

CHAPTER CXLIV.

AN ACT

To provide for repairing the piers near Gloucester Point.

Money ap-
propriated.

How drawn.

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 a sum not exceeding two thousand dollars be, and the same is hereby appropriated to defray the necessary expenses that have been or shall be incurred in repairing and completing the piers erected in the river Delaware near Gloucester Point, and the road leading from said piers thereto; and the Auditor General is hereby empowered to draw his warrant or warrants on the State Treasurer in favor of the wardens of the port of Philadelphia, for such sum or sums not exceeding the amount herein appropriated, as upon a settlement of their accounts in the manner prescribed by law it may appear that they shall have necessarily expended for the purposes aforesaid.*

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

ISAAC WEAVER,
Speaker of the Senate.

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

WILLIAM FINDLAY.

CHAPTER CXLV.

AN ACT

Authorising the Governor to incorporate the Pittsburg and Beaver Turnpike Road Company.

Commission-
ers 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 Thomas Cromwell, David Evans, William Robinson, junior, John Way, William Courtney, Hugh Davis and Robert Campbell of Allegheny county, David Shields of Washington county, Abner Lacock, Joseph Hemphill and Robert*

Darragh of Beaver county, be, and they are hereby appointed commissioners to do and perform the several things hereinafter mentioned: That is to say, They shall on or before the first day of September next, procure a book or books, and enter therein as follows: " We whose names are hereunto subscribed do promise to pay to the president and managers of the Pittsburg and Beaver turnpike road company, the sum of fifty dollars for every share of stock set opposite our respective names, in such manner and proportions, and at such times as shall be determined by the president and managers of said company in pursuance of an act of the General Assembly of this commonwealth, entitled " An act, authorising the Governor to incorporate the Pittsburg and Beaver Turnpike Road company." Witness our hands the day of _____ in the year of our Lord one thousand eight hundred and ____ " And thereupon give notice in two or more newspapers printed nearest the route of said road, of the time and place when and where said books shall be open to receive subscriptions for the stock of said company; at which time and place, some two of said commissioners shall attend, and permit all persons of lawful age, who shall offer to subscribe in the said books, in their own or in the name, or names of any other persons who shall authorise the same, for any number of shares of the said stock; and the said books shall be kept open for the purpose aforesaid, at least six hours in every juridical day for the space of six days, or until twelve hundred shares have been subscribed therein; and if at the expiration of the said six days, the said number of twelve hundred shares shall not have been subscribed, the commissioners respectively may adjourn from time to time, and transfer the said books from place to place until the whole number of shares aforesaid be subscribed; of which adjournment and transfers the commissioners aforesaid shall give such public notice as the occasion may require; and when the whole number of shares subscribed shall amount to twelve hundred shares, the same shall be closed: *Provided always*, That every person offering to subscribe in said book in his own or the name of any other person, shall previously pay to the attending commissioners the sum of three dollars for every share so subscribed, out of which shall be paid the expenses attending the same together with other incidental charges, and the remainder shall be paid over to the treasurer of said corporation, as soon as the same shall be organised, and the officers chosen as hereinafter mentioned.

Their duty.

Engagement of subscribers.

Notice to be given.

Subscriptions to be taken.

How long books shall be kept open.

Adjournment.

Proviso.

Three dollars payable on subscribing.

SECT. 2. *And be it further enacted by the authority aforesaid*, That when twenty or more persons shall have subscribed four hundred shares of the said stock, the said commissioners respectively may, or when the whole number of shares aforesaid shall be subscribed, they shall certify under their hands and seals, the names of the subscribers, and the number of shares

When letters patent may issue.

subscribed by each to the Governor; and thereupon it shall and may be lawful for the Governor, by letters patent under his hand and seal of the state, to create and erect the subscribers, (and if the subscription be not full at the time, then 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 Pittsburg and Beaver Turnpike Road 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 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 true 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 estates, 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 or can lawfully do.

Name and title.

Powers and privileges.

Proceeding to organise the company.

Officers to be chosen.

By-laws.

Proviso, as to voting.

2d proviso, as to elections.

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 have been obtained, shall give twenty days notice in the newspapers convenient to the route of said road of the time and place appointed; at which time and place the said subscribers shall proceed to organise the said corporation; and shall choose by a majority of the said subscribers present by ballot, to be delivered in person or by proxy duly authorised, one president, ten managers, a treasurer, and such other officers as they deem necessary to conduct the business of said company for one year, and until other officers are chosen; and shall and may make such by-laws, rules, orders and regulations, not inconsistent with the constitution and laws of this commonwealth, as shall be necessary for the well ordering the affairs of said company: *Provided always,* That no person shall have more than ten votes at any election or determining any question occurring at such meeting, whatever number of shares he or they may have subscribed for, and that every subscriber shall be entitled to one vote for each share subscribed for under that number: *Provided nevertheless,* That all future annual elections of said corporation shall be held with such notice, and in manner and form aforesaid, on the second Monday of January in every year, at such place as shall be fixed by their by-laws for that purpose.

SECT. 4. *And be it further enacted by the authority aforesaid,* That it shall be lawful for the said president and managers, their superintendants, surveyors, engineers, artists

and chain bearers, to enter in and upon all and every, the lands and tenements, and inclosures in, through and over which the said intended turnpike road may be thought proper to pass, and examine the ground most proper for the purpose, as well as the materials in the vicinity that will be necessary in making and constructing the said road, and to survey, lay down, ascertain, mark and fix such route or track for the same road, as in the best of their judgment and skill will combine shortness of distance, with the most practicable ground from the west end of the Allegheny bridge now building opposite the city of Pittsburg, to the Beaver bridge opposite the town of Beaver, and generally they shall have the like powers, authorities and privileges necessary for carrying on and completing the said turnpike road, as well as for all the subsequent concerns of said corporation; 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 Pittsburg, Butler and Mercer turnpike road company: *Provided nevertheless*, That the said company may where the nature of the ground requires it, narrow the said road to any width not less than twelve feet, in any distance not exceeding forty perches: *And provided also*, If the company shall not proceed to carry on the work within three 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 and in either of those cases, all and singular, the rights, liberties and franchises hereby granted to the said company shall revert to this commonwealth,

Power to enter on lands, &c.

And fix the route.

Points of the road.

Placed on the footing of the Pittsburg, Butler and Mercer company.

Proviso.

2d proviso.

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

ISAAC WEAVER,
Speaker of the Senate.

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

WILLIAM FINDLAY.