

ways, to erect dams upon such streams, for mills and other water works."

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

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

APPROVED—the sixteenth day of January, one thousand eight hundred and thirteen.

SIMON SNYDER.

CHAPTER XVI.

*An ACT authorizing the governor to incorporate a company for making an artificial road from the narrows at Big Eddey by Bethany, to the intersection of the Milford and Owago turnpike, with the Clifford and Wilkesbarre turnpike, in Luzerne county.*

SECT. 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 Moses Thomas, Isaac Dimmick, Jonathan Jinnings, Lewis Collins, Nathan Schinner, Ephraim Torry, of Wayne county, 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 day of June next, procure three books, and in each of them enter as follows: "We whose names are hereunto subscribed, do promise to pay to the president, managers, and company, of the Big Eddey and Clifford turnpike road, the sum of fifty dollars for every share of stock in the said company 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 authorizing the governor to incorporate a company for making an artificial road from the Big Eddey, in Wayne county, by Bethany, to the intersection of the Milford and Owago turnpike road, with the Clifford and Wilkesbarre turnpike, in Luzerne county:" Witness our hands, the                    day of                    in the year of our Lord, one thousand eight hundred and                    ;"* and thereupon shall give notice in two of the public papers printed in the city of Philadelphia, and in one or more of the public papers printed nearest the route of the said road, for twenty days at least of the times and places 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 in the name or names of any other

Commissioners appointed to open books of subscription.

When to be opened.

Price of stock.

Notice to be given of the time and place where books are to be opened.

Some of the commissioners to attend.

persons who shall duly authorize the same, for any number of shares of 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 Big Eddey shall have two hundred shares therein subscribed; the said books opened at Wilkesbarre, shall have three hundred shares therein subscribed; and the said book opened at Bethany shall have three hundred shares therein subscribed; and if at the expiration of the said six days, the books aforesaid, or any of them, shall not have the respective number of shares aforesaid therein subscribed, the commissioners respectively, may adjourn from time to time, and transfer the said books from place to place, until the whole number of shares shall be subscribed; of which adjournments and transfers, the commissioners aforesaid shall give such public notice as the occasion may require; and when the whole number of shares subscribed shall amount to four hundred, 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 hereinafter mentioned.

How long books to be kept open.

Commissioners may adjourn and transfer their books.

Five dollars to be paid on each share at the time of subscribing.

SECT. II. *And be it further enacted by the authority aforesaid*, That when fifty persons or more shall have subscribed three hundred or more shares of the said stock, the said 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 of this commonwealth; and thereupon it shall and may be lawful for the governor, by letters patent under his hand and the 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, in deed and in law, by the name, style and title of "The President, Managers and Company, of the Big Eddey and Clifford Turnpike Road," and by the said name the said 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 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

When fifty or more persons have subscribed 300 shares, patent may issue.

Style of the corporation.

Powers and privileges.

simple, or for any lesser 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,*

Commissioners to give notice of the time and place for organizing the company.

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 in one or more of the public papers printed nearest the route of the said road, of a time and place by them to be appointed, not less than twenty days from the publication of the first notice, at which time and place the said subscribers shall

Mode of election.

proceed to organize the said corporation, and shall choose by a majority of votes of the said subscribers, by ballot to be delivered

The officers to be chosen.

in person or by proxy duly authorized, one president, twelve managers, one treasurer, and such other officers as they shall think necessary to conduct the business of the said company for

Of their by-laws.

one year, and until such officers shall be chosen ; and 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 :

No person to have more than ten votes.

*provided always,* that no person shall have more than ten votes at any election, or in determining any question arising at such meeting, whatever number of shares he may be entitled to, and that each person shall be entitled to one vote for every share

Proviso as to future elections.

by him held under that number : *provided nevertheless,* that all future annual elections of the said corporation, shall be held with such notice, and in manner and form aforesaid, on the second Monday in January, in every year, at such place as shall be fixed by their by-laws for that purpose.

SECT. IV. *And be it further enacted by the authority aforesaid,*

Authority to enter lands, &c.

That it shall be lawful to and for the said president and managers, their superintendants, surveyors, engineers, artists, and chain-bearers, to enter in and upon all and every the lands, tenements and inclosures, in, through, and over which the said intended turnpike road may be thought proper to pass, and examine the ground most proper for the purpose, as well as the materials in the vicinity that will be necessary in making and constructing the said road ;

Fix the route.

and to survey, lay down, ascertain, mark and fix such route or tract for the same road as in the best of their judgment and skill will combine shortness of distance with the most practicable ground from the Narrows at Big Eddey, to the intersection of the Milford and Owago turnpike, with the Clifford and Wilkesbarre turnpike, in Luzerne county ; and generally

Have the same powers and privileges, and be under like restrictions as the Corporation and

they shall 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 Coshecton and Great Bend turnpike road:" *provided*, that if the company shall not proceed to carry on the work in 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, all and singular the rights, liberties and franchises, hereby granted to the said company, shall revert to this commonwealth.

Great Bend turnpike company.

Time limited for commencing and completing the road.

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

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

APPROVED—the twenty-first day of January, one thousand eight hundred and thirteen.

SIMON SNYDER.

## CHAPTER XVII.

An ACT authorizing the governor to incorporate a company, to make an artificial road from the Centre turnpike road, near the Bear Gap, to the north-east branch of Susquebanna, at the end of the Blue Hill, near Danville, in the county of Northumberland.

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 Lewis Reese and James May, of Reading; Daniel Montgomery, jun. and William Montgomery, jun. of Danville; Jacob Gearhart, and John Jones, of Shamokin; Bethuel Vincent, and Seth Iredale, of Milton; John Funston, and John Fruit, of Derry; Jacob Shoemaker, and George Webb, of Pennsborough; and Joseph Eves, and Richard Demot, of Fishing-creek, in the county of Northumberland; be and they hereby are appointed commissioners, to do and perform the several things hereinafter mentioned; that is to say, they shall, on or before the first Monday in May next, procure two books, and in each of them enter as follows: "We whose names are hereunto subscribed, do promise to pay to the president, managers, and company, of the Danville turnpike road, leading from the Centre turnpike near the Bear Gap, to Danville, the sum of twenty-five dollars for every share of stock in the company 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 authorizing the governor to incorporate a company to make an artificial road from the Centre turnpike, near the Bear Gap, to the

Commissioners appointed to open books of subscription.

When to be opened.

Price of shares.