assessment of damages against any such corporations or individuals made by viewers or otherwise; and the amount of such damages, in all cases of appeal, shall, on the demand of either party, be determined by a jury according to the course of the common law.

Sec 9. Every banking law shall provide for the registry and countersigning by an officer of the state, of all notes or bills designed for circulation, and that ample security to the full amount thereof shall be deposited with the auditor general for the redemption of such notes or bills.

Sec 10. The general assembly shall have the power to alter, revoke or annul any charter of incorporation now existing and revocable at the adoption of this constitution, or any that may hereafter be created, whenever in their opinion it may be injurious to the citizens of this commonwealth, in such manner, however, that no injustice shall be done to the corporators. No law hereafter enacted shall create, renew, or extend the charter of more than one corporation.

Sec 11. No corporate body to possess banking and discounting privileges shall be created or organized in pursuance of any law without three months' previous public notice at the place of the intended location, of the intention to apply for such privileges, in such manner as shall be prescribed by law, nor shall a charter for such privilege be granted for a longer period than twenty years.

Sec 12. Any association or corporation organized for the purpose, or any individual, shall have the right to construct and maintain lines of telegraph within this state, and to connect the same with other lines; and the general assembly shall, by general law of uniform operation, provide reasonable regulations to give full effect to this section. No telegraph company shall consolidate with or hold a controlling interest in the stock or bonds of any other telegraph company owning a competing line, or acquire, by purchase or otherwise, any other competing line of telegraph.

Sec 13. The term "corporations," as used in this article, shall be construed to include all joint stock companies or associations having any of the powers or privileges of corporations not possessed by individuals or partnerships.

ARTICLE XVII.

Railroads and Canals.

Sec 1. All railroads and canals shall be public highways, and all railroad and canal companies shall be common carriers. Any association or corporation organized for the purpose shall have the right to construct and operate a railroad between any points within this state and to connect at the state line with railroads of other states. Every railroad company shall have the right with its road to intersect, connect with, or cross any other railroad, and shall receive and transport each the others' passengers, tonnage, and cars, loaded or empty, without delay or discrimination.

Sec 2. Every railroad and canal corporation organized in this state shall maintain an office therein, where transfers of its stock shall be made and where its books shall be kept for inspection by any stockholder or creditor of such corporation, in which shall be recorded the amount of capital stock subscribed or paid in, and by whom, the names of the owners of its stock and the amounts owned by them, respectively, the transfers of said stock, and the names and places of residence of its officers.

Sec 3. All individuals, associations, and corporations shall have equal right to have persons and property transported over railroads and canals, and no undue or unreasonable discrimination shall be made in charges for or in facilities for transportation of freight or passengers within the state, or coming from or going to any other state. Persons and property transported over any railroad shall be delivered at any station at charges not exceeding the charges for transportation of persons and property of the same class in the same direction to any more distant station; but excursion and commutation tickets may be issued at special rates.

Sec 4. No railroad, canal or other corporation, or the lessees, purchasers or managers of any railroad or canal corporation, shall consolidate the stock, property, or franchises of such corporation with, or lease or purchase the works or franchises of or in any way control any other railroad or canal corporation owning or having under its control a parallel or competing line, nor shall any officer of such railroad or canal corporation act as an officer of any other railroad or canal corporation owning or having the control of a parallel or competing line, and the question whether railroads or canals are parallel or competing lines shall, when demanded by the party complainant, be decided by a jury as in other civil issues.

Sec 5. No incorporated company doing the business of a common carrier shall, directly or indirectly, prosecute or engage in mining or manufacturing articles for transportation over its works, nor shall such company, directly or indirectly, engage in any other business than that of common carriers, or hold or acquire lands, freehold or leasehold, directly or indirectly, except such as shall be necessary for carrying on its business; but any mining or manufacturing company may carry the products of its mines and manufactories on its railroad or canal not exceeding fifty miles in length.

Sec 6. No president, director, officer, agent, or employee of any railroad or canal company shall be interested, directly or indirectly, in the furnishing of material or supplies to such company, or in the business of transportation as a common carrier of freight or passengers over the works owned, leased, controlled or worked by such company.

