

LAWS OF PENNSYLVANIA,

weeks previous to the next general election, the expense of which to be paid out of the county treasury.

JAMES ROSS SNOWDEN,
Speaker of the House of Representatives.

WILLIAM BIGLER,
Speaker of the Senate.

APPROVED—The twenty-seventh day of April, one thousand eight hundred and forty-four.

DAVID R. PORTER.

No. 295.

AN ACT

To authorize the governor to incorporate the Shamokin, Mahanoy and Schuylkill railroad 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* Benjamin H. Yarnall, Jeremiah Brown and John W. Claghorn, of Philadelphia, David F. Gordon and William Silvius, of Reading, Berks county, Burd Patterson, Andrew Russel and Charles W. Clemmens, of Pottsville, Abraham Pott, of Port Carbon, William N. Robins and Daniel R. Bennett, of Minersville, John N. Lane and Samuel Park, of Lancaster, Charles W. Hegins, Hugh Bellas and Henry B. Masser, of Sunbury, Henry W. Snyder, of Selinsgrove, Samuel Hepburn, of Milton, George A. Frick, of Danville, Samuel John, William Fagely and John K. Robins, of Shamokin, or any two of them, 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 November next, procure three books, one of which shall be opened at the Franklin house, in Philadelphia, and one at the Pennsylvania hall, in Pottsville, Schuylkill county, and one at the house now kept by Charles D. Wharton, in Sunbury, Northumberland county, in each of which they shall enter as follows: “We, whose names are hereunto subscribed, do promise to pay to the president and managers of the Shamokin, Mahanoy and Schuylkill railroad company, the sum of fifty dollars for every share of stock set opposite to our respective names, in such manner and proportions, and at such times, as shall be determined by the president and managers of the said company, in pursuance of an act of the general assembly of this commonwealth, entitled “An Act to authorize the governor to incorporate the Shamokin, Mahanoy and Schuylkill railroad company.” Witness our hands, the

Commissioners.

Form of subscription.

day of one thousand eight hundred and forty- ;
and shall thereupon give at least two weeks notice, in two daily newspapers printed in the city of Philadelphia, in one newspaper printed in the borough of Pottsville, and in one newspaper printed in the borough of Sunbury, of the times and places when and where the said books

shall be kept open to receive subscriptions for the stock of the said Subscriptions. company; at which respective times and places two or more of the commissioners shall attend and permit all persons of lawful age, who shall offer to subscribe in said books in their own names, or in the names of any other person who shall authorize the same, for shares in the said stock; and the said books shall be kept open, respectively, for the said purpose, at least six hours in every juridical day for the space of three days, or until there shall have been subscribed ten thousand shares; and if at the expiration of three days, the books aforesaid shall not have the number of shares aforesaid therein subscribed, the said commissioners may adjourn from time to time, and transfer the book or books elsewhere, until the whole number of ten thousand shares shall be subscribed; of which adjournment and transfer the commissioners aforesaid shall give such public notice as the occasion may require; and when the whole number of shares shall be subscribed, then the books shall be closed: *Provided*, That no subscription shall be valid, unless the person so subscribing shall pay the said commissioners, at the time of making the same, the sum of five dollars, on each and every share, for the use of the company.

SECTION 2. That when three thousand shares, or more, of the said stock shall be subscribed, and the sum of five dollars paid on each and every share as aforesaid, the commissioners, or a majority of them, shall certify to the governor, under oath or affirmation, the names of the subscribers and the number of shares subscribed by each, and the sum of five dollars on each share paid at the time of subscribing; whereupon the governor shall, by letters patent, under his hand and the seal of the commonwealth, create and erect the subscribers, and if the subscription be not full at the time, then also those who shall thereafter subscribe, to the number of shares aforesaid, into a body politic and corporate, in deed and in law, by the name, style and title of "the Shamokin, Mahanoy and Schuylkill railroad company;" and by the same name the subscribers shall have perpetual succession, with all the privileges, franchises and immunities incident to a corporation; and be able to sue and be sued, plead and be impleaded, in all courts of record and elsewhere; and to purchase, receive, have, hold and enjoy to them and their successors, lands, tenements and hereditaments, goods, chattels, and all estate real, personal, or mixed, of what kind or quality soever, and the same from time to time to sell, exchange, mortgage, grant, alien or otherwise dispose of, and to make dividends of such portions of the profits as they may deem proper; and also to make and have a common seal, and the same to alter and renew at pleasure; and also to ordain, establish and put in execution such by-laws, ordinances and regulations, as shall appear necessary and convenient for the government of said corporation, not being contrary to the constitution and laws of the United States or of this commonwealth; and generally to do all and singular the matters and things which to them it shall lawfully appertain to do, for the well being of the said corporation. and the due management and ordering the affairs of the same: *Provided*, That nothing herein contained shall be considered as in any way giving to the said corporation any banking privileges whatsoever, or any other liberties, privileges or franchises, but such as may be necessary or incident to the making and maintaining of the said railroad, and the conveyance of passengers and the transportation of the mail, and of goods, merchandise and commodities thereon: *Provided*, That the company hereby created, shall not purchase or hold any real estate, except such as may be necessary for the making and construction of said railroad, and to furnish places for depots, engine and water stations.

