

counted in hundred weights; a copy of which oath shall be posted up in said weigh-office where such coal is weighed. But the said oath of weighmaster or check-weighman shall be understood and construed as only requiring said weighmaster or check-weighman to allow and credit said fractions of tons in whole hundred weights (cwts.) in manner following, namely: Where the odd pounds in any mining cars in excess of the whole hundred weight therein shall equal or exceed fifty-six pounds, the said weighmaster or check-weighman shall credit such miner with a whole hundred weight for such odd pounds, but where such odd pounds, less than a whole hundred weight (cwt.) shall be less than fifty-six pounds, then such weighmaster or check-weighman shall give such miner no credit whatever for such odd pounds; and it shall be the duty of said weighmaster and of any check-weighman to perform the several acts and matters prescribed in said affidavit; provided, that every car when weighed shall be uncoupled and stopped on the scales; but the Mine Inspector may make special regulations as to the stopping of cars when necessary.

CHAP. 124.

Duties of
weighmaster,
etc.

Section 203 of Article 1 and Section 157 of Article 12. The Mine Inspector shall have power to examine the weighing sheets on which the weight of the miners' cars are registered, and the monthly aggregate of coal weighed on such scales, and shall compare such aggregate monthly weighings with the "manifest" or "shipping" reports of the operators, and thus determine from time to time whether the coal is accurately weighed.

Weighing
sheets
examined.

WEIGHING OF COAL.

Section 204 of Article 1 and Section 158 of Article 12. That it shall be lawful, however, notwithstanding the provisions of this Act, in relation to weighmaster and the weighing of coal, for any lessee, owner, individual or agent of any mine in said counties of Allegany and Garrett to contract with the miners to mine coal therein or therefrom by measurement, and it shall also be lawful for any owner, lessee or agent of any mine in said counties, at or in which not more than ten miners are employed at any one time, to contract with the miner or miners employed therein by the day, week or month, instead of by weight, and in all such cases when the compensation of the miners by their contract or agreement fixed by the day, week or month, be ascertained by the cubic yard or other measurement, as hereinbefore provided; it shall not be obligatory upon such owner, lessee or agent of such mine to provide any weighmaster or weigh the coal mined in such shaft or mine, or taken therefrom, but the mine cars used in any such mine worked by shaft shall be measured

Weighing
of coal.