

any office of trust or profit, under them, or either of them;” be, and the same is hereby ratified on behalf the state of Pennsylvania, to become when ratified by the legislatures of three fourths of the several states, part of the constitution of the United States.

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

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

APPROVED—the sixth day of February, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER XXV.

An ACT to enable the governor to incorporate a company to make an artificial road from the south side of Michael Geiselman's mill, adjoining the town of Berlin, in the county of Adams, through Abbotstown to Hanover, in York county.

SECT. I. *BE it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania, in Genera Assembly met, and it is hereby enacted by the authority of the same, That Samuel Fahnestock, John B. Arnold, William Paterson, Borrius Fahnestock, Tobias Kepner, and Frederick Bougher, be, and they are hereby appointed commissioners, to do and perform the several things hereinafter mentioned, that is to say, they shall on or before the first Monday of June 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 Berlin and Hanover turnpike road, the sum of fifty 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 enable the governor to incorporate a company to make an artificial road from the south side of Michael Geiselman's mill, adjoining the town of Berlin, in the county of Adams, through Abbotstown to Hanover, in York county, and shall thereupon give notice in three of the public newspapers, one in the town of Hanover, one in York, and one in Gettysburgh, for four weeks 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*

Samuel Fahnestock and others appointed commissioners to take subscriptions for making a turnpike road from Michael Geiselman's mill to Abbotstown in York county.

Shares, 50 dollars.

To give four weeks notice of the time and places of opening the books.

some two 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 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 four 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 town of Berlin, 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 said books shall amount to four 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 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.

How long books to be kept open.

Authorized to remove books.

Notice to be given of such removal.

Books to be closed when four hundred shares are subscribed.

Proviso.

SECT. II. *And be it further enacted by the authority aforesaid*, That when thirty persons or more shall have subscribed three 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, 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 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 the Berlin and Hanover 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,

When thirty persons or more shall have subscribed three hundred shares, governor authorized to incorporate the company.

Style of the corporation.

Powers and privileges.

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 matter and thing which a corporation or body politic may lawfully do.

Commissioners to give twenty days notice of the time of organizing the company.

President, twelve managers, treasurer and other officers to be chosen by ballot.

Authorized to make by-laws, &c. under certain limitations.

Similar powers and privileges, and restrictions to those prescribed to the Susquehanna and York borough turnpike road.

Provide.

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 obtained, shall give notice in three of the public newspapers, one in the town of Hanover, one in the borough of York, and one in Gettysburgh, 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 the United States, and this State 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 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.

JOHN WEBER, *Speaker*
of the House of Representatives.
P. C. LANE, *Speaker of the Senate.*

APPROVED—the sixth day of February, one thousand eight hundred and eleven.

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