

brokers, exchange brokers and bill brokers, &c." approved the twenty-second day of May, one thousand eight hundred and forty-one, and shall be subject to all the provisions of said act. *Provided*, That nothing herein contained shall be so construed as to apply to any individuals or co-partnership, who may make such purchases or sales, only with reference to and for the purposes of any other legitimate business or occupation, in which he or they may be engaged, and not with reference to or for the purpose of realizing a commission or other profits, on such purchases or sales. Proviso

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

JOHN STROHM,
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, one thousand eight hundred and forty-two.

DAVID R. PORTER.

[No. 68.]

AN ACT

Giving the assent of this Commonwealth to the act of the Legislature of New Jersey, entitled "An act to incorporate the Carpentersville Delaware Bridge Company."

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 the assent of this commonwealth be, and the same is hereby given to the provisions mentioned and contained in an act of the Legislature, of the state of New Jersey, passed the twenty-first day of February, in the year of our Lord one thousand eight hundred and forty-two, entitled "An act to incorporate the Carpentersville Delaware Bridge Company;" and the said act of the legislature of the state of New Jersey is hereby adopted, ratified and confirmed by this commonwealth, and the provisions thereof shall be in full force and effect in this commonwealth, and the said act of the legislature of the state New Jersey, shall be annexed to this act, and be published in the same manner as the Assent given to an act of the State of New Jersey

laws usually are ; and the Governor shall likewise cause an exemplified copy thereof to be deposited in the Secretary's office of this commonwealth, and transmit an attested copy of this act to the Governor of the state of New Jersey.

SECTION 2. That Luther Colvin, Peter Shively, Daniel Raub, Abraham Arndt, George Raub, all of the county of Northampton, be and they are hereby appointed commissioners on the part of the commonwealth of Pennsylvania, to receive subscriptions of stock, in conjunction with the commissioners named in the second section of the said act.

Com'issioners
on the part of
this State

STATE OF NEW JERSEY.

AN ACT

To incorporate the Carpentersville Delaware Bridge Company.

WHEREAS, It is represented to the legislature by the petition of a number of the inhabitants of the county of Warren, that the erection of a bridge over the Delaware river, at or near Carpenter's ferry would be a great accommodation to the public. Therefore.

SECTION 1. *Be it enacted by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That the capital stock of the Carpentersville Delaware Bridge Company, shall amount to twenty thousand dollars, and that the same shall be divided into shares of fifty dollars each, and the subscribers to said capital stock, shall pay the sum or sums of money, for the share or shares, by them respectively subscribed at such periods, and in such proportions as the directors of said company may determine.

Capital stock

Com'issioners
authorized to
receive sub-
scriptions

SECTION 2. *And be it enacted,* That John Hixon, Enoch Green, Jacob Carpenter, Peter Shively and Luther Colvin, be and they are hereby appointed commissioners on the part of this State, who, with commissioners to be appointed by the commonwealth of Pennsylvania, shall be authorized to receive subscriptions to said capital stock, at such times and places as they or a majority of them shall direct, giving notice thereof in two of the newspapers, printed in the county of Northampton, in the State of Pennsylvania, and in two of the newspapers, printed in the county of Warren, in this State, for at least twenty days, of the times and places when and where the said subscriptions shall be received, and at the time

of subscribing for the said stock, five dollars shall be paid upon each share subscribed for, to the commissioners or some of them, which money shall be paid over to the treasurer of said company as soon as one shall be appointed; and that the residue of the subscriptions shall be paid in such instalments, and at such times and places, and to such persons, as the president and directors of the company shall from time to time direct, and give public notice of; and upon failure of payment thereof, as so directed for thirty days thereafter, the said president and directors shall have power to forfeit the shares of each and every person failing to pay the said instalments, or any of them, to and for the use of said company: *Provided*, That if the number of shares subscribed for, shall exceed the amount or number of shares authorized by this act, to be subscribed for, that then the said commissioners shall apportion the said stock among such subscribers, in proportion to the amount or number of shares by them subscribed as aforesaid.

SECTION 3. *And be it enacted*, That when two hundred shares are subscribed for, the persons holding the same shall be, and they are hereby incorporated into a company, by the name of "The Carpentersville Delaware Bridge Company," and by that name shall have perpetual succession, and shall be capable of taking and holding their said capital stock, 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: *Provided*, Such increase shall not with the original subscription exceed the aforesaid capital of twenty thousand dollars, and the increase and profits accruing thereon; shall have authority to erect and maintain a good and sufficient bridge over the river May hold Delaware, at or within a quarter of a mile of Carpenters ferry, lands to a certain amount in the township of Greenwich, in the county of Warren, in this State; and shall be capable 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 and estates, real and personal, as may be necessary for them in the prosecution of their works, and the same to sell and dispose of at their pleasure, and of suing and being sued, pleading and being impleaded in all courts of justice or any other place whatever.

