners on the twenty-sixth of January, one thousand eight hundred and fifty-two.

Heirs of William
Beatty.

SECTION 19. For the payment in full of the claim of the heirs of William Beatty, deceased, for lock-house lot, number eighteen, on the Erie extension of the Pennsylvania canal, the sum of fifty-five dollars, as per award of the Canal Commissioners, dated March fourteenth, one thousand eight hundred and fifty-three.

William H. Rich-
ardson & Co.

SECTION 20. For the payment in full of the claim of William H. Richardson and company, for damages sustained by raising and repairing dam number two, on the Kiskiminetas river, the sum of one thousand eight hundred dollars, as per award of the Canal Commissioners, dated April eleventh, one thousand eight hundred and fifty.

Christian Mayer.

SECTION 21. For the payment in full of the claim of Christian Mayer, for damage on the Philadelphia and Columbia railroad, by the raising of an embankment in front of his lot, the sum of four hundred dollars, as per award of the Canal Commissioners, dated April twelfth, one thousand eight hundred and fifty-three.

David Scowden.

SECTION 22. For the payment in full of the claim of David Scowden, for sundry damages, the sum of two hundred dollars,

as per award of the Canal Commissioners, dated February eighteenth, one thousand eight hundred and fifty-three.

SECTION 23. For the payment in full of the claim of David Lee, David Lee. Lee, for the destruction of a section boat on the Philadelphia and Columbia railroad, the sum of two hundred dollars, as per award of the Canal Commissioners, dated March twenty-ninth, one thousand eight hundred and fifty-three.

SECTION 24. For the payment in full of the claim of Henry W. and Ann Archer, Hugh W. and Ann Archer. Archer, for damage done to their property on the West Branch division of the Pennsylvania canal, the sum of five hundred dollars, as per award of the Canal Commissioners, dated March twenty-first, one thousand eight hundred and fifty-three.

SECTION 25. For the payment in full of the claim of M'Korkle, Greider and company, M'Korkle. Greider & Co. Greider, for damages sustained on the Philadelphia and Columbia railroad, the sum of one hundred and ninety dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 26. For the payment in full for the claim of Mary Nolen, Mary Nolen. Nolen, of Johnstown, for a portion of her lot occupied by the State in the construction of a side track and turn-table, on the Allegheny Portage railroad, the sum of forty dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 27. For the payment in full of the claim of Patrick Little, Patrick Little. Little, for the destruction of his house, caused by sparks from a locomotive engine, on the Philadelphia and Columbia railroad, the sum of two thousand five hundred dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 28. For the payment in full of the claim of Jacob T. Minster, Jacob T. Minster. Minster, for damage done to his house, caused by sparks from a locomotive engine, on the Philadelphia and Columbia railroad, the sum of five hundred and eleven dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 29. For the payment in full of the claim of J. D. Webster, J. D. Webster. Webster and company, for damages sustained to five cars, on the Philadelphia and Columbia railroad, the sum of four hundred and forty-three dollars and fifty cents, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 30. For the payment in full of the claim of James Freeland, James Freeland. Freeland, for a boat used by the Commonwealth to stop a breach on the North Branch division of the Pennsylvania canal, the sum of one hundred and fifty dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 31. For the payment in full of the claim of Thomas Richard and Alexander M. White, Thomas, Richard and Alexander M. White. White, for damage done to their coal bank, and fixtures, and house, and stable, and meadow land, and garden, by the construction of the new Allegheny Portage railroad, the sum of nine hundred and forty dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

SECTION 32. For the payment in full of the claim of Michael Thompson, Michael Thompson. Thompson, for the burning of his stable-shed for horses, and a pig-pen connected therewith, caused by sparks from a locomotive,

on the Allegheny Portage railroad, on the fourteenth of March last, the sum of five hundred dollars, as per award of the Canal Commissioners, dated April twenty-second, one thousand eight hundred and fifty-four.

Allegheny and
Butler plank road
company.

