

SECTION 14. The costs shall be regulated as the costs of similar proceedings under the laws for making and repairing roads in this Commonwealth. Costs, how regulated.

JAMES THOMPSON,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

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

GEO: WOLF.

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No. 163.

An Act

Authorizing the Governor to incorporate the president, managers and company of the Lewisburg and Jersey Shore turnpike road and bridge company, and to incorporate the West Chester and Port Deposit railroad company.

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 for the purpose of making a turnpike road from the town of Lewisburg, in the county of Union, to a point on the Susquehanna river, opposite or nearly opposite Jersey Shore, in Lycoming county, and for erecting a bridge over the said river, at or near the town of Jersey Shore aforesaid, and continuing the turnpike road from thence to connect with the Lycoming and Coudersport turnpike road, Robert J. Foresman, Robert Shuler, Samuel Stewart, Elias P. Youngman, George Crane, Abraham Lawshe, Solomon Bastress and John Pursel of Lycoming county, and William Hays and Dan Caldwell of Union county, are hereby appointed commissioners to do and perform the several things hereinafter mentioned, that is to say: they shall on or before the first day of November next, procure one or more books, and enter therein as follows: "We whose names are hereunto subscribed, do promise to pay unto the president, managers and company of the Lewisburg and Jersey Shore Turnpike Road and Bridge Company, the sum of twenty-five dollars for each and every share of stock set opposite 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, authorising the Governor to incor-

Commissioners
Form of subscription.

porate a company to make an artificial road from Lewisburg, in Union county, to connect with the Coudersport turnpike, near the Jersey Shore, with a bridge over the Susquehanna.

Witness our hands and seals, this

day of

eighteen hundred and thirty

;" and shall thereupon

give notice in one or more of the newspapers printed in the said counties for one calendar month at least, of the times and places in the said counties, when and where the said books shall be open to receive subscriptions for the stock of the said company, at which respective times and places some one or more of the said commissioners shall attend, and permit all persons of lawful age, who shall offer to subscribe in the said books, in their own name or in the name of any other person or persons, who shall duly authorize 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 one thousand shares therein subscribed; and if at the expiration of the said six days, the books aforesaid shall not have the number of shares aforesaid therein subscribed, the said commissioners 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 adjournment and transfer, the commissioners shall give such notice as occasion may require: *Provided*, That every person offering to subscribe in the said books, in his own name, or in the name of any other person, shall previously pay to the attending commissioners the sum of one dollar for each and every share of stock by him or her subscribed, out of which shall be defrayed the expense attending the taking of such subscription and other incidental charges, and the balance shall be paid over to the treasurer of the company as soon as the same shall be organized.

1000 Shares.

Proviso.

Charter may issue upon subscription of 300 shares

Style of corporation.

Privileges & liabilities.

SECTION 2. When twenty or more persons shall have subscribed three hundred or more shares of the said stock, the commissioners shall certify under their hands and seals, the names of the subscribers, and the number of shares subscribed by each, to the Governor, and thereupon it shall and may be lawful for the Governor by letter patent under his hand and the seal of the State, to create and erect the subscribers (and if the said subscription be not full at the time, then also all those who shall afterwards subscribe to the number aforesaid,) into one body politic and corporate, by the name, style and title of "The president and managers of the Lewisburg and Jersey Shore turnpike road and bridge company," and by the said name, the subscribers shall have perpetual succession, and all the privileges and franchises incident to a corporation; and shall be capable of taking and holding their 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 may think proper, if such enlargement shall be found necessary to fulfil

the intent of the preceding section 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 estates, 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.

