

§600 for a road from the Middle ferry to M'Call's ferry.

SECT. II. *And be it further enacted by the authority aforesaid,* That the sum of six hundred dollars be, and the same is hereby appropriated for the purpose of opening and improving a road laid out by commissioners appointed for that purpose, agreeably to an act of the legislature, passed March the eleventh, one thousand eight hundred and fifteen, entitled "An act to enable the governor to appoint commissioners to lay out a road from the Middle ferry bridge near Philadelphia to the M'Call's ferry bridge over the Susquehanna;" the same to be expended on that part of said road adjoining to and lying within one mile of M'Call's ferry bridge aforesaid, and the state treasurer is hereby authorised and required to pay the said sum of six hundred dollars to Edward Brien and Benjamin Hart, of Martick township in the county of Lancaster, or to either of them, who shall give bond to the governor, with sufficient surety, for the faithful application of said money agreeably to the intention of this act, and shall present their accounts for settlement within two years after receiving the same, to the accountant department, who shall adjust and settle the same.

Commissioners to give bond, and exhibit their accounts.

REES HILL, *Speaker*
of the *House of Representatives.*

JOHN TOD, *Speaker of the Senate.*

APPROVED—the thirteenth day of March, one thousand eight hundred and sixteen.

SIMON SNYDER.

CHAPTER XCI.

An ACT to authorise the governor to incorporate a company for erecting a bridge over the north-east branch of the river Susquehanna, between the town of Catawissa and the mouth of Fishing creek.

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 Cadwallader Evans and Samuel Wetherill, junior, of the city of Philadelphia, Samuel Baird, of the county of Montgomery, J. K. Boyer, Lewis Reece and Gabriel Heister, junior, of the county of Berks, James Sinton and Daniel Seager, of the county of Lehigh, Daniel Graff and Doctor James M'Farlin, of the county of Schuylkill, Christian Brobst, Joseph Paxton, Leonard Rupert, Philip Marling, William Baird, and Isaiah Willets and Richard Demutt, of the county of Columbia, 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 January, in the year of our Lord one thousand eight hundred and seventeen, procure a book or books and enter therein as follows, "We, whose names are hereunto subscribed, do promise to pay to the president, managers and company for

Commissioners named.

erecting a bridge over the north-east branch of the river Susquehanna, between the town of Catawissa and the mouth of Fishing creek, in the county of Columbia, the sum of twenty-five 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, in pursuance of an act of the general assembly, entitled 'An act to authorise the governor to incorporate a company for erecting a bridge over the north-east branch of the river Susquehanna, between the town of Catawissa and the mouth of Fishing creek.' Witness our hands the day of

in the year of our Lord one thousand eight hundred and ."

And thereupon shall give notice in one of the newspapers printed in the city of Philadelphia, one or more of the newspapers printed in the borough of Reading, and one or more newspapers printed in the county of Columbia, for one calendar month at least, of the times and places in the city of Philadelphia, in the borough of Reading, and in the town of Catawissa, when and where the said books shall be opened to receive subscriptions for the stock of said company, at which respective times and places one of the said commissioners shall attend and permit all persons who shall offer to subscribe in the said books, which shall for that purpose be kept open at least six hours in every juridical day for the space of at least three juridical days, if three days be necessary, and in any of the said juridical days within the hours aforesaid, any person of the age of twenty-one years shall have liberty to subscribe in his own name or in the name or names of any other person or persons by whom he shall be authorised, for any number of shares in said stock, and if at the expiration of the said three first days, the said book opened at Philadelphia shall not have subscribed five hundred shares therein, or the books opened at Reading and Catawissa five hundred shares each therein subscribed, the said commissioners respectively may adjourn from time to time until the said number of shares shall be subscribed, of which adjournment public notice shall be given at each place, and when the said subscriptions in the said books shall amount to the respective numbers aforesaid, the same shall be closed; and if before the said subscription shall be declared to be full, application shall be made to subscribe for more shares than will fill the said books or either of them, the said commissioners respectively shall apportion the whole number of shares at such respective places, among all those who shall have subscribed or offer to subscribe as aforesaid on that day at such place, by deducting from the subscribers of more shares than one, such proportion of the shares by them respectively subscribed, as will leave every person one or more shares; but after any one of the said books shall have been opened at any one of the respective places aforesaid for the space of ninety days, the whole number of shares to the said places herein before respectively allotted, shall not have been subscribed, the said book or books may be respectively transferred to any places in the counties of Philadelphia, Berks and Columbia, and there kept open as aforesaid,

Notice of opening the books.

