

[No. 30.]

AN ACT

To incorporate the Lancaster City Gas Company.

Preamble WHEREAS, a company is about being formed in the city of Lancaster, for the purpose of introducing gas light into the said city. Therefore,

Comr's 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 George M. Steinman, John Mathiot, Washington L. Atlee, Reah Frazer, Philip Reitzel, C. Hager, Frederick Hambright, Geo. W. Hamersly, Robert Moderwell, Anthony E. Roberts, James Cameron, William Cooper, John Michael, Jacob Kreider, George B. Kerfoot, Jacob Demuth, William W. Pennell, Philip Metzger and John Getz, of the city of Lancaster, or any ten of them, be and they are hereby appointed commissioners, to do and perform the several things hereinafter mentioned, that is to say; they shall on or before the last Saturday in May next, procure a book, which shall be opened at some convenient place, in said city, in which they shall enter as follows: "We whose names are hereunto

**Form of sub-
scription** subscribed, do promise to pay to the treasurer of "the Lancaster City Gas Company," the sum of twenty dollars for every share of stock set opposite our respective names, in such manner and proportions, and at such times as shall be determined on by the board of managers, in pursuance of an act of the General Assembly of this Commonwealth, entitled "An act to incorporate the Lancaster City Gas Company." Witness our hands this . . . day of . . . in the year of our Lord one thousand eight hundred forty-two;" and thereupon, shall give notice in three newspapers, printed in the city of Lancaster, for two weeks at least, of the times and places, when and where said books shall be kept open, to receive subscription for the stock of the said company, at which respective times and places, one or more of the said commissioners shall attend and permit all persons of lawful age, citizens of this, or any other, of the United States, who shall

**Who may
subscribe** offer to subscribe in the said book, in their own name, for any number of shares in the said stock, upon paying five dollars as an instalment on each share of stock, so to be subscribed, and the said book shall be kept open, for the purpose aforesaid, at least six hours each day, for at least two days, or until

the whole number of shares shall have been taken : *Provided*, Proviso
That no person shall be permitted to subscribe on the first of said days, more than ten shares of stock, either in his own name or other, nor in like manner, on the second more than twenty shares ; and if at the expiration of said two days, the said shall not have been all subscribed for as aforesaid, the said commissioners may adjourn from time to time, until the whole stock be subscribed for by any person or persons.

SECTION 2. When seven hundred and fifty shares or more of said stock shall be subscribed, and the sum of five dollars paid on each share, the commissioners, or any ten of them, may certify to the Governor, under their hands and seals, the names of the subscribers, and the number of shares subscribed, and the sum of money paid thereon by each ; whereupon the Governor shall by letters patent, under his hand and the seal of the Commonwealth, create and erect the subscribers (and if the subscription be not full at the time, then also those who shall thereafter subscribe to the number of shares as aforesaid,) into a body politic and corporate, in deed and in law, by the name, style and title, of "The Lancaster City Gas Company," and by the same name, the subscribers shall have perpetual succession, and be able to sue and be sued, implead and be impleaded, in all courts of record or elsewhere ; and to purchase, receive, have, hold and enjoy to them and their successors, the necessary lands, tenements and hereditaments, not exceeding in value, five thousand dollars ; and goods, chattels, personal and mixed estate, that may be necessary for carrying into effect this incorporation ; and to make dividends of such portions of the profits as they may deem proper, and also, to make and have a common seal, and the same to alter or renew at pleasure.

SECTION 3. For the management of the affairs of the said corporation, seven directors (being stockholders) shall be elected by ballot annually, by the stockholders of the said company ; each subscriber shall be entitled to one vote for every share of stock by him or her held, not exceeding five, but no share or number of shares above five, shall entitle the holder to more than two votes at any election or meeting of said company, the votes to be delivered in person, which directors shall appoint one of their number president, and shall respectively serve one year, or until other directors be elected, and shall have power to ordain, make, establish and put into execution, such laws, ordinances and regulations, as shall appear necessary and convenient for the government of said corporation, not being contrary to the constitution and laws of the United States or of this Commonwealth, and generally to do all and singular the matters and things, which to them it shall lawfully appertain to do, for the well being of the said corporation,

and the due management, and ordering of the affairs of the same: *Provided*, That nothing herein contained, shall be considered as in any way giving to the said corporation any banking privileges whatever, or any other liberties, privileges or franchises, but such as are and may be necessary or incident, to the making and distribution of gas in the city of Lancaster: *And provided also*, That the president and managers of the said company shall annually on or before the first Monday in December, in each year, transmit to the Auditor General a full statement under oath or affirmation of their affairs, and shall pay annually into the treasury of this Commonwealth, a tax of eight per cent. on all dividends which may exceed six per cent. on the capital stock paid in.

SECTION 4. The shares of the said company shall be fifteen hundred, but may be increased to two thousand, should the same be found necessary, to accomplish the object contemplated by the corporation. The capital to be thirty thousand dollars, with the right of extending the same to forty thousand dollars; and should any of the stockholders neglect or refuse to pay his, her or their instalments, or proportions of the said capital stock, at the time and place appointed, after thirty days notice requiring the same, published in two newspapers printed in the city of Lancaster, the amount previously paid in on such stock, shall thirty days after the time so designated, be forfeited to the company, and said stock may be sold to any person for such price as can be obtained for the same.

SECTION 5. If the said company shall not carry into effect the objects of their charter, within the term of three years from the passing of this act, then this charter shall become null and void.

JAMES ROSS SNOWDEN,

Speaker of the House of Representatives.

JOHN STROHM,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini eighteen hundred and forty-two.

DAVID R. PORTER.