

which in no case shall exceed thirty days from the time prescribed for such election by this act.

SECT. 17. *And be it further enacted by the authority aforesaid,* That the said borough of Freeport is hereby erected into a separate election district, and the electors thereof shall hereafter hold their general elections at the public school house in said borough. Borough declared a separate election district.

SECT. 18. *And be it further enacted by the authority aforesaid,* That all the following described part of Buffaloe township, in the county of Armstrong, lying between the Allegheny river and Buffaloe creek, situate in the following described line, viz: beginning at Walker's ferry, on the Allegheny river; thence by a direct line to the Armstrong and Butler county line, on the Buffaloe creek, at or near the mouth of Pine run; thence by way of said line to the Allegheny river, and up said river to the place of beginning, shall be and is hereby annexed to the borough of Freeport, for the purpose of holding their general elections; and so much of an act entitled, "An act to regulate the general elections within this Commonwealth," passed the fifteenth day of February, seventeen hundred and ninety-nine, as directs that when several parts of townships shall form an election district, that the citizens of each part of such townships shall choose one inspector, so far as it relates to the aforesaid division repealed, (be and the same is hereby repealed.) Certain portion of Buffaloe township annexed to borough election district.

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.

No. 145.

AN ACT

To incorporate the Philadelphia and Fall's Bridge 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 for the purpose of making a turnpike road according to the courses hereafter mentioned, the following

Comm'rs. appointed to open books, named persons are hereby appointed commissioners: Richard Peters, Samuel Breck, John J. Borie, Ellis Yarnall, William Meredith, Edward Coleman, John Britton and George Rundle, to do and perform the several things hereinafter mentioned, that is to say: they shall, on or before the first day of May next, procure one or more books, and in each of them enter as follows: "We, whose names are hereunto subscribed, do promise to pay unto the president and managers of the Philadelphia and Falls bridge turnpike road company, the sum of fifty dollars for every share of said stock in said company set opposite to our respective names, in such manner and proportion, and at such times, as shall be determined by the president and managers of said company, it being understood that the following shall be, and they hereby are, established by law the principal points in said road: to commence at the intersection of the Lancaster turnpike, near the Permanent bridge, and opposite to the Blockley post-office; thence along the river road, keeping the bed of the present township road or otherwise, according to circumstances, up to Hardings tavern; thence as near the river as practicable, so as to avoid the ice and water freshets, or interference with the works of the Schuylkill Navigation company up to the Falls bridge, a distance of three miles, be it more or less; but in case the ground, or any other circumstance, should make it inexpedient to commence the said road near the Permanent bridge as aforesaid, then it shall be lawful to start from Hughes' tavern, about half a mile west of said bridge, and at the point where the Mantua road intersects the said Lancaster turnpike; thence through the village of Mantua along the road that leads from said turnpike down to the farm of Ellis Yarnall, and thence as near the river as may be consistent with the safety of the road in regard to ice and other freshets, and the security of the towing path of the Schuylkill Navigation company, to the Falls bridge aforesaid; having procured the books aforesaid, it shall be the duty of the president and managers to give notice, in one or more of the newspapers printed in Philadelphia, 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 said stock of said company, at which respective times and places some one or more of the said commissioners shall attend, and permit and suffer all persons of lawful age, who shall offer, to subscribe in said books, in their own name, or in the names of other persons who shall duly authorize the same, for any number of shares in said stock; and the said books shall be kept open for the purpose aforesaid, at least six hours in every juridical day for the space of three days, if necessary, or until the said books shall have five hundred shares subscribed, with which subscription it shall be lawful to commence said road; but should

Form of subscription. Shares \$50 each.

Points, location, &c. of road.

General duties of stock comm'rs.

Of the whole amount of stock.

the amount of that subscription be too small to complete the road, the number of shares to constitute the capital stock of this road may be extended to seven hundred shares; the subscription to said additional number shall be made in form and manner similar to that directed by this act, for taking the five hundred shares aforesaid; if, at the expiration of the three days aforesaid, during which the books are directed to be kept open, the number of five hundred shares shall not have been subscribed, the said commissioners shall adjourn from time to time, until the whole number of shares shall be subscribed, of which adjournment the said commissioners shall give such public notice as the occasion may require, and this mode of proceeding shall apply in like manner to the taking of the two hundred additional shares authorized by this act as aforesaid, in case the president and managers deem it proper thus to extend the capital stock of the said company; every person offering to subscribe in said books, in his own or any other name, he or she 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 of such subscriptions and other incidental charges, and the remainder shall be paid over to the treasurer of the said company, as soon as the same shall be organized, and the officers chosen, as herein after mentioned.

