

ant, nor partridge, between the fifteenth day of January and the first day of September, of each and every year thereafter.

**Eggs or nests not to be destroyed** SECTION 2. No person shall at any time wilfully destroy the eggs, or nests, of any wild turkey, pheasant, partridge, or woodcock, within the said counties.

**Purchase and sale prohibited out of season** SECTION 3. No carrier, huckster, victualler, or innkeeper, shall have in his or her possession, or buy or cause to be bought, or carry out of the said counties for the purpose of supplying any market, any wild turkey, pheasant, partridge, nor woodcock, unless they shall have been taken in the proper season.

**Penalty for violation of this act** SECTION 4. Any person or persons, offending against any of the provisions of this act, on conviction thereof, before any justice of the peace, shall forfeit and pay for every such offence, a fine of five dollars, and all costs and charges, one half of the fine for the use of the informer. and the other half for the use of the counties respectively.

WM. HOPKINS,

*Speaker of the House of Representatives.*

CHARLES B. PENROSE,

*Speaker of the Senate.*

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

DAVID R. PORTER.

No. 127.

## AN ACT

Supplemental to an act incorporating the Warren County Mutual Insurance Company.

**Directors to receive subscriptions of stock** 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 for the purpose of extending the powers and objects of the Warren County Mutual Insurance Company, the present board of directors of said company are hereby authorized to receive subscriptions for a capital stock to consist of five thousand shares of fifty dollars each, the payments for which shall be called in at such times and in such instalments as the said board or their successors may direct, and subject to such penalties for the non-

**Payment of instalments**

payment thereof, as the said directors may require and ordain.

SECTION 2. When one thousand shares of the said capital stock have been subscribed for, and the sum of five dollars paid on each share, and invested in the stock or securities hereinafter directed, the said Warren county mutual insurance company shall be authorized and have full power to make insurances against losses by fire, at such rate of premium as may be agreed upon, on any house, tenement, manufactory or other building, and on goods, wares and merchandize, and other effects therein, and on hay, grain and other agricultural products, in barns, stacks or otherwise, and generally on all kinds of buildings, goods, merchandise and effects, and also to make and effect insurances on lives of whatsoever sort or nature, to contract for, grant and sell annuities and reversionary payments, and also to insure every species of property, pursuit or business, in the pursuit or prosecution of which, there is any loss or risk, and for these purposes to make, execute and perfect such contracts, bargains, agreements, policies and other instruments as shall or may be necessary, and as the nature of the case may require; and every such contract, bargain, agreement, policy and other instrument, to be made by the said company, or by any officer or agent thereof, either in the county of Warren or elsewhere, shall be in writing or in print, under their corporate seal, signed by the president and attested and signed by the secretary or other officer, who may be appointed by the directors for that purpose.

When \$5 paid on each share company to have power to make insurances on certain things

May contract for grant and sell annuities

Policy to be under corporate seal signed by president, &c.

SECTION 3. It shall be lawful for the said Warren County Mutual Insurance company to employ and improve the capital stock thereof, and all moneys received for premiums which by this act, and the original act incorporating the said company, the president and directors are directed to retain until the risks upon which such premiums have been received are fully determined, by investing the same in the public stocks of the United States or of this state, or in the loans of any city or county within this state, or by lending the same upon mortgage on improved real estate within this state, worth at least double the amount in any manner loaned and secured thereon, and also from time to time sell, dispose of, and transfer all or any part of the said stock and securities, and invest the proceeds thereof in like stocks and securities. *Provided*, That nothing herein contained shall in any way be construed to authorize the said company to use the funds of the institution for banking or discounting purposes.

Authority to employ and improve capital stock, and the manner thereof

Pro-Provido Banking prohibited

SECTION 4. The president and directors of said company shall on the first Mondays of January and July, in each and every year, declare and divide so much of the profits of said

Dividends to be declared

semi annually company as to them shall appear advisable, first deducting all expenses, and pay the said dividends to the respective stockholders, or their agents, duly empowered to receive the same in ten days after the declaration thereof, but the money received for premiums on risks, which remain undetermined and outstanding at the time of declaring such dividend, shall not then be considered as part of the profits of the said company, or divided as such, and if any loss shall happen whereby the capital stock of the said company shall be lessened, no subsequent dividend shall be made until a sum equal to such diminution shall have been added to the said capital stock; and if the said president and directors shall knowingly make a dividend or dividends contrary to the true intent and meaning of this act, and the prohibitions herein contained, such of them as shall consent thereto, shall be liable in their individual capacity, and pay over to the said company for the use thereof, as much money as they may have so divided and paid more than by this act they are authorized to do, and the president and each director of the said company in office at the time of making such dividend hereby prohibited, shall be deemed as consenting thereto, unless he or they shall at the time of making such dividend, be absent from the board of directors, or if present, shall immediately enter his or their protest or protests against the same on the minutes of the board, and also give notice thereof in at least one newspaper published in the county of Warren. *Provided*, That every regulation which the board of directors with the consent of a majority of the stockholders may make in regard to the declaring of dividends and the accumulation of the funds of the said company, not inconsistent with this act, shall be binding upon all the stockholders.

**SECTION 5.** The present board of directors shall hold their offices until the first Monday in September next, and until their successors shall be chosen, and thereafter the directors shall be stockholders in their own right, holding at least each one share of stock, and the first election for directors under this act, shall take place on the first Monday in September, eighteen hundred and thirty-nine, who shall serve until the first Monday in June, eighteen hundred and forty; and all votes given for directors shall be either in person or by proxy, duly authorized according to the act regulating proxies, passed the twenty-eighth day of March, eighteen hundred and twenty, and the number of votes to which each stockholder shall be entitled shall be regulated according to the provisions of the fourth article of the third section of the act regulating banks, passed March twenty-fifth, eighteen hundred and twenty-four.

**SECTION 6.** The stock of said company shall be transfer-

able only on the books of said company, according to such rules and regulations as may be prescribed by the by-laws thereof, and should the said company, at any time, fail to meet its engagements, each person holding stock at the time of such failure, shall individually be liable for the debts of the company to the amount of the balance unpaid on the stock of such stockholder.

Transfer of  
stock

Legislature  
may repeal  
alter or a-  
mend

SECTION 7. The legislature hereby reserves the power at all times to repeal, alter or amend this act, and the original act incorporating the Warren County Mutual Insurance company, in such manner, however, that no injustice shall be done to the corporators, and so much of the original act of incorporation of said company as is hereby altered, or as is inconsistent herewith, be and the same is hereby repealed.

WM. HOPKINS,

*Speaker of the House of Representatives.*

P. S. MICHLER,

*Speaker of the Senate, pro. tem.*

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

DAVID R. PORTER.

No. 128.

## AN ACT

To authorize the governor to incorporate a company to make a turnpike road from Dingman's Ferry, in Pike county, to intersect the Milford and Owego Turnpike road in said county, 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 Martin W. Dingman, John Westbrook and Garret Brodhead, of Pike county, are hereby appointed commissioners; to do and perform the several things herein after mentioned, that is to say, they shall, on or before the first Monday of July, next, procure two books or more, and in each of them enter as follows: "We whose names are hereunto subscribed, do promise to pay to the president and managers of the Dingman's Choice turnpike road company, the sum of twenty-five dollars for every share of stock in said company, 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 said company,

Co'missioners

To procure  
books

Form of sub-  
scription