SECTION 3. That when the said bridge, and road or either of them is completed the property thereof shall be vested in the said company, their successors and assigns forever, and it shall and may be lawful for the said company, their successors and assigns to erect gates on said bridge and road and demand and receive by their agents; tolls from travellers and others passing said gates agreeably to the following rates, viz: for passing said bridge; every carriage of whatever description having four wheels and used for the purpose of trade or agriculture shall pay twelve and a half cents for each horse drawing the same; every carriage having two wheels and employed as aforesaid, shall pay twelve and a half cents for each horse drawing the same; every carriage of whatever description used for the purpose of personal accommodation or pleasure and having four wheels, shall be taxed twenty-five cents for each horse drawing the same; every dearborn wagon drawn by one horse, shall be taxed twenty-five cents; every chair or other two wheeled pleasure carriage, shall pay twenty-five cents for each horse drawing the same; for every sleigh or sled drawn by four horses, fifty cents; for every sleigh or sled drawn by three horses, forty-four cents; for every sleigh or sled drawn by two horses, thirty seven and a half cents; for every sleigh or sled drawn by one horse twenty cents; for every horse, mare or gelding with a rider, the toll shall be twelve and a half cents; for each horse, mare or gelding without a rider, six and one-fourth cents; for every score of sheep or swine, twenty-five cents; for every head of horned or muley cattle, four cents; and for every foot passenger, four cents; oxen and mules drawing wagons, carriages or other vehicles to be rated the same as horses, and in no case shall it be lawful for any owner or driver of horses or cattle to lead or drive more than twenty head on the bridge at any one time: *Provided*, That any person or persons attending funerals, or any elections, any military company or detachment of this State or of the United States, persons attending public worship on the Sabbath day, and students or children attending any school or other seminary of learning shall at all times be exempt from the payment of tolls for passing the said bridge.

SECTION 4. That if any person or persons shall wilfully ride, drive or lead, or cause to be rode; led or driven any horse or other creature faster than a walk when crossing said bridge, he, she or they so offending, shall forfeit and pay a sum not less

When completed, property to be vested in company.

Tolls.

Proviso.

Penalty for driving faster than a walk.

than five dollars for every such offence, to be recovered as fines of like amount are by law recoverable.

Organization of company.

SECTION 5. The said commissioners or a majority of them, as soon as conveniently may be after letters patent shall be obtained, give notice in the newspapers in the respective counties, of the time and place by them to be appointed, not less than ten days from the publication of the first notice, at which time and place the subscribers shall proceed to organize the said corporation, and shall elect by a majority of votes of the said subscribers, one president, twelve managers and one treasurer for said company, and such other officers as they shall think necessary to conduct the affairs of the said company until the third Monday of November then next ensuing, on which day and annually thereafter on said day, the said company shall hold their election for officers, and the said company when so organized shall have power to make such by-laws, rules and regulations, not inconsistent with the constitution and laws of the United States, or of the constitution and laws of this State, as shall be necessary for the well ordering the affairs of said company, and to procure for said company a common seal, and the same to break, alter or renew as often as the said company shall think proper: *Provided*, The said subscribers may vote by ballot, to be delivered in person or by proxy, duly authorized; but no person shall have more than ten votes in his own right, at any election for officers, or determining any question which may arise at any meeting of the said company, whatever number of shares he or she may be entitled to, and that each person shall be entitled to one vote for every share by him or her held under that number.

Annual elections.

Proviso.

Right of entry upon lands to locate and for materials.

SECTION 6. It shall be lawful to and for the said president and managers, their superintendents, surveyors, artists and chain bearers to enter in and upon all and every the lands and tenements and enclosures in, through and over which the said 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 constructing the said road, and to survey, lay down, ascertain and mark the route; and the said company shall have like powers, authorities and privileges necessary for constructing, 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 Harrisburg and Millerstown turnpike road.

General regulations as those of Harrisburg and Millers-town turnp'e road.

Commence in 5 and finish in 10 years.

SECTION 7. If the said company refuse or neglect to commence the work on said road, within five years after passing this act or shall not within ten years thereafter complete the same according to the true intent and meaning of this act, then the privileges and franchises hereby granted shall revert to the Commonwealth.