Commissioners may adjourn.

Shares, how apportioned in certain cases.

Proviso.

§2 to be paid at time of subscribing.

800 shares being subscribed,

letters patent may issue.

Style of corporation.

Powers and privileges.

Notice of the organization of the company.

What officers to be chosen.

public notice shall be given thereof at the places whence and whereto the said books shall be respectively transferred: *Provided always*, That every person offering to subscribe in the said books, in his own name or in the name of any other person, shall respectively pay to the attending commissioner or commissioners taking such subscription, two dollars on each share to be subscribed, which money shall go to defray the expenses of the commissioner or commissioners, and the residue thereof, if any there should be, shall be paid over to the treasurer of the corporation as soon as the same shall be organized and the officers chosen as hereafter mentioned.

SECT. II. *And be it further enacted by the authority aforesaid*, That when fifty persons or more shall have subscribed eight hundred shares in the said books, the said commissioners shall certify, under their hands and seals, the names of the subscribers and the number of shares subscribed by each subscriber, to the governor, and thereupon it shall be lawful for the governor, by letters patent under his hand and the seal of the state, to erect and create the subscribers, and if the said subscriptions be not full at the time, then 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 for erecting a Bridge over the north-east branch of the river Susquehanna, between the town of Catawissa and the mouth of Fishing creek," 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 of the 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, in fee simple or for any less estate, all such estate, real and personal as shall be necessary and convenient to them in the prosecution of their works, and the same to sell and dispose of at their pleasure, 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 four persons first named in the letters patent, as soon as conveniently may be after obtaining the same, shall give notice in one or more of the newspapers in the towns aforesaid, of a time and place by them to be appointed, not less than thirty days from the time of issuing 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 authorised, one president, six 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 may make such by-laws, rules, orders and regulations, not inconsistent with the laws and constitution

of this state or the United States, as shall be necessary for the well-ordering the affairs of the said company, and generally to have all the powers, authorities and privileges necessary for completing, maintaining and keeping in repair the said bridge, and shall have all the privileges, and the same tolls, and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures which are given and granted, or imposed upon the president, managers and company incorporated to erect a bridge over the river Susquehanna at the falls of Nescopeck, in the county of Luzerne, in virtue of an act of the general assembly of this commonwealth, passed the ninth day of April in the year of our Lord one thousand eight hundred and seven.

Enjoy like powers and be subject to like restrictions as the company for erecting a bridge at Nescopeck falls.

REES HILL, *Speaker*
of the *House of Representatives.*

JOHN TOD, *Speaker of the Senate.*

APPROVED—the fifteenth day of March, one thousand eight hundred and sixteen.

SIMON SNYDER.

CHAPTER XCII.

An ACT for holding special courts of common pleas.

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* whenever it shall happen that the president of any judiciary district in this commonwealth, shall have been, previously to his appointment, concerned as counsel in any suits or actions depending and untried in any county of his district, and in case any person shall be hereafter appointed president of any judiciary district of this commonwealth, who, previously to such appointment, shall have been concerned in any actions or suits depending and untried in any county appertaining to his district, or shall be personally interested therein, it shall be the duty of such president to give notice thereof to the prothonotary of the court in which such cause shall be depending; which prothonotary shall, forthwith, make out a list of all such causes, and transmit the same to the president of such other district, who may reside nearest to the place where any such cause is to be tried and determined, and on the receipt of such list, it shall be the duty of such president to appoint a time for holding a special court within the county where any such suit is or ought to be tried and determined, and to hold the said special court with one or more of the associate judges of the county: and all other proceedings shall be had as if such causes had been tried and determined by the proper president of the district, and the like proceedings shall be had in all cases subsequent to trial and judgment thereon by appeal or writ of error: and such special courts

In cases where presidents has been of council, the president of an adjoining district shall preside.

Duty of prothonotary.