Organization. SECTION 3. That the said named persons, or a majority of them, shall, as soon as conveniently may be after the said letters patent shall be obtained, give at least twenty days previous notice in the newspapers hereinbefore mentioned, of the time and place by them appointed, for the subscribers to meet, in order to organize the said company, to choose by a majority of the votes of the said subscribers, by ballot, to be given in person or by proxy, which proxy shall have been obtained and bear date within three months previously to the election at which such proxy shall be presented, duly authorized, one president and eight managers, who shall be residents of this commonwealth, a treasurer, secretary and such other officers as shall be deemed necessary; that the president and managers aforesaid shall conduct the business of said company until the second Monday in January then next, and until like officers shall be chosen; and may make such by-laws, rules, orders and regulations, as are not inconsistent with the constitution and laws of the United States or of this state, and that may be necessary for the well governing the affairs of said company: *Provided*, That no person but a stockholder, holding at least ten shares in the stock of said company, shall be eligible to the office of president or manager.

Officers.

Proviso.

Annual elections. SECTION 4. That the stockholders shall meet on the second Monday of January, in every year, at such places as may be fixed upon by the by-laws, of which notice shall be given at least twenty days previous, by the secretary, in the newspapers before mentioned, and choose by a majority of the votes present, officers for the ensuing year, as mentioned in the third section of this act, who shall continue in office for one year, and until others are chosen, and at such other time as they may be summoned by the managers, in such manner and form as shall be prescribed by the by-laws, at which annual or special meeting they shall have full power and authority to make, alter or repeal, by a majority of the votes, in the manner aforesaid, all such by-laws, rules, orders and regulations as aforesaid, and to do and perform every other corporate act; and the number of votes to which each stockholder shall be entitled, shall be according to the number of shares he or she shall hold, in the proportions following: For every share not exceeding two shares, one vote; for every two shares above two and not exceeding ten shares, one vote; and for every five shares above ten, one vote; but no share shall confer a right of suffrage which shall not have been holden three calendar months prior to the day of the election, nor unless it be holden by the person in whose name it appears absolutely and bona fide, in his own right or in that of his wife, or for his or her sole use and benefit, or as executor or administrator, trustee or guardian, or in the right and for the use and benefit of some copartnership, corporation or society of which he or she may be a member, and not in trust for, and to the use and benefit of, any other person: *Provided*, That no shares held by transfer shall be entitled to vote, unless the same shall have been transferred at least three months before the election; and all votes by proxy shall be on such terms and conditions as are prescribed by the act passed on the twenty-eighth day of March, one thousand eight hundred and twenty, entitled "An Act to regulate proxies:" *And provided, also*, That no share shall be entitled to a vote at any election, or at any general or special meeting of said company, on which any instalment or arrearages may have been due and payable more than thirty days previously to said election or meeting.

Votes.

Proviso.

Manner of conducting election. SECTION 5. That the election of officers provided for in the third section of this act, shall be conducted in the following manner, that is to say: The managers for the time being shall appoint two of the stock-

holders, not being managers, to be judges of the said election, and to conduct the same, after having severally taken and subscribed an oath or affirmation before an alderman or justice of the peace, well and truly, and according to law, to conduct such election, to the best of their knowledge and abilities; and the said judges shall decide upon the qualifications of voters, and when the election is closed, shall count the votes, and declare who has been elected; and if it shall at any time happen that an election of president, managers, treasurer, secretary or other officers shall not be made, the corporation shall not for that cause be dissolved; but it shall be lawful to hold and make such election of president, managers, secretary, treasurer or other officers, on any day thereafter, by giving at least ten days notice, signed by the president or secretary, in the newspapers before mentioned, of the time and place of holding said election; and the president, managers, treasurer, secretary and other officers of the preceding year, shall in that case continue to act, and be invested with all the powers belonging to their respective stations, until an election shall take place: In the case of death or resignation of the president, managers, treasurer or secretary, his place may be filled by the board of managers, until the next annual meeting.

