

No. 299.

A SUPPLEMENT

To "An Act to incorporate the Pittsburg and Connellsville railroad company,"
passed April third, eighteen hundred and thirty-seven.

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 Pittsburg and Connellsville railroad company be and they are hereby authorized to make and construct a railroad, with one or more tracks, from the city of Pittsburg to any point within this state, suitable to form a connection with the Pennsylvania railroad company, at such point or place as may be mutually agreed upon by the president and directors of the said Pennsylvania railroad company, and the president and directors of the Pittsburg and Connellsville railroad company: And be it further enacted, That the Pittsburg and Connellsville railroad company be and they are hereby authorized to construct a railroad, with one or more tracks, from any point at or near the city of Pittsburg, to such point on the line of the state of Ohio, as may be determined upon by the president and directors of said company; and the commencement of the construction of said road, in the direction of the state of Ohio, within two years after the passage of this act, shall be construed to be a compliance with the conditions contained in the seventeenth section of the act to which this is a supplement: Provided, That if a connection shall be agreed upon, as provided for in this act, between the said Pittsburg and Connellsville railroad company and the Pennsylvania railroad company, then the said Pennsylvania railroad company shall be released from any obligation to commence their road at the city of Pittsburg, and from constructing that portion of their line lying between the said point of connection and the said city of Pittsburg; but if the said companies do not mutually agree to connect their said railroads, as aforesaid, then and in that case the said Pennsylvania railroad company may connect their railroad, or any branch thereof, in, at or near the city of Pittsburg, or other suitable point or points in the county of Allegheny, with any railroad made by the said Pittsburg and Connellsville railroad company, in pursuance of this act; the said connections to be made in such manner and form as may be proper and convenient to constitute a continuous and uninterrupted line of railroad; and the tolls, motive power and other charges on any railroad made, as aforesaid, by the Pittsburg and Connellsville railroad company, when the cars or other vehicles used thereon are furnished by others, shall not exceed the rates authorized to be charged in like cases by the Pennsylvania railroad company; nor shall any charge be made on any such railroad, exceeding three cents per mile for each through passenger, and three and one-half cents per mile for each way passenger: And provided further, That if the provisions of this act shall be accepted by said Pittsburg and Connellsville railroad company, and they shall commence either of the roads hereby authorized, they may, within sixty days after due public notice shall have been given of the same, permit any stockholder, who shall be dissatisfied thereby, to withdraw his subscription, and refund to such withdrawing subscriber the amount of instalment he

May construct a road to connect with Pennsylvania railroad.

Authorized to construct road from Pittsburg to the Ohio state line.

Proviso.

Connections may be formed.

Tolls.

Proviso.

may have paid, after deducting his pro rata share of the expenses heretofore incurred; and they shall have power, at any general meeting of the stockholders, to change the corporate name of the company to any name they may consider appropriate: *Provided further*, That if the *Pittsburg and Connellsville railroad company* shall commence the construction of a railroad, under authority of this act, from the city of Pittsburg to the Ohio state line, then the sixth section of the act of third of April, eighteen hundred and forty-six, entitled "An Act to authorize the court of quarter sessions of Allegheny county to vacate Delaware lane, in said county, and for other purposes," shall be null and void, and confer no right or privileges upon said Pittsburg and Connellsville railroad company: *And provided further*, That if the *Pennsylvania railroad company* shall find it their interest to commence the construction of their road from some point on the Cumberland Valley railroad, then the said *Pennsylvania railroad company* shall be released from the obligation imposed by the act of incorporation, to commence their work at Harrisburg.

JAMES COOPER,

Speaker of the House of Representatives.

CH. GIBBONS,

Speaker of the Senate.

APPROVED—The fifteenth day of March, one thousand eight hundred and forty-seven.

FRS. R. SHUNK.

No. 300.

AN ACT

To require corporations to give bail in certain cases, and relative to the commencement of suits against foreign corporations, to the accounts of John Sloan, late treasurer of Lycoming county, and Pittsburg and Connellsville railroad company.

WHEREAS, Doubts have arisen in regard to the effect of the first section of the act, entitled "An Act concerning bail and attachments," passed twentieth March, one thousand eight hundred and forty-five, and as to the bail required to be given by corporations in cases of appeal and writs of error, since the passage of said act; therefore,

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 from and after the passage of this act, when any corporation, (municipal corporations excepted,) being sued, shall appeal or take a writ of error, the bail requisite in that case shall be taken absolute, for the payment of debt, interest and costs on the affirmance of the judgment.

SECTION 2. That in all cases where any company has been incorporated by this commonwealth, and the principal office for the transaction of business thereof shall be located out of this state, or where the president, treasurer, cashier or other principal officer of such company

May change
name.
Proviso.

Proviso.

Corporations to
give bail.

Nature of bail.

Mode of proceed-
ing in cases of
foreign corpora-
tions.