

[No. 226.]

A N A C T

To incorporate the Williamsport Bridge Company, in the county of Lycoming, and for other purposes.

SECTION 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 Nicholas Funston, Thomas Updegraff, Tanison Coryell, Thomas C. Parsons, Charles Allen, Charles Lloyd, Abraham Updegraff, James H. Huling, William J. Lyon, and Joseph S. Williams, 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 follows: "We whose names are hereunto subscribed, promise to pay to the president, managers and company of the Williamsport bridge company, the sum of twenty-five dollars for each and every share of stock in said company set opposite to our respective names, in such manner and in such proportions 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, to enable the governor to incorporate a company to make a toll bridge over the West Branch of the Susquehanna, at Williamsport, in Lycoming county; and shall thereupon give public notice in two public newspapers printed in the county of Lycoming, 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 two 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 one dollar for each and every share of stock to be subscribed, out of which shall be defrayed the expenses attending the taking

Comms.

To procure books.

Form of subscription.

Notice.

Who may subscribe.

No of shares.

Proviso.

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.

SECTION 2. That when ten or more persons shall have subscribed three 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 Williamsport Bridge Company," and the said company shall have full power and authority to erect and construct a toll bridge across the West Branch of the river Susquehanna, at Williamsport, 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 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: *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.

Letters patent
Name and style.
Privileges.
Proviso.

SECTION 3. 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 two newspapers in Lycoming 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 com-

Organization of company.
Election of officers.

pany 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 of the affairs of said company ; and to procure for said company a common seal, and the same to break, alter and 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.

SECTION 4. That it shall and may be lawful for said president and managers, seven of whom shall for all purposes be a quorum, to agree with and appoint such engineers, superintendents, artists, and other persons as they may think necessary to survey, locate and construct the said bridge, to collect the tolls hereinafter authorized, fix the compensation of their agents, and to do and transact all other acts, matters and things, as by the by-laws, orders and regulations of the said company shall be entrusted to them.

SECTION 5. That the said president and managers shall keep fair and just accounts of all moneys laid out and expended by them in the construction of the said work, submit their books and accounts to a general meeting of the stockholders for examination and approval, at least once in every year ; and that when the said bridge is completed, the property thereof shall be vested in the said company, their successors and assignees forever, and it shall and may be lawful for the said company, their successors and assignees, to erect gates on said bridge, and demand and receive by their agents tolls from travellers and others passing said gates, agreeably to the following rates, to wit : For passing said bridge every carriage of whatever description having four wheels and used for the purpose of trade or agriculture, shall pay twelve and a half cents for each horse drawing the same ; every carriage having two wheels, and employed as aforesaid, shall pay twelve and a half cents for each horse drawing the same ; every carriage of whatever description used for the purpose of personal accommodation or pleasure, and having four wheels shall be taxed twenty-five cents ; every chair or other two wheeled pleasure carriage, shall pay twenty-five cents for each horse drawing the same ; for every sleigh or sled drawn by four horses, fifty cents shall be the toll ; for every sleigh or sled drawn by three horses, forty-four cents ; for every sleigh or sled drawn by two

horses, thirty-seven and an half cents ; for every sleigh or sled drawn by one horse, twenty cents ; for every horse, mare or gelding with a rider, the toll shall be twelve and a half cents ; for every horse, mare or gelding without a rider, six and one-fourth cents ; for every score of sheep or swine, twenty-five cents ; for every head of horned or muley cattle, four cents ; and for every foot passenger, four cents. Oxen and mules drawing waggons, carriages, or other vehicles, to be rated the same as horses, and in no case shall it be lawful for any owner or driver of horses or cattle to lead or drive more than twenty head on the bridge at any one time ; *Provided*, That any person or persons attending funerals, or any elections, any military company, or detachment of this state, or of the United States, persons attending public worship on the Sabbath, and students or children attending any school or other seminary of learning, shall at all times be exempted from the payment of tolls for passing the said bridge. Proviso.

SECTION 6. That if any person or persons shall wilfully ride, drive or lead, or cause to be rode, drove, led or driven any horse or other creature faster than a walk, when crossing said bridge, he, she or they so offending, shall forfeit and pay a sum not less than five dollars for every such offence, to be recovered as fines of like amount are by law recoverable. Penalty for fast driving &c.

SECTION 7. That if any gate keeper for said company, their successors or assigns, shall demand and collect any greater rates or prices for passing over said bridge than what is hereinbefore authorized, he, she or they so offending, shall for every such offence forfeit and pay the sum of ten dollars for the use of the person aggrieved, to be recovered as fines of like amount are by law recoverable : *Provided*, That such suit or action be brought within twenty days after the commission of such offence. Penalty for too much toll. Proviso.