SECTION 8. That Enoch Lewis, James Kelton, Joseph Sharp, Joel Swayn, Dr. Josiah Ankrim, Samuel Irwin, William Everhart and Dr. Wilmer Worthington, William Williamson, George Darlington, junior, Alban Webb, Joel Pennock, George Gawthrop, Thomas Pratt, Thos. J. Petriken, Joseph C. Burden and William Jackson be and they are hereby appointed commissioners to do and perform the several things hereinafter mentioned, that is to say they or any three of them shall procure a sufficient number of suitable books and in each of them enter as follows, viz: "We and each of us whose names are hereunto subscribed, do promise to pay to the directors of the West Chester and Port Deposit rail-road company, the sum of fifty dollars for every share of stock set opposite to our names and by us respectively subscribed, in such manner and proportions, and at such times and places, as shall be determined and directed by the said directors, in pursuance of an act entitled 'An act authorizing the Governor to incorporate the West Chester and Port Deposit rail-road company,' witness our hands the _____ day of _____ Anno Domini, one thousand eight hundred and thirty-four;" and shall thereupon give at least twenty days' previous notice in two newspapers printed in the county of Chester, and in two or more of the daily papers printed in the county of Chester, and in two or more of the daily papers printed in the city of Philadelphia, of the times when and the places where some one or more of the aforesaid commissioners will attend and receive subscriptions from all persons of lawful age who shall offer to subscribe in said books, which shall be kept open for the purpose aforesaid, at least six hours in every juridical day, for the space of three days or until there shall be subscribed in the said books twelve thousand shares; and if at the expiration of three days, the books aforesaid shall not have the number of shares aforesaid therein subscribed, then the said commissioners, at their discretion, may adjourn from time to time and transfer the books elsewhere, until the whole number of shares aforesaid, shall be subscribed, of which adjournment and transfer the commissioners aforesaid shall give such public notice as the occasion may seem to require; but no subscription shall be valid unless the person so subscribing shall pay to the said commissioners, at the time of making the same, the sum of five dollars on each share for the use of the company.

Commis'ners.

Form of subscription.

Notice to be given.

No. of shares 12000.

\$5 to be paid on each share

SECTION 9. When six thousand shares or more shall be actually subscribed, and five dollars on each share paid to said commissioners, the said commissioners or a majority of them, shall certify the same under oath or affirmation to the Governor of this Commonwealth, and on the receipt of such certificate, the Governor shall by letters patent, under his hand and the seal of the Commonwealth, create and erect the subscribers, and if the subscription be not full at the time, then those also who shall thereafter subscribe to the whole number of shares afore-

Letters pat'nt may issue when 6000 shares have been subscribed and \$5 paid on each share.

Style and title.	said, into a body corporate and politic, in deed and in law, by the name, style and title of "The West Chester and Port Deposit rail-road company;" and by the same name the subscribers shall have perpetual succession, and all the privileges, franchises and immunities incident to a corporation, may sue and be sued, implead and be impleaded in all courts of record and elsewhere, may purchase, receive, have, hold and enjoy, to them and their successors, and assigns, lands, tenements and hereditaments, goods, chattels, and all estates, real, personal or mixed of what kind or quality soever, and the same from time to time may sell, mortgage, grant, alien and dispose of, and make dividends of such portions of the profits as they may deem proper: and also may make and have a common seal, and the same alter, or renew at pleasure, and generally may do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the said corporation, and the due management and ordering of the affairs and business of the same: <i>Provided</i> , That nothing herein contained, shall be so considered and construed as giving to the said corporation any banking privileges or any other liberties, privileges or franchises but such as may be necessary or incident to the making and maintaining the said rail-road.
Privileges & liabilities.	
Proviso.	
7 Directors elected annually.	SECTION 10. For the management of the affairs of the said corporation seven directors shall be elected by ballot annually by the stockholders of the said company; the votes to be delivered in person or by proxy duly authorized, which director shall appoint one of their own number to be president, and shall respectively serve one year or until other directors be elected, and shall have power to make such by-laws, rules, orders and regulations not inconsistent with the constitution and laws of the United States and of this Commonwealth, as may be necessary for the well ordering of the affairs of the said company: <i>Provided</i> , That none but stockholders shall be eligible to be elected directors, and that every such election and in all other cases in which the stockholders shall be called upon to vote, not exceeding five shall be entitled to one vote, every two shares above five and not exceeding twenty shall be entitled to one vote, and every four shares above twenty and not exceeding fifty shall be entitled to one vote, but no number of shares above fifty shall confer any additional right of voting: and also that in all cases of elections for directors, the seven stockholders having the greatest number of votes shall be declared duly elected.
Proviso.	
Ratio of votes	
Stock unless held 3 months not entitled to suffrage.	SECTION 11. No share of stock shall be entitled to a right of suffrage which shall not have been held three calendar months prior to the day of election, nor unless it shall be held by the person in whose name it appears absolutely and bona fide to his own right, or in that of his wife or for his or her sole use and benefit, or as executor or administrator, trustee or guardian, or in the right and for the use and benefit of some co-partnership, corporation or society of which he or she may be a member,

