

commenced within six months after the offence shall have been committed.

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

ISAAC WEAVER,
Speaker of the Senate.

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

SIMON SNYDER.

CHAPTER CXLVI.

AN ACT

Authorising the Governor to incorporate two companies for making an artificial road from the city of Pittsburg, through Butler and Mercer to Meadville.

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 for the purpose of making an artificial or turnpike road, to commence at the north end of the bridge (about to be built) over the Allegheny river opposite the city of Pittsburg, through Butler and Mercer to Meadville, it shall and may be lawful for the Governor of this Commonwealth to incorporate two companies, on the terms and conditions hereinafter mentioned and provided; one company for making so much of the said road as may lay between the city of Pittsburg and the boroughs of Butler and Mercer, to be known by the name and style of "The Pittsburg, Butler and Mercer Turnpike Road Company;" and one other company for making so much of said road as may lay between the borough of Mercer and the town of Meadville, to be known by the name and style of the "Mercer and Meadville Turnpike Road Company."

Two companies to be incorporated.

Style of the corporations.

SECT. 2. *And be it further enacted by the authority aforesaid,* That Henry Baldwin and William Robeson, of the city of Pittsburg, William Campbell and Jacob Mecklin, of the borough of Butler, James Miller and Bevan Pearson, of the borough of Mercer, for the Pittsburg, Butler and Mercer turnpike road company, John Reynolds and Thomas Atkinson, of the town of Meadville, Joseph Smith and Jacob Herrington, of Mercer, for the Mercer and Meadville turnpike road com-

Commissioners named.

Books to be opened. pany, be, and they are hereby appointed commissioners to do and perform the following duty, to wit: Each board of commissioners shall, on or before the first Monday in July next, procure one or more books, and in each of them enter as follows: "We, whose names are hereunto subscribed, do promise to pay to the president and managers of the

turnpike road company, the sum of twenty-five dollars for each share of stock in the said company set opposite to our respective names, in such manner, in such 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 the Commonwealth of Pennsylvania, entitled 'An act authorising the Governor to incorporate two companies for making an artificial road from the city of Pittsburg, through Butler and Mercer to Meadville.' Witness our hands this

Who may subscribe. day of in the year of our Lord one thousand eight hundred and .” And shall thereupon give such public notice as they shall think necessary, of the times and places when and where the said books shall be kept open to receive subscriptions for the stock of said companies, or either of them; at which respective times and places some one or more of the said commissioners shall attend, and permit all persons of lawful age, who shall offer, to subscribe in the said books in their own name, or the names of any other person or persons 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 three days, if necessary, or until eighteen hundred shares shall have been subscribed of the stock of the Pittsburg, Butler and Mercer turnpike road company, and nine hundred shares of the Mercer and Meadville turnpike road company; and if at the expiration of the said three 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, of which adjournments and transfer the commissioners aforesaid shall give such public notice as the occasion may require, and when the whole number of shares subscribed in all the books shall amount to the number aforesaid, the same shall be closed: *Provided always*, That every person offering to subscribe in the said books in his own or any other name, shall previously pay to the attending commissioners the sum of two 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 said company as soon as the same shall be organized and the officers chosen as hereinafter mentioned.

Of adjournment and transfer of books. .

Proviso, .

SECT. 3. *And be it further enacted by the authority afore-*

said, That when twenty persons or more shall have subscribed twelve hundred shares or more of the stock of the first section of said road, and five hundred shares or more of the stock of the second section of said road, the commissioners of any of said companies, or a majority of them may, or when the whole number of shares aforesaid shall be subscribed, they shall certify to the Governor, under their hands and seals, the names of the subscribers, and the number of shares subscribed by each, whereupon he shall by letters patent, under his hand and seal of the state, create and erect the subscribers, and if the subscription be not full at the time, then also those who shall thereafter subscribe to the number aforesaid, into one body politic and corporate, in deed and in law, by the respective names, styles and titles as designated in the first section of this act; and by the same names the said subscribers shall have perpetual succession, and all the privileges and franchises incident to a corporation or corporations, and shall be capable of taking and holding their 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 intention of this act; and of purchasing, taking and holding to them and their successors and assigns, in fee simple, or for any lesser estate, all such lands, tenements, hereditaments and estate, 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.

When letters patent may issue.

Powers and privileges of the corporations.

