

No. 117.

AN ACT

To enable the Governor to incorporate the Petersburg Turnpike Road company.

SECT. 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 Robert Clark, Jacob Bishop, Frederick Barnet, Alexander Branyan, Valentine Hummel, John Johnston, Stephen Duncan, Cornelius Baskins, John Black, Gabriel Hiester, John M^cCord, Doctor Jonas Ickes, Benjamin M^cIntire, Jacob Lindlay, William Clark, ——— Longstaff, John Bowman, George Singer, 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 day of September next, procure one or more books, and enter therein as follow^s: “We, whose names are hereunto subscribed, promise to pay to the president, managers and company of the Petersburg turnpike road company, the sum of twenty-five dollars for each and every share of stock set opposite to our respective names, in such manner and in such proportion, and at such times and places as shall be determined by the president and managers of said company, in pursuance of an act of the General Assembly, entitled “An act to enable the Governor to incorporate the Petersburg turnpike road company;” and shall thereupon give public notice in two public newspapers, one printed in the borough of Harrisburg, and the other published at Bloomfield in Perry county, four weeks at least, of the times and places, when and where the said books shall be opened to receive subscriptions for the stock of said company, at which times and places some one of the said commissioners shall attend, and shall permit and suffer all persons of lawful age who shall offer to subscribe in said books, in their own names or in the name or names of any other person, if they be authorized so to do, for any number of shares in the said stock, and the said books may be kept open until the said books shall have one thousand shares of stock subscribed therein: *Provided always,* That every person offering to subscribe in the said books, in his own name or in the name of any other person, shall, before he shall be permitted to subscribe, pay to the attending commissioners the sum of fifty cents for each and every share of stock 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 hereinafter mentioned.

Comm'rs. appointed to open books,

Form of heading to subscription. Shares \$25.

Whole No. of shares 1000. Proviso: 50 cts. to be paid upon each share at time of subscribing.

SECT. 2. *And be it further enacted by the authority aforesaid,* That when ten or more persons have subscribed two hundred shares of said stock, the commissioners aforesaid, or a majority of them, shall certify under their hands and seals the names of the subscribers and the number of shares subscribed by each, to the Governor, and thereupon it shall and may be lawful for the Governor by letters patent, under his hand and 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 president and managers of the Petersburg turnpike road company," 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 intentions 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 lesser estate, all such lands, tenements, hereditaments and estate, 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: *Provided,* That nothing contained in this act, shall be construed to authorize the said corporation to issue notes in the nature of bank notes, or to endorse notes in their corporate capacity, or to make discounts, or to receive deposits after the manner of any bank or banks, and in case the said company shall at any time violate the provisions of this section, all and every their chartered privileges shall cease and determine.

When 10 persons take 200 shares, Governor may issue letters patent.

Corporate style.

Privileges & liabilities.

Proviso.
Company not to have banking privileges.

Organization of corporation.

Officers.

Annual election.

SECT. 3. *And be it further enacted by the authority aforesaid,* That the said commissioners or a majority of them, as soon as conveniently may be, after the said letters patent, shall be obtained, shall give notice in the newspapers in Perry county, of the time and place by them to be appointed, not less than ten days from the publication of the first notice, at which time and place the subscribers shall proceed to organize the said corporation, and shall elect by a majority of votes of the said subscribers, one president, twelve managers, one treasurer and such other officers as they shall think necessary to conduct the affairs of the said company, until the third Monday of December, then next ensuing, on which day and annually thereafter on said day, the said company shall hold their elections for officers, and the said company when so organized, shall have power to make such by-laws, rules and regulations not inconsistent with the constitution and laws of the United States, or of the constitution and

laws of this State, as shall be necessary for the well ordering the affairs of said company, and to procure for said company a common seal, and the same to break, alter or renew as often as the said company shall think proper: *Provided*, The said subscribers may vote by ballot, to be delivered in person or by proxy, duly authorized, but no person shall have more than ten votes, in his own right at any election for officers, or determining any question which may arise at any meeting of the said company, whatever number of shares he or she may be entitled to, and that each person shall be entitled to one vote, for every share by him or her held under that number.

By-laws,
seal, &c.

Proviso.
Each share
up to 10 en-
titled to one
vote.

SECT. 4. *And be it further enacted by the authority aforesaid*, That it shall be lawful to and for the said president and managers, their superintendents, surveyors, artists and chain bearers, to enter in and upon all and every the lands and tenements and enclosures in, through and over which the said turnpike-road may be thought proper to pass, and examine the ground most proper for the purpose, as well as the materials in the vicinity that may be necessary in constructing the said road, and to survey, lay down, ascertain and mark such route, as follows, to wit: beginning at the west end of the Harrisburg bridge in Cumberland county, and thence along the western side of the Susquehanna to a point at or near to the mouth of the Juniata river in Perry county; and the said company shall have like powers, authorities and privileges necessary for constructing, 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 Harrisburg and Millerstown turnpike road. That the Harrisburg bridge company be and they are hereby authorized to subscribe to the stock of the said Petersburg turnpike company, for as many shares as the said company may deem expedient, any thing in the charter of the said company to the contrary notwithstanding.

Right of en-
try upon
lands to lo-
cate and for
materials.

Route of road.

General pow-
ers, &c. of
co. similar to
those of Har-
risburg and
Millerstown
company.

Bridge co.
authorized to
take stock.

SECT. 5. *And be it further enacted by the authority aforesaid*, That if the said company shall not commence the work on said road within three years after passing this act, or shall not within seven years thereafter complete the same according to the true intent and meaning of this act, then the privileges and franchises hereby granted shall revert to the commonwealth.

Time allowed
to commence
and complete
work.

SAM'L. ANDERSON,

Speaker of the House of Representatives.

THO'S. RINGLAND,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini, eighteen hundred and thirty-three. GEO. WOLF.