\$5 to be paid upon each share at time of subscribing.

SECT. 2. *And be it further enacted by the authority aforesaid,* That whenever five hundred shares of the said stock shall have been subscribed, and the sum of five dollars actually paid on each and every share so subscribed, the said commissioners, or a majority of them, shall certify to the Governor, under their hands and seals, the names of the subscribers, and the number of shares subscribed by each, and the amount paid thereon, whereupon he shall issue letters patent, under his hand and seal of the state, to create and erect the individuals then having subscribed, and also those who shall thereafter subscribe, according to the provisions of this act, into one body corporate and politic, in deed and law, by the name, style and title, of "The president and managers of the Philadelphia and Falls bridge turnpike road company," and by the same 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 capital stock, and the increase and profits thereof, and of purchasing, taking and holding, to them and their successors and assigns, 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 every other matter and thing which a

When 500 shares are taken, upon certificate of commiss'rs. Governor to issue letters patent.

Corporate style.

Privileges and liabilities.

Proviso.
Company for-
bidden to
engage in
other busi-
ness than
road making.

corporation or body politic may lawfully do: *Provided*, That the said company shall engage in no other business or concern whatsoever, than such as may be necessary for making the said turnpike road, and performing the several functions of said turnpike road company.

Of the organ-
ization of
corporation.

SECT. 3. *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 the public papers aforesaid, of the time and place by them to be appointed, not less than thirty 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 five managers, three whereof shall form a quorum when assembled for business; 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 the said managers so chosen and their successors shall and may make such by-laws, rules, orders and regulations not inconsistent with the constitution and laws of this state or of the United States, as shall be necessary for the well ordering of the affairs of said company, and generally have like powers, authority 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 Strasburg and Fannetsburg turnpike road company, by an act passed the twenty first of January, one thousand eight hundred and nineteen, except that the said company, shall be entitled to receive and collect tolls whenever they shall have perfected the said road for one mile and a half, and each successive section of one mile, and except also, that the said turnpike road shall not be less than thirty-three feet, or more than sixty feet wide, twenty feet of which at least shall be made of stone: *Provided*, That if the said company, shall not proceed to carry on the said work in four years after the passing of this act, or shall not within ten years afterwards complete the said road according to the true intent and meaning of this act, then in either of these cases, it shall and may be lawful for the Legislature of this commonwealth, to resume all and singular the rights, privileges, liberties and franchises by this act granted to the said company.

President, 5
managers,
treasurer, &c.

By-laws.

Co. to have
same powers,
&c. as are
granted to
the Strasburg
and Fannets-
burg co. by
act of 21st
Jan. 1819.
Collection of
tolls, width,
&c.

Proviso.
Time of com-
mencement
and comple-
tion.

Tolls not to
produce more
than 12 per ct.

SECT. 4. *And be it further enacted by the authority aforesaid*, That whenever the tolls shall exceed a clear profit of twelve per cent. on the capital stock, they shall

be reduced so as not to exceed the twelve per cent. aforesaid.

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.

No. 146.

AN ACT

To authorize the Governor to incorporate a company to erect a toll bridge over Redbank creek, at or near where the road from Bedford to Franklin crosses said creek, in the county of Armstrong.

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 James E. Browen, Archibald Dickey, jr. Fredrick Cristman, David Lawson, Alexander Duncan, Sydle Lobaugh, George Means, Thomas Pollok, James Parker, Charles Evans, Samuel C. Orr, Elijah Heath, Thomas Lucas, Joseph Rankin, John Rimer, John Mechling, James Ross Snowden and Andrew M'Coslin be and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned: that is to say, they shall, on or before the first day of July next, procure one or more books, and therein enter as follows: "We, whose names are hereunto subscribed, do promise to pay to the president, managers and company for erecting a bridge over Redbank creek, at or near where the road from Bedford to Franklin crosses said creek in the county of Armstrong, the sum of ten 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, authorizing the Governor to incorporate a company to erect a toll bridge over said creek, as aforesaid;" and thereupon shall proceed to receive subscriptions for the stock of the said company, at such times and places as they may think proper.

Stock commissioners appointed.

Form of subscription.

Shares ten dollars each.