SECT. 4. *And be it further enacted by the authority aforesaid,* That the commissioners of said companies shall, as soon as conveniently may be, after the said letters patent shall be obtained, give notice as aforesaid, of the time and place by them appointed, for the said subscribers to meet in order to organize the said corporations, and to choose, by a majority of votes of the said subscribers, by ballot, to be delivered in person or by proxy duly authorised, one president, twelve managers, one treasurer, and such other officers as shall be deemed necessary to conduct the business of each of said companies until the first Monday of May, in the year of our Lord one thousand eight hundred and eighteen, and until like officers shall be chosen; and may make such by-laws, rules, orders and regulations, as do not contravene the constitution and laws of the United States or of this Commonwealth, and may be necessary for the well-governing the affairs of the said companies: *Provided always,* That no person, in his own right, shall have more than fifteen votes at any election or determining any question arising at said meeting, whatever number of shares he, she or they may be entitled to, and that each person shall be entitled to one vote for every share by him, her or them held under that number.

Notice to be given of the organization of the companies.

What officers to be chosen.

May make by-laws.

Proviso.

Annual
meetings.

SECT. 5. *And be it further enacted by the authority aforesaid,* That the said companies shall meet on the first Monday of May in the year of our Lord one thousand eight hundred and eighteen, and on the first Monday of May in every year thereafter, at such place as shall be fixed by their by-laws, for the purpose of choosing managers and such other officers as aforesaid for the ensuing year, in manner aforesaid, and at such other times as they shall be summoned by the managers, in such manner and form as shall be prescribed by their by-laws.

Certificates
of stock to
issue—

how to be
transferred.

SECT. 6. *And be it further enacted by the authority aforesaid.* That the presidents and managers first chosen as aforesaid for said companies, shall procure certificates for all the shares of the stock of the said companies, and shall deliver one such certificate, signed by the president and countersigned by the treasurer, and sealed with the common seal of the said corporation, to each person for every share by him, her or them subscribed and held, he, she or they paying two dollars for each share; which certificate shall be transferable at pleasure, or by attorney duly authorised, in the presence of the president or treasurer, subject, however, to all payments due or to become due thereon; and the assignee holding any certificate, having first caused the assignment to be entered in a book of the company to be kept for that purpose, shall be a member of the corporation, and for every certificate assigned to him as aforesaid, shall be entitled to one share of the capital stock, and of all estates and emoluments of the company, and to vote as aforesaid at the meetings thereof.

Meetings of
the president
and mana-
gers.

May appoint
surveyors,
engineers,
&c.

Fix wages
and salaries.

Proviso.

SECT. 7. *And be it further enacted by the authority aforesaid,* That the said president and managers shall meet at such times and places as shall be ordained by their by-laws, and when met seven members shall form a quorum, who in the absence of the president may choose a chairman, and shall keep minutes of all their transactions fairly entered in a book; and a quorum being formed, they shall have full power and authority to appoint all such surveyors, engineers, superintendants, and other artists and officers as they shall deem necessary to carry on their intended works, and to fix their salaries and wages, to ascertain the times when and manner and proportions in which the stockholders shall pay the monies due on their respective shares, to draw orders on the treasurer for all monies necessary to pay the salaries or wages of persons by them employed, and for materials: *Provided,* That such drafts do not exceed the sums deposited by the company, and such orders be signed by the president, or in his absence by a majority of a quorum: and generally to do all such other acts, matters and things as by this act and by the by-laws, rules, orders and regulations of the company they shall be authorised to do.

SECT. 8. *And be it further enacted by the authority aforesaid,* That if after thirty days notice in such public papers,

at the discretion of the managers, as shall be best calculated to notify such stockholders of the time and place appointed for the payment of any proportion or dividend of the said capital stock in order to carry on the work, any stockholder shall neglect to pay such proportion or dividend at the place appointed, for the space of thirty days after the time so appointed, every such stockholder, or his assignee, shall, in addition to the dividend so called for, pay at the rate of two per centum per month for the delay of such payment; and if the same and additional penalty shall remain unpaid for such space of time as that the accumulated penalty shall become equal to the sums before paid in part and on account of such shares, the same shall be forfeited to the said company, and may be sold to any person or persons willing to purchase, for such price as can be obtained for the same, or in default of payment by any stockholder of any such instalment as aforesaid, that the said president and managers may, at their election, cause suit to be brought in any court of competent jurisdiction for the recovery of the same, together with the penalty aforesaid: *Provided always*, That no stockholder, whether original subscriber or assignee, shall be entitled to vote at any election, or at any general or special meeting of the said company, unless the whole sum due and payable as aforesaid, on the share or shares by him held at the time of such election or general or special meeting of the said company, shall have been fully paid and discharged as aforesaid.

