above mentioned roads or branches, as the directors of said company may from time to time determine upon: *Provided further*, That the aforesaid company shall have authority to extend their plank road to the New York state line, in the direction of Jamestown, in the state of New York, at any time the said company may hereafter determine it necessary so to do.

Proviso.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of two thousand shares, at twenty-five dollars per share: *Provided*, That said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to complete the road or roads, or to carry out the true intent and meaning of this act.

Proviso.

Commencement and completion of road.

SECTION 3. That if said company shall not commence the construction of their road within three years after the passage of this act, and complete the same within ten years thereafter, this act shall be null and void, except so far as the same may be necessary to wind up the affairs, and pay the debts of said company.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 244.

AN ACT

Authorizing the governor to incorporate the Butler and Mercer plank road company.

Commissioners.

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 Beatty, Samuel A. Purviance, John Bredin, C. C. Sullivan, James G. Campbell, George W. Smith, Alfred Gilmore, Samuel C. Stewart, Jacob Mechling, G. W. Reed, James M'Laughlin, M. Zimmerman, Robert Carnahan, David Walker, Joseph M'Quistor, John Negley, Samuel M. Lane, Oliver David, William B. Lemmon, Joshua Sedwick, Robert Graham, David A. Agnew, Andrew Carnes, Patrick Kelly, John Duffy, William Balph, Jacob Shepley, John Badger, A. M. Evans, Jacob Shanor, John M. M'Candless, W. M. Junkin, Josiah M. Junkin, Samuel Borland, William Gibson, William Stewart, William H. Thompson, Thomas Stevenson, John T. Bard, Thomas Wilson, John Glinn, A. M'Bride, John Seth, William S. Boyd, John Berg, Samuel G. Purvis, William Hastell and A. N.

Meylert, of Butler county; and John Hodge, Jacob Mowrer, Peter Shepler, Jacob Gibner, Jacob Zohnizer, Thompson Graham, John Forker, Henry Walsh, Alexander Black, Henry Black, David Findley, Daniel M. Millin, Dawson Wadsworth, John Brackenridge, William S. Garvin, John Pew, James Shaw, David Snyder, John Sewart, Ezra W. Pearson, Michael C. Trout, George W. Yeager, Andrew Buchannan, of Mercer county, be and they are hereby appointed commissioners to open books and receive subscriptions, and organize a company by the name, style and title of "The Butler and Mercer plank roak company," with power to construct a plank road from Butler, Butler county, to Mercer, Mercer county, by the nearest and best route or routes, as the stockholders may determine upon, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, passed the twenty-sixth day of January, one thousand eight hundred and forty-nine, excepting that portion of the thirteenth section of said act, relating to tolls, which discriminate in favor of wheels of the width of four inches and upwards; and the company hereby incorporated, shall have power to regulate their tolls within the limits prescribed by the said thirteenth section, without reference to the width of wheels in any case.

Style.

Location.

Subject to the provisions and restrictions of a certain act.

SECTION 2. That the capital stock of said company shall consist of one thousand shares, at twenty-five dollars per share: *Provided*, That said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to complete the road or roads, and to carry out the true and meaning of this act.

Capital stock.

Proviso.

SECTION 3. That if said company shall not commence the construction of their road within three years after the granting of this charter, and complete the same within ten years thereafter, this act shall be null and void, except so far as the same may be necessary to wind up the affairs, and pay the debts of said company.

Commencement and completion of road.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

GEORGE DARSIE,
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.