

CHAPTER XIX.

AN ACT

Extending the powers of the Gettysburg and Black's tavern turnpike company.

Points of extension of the road.

Certain additional powers granted.

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 Gettysburg and Black's tavern turnpike company be, and they are hereby authorised to extend an artificial road from Black's tavern. to intersect the Harrisburg and Chambersburg turnpike road at the town of Shippensburg, in Cumberland county, by the nearest and best route, and shall have power to enlarge their stock for that purpose, and generally shall have the like power and authority for laying out, carrying on, and completing the extension as aforesaid, of the said road, and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures, and be entitled to the like tolls and profits in proportion to the distance, as are given to them by the act under which they are incorporated.

Repeal of a former act.

SECT. 2. *And be it further enacted by the authority aforesaid,* That the act, entitled "An act extending the powers of the Gettysburg and Black's tavern turnpike company," passed the twenty-fourth day of March one thousand eight hundred and seventeen, be, and the same is hereby repealed.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-first day of January, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER XX.

AN ACT

Authorising the Governor to incorporate the Strasburg and Fannetsburg turnpike road company.

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 William Rippy, John Cremer, Samuel Brotherton, George M'Cleland, John M'Allen, John Campbell, John Wallers appointed, John Patterson and John Skinner, of Franklin county; ed.

William Pynn, John Wilds, Michael Willet, George D. Rittenhouse and John Kerr, of Bedford county; be, and they are hereby appointed commissioners to do and to perform the several duties hereinafter mentioned, that is to say: They shall on or before the first Monday in June 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 Strasburg and Fannetsburg turnpike road company, the sum of fifty dollars for every share of stock in said company set opposite our respective names, in such manner and proportions, and at such times as shall be determined by the president and managers of the said company, in pursuance of an act of the General Assembly of this commonwealth, passed the day of

Books to be procured.

one thousand eight hundred and

to authorise the Governor to incorporate a company for making an artificial road from the Harrisburg and Chambersburg turnpike road near the west end of Shippensburg, through Strasburg to the stone bridge on the Conodoguinet creek in Horse Valley, thence to the stone bridge on the Conococheaque creek at the east end of Fannetsburg, thence through Fannetsburg to the Chambersburg and Bedford turnpike road, at or near the house of Hugh Maloy on the Sideling Hill;"

Route of the road.

and shall thereupon give notice in all of the public papers printed in the borough of Chambersburg, Bedford and Carlisle respectively for one calendar month at least, of the times and places, when and where the said books shall be kept open to receive subscriptions for the stock of the said company, at which respective times and places some one or more of the said commissioners shall attend, and permit and suffer 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 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 the said books shall have three thousand shares therein subscribed; 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 said 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

Notice to be given.

Books opened.

Subscriptions to be taken.

Books to be open for three days.

Adjournments.

§ 5 to be paid on subscribing.

subscribe in said books in his own or any other name, shall previously pay to the attending commissioners the sum of five 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 organised, and the officers chosen as hereinafter mentioned.

When letters patent may issue.

SECT. 2. *And be it further enacted by the authority aforesaid,* That when thirty persons or more shall have subscribed four hundred shares or more of the said stock, the said commissioners 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 name, style and title of "The President, Managers and Company of the Strasburg and Fannetsburg turnpike road," and by the same 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 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 enlargements 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.

Style & title.

Rights and privileges.

When the company may be organised.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the commissioners herein before named, shall as soon as conveniently may be after the said letters patent shall be obtained, give thirty days notice in the public papers aforesaid, of the time and place by them appointed for the said subscribers to meet in order to organise the said corporation, 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 the said company, until the first Monday in November then next ensuing, 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 neces-

Officers to be chosen.

By-laws.

ecessary for the well governing the affairs of the said company, and each person shall be entitled to one vote for every share by him or her held. Voting.

SECT. 4. *And be it further enacted by the authority aforesaid,* That the said company shall meet within one month after they shall have received letters patent as aforesaid, and on the first Monday of November 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. Annual elections.

SECT. 5. *And be it further enacted by the authority aforesaid,* That the president and managers first chosen as aforesaid, shall procure certificates for all the shares of the stock of the said company, 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 subscribed and held, he paying five dollars for each share, which certificate shall be transferable at his pleasure in person or by attorney duly authorised in the presence of the president or treasurer, subject however to all payment 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. Certificates of stock how issued.

SECT. 6. *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, provided full notice of such intended meeting shall have been previously given, 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 their by-laws, rules, orders and regulations of the company they shall be authorised to do. Made transferable.

Meetings of the president and managers.

Their power & authority.

Proviso.

SECT. 7. *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 subscribers neglecting to pay up.

Forfeiture of shares.

Proviso.

Power to enter on lands.

And lay out the route of the road.

Power to enter on lands contiguous.

SECT. 8. *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 inclosures, 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.

SECT. 9. *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 draft or burthen, 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 damages that may be done to the improvements thereon, the amount whereof if the parties do not agree, shall be assessed by 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 six disinterested freeholders, who shall assess and determine, and under their oaths or affirmations report to the said court what damages 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.

