

the first offence with all costs, and for the second offence seventy-five dollars with like costs, to be recovered by suit in the name of the Commonwealth, before any justice of the peace, in said Commonwealth, the one half to be for the use of the informer or informers, who shall prosecute for the same, and the other half for the use of the poor in the township where the offence was committed.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—The twelfth day of February, one thousand eight hundred and forty-two.

DAVID R. PORTER.

[No. 16.]

A FURTHER SUPPLEMENT

To an act entitled "An act to incorporate the Lehigh Coal and Navigation 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 it shall be lawful for the Board of Managers of the Lehigh Coal and Navigation Company, in addition to the amount they now owe, to borrow from time to time any sum or sums of money, not in the whole exceeding six hundred thousand dollars, to enable them to complete and repair their works, and to carry on their business, and to secure the payment of the certificates to be given therefor, and all other claims against the said company," to execute a mortgage or mortgages on their Navigation, Rail Road and all other property, and on the tolls, rents, issues and profits accruing therefrom, or on any portion or portions thereof; and that in case of a sale under the said mortgage or mortgages, the purchasers shall have and enjoy the same corporate privileges, and the same rights, in the mortgaged portion or portions of the said Navigation and Rail Road, and in the collection of tolls as the said Lehigh Coal and Navigation Company now have, and shall be authorized to organize and continue the corporation, by the division of their capital into shares, and by the election of managers and officers in like manner. And if the mortgage or mortgages*

Company to execute mortgages for loan

shall so stipulate the said Lehigh Coal and Navigation Company may continue in the possession and management of the mortgaged property, as well personal as real, without prejudice to the security of the mortgage thereon: *Provided*, That no dividends of profits shall be made to the stockholders of the Lehigh Coal and Navigation Company, while any loan which may have fallen due shall after demand remain unpaid: *And provided also*, That all profits arising from the business of the said company after defraying the expenses thereof, and of the completion and repairs of their works, shall be applied in the first place, to the payment of the interest on all loans of the company, and then to the payment of the principal of all loans and other debts which for the time being shall be due and unpaid.

Where recorded

SECTION 2. All mortgages executed and acknowledged under the provisions of this act, shall be recorded in the Recorder's Office of the county of Lehigh, within thirty days after such acknowledgment, and such recording shall be as good and effectual in law, to all intents and purposes, as if the same had been recorded in all the counties in which the said mortgaged property may be situated or be, and all legal proceedings had upon said mortgage shall be instituted in the court of common pleas of Lehigh county, whose judgment and final process, shall be as effectual as if all the property was situated in said county, and no proceeding shall be had on any such mortgage, until the expiration of ten years from the date thereof, and in all cases of sale on any such mortgage, the proceeds thereof, shall be applied to the pro rata payment of all debts of said company, of every description whatsoever.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—This sixteenth day of February, Anno Domini one thousand eight hundred and forty-two.

DAVID R. PORTER.