

same, That it shall and may be lawful for John Agnew, James Agnew, Samuel Agnew, Robert Marshall and Robert Anderson, the parents and natural guardians of their children, Samuel C. Agnew, Samuel A. Marshall, Samuel Agnew, Samuel M. Agnew and Samuel A. Anderson, the survivors or survivor of them, to grant, bargain and sell for the best price that can be obtained to any person or persons, their heirs and assigns, all the estate, right and title of their minor children aforesaid, in and to the real estate in Washington county, devised to them by their grandfather, Samuel Agnew, and to execute, seal and deliver, and in due form of law acknowledge such conveyance and assurances of the said real estate unto the purchaser or purchasers thereof, their heirs and assigns forever, as shall be requisite, in as full and ample a manner as the said children could if they were of full age: *Provided*, That the said John Agnew, James Agnew, Samuel Agnew, Robert Marshall and Robert Anderson shall enter into recognition in the orphans' court of the county of Washington with sufficient sureties to the satisfaction of the said court, conditioned that the proceeds of the sale of the said real estate shall be invested in other real estate at least equally valuable or in some profitable stock for the use and benefit of the minors aforesaid respectively.

JOSEPH LAWRENCE, *Speaker*
of the House of Representatives.

ISAAC WEAVER,
Speaker of the Senate.

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

WILLIAM FINDLAY.

CHAPTER XXXI.

AN ACT

To incorporate the president, managers and company of the Luzerne and Wayne county 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 Benjamin Slocum, Philip Swartz, Comer Philips and John Cobb, of the county of Luzerne, Seth Goodrich, Amos Polly, Reuben Purdy, William Woodbridge, Peter Purdy and Simeon Ansley, of Wayne county, be and they are hereby appointed commissioners to do and perform the seve-

ral things hereinafter mentioned: *That is to say*, They shall on or before the first day of July next, procure two books and in each of them enter as follows: "We whose names are hereunto subscribed, do promise to pay to the president, managers and company of the Luzerne and Wayne county turnpike road, the sum of twenty-five dollars for 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 president and managers of the said company, in pursuance of an act of the General Assembly of this Commonwealth for such purpose made and provided: Witness our hands the day of in the year of our Lord, one thousand eight hundred and " And thereupon shall give notice in two of the public papers printed in the city of Philadelphia, and in one or more of the public papers

Terms of subscription.

Public notice of the time of opening books.

Twelve hundred shares to be subscribed before books are closed.

Proviso.

Subscribers to pay five dollars.

When 600 shares are subscribed, Governor may issue letters patent.

printed nearest the route of the said road, for twenty days at least, of the times and places when and where the said books shall be open to receive subscriptions for the stock of the said company, at which times and places one of the said commissioners shall attend and permit, and suffer all persons of lawful age who shall offer to subscribe in said books in their own names, or in the name or names of any other persons who shall duly authorise the same, for any number of shares of 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 shall have twelve hundred shares therein subscribed, and if at the expiration of the said six days the books aforesaid or either of them shall not have the said number of twelve hundred shares therein 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 shall be subscribed, of which adjournments 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 the same shall be closed: *Provided always*, That every person offering to subscribe in said books in his own name or any other name, shall previously pay to the attending commissioner or commissioners the sum of five dollars for every share to be subscribed, out of which shall be defrayed the incidental charges and expenses of taking such subscription, 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 six 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 subscribed by each to the Governor of this Commonwealth, 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 president, managers and company of the Luzerne and Wayne county turnpike road, 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 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 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 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.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the commissioners aforesaid as soon as conveniently may be, after the said letters patent shall be sealed and obtained, shall give public notice in two of the public newspapers printed in Philadelphia, and in one or more of the public newspapers printed nearest the route of the said road, of a time and place by them to be appointed, not less than 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 by ballot, to be delivered in person or by proxy duly authorised, one president, ten 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 be chosen: And shall and may make such bye-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 the said company: *Provided always,* That no person shall have more than ten votes at any election or in determining any question arising at such meeting, whatever number of shares he may be entitled to, and that each person shall be entitled to one vote for every share by him held under that number.

Public notice
of twenty
days for sub-
scribers to
organize.

Bye-laws.

Proviso.

No person to
have more
than 10 votes.

SECT. 4. *And be it further enacted by the authority aforesaid,* That it shall be lawful to and for the said president and managers, their superintendants, surveyors, artists and chain bearers, to enter in and upon all and every the lands, tene-

Power to enter in and upon lands. ments 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 may be necessary in making and constructing the said turnpike road, and to survey, lay down, ascertain, mark and fix such route or track for the said road, as in the best of their skill and judgment will combine shortness of distance with the most practicable ground from or near the house of Philip Swartz, in Providence township, Luzerne county, the nearest and best route to intersect the Milford and Owego turnpike road where it crosses the Wallen-Paupack creek, in Wayne county, passing through the townships of Blakely, Salem and Palmyra, and generally they shall 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 Coshecton and Great Bend turnpike road: *Provided*, That if the said company shall not proceed to carry on the said work in five 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 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.

Mark the route. Like powers with the Coshecton and Great Bend turnpike company.

Proviso. Ten years to finish the road.

JOSEPH LAWRENCE, *Speaker*
of the House of Representatives.

ISAAC WEAVER,
Speaker of the Senate.

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

WILLIAM FINDLAY.

CHAPTER XXXII.

AN ACT

For the relief of Peter Gordon, an old soldier.

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 State Treasurer be and he is hereby required*