

No. 160.

A N. A C T

To incorporate the Howelton Coal Company, and for other purposes.

	SECTION 1. <i>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,</i> That James Howell, C. B. Matthews, W. H. Hood and Daniel White, and their associates, successors and assigns, be, and they are here constituted a body politic and corporate, by the name, style and title of "The Howelton coal company," and the said company shall possess and enjoy all the powers, privileges and immunities, and be subject to the restrictions, terms and conditions, provided in an act entitled "An act to incorporate the Hazleton coal company, passed the eighteenth day of March, one thousand eight hundred and thirty-six." <i>Provided,</i> That the lands of said company shall not exceed sixteen hundred acres, and shall lie in Rush township, in Schuylkill county, and shall not consist of more than two distinct bodies; and that the capital stock of said company shall not exceed two hundred thousand dollars. <i>Provided,</i> That the said company shall make an annual return on the oath of the president or secretary of said company, of the amount of dividends, and they shall pay into the state treasury a tax of eight per cent. on all dividends, when they shall declare dividends exceeding six per cent. per annum. <i>Provided also,</i> That the company hereby incorporated shall have power to construct a rail road, not exceeding four miles in length, with one or more tracks from any point on their lands, to intersect the Danville and Pottsville, or any other rail road, at such place as they may deem most convenient; and for that purpose they may increase their capital stock, or borrow one hundred thousand dollars, and with the like privileges, restrictions and conditions as are provided by law for the said Danville and Pottsville rail road company. <i>Provided also,</i> That the said Howelton coal company may hold such lot or lots of land, not exceeding five acres in any place, as may be convenient for the purpose of a depot, and for vending the product of their mines; and that no rail road, or other improvement, shall be so located by said company as to interfere
Corporators	
Name and style	
Privileges and liabilities	
Proviso	
2nd proviso	
Dividends	
3rd proviso	
Power to construct a rail road to intersect, &c.	
May borrow money.	
4th proviso	

(except as to intersection) with the location or use of any of the rail roads, or other improvements already constructed. *Provided further*, That the legislature reserve the right to 5th proviso alter, revoke or annul the charter hereby granted, whenever, in their opinion, they shall deem the same injurious to the Legislature public interest, in such manner, however, that no injustice may annul shall be done to the corporators.

WM. HOPKINS,

Speaker of the House of Representatives.

CHARLES B. PENROSE,

Speaker of the Senate.

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

DAVID R. PORTER.

No. 161.

AN ACT

Authorizing the laying out of certain state roads, 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 William R. M'Laury, Reuben R. Purdy and Richard Lancaster, of Wayne county, be, and they are hereby appointed commissioners to view, lay out and-mark a state road from the Milford and Owego turnpike road, commencing at the house of William R. M'Laury, in Texas township, Wayne county, thence by the way of Purdy settlement, in said county, by the nearest and best route to the Sterling and Newfoundland turnpike road, near the house of James Simons, near the Pike county line.

SECTION 2. It shall be the duty of the said commissioners, or a majority of them, (after having been sworn or affirmed before some justice of the peace, who shall file and preserve the same in his office, to perform the duties enjoined on them by this act with impartiality and fidelity) carefully to view the ground over which the road laid out by them may pass, and lay out the same on the most suitable and proper ground, and that they shall clearly and distinctly mark

Commissioners to lay out

Milford and Owego turnpike road

Owego turnpike road

Commencement and termination

Duty of commissioners

To mark the route