SECTION 4. *And be it enacted*, That as soon as two hundred shares of the said capital stock shall be subscribed as aforesaid, it shall be the duty of the said commissioners to give notice in two or more of the newspapers, printed in the county of Northampton, in the state of Pennsylvania, and in the county of Warren, in this State, of a time and place by them to be appointed, not less than thirty days from the time of issuing said notice, at which time and place the said stockholders

When to be
incorporated

May hold
lands to a cer-
tain amount

Notice to be
given in the
newspapers
when 200
shares are
subscribed

shall proceed to organize the said company, and shall choose by ballot, in person or by proxy, one president, six directors, one treasurer, and such other officers as they shall think necessary to conduct the business of the said company: *Provided*, That no person shall have more than twenty votes at an election, and that each person shall be entitled to one vote, for every share by him held not exceeding ten, and one vote for every two shares above ten, and not exceeding twenty, and one vote for every five shares above twenty, until the number of votes amount to twenty.

Annual meet-
ing

SECTION 5. *And be it enacted*, That the stockholders shall meet on the first Monday in November, in every succeeding year, at such place as shall be fixed by the by-laws of said company, for the purpose of choosing such officers for the ensuing year.

When certifi-
cates of stock
to be issued

SECTION 6. *And be it enacted*, That the president and directors first to be chosen as aforesaid, shall issue certificates of stock to the several stockholders respectively, signed by the president and countersigned by the treasurer of the said company, which certificates shall be transferable at his or her pleasure, in person or by attorney, subject however to the payments due, and that may become due thereon; and the assignee holding any certificate, having first caused the assignment or transfer to be entered in a book of the company to be kept by the treasurer for that purpose, shall for every share of stock so held by him or her, be entitled to his or her equal proportion of the said capital stock, and of all the estates and emoluments of the company, and to vote as aforesaid at the meetings thereof.

What number
of members
constitutes a
quorum

SECTION 7. *And be it enacted*, That the said president and directors shall meet at such times and places, and be convened in such manner, as shall be agreed on for transacting their business; at such meetings five members shall be a quorum, who in the absence of the president, may choose a chairman, and shall keep minutes of all their transactions fairly entered in a book, and a quorum being met, they shall have full power and authority to agree with, and appoint such engineers, superintendents and artists, and other officers, as they shall think necessary to erect and complete the said bridge, and conduct the business of the same, and fix their salaries and other wages; to determine the time, manner and proportions, in which the stockholders shall pay the money due on their respective shares, to draw orders on the treasurer for all moneys that may be required, the same to be signed by the president or chairman, and countersigned by the clerk of the board, and to do and transact all matters and things as by the by-laws or regulations of the said company shall be lawful.

SECTION 8. *And be it enacted*, That after the place for the erection of said bridge shall be fixed, and before the said president and directors shall proceed to erect the same, it shall and may be lawful for the said president and directors, to contract and agree with the owner and owners of any lands and materials for the purchase of so much thereof, as shall be necessary for the purpose of erecting and completing the said bridge, and making and establishing all the necessary works and roads to and from the same, if they can agree with the owner or owners of the same, but in case they cannot agree, or in case any such owner or owners thereof, shall be feme covert, or under age, non compos mentis, or reside out of the State, then it shall and may be lawful for the said president and directors to apply to one of the justices of the supreme court of this State, not being a stockholder or otherwise interested, who upon such application is hereby authorized and directed to appoint three discreet and disinterested freeholders of this state, who, after being duly sworn or affirmed before any justice of the peace, faithfully to perform the duties enjoined on them by this act, shall proceed to view and examine the said banks, and all such lands and tenements as shall be necessary for the purpose of erecting and completing the said bridge, and making and establishing all necessary works and roads to and from the same, and shall according to the best of their skill and judgment, ascertain and estimate the injury and damage that will be sustained by the owner or owners of such lands and materials, so necessary to be taken as aforesaid, and shall report what sum shall be paid by the said company for the same, which report shall be made in writing under their hands and seals, or under the hands and seals of any two of them, and shall return the same together with a map, describing the metes and bounds of such lands and materials to the supreme court, at the term next after they shall have agreed upon and signed the same, and the said report having been confirmed by the said supreme court, shall be filed in the clerks office of the said court, with the map aforesaid, and the said president and directors having paid the said owners respectively, the several sums awarded to be paid to them, in and by the said report, together with the fees of the said arbitrators, at the rate of two dollars to each, for every day employed in said business, and their necessary expenses, the said company shall be entitled to have and to hold to them, and their successors and assigns forever, the said lands and materials as fully and effectually as if the same had been granted to them by their respective owners thereof; and in case any owner or owners of such land so appraised shall be feme covert, under age, non compos mentis, or out of the State, then and in such case, the said company shall pay the amount which has been awarded to such

