

this act on orders drawn by the commissioners of Pike county on the treasurer thereof.

SECT. XX. *And be it further enacted by the authority aforesaid,* That the sheriff or jailor of the county of Wayne, shall receive all prisoners as aforesaid, and shall provide for them according to law, and shall be entitled to the fees for keeping them, and also to such allowance as is by law directed, for maintenance of prisoners in similar cases, which allowance shall be defrayed and paid by the commissioners of the county of Pike out of the county stock.

SECT. XXI. *And be it further enacted by the authority aforesaid,* That the nineteenth and twentieth sections of this act shall be and continue in force for the term of three years, or until the commissioners of Pike county shall have certified to the sheriff that a jail is ready for the reception of prisoners, and approved of by the court and grand jury, who shall enter their approbation, signed by them on the record of said court, and from thenceforth it shall be lawful for the sheriff of Pike county to receive all and every person or persons who may then be confined in the jail of Wayne county, and convey them to the jail of Pike county, and to keep them in custody until they shall be discharged by due course of law.

SECT. XXII. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the commissioners of the county of Wayne, to deliver to the commissioners of the county of Pike, when elected, all maps, charts, records and papers, which may of right belong to the county of Pike, or any office therein.

SECT. XXIII. *And be it further enacted by the authority aforesaid,* That so much of any act or acts of Assembly as is hereby altered or supplied, be, and the same hereby is repealed.

JOHN ST. CLAIR, *Speaker*
of the House of Representatives.

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

APPROVED—the twenty-sixth day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CXX.

An ACT to authorize the governor to incorporate a company for opening a Lock Navigation on Nesbamingy creek in Bucks county from the tideway to Bridgetown on said creek.

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 Anthony Taylor, John Hulme, Jonathan Buckman and Joseph Richardson, junior, be, and they are hereby appointed com-

The sheriff of Wayne to provide for prisoners.

Limitation of the nineteenth and twentieth sections of this act.

Papers &c. belonging to the county of Pike to be delivered to the officers thereof &c.

Repealing clause.

Commissioners named.

missioners to do and perform the several duties hereinafter mentioned : *That is to say*, They shall, on or before the first day of June next, provide a book for the entering of subscriptions, and shall write therein as follows : " We whose names are here subscribed, do promise to pay to the President, Managers and Company of the Neshaminy lock navigation, the sum of fifty dollars for every share of stock in said company, set opposite 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 Pennsylvania, entitled " An act to authorize the governor of this commonwealth, to incorporate a company for opening a lock navigation on Neshaminy creek in Bucks county from tide way to Bridgetown on said creek," and shall thereupon give notice in two of the public papers, printed in Philadelphia, and one in the county of Bucks, during one calendar month at least, of the times and places, when and where the said books shall be opened to receive subscriptions, at which times and places some one or more of the commissioners shall attend for that purpose, and keep open the books during six hours in each of three succeeding juridical days, or until eight hundred shares are subscribed, and if such number of shares be not subscribed within that period, the said commissioners respectively may adjourn from time to time until the said number of shares shall be subscribed, of which adjournments public notice shall be given by means of newspapers at each place where the said books shall have been opened, or elsewhere as occasion may require ; and when the said number of shares shall have been subscribed, and five dollars paid on each share, the books shall be closed and public notice thereof be given in two newspapers printed at Philadelphia, and one printed in Bucks county.

Duties of

Notice to be given of the opening of books, &c.

When 800 shares are subscribed,

The books shall be closed.

SECT. II. *And be it further enacted by the authority aforesaid*, That so soon as two hundred shares shall have been subscribed, the said commissioners or a majority of them may certify the same, together with a list of the subscribers, and the shares by each subscribed, in writing, to the governor, who thereupon, shall constitute the said subscribers under the provisions of this act, a body corporate and politic, by the name and style of " The President, Managers and Company of the Neshaminy Lock Navigation," with all the privileges incident to a corporation, who shall have perpetual succession, and shall be capable of taking and holding their said capital stock and the increase and profits thereof, and of increasing 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 end and intent of this act, and to purchase, hold and enjoy to them, their successors and assigns, in fee simple, or for any less estate, any lands, tenements and here-

When 200 shares are subscribed,

The governor shall incorporate the subscribers.

By the title of.

Privileges of said company.

Proviso.

ditaments, goods, wares and merchandize, and all manner of estate, real, personal and mixed : *Provided*, The same shall not exceed, at any one time, five hundred thousand dollars.

When and where the company shall be organized.

