

CHAPTER XCIV.

An ACT to extend the powers of the Gettysburg and Petersburg turnpike company, and to enable the Governor to incorporate a company to make an artificial road from a point near Gallagher's Saw-mill, to the Borough of Chambersburg.

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 the Gettysburg and Petersburg turnpike company, be and they are hereby authorized to extend an artificial road from the court-house in the borough of Gettysburg, to a point near to Gallagher's saw-mill, on the east side of the south mountain, in a direction to Chambersburg, and shall have power from time to time 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 like tolls and profits in proportion to the distance as are given to them by the act of Assembly under which they were incorporated.

SECT. II. *And be* it further enacted by the authority aforesaid, That Andrew Dunlop, Jacob Heisir, Edward Crawford, Isaac Eaton, John Haliday, William Alexander, David Eby; Jacob Stauffer, Peter Kuffer, Henry Work, John Vance, John Myers and Christian Hagey, be and they are hereby appointed commissioners to do and perform the several duties herein after mentioned, *that is to say*: they shall on or before the first Monday in November next, procure two 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 Chambersburg Turnpike road company, the sum of one hundred-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 of the said company, in pursuance of an act of the General Assembly of this commonwealth, entitled “ An act to extend the powers of the Gettysburg and Petersburg turnpike company, and to enable the Governor to incorporate a company to make an artificial road from a point near Gallagher's saw-mill, to the borough of Chambersburg.” Witness our hands on the day of 1809.” And shall thereupon give notice in three of the public newspapers, two in the borough of Chambersburg, one in the town of Hanover in the county of York, and one in Gettysburg, 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 two of the said commissioners shall attend and

Gettysburg and Petersburg turnpike company authorized to extend a certain road. And shall have similar privileges to those granted them by their original act of incorporation. Commissioners appointed.

Who shall procure two books. Entry therein.

Notice to be given by advertisement in certain news papers of the time and places of opening said books. Two of the commissioners to attend

Who may
subscribe.

If after 6
days, 500
shares be
not subscri-
bed, the
commission-
ers may ad-
journ the
books else-
where.
Of which
adjournment
notice must
be given.
When 500
shares are
subscribed
the books
shall be clo-
sed.

5 dolls. to be
paid on sub-
scribing for
each share
subscribed
for.

How appro-
priated.

When 50
persons or
more shall
have sub-
scribed 200
shares, the
same to be
certified to
the governor
Who shall
erect the
subscribers
and those
who shall af-
terwards
subscribe in-
to one body
politic.

Style and ti-
tle of the
company.
And privi-
leges and
franchises.

permit and suffer all persons of lawful age who shall offer to subscribe in the said books, in their own name or the names of any other 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 six days or until the said books shall have five hundred shares therein subscribed, and if at the expiration of the said six 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 from the borough of Chambersburg elsewhere, until the whole number of shares shall be subscribed, of which adjournments and transfer the commissioners aforesaid shall give public notice as the occasion may require, and when the whole number of shares subscribed in all the said books shall amount to five hundred, 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 five dollars for every share to be subscribed, out of which shall be defrayed the expences 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 organised and the officers chosen as hereafter mentioned.

SECT. III. *And be it further enacted by the authority aforesaid*, That when fifty persons or more shall have subscribed two hundred shares of the said stock, the commissioners 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 said subscription be not full at the time, then also those who shall afterwards subscribe to the number aforesaid, into one body politic and incorporate, in deed and in law, by the name, style and title of "The President and Managers of the Chambersburg Turnpike road company," 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 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.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the commissioners aforesaid as soon as conveniently may be after said letters patent shall be sealed and obtained, shall give notice in three of the public newspapers, two in the borough of Chambersburg and one in Gettysburg, of a time and place by them to be appointed, not 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 twelve 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 shall and may make such by-laws, rules, orders and regulations not inconsistent with the constitution and laws of this commonwealth as shall be necessary for the well-ordering the affairs of the said company; and shall have power to survey, lay down, ascertain, mark and fix such route as they shall deem expedient, beginning at or near Gallagher's saw-mill, in the county of Adams, and ending at the borough of Chambersburg; 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 distance as are given and granted to "The president, managers and company of the Susquehanna and York borough turnpike road: *Provided,* That if the company shall not proceed to carry on the said work in three years after the passing of this act, or shall not within seven years afterwards 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.

Notice to be given of the time and place for organizing the company.

Certain officers to be chosen by ballot.

Power to make bye-laws,

and fix the route of the road.

And generally to have similar powers to those of the Susquehanna and York borough turnpike company.

Work to be completed in 3 years, otherwise the powers & privileges herein granted to revert.

JAMES ENGLE, *Speaker of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the fourth day of April, one thousand eight hundred and nine.

SIMON SNYDER.

CHAPTER XCV.

An ACT authorizing the Governor to subscribe for one hundred shares of stock of "The Downingstown, Ephrata and Harrisburg turnpike road."

SECTION 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*