

The administrators of John Fox to sell his real estate.

That it shall be lawful for Michael Fox and Samuel Fox, administrators to the estate of John Fox, late of the city of Philadelphia, brickmaker, deceased, to grant and convey the real estate, late of the said John Fox, deceased, which by his will he directed his executors to sell, to the purchaser or purchasers thereof, his, her, or their heirs and assigns, in fee simple and otherwise, to act respecting the same, as fully and completely as if they had been nominated and appointed executors of the said will.

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

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

APPROVED—the twenty-second day of December, one thousand eight hundred and twelve.

SIMON SNYDER.

CHAPTER X.

An ACT confirming the title of Olof Stromberg, an alien, to a certain message and lot of land in the borough of West Chester, in Chester county.

The title of Olof Stromberg confirmed to a certain lot of ground, &c.

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 title of Olof Stromberg, of the borough of West Chester, in the county of Chester, (an alien) to a certain message and lot of land containing about twenty-five perches, situate in the borough of West Chester aforesaid, is hereby confirmed, so far as the same may be deficient on account of the said Olof Stromberg being an alien; and any conveyance, assurance, or devise, which he may make of the premises, shall be to all intents and purposes, as good and sufficient as if the said Olof Stromberg had been a citizen of the United States at the time he acquired the message and lot aforesaid.*

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

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

APPROVED—the twenty-second day of December, one thousand eight hundred and twelve.

SIMON SNYDER.

CHAPTER XI.

An ACT to incorporate the subscribers to the New Hope Delaware Bridge Company.

WHEREAS a number of the inhabitants of this commonwealth, and the state of New Jersey, have associated together

under the name and style of the "New Hope Delaware Bridge Company," for the purpose of erecting a bridge over the river Delaware, at New Hope (formerly called Coryell's ferry:) and whereas, the legislature of the state of New Jersey have passed an act to incorporate said company, and the assent of this commonwealth to the said act of incorporation being requisite to carry the undertaking of said company into effect: Therefore,

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 capital stock of the New Hope Delaware Bridge Company, shall amount to fifty thousand dollars, that the same shall be divided into one thousand shares of fifty dollars each; and the persons, co-partnerships, or bodies politic, who have thereto subscribed, or may hereafter subscribe, their heirs, executors or administrators, shall pay the sum or sums of money for the share or shares by them respectively subscribed, agreeably to the "Conditions of Association" of the said New Hope Delaware bridge company; that is to say, at such period and in such proportion as the managers of said company (hereafter to be chosen) may determine.

The amount and division of capital stock.

The sums on each share to be paid, &c.

SECT. II. *And be it further enacted by the authority aforesaid,* That the subscribers to the said association, and all those who may hereafter subscribe to the same, and their successors and assigns, shall be, and they are hereby made and created a body politic, in law and in fact, under the name, style, and title of the "President and Managers of the New Hope Delaware Bridge Company," and by the said name shall have perpetual succession, and all the power, privileges and franchises, incident to a corporation; and shall have like power and authority to erect a bridge, and extend the same from the shore on the east side of the Delaware at Lambert's, (formerly Coryell's) ferry, to its opposite shore; with as full and ample powers, privileges, franchises and emoluments, and subject also to such restrictions and penalties as are provided in the act of the state of New Jersey, entitled, "An act to incorporate the subscribers to the New Hope Delaware Bridge Company;" which act shall be annexed to and published with the laws of this commonwealth.

The subscribers created a body politic.

The style and title of.

Their powers.

A certain act of the New Jersey legislature to be published with the laws of this state.

SECT. III. *And be it further enacted by the authority aforesaid,* That before the said president and managers shall begin or proceed to build the said bridge, it shall be lawful for them to contract and agree with the owner or owners of any ferry whereat the said bridge may be intended to be erected, for the payment of damages accruing to the same; and also with the owners of any land or tenements, for the purchase of so much thereof as shall be necessary for the purpose of erecting and perfecting the said bridge, and also a house for the accommodation of a toll-

The president & managers to contract with the owners of land, &c. for the erection of the bridge.

The court of
common pleas of
Bucks county au-
thorized to ap-
point in certain
cases, &c.

The damages
sustained by the
owners of land,
&c. to be ascer-
tained.

And paid by the
said president,
&c.