Penalty on neglecting to pay instalments.

Suit may be brought against them.

Proviso.

SECT. 9. *And be it further enacted by the authority aforesaid*, That it shall and may be lawful to and for the said president and managers, their superintendants, surveyors, engineers, artists and chain bearers, to enter into and upon all and every the lands, tenements and enclosures, in, through and over which the said intended turnpike road may be thought proper to pass, and to examine the ground most proper for the purpose, and the quarries and beds of stone and gravel and other materials in the vicinity, that will be necessary in making and constructing the said road, and to survey, lay down, ascertain, mark and fix such route or track of the said road, upon such practicable ground as will be shortest in distance between the several points of the said road mentioned in this act, and to open, make and construct said road in the manner hereinafter directed.

Right to enter enclosures,

and mark the route of the road.

SECT. 10. *And be it further enacted by the authority aforesaid*, That the said president and managers, by and with their superintendants, engineers, artists, workmen and laborers, with their tools, instruments, carts, waggons and other carriages and beasts of draught or burden, may enter upon the lands over, contiguous and near to the route of the said intended road, first giving notice to the owners or occupiers thereof, and afterwards doing as little damage thereto as possible, and repairing any breaches they may make in the inclosures thereof, and making amends for any damage that may be done to

May enter enclosures and take materials.

the improvements thereon, the amount whereof, if the parties do not agree, shall be assessed by any three disinterested freeholders, to be appointed by any disinterested justice of the peace of the county where such damage may be done, and upon tender of the appraised value, may dig, take and carry away any stone, gravel or other materials there being most conveniently situate for making or repairing the said road: *Provided*, That if the owner of any land shall suffer damage by the road passing over the same, such owner may, within one year, make application to the court of quarter sessions of the proper county, which shall appoint three disinterested freeholders who shall assess and determine, and under their oaths or affirmations, report to the said court what damage such owner shall have sustained by reason of said road passing over the same, taking into view in such assessment, and making due and full allowance for all advantages accruing or likely to accrue to such owner, by reason of so making and establishing the same.

SECT. 11. And be it further enacted by the authority aforesaid, That the president and managers of each section of said road, shall cause a road to be laid out as aforesaid, of not less than forty nor more than sixty feet in width, and at least twenty feet thereof to be made an artificial road, of firm and substantial materials, composed of wood, gravel, stone or other hard substances, in such manner as to secure a solid foundation and even surface, so far as the nature of the country and materials will admit, in the whole extent of the said road, wherever it shall be necessary, and the natural surface require it, so as to fulfil the duties of the said companies toward the public, and so nearly level in its progress as that it shall in no place rise or fall more than will form an angle of five degrees with a horizontal line, and shall forever after maintain and keep the same in good and perfect order and repair, and the said president, managers and company shall erect permanent bridges over all the streams of water crossing the said road, excepting French creek.

SECT. 12. And be it further enacted by the authority aforesaid, That as soon as the said president, managers and company of any of the sections of said road, shall have perfected the said road for the distance of five miles from either of the points aforesaid, and so from time to time any distance not less than five miles progressively from the same towards either of the places aforesaid, they shall give notice thereof to the Governor, who shall thereupon forthwith appoint three disinterested persons to view and examine the same, and to report to him in writing, whether the said road is so far executed in a masterly and workmanlike manner, according to the true intent and meaning of this act, and if their report shall in either case be in the affirmative, then the Governor shall, by license under his hand and the lesser seal of this Commonwealth, permit the said president, managers and company to

How compensation to be made for materials and damages.

Proviso.

Width of the road—

Its elevation.

When licenses to take toll may issue

fix and erect so many gates or turnpikes upon and across the said road, as will be necessary and sufficient to enable them to collect the tolls and duties hereinafter granted to the said company, from all persons travelling on the same with horses, cattle, sheep, swine and carriages: *Provided*, That no toll be demanded or taken from any person passing or repassing from one part of his or her farm to another, or to and from any place of public worship on Sunday, or funeral, or from any officer or private belonging to the militia, going to or returning from any company, battalion or regimental training on days appointed for that purpose, or from any person going to or returning from any general or township election, or from any person going to or returning from school. Proviso.

