

No. 199.

A Supplement

To an act entitled "An act to amend an act entitled 'An act to incorporate the Pennsylvania and Ohio Canal company, and for other purposes.'"

Assent of Penn'a. to the act of Ohio, passed March 2d, 1836.

Ratification and confirmation of said act.

Commiss'rs. to appraise damages on Penn'a. and Ohio canal in Penn'a.

Authority to borrow money.

Act of Ohio to be annexed to this act. Copy of this act to be transmitted to the Governor of Ohio

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 full and entire assent of this commonwealth, be, and the same is hereby given, to all and each of the provisions mentioned and contained in an act of the legislature of the state of Ohio, passed on the second day of March, one thousand eight hundred and thirty-six, entitled "An act to amend an act to incorporate the Pennsylvania and Ohio canal company," passed January the tenth, one thousand eight hundred and twenty-seven, and the act amendatory thereto, passed February the twentieth, one thousand eight hundred and thirty-five; and the said act of the second day of March, is hereby adopted, ratified and confirmed, and enacted into a law of this commonwealth, and all and each of the provisions, conditions and restrictions thereof, as fully and effectually as if the same were enacted paragraph by paragraph, and section by section, so far as the same can apply to this commonwealth.

SECTION 2. That Robert Stewart of the borough of Mercer, in Mercer county, John Carothers and Archibald Harvey of the county of Beaver, be, and they are hereby appointed commissioners, to appraise damages which have been, or may be occasioned by the construction of that part of the Pennsylvania and Ohio canal, located within the limits of Pennsylvania, in conformity to the provisions of the ninth section of the act of assembly incorporating the said canal company.

SECTION 3. The directors or managers of said company, shall have full power and authority to borrow from individuals, or bodies corporate, such sum or sums of money as may be deemed necessary for the completion or repair of the said canal.

SECTION 4. An exemplified copy of the said act, the date and title of which is recited in the first section of this act, shall be annexed to this act, and published in the same manner as this act shall be published, and the Governor of this commonwealth, shall cause an attested copy of this act to be transmitted to the Governor of Ohio, for the use of that state.

SECTION 5. That Francis B. Nichols of the county of Schuylkill, Robert T. Conrad of the county of Philadelphia, and such persons as they may associate with them, are hereby created a body politic and corporate, in deed and in law, by the name, style and title of "The steam navigation company," and by the same shall have perpetual succession, and have all the rights, and be liable to all the duties and obligations of a body corporate, for the purpose of building steam vessels, the necessary engines and apparatus, to be propelled across sea, by the application and use of the anthracite coal of Pennsylvania; the capital of the said corporation not to exceed five hundred thousand dollars, the business of the said corporation to be managed in such manner as shall be directed by the by-laws, to be adopted by a majority of said company, and this act shall continue in force for twenty years, and no longer, and also, be subject to amendment or repeal by the legislature.

Corporators
of the Steam
Navigation
company.

Corporate
powers and
privileges.

Capital not
to exceed
\$500,000.

This act to
continue in
force 20 yrs.,
and be sub-
ject to a-
mendment or
repeal.

SECTION 6. That the ninth section of the act entitled, "An act for the conveyance of certain real estate, and for other purposes," passed the twenty-eighth day of March, A. D. eighteen hundred and thirty-six, shall be deemed and construed to have the same force and effect, as if the name of James Floyd had been inserted therein, instead of the name of James Lloyd.

In 9th sect'n.
of act of
March 28th,
1836. James
Lloyd should
be James
Floyd.

SECTION 7. That all the powers granted to, and restrictions imposed upon the Philadelphia Loan company, and the Mechanics and Tradesmen's Loan company of the state of Pennsylvania, both approved the thirty-first of March, eighteen hundred and thirty-six, be and the same are hereby extended to the Southern Loan company of Philadelphia.

Southern
Loan comp'y.

NER MIDDLESWARTH,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—The sixteenth day of June, Anno Domini, one thousand eight hundred and thirty-six.

JOS: RITNER.

An act to amend an act to incorporate the Pennsylvania and Ohio Canal Company, passed January 10th, 1827, and the act amendatory thereof, passed February 20th, 1835.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the capital stock of said company shall

Of transfer & assignment of the capital stock.

henceforth be deemed and held as personal property, and any share or shares of any stockholder may be assigned and transferred on the books of said company, in person, or by power of attorney, executors, administrators, guardians, and trustees, in such manner as shall be prescribed by the by-laws of the board of directors, but no stockholder indebted to the corporation, shall be permitted to transfer his stock while such indebtedness exists, or receive a dividend thereon, until all instalments which shall have been required to be paid by the board of directors, shall be fully paid, any thing contained in said acts to the contrary notwithstanding.

Time of purchasing the canal by the states of Penn'a. and Ohio, extended.

SECTION 2. That the period at which the states of Pennsylvania and Ohio shall have the right to purchase that part of said canal, which lies within their respective territorial limits, shall be, and hereby is extended to the term of fifty years from and after the completion of the same, after which period, the said states shall each have the right to purchase, for the sole use and benefit of such state, such portion thereof, as lies within its limits, by paying to said corporation the amount expended by said company in locating, constructing and repairing said canal, within such state, together with fifteen per centum thereon: *Provided however,* That the sum so to be paid by said states respectively, for so much of said canal as lies within their territorial limits, shall not, together with the tolls received by said company, on such portion thereof, be less than the amount of expenditures thereon, and six per centum per annum thereon.

Terms.

Proviso.

Canal Commissioners, to fix the point of intersection. Repealing clause.

SECTION 3. That the Canal Commissioners, or board of public works, shall determine the point of intersection with the Ohio canal, and that so much of the aforesaid acts as are contrary or inconsistent with the provisions herein contained, be, and the same are hereby repealed.

WILLIAM MEDILL,

Speaker Pro tem. of the House of Representatives.

LIJAH VANCE,

Speaker of the Senate.

March 2, 1836.

SECRETARY OF STATE'S OFFICE,
COLUMBUS, OHIO, March 5, 1836. }

I certify the foregoing act to be a correct copy of the original rolls remaining on file in this office.

C. B. HARLAN,
Secretary of State.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name, and caused the great seal of the State of [L. S.] Ohio to be hereto affixed, at Columbus, the fifth day of March, in the year of our Lord, one thousand eight hundred and thirty-six.

By the Governor:

ROBERT LUCAS.

C. B. HARLAN, Secretary of State.

RESOLUTION

No. 1.

Resolution

Relative to the accounts of Philip Peltz, late treasurer of the county of Philadelphia.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the Auditor General be, and he is hereby Philip Peltz's instructed to reconsider and adjust the accounts of Philip Peltz, late treasurer of the county of Philadelphia, agreeably to the decision of the Supreme court of Pennsylvania in the case of William Stephens against the commonwealth, and the State Treasurer is hereby directed to pay whatever balance, if any there be, to the said Philip Peltz, out of any money in the treasury not otherwise appropriated.

NER MIDDLESWARTH,
Speaker of the House of Representatives.

THOMAS S. CUNNINGHAM,
Speaker of the Senate.

APPROVED—This twenty-fourth day of February, Anno Domini, one thousand eight hundred and thirty-six.

JOS: RITNER.