

SECTION 2. Any false swearing under this act shall be False swear indictable and punishable as perjury in other cases is pun- ing under ished, and any fraudulent procuring of the premium on co- this act pun- cocoons, or reeled silk, under the provisions of this act, shall ishable, and be deemed a misdemeanor, and on conviction, punishable as how. such by fine and imprisonment at the discretion of the court.

SECTION 3. For the weighing the cocoons, administering Justices fees the oath or affirmation required by this act and making out the certificate, the justice shall be entitled to a fee of twenty-five cents, to be paid by the person applying for the same.

SECTION 4. The provisions of this act shall not continue Act to con- or remain in force for any greater length of time than until tinue in force the first day of January, one thousand eight hundred and until 1843 forty-three.

LEWIS DEWART,  
Speaker of the House of Representatives,  
CHARLES B. PENROSE,  
Speaker of the Senate.

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

JOS. RITNER.

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No. 48.

## An Act

Authorizing the Governor to incorporate a company to make a Turnpike road, from Uniontown, in the county of Fayette, to the Virginia State line, and for other purposes.

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 James Caldwell, Nath<sup>l</sup>. Ewing, Isaac Wood, George Harden, Absalom Morris, Zadok Brownfield, Theophilus Williams, Tazewell P. Martin, William Gans, Daniel Collier, Squire Ayres and Albin Meller, are hereby appointed commissioners to do and perform the several duties hereinafter mentioned, that is to say; they shall, on or before the first Monday of June next, procure one or more books, and shall thereupon give notice in one or more newspapers printed in Uniontown, for one calendar month at least, of the times and places said books shall be opened to receive subscription for the stock of a company to

Who may  
subscribe.

Form of sub-  
scription.

Number of  
shares.

Letters pa-  
tent.

construct an artificial road hereinafter specified, 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 said books, in their own name or names or in the name or names of any other person or persons who shall duly authorize the same, for any number of shares of, said stock, and the subscribers shall bind themselves in the following manner, to wit: "We whose names are hereunto subscribed, do promise to pay unto the president, managers and company of the Uniontown and Cheat River Turnpike Road company, the sum of fifty 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 said president and managers, in pursuance of this act by which said company is hereby incorporated, for the purpose of making an artificial road from the borough line of Uniontown, on Morgantown or Cheat street, to Smithfield, thence to Virginia state line at Line Ford on Cheat river or by the way of New Geneva and the mouth of Cheat river, to said state line, at the discretion of the stockholders; Witness our hands and seals the \_\_\_\_\_ day of \_\_\_\_\_ A. D. one thousand eight hundred and thirty-eight; 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 so opened shall have at least forty shares therein subscribed, and at the expiration of the said six days, if the books aforesaid, or some one of them, shall not have the number of shares aforesaid therein subscribed, the said commissioners, respectively, having charge thereof 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 aforesaid may, if they think proper, give public notice, and when the whole number of shares subscribed in all the books shall amount to seven hundred, the same shall be closed.

SECTION 2. When ten or more persons shall have subscribed one hundred or more shares of the said stock, the commissioners, or any two or more of them, shall certify under their hands and seals the names of the subscribers and the number of shares subscribed by them, to the Governor, and thereupon it shall and may be lawful for him, by letters patent under his hand and seal of the state, to create and erect the subscribers, (and if the said subscription is not full at the time then those also who shall thereafter subscribe to and for the number of shares aforesaid,) into a body politic

and corporate, by the name, style and title of "The President Managers and Company of the Uniontown and Cheat River Turnpike Road Company," and by said name the subscribers shall have perpetual succession, all 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 subscription in such manner and form as they shall think proper, (if such enlargement be found necessary to fulfil the intent 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 less estate, all such lands, tenements, hereditaments and estates, real and personal, as shall be necessary to them in the prosecution of their works, or for the collection of their tolls, 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: *Provided always*, That if the said company shall at any time issue any note or notes in the nature or manner of bank notes, or shall transact any business in the nature or manner of banking, then and in either of those cases their chartered privileges shall cease and revert to this commonwealth. Name, style and title.  
Privileges.  
Proviso.

SECTION 3. The commissioners, as soon as may be after said letters patent shall be sealed and obtained, shall give notice in one or more papers printed in Uniontown, of a time and place by them to be appointed, not less than thirty days from the publication of the first notice, when and where the said subscribers shall proceed to organize the said corporation, and shall choose, by ballot, by a majority of the votes of the subscribers, (to be delivered in person or by proxy duly authorized,) one president, four managers, one treasurer and one secretary, to conduct the business of said company for one year and from thence till the next annual election, and until their successors shall be chosen and organized, agreeably to the provisions of this act, and in case of the death, removal out of the county of Fayette, or resignation of any president, manager, treasurer or secretary, the board of managers may and shall choose another stockholder to supply the vacancy until the next annual election of said company, and the said president and managers so chosen, and their successors, may and shall make such by-laws, rules, orders and regulations, not inconsistent with the constitution and laws of this state or of the United States, as shall be necessary for the well ordering of the affairs of said company, and generally shall have like powers, authorities

**Powers and penalties.** and privileges, and be subject to all the duties, restrictions, penalties, fines and forfeitures, and be entitled to like tolls and profits in proportion to the distance, as are required of, given and granted to the president, managers and company of the Pittsburg and Greensburg Turnpike road by the several acts of this commonwealth.

**Time for commencing and completing the work, &c.** SECTION 4. If the said company shall not proceed to carry on said work in five years after the passage of this act, or shall not within eight years complete said road, according to the true intent and meaning of this act, then and in either case it shall and may be lawful for the legislature of this commonwealth to resume all and singular the rights, privileges, liberties and franchises by this act granted to said company.

**Titusville & Sugar Grove State road.** SECTION 5. That Joseph Chase and James Curry of Crawford county, and James Gray of Warren county, be, and they are hereby appointed commissioners to view and locate a State road, from Titusville, in Crawford county to Sugar Grove, in Warren county, by the way of Mullengar, with **Commissioners to locate the road.** power to locate and fix said road, and when they shall have viewed and located said road, it shall be their duty to make out a correct plot or draft of said road, designating the lines thereof, and deliver the said plot or draft to the recorder of the county of Crawford, and the said commissioners shall be entitled to receive one dollar and fifty cents per day for every day necessarily employed in said location, to be paid by the treasurers of Warren and Crawford counties, in equal proportions, on the order of the commissioners of the said respective counties.

LEWIS DEWART,  
Speaker of the House of Representatives,  
CHARLES B. PENROSE,  
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and thirty-eight.

JOS. RITNER.