

which may be exhibited by any person or persons legally employed in carrying this act into effect, so far as relates to the lottery, and that all expenses necessarily attending the same, shall be paid by the aforesaid commissioners out of the net proceeds of the said lottery; but said commissioners shall receive no compensation for the services they perform in pursuance of this act.

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 said buildings.

Section V. (Section V, P. L.) And be it further enacted by the authority aforesaid, That John Lyon, Jacob Fletcher, Charles M'Dowell, William Reynolds and Anthony Nawgel or any three of them, be, and they are hereby appointed trustees for the inhabitants of the said town of Bedford and its vicinity, for the purpose of purchasing the said lot or lots of ground, for erecting the said school house and house of worship, and for appropriating the balance of the money remaining in the hands of the said commissioners in the manner and for the purposes intended by this act.

Approved February 15, 1808. Recorded in L. B. No. 11, p. 174.

CHAPTER MMCMXIX.

AN ACT TO ENABLE THE GOVERNOR TO INCORPORATE A COMPANY TO MAKE AN ARTIFICIAL ROAD, BY THE BEST AND NEAREST ROUTE, FROM THE TOWN OF HANOVER, IN THE COUNTY OF YORK, TO THE MARYLAND LINE, AT OR NEAR THE PLACE THE TURNPIKE FROM BALTIMORE TO THE STATE LINE, TOWARDS HANOVER, WILL STRIKE THE SAME.

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 Conrad Sherman, Henry Welsh, Peter Storm, Frederick Wentz, Francis Lawmot, Jacob

Metzger and Peter Eckard, 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 first Monday in May next, procure two books, and in each of them enter as follows, 'We whose names are hereunto subscribed, do promise to pay to the president, managers and company, of the Hanover and Maryland line Turnpike road, the sum of one hundred dollars for every share of stock, in 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 of the said company, in pursuance of an act of the General Assembly of this commonwealth, entitled "An act to enable the Governor to incorporate a company for making an artificial road, by the best and nearest route, from the town of Hanover in the county of York, to the Maryland line, at, or near the place the Turnpike from Baltimore to the State line, towards Hanover, will strike the same." As witness our hands and seals, this day of in the year of our Lord one thousand eight hundred and " And shall thereupon give notice in three of the public newspapers, one in the town of Hanover, one in York, and one in Gettysburg, for one calendar month at least, of the times and places when and where the said books shall be kept open to receive subscriptions for the stock of the said company, at which respective times and places some two of the said commissioners shall attend, and permit and suffer all persons of lawful age, who shall offer to subscribe in the said books in their own name, or the names of any other persons who shall duly authorize the same, for any number of shares in the said stock; and the said books shall be kept open respectively for the purpose aforesaid, at least six hours in every juridical day, for the space of six days, or until the said books shall have three hundred and fifty shares therein subscribed; and if at the expiration of the said six days, the books aforesaid shall not have the number of shares aforesaid therein subscribed, the said commissioners may adjourn from time to time, and trans-

fer the said books from the town of Hanover elsewhere, until the whole number of shares shall be subscribed; of which adjournments and transfer, the commissioners aforesaid, shall give such public notice as the occasion may require; and when the whole number of shares subscribed in all the said books, shall amount to three hundred and fifty, the same shall be closed: Provided always, that every person offering to subscribe in the said books, in his own or any other name, shall previously pay to the attending commissioners the sum of five dollars for every share to be subscribed, out of which shall be defrayed the expenses attending the taking such subscriptions, and other incidental charges, and the remainder 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 fifty persons or more shall have subscribed two hundred shares of the said stock, the commissioners shall certify under their hands and seals, the names of the subscribers and the number of shares subscribed by each, to the governor of this commonwealth, and thereupon it shall and may be lawful for the governor by letters patent under his hand and the seal of the state to create and erect the subscribers; and if the said subscriptions be not full at the time, then also those who shall afterwards subscribe to the number aforesaid, into one body politic and corporate in deed and in law, by the name, style and title of, "The president, managers and company of the Hanover and Maryland line turnpike road," and by the said name, the 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 and profits thereof, and of enlarging the same from time to time by new subscriptions, in such manner and form as they shall think proper, 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, and of

selling, transferring and conveying in fee simple or for any less estate, all such lands, tenements, hereditaments and estates, real and personal, as shall be necessary to them in the prosecution of their works, and of suing and being sued, and of doing all and every other matter and thing, which a corporation or body politic may lawfully do.

Section III. (Section III, P. L.) And be it further enacted by the authority aforesaid, That the commissioners aforesaid, as soon as conveniently may be after said letters patent shall be sealed and obtained, shall give notice in three of the public newspapers, one in the town of Hanover, one in the borough of York, and one in Gettysburg, of a time and place by them to be appointed, not less than twenty days from the publication of 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 and twelve managers, one treasurer and such other officers as they shall think necessary to conduct the business of the said company for one year, and until such other officers shall be chosen, and shall and may make such by-laws, rules, orders and regulations not inconsistent with the constitution and laws of this commonwealth, as shall be necessary for the well-ordering the affairs of the said company, and generally have like powers, authorities and privileges necessary for carrying on and completing the said turnpike road, and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures, and be entitled to like tolls and profits in proportion to the distance as are given and granted to the president, managers and company of the Susquehanna and York Borough Turnpike Road: Provided, that if the company shall not proceed to carry on the said work in three years after the passing of this act, or shall not within seven years afterwards complete the said road according to the true intent and meaning of this act, then in either of these cases, all and singular the rights, liberties and franchises hereby granted to the said company shall revert to this commonwealth.