Allowance to the
appraisers.

keeper near the same, if they can agree with the said owner or owners; but if they cannot agree, then it shall be lawful for the said president and managers to apply to the court of common pleas of the county of Bucks, who, upon such application, are hereby authorized and required to appoint three discreet and disinterested freeholders, who, after being duly sworn or affirmed before any justice of the peace, faithfully to perform the duty enjoined on them by this act, shall carefully proceed to view and examine the said ferry, and all such lands and tenements as shall be necessary for the purpose aforesaid, and shall, according to the best of their skill and judgment, ascertain and estimate the damage sustained by the said owner or owners of such ferry, land and tenements, respectively taken as aforesaid, and having due regard to the advantage as well as disadvantage which may arise to the owner or owners of such ferry, lands or tenements, by the erection of said bridge, shall make an appraisement in *writing*, under their hands and seals, of the said damage ascertained as aforesaid; and shall return the same, together with a *map* describing the metes and bounds of such lands and tenements, to the court of common pleas of Bucks county, next after they shall have agreed upon and signed the same; and the said appraisement having been confirmed by the said court, shall be filed in the prothonotary's office of said county, with the map aforesaid: and the president and managers shall, previous to their taking possession of the said lands or tenements, or superseding the said ferry by the crossing on said bridge, pay to the said owner or owners respectively, the several sums awarded to be paid unto them in and by the said appraisement; and also forthwith, the costs of the said appraisers, at the rate of two dollars each, per day, and their expenses; and upon payment as aforesaid, the said corporation shall be entitled to have and to hold the said lands and tenements, as fully and effectually as if the same had been granted to them by the respective owners thereof, and may thereupon lawfully enter and take possession of the same, for the purpose of building and perfecting the said bridge.

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

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

APPROVED—the twenty-second day of December, one thousand eight hundred and twelve.

SIMON SNYDER.

[Exemplification.]

STATE OF NEW JERSEY.

An ACT to incorporate the subscribers to the New Hope Delaware Bridge Company.

WHEREAS it has been satisfactorily represented to the legislature, that a number of the inhabitants of this state, and of the state of Pennsylvania, have associated together under the name and style of, the "New Hope Delaware Bridge Company," for the purpose of erecting a bridge over the river Delaware, at New Hope, (formerly called Coryell's ferry,) and it is desirable that the legislature would pass a law to incorporate said association, to enable them to carry their laudable undertaking into effect: Therefore,

SECT. I. *Be it enacted by the council, and general assembly of this state, and it is hereby enacted by the authority of the same,* That the capital stock of the New Hope Delaware bridge company, shall amount to fifty thousand dollars, that the same shall be divided into one thousand shares, of fifty dollars each, and the persons, co-partnerships or bodies politic, who have thereto subscribed, or may hereafter subscribe, their heirs, executors or administrators, shall pay the sum or sums of money, for the share or shares by them respectively subscribed, agreeably to the "Conditions of Association," of the said New Hope Delaware bridge company, that is to say, at such periods, and in such proportions as the managers of the said company, (hereinafter directed to be chosen) may determine.

SECT. II. *And be it enacted,* That the subscribers to the said association, and all those who may hereafter subscribe to the same, and their successors and assigns, shall be, and they are hereby made and created a corporation and body politic, in law and in fact, under the name, style, and title of "The President and Managers of the New Hope Delaware Bridge Company," and by the said name shall have perpetual succession, and all the power, privilege and franchise, 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 by new subscriptions, in such manner as they shall deem most expedient, and of purchasing, taking and holding, to their successors and assigns, in fee simple or for any less estate, all such lands, tenements and hereditaments, estate real and personal, or choses in action, as shall be necessary or convenient for the operations of the said corporation, and the same to sell and dispose of at their pleasure, together

with any surplus monies that may belong to said corporation, after the said bridge shall have been completed ; to sue and be sued ; plead and be impleaded ; also to make, have and use a common seal, and the same to break, alter and renew, and generally to do and execute all acts, matters and things, which a corporation or body politic, in law, may or can lawfully do and execute.

