

penses necessarily attending the carrying of this act into effect, shall be paid by the commissioners, out of the net proceeds of the said lottery.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That the said commissioners be, and they are hereby authorized to settle and adjust all accounts which may be exhibited by any person or persons legally employed in carrying this act into effect.

Section IV. (Section IV, P. L.) And be it further enacted by the authority aforesaid, That all prizes not demanded within twelve months after publication as aforesaid, shall be considered as relinquished for the benefit of the church and bridge.

Approved April 9, 1807. Recorded in L. B. No. 11, p. 44.

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## CHAPTER MMDCCCLI.

AN ACT TO AUTHORIZE THE GOVERNOR TO INCORPORATE A COMPANY FOR ERECTING A BRIDGE OVER THE RIVER SUSQUEHANNA, AT THE BOROUGH OF WILKESBARRE, IN THE COUNTY OF LUZERNE.

Section I. (Section I, P. L.) 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 Lord Butler and Lawrence Meyer, of the county of Luzerne; Samuel Sitgreaves, Daniel Waggoner, of the borough of Easton; and John B. Wallace and Thomas Allibone, of the city of Philadelphia, be, and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned; that is to say, they shall and may, on or before the first day of May, in the year of our Lord one thousand eight hundred and twelve, procure three books, and therein enter as follows; "We whose names are hereunto subscribed, do promise to pay unto the president, managers and company, for erecting a bridge over the river Susquehanna, at the borough of Wilkesbarre, the sum

of fifty dollars for every share of stock in the said company, set opposite to our respective names, in such manner and proportions, and at such times as shall be determined by the president and managers, in pursuance of an act of the general assembly, entitled "An act to authorize the governor to incorporate a company for erecting a bridge over the river Susquehanna at the borough of Wilkesbarre, in the county of Luzerne: "Witness our hands the                    day of                    in the year of our Lord one thousand eight hundred and                    " and thereupon shall give notice in one of the public newspapers printed at Philadelphia, one printed in the borough of Easton, and one printed in the borough of Wilkesbarre, for one calendar month at least, of the times and places in the city of Philadelphia, in the borough of Easton, and in the borough of Wilkesbarre, when and where the said books shall be opened to receive subscriptions for the stock of said company; at which respective times and places some one of the said commissioners shall attend, and shall permit all persons who shall offer to subscribe in the said books, which shall for that purpose be kept open at least six hours in every juridical day, for the space of at least three juridical days, if three days be necessary, and in any of the said juridical days within the hours aforesaid, any person of the age of twenty-one years shall have liberty to subscribe in his own name, or in the name or names of any other person or persons by whom he shall be authorized, for one share; on the second day for one or two shares; and on the third day for one, two or three shares, and on any succeeding day while the said books shall remain open, for any number of shares in said stock; and if at the expiration of the said three first days, the said books opened at Philadelphia, shall not have subscribed one hundred and fifty shares therein, or the book at Easton shall not have one hundred and fifty shares subscribed therein, or the book opened at Wilkesbarre shall not have three hundred shares subscribed therein, the said commissioners respectively may adjourn from time to time, until the said number of shares shall be subscribed; of which adjournment public notice shall

be given at each place, and when the said subscriptions in the said books shall amount to the respective numbers aforesaid, the same shall be closed; and if before the said subscription shall be declared to be full, application shall be made to subscribe more shares than will fill the said books, or either of them, then the said commissioners respectively shall apportion the whole number of shares, at such respective place among all those who shall have subscribed, or offer to subscribe as aforesaid on that day at such place, by deducting from the subscribers of more shares than one, such proportion of the shares by them respectively subscribed, as will leave every person one or more shares; but if after any one of the said books shall have been opened at any one of the respective places aforesaid, for the space of three calendar months, the whole number of shares to the said places hereinbefore respectively allotted, shall not have been subscribed, the said book or books may be respectively transferred to any of the said places, and there kept open as aforesaid, until the said subscription shall be full as aforesaid; public notice being given thereof, at the places whence and whereto the said books shall be respectively transferred: Provided always, that every person offering to subscribe in the said books, in his own name, or in any other name, shall previously pay to the attending commissioner or commissioners taking such subscription, ten dollars on each share to be subscribed; which money shall go to defray the expense of the commissioner or commissioners; and the residue thereof, if any there should be, shall be paid over to the treasurer of the corporation, as soon as the same shall be organized, and the officers chosen as hereafter mentioned.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That when twenty-five persons shall have subscribed one hundred shares in the said books, the said commissioners, respectively may, and when the whole number of shares shall be subscribed, shall certify under their hands and seals, the names of the subscribers; and the number of shares subscribed by, or apportioned to each subscriber,