SECTION 6. That the said president and managers shall meet at such Meetings. times and places as shall be found most convenient for the transacting of their business, and when met, five shall be a quorum, who in the Quorum. absence of the president may choose a chairman, and shall keep minutes of their transactions fairly entered in a book, and a quorum being formed, they shall be empowered and have authority to appoint all such surveyors, engineers, superintendents and other artists, officers and workmen, Engineers, &c. as they shall deem necessary to carry on the intended work; and to fix their salaries and wages, to ascertain the times, manner and proportions in which the said stockholders shall pay the moneys due on their respective shares, to draw orders on the treasurer for moneys, which shall be signed by the president, or in his absence, by a majority of the managers present, and countersigned by the secretary; and generally to do all such other acts, matters and things as by this act and by the by-laws and regulations of the company, they are hereby authorized to do.

SECTION 7. That the said president and managers first chosen, shall Certificates of procure certificates, or evidences of stock for all the shares of the said stock. company, and shall deliver one or more certificates, signed by the president, and countersigned by the treasurer, and sealed with the common seal of the said corporation, to each person, according to the number of shares by him or her subscribed or held, which certificates or evidence of stock shall be transferable at his or her pleasure, in person, or by Transferable. attorney duly authorized, in the presence of the president or treasurer, one of whom shall keep a book for that purpose, subject however, to all payments due or to become due thereon; and the assignee holding any certificate, having first caused the assignment to be entered in a book of the company, to be kept for the transfer of stock, shall be a member of the said corporation; and for every certificate assigned to him as aforesaid, shall be entitled to one share of the capital stock of all the estates and emoluments of the company, incident to one share, and to vote as aforesaid, at the meetings thereof, and subject to all penalties and forfeitures, and to be sued for all the balance and penalty due or to become due on each share, as the original subscriber would have been.

SECTION 8. That if after thirty days notice in the public papers Penalty for aforesaid, of the time and place appointed for the payment of any pro-neglect to pay portion or instalment of the said capital stock, in order to carry on the instalments.

work, any stockholder shall neglect to pay such proportion or instalment at the place appointed, for the space of thirty days after the time so appointed, every such stockholder, or his assignee, shall, in addition to the instalment so called for, pay at the rate of one per centum per month, for the delay of such payment; and if the same and additional penalty shall remain unpaid for such a space of time, as that the accumulated penalty shall become equal to the sums before paid in part, and on account of such shares, the same may be forfeited to the said company, and may be sold to any person or persons willing to purchase, for such price as can be obtained for the same; or in default of payment by any stockholder of any such instalment as aforesaid, the president and managers may, at their election, cause suit to be brought before an alderman or justice of the peace, or in any court having competent jurisdiction, for the recovery of the same, together with the penalty aforesaid: *Provided*, That no stockholder, whether original subscriber or assignee, shall be entitled to vote at any election, or any general or special meeting of the said company, on whose share or shares any instalment or arrearages may be due and payable more than thirty days previously to the said election or meeting.

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Security.

SECTION 9. That the president and managers of the said company shall demand and require of and from the treasurer, and may demand and require of and from all and every other, the officers and other persons by them employed, a bond with such securities as the said company shall, by their rules, orders and regulations require, for a faithful discharge of the several duties and trusts to them respectively committed.

Dividends.

SECTION 10. That dividends of so much of the profits of the company as shall appear advisable to the managers, shall be declared at least twice a year, in every year, and paid to the stockholders on demand, at any time after the expiration of ten days therefrom; but they shall in no case exceed the amount of the nett profits actually acquired by the company, so that the capital stock shall never be impaired thereby; if the said managers shall make any dividend which shall impair the capital stock of said company, the managers consenting thereto, shall be liable in their individual capacities to the said company, for the amount of the stock so divided, recoverable by action of debt, as in other cases, and each manager present when such dividend shall be declared, shall be adjudged to be consenting thereto, unless he forthwith enter his protest on the minutes of the board, and give public notice to the stockholders of the declaring such dividend: *Provided*, When such dividend shall exceed ten per cent. per annum, then one-half of such excess shall be paid into the state treasury, for the use of the commonwealth.

