

No. 131.

AN ACT

To authorize the Governor to incorporate a company to erect a toll bridge over Swatara creek, opposite the Centre square of Hummelstown, in the county of Dauphin.

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 Bower, Jacob Earnest, John Hoerner, Valentine Gardner, Joseph Hummel, Jacob Maize, Jacob Hummel, George Gish, Frederick Hummel, William Henderson, Daniel Baum, John Eversol, Jacob Hoerner, Michael Cassel, David Shope, Christian Spayd, (drover) Jacob Bower, David Gutelius, Christian Neisly, Michael Cassel, of Paxton, and George Fox, Thomas Bullock, Jacob Singer, Robert Thompson, be and they are hereby appointed commissioners to perform the duties hereinafter mentioned, that is to say, they shall on or before the first day of June next, provide one book for the entering of subscriptions, and shall write therein as follows: We, whose names are hereunto subscribed, do promise to pay to the president, managers and company, for erecting a bridge over the Swatara creek, opposite the centre square of Hummelstown, in the county of Dauphin, the sum of twenty-five dollars; for every share of stock in the said company set opposite to our names, in such manner and proportions, and at such times as shall be determined by the president and managers, in pursuance of an act of the general assembly entitled, An act to authorize the Governor to incorporate a company for the purpose of erecting a permanent bridge over the Swatara creek, opposite the centre square in Hummelstown, in the county of Dauphin; witness our hands this _____ day of

in the year of our Lord one thousand eight hundred and _____; and shall thereupon give notice in one of the newspapers printed in the county of Dauphin, and at least six printed or written handbills in the most public places in Hummelstown, posted up during one calendar month at least, of the time and place where the said book shall be opened to receive subscription; at which time and place some one of the commissioners shall attend for that purpose, and keep open the said book during six hours in each four successive juridical days, or until one hundred shares shall be subscribed, and if one hundred shares shall not be subscribed within that period, then the said commissioners respectively may adjourn from time to time, until the said number of shares shall be subscribed, of which ad-

Commissioners appointed to receive subscriptions, &c.

Form of heading.

Shares \$25.

Duties of commissioners specified.

journalment public notice shall be given by means as aforesaid, or in others as occasion may require, and when one hundred shares shall have been subscribed the book shall be closed.

SECT. 2. *And be it further enacted by the authority aforesaid,* That as soon as one hundred shares shall be subscribed, and two dollars and fifty cents per share, shall have been actually paid on each share to the said commissioners or a majority of them, then a majority of the commissioners may certify the same, together with a list of the subscribers, and the shares by each subscribed, and that the said sum has been actually paid on each share, in writing to the Governor, who thereupon shall constitute the said subscribers, and also all those who may in future under the provisions of this act, a body corporate by the name of the president, managers and company, for erecting a toll bridge over the Swatara creek, opposite the centre square of Hummelstown, in the county of Dauphin, with all the privileges incident to a corporation, who shall have perpetual succession, and shall be capable of taking and holding their said capital stock, and the increase thereof, and of enlarging the same by new subscriptions, if such enlargement be necessary to fulfil the purpose of this act.

When 100 shares are taken and \$53 paid down upon each share, charter may issue.

Privileges of incorporation.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the six persons first named in the letters patent of incorporation, shall, as soon as conveniently may be after sealing the same, give notice in one newspaper and handbills as aforesaid, of a time and place by them to be appointed, not less than thirty days from the time of issuing the first notice, at which time and place the said subscribers shall proceed to organize the corporation, and shall choose by a majority of votes of the said subscribers, taken by ballot, to be delivered either by person or by proxy duly authorized, one president, six managers, one treasurer, one clerk, and such other officers as they may think necessary to conduct the business of the company during one year and until other officers be chosen, and may make such by-laws, rules, orders and regulations, not inconsistent with the laws of this commonwealth, as may be necessary for the well ordering of the affairs of the company, and as soon as the corporation is so organized, the commissioners shall pay over to the treasurer the sums paid to them at the time of the subscription: *Provided,* That no person shall have more than ten votes whatever number of shares he may be entitled to, and each person shall be entitled to one vote for each share by him or her held under that number.

Notice required to be given of organization of company.

President, six managers, treasurer, clerk, &c.

Proviso.

One vote each share up to 10.

SECT. 4. *And be it further enacted by the authority aforesaid,* That a public meeting of the said stockholders shall be held on the first Monday of December in every succeeding year, at such place as shall be fixed by the rules and orders

Annual meeting of stockholders.

of the said company, for the purpose of choosing officers for the ensuing year and the determination of any question affecting the interest of the company.

SECT. 5. *And be it further enacted by the authority aforesaid,* That the president and managers shall procure printed certificates for all the shares of stock in the said company, which shall be signed by the president, countersigned by the treasurer, and each subscriber shall be entitled to one such certificate for each share by him subscribed for, on paying to the treasurer in part of the sum due thereon, fifteen dollars on each share, which certificate shall be transferable either by the owner in person or by his or her attorney, duly authorized in the presence of the president or of the treasurer for the time being, subject however to the payments due or that may grow due thereon, and the person to whom the transfer shall be made, shall stand in the place of the former holder of the certificate and shall be entitled to the same privileges in the company.

Certificates of stock for each share.

Transferable.

Company to have same tolls—to be under same restrictions, &c. as the owners of the present bridge near Hummelstown.

Proviso.

Free passengers.

SECT. 6. *And be it further enacted by the authority aforesaid,* That the president, managers and company shall have the same powers, authorities and privileges for completing, maintaining and keeping in repair the said bridge, and for fixing the rates of tolls and collecting the same, and be subject to the same duties, qualifications, restrictions, penalties, fines and forfeitures which are or may be given and granted or imposed upon Ernst and Shearer, who have been authorized to erect a bridge over the river Swatara, at or near the town of Hummelstown, in the county of Dauphin: *Provided,* That any person or persons attending funerals, going to or returning from divine worship, all persons going to or returning from elections or military trainings, and students or children attending schools or seminaries of learning, shall at all times be exempted from the payment of any toll.

JOHN LAPORTE,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini, eight hundred and thirty-two.

GEO. WOLF.