Sec 7. No discrimination in charges or facilities for transportation shall be made between transportation companies and individuals, or in favor of either, by abatement, drawback or otherwise, and no railroad or canal company, or any lessee, manager or employee thereof, shall make any preferences in furnishing cars or motive power.

Sec 8. No railroad, railway or other transportation company shall grant free passes or passes at a discount, to any persons except officers or employees of the company.

Sec 9. No street passenger railway shall be constructed within the limits of any city, or borough or township without the consent of its local authorities.

Sec 10. No railroad, canal or other transportation company, in existence at the time of the adoption of this article, shall have the benefit of any future legislation by general or special laws, except on condition of complete acceptance of all the provisions of this article.

Sec 11. The existing powers and duties of the auditor general in regard to railroads, canals and other transportation companies, except as to their accounts, are hereby transferred to the secretary of internal affairs, who shall have a general supervision over them, subject to such regulations and alterations as shall be provided by law; and in addition to the annual reports now required to be made, said secretary may require special reports at any time upon any subject relating to the business of said companies from any officer or officers thereof.

Sec 12. The general assembly shall enforce by appropriate legislation the provisions of this article.

ARTICLE XVIII.

Future Amendments.

Sec 1. Any amendment or amendments to this constitution may be proposed in the senate or house of representatives, and if the same shall be agreed to by a majority of the members elected to each house, such proposed amendment or amendments shall be entered on their journals, with the yeas and nays taken thereon and the secretary of the commonwealth shall cause the same to be published three months before the next general election in at least two newspapers in every county in which such newspapers shall be published; and if, in the general assembly next afterwards chosen, such proposed amendment or amendments shall be agreed to be a majority of the members elected to each house, the secretary of the commonwealth shall cause the same again to be published in the manner aforesaid, and such proposed amendment or amendments shall be submitted to the qualified electors of the state in such manner, and at such time, at least three months after being so agreed to by the two houses, as the general assembly shall prescribe; and if such amendment or amendments shall be approved by a majority of those voting thereon, such amendment or amendments shall become a part of the constitution; but no amendment or amendments shall be submitted oftener than once in five years; when two or more amendments shall be submitted they shall be voted upon separately.

SCHEDULE.

That no inconvenience may arise from the changes in the Constitution of the Commonwealth and in order to carry the same into complete operation it is hereby declared that:

Sec. 1. This constitution shall take effect on the first day of January, in the year one thousand, eight hundred and seventy-four, for all purposes not otherwise provided for therein.

Sec. 2. All laws in force in this commonwealth at the time of the adoption of this constitution not inconsistent therewith, and all rights, actions, prosecutions and contracts shall continue as if this constitution had not been adopted.

Sec. 3. At the general election in the years one thousand, eight hundred and seventy-four and one thousand, eight hundred and seventy-five senators shall be elected in all districts where there shall be vacancies. Those elected in the year eighteen hundred and seventy-four shall serve for two years, and those elected in the year eighteen hundred and seventy-five shall serve for one year. Senators thus elected and those whose terms are unexpired shall represent the districts in which they reside until the end of the terms for which they were elected.

Sec. 4. At the general election in the year eighteen hundred and seventy-six, senators shall be elected from the even numbered districts to serve for two years and from odd numbered districts to serve for four years.

Sec. 5. The first election of governor under this constitution shall be at the general election in the year eighteen hundred and seventy-five, when a governor shall be elected for three years; and the term of the governor elected in the year eighteen hundred and seventy-eight, and of those thereafter elected, shall be for four years, according to the provisions of this constitution.

Sec. 6. At the general election in the year eighteen hundred and seventy-four a lieutenant governor shall be elected according to the provisions of this constitution.

Sec. 7. The secretary of internal affairs shall be elected at the first general election after the adoption of this constitution, and when the said officer shall be duly elected and qualified the office of surveyor general shall be abolished. The surveyor general in office at the time of the adoption of this constitution shall continue in office until the expiration of the term for which he was elected.

Sec. 8. When the superintendent of public instruction shall be duly qualified the office of superintendent of common schools shall cease.

Sec. 9. Nothing contained in this constitution shall be construed to render any person now holding any state office for a first official term ineligible for re-election at the end of such term.