SECT. III. *And be it enacted*, That for the well ordering of the affairs of the said corporation, there shall be one president, six managers, and one treasurer, elected yearly and every year, by a majority of votes of the stockholders of the said corporation, to be delivered in person, by ballot, or by proxy duly authorized, which officer so elected, shall respectively serve for one year, and until other officers shall be chosen ; and shall have power to make such by-laws, rules, orders and regulations, not inconsistent with the constitution and laws of this state, as shall be necessary for the well ordering the affairs of the said company : *provided always*, that no person shall have more than twenty votes at any election, or in determining any question arising at such meetings, whatever number of shares he may be entitled to, and that each person shall be entitled to a vote for every share by him held under the said number,

SECT. IV. *And be it enacted*, That the said stockholders shall meet as soon as convenient after the passing of this act, public notice whereof shall have been given, for at least fifteen days previous, for the purpose of electing the said president, six managers, and treasurer, as aforesaid ; and annually hereafter, on the third Monday in November, in such place as shall be fixed by the rules and orders of said company, to be made as aforesaid, for the purpose of choosing officers as aforesaid, for the ensuing year.

SECT. V. *And be it enacted*, That the president and managers, first to be chosen, shall procure to be written or printed, certificates of all the shares of stock of the said company, and shall deliver one such certificate, signed by the president, and countersigned by the treasurer, and sealed with the seal of the corporation, to each person, for every share by him subscribed and held, he paying to the treasurer, in part of the sum due thereon, such sum as the president and managers for the time being shall, by an uniform regulation, agreeably to their power, in that case herein given and granted, as well as by the original article of association of the said company, which is hereby made valid and effectual, in law and in fact, have determined to require ; which certificate shall be transferrable at his pleasure, in person or by attorney, in presence of the president or treasurer ; subject however to the payments

that may grow due thereon, in the manner hereafter mentioned; and the assignee holding any certificate, having first caused the assignment to be entered in a book of the company, to be kept for the purpose, shall be a member of the corporation, and for any certificate by him sold, shall be entitled to one share of the capital stock, and of all the estates and emoluments of the company, and to vote as aforesaid, at the meetings thereof.

SECT. VI. *And be it enacted*, That the said president and managers shall meet at such times and place, and be convened in such manner as shall be agreed on for transacting their business; at such meetings five members shall be 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 met, they shall have full power and authority to agree with and appoint such engineers, superintendants, artists and other officers, as they shall think necessary to carry on the said bridge, and to fix their salaries and other wages; to ascertain the time, manner, and proportions in which the stockholders shall pay the money due on their respective shares, in order to carry on their work; to draw orders on the treasurer for all monies, to pay salaries of persons by them employed, and for the materials and labour done and provided, which shall be signed by the president, or in his absence, by a majority of a quorum, and countersigned by their clerk, and to do and transact all matters and things, as by the by-laws, orders or regulations of the company, shall be committed to them.

SECT. VII. *And be it enacted*, That it shall and may be lawful for the president and managers aforesaid, their superintendants, engineers and artists, of every kind, to enter into, and upon all the lands, tenements and inclosures, most convenient to the place where the said bridge is to be built, and to examine the ground, for the purpose of opening quarries of stone, and obtaining gravel, sand, and other materials necessary for building the said bridge; and that it shall and may be lawful for the said managers, overseers, superintendants, or any other persons employed in building the said bridge, to enter with waggons, carts, sleds or sleighs, or beasts of burthen, or draught of any kind whatsoever, first giving notice to the owners, doing as little damage as possible, and repairing any breach of fence, they may have occasion to make, first making amends for any damages that may be done, which damage shall be ascertained by the parties, if they can agree, or if they cannot agree, then by appraisement to be made as hereinafter directed, upon oath or affirmation, by three indifferent freeholders, or any two of them, to be mutually chosen,

or if the owners, or the said managers, superintendants, engineers or artists, upon due notice, shall neglect or refuse to join in the choice, then the said freeholders shall be appointed by any justice of the peace, of the county, not interested on either side; and the said managers, or other persons employed by them as aforesaid, after tender of the appraised value to the owner, may enter and dig, take and carry away, any stone, gravel, sand, or earth, most conveniently situated for making and repairing said bridge.

