

No. 353.

A N A C T

Authorizing the governor to incorporate the Wrightsville and New Holland turnpike road company; relative to publishing the trial list and lists of jurors in York county; to authorize the commissioners of Southwark, Philadelphia county, to borrow money; and to appoint additional commissioners to the Columbia and Marietta turnpike road 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* Adam Wolf, John Kauffelt, John S. Futhey, Barton Evans, Jacob Commissioners, Livergood, Joseph Detwiler, William Wilson, Jacob Huber, James Boyd, Jacob Hinckel, William W. Wolf, Asa Loudon, Joseph Wilson, William M'Konkey, John H. Watkins, Henry Wilton, George Wogan, Frederick Gable, Daniel Baird, Joseph Feltenberger, John Keesy, Philip Smith, Henry Small, Joseph Major, John Glatz, John Hough, of York county; Clement B. Grubb, Samuel Huston, Henry Hains, Christian Bucher and Abraham Leitner, of Lancaster county, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize a company, by the name, style and title of the Style.

"Wrightsville and New Holland turnpike road company," with power to construct a turnpike road beginning at Second street, on the northern line of the borough of Wrightsville, in the county of York, thence along the western margin of the Susquehanna, until it intersects the public road leading from Buehler's ferry to the borough of York, in said county, by the nearest and best route, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and of this act, excepting that the road hereby authorized, shall be made not to exceed thirty feet in width, sixteen feet in width whereof shall be made of solid material, and may raise or fall so as not to exceed an angle of six degrees. Location. Subject to all the provisions and restrictions of a certain act.

SECTION 2. That Henry Wilton, his heirs and assigns owning the land through which said road shall be laid out, his tenants or laborers in his employ, shall be entitled to the exemption for using said road free of paying toll, so far as said road passes through his land, only on condition that he release all damages which he may sustain by reason of said road being laid out and made through his land. Henry Wilton exempt from paying toll so far as the road passes through his land.

SECTION 3. That the capital stock of said company shall consist of three hundred and fifty shares, at twenty-five dollars per share: *Provided*, That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital so much as in their opinion may be deemed necessary to complete the road, and to carry out the true intent and meaning of this act. Capital stock. Proviso.

SECTION 4. That if said company shall not commence the construction of said road within three years after the passage of this act, and complete the same within four years from the time of commencing the same, this act shall be null and void, except so far as may be necessary to wind up the affairs and pay the debts of said company. Commencement and completion of road.

SECTION 5. That the commissioners of York county be hereafter required to publish the list of trials and the list of jurors for the several York county re- Commissioners of York county re-

quired to publish the list of trials and jurors for said county.

Commissioners of the district of Southwark, in the county of Philadelphia, authorized to borrow money.

courts of said county, in not less than three newspapers published in the borough of York, at least three weeks before the meeting of the courts.

SECTION 6. That the commissioners of the district of Southwark, in the county of Philadelphia, be and they are hereby authorized and empowered to borrow from time to time, any sum or sums of money that they may judge necessary for the purpose of paving and grading the streets in the said district, and for all other expenses incident thereto, and to pledge the faith of the district for the payment of the same: *Provided*, That the concurrence of two-thirds of the commissioners present at any stated meeting, shall be essential to any law or ordinance to authorize such loan.

Additional commissioners to the Columbia and Marietta turnpike road company.

SECTION 7. That David Reinhart, James Mehaffy, Andrew Leader, Stephen F. Eagle, John Monck, Reuben Mullison, Joseph Black, George Wolf and Samuel Hopkins, be and they are hereby appointed additional commissioners to open books, receive subscriptions, and organize a company to construct a turnpike road from Columbia to Marietta, in Lancaster county, agreeable to an act approved the twenty-third day of March, one thousand eight hundred and forty-nine.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

GEORGE DARSIE,

Speaker of the Senate.

APPROVED—The ninth day of April, one thousand eight hundred and forty-nine.

WM. F. JOHNSTON.

No. 354.

A SUPPLEMENT

To an act relative to the venders of mineral waters; and an act relative to the Washington coal company; to sheriffs' sales of real estate; to the substitution of executors and trustees when plaintiffs; to partition in the courts of common pleas, 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 the second section of the act to which this a supplement, be and the same is hereby altered and amended to read as follows, viz: That it is hereby declared to be unlawful for any person hereafter to fill with mineral waters or other beverages, in any such bottles so marked and not having permission of such owner thereof, or to sell, dispose of, or to buy, or traffic in any such bottles so marked, and not bought by him of such owner thereof; and every person so offending shall be liable to a penalty of fifty cents for every bottle so filled or sold, or disposed of, or bought, or trafficked in, for the first offence, and of five dollars for

Second section of a certain act relating to mineral waters altered and amended.