

CHAPTER XCIII.

*An ACT to enable the Governor to incorporate a company for making an artificial road from the bridge on Conewago, through Falmouth, to intersect the Lancaster and Middletown Turnpike Road, at or near Elizabethtown.*

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 authority of the same, That Samuel White, James Hopkins, John Wolfley, Jacob Gisch, John Greer, Abraham Gisch, Michael Gundacker, Adam Rigart, Richard Maires, William Guier, Robert Ralston and Joseph Smith, 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 October 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, managers and company, of the Falmouth turnpike road company, the sum of fifty dollars for each and every share of stock in the said company, set opposite to our respective names, in such manner and proportions, and at such times as shall be determined by the said president and managers, in pursuance of an act of the General Assembly, of this commonwealth, entitled "An act to enable the Governor to incorporate a company for making an artificial road from the bridge on Conewago, through Falmouth, to intersect the Lancaster and Middletown turnpike road, at or near Elizabethtown." Witness our hands the*

*day of \_\_\_\_\_ in the year our Lord one thousand eight hundred and \_\_\_\_\_ And shall give notice in two public papers in the borough of Lancaster for one calendar month at least, and of the times and places when and where the said books will be open to receive subscriptions of stock for the said company, at which respective times and places three of the said commissioners shall attend, and shall permit and suffer all persons of lawful age, who shall offer to subscribe in the said books, in their own name, or the name of any other person or 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 two days, or until the said books, so opened at Elizabethtown, Lancaster county, and the city of Philadelphia, shall have one hundred and fifty shares therein subscribed; and if at the expiration of the said two 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*

Commissioners named.

Who shall procure two books. Entry therein.

Notice to be given, when and where the books are to be opened. Three of the commissioners to attend. Who may subscribe. Books to be kept open two days, &c.

Books may be transferred if the whole number of shares be not subscribed;

require; and when the whole number of shares subscribed in all the said books, shall amount to three hundred and fifty, 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 ten dollars for each and 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 corporation, as soon as the same shall be organized, and the officers chosen as hereafter mentioned.

and shall be closed when 350 shares are subscribed. Ten dollars to be paid on subscribing.

How appropriated.

SECT. II. *And be it further enacted by the authority aforesaid*, That when fifty persons or more shall have subscribed one hundred and fifty 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, and thereupon it shall and may be lawful for the governor, by letters patent, under his hand and the seal of the commonwealth, to create and erect the subscribers; and if the said subscriptions be not full at the time, then also 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 of Falmouth Turnpike Road:" 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 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 fifty persons or more shall have subscribed 150 shares, the commissioners shall certify to the governor. Who shall thereupon erect the subscribers into a body corporate. Name and style of. Privileges of.

SECT. III. *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 two of the public newspapers printed in the borough of Lancaster, and elsewhere if occasion requires, 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 subscribers shall proceed to organize the said corporation, and shall choose, by a majority of votes of the said subscribers then present, by ballot, to be delivered in person, or by proxy, duly authorized, one president and eight managers, one treasurer

Notice to be given when the corporation shall be organized.

Officers to be chosen.

\* The word "one," wanting in the original.

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 duly chosen; and the said managers so chosen, and their successors shall and may make such by-laws, rules, orders and regulations, not inconsistent with the constitution and laws of the United States or of this commonwealth, as shall be necessary for the well-ordering the affairs of the said company, 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 in proportion to the distance, as are given and granted to the president, managers and company, of the Lancaster, Elizabethtown, and Middletown 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.

Powers of.

Restrictions, &amp;c. imposed upon.

The bridge to be commenced within 3, and finished within seven years.

JOHN WEBER, *Speaker*  
of the House of Representatives.

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

APPROVED—the nineteenth day of March, one thousand eight hundred and ten.

SIMON SNYDER.

---

CHAPTER XCIV.

*An ACT, Supplemental to an Act, to prevent frauds in the packing and preserving of Shad and Herring for exportation.*

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,*

How and of what size, &c. the casks shall be made.

That from and after the passing of this act, the casks used for packing shad and herring for exportation may be made of any kind of timber, made tight and sufficient to contain the salt and pickle, and hooped with at least fourteen good and substantial hoops, secured at each bilge with three nails or pins, and at each head or chime\* hoop with at least three nails. And the casks shall be of the following dimensions, *viz.* The length of the stave, when in the cask, shall be twenty-seven and an half inches, the head seventeen and an half inches, the bilge twenty inches, and to contain twenty-eight gallons, wine measure; and every half barrel, containing shad or herring designed for exportation, shall be of the gauge of fourteen gallons, of the measure aforesaid; and each and every barrel or half barrel of shad

Barrels to contain 28 gallons, wine measure.

\* "Chime" in the original.