

SECT. XX. *And be it further enacted by the authority aforesaid, That so much of any former law or laws as is hereby altered or supplied, be, and the same is hereby repealed.*

JOHN WEBER, *Speaker  
of the House of Representatives.*

P. C. LANE. *Speaker of the Senate.*

APPROVED—the first day of April, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER CXIV.

*An ACT to enable the governor to incorporate a company for making an artificial road by the best and nearest route from the place where the Wilkesbarre road intersects the Cosbecton and Great Bend turnpike road, in the township of Clifford, and county of Susquehanna, to the borough of Wilkesbarre, in the county of Luzerne.*

SECT. I. *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 John Clifford and William Poyntell of the city of Philadelphia, William Thompson and Asa Dimmick of the county of Susquehanna, and Jesse Fell and Eleazer Blackman Minor Sir of the county of Luzerne, and Samuel Stantin of the county of Wayne be and they are hereby appointed commissioners to do and perform the several things hereinafter mentioned; that is to say, they shall on or before the first Monday of August next, procure two books and enter in each of them as follows, " We whose names are hereunto subscribed, do promise to pay to the president, managers and company of the Clifford and Wilkesbarre turnpike road, the sum of fifty dollars for every share of stock set opposite to our respective names, in such manner and proportions, and at such times as shall be determined by the president and managers of the said company, in pursuance of an act of the general assembly of this commonwealth, entitled, " An act to enable the governor to incorporate a company for making an artificial road by the best and nearest route from the place where the Wilkesbarre road intersects the Cosbecton and Great Bend turnpike road, in the township of Clifford and county of Susquehanna, to the borough of Wilkesbarre in the county of Luzerne." Witness our hands the        day of        in the year of our Lord, one thousand eight hundred and        " and shall thereupon give notice in two of the public papers printed in the city of Philadelphia, and in one or more of the public papers printed in the borough of Wilkesbarre, for one calen-*

Commissioners appointed.

Who shall procure two books. Entry therein.

Notice to be given of opening the books.

dar month at least, of the times and places in the said city and county when and where the said books shall be open to receive subscriptions for the stock of the said company; at which respective times and places some two of the said commissioners shall attend, and shall permit and suffer all persons of lawful age who shall offer to subscribe in the said books in their own names or names of any other persons who shall duly authorize the same, for any number of shares in the said stock; and the said books shall be kept open respectively for the purpose aforesaid at least six hours in every juridical day for the space of six days or until the said book opened at Philadelphia shall have one hundred and fifty shares therein subscribed; the said book opened at Wilkesbarre three hundred shares therein subscribed; and if at the expiration of the said six days the books aforesaid or either of them shall not have the respective number of shares aforesaid therein subscribed, the said commissioners respectively may adjourn from time to time, and transfer the said books from place to place aforesaid until the whole number of shares shall be subscribed, of which adjournments and transfer the commissioners aforesaid shall give such public notice as the occasion may require; and when the whole number of shares subscribed in all the said books shall amount to four hundred and fifty, the same shall be closed; *Provided always*, That every person offering to subscribe in the said books in his own name or any other name, shall previously pay to the attending commissioners the sum of five dollars for every share to be subscribed, out of which shall be defrayed the expenses attending the taking such subscriptions and other incidental charges, and the remainder shall be paid over to the treasurer of the corporation as soon as the same shall be organized and the officers chosen as herein after mentioned.

**SECT. II.** *And be it further enacted by the authority aforesaid,* That when twenty persons or more shall have subscribed one hundred or more shares of the said stock the commissioners respectively may, or when the whole number of shares aforesaid shall be subscribed, they shall certify under their hands and seals the names of the subscribers and the number of shares subscribed by each, to the governor; and thereupon it shall and may be lawful for the governor by letters patent under his hand and seal of the state, to create and erect the subscribers, and if the said subscriptions be not full at the time, then also those who shall afterwards subscribe to the number aforesaid, into one body politic and corporate, by the name, style, and title of, "The president, managers and company of the Clifford and Wilkesbarre turnpike road," and by the said name the subscribers shall have perpetual succession and all the privileges and franchises incident to a corporation; and shall be capable of taking and holding their said capital stock and the increase and profits

Two of the commissioners to attend.

Books to be kept open 6 days, &c.

Number of shares to be subscribed

Commissioners may adjourn.

And transfer the books.

Notice thereof to be given.

When 450 shares are subscribed books to be closed.

5 dollars to be paid on each share on subscribing.

How appropriated.

When the subscriptions shall be certified to the governor.

Who shall thereupon incorporate the subscribers.

Style of the corporation.

And privileges.

thereof, and of enlarging the same from time to time by new subscriptions in such manner and form as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act; and of purchasing, taking, and holding to them and their successors and assigns; and of selling, transferring, and conveying in fee simple or for any less estate, all such lands, tenements, hereditaments and estates, real and personal as shall be necessary to them in the prosecution of their works; and of suing and being sued, and of doing all and every other matter and thing which a corporation or body politic may lawfully do.

SECT. III. *And be it further enacted by the authority aforesaid,* That the commissioners aforesaid as soon as conveniently may be after the said letters patent shall be sealed and obtained shall give notice in two of the public papers printed in Philadelphia, and one or more of the public papers printed at Wilkesbarre, of a time and place by them to be appointed, not less than thirty days from the publication of the first notice, at which time and place the said subscribers shall proceed to organize the said corporation, and shall choose by a majority of votes of the said subscribers, by ballot to be delivered in person or by proxy duly authorized, one president and twelve managers, one treasurer and such other officers as they shall think necessary to conduct the business of the said company for one year, and until such other officers shall be chosen; and the said managers so chosen and their successors shall and may make such by-laws, rules, orders and regulations not inconsistent with the constitution and laws of this commonwealth as shall be necessary for the well ordering the affairs of the said company, and generally have like powers, authorities, and privileges necessary for carrying on and completing the said turnpike road, and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures and be entitled to like tolls and profits in proportion to the distance as are given and granted to "The president, managers, and company of the Easton and Wilkesbarre turnpike road; *Provided,* That if the said company shall not proceed to carry on the said work within three years after the passing of this act, or shall not within ten years afterwards complete the said road according to the true intent and meaning of this act, then in either of these cases it shall and may be lawful for the legislature of the commonwealth to resume all and singular the rights, liberties, privileges, and franchises by this act granted to the said company.

Of the organization of the company.

Officers to be elected.

May make by-laws, &c.

Tolls to be taken.

Road to be begun in three and completed in ten years.

Penalty on failure.

JOHN WEBER, *Speaker*  
*of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the first day of April, one thousand eight hundred and eleven.

SIMON SNYDER.