

any owner, lessee, individual or agent of any mine in said counties of Allegany and Garrett worked by shaft alone, 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 weigh-master 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 by a sworn measurer, and said owner, lessee or agent shall cause the capacity of each of said mining cars to be plainly stamped or branded thereon; provided, however, that apart from the exception contained in this section said owner, lessee or agent of any such mine specified in this section, operating the same, shall be held to all the requirements and be subject to all the liabilities and penalties which are provided herein in relation to the working and operation of all other coal mines covered by this Act.

Lawful to contract with miners to mine coal

“209 B of Article 1, and 164 A of Article 12.” That any owner, lessee, agent, operator, mining boss, roadsman, overseer, driver or miner or other person violating, neglecting or refusing to comply with any of the provisions of this Act, or violating in any manner any of its provisions, shall be held and deemed guilty of a misdemeanor, and upon indictment therefor, and conviction thereof, shall be fined not less than fifty dollars or more than five hundred dollars, in the discretion of the court, but nothing contained in this Act shall be construed as depriving the courts of their jurisdiction to take cognizance of any offense specified in or covered by this Act of which they would have had jurisdiction in the common law.

When guilty of misdemeanor.

“209 C of Article 1, and 164 B of Article 12.” That any Mine Inspector or weigh-master, at any of said mines neglecting or refusing to comply with any of the requirements of this Act, or violating or failing to perform in any way any of the duties of his office or position as herein prescribed, shall be held and deemed guilty of a misdemeanor, and upon indictment therefor and conviction thereof, shall be punished by

When guilty of misdemeanor.