

appears that the land was divided between the parties before the death of the intestate, and that the said Barlet had paid his full share of the purchase money, and that it was the intention of the deceased to make him a title for the one half of the said tract of land: Therefore,

Administrators
of Casper Wight
authorized to
convey land.

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* Thomas Wilson and Jacob Wight, administrators of Casper Wight, deceased, are hereby authorized to make and execute a good and sufficient title to John Barlet, his heirs and assigns for a tract of land situate in Antis township, Huntingdon county, agreeably to the division made of the said tract of land, between John Barlet and the deceased, as the same is meted and bounded; which title shall be as good and available in law as if it had been made by the said Casper Wight in his life time; *provided*, that nothing in this act contained, shall be understood to injure or prejudice the right of any other individual or individuals.

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

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

APPROVED—the twenty-second day of March, one thousand eight hundred and thirteen.

SIMON SNYDER.

CHAPTER CIV.

An ACT enabling the governor to incorporate a company for making an artificial road, beginning at or near John Guthrie's, on the Downingstown, Ephrata and Harrisburgh turnpike road; thence by or near George Ligget's mill, thence by or near the Barley Sheaf, thence by or near the Compass to Nathaniel Lightner's on the old Pennsylvania road, in Lancaster county.

Commissioners
named.

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* James Hamilton, Jacob C. Ellmaker, Joseph Dickeson, Nathaniel F. Lightner, Barton Henderson and Samuel Martin, of the county of Lancaster, and Alexander Maitland, Benjamin Vastine, Barnard Vanlier, John Umstead, James Green and Isaac Reese, of Chester county, be and they 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 June next, procure one or more books and enter therein as follows: "We whose names are hereunto sub-

When books are
to be opened.

scribed, do promise to pay to the president, managers and company of the Hibernia turnpike 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 enabling the governor to incorporate a company for making an artificial road, beginning at or near John Guthrie's, on the Downings-town, Ephrata, and Harrisburg turnpike road, thence by or near George Liggert's mill, thence by or near the Barley Sheaf, thence by or near the Compass to Nathaniel Lightner's, on the old Pennsylvania road in Lancaster county:" Witness our hands the _____ day of _____ in the year of our Lord, eighteen hundred and _____; and shall give notice in two or more of the newspapers in the borough of Lancaster, and county of Chester, for one calendar month at least, of the times and places when and where the said books shall 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 permit and suffer all persons of lawful age, who shall offer to subscribe in 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 three days, or until the said books so opened shall have four hundred 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 from place to place, until the whole number of shares be subscribed; and when the whole number of shares subscribed in the said books, shall amount to four hundred shares, 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 each and every share to be subscribed, out of which shall be defrayed the expense attending the taking such subscription, 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.

50 dollars price of shares.

Manner and proportion of making payments.

One month notice to be given of the time and place of opening books.

Three commissioners to attend.

How long books to be kept open.

May adjourn and transfer books, until 400 shares are subscribed.

Five dollars to be paid on each share at subscribing.

Fifty persons or more having subscribed 200 shares patent may issue.

SECT. II. *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; 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 the Hibernia 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 be found necessary to fulfil the intent and meaning 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 work; 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. III. *And be it further enacted by the authority aforesaid,*

Twenty days notice to be given of the time and place of organizing the company.

That the commissioners aforesaid as soon as conveniently may be after the said letters patent shall be sealed and obtained, shall give notice in two or more of the newspapers printed in the borough of Lancaster, 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 ten 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 duly chosen; and the 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, except the grant of money by a state subscription, necessary for carrying 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 Gap and Newport turnpike road; *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 and from any place of pub-

What officers to be chosen, and how.

Power to make by-laws.

To enjoy like powers with the Gap and Newport turnpike company, &c.

lic worship or funeral, or to or from the militia on days of training; and provided also, 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 fifteen years after the passing of this act, complete the said road according to the true intent and meaning of this act, then and in either of these cases, all and singular the rights, liberties, and franchises hereby granted to the said company, shall revert to this commonwealth.

Work to be commenced within three, and completed within fifteen years.

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

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

APPROVED—the twenty-second day of March, one thousand eight hundred and thirteen.

SIMON SNYDER.

CHAPTER CV.

A SUPPLEMENT to the act, incorporating a company for making a turnpike road from Middletown to Harrisburg; passed the nineteenth of March, one thousand eight hundred and ten.

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 James Hopkins of Lancaster, and George Fisher of Harrisburg, are hereby appointed additional commissioners, to those mentioned in the first section of the original act, to perform with said first appointed commissioners, the several duties required of them by the said act.

J. Hopkins and G. Fisher appointed commissioners for certain purposes.

SECT. II. And be it further enacted by the authority aforesaid, That if the company to be incorporated by the original act, shall not proceed to carry on the said work in three years after the first of May, one thousand eight hundred and thirteen, or shall not within seven years thereafter complete the said road, then and in either of these cases, all and singular the rights, liberties and franchises, granted to the said company by the act to which this is a supplement, shall revert to the commonwealth; and the proviso in the third section of said act is hereby repealed.

Time limited for the commencement and completion of a turnpike road from Middletown to Harrisburg.

Part of former act repealed.

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

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

APPROVED—the twenty-second day of March, one thousand eight hundred and thirteen.

SIMON SNYDER.