SECT. 13. *And be it further enacted by the authority aforesaid*, That the said company, having perfected the said road, or such part thereof from time to time as aforesaid, and the same being examined, approved and licensed as aforesaid, it shall and may be lawful for them to appoint such and so many toll gatherers as they shall think proper, to collect and receive of and from all and every person and persons using the said road the tolls and rates hereinafter mentioned, and to stop any person from passing through the said turnpikes or gates until they shall respectively have paid the same, that is to say: For every five miles in length of the said road completed and licensed as aforesaid, the following sums of money, and so in proportion for any lesser or greater distance actually travelled, or for any greater or less number of sheep, hogs or cattle, to wit: For every score of hogs six cents; for every score of sheep, six cents; for every score of cattle, twelve cents and one half; for every horse or mule, laden or unladen, with his rider, leader or driver, three cents; for every sulkey, chair or chaise with one horse and two wheels, six cents, and with two horses, ten cents; for every chariot, coach, phaeton or chaise with four wheels and two horses, twelve and one half cents; for either of the carriages last mentioned with four horses, twenty cents; for every other carriage of pleasure, under whatever name it may go, the like sums, according to the number of wheels and horses drawing the same; for every stage waggon with two horses, twelve and one half cents; and for every such waggon with four horses, twenty cents; for every sleigh, three cents for each horse drawing the same; for every sled, two cents for each horse drawing the same; for every cart or waggon, the wheels of which do not exceed the breadth of four inches, six and one fourth cents for each horse drawing the same; for every cart or waggon, the wheels of which shall exceed in breadth four inches, and not exceeding seven inches, three cents for each horse drawing the same; for every cart or waggon, the breadth of the wheels of which shall be more than seven inches, and not more than ten inches, or being of the breadth of seven inches shall roll more than ten inches, two cents for each horse drawing the same; May appoint tollgatherers
Rates of toll.

for every cart or waggon, the breadth of the wheels of which shall be more than ten inches, and not exceeding twelve inches, or being ten inches shall roll more than fifteen inches, one cent for each horse drawing the same; for every cart or waggon, the breadth of the wheels of which shall be more than twelve inches, one cent for each horse drawing the same; and all carriages as aforesaid, which shall be drawn by oxen in the whole, or partly by oxen and partly by horses, two oxen shall be estimated as equal to one horse in charging all the aforesaid tolls, and every mule as equal to one horse: and if any person or persons shall represent to either of the said companies, or any of their officers, that he, she or they have travelled a less distance than he, she or they have actually travelled along the said road, with intent to defraud the said company of their toll, or any part thereof, such person or persons shall, for every such offence, forfeit and pay to the use of the said company, any sum not exceeding eight dollars; and if any toll gatherer shall demand and receive greater or other toll from any person or persons than such toll gatherer is authorised to demand and receive by virtue of this act, such toll gatherer shall forfeit and pay the sum of twenty dollars for every such offence, to the supervisors of the highways of the township in which the forfeiture is incurred, for the repair of the roads of the said township, and for the payment of which the said company shall be responsible: *Provided always*, That it shall and may be lawful for the said company, by their by-laws, to regulate the burden or carriages to be drawn along the said road, in such manner as shall be found from experience to be most conducive to the public convenience and the advantage of said companies.

Proviso.

SECT. 14. *And be it further enacted by the authority aforesaid*, That if the said companies shall neglect to keep the said road and bridges in good and perfect order and repair for the space of five days, and information shall be given thereof to any justice of the peace of the neighborhood, within the county where the repair ought to be made, such justice shall issue a precept, to be directed to any constable, commanding him to summon three disinterested persons to meet at a certain time in the precept to be mentioned, at the place in such road as shall have been complained of, of which meetings notice shall be given to the keeper of the gate or turnpike nearest thereto within the said county, and the said justice shall, at such time and place, on the oaths or affirmations of said persons, enquire whether the said road, or any part thereof is in such good and perfect order and repair as aforesaid, and if upon such enquiry the said road shall be found to be out of order and repair, contrary to the true intent and meaning of this act, the said justice shall cause an inquisition thereof to be made, under his hand and at least two of the said persons, one copy whereof he shall certify and send to each of the keepers of the turnpike or gates between which such defec-

Penalty on neglecting to keep the road and bridges in repair.