Sec. 10. The judges of the supreme court in office when this constitution shall take effect shall continue until their commissions severally expire. Two judges in addition to the number now composing the said court shall be elected at the first general election after the adoption of this constitution.

Sec. 11 All courts of record and all existing courts which are not specified in this constitution shall continue in existence until the first day of December, in the year eighteen hundred and seventy-five without abridgment of their present jurisdiction, but no longer. The court of first criminal jurisdiction for the counties of Schuylkill, Lebanon and Dauphin is hereby abolished; and all causes and proceedings pending therein in the county of Schuylkill shall be tried and disposed of in the courts of oyer and termineranda quarter sessions of the peace of said county.

Sec. 12. The registers' courts now in existence shall be abolished on the first day of January next succeeding the adoption of this constitution.

Sec. 13. The general assembly shall, at the next session after the adoption of this constitution, designate the several judicial districts as required by this constitution. The judges in commission when such designation shall be made shall continue during their unexpired terms judges of the new districts in which they reside. But when there shall be two judges residing in the same district the president judge shall elect to which district he shall be assigned, and the additional law judge shall be assigned to the other district.

Sec. 14. The general assembly shall, at the next succeeding session after each decennial census, and not oftener, designate the several judicial districts as required by this constitution.

Sec. 15. Judges learned in the law of any court of record holding commissions in force at the adoption of this constitution shall hold their respective offices until the expiration of the terms for which they were commissioned and until their successors shall be duly qualified. The governor shall commission the president judge of the court of first criminal jurisdiction for the counties of Schuylkill, Lebanon and Dauphin as a judge of the court of common pleas of Schuylkill county for the unexpired term of his office.

Sec. 16. After the expiration of the term of any president judge of any court of common pleas in commission at the adoption of this constitution, the judge of such court learned in the law and oldest in commission shall be the president judge thereof, and when two or more judges are elected at the same time in any judicial district, they shall decide by lot which shall be president judge; but when the president judge of a court shall be re-elected he shall continue to be president judge of that court. Associate judges, not learned in the law, elected after the adoption of this constitution, shall be commissioned to hold their offices for the term of five years from the first day of January next after their election.

Sec. 17. The general assembly, at the first session after the adoption of this constitution, shall fix and determine the compensation of the judges of the supreme court and of the judges of the several judicial districts of the commonwealth and the provisions of the thirteenth section of the article on legislation shall not be deemed inconsistent herewith. Nothing contained in this constitution shall be held to reduce the compensation now paid to any law judge of this commonwealth now in commission.

Sec. 18. The courts of common pleas in the counties of Philadelphia and Allegheny shall be composed of the present judges of the district court and court of common pleas of said counties until their offices shall severally end, and of such other judges as may from time to time be selected. For the purpose of first organization in Philadelphia, the judges of court number one shall be judges Allison, Pierce and Paxson; of the court number two, judges Hare, Mitchell and one other judge to be elected; of the court number three, judges Ludlow, Finletter and Lynd; and of the court number four, judges Thayer, Briggs and one other judge to be elected. The judge first named shall be the president judge of said courts respectively, and thereafter the president judge shall be the judge oldest in commission; but any president judge re-elected in the same court or district shall continue to be president judge thereof. The additional judges for courts numbers two and four shall be voted for and elected at the first general election after the adoption of this constitution in the same manner as the two additional judges of the supreme court and they shall decide by lot to which court they shall belong. Their term of office shall commence on the first Monday of January, in the year eighteen hundred and seventy-five.

Sec. 19. In the county of Allegheny, for the purpose of first organization under this constitution, the judges of the court of common pleas at the time of the adoption of this constitution shall be the judges of the court number one, and the judges of the district court at the same date shall be the judges of the common pleas number two. The president judges of the common pleas and district court shall be president judge of said courts number one and two respectively until their offices shall end, thereafter the judge oldest in commission shall be president judge; but any president judge re-elected in the same court or district shall continue to be president judge thereof.

Sec. 20. The organization of the courts of common pleas, under this constitution, for the counties of Philadelphia and Allegheny, shall take effect on the first Monday of January, eighteen hundred and seventy-five, and existing courts in said counties shall continue with their with their present powers and jurisdiction until that date; but no new suits shall be instituted in the courts of nisi prius after the adoption of this constitution.