and not in trust for the use and benefit of any other person; that no share or shares held by transfer shall be entitled to vote unless the same shall have been transferred at least three months before the election; and no share or shares shall be entitled to vote at any election, or at any general or special meeting of the said company on which any instalment or arrearages may have been due and payable more than twenty days previously to the said election or meeting, and that all votes by proxy shall be upon such terms and conditions as are prescribed by the act passed the twenty-eighth day of March, in the year one thousand eight hundred and twenty, entitled "An act to regulate proxies:" *Provided*, That all proxies shall be dated **Proviso.** within sixty days of the election at which the same shall be presented.

SECTION 12. The aforesaid commissioners or a majority of **Public notice** them shall, as soon as practicable, after the said letters patent shall have been obtained, give at least fifteen days previous **to be given** public notice in the newspapers hereinbefore mentioned, of the **for election of** time and place by them appointed, for the subscribers or stock- **7 directors.** holders to meet for the purpose of electing seven directors, as provided for in the preceding sections, and that annually thereafter the said stockholders shall meet on the third Monday in January, for the purpose of electing directors as aforesaid, upon a like previous notice to be given by the directors for the time being, in such newspapers as they may deem advisable: *Provided*, That if from any cause such election shall not be **Proviso.** held at the time specified therefor, the same may be held at any other time on notice as aforesaid; that until such election be held the directors of the preceding year shall continue to act, and that this charter shall not be avoided by reason of the **2d Proviso.** irregularity or want of such election: *And provided also*, That in case of any vacancy from death or resignation of any director, his place shall be filled by the board of directors.

SECTION 13. The said directors shall meet at such times and **Directors to** places, and be convened in such manner as they may hereafter **appoint** agree upon, four directors shall be a quorum for the transaction **officers and** of business, who in the absence of the president may appoint a **fix their** president pro tempore; the said directors shall appoint a secre- **compensation** tary, treasurer and such engineers and other officers as they may find necessary, shall fix their compensation, and may demand adequate security for the performance of their respective trusts, they shall have full power to ascertain and decide the time, manner and proportions in which the stockholders shall **Forfeiture of** pay the money due on their respective shares, and to forfeit **shares on** to the use of the company the share or shares of every person fail- **failing to pay** ing to pay any instalment so required; to regulate tolls, to make **instalment.** such covenants, contracts and agreements with any person, co- **Regulate** partnership or body politic whatsoever, as the execution and **tolls, &c.** management of the works, and the convenience and interests of the company may require, and in general to superintend and

direct all receipts, disbursements and other affairs and proceedings of the company.

Certificates of stock to each stockholder. SECTION 14. The directors first chosen as aforesaid, shall issue a certificate to each stockholder for the number of shares he or she shall subscribe for or hold in said corporation, signed by the president, countersigned by the treasurer, and sealed with their common seal, subject however to all the payments due thereon, which stock shall be transferable in person or by attorney, executors, administrators, guardians or trustees, under such regulations as may be provided by the by-laws.

Transferable.

At annual meetings of stockholders, directors to exhibit statement of affairs. SECTION 15. At each annual meeting of the stockholders, the directors of the preceding year shall exhibit to them a complete statement of the affairs and proceedings of the company for such year; and that special meetings of the stockholders may be called by order of the directors, or by stockholders holding one-fourth in amount of the capital stock, on like notice as that required for annual meetings, specifying moreover the object of the meeting, but no business shall be transacted at such special meeting, unless a majority in value of the stockholders, shall attend in person or by proxy.

Special meetings.

