

and absolutely as if they had never been joined in marriage.

SECTION 2. That the marriage contract entered into by Divorce of E. and between Ellis Walton and Sophia his wife, late Sophia Walton from Gerhart, be and the same is hereby annulled and made void, Sophia his and the parties released and discharged from the said contract, to all intents and purposes, as fully, effectually and absolutely as if they had never been joined in marriage.

SECTION 3. That the marriage contract entered into by Divorce of C. and between Charles L. Eickhoff and Rosanna his wife, be L. Eickhoff and the same is hereby made void, and the parties released from Rosanna his wife. and discharged from the said contract, and from all duties and obligations arising therefrom, as fully, effectually and absolutely as if they had never been joined in marriage.

LEWIS DEWART,

Speaker of the House of Representatives,

CHARLES B. PENROSE,

Speaker of the Senate.

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

JOS. BITNER.

No. 84.

An Act

To incorporate the Clearfield and Curvensville Turnpike Road 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 Abraham K. Right, John R. Bloom, Richard Shaw, Christopher Kratzer, Joseph Boon, jr., Thomas Brown, William L. Moor, William Bigler, Philip Antes, George Welch, sr., Benjamin Hartshorn, Isaac Chambers, and Robert Ross, or any three of them, are hereby appointed commissioners to do and perform the several things hereinafter mentioned, that is to say; they shall on or before the first Monday of June next procure one or more books and in each of them enter as follows: "We whose names are hereunto subscribed, do promise to pay the president and managers of the Clearfield and Curvensville Turnpike Road company, the sum of twenty-five dollars for every

Commissioners.

To procure books.

Form of sub- share of stock in said company set opposite to our respective
 scription. names, in such manner and proportions and at such times as
 shall be determined by the president and managers of said
 company ; witness our hands the day of in
 the year of our Lord one thousand eight hundred and thirty-
 ; and thereupon shall give notice, in one or more papers
 printed nearest the route of the said road, for twenty days at
 least, of the time and places when and where the said books
 shall be opened to receive subscriptions for the stock of the
 said company, at which times and places one of the said com-
 missioners shall attend, and permit and suffer all persons of
 lawful age who shall offer to subscribe in said books, in their
 own names, or in the name or names of any other persons
 who shall duly authorize the same, for any number of shares
 of 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
 two hundred or more shares therein subscribed; and if at the
 expiration of the said six days the books aforesaid shall not
 have the said number of two hundred shares therein subscri-
 bed, the commissioners, respectively, may adjourn from time
 to time, and transfer the said books from place to place, un-
 til the whole number of 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 subscribed shall amount to
 four hundred, the same shall be closed : *Provided always,*
 That every person offering to subscribe in said books in his
 own or any other name, shall previously pay to the attending
 commissioner or commissioners the sum of two dollars for
 every share to be subscribed, out of which shall be defrayed
 such incidental charges and expenses as may be necessary
 for taking such subscription, and the remainder shall be paid
 over to the treasurer of the corporation, as soon as the same
 shall be organized and the officers chosen as hereinafter men-
 tioned.

Who may
 subscribe.

Number of
 shares.

Proviso.

SECTION 2. When twenty persons or more shall have sub-
 scribed one hundred shares of the said stock, the said commis-
 sioners, respectively, may, or when the whole number of
 shares aforesaid shall be subscribed, they shall certify under
 their hands and seals the names of the subscribers and
 the number of shares subscribed by each, to the Governor of
 this Commonwealth, whereupon it shall and may be lawful
 for the Governor, by letters patent under his hand and seal
 of state, to create and erect the subscribers, and if the sub-
 scription be not full at the time, then those who shall after-
 wards subscribe to the number aforesaid, into one body

Letters
 patent.

politic and corporate, in deed and in law, by the name, Name, style style and title of "The President and Managers of the and title. Clearfield and Curvensville Turnpike Road company," and by the said name the said subscribers shall have perpetual succession, and all privileges and franchises incident to a Privileges. corporation, and shall be capable of taking and holding the 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 shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act, and of purchasing, taking and holding to them, their successors and assigns, and of selling, transferring and conveying in fee simple or for any less estate, all such lands, tenements, hereditaments and estate, 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. A majority of the commissioners aforesaid, as Organizati'n soon as conveniently may be after the said letters patent shall be sealed and obtained, shall give public notice in two of the public papers printed nearest the route of the said road, of a time and place by them to be appointed, not less than twenty days from the publication of the first notice, at which time and place the said subscribers shall proceed to organize the said corporation, and shall choose, by a majority of votes of the subscribers, by ballot, to be delivered in person or by proxy, duly authorized, one president, six managers, one treasurer and such other officers as may be necessary to conduct the business of said company for one year, and until such other officers shall be chosen, and shall and may make such by-laws, rules, orders and regulations, not inconsistent with the constitution and laws of the United States and of this commonwealth, as shall be necessary for the well ordering the affairs of said company : *Provided al-* Proviso. *ways,* That no person shall have more than ten votes at any election, or in determining any question arising at such meeting, whatever number of shares he may be entitled to, and that each person shall be entitled to one vote for every share held by him under that number, and generally to have Powers and like powers, authority and privileges for carrying on and penalties. completing said turnpike road, and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures, and be entitled to take like tolls and profits in proportion to the distance, as are given or granted to the president and managers and company of the Bellefonte and Philipsburg Turnpike road ; and it shall be the duty of the

Road to commence at Clearfield town.

Proviso.

Time for commencing and completing the work.

president and managers of the said Clearfield and Curvensville Turnpike company, to commence their road at Clearfield town, thence by such route as they may determine upon, to connect with the Philipsburg and Susquehanna Turnpike, at any point west of the Susquehanna river: *Provided*, That if the said company shall not proceed to carry on the said work within five years after the passage of this act, and shall not, within eight years afterwards complete the said road, according to the true intent and meaning of this act, then and in either of the said cases, 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 the said company.

LEWIS DEWART,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

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

JOS. RITNER.

No. 85.

An Act

Authorizing and requiring the Canal Commissioners to construct a schute in the Queen's Run Dam.

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 Canal Commissioners of this commonwealth be, and they are hereby authorized and required to cause to be constructed, on or before the first day of September next, in the Queen's Run Dam, on the West Branch of the Susquehanna river, a schute of such dimensions and construction as to admit of the free and safe passage of arks, boats, rafts and other craft descending said river, and that the expense of said schute be paid out of any money in the treasury not otherwise appropriated.

LEWIS DEWART,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

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

JOS. RITNER.