

Placed on the footing of the Coshecton and Great Bend turnpike company.

Proviso.

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. And the said Philadelphia and Great Bend turnpike road, shall commence at or near the thirtieth mile stone, on the Easton and Wilkesbarre turnpike road; pass over the nearest and best ground through Legget's gap in Lackawannock mountain, and terminate on the Coshecton and Great Bend turnpike road, at or near the tavern of Ithamer Mott, in the county of Susquehanna: *Provided*, That if the said company shall not proceed to carry on the said work in four years after the passing of this act, or shall not within ten 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.

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

ISAAC WEAVER, *Speaker of the Senate.*

APPROVED—the sixteenth day of March, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER LXXVI.

AN ACT

To enable the Governor to incorporate a company for making an artificial road from the borough of Washington, in the county of Washington, through West Middletown, to the Virginia state line, near, or at the farm of Francis M'Guire.

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 George Baird, John Marshall, James Clerk, Thomas M'Call, David Craig, Daniel Huston, Robert Hervev and David T. Archer, be, and they are hereby appointed commissioners, to do and perform the several duties herein-

after mentioned : That is to say, They or a majority of them shall, on or before the first day of June next, procure three 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 Washington and West Middletown 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 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 from the borough of Washington, in the county of Washington, through West Middletown, to the Virginia state line, near the farm of Francis M'Guire."

Witness our hands the _____ day of _____ in the year of our Lord one thousand eight hundred and _____ "

And the said commissioners or a majority of them, shall give notice in one newspaper printed in the borough of Washington, one calendar month, of the times and places where the said books shall be opened, to receive subscriptions of stock for the said company ; at which respective times and places, two or more of said commissioners shall attend and permit all persons of lawful age, who shall offer to subscribe in the said books, in their own name, or 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 six days, or until the said books have one thousand shares subscribed ; or if at the expiration of the said six days, the books as aforesaid, shall not have the said one thousand shares subscribed, then the said commissioners may adjourn from time to time, until the whole number of shares be subscribed ; of which adjournments the commissioners aforesaid, shall give such public notice as the occasion may require, and when the whole number of shares subscribed shall amount to one thousand, 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 commissioner or commissioners, the sum of two dollars and fifty cents for every share to be subscribed, out of which shall be defrayed the expenses attending in taking such subscriptions and other incidental charges ; and the remainder shall be paid over to the treasurer of the said corporation, as soon as the same shall be organised and the officers chosen as hereinafter mentioned.

Books to be procured.

Engagement of subscribers

Books to be opened.

Number of shares to be subscribed.

Power to adjourn.

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\$2 50 per share payable on subscribing.

SECT. 2. *And be it further enacted by the authority aforesaid*, That when fifty persons or more have subscribed four hundred or more shares of the said stock, the said commissioners respectively, may, or when the whole number of shares

When letters patent may issue.

aforesaid, shall be subscribed, they shall under their hands and seals, certify to the Governor, the names of the subscribers and the number of shares subscribed by each, and thereupon it shall 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 subscription 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 "Washington and West Middletown Turnpike Company." And by the said name the said subscribers shall have perpetual succession; and all the privileges and franchises 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 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 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, all such lands; tenements, hereditaments and estate, real and personal, as shall be necessary to them in the prosecution of their works; 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.

Name and title.

Powers and privileges.

Proceeding to organise the corporation.

Officers to be chosen.

By-laws.

Placed on the footing of the Harrisburg and Pittsburg turnpike company.

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 one newspaper, printed in the borough of Washington, of the 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 organise 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 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 other such 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 of the affairs of the company; and generally have like powers, authorities and privileges, necessary for carrying on and completing the said turnpike road, and be subject to all the duties and 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 Harrisburg and Pittsburg turnpike road, by an act passed the twenty-fourth day of February, one thousand eight

hundred and six: *Provided*, That no toll shall be demanded ^{Proviso.} 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 or special elections, or from any student or child, going to or from any school or seminary of learning: *And provided also*, That if the company shall not proceed to carry on the work in five years after the passing of this act, or shall not within ten years complete the said road, according to the true intent and meaning of this act, then in either of these cases, all and singular the rights, liberties and franchises, hereby granted to the company, shall revert to the commonwealth.

SECT. 4. *And be it further enacted by the authority aforesaid*, That if the legislature should at any time after the year one thousand eight hundred and thirty, think proper to take possession of said road, three persons shall be appointed by the Governor, three persons by the president and managers of the said company, and three by the judges of the supreme court, who are hereby required to appoint the same, who, or any six or more of them, not having any interest in the said road, shall proceed to examine and estimate the value of the property, which the said company have therein, and certify the amount thereof to the Governor, who shall cause the same to be laid before the legislature at their next session; and whenever the amount so certified shall be paid by the state to the said company, their right to take toll on the said road, together with all their right, title, claim and interest therein, shall cease and determine.

Proceeding in case the legislature choose to take possession of the road.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the sixteenth day of March, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER LXXVII.

AN ACT

To reannex part of Mifflin county to the county of Union.

SECT. 1. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General*