

Meetings to choose officers. *said*, That the managers shall meet upon notice from the officiating secretary of the society, within three days after their election, and shall choose out of their number, a first and second directress, a secretary and a treasurer; that five managers shall be requisite to transact business; that the board of managers may make by-laws for their own government; shall make an annual report of their proceedings and of the state of the funds of the society, and give two weeks previous notice of the meetings of the society.

Their powers and duties. *Sect. 5. And be it further enacted by the authority aforesaid*, That if the annual election shall not be made on the stated day, the said corporation shall not thereby be dissolved, but the managers and officers shall continue in office until a new election, which shall be made at such time and place, and after such notice as the board of managers shall prescribe.

Managers, &c. to continue in case of a default of election. *SECT. 6. And be it further enacted by the authority aforesaid*, That the lot of ground and the buildings which may be thereon erected, for the use of the society, shall be free of tax.

Lot, &c. exempted from tax.

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

ISAAC WEAVER,
Speaker of the Senate.

APPROVED—the twenty-third day of March, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.

CHAPTER CIII.

AN ACT

To authorise the Governor to incorporate the President, Managers and Company of the Newville and Roxbury Turnpike Road.

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 William Ramsay, Andrew Hikes, James Woodburn, Robert Peebles, David Sterrett, James Rogers, of Cumberland county; Samuel Tate Swansy, James M'Curdy, William Alexander and William Maclay, of Roxbury, in the

county of Franklin ; Issac Thompson, Abraham Long, Samuel Findlay and John Blair, of the county of Huntingdon ; and James Jameson, John Wils, George Dansdile, George D. Rittenhouse, John Karr, John Willis and George Burd, of the county of Bedford, 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 Monday in June next, procure one or more books, and in each of them enter as follows " We whose names are hereunto subscribed, do promise to pay to the president and managers of the Newville and Roxbury turnpike road company, 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 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 Newville and Roxbury Turnpike road." And shall thereupon give notice in all the public papers printed in the boroughs of Chambersburg, Carlisle and Bedford respectively, for one calendar month at least, of the times and places when and where the said books shall be kept open to receive subscription for the stock of the said company, at which respective times and places some one or more 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 in the names of any other 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 if necessary, or until the said books shall have two thousand 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 elsewhere, until the whole number of shares shall 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 all the books, shall amount to the number aforesaid, the same shall be closed : *Provided always,* That every person offering to subscribe in said books, in his own or any other name, shall previously pay to the attending commissioner, the sum of two 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 said company, as soon as the same shall be organised, and the officers chosen as hereinafter mentioned. And the said road shall commence at a suitable point west of Car-

Books to be procured.

Engagement of subscribers.

Notice to be given of opening the books.

Subscriptions to be taken.

How long the books shall be kept open.

Adjournment.

Proviso.

Payable on subscribing.

Points of the road.

lisle, on the Harrisburg and Chambersburg turnpike road; thence through Newville and Roxbury; and thence to intersect the Chambersburg and Bedford turnpike road, at or near the house of Hugh Meloy, on Sideling Hill, any thing in any other act of assembly to the contrary notwithstanding.

SECT. 2. *And be it further enacted by the authority aforesaid,* That the said commissioners are hereby authorised to receive conditional subscriptions; and if upon the location of the road, the conditions on which any individual or individuals subscribed, be complied with, the said subscriptions shall be binding on the individual or individuals so subscribing, and shall be recovered in the same manner that other subscriptions are directed to be recovered by the provisions of this act: *Provided,* That no person subscribing conditionally, shall be entitled to vote for managers of the said company, until after the location of the road.

Conditional subscriptions allowed and regulated.

Proviso.

When letters patent may issue.

SECT. 3. *And be it further enacted by the authority aforesaid,* That when thirty persons or more shall have subscribed four hundred shares or more of the said stock, the said commissioners or a majority of them may, or when the whole number of shares aforesaid shall be subscribed, they shall certify to the Governor, under their hands and seals, the names of the subscribers and the number of shares subscribed by each; whereupon he shall by letters patent, under his hand and seal of the state, create and erect the subscribers, and if the subscription be not full at the time, then also those who shall thereafter subscribe, to the number prescribed by the first section of this act, 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 Newville and Roxbury Turnpike road." And by the same 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 enlargements shall be found necessary to fulfil the intentions of this act; and of purchasing, taking and holding to them and their successors and assigns, in fee simple, or for any lesser 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 company.

SECT. 4. *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 Carlisle, and one in Chambersburg, of the time and place at which 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 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 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 Harrisburg and Pittsburg turnpike road, by an act passed the twenty-fourth day of February, one thousand eight hundred and six: *Provided*, That if the company shall not proceed to carry on the work in three 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 said company, shall revert to the commonwealth.

Officers to be chosen.

By-laws.

Placed on the footing of the Harrisburg and Pittsburg company.

Proviso.

SECT. 5. *And be it further enacted by the authority aforesaid*, That if the legislature should at any time after the road is finished, 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 authorised 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 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 twenty-third day of March, one thousand eight hundred and nineteen.

WILLIAM FINDLAY.