Power to fix route.

SECTION 11. That the president and managers of the said railroad company, shall have power to survey, lay down, ascertain, mark and fix such route, as they shall deem expedient for a railroad, with as many sets of tracks as they may deem necessary, beginning at and uniting with the western division of the Danville and Pottsville railroad, at or near the town of Shamokin, in Northumberland county, and terminating at and uniting with the Philadelphia, Reading and Pottsville railroad, at some suitable point between Schuylkill Haven and Pottsville, in Schuylkill county: *Provided*, That if in the opinion of the president, directors, and the engineer of the said company, the road may be as advantageously to the interests of the public, made to terminate at and connect with the Schuylkill Haven and Mine Hill railroad, or the Mount Carbon railroad, or the Mount Carbon and Port Carbon railroad, or the

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Mill Creek and Mine Hill railroad, then, and in such case, the said company shall have the privilege of uniting and connecting their road with either of said roads, as may be deemed most expedient: *Provided also*, That the said railroad shall not, except in deep cuts and fillings, or at points selected for depots or engine and water stations, exceed four rods in width, and that it shall not pass through any burying ground or place of public worship, or any dwelling house, without the consent of the owner thereof: *Provided*, That this road shall not connect with the road of the Mine Hill and Schuylkill Haven railroad company, without the consent of said company, nor shall it run parallel with said road, at any point or points within one mile of the same, without the consent of said company. Width. Connection.

SECTION 12. That the said president and managers shall have full power and authority by themselves, or their superintendents, engineers, artists and workmen, to enter in and upon, and occupy all land on which the said railroad or its depots and warehouses may be located, or which may be necessary for the erection of its engine and water stations, weigh scales, or any other purpose necessary or useful in the construction and repairs of the said railroad, and therein to dig and embank, make and construct the same: *Provided*, The said company shall first make compensation to the owner or owners of the ground, and materials and property so taken and occupied, as aforesaid, or give adequate security therefor; but if the parties cannot agree upon the compensation to be made to such owner or owners, it shall and may be lawful for the parties to appoint five suitable, judicious and disinterested persons, of the counties of Northumberland and Schuylkill, who shall be under oath or affirmation, and who shall reside within the counties of Northumberland and Schuylkill; and if they cannot agree upon such persons, then either of the parties, after giving twenty days' notice to the other, may apply to the court of common pleas of the county in which the land may lie, and the court shall award a venire, directed to the sheriff, to summon a jury of judicious and disinterested persons from the said counties, in order to ascertain and report to the said court, what damages, if any, have been sustained by the owner or owners of the said ground, by reason of the construction of the said railroad through the same, which said jury of valuers, being duly sworn or affirmed, and having viewed the premises, shall proceed to estimate the quantity and quality of the land occupied by the said railroad, and all other inconveniences which may be likely to result therefrom, to the said land; and under the influence of these considerations, and a just regard to the advantages which may seem likely to result to the owner or owners of said land, from the opening of the said railroad through the same, to make their assessment, and report to the court, which report being confirmed by the said court, judgment shall be entered thereon, and execution may issue in case of non-payment for the sum awarded; and the expenses incurred by the appraisers or jury, shall be defrayed by the said railroad company: *Provided*, That either party may appeal to the court within thirty days after such report may have been filed in the prothonotary's office of the proper county, in the same manner as appeals are allowed in other cases: *And provided also*, That if any person or persons, owning land or any other property, which shall be affected by this act, be feme coverts, under age, non compos mentis, or out of the state, then, and in either of the cases, the president and managers of the company, and at the cost and charges of the said corporation, shall, within one year after the construction of the railroad through the said land, represent the same to the court of common pleas of the county where the lands lie, as the case may be, who shall proceed Power to enter upon land to construct road. Mode of compensation.

thereon in the same manner, and to the same effect as directed by this act in other cases.

Power to procure materials.