Sec. 21. The causes and proceedings pending in the court of nisi prius, court of common pleas, and district court in Philadelphia shall be tried and disposed of in the court of common pleas. The records and dockets of said courts shall be transferred to the prothonotary's office of said county.

Sec. 22. The causes and proceedings pending in the court of common pleas in the county of Allegheny shall be tried and disposed of in the court number one; and the causes and proceedings pending in the district court shall be tried and disposed of in the court number two.

Sec. 23. The prothonotary of the court of common pleas of Philadelphia shall be first appointed by the judges of said court on the first Monday of December in the year one thousand eight hundred and seventy-five; and the present prothonotary of the district court in said county shall be the prothonotary of the said court of common pleas until said date, when his commission shall expire and the present clerk of the court of oyer and terminer and quarter sessions of the peace in Philadelphia shall be the clerk of such court until the expiration of his present commission on the first Monday of December in the year one thousand eight hundred and seventy-five.

Sec. 24. In cities containing over fifty thousand inhabitants (except Philadelphia) all aldermen in office at the time of the adoption of this constitution shall continue in office until the expiration of their commissions, and at the election for city and ward officers in the year eighteen hundred and seventy-five one alderman shall be elected in each ward, as provided in this constitution.

Sec. 25. In Philadelphia magistrates in lieu of aldermen, shall be chosen as required in this constitution at the election in said city for city and ward officers in the year eighteen hundred and seventy-five; their term of office shall commence on the first Monday of April succeeding their election. The terms of office of alderman in said city, holding or entitled to commissions at the time of the adoption of this constitution shall not be affected thereby.

Sec. 26. All persons in office in this commonwealth at the time of the adoption of this constitution, and at the first election under it, shall hold their respective offices until the term for which they have been elected or appointed shall expire, and until their successors shall be duly qualified, unless otherwise provided in this constitution.

Sec. 27. The seventh article of this constitution, prescribing an oath of office, shall take effect on and after the first day of January, eighteen hundred and seventy-five.

Sec. 28. The terms of office of county commissioners and county auditors chosen prior to the year eighteen hundred and seventy-five, which shall not have expired before the first Monday of January, in the year eighteen hundred and seventy six, shall expire on that day.

Sec. 29. All state, county, city, ward, borough and township officers in office at the time of the adoption of this constitution, whose compensation is not provided for by salaries alone, shall continue to receive the compensation allowed them by law until the expiration of their respective terms of office.

Sec. 30. All state and judicial officers heretofore elected, sworn, affirmed, or in office when this constitution shall take effect shall severally, within one month after such adoption, take and subscribe an oath (or affirmation) to support this constitution.

Sec. 31. The general assembly, at its first session, or as soon as may be after the adoption of this constitution, shall pass such laws as may be necessary to carry the same into full force and effect.

Sec. 32. The ordinance passed by this convention, entitled "An ordinance for submitting the amended constitution of Pennsylvania to a vote of the electors thereof," shall be held to be valid for all the purposes thereof.

Sec. 33. The words "county commissioners," wherever used in this constitution, and in any ordinance accompanying the same, shall be held to include the commissioners for the city of Philadelphia.

Adopted at Philadelphia, on the third day of November, in the year of our Lord eighteen hundred and seventy-three.

Office of the
SECRETARY of the COMMONWEALTH,
Harrisburg, Nov. 13, 1873.

I certify that the foregoing is a correct copy of the new Constitution, proposed to the people of the Commonwealth of Pennsylvania, for their approval or rejection, as the same appears of record in this office.

M. S. QUAY,
Secretary of Commonwealth.

AN ORDINANCE

For submitting the amended Constitution of Pennsylvania to a vote of the qualified electors thereof.

Be it ordained by the Constitutional Convention of the Commonwealth of Pennsylvania, as follows:

1. That the amended constitution prepared by this convention on submission to the qualified electors of the commonwealth for their adoption or rejection, at an election to be held on the third Tuesday of December next, except as hereinafter ordered and directed, the said election shall be held and conducted by the regular election officers in the several election districts throughout the commonwealth, under all the regulations and provisions of existing laws relating to general elections; and the sheriffs of the several counties shall give at least twenty days notice of said election by proclamation.