tive place shall be, and from thenceforth the tolls hereby granted to be collected at such turnpikes or gates shall cease to be demanded, paid or collected until the said defective part or parts of the said road shall be put in good and perfect order and repair as aforesaid; and if the same shall not be put into good and perfect order and repair before the next court of quarter sessions of the peace, to be held for the county in which the defect is proved to be, the said justice shall certify and send a copy of the inquisition aforesaid to the justices of the said court, who shall thereupon cause process to issue to bring in the body or bodies of the person or persons entrusted by the said company with the care and superintendance of such part of the said road as shall be so found defective, and shall proceed thereon as in the case of supervisors of the highways for neglect of their duty, and if he or they shall be convicted of the offence charged in the said inquisition, the said court shall give such judgment, according to the nature and aggravation of the neglect, as they in their discretion shall judge proper: *Provided* the fine in no instance shall be less than twenty dollars, nor exceeding one hundred dollars; and the fine so imposed shall be recovered in the same manner as fines for misdemeanors are usually recovered in the said county, and shall be paid to the supervisors of the highways of the township wherein the offence was committed, to be applied to repairing the highways and public roads therein.

Tolls to cease till the road is repaired.

Inquisition to be certified to the court.

Proviso as to the quantum of fine.

SECT. 15. *And be it further enacted by the authority aforesaid,* That if any person or persons whosever, owning, riding in or driving any sulkey, chair, chaise, phaeton, cart, waggon, wain, sleigh, sled or other carriage of burden or pleasure, riding or leading any horse, mare or gelding, or driving any sheep, hogs or other cattle, shall therewith pass through any private gates or bars, or along or over any private passage way or other ground near to or adjoining any turnpike or gate erected or which shall be erected in pursuance of this act, with an intent to defraud the said company, and avoid the payment of the toll or duty for passing through any such gate or turnpike, or if any person or persons shall, with such intent take off, or cause to be taken off, any horse, mare or gelding or other cattle from any sulkey, chair, chaise, phaeton, cart, waggon, wain, sleigh, sled or other carriage of burden or pleasure, or practice any other fraudulent means or device, with the intent that the payment of any such toll or duty may be evaded or lessened, all and every such person or persons, in all and every or any of the ways or manners aforesaid offending, shall, for every such offence respectively, forfeit and pay to the president, managers and company of the said turnpike road, any sum not exceeding ten dollars, to be sued for and recovered with costs of suit, before any justice of the peace, in like manner and subject to the same rules and re-

Penalty for attempts to evade the toll.

gulations as debts of a similar amount may now or hereafter be sued for and recovered.

SECT. 16. *And be it further enacted by the authority aforesaid,* That the president and managers of the said companies shall keep fair and just accounts of all monies received by them from the said commissioners, and from the subscribers to the said undertaking on account of the several subscriptions, of all penalties for delay in the payment thereof, and the amount of the profits on the shares which may be forfeited as aforesaid, and also of all monies by them expended in the prosecution of their said works, and shall once at least in every year submit such accounts to a general meeting of the stockholders, until the said accounts shall be completed, and until all the costs, charges and expenses of effecting the same shall be fully paid and discharged, and the aggregate amount of such expenses shall be liquidated and ascertained; and if upon such liquidation, or when the capital stock of said companies shall be nearly expended, it shall be found that the said capital stock will be insufficient to complete the said road according to the true intent and meaning of this act, it shall and may be lawful for the president and managers of each company, at a stated or special meeting to be convened according to the provisions of this act or their own by-laws, to increase the number of shares to such extent as shall be deemed sufficient to accomplish the work, and to receive and demand the monies subscribed for such shares, in like manner and under like penalties as are herein before provided for the original subscription, or as shall be provided by their by-laws.

Fair accounts to be kept & annually exhibited to the stockholders.

Number of shares may be increased.

SECT. 17. *And be it further enacted by the authority aforesaid,* That the said president and managers of each company shall also keep a just and true account of all the monies received by their several and respective collectors of tolls at the several respective gates or turnpikes on the said road, from the beginning to the end thereof, and shall make and declare a dividend of the clear profits and income thereof among the stockholders, all contingent costs and charges being first deducted, and shall on the first Monday in May and November in every year, publish the half-yearly dividend aforesaid, and the time when and place where the same will be paid, and shall cause the same to be paid accordingly.

Accounts to be kept of the tolls received at each gate—and half-yearly dividends to be made to stockholders.

