

ten, as fully and effectually as if the provisions thereof, were here enacted at full length.

ROBERT SMITH, *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 fourteen.

SIMON SNYDER.

CHAPTER VIII.

An ACT authorising the Governor of this commonwealth to incorporate a company for the purpose of making an artificial or turnpike road from the Lancaster and Susquehanna turnpike road, near the river shore in the town of Columbia, from thence up the river shore to the intersection of Front street, in the borough of Marietta, thence along said Front street to the intersection of Bridge street in the said borough.

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 Haldeman, Jacob Strickler, Daniel Musser, Samuel Miller, Abraham Reimer, Henry Cassel, Christian Shirk, and John Greider, merchant, be and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned; that is to say, they shall on or before the first day of March next procure two or more books and in each of them enter as follows, *to wit:*

Names of commissioners.

Books to be procured.

Entry therein.

“ We, whose names are hereunto subscribed, do promise to pay to the President, Managers and Company of the Columbia and Marietta turnpike road, the sum of thirty dollars for every share of stock in 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 said company, in pursuance of an act of the General Assembly of this commonwealth entitled, “ An act authorising the Governor of this commonwealth to incorporate a company for the purpose of making an artificial or turnpike road from the Lancaster and Susquehanna turnpike road, near the river shore in the town of Columbia, from thence up the river shore to the intersection of Front street, in the borough of Marietta, thence along said Front street to the intersection of Bridge street in said borough.” And

When and where they shall be opened.

shall thereupon give public notice, in two or more public newspapers printed in the county of Lancaster, one month at least, of the time or times, place or places, when and where the said books shall be kept open to receive subscriptions for stock of the said company, at which respective times and places some one of the said commissioners shall attend, and shall permit and suffer all persons to subscribe in the said books in their own names or the names of any other person who shall duly authorise 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 two days, or until the said books shall have one thousand shares therein subscribed; and if at the expiration of the said two days, the books aforesaid shall not have the number of shares aforesaid therein subscribed, the said commissioners may adjourn from time to time, and transfer the said books elsewhere, until the whole number of shares shall be subscribed for, of which adjournments and transfers the commissioners aforesaid may give such public notice as occasion may require; and when the whole number of shares subscribed for in all the said books shall amount to one thousand, the same shall be closed: *provided always*, that every person offering to subscribe in said books in his own name or any other name, shall previously pay to the attending commissioners the sum of three dollars for every share to be subscribed, out of which shall be defrayed the expenses attending the taking of such subscriptions, and all other incidental expenses, 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.

SECT. II. *And be it further enacted by the authority aforesaid*, That when one hundred persons or more shall have subscribed three hundred or more shares of said stock, the commissioners or a majority of them shall certify under their hands 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 the seal of the state, to create and erect the subscribers, and if the subscription be not full at the time, those also 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 Columbia and Marietta 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 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

Books may be transferred.

Proviso.

When the governor shall issue letters patent.

Name and style of the company.

Privileges of.

shall be found necessary to fulfil the intention of this act, and of purchasing, taking and holding to them and their successors and assigns, and of selling and transferring and conveying in fee simple or for any less estate. all such lands and 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 have been issued, give notice in two or more public newspapers in the county of Lancaster, of the time and place by them to be appointed, which shall not be less than twenty days from the publication of the first notice, at which time and place the said subscribers shall proceed to organise 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 authorised, one president, and eight managers, one treasurer, and such other officers as they shall think necessary to conduct the business of the company for one year, and until other officers shall be chosen, and shall and may make such by-laws, rules, orders and regulations not inconsistent with the laws of the United States, or of this state, 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 Lancaster and Susquehanna turnpike road: *provided,* that the said president and managers shall not be compelled to cut said road more than twenty feet in width, in such parts of the same as may lead through solid rocks: *and provided also,* that no toll shall be demanded or taken from any person passing from one part of his or her farm to another part thereof, and to or from any place of public worship, or funeral, or from any militia on days of training: *and be it further provided,* that if the company shall not proceed to carry on the said works in four years after the passing of this act, or shall not within seven years thereafter 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.

When the company shall be organised.

Officers to be chosen.

By-laws.

Restrictions, penalties, &c.

Proviso.

SECT. IV. *And be it further enacted by the authority aforesaid.* That it shall be the duty of the said president, managers and company to commence the making of said road at the southern

Where the road shall be commenced.

end of the Point Rock, and complete it from thence to Chickey's creek, before they commence the making of any other part of said road.

ROBERT SMITH, *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 fourteen.

SIMON SNYDER.

CHAPTER IX.

An ACT allowing compensation to constables for attending the several courts within this commonwealth.

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 from and after the first day of April next, it shall be the duty of the judges of the several courts of quarter sessions, oyer and terminer, and common pleas within this commonwealth, after the constables shall have made their returns on the first day of the sessions, to ascertain the number of constables attending, and to select a sufficient number to attend during the term of the said court, and to discharge the other constables, and to select for every court thereafter until a new election of constables shall be held ; provided, that no constable shall be obliged to serve more than one week at any one time, until the whole list shall have been gone through ; and when an adjourned court shall be held, it shall be the duty of the sheriff to give notice to the constable or constables selected by the judges to attend at the said adjourned court.*

SECT. II. *And be it further enacted by the authority aforesaid, That it shall be the duty of the clerk or prothonotary of any of the said courts as the case may be, to certify the name or names of the constable or constables, and the number of days each constable shall have attended, to the commissioners of the proper county, who shall thereupon draw their warrant on the county treasurer in behalf of the said constable or constables, for one dollar for each and every day he or they shall have respectively attended ; provided, that the said constables shall not be allowed*

Duty of the judges.

To select constables, &c.

Proviso.

Duty of prothonotaries.

Pay of constables, &c.

Proviso.