2. The secretary of the commonwealth shall, at least twenty days before the said election, furnish to the commissioners of each county a sufficient number of properly prepared circulars of instructions. The commissioners of the several counties shall cause to be printed at least three times as many ballots of affirmative vote (as hereinafter ordered) in each county, and the same number of negative votes; and the said commissioners shall, at least ten days before the said election, cause to be delivered to the several election officers in their respective counties, the said ballots, tally-lists, returns, circulars of instructions, and such other books and papers as may be necessary. The ballots shall be printed or written in the following form: On the outside the words "New Constitution;" on the inside for all persons giving affirmative votes the words "For the New Constitution;" and for all persons giving negative votes the words "Against the New Constitution."

3. If it shall appear that a majority of the votes polled are for the new constitution, then it shall be the constitution of the commonwealth of Pennsylvania on and after the first day of January, in the year of our Lord eighteen hundred and seventy-four; but if it shall appear that a majority of the votes polled were against the new constitution, then it shall be rejected and be null and void.

4. Five commissioners of election, viz: Edwin H. Fitler, Edward Browning, Joseph D. Forney, Henry S. Patterson and Thomas Dolan, are hereby appointed by this convention, who shall have direction of the election upon this amended constitution in the city of Philadelphia. The said commissioners shall be duly sworn or affirmed to perform their duties with impartiality and fidelity. They shall also have power to fill vacancies in their own number. It shall be the duty of said commissioners, or a majority of them, and they shall have authority to make a registration of voters for the several election divisions of said city, and to furnish the lists so made to the election officers of each precinct or division; to distribute the tickets for said city provided for by this ordinance to or used at the election; to appoint a judge and two inspectors for each election division, by whom the election therein shall be held and conducted and to give all necessary instructions to the election officers regarding their duties in holding the election and in making returns thereof. No person shall serve as an election officer who would be disqualified under section 15, article 8, of the new constitution. The general return of the election in the said city shall be opened, computed and certified before the said commissioners, and with their approval—which approval shall be endorsed upon the return. They shall make report, directed to the president of this convention, of their official action under this ordinance and concerning the conduct of said election within the said city. The judges and inspectors aforesaid shall conduct the election in all respects conformably to the general election laws of this commonwealth and with like powers and duties to those of ordinary election officers. Each inspector shall appoint one clerk to assist the board in the performance of its duties, and all election officers shall be duly sworn or affirmed according to law, and shall possess all the qualifications required by law of election officers in this commonwealth. At said election any duly qualified elector who shall be unregistered shall be permitted to vote upon making proof of his right to the election officers according to the general election laws of this commonwealth. Return inspectors and their clerks and an hourly count of the votes shall be dispensed with, but overseers of election may be selected for any precinct by said election commissioners, whose duties and powers shall be the same as those of overseers of election in said city under existing election laws applicable thereto. Returns of the election shall be made in said city as in the case of an election for governor, but a triplicate general return for said city shall be made out and forwarded to the president of this convention at Harrisburg, as hereinafter provided in case of county returns.

5. In each of the counties of the commonwealth, except Philadelphia, the returns of the election shall be made as in the case of an election for governor, but the return judges in each county shall make out a triplicate county return and transmit the same, within five days after the election, directly to the president of this convention, at Harrisburg.

Done in convention this third day of November, in the year of our Lord, eighteen hundred and seventy-three.

JNO. H. WALKER, President.
D. L. IMBRIE, Clerk.

A true copy of ordinance of submission.
M. S. QUAY, Sec. of Commonwealth.

