

SECT. II. *And be it further enacted by the authority aforesaid,* That the auditor general shall ascertain the balance due by the United States to the militia and volunteers aforesaid, and make report thereof to the governor, who is hereby authorized and required, in the name of this commonwealth, to loan to the government of the United States, the sum mentioned in the foregoing section, or such part thereof as may be necessary, on the condition and with the assurance, that the sum so loaned shall be applied to the payment of the militia and volunteers aforesaid.

Duty of the auditor general.

SECT. III. *And be it further enacted by the authority aforesaid,* That the governor be, and he is hereby directed to lay before the legislature, within the first week of the next session, a report of his proceedings under this act.

Governor's proceedings to be laid before the legislature.

JACOB HOLGATE, *Speaker of the House of Representatives.*

JOHN TOD, *Speaker of the Senate.*

APPROVED—the eleventh day of March, one thousand eight hundred and fifteen.

SIMON SNYDER.

CHAPTER XCI.

An ACT authorizing the governor to incorporate a company for making an artificial road, from the south end of Market street, in the borough of Lebanon, to Cornwall Furnace.

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 William Coleman, Henry Moyer, Samuel Light, John Weidman, Abraham Raguel, Tobias Steover, and Peter Gloninger, be, and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned, that is to say, That they shall, on or before the first day of July next, procure one or more books, and enter therein as follows: "We, whose names are hereunto subscribed, do promise to pay to the president, managers and company of the Lebanon and Cornwall Furnace turnpike road, the sum of fifty dollars for each and 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 said president and managers, 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 south end of Market street, in the borough of Lebanon, to Cornwall Furnace." Witness our hands the day of in the year of our Lord one thousand eight hundred and . . . " And shall give notice in one public newspaper printed in the borough of Lebanon, and in two public newspapers printed in the borough of Harrisburg, for one calendar month at

Commissioners.

Duty of.

Books to be opened.

least, of the times and places when and where the books will be open to receive subscriptions of stock for the said company, at which respective times and places some one or more of the commissioners shall attend, and permit all persons of lawful age, who shall offer, to subscribe in the said books, in their own name or in the names of any other person or 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 four days, and if at the end of the four days as aforesaid, the said subscription shall not amount to three hundred shares, the said commissioners may adjourn from time to time, until the said books so opened shall have three hundred shares therein subscribed, of which adjournment, 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 three hundred, the same shall be closed: *Provided*, That every person offering to subscribe in the said books, in his own name or in any other name, shall previously pay to the attending commissioner or commissioners, the sum of five dollars for every share by him 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.

Proviso.

When the governor shall grant letters patent

SECT. II. *And be it further enacted by the authority aforesaid*, That when two hundred shares, or the whole number of shares, shall be actually subscribed, the said commissioners, or a majority of them, 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 subscription be not full at the time, then also those who shall afterwards subscribe, into one body politic and corporate, in law and in deed, by the name, style and title of "The President, Managers and Company of the Lebanon and Cornwall Furnace 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 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.

Subscriptions may be enlarged.

SECT. III. *And be it further enacted by the authority aforesaid*, That the commissioners aforesaid, shall, as soon as conveniently

may be, after the said letters patent shall have been issued, give notice in one newspaper in the county of Lebanon, and two newspapers in the county of Dauphin, 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 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 eight managers, one treasurer and such other officers as they shall think necessary to conduct the business of said company for one year and until other officers shall be chosen, 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 distances, as are given and granted to the president, managers and company of the Lancaster and Susquehanna turnpike road, in and by an act of the general assembly, passed the twenty-second of April, one thousand seven hundred and ninety-four, and the supplement thereto passed the twenty-sixth of February, one thousand eight hundred and one: *Provided*, That the said president and managers shall not be compelled to cut said road more than sixteen 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, nor from any person or persons passing to or from any place of worship, funeral, school, election or militia training, or repassing on said road, between the beginning thereof, in the borough of Lebanon, and the place where the road leading to Colebrook furnace intersects the same: *And provided also*, That the said company shall not erect a gate or gates on said road within one half of a mile of said borough: *And be it further provided*, That if the company shall not proceed to carry on the said works in five years after the passing of this act, or shall not, within six 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.

JACOB HOLGATE, *Speaker*
of the House of Representatives.

JOHN TOD, *Speaker of the Senate*.

APPROVED—the eleventh day of March, one thousand eight hundred and fifteen.

SIMON SNYDER.