May contract
with owners
of land for
materials

Compensati'n
how fixed

Appeal from
the decision of
the arbitrators

owner or owners respectively, into the court of chancery, to the clerk thereof, subject to the order of said court, for the use of the said owner or owners, all which proceedings shall be had at the proper costs and charges of the said company to be determined by the said justice of the supreme court: *Provided always*, That should the owner or owners, of any such lands, or the said company, feel himself, or themselves, aggrieved by the decision of the arbitrators aforesaid, he or they may appeal to the next circuit court, in the county where the land lies, reserving to either party the right of trial by jury in said court, and the decision of the said court in the premises, shall be final and conclusive, but the party so appealing, shall in no case be entitled to costs, unless the award of the arbitrators shall be reversed or altered in favor of the party appealing, and it shall and may be lawful thereupon, and not before for the said president and directors to enter upon the said lands and materials, and to commence and to complete the erection of said bridge.

Book of
accounts to be
kept

SECTION 9. *And be it enacted*, That the president and directors of said company, shall keep fair and just accounts of all moneys received by them, from the said commissioners, and from the stockholders, and of the amount of the profits or shares that may be forfeited as aforesaid, and of all voluntary contributions, and also of all moneys by them expended in the prosecution of the said work, and shall at least once in each year, submit such accounts to a general meeting of the stockholders, until the said bridge be completed, and until all the costs, charges and expenses for effecting the same shall be fully paid and discharged, and the aggregate amount of all such expenses shall be ascertained and liquidated.

When tolls
are to be
received

SECTION 10. *And be it enacted*, That when a good and complete bridge shall have been erected over the said river Delaware, at the place aforesaid, the property of the said bridge shall be vested in the said company, their successors, and assigns forever, and the said company, their successors, and assigns, may demand and receive toll from travellers and others, not to exceed the following rates:—for every coach, landau, chariot, phaeton, or other pleasure carriage, with four wheels drawn by four horses the sum of seventy-five cents; for every such pleasure carriage with two horses fifty cents; for every farm or market wagon with four horses sixty-three cents; for every wagon of the same description drawn by two horses fifty cents; for every chaise, riding chair, sulkey, cart, or other two wheel carriage, or a sleigh, or a sled, with two horses, thirty-one and a fourth cents; for the same with one horse fifteen cents; for a single horse and rider ten cents; for every horse or mule led or driven five cents; for every foot passenger two cents; for every head of neat cat-

the three cents; for every sheep or swine half a cent: *Provided*, That all persons going to and returning from funerals, *Proviso* persons going to or returning from meeting or church, children going to or returning from school, shall pass free of toll: *Provided also*, That in fixing the toll of all carriages drawn wholly by oxen, or partly by horses, and partly by oxen, two oxen shall be estimated equal to one horse; and the said company shall so erect the said bridge as in no wise to injure, stop, or interrupt the navigation of said river, or prevent boats or rafts from passing, or persons from fording the said river. ^{2d proviso}

SECTION 11. *And be it enacted*, That if any person, or persons, shall wilfully cut, destroy, break, or remove, from off the said bridge, or any part thereof, any piece, or pieces, of timber, plank, or planks, stone, or stones, chain or chains, bolt or bolts, or any other materials whatsoever belonging to said bridge, or otherwise wilfully or maliciously damage the same, he, she, or they, so offending, shall forfeit and pay for every such offence over and above the damages done to the said bridge the sum of thirty dollars, to be recovered with costs of suit by action of debt in any court having cognizance thereof by any person who shall sue for the same. Persons liable to imprisonment for injuring bridge

SECTION 12. *And be it enacted*, That if the said company, their successors, and assigns, or whoever shall own or possess the said bridge, shall collect or demand any greater rate or prices for the passing over the said bridge, than what are hereinbefore described and specified, or shall neglect to keep the said bridge in good repair, he, she, or they, so offending, shall for every such offence forfeit and pay the sum of thirty dollars, one third thereof, for the use of the poor of the county of Northampton, in the State of Pennsylvania, and one third thereof for the use of the poor in the county of Warren, in this State, and the other third for the use of the person or persons, who may sue for the same in manner aforesaid: *Provided always*, That no suit or action shall be brought, unless within sixty days after such offence may have been committed. Company liable to a fine for demanding greater prices than allowed by law