SECTION 13. That the president and managers, by and with their superintendents, engineers, artists, workmen and laborers, with their tools, instruments, carts, wagons and other carriages, and beasts of draught and burden, may enter upon the lands contiguous and near the said railroad, first giving notice to the owners or occupiers thereof, and from thence to take and carry away timber, stone or gravel, sand or earth, doing as little damage thereto as possible, and repairing any breaches they may make in the enclosures thereof, and making amends for any damage that may be done thereon; the amount whereof, if the parties do not agree, shall be assessed as hereinbefore mentioned in this act.

Lateral railroads.

SECTION 14. That the company shall not prevent any person or persons, being the owner or owners of land bordering on the said railroad, or in the vicinity thereof, or adjacent thereto, from making such lateral railroads, and to connect them with the said railroad from their said lands, as the said person or persons may wish, for the purpose of transporting their coal or produce on said railroad: *Provided*, That all such connections of lateral roads are to be made at the expense of the person so wishing to connect, and according to the direction and approval of the engineer or managers of said railroad company, so as not to obstruct or endanger the free travel on the main road: *And provided also*, That any person or persons owning such coal or produce, shall have the privilege of transporting the same on said railroad in their own cars, subject to the rules and regulations of said company.

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Causeways and bridges.

SECTION 15. That the said railroad shall be so constructed as not to impede or obstruct the free use or passage of any public road or roads, which may cross or enter the same; in all cases where the said railway may cross or in any manner interfere with any existing public road, canal or slack water navigation, the said company shall make or cause to be made, as soon as conveniently may be, a good and sufficient causeway or causeways, to enable all persons passing or travelling such public roads, canal or slack water navigation, to cross or pass over or under said railroad; and if the company shall neglect or refuse to keep such way or causeways in good repair, they shall be liable to a penalty of ten dollars for every day the same shall be so neglected or refused to be repaired, to be recovered by the supervisors of the township, with costs, for the use of the township, as debts of like amount are by law recoverable, and shall moreover be liable to all actions at the suit of any person who may be aggrieved thereby.

Owners of land to be furnished with causeways or bridges.

SECTION 16. That for the accommodation of all persons owning or possessing land through which the said railroad may pass, it shall be the duty of the said company to make, or cause to be made, a good and sufficient causeway or causeways, wherever the same may be necessary to enable the occupant or occupants of said lands to cross or pass over or under the same, with wagons, carts and implements of husbandry, as occasion may require; and the said causeway or causeways, when made, shall be maintained and kept in good repair by said company; and if the said company shall neglect or refuse, on request, to make such causeway or causeways, or when made to keep the same in good order, the said company shall be liable to pay any person aggrieved thereby; all damages sustained by such person, in consequence of such neglect or refusal, to be sued for and recovered before any magistrate or court having cognizance thereof: *Provided*, That the said company shall in no case be required to make or cause to be made more than one causeway through each plantation or lot of land, for the accommoda-

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tion of any one person, owning or possessing land through which the said railroad may pass; and where any public road shall cross said railroad, the person owning or possessing land through which such public road shall pass, shall not be entitled to require the company to erect or keep in repair any causeway or bridge, for the accommodation of the occupant of said land: *Provided further*, That in the event of any private bridge or causeway being converted to public use, so as to be made to accommodate a public road, laid out subsequent to the passage of this act, then and in such case the company shall be forever thereafter exonerated from the duty of keeping the said bridge or causeway in repair.

SECTION 17. That no suit or action shall be prosecuted by any person or persons, for any penalties incurred under this act, unless such suit or action shall be commenced within twelve months next after the offence committed, or the cause of action accrued; and the defendants in any such suit or action, may plead the general issue, and give this act and the special matter in evidence, and that the same was done in pursuance and by authority of this act. Suits.

SECTION 18. That in all suits or actions brought against the said company, the service of process on the president, secretary, treasurer, engineer, agent, or any manager of the company, shall be as good and available in law, as if made on the president thereof. Service of process.

SECTION 19. That if any person or persons shall wilfully or knowingly break, injure or destroy, the railroad hereby authorized, or any part thereof, or any work, edifice or device, or any part thereof to be erected by the said company in pursuance of this act, he, she or they, shall forfeit and pay to the said company, three times the actual damages so sustained, to be sued for and recovered with full costs, before any tribunal having cognizance thereof, by action in the name and for the use of the said company. Penalty for injuring road.