SECT. VIII. *And be it enacted,* That the president and managers of the said company, shall keep fair and just accounts of all monies received by them, from the subscribers to the said undertaking, and of all penalties and forfeitures accruing to the said company, and of the amount of the profit on shares, that may be forfeited, pursuant to any rule or ordinance of the said president and managers; and of all voluntary contributions; and also of all monies by them expended in the prosecution of the said work; and shall at least once in every year, submit such accounts to a general meeting of the stockholders, until the said bridge be completed; and until all the costs, charges and expenses, for effecting the same, shall be fully paid and discharged; and the aggregate amount of all such expense, shall be liquidated and ascertained; and if upon such liquidation, or whenever the whole capital stock of the company shall be nearly expended, it shall be found that the said capital is not sufficient to complete the said bridge, 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 provision of this act, or their own by-laws, to increase the number of shares, to such extent as they shall deem advisable, and to demand, and receive the money subscribed for such shares, in like manner, and under such regulations, as are herein before provided for the original subscriptions.

SECT. IX. *And be it enacted,* That when a good and complete bridge is erected over the said river Delaware, at the place aforesaid, the property of the said bridge shall be vested in the said company, their successors and assigns, forever; and the said company, their successors and assigns, may demand and receive toll from travellers and others, agreeably to the following rates, *viz.* for every coach, landau, chariot, phaeton, or other pleasurable carriage, with four wheels, drawn by four horses, the sum of seventy-five cents; and for the same carriages, with two horses, the sum of fifty cents; for every waggon with four horses, the sum of sixty-three cents; and for every carriage of the same description, drawn by two horses, the sum of fifty cents; for every chaise, riding chair, sulkey, cart, or other two wheel carriage, or a sleigh or sled, with two

horses, the sum of thirty-eight cents ; and for the same with one horse, the sum of twenty-five cents ; for a single horse and rider, the sum of twelve and a half cents ; for every led horse or mule, the sum of six cents ; for every head of horned cattle, the sum of three cents ; for every head of sheep or swine, the sum of one cent ; and for every foot passenger, the sum of three cents : *provided always*, that the said bridge shall in no wise injure, stop, or interrupt the navigation of the said river, or prevent boats from crossing, or persons from fording the same river : *provided also*, that no person shall receive any compensation for ferrying at any ferry, which shall have been paid for by the said company, after the said bridge shall have been completed.

SECT. X. *And be it enacted*, That if any person or persons, shall cut or destroy any piece or pieces of timber, or any plank or planks, belonging to the said bridge or breakers, or shall remove any piece or pieces of timber from off the said bridge, or any stone or stones, or other materials belonging to the said bridge or breakers, or otherwise voluntarily damage the same, he, she or they, so offending, shall forfeit and pay for every such offence, over and above the damages done to the said bridge or breakers, the sum of thirty dollars, to be recovered in the same manner, as debts not exceeding one hundred dollars, and received with costs of suit, to be paid to the treasurer aforesaid, and applied to the use of said company.

SECT. XI. *And be it enacted*, That before the said president and managers shall begin, or proceed to build or erect the said bridge, it shall be lawful for them to contract, and agree with the owners of any ferry, whereat the said bridge may be intended to be erected, for the payment of damages accruing to the same, and also with the owners of any lands and tenements, for the purchase of so much thereof, as shall be necessary for the purpose of erecting and perfecting the said bridge ; and also a house for the accommodation of a toll-keeper, near the same, if they can agree with the said owner, or owners ; but if they cannot agree, then it shall be lawful for the said president and managers, to apply to the supreme court of this state, who upon such application, are hereby authorized and required to appoint three discreet and disinterested freeholders, residing out of the county of Hunterdon, who, after being duly sworn or affirmed, before any justice of the peace, faithfully to perform the duty enjoined on them by this act, shall carefully proceed to view and examine the said ferry, and all such lands and tenements as shall be necessary for the purpose aforesaid, and shall, according to the best of their skill and judgments, ascertain and estimate the damage sustained

by the owner or owners of such ferry, land and tenements respectively taken as aforesaid, and having due regard to the advantage, as well as disadvantage, which arise to the owner or owners of such ferry, lands or tenements, by the erection of said bridge, shall make an appraisement in writing, under their hands and seals, of the said damage ascertained as aforesaid; and shall return the same, together with a map, describing the metes and bounds of such lands and tenements, to the supreme court of this state, next after they shall have agreed upon and signed the same, and the said appraisement having been confirmed by the said court, shall be filed in the clerks office of the said court, with the map aforesaid; and the president and managers shall, previous to their taking possession of the said lands or tenements, or superseding the said ferry, by the crossing on the said bridge, pay to the said owner or owners respectively, the several sums awarded to be paid unto them, in and by the said appraisement, and also forthwith the costs of the said appraisers, at the rate of two dollars, each, per day, and their expenses; and upon payment as aforesaid, the said corporation shall be entitled to have and to hold, the said lands and tenements, as fully and effectual as if the same had been granted to them by the respective owners thereof; and may thereupon lawfully enter and take possession of the same, for the purpose of building and perfecting the said bridge.