SECT. 18. *And be it further enacted by the authority aforesaid,* That the president and managers of each of said companies shall, at the end of every year after the said road shall have been completed, lay before the General Assembly an abstract of their accounts, shewing the whole amount of capital expended in the prosecution of the said work, and of the income and profits arising from the said tolls for and during the said respective periods, together with an exact account of the costs and charges of keeping the said road in repair, and all other contingent costs and charges, that the clear annual

Abstract of accounts to be annually exhibited to the Legislature.

income and profits thereof may be known and ascertained, and if at the end of one year after the said first section of five miles, and each like succeeding section of the said road shall have been completed, it shall appear from the average profits, that the clear income will not yield a dividend of six per cent. per annum on the whole capital stock of the said company so expended, then it shall and may be lawful for the president, managers and company to increase the tolls herein before allowed, so much upon each and every allowance thereof, as will raise the said dividend up to six per centum per annum; and at the end of every year after the said road shall have been completed, they shall render to the General Assembly a like abstract of their accounts, and if at any time the said clear income and profits shall exceed a dividend of nine per centum per annum, then the said toll shall be so reduced as to reduce the said dividend down to nine per centum per annum.

Toll may be raised so as to nett 6 per ct.

SECT. 19. *And be it further enacted by the authority aforesaid,* That the said president and managers of each of said companies shall cause posts to be erected and continued at the intersection of every public road intersecting the said turnpike road, with a board and index-hand pointing to the direction of such road, on both sides whereof shall be inscribed, in legible characters, the name of the town, village or place to which such road leads, and the distances thereof in measured or computed miles.

Index-hands to be placed at intersection of roads.

SECT. 20. *And be it further enacted by the authority aforesaid,* That the said companies shall cause mile stones to be placed on the side of the said road, and also cause to be affixed at each gate a printed list of the rates of toll which may lawfully be demanded, for the information of travellers and others using the said road; and if any person or persons shall wilfully destroy the said posts, boards, index-hands or mile stones as aforesaid, or shall, without permission of the acting superintendant of the said road, throw out upon the said road or within the limits thereof, and shall suffer to remain for the space of one day, any mould, dirt, shavings, weeds or rubbish of any kind, such person or persons, being convicted thereof by the evidence of one or more credible disinterested witness or witnesses, before any justice of the peace of that county in which the offence shall have been committed, he, she or they shall be adjudged by the said justice to pay a fine not exceeding five dollars, to be recovered with costs, as debts of equal amount are or may be by law recoverable; which fine, when recovered, shall be paid by the said justice to the treasurer of the proper company for the use of the company.

Mile stones to be erected

Penalty on destroying or defacing them.

SECT. 21. *And be it further enacted by the authority aforesaid,* That all waggoners and drivers of carriages of all kinds, whether of burden or pleasure, using the said road, shall, except when passing by a carriage of slower draught, keep their horses and carriages on the right hand side of the said road

Direction to drivers.

in the passing direction, leaving the other side of the road free and clear for other carriages to pass; and if any driver shall offend against this provision, he shall forfeit and pay any sum not exceeding two dollars, to any person who shall be so obstructed in his passage, and will sue for the same, to be recovered with costs before any justice, in the same manner as debts of equal amount are or may be by law recoverable.

Time limited for commencing & completing the work.

Proviso. All banking transactions prohibited.

SECT. 22. *And be it further enacted by the authority aforesaid,* That if the said companies, or any of them, shall not proceed to carry on the said work within four years after the passing of this act, or shall not within eight years thereafter complete the said road, according to the true intent and meaning of this act, then in either of those cases, all and singular the rights, privileges, liberties and franchises hereby granted shall revert to this Commonwealth: *Provided,* That if the company hereby incorporated shall at any time issue any note or notes in the nature of a bank note, or transact any business in manner or nature of banking, then in either case the chartered privileges hereby granted, shall cease and revert to this Commonwealth.

And whereas the United States have a military station, and an establishment for the ordnance department near the city of Pittsburg, an arsenal at Waterford, and a naval depot at Presque Isle, and the completion of the aforesaid road will afford a great convenience in time of war, for the transportation of military supplies and munitions of war:

Therefore,

United States may subscribe to the stock of the company.

SECT. 23. *Be it further enacted by the authority aforesaid,* That the Government of the United States are hereby authorised to subscribe fifteen hundred shares, at fifty dollars each, to the stock of the aforesaid companies, and the dividends arising therefrom, according to the amount subscribed, shall be disposed of in such manner as the Congress of the United States shall direct.

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

ISAAC WEAVER,
Speaker of the Senate.

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

SIMON SNYDER.