SECTION 33. For the payment in full of the claim of the Allegheny and Butler plank road company, for the Commonwealth's portion of the cost of constructing a wall for the protection of said companies' road, and the western division of the Pennsylvania canal, the sum of eight hundred and thirty-four dollars and fifty cents, as per resolution of the board of Canal Commissioners, dated February third, one thousand eight hundred and fifty-four.

Damages to avoid
curve at Cones-
toga bridge.

SECTION 34. For the payment of claims for damages to lands, sustained in consequence of the avoidance of the curve at the Conestoga bridge on the Columbia railroad, as per report of the Canal Commissioners of thirtieth March, one thousand eight hundred and fifty-three, eight hundred and twenty-five dollars, as follows:

To John Landis, two hundred and fifty dollars;
To Emanuel Landis, two hundred and twenty-five dollars;
To Samuel Lemon, two hundred and fifty dollars;
To Andrew Clemens, one hundred dollars.

Damages, burn-
ing at Lemon
Place,

SECTION 35. For the payment of claims for damages sustained to the furniture at the burning of Lemon Place, to Anthony and Catharine Lechler, three hundred and eighty-six dollars and fifty cents, as per award of the Canal Commissioners, April sixth, one thousand eight hundred and fifty-three.

Samuel D. Karns.

SECTION 36. For the payment of the claim of Samuel D. Karns, for services rendered and expenses incurred in employing and transporting laborers to repair the breach in the Pennsylvania canal, in July, one thousand eight hundred and thirty-eight, the sum of one hundred and fifty-six dollars and seventy-three cents, which shall be in full of said claim.

Heirs of Christian
Fisher.

SECTION 37. For the payment of the claim of the heirs of Christian Fisher, for damages sustained by the construction of the Susquehanna division of the Pennsylvania canal, pursuant to the award of the board of Canal Appraisers, dated fifteenth of September, one thousand eight hundred and thirty-seven, the sum of six hundred dollars.

William Palmer.

SECTION 38. For the payment of the claim of William Palmer, for damages to his property in and adjoining the town of Jefferson, Cambria county, caused by the construction of the new Allegheny Portage railroad, the sum of three hundred dollars, pursuant to award of the Canal Commissioners, dated April twenty-seventh, one thousand eight hundred and fifty-four.

James Conrad.

SECTION 39. For the payment of the claim of James Conrad, for damages in the destruction of a stable, fired by sparks from a locomotive engine, on the new Allegheny Portage railroad, one hundred dollars, pursuant to award of the Canal Commissioners, dated May first, of the present year.

H. P. Cadwalla-
der.

SECTION 40. For the payment of the claim of H. P. Cadwallader, for damages in the loss of a horse, in crossing the Duncan's Island bridge, sixty dollars, pursuant to award of the Canal Commissioners, of eighth of January, one thousand eight hundred and fifty-two.

John Hogan and
John Love.

SECTION 41. For the re-payment of John Hogan and John Love, the amount overpaid by them on judgment in favor of the Commonwealth, in the court of Common Pleas of Huntingdon

county, number sixty-four of May term, A. D., one thousand eight hundred and forty-four, the sum of thirty-two dollars and thirty-one cents.

SECTION 42. That the Auditor General be, and he is hereby John Carr. authorized to examine the accounts of John Carr, for cleaning arms and making boxes, and allow such amount as he shall find reasonably and justly due, and draw his warrant for the same on the State Treasurer who is authorized to pay the same out of the military fund.

SECTION 43. For the payment of the claim of Seward and Kellogg Seward & Kellogg contractors upon section one hundred and seventy-three, North Branch extension, for embankment, the sum of one thousand seven hundred dollars.

SECTION 44. For the payment of the claim of Alvin Seward, Alvin Seward. contractor on section number twenty-eight, North Branch extension, for excavation, the sum of seven hundred and twenty dollars.

SECTION 45. For the payment in full of the claim of Austin Thompson Austin Thompson of Cambria county, for damages done to his saw mill and land, in Cambria county, by the construction of the new Allegheny Portage railroad, the sum of twelve hundred and fifty dollars, as per award of the Canal Commissioners, dated the third day of May, eighteen hundred and fifty-four.

