

No. 631.

A FURTHER SUPPLEMENT

To the act incorporating the Sunbury and Erie Railroad Company.

Board of man-
agers.

Proviso.

Voting.

Meetings.

Declaration.

Repeal.

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,* The board of Managers of the Sunbury and Erie railroad company shall consist of thirteen, who shall be chosen as follows: Any municipal corporation that shall at the time hold five thousand shares or more of the capital stock of the said company, may elect one manager for each five thousand shares so held, such election to be by the constituted authorities of such corporation, and to be made not more than thirty nor less than five days prior to the day of the annual meeting of the stockholders of the said company: *Provided,* That no one such corporation shall elect more than three managers, and not more than five managers shall at any time be so elected by all of such corporations; and if at any time municipal corporations shall, by reason of stock held be entitled to elect more than five managers, then only those whose stock has been held the longest shall exercise this right, to the extent of five managers, such number of the board of managers as shall not have been elected by municipal corporations as aforesaid, shall be elected by the other stockholders at the annual meeting, by a majority of the votes given, the said board of managers shall hold their seats from the day of their election, and shall at their first meeting and whenever a vacancy shall occur, elect one of their number as president, and may also whenever they may think it expedient elect a vice president and prescribe his functions and duties.

SECTION 2. That no municipal corporation shall be entitled to vote at the general elections for managers, which shall have elected one or more members of the board of managers; and no share of stock shall confer a right of suffrage upon which any instalment remains due and unpaid, nor unless the same shall have been held by the party offering to vote, and so appear upon the books of the company, for at least thirty days prior to such election or stock vote.

SECTION 3. That the board of managers may on the written request of the holders of five hundred shares of the stock of said company, they shall call a meeting of the stockholders of the company, of which meeting thirty days notice shall be given in the manner now required by law, as to the annual meetings of the stockholders.

SECTION 4. That upon the entry of any appeal as aforesaid, it shall be the duty of the party claiming damages to file a declaration or statement of his claim, to which the other party shall plead and the case proceed to trial as in other civil causes.

SECTION 5. That so much of the fourth section of the act of twenty-seventh of March, Anno Domini, one thousand eight hundred and fifty-two, as requires that the jurors or assessors of damages shall be appointed from adjoining counties is hereby repealed.

SECTION 6. That the clause contained in the eleventh section of the act to which this is a supplement, which prevents the road of the said company from passing through any burying ground, shall only apply to such grounds as have been used for purposes of interment before the location of the said road through them. Location of road through burying grounds.

SECTION 7. That in all cases of difference arising between the Sunbury and Erie railroad company, and the supervisors of any township, relative to any road, cause-way or bridge which has been or may be altered or supplied by the said Sunbury and Erie railroad, the court of quarter sessions of the county in which the same may lie, shall appoint three commissioners who shall examine the matter in dispute, and their decision or that of a majority of them shall be final and conclusive between the parties, the compensation of said commissioners to be the same as that of viewers of roads, and to be paid by the said company, the report of the said commissioners to be filed in the office of the clerk of court of quarter sessions of the proper county. Cases of difference how decided.

SECTION 8. That the said Sunbury and Erie railroad company shall have authority to construct lateral or branch roads from their main road, not exceeding five miles in length. Lateral roads.

E. B. CHASE,
Speaker of the House of Representatives.

M. M'CASLIN,
Speaker of the Senate.

APPROVED—The eighth day of May, one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 632.

AN ACT

Relative to the Lehigh Valley and Allentown Railroad Companies.

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 in all cases of damages sustained by or injury done to the owner of any land through or near which the Lehigh valley or Allentown railroad has been or is about to be constructed, and such owners are minors, it shall and may be lawful for the guardians of such owners, with the approbation of the orphans' court of the proper county, and the Lehigh Valley and Allentown railroad companies, amicably to adjust the amount of damages to be paid, if they can agree; and upon payment of the amount, it shall be lawful for such guardians to release the said company from all claims therefor, and to make the neces-