SECT. XII. *And be it enacted*, That if the said company, their successors and assigns, and whoever shall own or possess the said bridge, shall collect or demand greater tolls or rates, for the passing over the said bridge, than what is herein before prescribed and specified, or shall neglect to keep the said bridge in good repair, he, she or they, so offending, shall for every such offence, forfeit and pay the sum of twenty-five dollars, one moiety for the use of the person who may sue for the same, and the other moiety for the use of the poor of the township of Amwell: *provided always*, that no suit or action shall be brought, unless within thirty days after such offence shall have been committed.

SECT. XIII. *And be it enacted*, That the said president, managers and company, shall also keep a just and true account of all the monies received by the collectors of tolls, for crossing said bridge, and generally of all the interests, proceeds, or profit of the said company's capital stock, and shall make and declare a dividend of the profits or income thereof, among all the subscribers to the said company's stock, deducting first therefrom, all contingent costs and charges, and such proportion of the said income, as may be deemed necessary for a growing fund, to provide against the decay, and for re-building

and repairing of the said bridge, which fund, together with the surplus monies in the treasury, (after the completion of the said bridge, and payment of said company's debts,) if any there be, the said president, managers and company, shall have power to vest in any public stock or otherwise, loan, or dispose of, in such manner as they shall deem most advisable for the interest and advantage of the stockholders in said company; and they shall, on every third Monday in March and September, of every year, publish the dividend to be made of the said clear profits thereof, amongst the stockholders, and of the time and places, when and where the same shall be paid, and shall cause the same to be paid accordingly.

SECT. XIV. *And be it enacted*, That the said president and managers shall, within three years after the said bridge shall have been completed, lay before the general assembly of this state, an abstract of their accounts, shewing the whole of the capital expended in the prosecution of the said work, and of the income and profits arising from the said toll, for and during the said respective periods, together with an exact account of the costs and charges of keeping the bridge in repair, and all other contingent costs and charges, to the end, the clear annual profits and income thereof, may be ascertained; and if at the end of two years after the said bridge shall be completed, it shall appear from the average profits of the two years, that the said clear income and profits thereof, will not bear a dividend of six per centum, on the whole capital stock of the said company, so expended, then it shall and may be lawful for the said president, managers and company, to increase the toll herein allowed, so much upon each and every allowance thereof, as will raise the dividends to six per centum per annum: and at the end of every ten years thereafter, they shall render to the general assembly, a like abstract of their accounts, for three preceding years, and if at the end of any such decennial period, it shall appear from such abstract, that the clear income of the said bridge, will bear a dividend of more than fifteen per centum, per annum, then the said tolls shall be so reduced, as will reduce the said dividend to fifteen per centum per annum.

SECT. XV. *And be it enacted*, That this act shall not take effect, until such time as the legislature of the commonwealth of Pennsylvania shall by law, vest like power and authority in the said subscribers, to erect the said bridge, and extend the same from the shore on the east side of said river, at Lambert's, (formerly Coryell's ferry,) to its opposite shore, with as full and ample powers and privileges, franchises and emoluments, as to the said subscribers are hereby given; and the

said subscribers, having such authority, shall proceed in their work with all convenient speed ; and if the said company shall not proceed to carry on the said work within three years thereafter, or shall not within the space of ten years after, having obtained the authority aforesaid, complete the said bridge, it shall and may be lawful for the legislature of this state, to resume all and singular the rights and privileges hereby granted to the said company.

HOUSE OF ASSEMBLY, January 22, 1812.

This bill having been three times read, and compared in this House....Resolved that the same do pass.

By Order of the House,

WILLIAM KENNEDY, SPEAKER.

COUNCIL CHAMBER, January 23, 1813.

This bill having been three times read, and compared in Council....Resolved that the same do pass.

By Order of the Council,

JOSEPH BLOOMFIELD, PRESIDENT.