SECTION 13. *And be it enacted*, That the said president and directors shall have power to agree with any owner, or owners of ferries, or shad fisheries, that may be injured by the erection of the said bridge, and to compensate them for any damages they may thereby sustain, and if they cannot agree with such owner, or owners, then and in such case the said damages shall be ascertained, and paid in the same manner as is provided for in the eighth section of this act; *Provided*, That no person shall receive any compensation for ferrying at any ferry, which shall have been purchased and paid for by the said company after the said bridge shall have been completed. Compensation for damages done to fisheries

Amount of
money to be
kept

SECTION 14. *And be it enacted*, That the said president, directors, and company, shall keep just and true account of all and every the moneys received by their respective collectors of tolls, for crossing the said bridge, and shall make and declare a dividend of the profits, and increase thereof among all the stockholders of said company, deducting first therefrom all contingent costs and charges, and such proportions of said income as may be deemed necessary for a growing fund to provide against the decay, and for re-building and repairing the said bridge, and shall on every first Monday in May and November, in each and every year publish the dividend to be made of the said clear profits thereof amongst the stockholders, and the time and place, when and where the same shall be paid, and shall cause the same to be paid accordingly.

Officers to
take an oath

SECTION 15. *And be it enacted*, That the president and all such officers as the managers shall direct, shall before he or they act as such, take and subscribe an oath or affirmation, for the due and faithful execution of the duties of his or their office.

SECTION 16. *And be it enacted*, That this act shall not take effect, or go into operation, until the Legislature of the Commonwealth of Pennsylvania shall pass a law appointing commissioners on their part, and vesting like power and authority in the subscribers to said capital stock, to erect a bridge at the place aforesaid, and to extend the same from shore to shore with as full and ample powers, privileges, franchises, and emoluments, as to the said company are hereby given.

Bridge to be
commenced
within five
years

SECTION 17. *And be it enacted*, That if the said bridge shall not be commenced within five years and completed within ten years from the passing of this act, the charter hereby granted shall be void.

Not to contr'
debts beyond
its capital st'
k

SECTION 18. *And be it enacted*, That it shall not be lawful for the company created by this act to contract debts or issue notes, or other obligations, for the payment of money to an amount exceeding at any one time the amount of its capital actually paid in, and for any violation of this section the persons who acted as president and directors, at the time when such excess of debts was contracted, or such excess of notes, or other obligations, was issued, shall severally, and jointly, be responsible for all the debts and contracts of the said company.

Banking pri-
vileges prohi-
bited

SECTION 19. *And be it enacted*, That nothing in this act contained shall be so construed, as to authorize the said bridge company to exercise any banking privileges whatsoever, or to issue any notes in the nature of bank notes, and

the legislature reserves the right of altering, amending, or annulling, this charter whenever they think proper.

HOUSE OF ASSEMBLY. }
FEBRUARY 18, 1842, }

This bill having been three times read and compared in the House of Assembly,

Resolved, That the same do pass.

By order of the House of Assembly.

JOHN EMLEY, *Speaker*.

IN COUNCIL, }
FEBRUARY 21, 1842. }

This bill having been three times read in Council,

Resolved, That the same do pass.

By order of Council.

WM. PENNINGTON,

President of Council.

STATE OF NEW JERSEY.

I, CHARLES G. McCHESENEY, Secretary of State of the State of New Jersey, do hereby certify that the foregoing is a true copy of an act passed by the Legislature of this State, February twenty-first, one thousand eight hundred and forty-two, as taken from and compared with the original now remaining on file in my office.

* Seal OF THE *
* SECRETARY OF *
* THE STATE OF *
* NEW JERSEY. *

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal of office, at Trenton, in said State, this twenty-second day of February, Anno Domini, eighteen hundred and forty-two.

CHARLES G. McCHESENEY,

Secretary of State.

LAWS OF PENNSYLVANIA

STATE OF NEW JERSEY.

I, WILLIAM PENNINGTON, Governor of the State of New Jersey, do hereby certify, that

 THE **Great Seal** *****
 OF THE STATE OF *****
 NEW JERSEY. *****

Charles G. McChesney, Esq. who hath signed the preceding certificate, and whose official seal is thereto annexed, is Secretary of State of the State of New Jersey, duly appointed, commissioned and sworn, and that full faith and credit are to be given to his official attestations; that the said signature is in the proper hand writing of the said Charles G. McChesney, and the seal his seal of office, and that the said certificate is in due form of law.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and caused the Great Seal of the State of New Jersey to be hereunto affixed, at the city of Trenton, in said State, this twenty-second day of February, in the year of our Lord one thousand eight hundred and forty-two, and of the Independence of the United States the sixty-sixth.

WM. PENNINGTON.

By the Governor.

CHARLES G. MCCHESENEY,

Secretary of State.

JAMES ROSS SNOWDEN,

Speaker of the House of Representatives.

JOHN STROHM,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini, eighteen hundred and forty-two.

DAVID R. PORTER.