SECTION 46. For the payment of the damages sustained by Reeves, Abbot and company, in furnishing iron for re-laying the Columbia and Portage railroads, and not being paid therefor according to contract, the sum of nine thousand one hundred and ninety-two dollars and thirty-seven cents: *Provided*, That the Canal Commissioners shall first certify the amount due said parties on account of such non-payment: *Provided*, That the damages to be paid shall not exceed the interest upon the sums unpaid from the time they became payable respectively. Proviso.

SECTION 47. For the payment in full of the claim of James McColgan James M'Colgan. for the killing of two of his horses, at the foot of plane number five, on the Portage railroad, in the year eighteen hundred and fifty-two, the sum of two hundred dollars, as per award of Canal Commissioners, dated the seventeenth day of April, eighteen hundred and fifty-four.

SECTION 48. That the Canal Commissioners be, and they are hereby authorized to settle with the contractor for cleaning up and finishing section number one hundred and eighty-two, on the North Branch extension, on such terms as shall be consistent with strict justice and the interests of the Commonwealth; and the sum which may be found due, shall be paid out of the sum heretofore appropriated for the completion of said extension. North Branch extension.

SECTION 49. For the payment of Archibald Galbraith, for the killing of two of his horses at the foot of plane number six, Allegheny Portage railroad, on the eighth day of February, eighteen hundred and fifty-three, the sum of two hundred and twenty-five dollars, agreeably to the report of the Canal Commissioners, in pursuance of an act of Assembly, approved April twelfth, A. D. one thousand eight hundred and fifty-three. Archibald Galbraith.

SECTION 50. For opening and turnpiking a street in the borough of Columbia, as provided for by an act approved the eleventh of June, one thousand eight hundred and forty, and a further act approved the eighth of April, one thousand eight hundred and fifty-three, the sum of four thousand dollars, to be drawn upon the warrants of the Canal Commissioners, or so Turnpiking a street in Columbia.

much of said sum as may be required to comply with the provisions of said acts.

Pennsylvania
railroad company SECTION 51. That the sum of three thousand seven hundred and fifty dollars, be and the same is hereby appropriated to the Pennsylvania railroad company, that being the amount paid by said company to Hiram Caster, for personal injuries sustained by him on the Allegheny Portage railroad.

Samuel Singer. SECTION 52. For the payment in full of the claim of Samuel Singer, for burning of his property on the Allegheny Portage railroad, in the stable of James Conrod, caused by sparks of a locomotive on the first day of June, one thousand eight hundred and fifty-three, as per award of Canal Commissioners, dated May first, one thousand eight hundred and fifty-four, the sum of two hundred and ninety-five dollars.

John M. Crossland. SECTION 53. For the payment of John M. Crossland for fees paid into the treasury of the Commonwealth, for a commission to sell goods as an auctioneer in the borough of Pottsville, twenty-five dollars.

William Henrey. SECTION 54. That nineteen dollars be and the same is hereby appropriated to William Henrey, of Beaver, for bill of printing due him and incurred by direction of Samuel P. Adams, brigade inspector of third brigade, sixteenth division of militia, previous to sixteenth of April, Anno Domini, one thousand eight hundred and forty-nine.

David Knable. SECTION 55. That eight dollars be and the same is hereby appropriated to David Knabel, inspector of third brigade, sixteenth division of Pennsylvania militia, being the amount paid by him to Captain Samuel S. Austin, for enrolling, et cetera, for the year one thousand eight hundred and forty, allowed in settlement with the Auditor General the twelfth April, one thousand eight hundred and fifty-three.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The ninth day of May, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 682.

AN ACT.

To repeal the fifth section of an act entitled "A supplement to the act incorporating the Mercer and New Castle Railroad Company," approved the sixth day of March, Anno Domini, one thousand eight hundred and fifty-four.

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 fifth section of the act entitled "a supplement to an act enti-*