

CHAPTER XVI.

AN ACT

To authorise the Governor to incorporate the President, Managers and Company of the New Milford and Montrose Turnpike Road.

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 Almond H. Read, Bela Jones, Philander Stephens, Joseph Williams, Seth Mitchell, Nicholas M'Carty, David Post, John Snow, Hezekiah Leech, jun. and John Bennet, of the county of Susquehanna, be, and they are hereby appointed commissioners to do and perform the several things herein after mentioned, that is to say, They shall on or before the first day of May next procure two or more books, and enter in each of them as follows: " We whose names are hereunto subscribed do promise to pay unto the President, Managers and Company of the New Milford and Montrose Turnpike Road, the sum of twenty-five dollars for every share of said stock 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 authorise the Governor to incorporate the President, Managers and Company of the New Milford and Montrose Turnpike Road." Witness our hands the*

day of _____ in the year of our Lord one thousand eight hundred and _____,

and shall thereupon give notice in the public newspaper printed in Susquehanna county, for one calender month at least, of the times and places in the said county, when and where the said books shall be open to receive subscriptions for the stock of the said company, at which respective times and places some one 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 person 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, 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 respectively may adjourn from time to time, and transfer the said books from place to place until the whole number of shares shall be subscribed, of which adjournment and transfer the commissioners aforesaid shall give such public notice as the occasion

Commissioners named.

Subscription books to be procured.

Price of shares.

Notice to be given of opening the books.

Books kept open till 400 shares are subscribed.

May adjourn and transfer.

may require; 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 name, or in the name of any other person, shall previously pay to the attending commissioners the sum of three 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 herein after mentioned; and the said road shall commence at the house of Nicholas M. Carthy in New Milford, and from thence the nearest and best route to Montrose, in Susquehanna county.

Proviso.

Three dollars per share to be paid at subscription.

Commencement and route of the road.

SECT. 2. *And be it further enacted by the authority aforesaid*, That when twenty or more persons shall have subscribed one hundred or more 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, by the name, style and title of "The President, Managers and Company of the New Milford and Montrose 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 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 lesser estate, all such lands, tenements, hereditaments and estates, real and personal, as shall be necessary to them in the prosecution of their works, and of suing and being sued, and doing all and every other matter and thing which a corporation or body politic may lawfully do.

When letters patent may issue.

Style and title.

Rights and privileges.

May hold lands, &c.

SECT. 3. *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 sealed and obtained, shall give notice in one public newspaper printed in Montrose, Susquehanna county, of the time and place by them to be appointed, not less than thirty 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 authorised, one

Notice of the time and place of organizing the company.

What officers to be chosen. president and 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 chosen; and the said managers so chosen and their successors shall, and may make such bye-laws, rules, orders and regulations not inconsistent with the constitution and laws of this state, or of the United States, as shall be necessary for the well ordering the affairs of the said company, and generally have like powers, authority 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 Coshecton and Great Bend turnpike road: *Provided*, That if the said company shall not proceed to carry on the said work in two years after the passing of this act, or shall not within six years afterwards complete the said road according to the true intent and meaning of this act, then in either of these cases it shall and may be lawful for the legislature of this commonwealth to resume all and singular the rights, privileges, liberties and franchises by this act granted to the said company.

May make bye-laws.

Have like powers, and may take like tolls with the Coshecton and Great Bend company. Proviso.

Time limited for proceeding upon and completing the road.

WILLIAM DAVIDSON, *Speaker*
of the House of Representatives.

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twelfth day of January, one thousand eight hundred and eighteen.

WILLIAM FINDLAY.

CHAPTER XVII.

AN ACT

To enable Christian Cline and John Ditman, administrators of Henry Ditman, deceased, to convey certain real estate.

WHEREAS Henry Ditman in his life time, by parol agreement sold about two acres of land in Hempfield township, in the county of Westmoreland, to Emick Royer, who paid to the said Henry the purchase money in full, and got possession of the property. That the said Emick Royer afterwards died intestate, and that the said land was sold by virtue of