Locate and construct rail road. SECTION 16. The said company be and they are hereby authorized, as soon as they conveniently can, to locate and construct a rail road of one or more tracks, from the borough of West Chester, by the shortest route to a convenient point on the line dividing the States of Pennsylvania and Maryland, in a direction to Port Deposit, and to make, construct and erect such warehouses, toll houses, carriages, cars, and all other works and appendages necessary for the convenience of the said company in the use of the said rail road.

May enter upon lands to locate, &c. SECTION 17. It shall and may be lawful for the said company, their officers, engineers and agents, to enter upon any lands for the purpose of exploring, surveying and locating the route of the said rail road, doing thereto no unnecessary damages; and when the said route shall be determined by the said company, it shall be lawful for the said company, their agents, officers, engineers, contractors and servants, at any time to enter upon, take possession of, and use such land.

Where purchase or agreement cannot be made for lands appropriated to use of rail road, court of C. P. shall appoint 12 persons to adjust settlement thereof. SECTION 18. When the said company cannot agree with the owner or owners of such required land, for the purchase thereof, or where by reason of legal incapacity or absence of any such owner or owners, no such agreement or purchase can be made, the court of Common Pleas for the proper county, on application thereto, by or on behalf of either party, and at the costs and charges of said company, shall nominate and appoint twelve discreet and disinterested persons of the said county, and shall issue a precept to the sheriff of the said county, to summon the said twelve persons to meet on the land so required, or from whence the said materials shall or may be taken, at a day to be expressed in the warrant, not less than ten nor more than

ten nor than twenty days thereafter, and the sheriff upon receiving the said warrant, shall forthwith summon the said twelve persons, and shall give at least eight days notice to the respective parties, and the said sheriff shall attend at the time and place named in the warrant, and when nine or more of the said persons shall have appeared, shall in the case of land so required, administer to each of them an oath or affirmation, that "he will faithfully, justly and impartially value, occupied or required for such rail road or other works, and all damages which the owner or owners shall sustain or may have sustained, by reason of the construction of the said rail road and other works, taking into consideration the advantages as well as the disadvantages of the same to the said owner or owners, according to the best of his skill and judgment; and in the case of materials taken for the purpose aforesaid, that he will faithfully, justly and impartially value the materials so taken, and fix the rate of compensation to be paid therefor by the said company to the said owner or owners, taking into consideration the advantages as well as the disadvantages arising from the construction of such rail road and other works, to the said owner or owners, according to the best of his skill and judgment;" whereupon the said persons shall proceed to view the land so required, or the place from whence such materials shall or may be taken, as the case may be, and to hear the evidence of the respective parties; and their verdict, signed by the sheriff, and at least seven of the jury, shall be returned by the sheriff, within five days thereafter, to the prothonotary of the said county, who shall file the same; and the said sheriff and persons shall be entitled to the like fees for their respective services, as are allowed to the execution of an order, issued by the Orphans' Court, for the valuation of lands of an intestate, under the intestate laws of this commonwealth: *Provided*, That if the proper officer of said company, at any time before application made by any person having sustained damage by reason of the construction of said rail road, in the manner hereinbefore directed, shall tender to such person a sum of money in full compensation of his damages, said company shall not be liable for costs, or any subsequent proceedings, unless such person shall recover a verdict more favorable than the previous tender of such company.

Proviso.

SECTION 19. Either party shall be at liberty to make exceptions to any verdict rendered according to the provisions of the preceding section, within twenty days after the same shall be returned and filed by the prothonotary, as aforesaid, which exceptions shall be heard by the court of Common Pleas of the proper county, who may either affirm or set aside the same as shall be lawful and right, and if no such exceptions be filed within twenty days, or if any verdict be affirmed, then the verdict shall stand as a judgment against the party against whom it is given, but if any such verdict be set aside by the court a new precept

Exceptions may be made within 20 days.

Proviso. shall issue to the sheriff in the manner before specified: *Provided*, That upon the subsequent proceedings, if the party excepting does not recover a verdict more favorable than the verdict so excepted to and set aside, such party shall pay all costs of such subsequent proceedings.

Comp'y shall construct and keep in repair passages across said rail road. SECTION 20. It shall be the duty of the said company to construct and keep in repair good and sufficient passages across the said rail-road where any public road shall intersect and cross the same, so that the passage of carriages, horses, persons and cattle along the said roads shall not be obstructed, and also when the said rail-road shall intersect any farm to provide and keep in repair a suitable passage for the use of the said farm.