SECTION 8. That if the said company shall not proceed in the construction of the said bridge, within five years after the passing of this act, or shall not within ten years thereafter complete the same, according to the true intent and meaning of this act, then and in either of these cases all and singular the rights, liberties and franchises, relating to the said bridge by this act granted, shall revert to the commonwealth ; that the said president, managers and company shall, at the end of every year after the said bridge shall have been completed, lay before the general assembly of this commonwealth an abstract of their accounts, showing the whole amount expended in the construction thereof, and of the income and profits arising from the tolls received during that period, together with an account of all incidental costs and charges, in order that the clear yearly income and profits of said bridge may be ascertained and known, and if it shall be made appear that the said clear income and profits thereof, will not bear a dividend Time of commencement and completion. Abstract of accounts to be submitted to the legislature.

Dividends. of six per centum, per annum on the whole costs and charges thereof, then in that case it shall and may be lawful for the said president, directors and company, to increase the tolls herein allowed so much as will raise the dividend to six per cent. per annum, on the amount expended, in constructing the aforesaid works, and at the end of every two years thereafter, they shall render to the general assembly a like abstract of the accounts of said works for the preceding two years, and if at the end of such period of two years, it shall appear that the clear profits and income of the said works will bear a dividend of more than eight per cent. per annum, then the said tolls shall be so reduced as will reduce the dividend to eight per centum per annum.

Appropriation to Big Bushkill creek how to be expended in part. **SECTION 9.** That the commissioners appointed to expend the appropriation made to improve the navigation of the Big Bushkill creek, in Monroe and Pike counties, by an act approved on the eleventh day of October, A. D., 1839, be and they are hereby authorized to expend the sum of three hundred dollars, part of said appropriation, in constructing a bridge across said Big Bushkill creek, near the house of John Howey, and also the further sum of three hundred dollars, in repairing the road leading from the Easton and Milford road to Blooming Grove, to commence at the poplar bridge, and extending up said road.

Juliana Weaver, to change her name. **SECTION 10.** That Juliana Weaver, of the county of Adams, be authorized to change her name to Juliana Weaver Wortz, and she shall henceforth be called and known by the name of

Legitimated. Juliana Weaver Wortz, and by the same name shall be able and capable in law to sue and be sued, grant and receive, and do all other legal acts and things as effectually to all intents and purposes as she could have done by the former name, if no change had been made therein; and the said Juliana, by the name of Juliana Weaver Wortz, shall have and enjoy all the rights, benefits and advantages of a child born in lawful wedlock, and shall be able and capable in law to inherit and transmit any estate whatsoever, as fully and completely to all intents and purposes as if she had been born in lawful wedlock.

SECTION 11. That any money arising from road or county taxes, assessed at any time during the year eighteen hundred and thirty-nine, within the limits of the county of Clinton, and paid or to be paid into the treasury or treasuries of the counties of Lycoming and Centre, shall be paid by the respective treasurer's thereof to the treasurer of the said county of Clinton, any thing contained in the seventh section of an act, entitled "an act erecting parts of Lycoming and Centre into a new county," passed the twenty-first day of June, eighteen hundred and thirty-nine, to the contrary notwithstanding.

SECTION 12. Whereas it hath been represented to the Se-

enate and House of Representatives of the Commonwealth of Preamble.
 Pennsylvania, that Benjamin H. Price, son of John and Jane
 Price, of Lower Merion township, in Montgomery county,
 deceased, was born before the marriage of his said parents :
 Therefore,

Be it further enacted, That all the estate and interest of
 the commonwealth, in any estate real or personal, or in the
 proceed of sale of any estate real or personal, of which said
 Benjamin was seized or possessed at the time of his death, in
 possession, remainder or reversion, shall be and the same is
 hereby vested in such person or persons, and for such estate
 and estates respectively, as would now be entitled to the same
 if the said Benjamin had been born of his said parents in law-
 ful wedlock : *Provided*, That nothing herein contained shall *Proviso.*
 in any wise affect or impair any estate, rights, titles, interests,
 claims or demands therein or thereto, at law or in equity, of
 any other person or persons whomsoever.

WM. HOPKINS,

Speaker of the House of Representatives.

EB. KINGSBURY, Jr.

Speaker of the Senate.

APPROVED—The third day of June, A. D. one thousand
 eight hundred and forty.

DAVID R. PORTER.

[No. 227.]

A N A C T

To incorporate the Trustees and Stockholders of Clinton Academy, in
 the township of Pine Creek, in the county of Clinton.

SECTION 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* Incorporated.
authority of the same, That the association formed in the
 township of Pine Creek, in the county of Clinton, for the
 better encouragement of learning in its higher branches, and
 known by the name and the style of the trustees and stockholders
 of Clinton Academy, shall be, and are hereby erected and
 created into a body politic and corporate, under the name,