And elect their officers,

And may make by-laws.

Proviso...as to the number of votes, &c.

SECT. III: *And be it further enacted by the authority aforesaid*, That the five persons first named in the letters patent of incorporation, shall, as soon as conveniently may be, after the sealing of the same, give notice in two of the public newspapers printed in Philadelphia, and one printed in Bucks county, of a time and place by them to be appointed, not less than thirty days from the time of issuing the first notice, at which time and place the said subscribers shall proceed to organize the corporation, and shall choose by ballot to be delivered either in person, or by proxy duly authorized one president, five managers, and one treasurer, and such other officers as they may think necessary to conduct the business of the company during one year, and until other officers be chosen and to do and perform such acts, and to make such rules, ordinances and regulations not inconsistent with the constitution and laws of this state, or of the United States, as they shall from time to time find convenient, useful and necessary, for establishing and maintaining the said lock navigation, and the works there-to belonging or connected with the same : *Provided always*, That no person shall have more than five votes in his own name in any election, or in determining any question arising at such meeting, whatever number of shares he may be entitled to, and that each person holding one or more shares under the said number of five, shall be entitled to one vote for every share by him so held.

When the stockholders shall hold meetings.

SECT. IV. *And be it further enacted by the authority aforesaid*, That a public meeting of the stockholders shall be held on the second Monday of June in every succeeding year, in such place as shall be fixed by the rules and orders of the said company, for the purpose of choosing officers for the ensuing year for the determination of any question affecting the interest of the company.

Of certificates of stock.

SECT. V. *And be it further enacted by the authority aforesaid*, That the said president and managers shall procure printed certificates for all the shares of stock in the said company, which shall be signed by the president and countersigned by the treasurer, and sealed with the seal of the corporation, and each subscriber shall be entitled to one such certificate for each share by him subscribed, which certificate shall be transferable either by the owner in person, or by his attorney, duly authorized in the presence of the president or treasurer for the time being, subject however to the payment due or that may become due thereon, and the person or persons to whom such transfer shall be made, shall stand in the place of the former holder of the certificate, and be entitled to the same privileges in the company.

Which may be transferred.

SECT. VI. *And be it further enacted, by the authority aforesaid,*

That the said president and managers shall have full power to enter with their superintendants and workmen as they shall find necessary, into and upon any lands in the vicinity of the Neshaminy creek and to survey and lay out such route or tract as shall be deemed by them most practicable for effecting a lock navigation at the place aforesaid, by means of locks or other devices, doing nevertheless, as little damage as possible to the grounds and enclosures. And it shall be lawful for the said president and managers to contract and agree with the owners of any lands and tenements for the purchase of so much thereof as shall be necessary for the purpose of making and perfecting the said navigation, and of erecting and establishing all the necessary locks, works and devices to such a navigation belonging, if they can agree with such owners; but, in case of disagreement, the said company may lay out and open their works on such ground as they may deem best adapted to the purposes of navigation, and the person or persons conceiving himself, herself or themselves injured thereby, may apply to the next court of quarter sessions, who shall appoint six disinterested freeholders to view and appraise the damages, and make report thereof to the following court, which report when confirmed by said court shall be final, and the sum awarded immediately paid by the said company: *Provided*, That nothing herein contained shall be construed to authorize the said company to take or use any land for erecting thereon mills or other works for private uses, without the consent of the owner or owners thereof.

Powers of the company in performing their work.

And contract with the owners of lands, &c.

Damages of individuals to be appraised.

Proviso.

SECT. VII. *And be it further enacted by the authority aforesaid,*

That it shall and may be lawful for the said president and managers, and their superintendants, artists, workmen and labourers, with carts, waggons, wains and other carriages with their beasts of draft or burden, and all necessary tools and implements to enter upon the lands contiguous or near to the said track of the intended lock navigation, first giving notice of their intention to the owners thereof, and doing as little damage thereto as possible, and making amends for any damages that may be sustained by the owners of such ground by appraisal, in manner hereinafter directed, and upon a reasonable agreement with the owners, if they can agree, or if they cannot agree, then upon an appraisal to be made upon the oath or affirmation of three disinterested freeholders, or a majority of them, to be mutually chosen or if the owners neglect or refuse to join in the choice, to be appointed by any justice of the peace of the county, and upon tender of the appraised value, to carry away any stone, gravel or earth, there being most conveniently situate for making or repairing said lock navigation, and to use the same in carrying on the said works.

The company and their workmen may enter upon adjoining lands, &c.