SECTION 20. That if any person or persons shall wilfully or maliciously, remove or destroy any of the company's constructions, or place designedly and with evil intent, any obstruction on the line of the railroad, so as to jeopard the safety and endanger the lives of persons travelling the same, such person or persons so offending, shall be deemed guilty of misdemeanor, and shall be adjudged on conviction, to be imprisoned in the Eastern penitentiary of Pennsylvania, for a term not more than two years: *Provided*, That nothing herein contained shall prevent the company from pursuing any other appropriate remedy at law in such cases. Penalty for injuring works.

SECTION 21. That it shall and may be lawful for the president and managers, from time to time, to ordain and establish rules and regulations for the due ordering of all travelling and transportation on the said road, and for its preservation, with power to alter, repeal, enlarge or amend, the said rules and regulations, as they may deem expedient; and that they shall have full power and authority to prescribe the kinds and descriptions of cars, carriages or wagons, to be used on the said road, for the conveyance of passengers and the transportation of the mails, or of goods, wares, merchandize and minerals, and to regulate the speed at which they shall travel, and to adopt and enforce such rules and regulations, in relation to the transit thereof, as they may deem expedient; and the said company are hereby authorized and empowered, as soon as any portion of the said railroad is perfected, to place thereon, cars, carriages or wagons, constructed as they may deem best adapted for the transportation of mails, passengers and commodities, to the advantage of the public, and shall permit individuals to place such cars, carriages or wagons, thereon, of such construction and under such limitations and restrictions, as they may deem proper; and the said Regulations. Cars.

Toll. company is hereby authorized to charge and take toll for freight and transportation, of passengers, goods, wares, merchandize and minerals, at rates as follows, viz: On goods, wares, merchandize, property or minerals, transported on said railroad, any sum not exceeding two cents per ton per mile, for toll; and two cents per ton per mile, for transportation; and for the transportation of passengers, not exceeding three cents per mile for each passenger.

Nett profits. SECTION 22. That in declaring the semi-annual dividend, as provided for in the tenth section of this act, of the nett profits arising from the resources of said company, after deducting the current contingent expenses, it shall be found that said nett profits exceed fifteen per cent. per annum, on the capital expended, then the toll shall be so reduced as to keep the per centage below that amount.

Statement of affairs. SECTION 23. That at each annual meeting of the stockholders, the president and managers of the preceding year shall exhibit to them a complete statement of the affairs and proceeding of the company for such year, and that special meetings of the stockholders may be called by order of the president and managers, or by the president, at the request of the stockholders holding one-fourth of the amount of the capital stock, after giving such notice as hereinbefore required for annual meetings, specifying moreover, the object of the meeting; but no business shall be transacted at such meetings, except that for which it shall have been called, nor unless a majority in value of the stockholders shall attend in person or by proxy.

Commencement and completion limited. SECTION 24. That if the president and managers and company shall not proceed to carry on the said work within three years, from the passage of this act, and shall not complete the same within seven years as aforesaid, according to the true intent and meaning of this act, or if after the completion of the said road, the said company shall suffer the same to go to decay, and be impassable for the term of two years, then this charter shall become null and void, except so far as compels the said company to make reparation for damages.

Increase of stock. SECTION 25. That if any increase of the capital stock shall be deemed necessary by the stockholders to improve or complete the said road, it may be lawful for the said president, managers and company, at a stated or special meeting, convened for the purpose, to increase the number of shares, so that the capital of the said company shall not exceed fifteen hundred thousand dollars, and to receive and demand the moneys for shares so subscribed, in like manner and under like penalties, as are hereinbefore provided for the original subscription, or as shall be provided for by their by-laws.

Abstract account. SECTION 26. That at the end of the third year after the charter shall be obtained, and at the end of every year thereafter, there shall be furnished to the legislature an abstract of the account of the company, showing the amount of capital paid in, and the debts of the said company, the amounts received for toll and transportation and rates charged, and amount of dividends declared; which abstract shall be verified by the oath or affirmation of the president or treasurer of said company.

Legislative reservation. SECTION 27. That if the said company shall at any time misuse or abuse any of the privileges hereby granted, the legislature may resume all and singular the rights and privileges hereby granted to the said corporation.

JAMES ROSS SNOWDEN,

Speaker of the House of Representatives.

WILLIAM BIGLER,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, one thousand eight hundred and forty-four.

DAVID R. PORTER.