

penalties incurred under the act, entitled "An act declaring the holding of offices or appointments under this state incompatible with the holding or exercising offices or appointments under the United States," or so as to enable any justice to recover any costs or fees claimed by him, or to prevent the recovery from the said justice of any costs or fees which he may have received for acts done by him as a justice, during the time his commission was void under the said act.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-second day of March, one thousand eight hundred and seventeen.

SIMON SNYDER.

CHAPTER CI.

AN ACT

Relative to suits brought by or against corporations.

Suits may be brought against corporations.

Proviso.

When judgment shall be rendered.

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 suits may be brought against corporations by their corporate names, before any court or magistrate of competent jurisdiction, by summons, which may be served on the president or other principal officer, or on the cashier, treasurer, secretary or chief clerk of such corporation: *Provided,* That no suit shall be sustained on any bank note or notes payable to bearer or order on demand, unless demand shall have been first made for payment thereof at their banking house, office or treasury, and in case of non-payment, interest shall be recoverable on the same from the time of making such demand.

SECT. 2. *And be it further enacted by the authority aforesaid,* That if any corporation, summoned as aforesaid, shall not appear by their officer, agent or attorney, at the time mentioned in said summons, then or at any time afterwards, on proof of the service of the summons, by the oath or affirmation of the officer serving the same, judgment, by default, shall be rendered against said corporation, for the sum which to the court or magistrate shall appear to be due.

SECT. 3. *And be it further enacted by the authority aforesaid,* That execution against any corporate body, issued by a

magistrate, shall be to levy the debt, interest and costs of the Execution to goods and chattels of said corporation; and execution out of levy debt, &c. any court shall be to levy, as aforesaid, of the goods and chattels, lands and tenements of such corporation; and any execution so issued and directed to any sheriff, constable or other proper officer, shall be served by the said officer going to the banking house or other principal officer of the corporation, at their usual office hours, and demanding of the president or other chief officer, cashier, treasurer, secretary or chief clerk of said corporation, the amount of said execution, with legal costs; and if the same is not forthwith paid in lawful money, or if no person can be found on whom demand may be made as aforesaid, then such sheriff, constable or other officer is hereby authorised and required to seize any personal property of said corporation, sufficient for the debt, interest and costs, but if no sufficient personal property can be found as aforesaid, then, in case of execution out of any court, the levy may be on the real estate of the corporation; and in case of execution issued by any magistrate as aforesaid, where no sufficient personal estate can be found as aforesaid, the plaintiff may file, in the court of common pleas, a transcript of the judgment, as in other cases: *Provided*, That where execution shall be against a banking company, and other personal property cannot be found sufficient for the debt, interest and costs, if any current coin of gold, or silver or copper shall be found by such officer, he shall take so much as will satisfy the debt, interest and costs.

When personal property may be seized.

Proviso.

SECT. 4. *And be it further enacted by the authority aforesaid*, That in case of appeal, certiorari or writ of error, by any corporation, the oath or affirmation required by law, shall be made by the president or other chief officer of the corporation, or in his absence, by the cashier, treasurer or secretary; and when any corporation shall be sued, and shall appeal or take a writ of error, the bail requisite in that case shall be taken absolute for the payment of the debt, interest and costs on affirmance of the judgment.

By whom oath shall be made in cases of writs.

SECT. 5. *And be it further enacted by the authority aforesaid*, That rules of reference, and all notices whatsoever, may where a corporation is a party in any suit, be served on the president or other principal officer or cashier, or secretary, or chief clerk of such corporation.

Notices, &c. to be served under this president of corporations.

SECT. 6. *And be it further enacted by the authority aforesaid*, That in cases in which a corporation shall be a party in any suit in any court, or before any magistrate, all the proceedings, except as regulated by this act, shall be the same as directed by law in other similar cases.

Proceedings to be conducted.

SECT. 7. *And be it further enacted by the authority aforesaid*, That this act shall be in force from and after the first day of July next, and the Governor is hereby required to

When this act shall go into effect.

cause this act to be published in two newspapers in Philadelphia, two in Harrisburg, and two in Pittsburg.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-second day of March, one thousand eight hundred and seventeen.

SIMON SNYDER.

CHAPTER CII.

AN ACT

Incorporating the West Newton bridge company.

WHEREAS a number of the inhabitants of the county of Westmoreland, have associated together under the name and style of "The West Newton Bridge Company," for the purpose of erecting a bridge over the Youghiogheny at West Newton, in the county aforesaid, and have entered into articles of association for the government of the said company, and the commissioners therein mentioned have procured subscribers to nearly the whole amount of the capital stock, and they being desirous of being incorporated :

Therefore,

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 the subscribers to the association under the style of the West Newton Bridge Company, and those who may hereafter subscribe to the same, and their successors and assigns, shall be, and they are hereby made and created a body politic in law and in fact, under the name, style and title of "The West Newton Bridge Company," and by that name shall have perpetual succession, and all the powers, privileges and franchises incident to a corporation, and the following shall be the fundamental articles for the government of said company :

Style of the company.

ARTICLE I.

Site of the bridge.

Sect. 1. The site of the bridge shall be as near the centre of the square between Main and Vine streets, as the managers