

provided by this act, excepting the proviso in the thirteenth section.

REES HILL, *Speaker of the House of Representatives.*

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-sixth day of February, one thousand eight hundred and seventeen.

SIMON SNYDER.

CHAPTER LVII.

AN ACT

To authorise the Governor to incorporate a company for making an artificial road in Wayne county.

Commissioners named.

SECT. 1. *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 Preston, Sandford Clark, George W. Hubble, Joseph Tanner, Peter Spencer, Benjamin King and Thomas Meredith, be, and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned, that is to say, They, or a majority of them, shall, on or before the first day of July next, procure two or more books and enter therein as follows: "We whose names are hereunto subscribed, do promise to pay to the president, managers and company of the Stockport and Mount Pleasant lumber and stone coal turnpike road company, the sum of twenty-five 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 of the said company, in pursuance of an act of the General Assembly of the Commonwealth, entitled 'An act authorising the Governor to incorporate a company for making an artificial road in Wayne county.' Witness our hands the day of _____ in the year of our Lord one

When books to be opened.

Notice of opening the books.

thousand eight hundred and _____." And the said commissioners, or a majority of them, shall give notice in two public papers printed nearest the route of the road, and by written advertisements, one calendar month, of the times and places where the said books will be opened to receive subscriptions of stock for the said company; at which respective

times and places some two or more of 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 person or persons who shall duly authorise 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, both at Stockport and Mount Pleasant, or until the said books have five hundred and twenty shares of twenty-five dollars each actually subscribed, or if at the expiration of the said three days, the books as aforesaid shall not have the said five hundred and twenty shares subscribed, then the said commissioners may adjourn from time to time, and transfer the books from the places aforesaid to any other place or places they may think proper, until the whole number of shares 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 the said books shall amount to five hundred and twenty, the same shall be closed: *Provided always*, That every person subscribing in said books in his own or any other name, shall, if so required by the commissioner or commissioners having the book, pay the sum of five dollars for each share they subscribe, for which a receipt shall be given by the attending commissioner, and the same be entered in the book to his or their credit, out of which sum, so raised, 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 hereinafter mentioned.

SECT. 2. *And be it further enacted by the authority aforesaid*, That when twenty persons or more shall have subscribed one hundred and fifty shares or more 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 then so returned as subscribed, and if the said subscription be not full at the time, then those who shall afterwards subscribe to the number of shares 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 Stockport and Mount Pleasant lumber and stone coal turnpike road," for the sole and only purpose of making a turnpike road from Stockport by the best and nearest route to Mount Pleasant in the county of Wayne: 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

Who may subscribe.

How long books to be kept open, and when closed.

May adjourn and transfer books.

Notice to be given thereof.

Proviso. \$5 to be paid at time of subscribing.

20 persons subscribing 150 shares, letters patent may issue.

Style of corporation.

Powers and privileges.

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 enlargements 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, such real and personal estate 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.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the commissioners aforesaid, as soon as conveniently may be after the letters patent shall be sealed and obtained, shall give notice in two newspapers printed nearest to the said route, and elsewhere if occasion may require, of a time and place by them 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 there present, by ballot, to be delivered in person or by proxy duly authorised, one president, eight 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 said managers so chosen, and their successors, shall and may make such by-laws, rules, orders and regulations, not inconsistent with the constitution or laws of the United States or of this state, as shall be necessary for the well-ordering the affairs of the company, and generally have like powers, authorities and privileges necessary for making a turnpike road, to commence at Stockport on the river Delaware, from thence the nearest and best route, in a south-westwardly direction, until it intersects the Coshecton and Great-bend turnpike road at or near the house of captain Tiffany, in the township of Mount Pleasant, and 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 Coshecton and Great-bend turnpike road, by an act passed the twenty-ninth March, one thousand eight hundred and four: *Provided,* That no toll shall be demanded or taken from any person passing or repassing from one part of his farm to another, or to or from any place of public worship, funeral, militia training, general election, or town meetings for any kind of public business: *And provided also,* That if the company shall not proceed to carry on the said work in four years after the passing of this act, or shall not within seven years afterwards complete the said road according to the true intent

Notice to be given of the time and place of organizing the company.

Mode of election, and officers to be chosen.

May make by-laws.

Have like powers and subject to like restrictions, to like tolls to the Coshecton and Great-bend turnpike company.

Proviso.

2d proviso. Time limited for commencing and com-

and meaning of this act, then in either of these cases all and pleting the singular the rights, liberties and franchises hereby granted to work. the company shall revert to the Commonwealth.

REES HILL, *Speaker of the
House of Representatives.*

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-sixth day of February, one thousand eight hundred and seventeen.

SIMON SNYDER.

CHAPTER LVIII.

AN ACT

To confirm title to land in Abraham Brinker.

WHEREAS Thomas Smith, by deed, did convey a certain piece or tract of land situate in Clearfield township, Butler county, containing one hundred and forty acres and allowance, to James Sharp, in trust for the children of the said Thomas Smith: And whereas the said James Sharp having died without acting thereon, the said Thomas Smith did afterwards, and whilst in possession thereof, convey the same premises to Abraham Brinker for a valuable consideration: and it is the desire of the children of the said Thomas Smith, that the title of the above mentioned land be confirmed in the said Abraham Brinker, in the same manner as if the deed of trust had never been executed: Therefore,

SECT. 1. *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 to one hundred and forty acres of land, with allowance, situate in Clearfield township, Butler county, sold by Thomas Smith to Abraham Brinker, be, and the same is hereby confirmed in the said Abraham Brinker, in the same manner as if a deed of trust from the said Thomas Smith to James Sharp, for the use of the children of the said Thomas Smith had never been executed.*

REES HILL, *Speaker of the
House of Representatives.*

ISAAC WEAVER,
Speaker of the Senate.

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