By making amends for damages.

How damages shall be appraised.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That if any stockholder after thirty days notice in some one or more of the newspapers printed in Philadelphia, and also in one newspaper printed in Bucks county, of the time and place appointed for the payment of any portion, dividend or instalment of the said capital stock still due on each share, shall neglect to pay the same for the space of thirty days after the day whereon the same shall be appointed to be paid, every such stockholder shall, in addition to the instalment so called for, pay at the rate of five per cent per month, for every delay of such payment, and if the same and the said additional penalty, shall remain unpaid so long as that the accumulated penalties shall become equal to the sum already paid on each share, the same shall be forfeited to the company, and may be sold under the direction of the president and managers, or a majority of a quorum of them, at any of their meetings, for transacting the business of the company, the order for that purpose being first entered in the minute book of the clerk at such meeting, or in default of payment by any stockholder, of any such instalment aforesaid, the said president and managers may cause suit to be brought in any court having competent jurisdiction for the recovery of the same, together with the penalties aforesaid.

Penalty for non payment of instalments, &c.

And when stock shall become forfeited to the company.

In default of any payment due... the company may prosecute, &c.

Dimensions of the canal.

Which shall be vested in the company forever. Of tolls.

Penalty for the delay of any craft.

SECT. IX. *And be it further enacted by the authority aforesaid,* That when any of the said locks shall be completed of a sufficient and convenient width, not less than sixteen feet, and of sufficient depth to carry through the whole distance of the said canal a body of water at least three feet deep, the property of the same shall be vested in the said company, their successors and assigns forever, and the said company, their successors and assigns, are hereby authorized and empowered to demand and receive from the owner or owners, or managers of each loaded boat or raft, at each lock on said canal, one dollar, and for an empty boat fifty cents, and the said company shall keep and maintain a skilful person for opening the locks, for assisting the boatmen in their passage through the same; and if any boat, raft or other vessel shall be prevented from passing through any of said locks or sluices, by reason of the lock not being raised or opened, for more than thirty minutes, the president, managers and company, shall on conviction thereof, before any justice of the peace, of the proper county, forfeit and pay to the person so hindered, the amount of one half part of the toll which said boat, raft or other vessel is by law obliged to pay for passing through said lock, locks or sluices.

Penalty for not keeping the said canal in good repair.

SECT. X. *And be it further enacted by the authority aforesaid,* That if the president, managers and company shall neglect or refuse to keep in good order or repair, any dam, lock or sluice of their own construction, or neglect to remove any obstacle which may occur, so that boats, rafts or other vessels may at

all times safely navigate the said locks or sluices, in or near the said creek, the president, managers and company shall for each and every such offence, pay the sum of fifty dollars, to be recovered in the same manner as debts of equal amount are by law made recoverable before a justice of the peace, of the proper county where the offence shall be committed, one half to the use of the informer, and the other half shall be paid to the directors of the poor and house of employment of the county of Bucks.

And how to be recovered.

SECT. XI. *And be it further enacted by the authority aforesaid,* That if any person or persons whatsoever shall wilfully and knowingly do any act or thing whatsoever whereby the said navigation or any lock, gate, engine, machine or device thereto belonging, shall be injured or damaged, or shall commit any wilful trespass, or take, carry away, or conceal any engine device, machine, or instrument used in or about the said locks, or shall open, or cause the said locks or gates to be opened, or attempt so to do, or pass or repass the same without the knowledge or consent of the superior tenant or manager of the said canal, he, she or they so offending, shall forfeit and pay to the said incorporated company, their tenant or tenants agent or agents, fourfold the cost and damages by him or them sustained, by means of such known and wilful act, together with costs of suit to be recovered as debts of equal amount are or may be by law recoverable.

Penalty for injuring the works of the said company,

Or opening any of the gates &c.

SECT. XII. *And be it further enacted by the authority aforesaid,* That if the company hereby incorporated, shall at any time hereafter, misuse or abuse any of the chartered privileges hereby granted, then in any or either of these cases, the legislature may at any time thereafter resume all and singular the rights, liberties and franchises hereby granted to the said company.

In what cases the charter of the company shall become null, &c.

JOHN ST. CLAIR, *Speaker*
of the House of Representatives.

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

APPROVED—the twenty-sixth day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CXXI.

An ACT to promote the comfort of the poor.

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 after the first day of September next, the following articles owned by, or in the possession of any debtor shall be, and hereby are exempted from levy or sale on any execution, or other legal