

## LAWS OF PENNSYLVANIA

Whitesides, are hereby appointed trustees for the term of one year from the date of this act.

Subject to  
certain provi-  
sions and re-  
strictions

SECTION 2. That the said female seminary so established, shall be subject to all the provisions and restrictions of the seventh, eighth, ninth, tenth, eleventh, twelfth, and thirteenth sections of an act, passed the sixteenth day of April, Anno Domini, one thousand eight hundred and thirty-eight, entitled, "An act to authorize the president judge of the district court of Allegheny county, to hold special courts in Fayette county, in certain cases and for other purposes."

WM. HOPKINS,

*Speaker of the House of Representatives.*

CHARLES B. PENROSE,

*Speaker of the Senate.*

APPROVED—The seventh day of June, eighteen hundred and thirty-nine.

DVAID R. PORTER.

No. 116.

## AN ACT

To aid the Pennsylvania and Ohio Canal Company.

Governor to  
subscribe  
\$50,000

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 governor is hereby authorized and required to subscribe to the stock of the Pennsylvania and Ohio Canal Company, the sum of fifty thousand dollars, which shall constitute the commonwealth a stockholder in said company to that amount, on equal footing with other stockholders of said company.

Subject to  
certain condi-  
tion

SECTION 2. Said subscription of stock shall be made subject to the following conditions. That the said Pennsylvania and Ohio Canal Company, shall during the present year, erect farm bridges over that part of the line of canal within the state of Pennsylvania, of such plans as a majority of the board of Commissioners appointed by the laws of this state, to assess damages, shall designate in their award, unless said company shall procure a written release from the obligation to build such bridge, from the person for whose accommodation said bridge was awarded, or it shall be lawful for said company to compromise with any individual whose real property

has been injured, and to whom a bridge, or other damages may be awarded by said commissioners, by purchasing the portion of land so injured; and it shall be the duty of the said commissioners, when requested by either party, to appraise the portion of land cut off by the canal, from the main tract or farm in all cases where they shall award the erection of a bridge, and it shall be optional with said company to pay the amount of such appraisal, on receiving a conveyance in fee simple of said land from the owner, or erect said bridge and pay the damages assessed.

SECTION 3. It shall be lawful for any person whose real estate has been injured by said canal within the state of Pennsylvania, to file his claim for damages, with either of said commissioners at any time previous to, or at their meeting for the assessment of damages, under the notice prescribed by the ninth section of original act incorporating said company, unless such claim has previously been adjusted by the parties.

Claims for :  
damages  
where to be  
filed

SECTION 4. Before any payment shall be made on account of the subscription hereby authorized, it shall be the duty of the President and Board of directors of said company, to declare by resolution whether they do or do not accept the subscription of stock on the conditions in this act contained, and if they resolve to accept the same, it shall then be paid out of any money in the treasury, not otherwise appropriated, or in the five per cent. stock of the state, at the option of the Governor.

Subscription  
not to be paid  
until notice of  
acceptance is  
given by  
Board.

WM. HOPKINS,  
*Speaker of the House of Representatives.*  
CHARLES B. PENROSE,  
*Speaker of the Senate.*

APPROVED—This seventh day of June, Anno Domini, eighteen hundred and thirty-nine.

DAVID R. PORTER.