

CHAPTER MMMXCII.

AN ACT TO AUTHORIZE AND DIRECT THE GOVERNOR TO INCORPORATE A COMPANY FOR ERECTING A PERMANENT BRIDGE OVER THE RIVER SCHUYLKILL, AT OR NEAR PAWLING'S FORD, IN THE COUNTIES OF MONTGOMERY AND CHESTER.

Whereas it has been represented to the legislature of this commonwealth by a number of the inhabitants of Montgomery and Chester counties, that a permanent bridge over the river Schuylkill, at or near Pawling's Ford, would be of advantage to the public interest: Therefore,

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 John Ralston, James Brooks, Enoch Walker and Michael Lynch, of the county of Chester, Archibald Darrah, John M'Farlin, John Pawling, jun., Alexander Crawford and George Bisbing, of the county of Montgomery, 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 June next, procure a book or books, and therein enter as follows, "We whose names are hereunto subscribed, do promise to pay to the treasurer of the company for erecting a permanent bridge over the river Schuylkill, at or near Pawling's Ford aforesaid, for the use of the said company, the sum of fifty dollars for each share of stock set opposite to our respective names by us subscribed, in such manner and proportion, 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 empower the governor to incorporate a company for erecting a permanent bridge over the river Schuylkill, at or near Pawling's Ford. "Witness our hands this day of one thousand eight hundred and ,"

and shall thereupon give notice in three newspapers, printed at Philadelphia, one whereof shall be in the German language,

and one printed at Norristown, and one printed at Downingtown, in the county of Chester, for one calendar month at least, of the times and places when and where the said book or 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 respectively, and shall open said book or books at least six hours in every day, for three juridical days, if so many shall be necessary, and allow any person of the age of twenty-one years, to subscribe therein, in his own name, or in the name or names of any person or persons by whom he shall be authorized so to do, on the first of said days, within the hours aforesaid for one share; on the second for one or two shares; on the third for one, two or three shares; and on any succeeding day, while the said book or books shall remain open, for any number of shares in the said stock; and if at the expiration of the said three first days, the said book or books, opened as aforesaid, shall not have two hundred shares subscribed therein, the said commissioners may adjourn to such times and places, as they shall think necessary, of which adjournment, public notice shall be given; and when the subscriptions shall amount to two hundred shares as aforesaid, the same shall be closed: Provided always; that every person offering to subscribe in the said book or books, in his own name or in that of any other person, shall at the time of subscribing, pay to the attending commissioner or commissioners, five dollars for every share so to be subscribed; out of which monies shall be defrayed the expenses attending the taking of such subscription and other incidental charges, and the remainder shall be paid over by the said commissioners to the treasurer of the corporation, as soon as the same shall be organized; and the officers thereof chosen as is hereinafter directed.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That the said commissioners, when the whole number of shares shall have been 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 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 into one body politic and corporate, in deed and in law, by the name, style, and title of "The Managers and Company for erecting a permanent bridge over the river Schuylkill, at or near Pawling's Ford;" and by the said name the said subscribers shall have perpetual succession, and all 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 by new subscriptions in such manner and form as they may think proper, if such enlargement shall be found necessary to fulfill 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, all such lands, tenements, hereditaments, 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 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 six persons first named in the said letters patent, shall as soon as conveniently may be, after the same have been sealed, give notice in two or more public newspapers, printed at Philadelphia, one whereof shall be in the German language, and also in a public newspaper printed at Norristown, and one printed at Downingtown, in the county of Chester of the time and place by them to be appointed, not less than one calendar month 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 said subscribers by ballot, to be delivered in person, one president, six managers, one treasurer, and such other officers as they shall think necessary to conduct the business of said company, until other officers shall be lawfully chosen, and make such by-laws, rules, orders,

and regulations not inconsistent with the laws which govern this commonwealth, as shall be found necessary for the well-ordering of the affairs of said company. And as soon as the said bridge shall be completed, the said company shall have and enjoy the like privileges, and shall be entitled to receive similar tolls, and be subject to the like limitations and restrictions as are given to and enjoined upon the company incorporated for erecting a permanent bridge over the river Schuylkill, opposite the flat rock, in the county of Philadelphia.⁽¹⁾

Approved April 3, 1809. Recorded in L. B. No. 11, p. 361.

Note (1). Chapter 3057; Supra this volume, p. 1017.

CHAPTER MMMLXCIII.

AN ACT CONCERNING CONTEMPTS OF COURT.

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 from and after the passing of this act, the power of the judges, of the several courts of this commonwealth to issue attachments and inflict summary punishments for contempts of court shall be restricted to the following cases, that is to say, to the official misconduct of the officers of such courts respectively, to the negligence or disobedience of officers, parties, jurors, or witnesses against the lawful process of the court, to the misbehavior of any person in the presence of the court, obstructing the administration of justice.

Section II. (Section II, P. L.) And be it further enacted by the authority aforesaid, That from and after the passing of this act, all publications out of court respecting the conduct of the judges, officers of the court, jurors, witnesses, parties or any of them, of, in and concerning any cause pending before any court of this commonwealth, shall not be construed into a