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JOHN S. MANN & SON,
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Office on MAIN St., (over the Post Office,
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Passengers by this train make connections at the B., N. Y. & P. depot at Emporium at 4.30 p.m. for local points on the P. & E. R. R. east, and for local points west at 5.00 p. m.
2.40 p.m. Night Express (daily) stopping at Olean 5.45, Portville 6.30, Larabees 6.54, Port Allegany 7.06, Keating Summit 7.30, arriving at Emporium at 8.00 p.m., Renovo 10.10, Williamsport 9.55 a.m., Sunbury 2.45, Harrisburg 4.50, Philadelphia 9.10 a.m. Baltimore 8.45, a.m., Washington 10.7 a.m.
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3.15 a.m. Local Freight and Passenger, stopping at Keating Summit 4.40, Port Allegany 5.48, Larabees 6.45, Portville 7.58, Olean 8.38, arriving at Buffalo 2.40 p.m.
2.00 p.m. Through Mail (daily except Sundays) stopping at Keating Summit 2.40, Port Allegany 3.14, Larabees 3.40, Portville 5.15, Olean 4.38, arriving at Buffalo at 8.00 p.m.
J. D. YEOMANS, Gen'l Supt. Eastern Division. H. L. LYMAN, Gen'l Pass. Agt.

☞ "What poor short-sited worms we be,
We kan't kalkilate
With any degree
Of sartantee
What's gwine to be our fate."

We can calculate, however, with reasonable certainty on getting
Better Lumber Wagons,
Better Carriages of all descriptions,
Better Sleighs,
Better Cutters,
Better Trimming,
Better Painting,
Better Horse-shoeing, and
Better Repairing of all kinds
At COLE'S Shop than any other place in Coudersport or in the County.
2702-tf

Great run on a well known Institution.—The famous Regulator man, C. H. Simmons' Nos. 2, 3, 4 and 5, Wellsville, N. Y. has recently been subjected to an extraordinary pressure—the pressure of crowds of sufferers that have been in the habit of buying from small dealers and paying enormous prices. Money being scarce, they have seemingly all made a grand rush to the place where they get the greatest amount of goods for the smallest amount of money. The popularity of this establishment is boundless and will last, for it is built on a solid foundation; one hundred thousand dollars being the corner stone. This well known establishment might justly be called a savings bank from the numbers of dollars it has saved the people for the last ten years. From its very infancy high prices have had to vanish like dew before the morning sun.

BRICK.—Get your BRICK from WM. BRINE, Roulet, Pa. Specimens can be seen at the office of JOURNAL & ITEM. Price, $8.00 per thousand—reduction made when ordered in large quantities.
2502-tf

Don't forget that C. H. Simmons, the Merchant Prince of Wellsville, is yet in trade larger than ever, and that his twenty-five years' experience in this market enables him to give his customers the best goods and latest styles at the lowest living rates. Be sure and call and examine his stock, and be convinced that a dollar saved is worth two earned.

The Singer Machine Still Triumphant. At the last Fair of the Potter County Agricultural and Horticultural Society, held at Coudersport Oct. 10, 1873, the Singer took the first premium, with the Howe and Remington Sewing Machines opposing. The Singer was operated by A. M. Reynolds, the Howe by Lowster Bros. and the Remington by the Agent from Bingham.

TOWNSHIP OFFICES will please take notice that the law requires all taxes on unseated lands (to be collected by the County Treasurer) for Road, School or any other purposes, to be returned on or before the thirty-first day of December in each and every year. Next year is the collecting year and no taxes can be returned after Dec. 31 next unless authorized by special act of Assembly, and then it may have to lie over two years before it can be collected. Therefore see to it that your taxes are all properly made out, certified and returned in due season. See that your tax lists are duly certified and signed by the proper officers; otherwise the Commissioners are not authorized to recieve them. By order of the board.
L. B. COLE.
Commissioner's Clerk.

R. H. HAYNES has the ageney of a patent weather-strip for doors which is just the thing for doors that are exposed to wind and weather, and will save twenty-five per cent in wood. He will call and show how it works. 2518

WE ASK FOR QUARTERS.
We have been almost giving away the "CRICKET ON THE HEARTH" (3 months subscriptions for 25 cents), and it has paid us for nine-tenths renew for a year. We therefore repeat that we will send it TO ALL 3 MONTHS FOR 25 CENTS. This gives you over 20 splendid stories, also novelettes, sketches of history, and other interesting reading equal to a large book of 300 pages. Could not be bought in any other way for $3. SEND 25 CENTS AT ONCE for the New Illustrated Story and Family Paper. Only $1 a year and a $5 oil chromo free. Subscribe for a year or SEND A QUARTER at once and try it 3 months. Good agents can have cash salary or liberal commissions. Jodes & Hadley, Publishers, 176 Broadway, New York. 1514

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