

No. 150.

AN ACT

Supplementary to an act entitled "An act to incorporate the Philadelphia, Germantown and Norristown rail-road company."

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 from and after the passage of this act, the business of the said company shall be conducted by twelve managers, all of whom shall be stockholders of the company at the time of their election, and who shall be elected in the manner, at the times and for the terms of service which are prescribed in the fourth section of the act to which this is a supplement: *Provided,* That if any manager now or hereafter to be elected, shall at any time during the term of service for which he is or shall be elected, cease to be a stockholder of the said company, he shall thereupon cease to be a manager of the said company, and the vacancy or vacancies in the whole number of managers shall be filled by the board of managers until the next annual election for managers.

Of the number, &c. of managers.

Proviso. Vacancy declared in case of a manager ceasing to be a stockholder.

SECT. 2. *And be it further enacted by the authority aforesaid,* That five managers, with the president, shall be a quorum for the transaction of all business of the said company, as specified in the sixth section of the act to which this a supplement; and in the absence of the president six managers shall be such a quorum, who shall choose one of their own body as president pro tem, who shall be vested with the powers of the president.

Of the president, number of managers necessary to do business, &c.

SECT. 3. *And be it further enacted by the authority aforesaid,* That as soon as the said company shall have constructed a sufficient extent of the said rail-road to enable them to take tolls according to the twentieth section of the act to which this a supplement, it shall and may be lawful for the said company to charge and receive tolls at the rate of two cents per mile, for every passenger conveyed on the said rail-road, any thing in the act to which this is a supplement to the contrary notwithstanding.

Rate of toll upon sections as completed.

SECT. 4. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the said company, to own and place locomotive engines on the said rail-road, and transport persons, minerals, produce, merchandize and other articles, as well as the United States' mail thereon, at and for such prices or compensation, as shall be agreed upon by the said company and such persons, and the owners or persons having in charge such minerals, produce, merchan-

Company allowed to use engines, to transport passengers, merchandize, the mail, &c.

Proviso.
Safety of travelling on adjacent roads secured.

dize and other articles, and such person as may be authorized to contract for the conveyance of the mail: *Provided*, That if the said locomotive engines shall be so used on said rail-road, as to prevent or render unsafe the travelling upon any public road or street now laid out on or near the line of the said rail-road, the court of Quarter Sessions for the county of Philadelphia, upon complaint being made, may order and direct such rules and regulations for the said locomotive engines, as will render secure the travelling and the safety of property situated on or near the line of the said rail-road.

Certain location in dist. of Spring Garden confirmed.

SECT. 5. *And be it further enacted by the authority aforesaid*, That the location of so much of the said rail road which has been partly constructed between Spring-Garden street and the west branch of the Cohocksink creek, upon, over, along, and running the same course as Ninth street, which has been surveyed and is laid down in the third and eighth divisions of the district of Spring-Garden in the county of Philadelphia, but not opened in pursuance of an agreement entered into between the said company and the owners of land bordering upon the lines of the said Ninth street, as laid down as aforesaid, is hereby confirmed and established, and that the streets which have been opened upon either side of the said rail road, between the said Spring-Garden street and the west branch of the Cohocksink creek, according to the terms of the said agreement between the said company and the owners of the land aforesaid, are hereby declared to be and remain public highways forever: *Provided*, That the said agreement shall be recorded in the office for recording of deeds, &c. for the city and county of Philadelphia, and that a true and accurate draught of the said rail-road and adjoining streets, between the points aforesaid, shall be filed in the office of the clerk of the court of Quarter Sessions of the county of Philadelphia.

Streets declared highways.

Proviso.
Record of agreement with land holders.

Repealing clause.

SECT. 6. *And be it further enacted by the authority aforesaid*, That so much of the act to which this is a supplement, as is hereby altered and supplied, is hereby repealed.

JOHN LAPORTE,

Speaker of the House of Representatives.

WM. G. HAWKINS,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini, eighteen hundred and thirty two.

GEO. WOLF.