to the governor; and thereupon it shall be lawful for the Governor by letters patent under his hand and the seal of the state, to erect and create the subscribers, and if the said subscription be not full at the time, then those who shall afterwards subscribe, to the numbers aforesaid, into one body politic and corporate, in deed and in law, by the name, style, and title of "The President, Managers and Company, for erecting a bridge over the river Susquehanna at the borough of Wilkesbarre;" and by the said name the said subscribers shall have perpetual succession, and all the privileges and franchises incident to a corporation; and shall be capable of taking and holding their said capital stock, and the increase of the profits thereof, and of enlarging the same from time to time by new subscriptions, in such manner and form as they shall think proper, and if such enlargement shall be found necessary to fulfil the intent of this act; and of purchasing taking and holding to them and their successors and assigns, in fee simple or for any less estate, real and personal, as shall be necessary and convenient to them, in the prosecution of their works; and the same to sell and dispose of at their pleasure; and of suing and of being sued, and of doing all and every other thing and matter which a corporation or body politic may lawfully do.

Section III. (Section III, P. L.) And be further enacted by the authority aforesaid, That the six persons first named in the letters patent, as soon as conveniently may be, after sealing the same, shall give notice in two or more of the public newspapers in the city of Philadelphia, one whereof shall be in the German language, in one of the public newspapers in Easton, and also in the public newspaper of Wilkesbarre, of a time and place by them to be appointed, not less than thirty days from the time of issuing the first notice, at which time and place the said subscribers shall proceed to organize the said corporation; and shall choose by a majority of votes of the said subscribers by ballot, to be delivered in person or by proxy duly authorized, one president, six managers, one treasurer, and such other officers as they shall think neces-

sary to conduct the business of said company for one year, and until such other officers shall be chosen; and may make such by-laws, rules, orders and regulations not inconsistent with the laws and constitution of this state, or those of the United States, as shall be necessary for the well ordering the affairs of said company; and generally to have all the powers, authorities and privileges necessary for carrying on and completing, maintaining and keeping in repair the said bridge, and for fixing the rates of tolls and collecting the same; and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures which are given and granted, or imposed upon the president, managers and company incorporated, to erect a bridge over the river Delaware at the borough of Easton in the county of Northampton, in virtue of an act of assembly, passed on the thirteenth day of March, anno Domini one thousand seven hundred and ninety-five.<sup>(1)</sup>

Approved April 9, 1807. Recorded in L. B. No. 11, p. 45.

Note (1) Chapter 807; 15 Statutes at Large p. 236.

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## CHAPTER MMDCCLII.

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A FURTHER SUPPLEMENT TO AN ACT ENTITLED "AN ACT FOR OFFERING COMPENSATION TO THE PENNSYLVANIA CLAIMANTS OF CERTAIN LANDS IN THE SEVENTEEN TOWNSHIPS, IN THE COUNTY OF LUZERNE, AND FOR OTHER PURPOSES THEREIN MENTIONED."<sup>(1)</sup>

Section I. (Section I, P. L.) 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 all Pennsylvania claimants, claiming lands within the fifteen townships, in the county of Luzerne, whether from titles prior to the decree of Trenton, or from titles acquired by warrant and survey, prior to the twenty-eighth of March, one thousand seven hundred and eighty-seven, under the act of the first of April, one thousand seven hundred and eighty-four, entitled, "An act for open-