

Adams, at public or private sale, and the said John Duncan and Joseph Kepner, are also hereby authorized to sell and convey, as aforesaid, all the right, title and interest of Christiana Biddinger, deceased, to all the real estate of which she died possessed, in Abbottstown, Adams county: *Provided*, That before such sale be made the said John Duncan and Joseph Kepner, shall give security, to be approved of by the Orphans' Court of Adams county, for the faithful application of the funds arising from said sales, according to law and under the direction of said court.

SECTION 26. John Baird, of Westmoreland county, is hereby authorized to sell the interests of Martha Baird, James Baird, William Baird, Thomas Sloan Baird, Sarah Ann Baird and Mary Elizabeth Baird, minor children of the said John Baird, and heirs at law of their mother Esther Baird, late Esther Sloan, now deceased, in a certain tract of land, situate in Blacklick township, county of Indiana, and to convey and release, in fee simple, all the right, title and interest of the said minors in the said real estate, and to execute the necessary conveyances for the transfer of or releasing the same to the purchaser, which shall have the same legal force and effect as if the said minors were of full age and had done the same: *Provided*, That before the execution of the said deed or release, the said John Baird shall give such security as shall be approved by the Orphans' court of the said county of Indiana, conditioned for the faithful application of the proceeds of said sale according to law.

John Baird of Westmorel'd estate of his children in Indiana co.

Proviso.

JAMES THOMPSON,
Speaker of the House of Representatives.
THOMAS S. CUNNINGHAM,
Speaker of the Senate.

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

GEO: WOLF.



No. 143.

An Act

To incorporate the Farmers and Drovers' Bank of Waynesburg.

SECTION 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 William T. Hays, Benjamin Campbell, junior, Solomon Eagan, Timothy Ross, William Kincaid, Joseph Davidson, David Sellers, David Gray, Thomas Maple, Lot Lantz, Noah Minor, Baltzer Kramer, Joab Baily, Jacob Johns, John Inghram, Jacob Barnes, Benjamin Black, William Burgh, of

Commis'ners.

Greene county, be and they are hereby appointed commissioners to carry into effect, from and after the fourth day of May, one thousand eight hundred and thirty-five, the establishment of a bank, to be called and known by the name of "The Farmers and Drovers' Bank of Waynesburg," to be located in Waynesburg, in the county of Greene, agreeably to an act passed the twenty-first day of March, one thousand eight hundred and fourteen, entitled An act regulating banks, and an act passed the twenty-fifth day of March, one thousand eight hundred and twenty-four, entitled An act to recharter certain banks, except so far as the same are hereby altered, revoked or amended by this act, with all and singular the rights, privileges, and subject to all the like regulations, restrictions, penalties and taxes, imposed upon the said banks by the acts referred to, with the exception aforesaid, with a capital stock of one hundred thousand dollars, to be divided into shares of fifty dollars each, and to be managed and directed by thirteen directors.

SECTION 2. It shall be the duty of the said commissioners to procure books, in which they shall enter as follows, to wit: "We, whose names are hereunto subscribed, do promise to pay to the Farmers and Drovers' Bank of Waynesburg, the sum of fifty dollars for every share of stock in said bank set opposite to our respective names, in such manner and proportions as shall be determined by the board of directors of said bank, in pursuance of an act of the General Assembly, entitled 'An act to incorporate the Farmers and Drovers' Bank of Waynesburg:' witness our hands, _____ day of _____ in the year of our Lord one thousand eight hundred and thirty-five." *Provided*, That a majority of the said commissioners shall appoint an auctioneer for the time being, who shall, before entering on the duties of his office, take an oath or affirmation faithfully to discharge the same, to sell the said stock at public outcry or auction; and the said commissioners shall fix upon a certain place in the town of Waynesburg, for the sale of said stock, which place shall afford a full and commodious opportunity for all persons inclined to bid at said sale; and shall give public notice of the time and place of said sale, for at least ten successive days, in two newspapers published in said borough; and the said commissioners, or a majority of them, shall assemble at the place of sale at the time appointed, with the said auctioneer, and shall superintend the said sale; and they shall cause the said auctioneer to set up to sale, by public outcry, five shares of said stock at a time, which shall be disposed of to the highest and best bidder, who shall have the privilege to take the said five shares or more, not exceeding fifty shares, at the price bid for the same; and they shall proceed to sell the said capital stock in the same manner from day to day continuously, excluding Sundays, until the whole is disposed of: and they shall make such other regulations as may be necessary to carry the sale of the said stock by auction fully into effect. A full and correct

Name.

Capital stock \$100,000.

13 Directors.

Form of subscription.

Proviso.

Notice to be given.

Sale of stock.

statement of the said sale, under oath or affirmation, shall be rendered to the State Treasurer by the said auctioneer, within ten days after the said sale; and the said auctioneer shall declare, to the best of his knowledge and belief, that the said sale has been fairly and honestly conducted without any collusion between the said auctioneer and any of the said commissioners or any other person, or between any of the said commissioners among themselves or any other person to influence said sale, to procure any of said stock to themselves or friends or any other person, otherwise than by the means authorized by this section and the proceeds of said sale, over and above the par value of said stock, shall be received by the said commissioners, and by them paid over, first deducting one eighth of one per cent. on the amount of said excess and the amount of the first instalment, for the compensation to the said auctioneer in lieu of commissions, to the State Treasurer, for the use of the Commonwealth, previous to the charter being signed by the Governor, and shall be credited to said bank in full payment as compensation for said charter: *And provided also*, That no other banking institution shall be allowed, directly or indirectly to purchase or hold any stock in this bank, or be interested in any way, either immediately or by the agency of any one in the same, but all such stock so purchased or held or in which any other bank shall be interested, shall be forfeited for the benefit of the bank established by this act; and the said commissioners shall permit all persons of lawful age, citizens of this or any other of the United States, who shall purchase at said auction sale, to subscribe in their own names or in the name of any person who shall authorize the same, for shares in the said stock in the said books.

