

No. 123.

An Act

To incorporate the Lebanon Valley 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 John Moss, Simon Gratz, Wil-^{Commission-}liam H. Keating, Edward R. Biddle, Elihu Chauncey, ^{ors.} Henry Nixon, Coleman Fisher, Mathew C. Ralston, Thomas Biddle, William D. Lewis, A. G. Jaudon, John F. Stump, William H. Orr, Henry White, Alexander Lardner, and George W. Edwards of Philadelphia, Daniel H. Boas, Samuel Bell, and William Darling of Reading, George Lineaweaver, John S. Shertzler, George W. Kline, George F. Miller, Jacob Wise, Samuel S. Rex, John W. Gloninger, Peter Herst, Thomas Harper, William Moore, John Krause, John George, Edward P. Pearson, Thomas B. Coleman, Jacob B. Weidman, and Jefferson Sherk of Lebanon county, Simon Cameron, George Mish, Abraham Bombaugh, William M'Clure, Samuel Shoch, William Ayres, and David Krause of Dauphin county, Jacob Gehr, George M. Keim, George Gernand, Joseph Smucker, John Miller, Samuel Adams, Adam Ruth, John Hain, John Seltzer, Jos. D. Biles, John B. Trevor, John Cadwalader of Berks county, or any five of them, be, and they are hereby appointed commissioners to do and perform the several things hereinafter mentioned, that is to say: they shall procure a sufficient number of suitable books, in each of which they ^{To procure} shall enter as follows: "We whose names are hereunto ^{Ferm of sub-} subscribed, do promise to pay to the president and managers of the Lebanon Valley railroad company, the sum of fifty dollars for every share of stock set opposite to 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, entitled 'An act to incorporate the Lebanon Valley railroad company;' Witness our hands this day of , in the year of our Lord one thousand eight hundred and ;" And shall thereupon give notice, in two newspapers printed in each of the counties of Dauphin, Lebanon and Berks, and two daily papers in the city of Philadelphia, three weeks at least, of the times and places when and where the said books shall be kept open to receive subscriptions for the ^{Notice.}

stock of the said company, at which respective times and places, one or more of the commissioners shall attend, and permit all persons of lawful age who shall offer to subscribe in the said books, in their own name or the name of any other person who shall authorize the same, for any number of shares in 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 there shall have been subscribed fifteen thousand shares, and if at the expiration of 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 book or books elsewhere, until the whole number of fifteen thousand shares shall be subscribed, of which adjournment and transfer, the commissioners aforesaid shall give such public notice as the occasion may require, and when the whole number of shares shall be subscribed, then the books shall be closed; 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.

SECTION 2. When four thousand shares or more of the said stock shall be subscribed, and five dollars on each share paid to the commissioners, the said commissioners, or a majority of them, may certify the same, under oath or affirmation, to the Governor, whereupon 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 also those who shall thereafter subscribe to the number of shares as aforesaid, into a body politic and corporate, in deed and in law, by the name, style and title of "The Lebanon Valley railroad company;" and by the same name the subscribers shall have perpetual succession, and be able to sue and be sued, implead and be impleaded, in all courts of record and elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands, tenements and hereditaments, goods, chattels, and all estate, real, personal, or mixed, of whatever kind or quality soever, and the same from time to time to sell, mortgage, grant, alien or dispose of, and to make dividends of such portions of the profits as they may deem proper; and also to make and have a common seal, and the same to alter or renew at pleasure, and also to ordain, establish, and put in execution such by-laws, ordinances and regulations, as shall appear necessary and convenient for the government of the said corporation, not being contrary to the constitution and laws of the United States or of this commonwealth, and generally, to do all and singular, the matters and things which to them it shall law-

Who may subscribe.

15,000 shares

\$5 to be paid on each share

When letters patent shall issue.

Name, style and title.

Powers and privileges.

Seal.

By-laws.

fully appertain to do for the well being of the said corporation, and the due management and ordering the affairs of the same: *Provided*, That nothing herein contained shall be considered as in any way giving to the said corporation any banking privileges whatever, or any other liberties, privileges or franchises, but such as may be necessary or incident to the making and maintaining of the said railroad. Proviso.

SECTION 3. The president, managers and company of the said railroad company, shall have power to survey, lay down, ascertain, mark and fix such route as they shall deem expedient for a double or single railroad, beginning at a point on the Philadelphia and Reading railroad, at or near Reading, to a point at Schaefferstown, in Lebanon county, thence through Lebanon, to intersect the Harrisburg, Portsmouth, Mountjoy and Lancaster railroad, at or below Harrisburg, having due regard to the situation or nature of the ground, and of the buildings thereon, the public convenience, and the interest of the stockholders, and so as to do the least damage to private property, and the said road shall not pass through any burying ground nor place of public worship; the said president, managers and company shall, within six months after ascertaining the route of the said railroad, cause an accurate survey of the lines of the said road to be made, a map or plot of which survey they shall cause to be filed in the Secretary's office of this state, which map or plot, or a certified copy thereof, shall be sufficient evidence of the course of said road, which may then be opened, and all the expenses incurred thereby shall be defrayed by said company. Route.
Map of road
to be filed in
the Secretary's office.

SECTION 4. That the third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-fourth, and twenty-fifth sections of the act passed the fourth day of April, one thousand eight hundred and thirty-three, entitled "An act to authorize the Governor, to incorporate the Philadelphia and Reading railroad company, be and the same are hereby made a part of this act, as fully and effectually as if it had been enacted section by section: *Provided*, That the mode of ascertaining damages provided for in the twelfth section above referred to, shall be made in the county where they occur. Portions of
the act of 4th
April, 1833,
extended to
this company

SECTION 5. The president and managers of the aforesaid company, shall annually, on the first Monday in December, transmit to the Auditor General a full statement of their affairs, under oath, and shall annually pay into the treasury of this commonwealth, a tax of eight per cent. on all dividends which may exceed six per cent. on the capital stock paid-in. Annual state-
ment of af-
fairs to Audi-
tor General.
Tax.

Legislature reserves the right to regulate the toll and to purchase the road.

SECTION 6. The legislature reserves the right to reduce and regulate the tolls hereby authorized, and also the right of purchasing the said railroad, with all its appurtenances, at any time after the expiration of twenty years from the time of completing said road, by paying to said company the costs and expenses of constructing said road, and keeping the same in repair, together with eight per cent. per annum interest thereon, after deducting the amount of tolls collected by the said company.

NER MIDDLESWARTH,

Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,

Speaker of the Senate.

APPROVED—The first day of April, A. D. eighteen hundred and thirty-six.

JOS: RITNER.

No. 124.

An Act

To incorporate the Monroe Delaware Bridge Company.

Preamble. WHEREAS, it is represented to the legislature by the petition of a number of the inhabitants of the county of Bucks, that the erection of a bridge over the Delaware river, at or near Monroe, would be a great convenience and accommodation to the public; Therefore,

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 the capital stock of Monroe Delaware Bridge company, shall amount to twenty thousand dollars, and that the same shall be divided into shares of fifty dollars each, and the subscribers to the said capital stock shall pay the sum or sums of money for the share or shares by them respectively subscribed, at such periods, and in such proportions as the directors of the said company may determine.

Commission- SECTION 2. Joseph Hough, Daniel Boileau, Michael ers. Fackenthall, Jr. John Houpt, and Nicholas Buck, be and