On complet'n shall be esteemed a public highw. SECTION 21. On the completion of the said rail-road the same shall be esteemed a public highway for the conveyance of passengers and transportation of merchandise and commodities, under such regulations as shall be prescribed by the directors; and it shall and may be lawful for the said company to demand and receive such sum or sums of money for tolls of persons and property, as they shall from time to time think reasonable: *Provided*, That the toll on any species of property shall not exceed four cents per ton per mile, nor upon passengers more than two cents each per mile.

Proviso.

Provided, That the toll on any species of property shall not exceed four cents per ton per mile, nor upon passengers more than two cents each per mile.

SECTION 22. If any owner or driver of any car, carriage, wagon or conveyance upon the said rail-road, shall pass by any place appointed for receiving tolls without making payment thereof, with intent to defraud the said company, he, she or they so offending shall forfeit and pay for every such offence, for the use of said company, the sum of twenty dollars, to be sued for and recovered by action of debt before any justice of the peace, in like manner and subject to the same rules and regulations as debts under one hundred dollars may be sued for and recovered, together with costs of suit.

Penalty for attempt to defraud.

Semi annual declaration of dividends.

In no case to exceed the amount of nett profits.

SECTION 23. Dividends of so much of the profits of the company as shall appear advisable to the directors, shall be declared at least twice a year, and paid to the stockholders or their legal representatives, on demand, at any time after the expiration of ten days therefrom, but they shall in no case exceed the amount of nett profits actually acquired by the company, so that the capital stock shall never be thereby impaired; and if the said directors shall make any dividends which shall impair the capital stock of the said company, those of them consenting thereto shall be liable, in their individual capacities, to the said company, for the amount of the stock so divided; and each director present when such dividend shall be made, shall be adjudged to be consenting thereto, unless he forthwith enter his protest on the minutes of the board, and give public notice thereof to the stockholders at the declaring of such dividend.

Suits of act'n must be commenced within one year.

SECTION 24. No suit or action shall be brought or prosecuted by any person or persons, for any penalties incurred

under this act, unless such suit or action shall be commenced within one year next after the offence shall have been committed or the cause of action shall have accrued; and the defendant or defendants in such suit or action, may plead the general issue, and give this act and the special matter in evidence, and that the same was done in pursuance and by authority of this act.

SECTION 25. If any person or persons shall wilfully and knowingly break, injure or destroy the rail-road, or any part thereof, or any work, edifice or device, or any part thereof, to be erected by the said company in pursuance of this act, or shall in any manner obstruct the free passage along the said rail-road, he, she or they shall forfeit and pay to the said company three times the actual damage thereby sustained, to be sued for and recovered with costs of suit in any court having cognizance thereof by act of debt in the name and for the use of the company.

Penalty for wilfully injuring or obstructing rail road.

SECTION 26. If the said company shall not commence the construction of said rail-road within the term of three years from the passage of this act, or if said company shall not complete the said rail-road within the term of five years from its actual commencement, or if after the completion of the said rail-road said corporation shall suffer the same to go to decay and be impassable for the term of two years, then this charter shall be null and void except so far as compels said company to make reparation for damages.

Commence in 3 years and finish in 5 years, &c.

SECTION 27. If any increase of the capital stock be deemed necessary by the stockholders to complete the said rail-road, or to lay another track, it may be lawful for the said president, managers and company, at a stated or special meeting convened for the purpose, to increase the number of shares so that they shall not in the whole exceed sixteen thousand, and to receive and demand the moneys for shares so subscribed in like manner and under like penalties as are hereinbefore provided for the original subscription, or shall be provided for by their by-laws.

Capital stock may be increased to 16,000 shares

SECTION 28. If at any time said company shall misuse or abuse any of the privileges hereby granted, the Legislature may resume all and singular the rights and privileges hereby granted to said company; and the Legislature reserves the right to reduce and regulate the tolls hereby authorized.

Legislative right.

JAMES THOMPSON,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

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

GEO: WOLF.