Commissioners
to pay over
par value
received, to
St. Treasurer

Proviso.

SECTION 3. It may be lawful for the stockholders to meet at any time previous to the third Monday of November, one thousand eight hundred and thirty-five, and choose by ballot thirteen directors, to serve to that time, or until others are elected, notice of the election having first been given by the commissioners, at least ten days previous thereto, in one or more of the newspapers of the county of Greene, and that this charter shall continue in full force and effect until the first day of November, one thousand eight hundred and forty-nine, and no longer.

Manner of
choosing
directors.

Expiration of
charter.

SECTION 4. It shall be the duty of the president and directors of the said bank to exhibit to either branch of the Legislature, when called upon to do so, a statement of their affairs in the form of a regular account current, or in such form as may hereafter be pointed out by the Legislature, as they shall stand on any day to be designated, specifying particularly the amount of their capital stock paid in, average amount of deposits of gold and silver, notes of solvent banks, throughout the year, debts due to other banks, contingent fund, real estate at cost, gold and

To make an
exhibit, &c.
when called
on by Legislat.

silver on hand, notes and bills discounted, bills of exchange, stock, bonds, judgments, mortgages, notes of other banks, debts due by other banks, distinguishing in each of the last eight items those which are good, those which are in suit, and those considered doubtful or bad, and such other information as may enable the Legislature to form a correct knowledge of their actual condition: *Provided*, That such statement of the affairs of said bank, as they shall stand on the first Tuesday of November in each year, shall annually, prior to the second Monday of December, be transmitted, under the oath or the affirmation of the president or cashier of the said bank, to the Auditor General, who shall by the first Monday in January following, lay the same before the Legislature.

Proviso.

When pay-
ment of stock
shall be made

SECTION 5. It shall be the duty of the directors of said bank, after thirty days notice in one or more of the newspapers published in the county of Greene, to call for the payment from the stockholders of the said bank, or their assignees, such portions of the stock of said bank as they the said directors may from time to time deem expedient; but no discounts shall be made, nor any notes issued by the said bank, until three-fourths of the capital stock thereof be paid in; nor shall the said bank purchase any stock, nor shall any loans be made upon the pledge of its own stock.

Certain sections of acts extended to the bank chartered by this act.

SECTION 6. The eleventh, twelfth, and thirteenth sections of the act entitled An act to re-charter certain banks, passed the twenty-fifth day of March, one thousand eight hundred and twenty-four, and also the fifth section of the act entitled An act to establish a bank in the county of Lebanon, and for other purposes, dated the eleventh of April, eighteen hundred and twenty-seven, be and they are hereby extended to the bank chartered by this act, subject nevertheless to such restrictions and provisions as the Legislature may at any time hereafter demand, and such restrictions and regulations as the Legislature may at any time enact, for regulating the banking institutions of this Commonwealth.

Repeal of certain sections.

SECTION 7. So much of the second article of the third section of the act entitled An act to re-charter certain banks, passed the twenty-fifth day of March, one thousand eight hundred and twenty-four, as provides that no person shall be eligible as a director for more than three years out of four, and that not more than three-fourths of the directors shall be eligible to be re-elected for the succeeding year, be and the same is hereby repealed so far as regards this act.

Legislature may make alterations, &c.

SECTION 8. The privileges hereby granted to the said bank, shall be subject to such alterations, provisions and restrictions as now exist, or such as the Legislature may at any time hereafter think proper to enact for the better regulations of the banking institutions of this Commonwealth, and shall be liable to such taxes, whether on dividends or

otherwise, as the Legislature may at any time hereafter impose.

JAMES THOMPSON,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

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

GEO: WOLF

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No. 144.

An Act

To incorporate the Bank of Lewistown.

SECTION 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 Ephraim Banks, David Reynolds, David W. Huling, David Ritz, Joseph Milliken, Thomas McClure, Abraham S. Wilson, Alexander E. Wilson, James Parker, Henry Stoner, James Dickson, Levi Reynolds, Robert U. Jacobs, William Patton, Francis Boggs, Luken Atkison, James Criswell, Andrew Bratton, Joseph Kyle, Henry Taylor, Alexander B. M'Nitt, David Zook, Henry Steely, William M'Coy, of the county of Mifflin, William McAllister, Amos Gustine, William H. Patterson, Benjamin Law, Robert C. Gallaher, Robert Thompson, John Beale, William Cox, of Juniata county, James Potter, Roland Curten, L. Curten, Wm. Huston, Andrew Gregg, James Irwin, John Irwin, senr., James Duncan, Wm. J. Wilson, James Johnston, of Centre county, Christian Garber, Alexander Dysart, David R. Porter, John Criswell, Wm. Dorris, of Huntingdon county, William C. Reynolds, of Luzerne county, John Forster, Jacob M. Haldeman, Henry Buehler, Henry Welsh, of Dauphin county, Nathan Bunker, Thomas Rockhill, William Wilson, Alexander P. Lynn, Jacob Lex, Nathaniel Burt, Wm. Buehler, Henry Toland, James Boggs, of Philadelphia, be and they are hereby appointed commissioners to carry into effect from and after the fourth day of May, one thousand eight hundred and thirty-five, the establishment of a bank to be called and known by the name of The Bank of Lewistown, to be located in the borough of Lewistown, in the county of Mifflin, agreeably to an act passed the twenty-first day of March, one thousand eight hundred and fourteen, entitled An act regulating banks, and an act passed the twenty-fifth day of March, one thousand

Commissioners
appointed.

Name and loca-
tion of bank