Mode of assessing damages.

Proviso.

SECT. 10. *And be it further enacted by the authority aforesaid*, That the said president, managers and company, shall cause a road to be laid out as aforesaid, of not less than fifty nor more than sixty feet in width, except over the north Kit-tatinny and Tuscarora mountains and Sideling Hill. and there of at least thirty feet in width, and at least twenty feet there of to be made an artificial road, bedded with stone, gravel, or any other hard substance, well compacted together and of sufficient depth to secure a solid foundation to the same; and the said road shall be faced with gravel or stone pounded, or other small hard substance, in such manner as to secure a firm and as near as the materials will admit, of an even surface, 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 and managers and company, shall erect permanent bridges over all the streams of water crossing the said road as may be necessary.

Width of road.

Twenty feet to be made of stone, &c.

Its level.

SECT. 11. *And be it further enacted by the authority aforesaid*, That so soon as the president, managers and company shall have perfected the said road for the distance of five miles aforesaid, and also when they shall have completed each succeeding section of five miles, likewise when the remainder shall be finished, 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

When viewers shall be appointed.

Proviso.

under his hand and the lesser seal of this commonwealth, permit and suffer the said president, managers and company, to 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 re-passing from one part of his or her farm to another, or to or from any place of public worship 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 special election.

Toll-gatherers to be appointed.

SECT. 12. *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 or persons, using the said road, the tolls and rates hereinafter mentioned; and to stop any person riding, leading or driving any cattle, hogs or sheep, or driving any coach, coachee, sulkey, chair, chaise, phaeton, cart, waggon, wain, sleigh, sled or other carriage of burthen or pleasure, 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 and one fourth cents; for every score of sheep, six and one fourth cents; for every score of cattle, twelve cents and one half;

Rates of toll.

for every horse and his rider or led horse, three cents; for every sulkey, chair or chaise, with one horse and two wheels, six and one fourth cents, and with two horses, nine 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 exceed 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 ; 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 the said company 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 al-* Proviso.
ways, That it shall and may be lawful for the said company, by their by-laws, to regulate the burthen on 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 advantage of said company.

SECT. 13. *And be it further enacted by the authority aforesaid,* That if the said company 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

Penalty for neglecting to keep the road in repair.

When the
tolls shall
cease.

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 turnpikes or gates between which such defective 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 in 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 highway 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 exceed one hundred dollars, and the fines 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.

Proviso.

Penalty for
attempting
to defraud
the company.

SECT. 14. *And be it further enacted by the authority aforesaid*, That if any person or persons whosoever, owning, riding in, or driving any sulkey, chair, chaise, phaeton, cart, waggon, wain, sleigh, sled or other carriage of burthen 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 burthen 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 regulations as debts of a similar amount may be now or hereafter sued for and recovered.

How recovered.

SECT. 15. *And be it further enacted by the authority aforesaid,* That the president and managers of the said company 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 account 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 company 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 said president, managers and 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.

Accounts how to be kept.

To be annually submitted to the stockholders.

When the number of shares may be increased.

SECT. 16. *And be it further enacted by the authority aforesaid,* That the said president, managers and 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 and 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 November and May in every year publish the half yearly dividend aforesaid, and time when, and place where the same will be paid, and shall cause the same to be paid accordingly.

Accounts to be kept of tolls received

Semi-annual dividends.

SECT. 17. *And be it further enacted by the authority aforesaid,* That the said president and managers 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

Abstract to be laid before the General Assembly.

When the tolls may be increased.

keeping the said road in repair, and all other contingent costs and charges that the clear annual 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.

And when reduced.

Mile stones to be erected.

SECT. 18. *And be it further enacted by the authority aforesaid,* That the said company shall cause miles 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 willfully destroy or deface 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 week any mould, dirt, shavings, weeds or rubbish of any kind, such person or persons being convicted thereof by the evidence of one or more creditable 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 said company for the use of the company.

Rates of toll put up.

Penalty for destroying posts, boards, &c.

How recoverable.

Law of the road.

Penalty for transgressing

SECT. 19. *And be it further enacted by the authority aforesaid,* That all waggoners and drivers of carriages of all kinds, whether of burthen or pleasure, using the said road, shall except when passing by a carriage of slower draft keep their horses and carriages on the right hand side of the said road 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.

SECT. 20. *And be it further enacted by the authority aforesaid,* That if the said company shall not proceed to carry on the said work within ten years after the passing of this act, or shall not within fifteen 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 to the said company, shall revert to this commonwealth.

Time of proceeding in and completing the road.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-first day of January, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER XXI.

AN ACT

For the relief of Elizabeth Carmine

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 State Treasurer be, and he is hereby required to pay to Elizabeth Carmine, of Bucks county, widow of William Carmine, a volunteer soldier in the late war, or her order, forty dollars immediately and forty dollars annually, to commence on the first day of January one thousand eight hundred and nineteen, and to continue during the term of five years: *Provided,* That upon the death or marriage of the said Elizabeth Carmine, the annuity hereby granted shall be paid to the guardian or guardians of the minor children of the said William Carmine, deceased.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-seventh day of January, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.