

No. 190.

AN ACT

To incorporate a company to make a free road from Abraham Hays', on the Somerset and Mountpleasant turnpike, to Walthour's, on the Greensburg and Pittsburg turnpike, in the county of Westmoreland.

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 Abraham Hays, Thomas Hurst, Abraham Weaver, John Byers, Samuel Pool, Joseph Gross, John McReil, Andrew Fulton, Jacob Harrold, William Hindman, John Painter and Jacob Eiserman, be, and they are hereby appointed commissioners, to do and perform the several things hereinafter directed, that is to say: they shall, on or before the first day of June 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 free road company from Abraham Hays' to Walthours, the several sums annexed to our names, in such manner, at such times, and in such proportions, as the president and managers of the said free road company may direct, in pursuance of an act of the general assembly of this commonwealth, entitled 'An act to incorporate a company to make a free road from Abraham Hays', on the Somerset and Mount Pleasant turnpike, to Walthour's, on the Greensburg and Pittsburg turnpike, in the county of Westmoreland.' Witness our hands, the day of , in the year of our Lord, one thousand eight hundred and ;" and thereupon shall take such measures, as to them shall appear proper, to procure subscriptions to the stock of said company, from all persons who are free and of age; and the said books to keep open and procure stock, from time to time, until a sufficiency shall be procured to accomplish the object contemplated in this act.

SECT. 2. *And be it further enacted by the authority aforesaid,* That when twenty or more persons shall have subscribed two thousand or more dollars, of the said stock, the said commissioners shall certify, under their hands and seals, the names of subscribers, and the amount each shall have subscribed, 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 shall not be sufficient at the time, then those who shall afterwards subscribe, to the amount of four thousand dollars, into one body politic and corporate,

Commissioners appointed to open books.

Form of subscription.

When 20 persons subscribe \$2000, Governor may incorporate.

To amount of \$4000.

Style. in deed and in law, by the name, style and title, of "the president, managers and company, of the free road from Abraham Hays' to Walthour's, in the county of Westmoreland."

First election. *SECT. 3. And be it further enacted by the authority aforesaid,* That as soon as two thousand dollars shall have been subscribed, and letters patent obtained, the commissioners shall give at least twenty days public notice, in one or more newspapers published nearest to the body of the subscribers, of a time and place of holding an election, when and where the subscribers shall proceed, between the hours of one and six o'clock, P. M. to elect, by ballot, one president, twelve managers, and one treasurer, and such other officers as they may deem necessary to conduct the business of said company; and shall and may make such by-laws, rules and regulations, not inconsistent with the constitution and laws of this commonwealth, as they shall judge necessary for the well ordering of the affairs of said company: *Provided,*

Officers. That no person shall have more than five votes at any such election, and that every person shall have one vote for every ten dollars subscribed, up to that number: *And provided further,* That all future elections shall be held on the second Monday of April, of each and every year; the election to be held at such place as the president and managers may direct.

By-laws, &c.

Proviso.

Ratio of votes to subscriptions.

Annual election.

SECT. 4. And be it further enacted by the authority aforesaid, That the said president and managers, their superintendents, surveyors, engineers, and agents, shall be, and they are hereby authorised to enter in and upon all enclosures or wood land, in, over, or through which the said free road shall pass, or that it shall be thought proper to pass over, and the same to examine, and thereon shall create a road, according to the best of their judgment, beginning at or near Abraham Hease's, on the top of Chesnut ridge, in the county of Westmoreland, and to intersect the Greensburg and Pittsburg turnpike road, at or near the widow Walthour's; which said road shall be opened forty feet wide, at least twenty feet of which shall be made an artificial road of clay, stone, gravel, or such other materials as the president and managers shall think proper, so that the same, when completed, shall not exceed, in ascent or descent, five degrees from a horizontal line; and when said road shall be completed, shall forever be a free road: *Provided,* The owners of land through which the said road shall pass, shall have the same remedy as is provided in the general road laws of this commonwealth.

General powers of company relative to location of road.

Road to be free.

Proviso.

SECT. 5. And be it further enacted by the authority aforesaid, That the said road shall be kept in repair as public roads now are, which are laid out by order of the courts of

Repair of road.

general quarter sessions of the peace, agreeably to the several acts of assembly, in such cases made and provided.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The second day of April, one thousand eight hundred and thirty-one.

GEO. WOLF.

No. 191.

AN ACT

For the relief of Jacob Galentine, Philip Longstreth and Joshua Napp, soldiers of the revolution.

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 authorised and required to pay to Jacob Galentine, of Fayette county, and to Philip Longstreth, of Greene county, soldiers of the revolutionary war, or to their respective orders, forty dollars each, immediately, and an annuity of forty dollars each, during life, payable half yearly, to commence on the first day of January, one thousand eight hundred and thirty-one. \$40 gratuity and \$40 annuity granted to J. Galentine and P. Longstreth.

SECT. 2 *And be it further enacted by the authority aforesaid,* That the State Treasurer be and he is hereby authorised and required to pay to Joshua Napp, of Columbianna county, in the state of Ohio, a soldier of the revolution, or to his order, forty dollars, immediately, and an annuity of forty dollars, during life, payable half yearly, to commence on the first day of January, one thousand eight hundred and thirty-one. Same to J. Napp of Ohio.

FREDK. SMITH,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The second day of April, one thousand eight hundred and thirty-one.

GEO. WOLF.