

which are given and granted by the act incorporating the Berks and Dauphin turnpike road.

Reservation.

SECTION 16. That the legislature hereby reserves the right to alter, annul or revoke the charter and privileges hereby granted, whenever, in their opinion, the same may be injurious to the citizens of this commonwealth; in such manner, however, that no injustice shall be done to the corporators; and the legislature shall have power to alter the rate of toll fixed by this act; and the managers of said company may lessen the same whenever they shall believe it necessary for the well being of the company, or the community at large.

WILLIAM F. PACKER,

Speaker of the House of Representatives.

WM. F. JOHNSTON,

Speaker of the Senate.

APPROVED—The eleventh day of April, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.

No. 349.

AN ACT

Vesting title to land in the school directors of the township of Bushkiln, in the county of Northampton, extending the time of commencing and completing the Allegheny and Bald Eagle railroad, and relative to the Delaware and Hudson canal company.

Title vested.

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 a certain lot of ground containing two acres and twenty-eight perches, situate in the township of Bushkiln, and county of Northampton, adjoining lands of Paul Siegfried, Adam Heckman and Daniel Schlabach, and which has been used by the neighborhood for the purposes of a school, and upon which a school house has been erected for about forty-five years, which is still standing and in use, be and the same is hereby vested, in fee simple, in the school directors of the said township, and their successors in office, for the use of the sub-district in which the same is or may be located, and for the purpose of erecting and maintaining thereon a school house for said sub-district : *Provided,* That the timber standing, or which may grow on said lot, shall not be cut or used, except by the committee of said sub-district, and only for the purposes of fuel, repairs or re-building of said school house, or when no such committee exists, by the school directors : *And provided further,* That this act shall, in no wise, prejudice or affect any previous office right or grant of said premises, if any such there is.

Proviso.

Proviso.

SECTION 2. That the time for commencing the construction of the railroad, authorized to be constructed by the act of June twelfth, eigh-

teen hundred and thirty-nine, entitled "An Act to incorporate the Allegheny and Bald Eagle railroad, coal and iron company," be and the Bald Eagle railroad, coal and iron company, same is hereby extended for six years from the passage of this act, and the time for completing the same, is hereby extended for ten years from the same period: *Provided*, That no private property shall be taken in constructing said road, without first compensating the owner thereof for the same, or giving adequate security therefor: *And provided*, That this act shall not be so construed, as to extend the mining or manufacturing privileges granted by the original act, or the right to hold land, except so much as may be necessary for depots: *And provided further*, That the legislature hereby reserves the right to alter, revoke or annul the charter granted by the act to which this section is a supplement, wherein, in their opinion, it may be injurious to the citizens of this commonwealth; in such manner, however, that no injustice shall be done to the corporators.

SECTION 3. That the president and treasurer of the Delaware and Hudson canal company be and they are hereby required, before the declaration or payment of any further dividend of profits by said company, to prepare and communicate to the auditor general of this commonwealth, a statement, under oath or affirmation of said president and treasurer, setting forth the cost of all the works of said company within this state, and the amount of capital invested therein; and the stock of said company, equal in amount to the capital so invested, is hereby declared to be subject to taxation, in the same manner and at the same rate, as the stock of companies incorporated by the laws of this state is subject; and it shall be the duty of said company, upon the declaration of any dividend hereafter, to cause their treasurer to retain out of such dividend, and pay into the treasury of this commonwealth, the amount of state tax to which such portion of their capital stock may be liable; and the auditor general is hereby directed to communicate to the legislature, at its next session, a copy of the statement hereby required to be made by the said president and treasurer; and it shall be the duty of the secretary of the commonwealth, to communicate a copy of this section to the said president of the Delaware and Hudson canal company.

WILLIAM F. PACKER,
Speaker of the House of Representatives.

WM. F. JOHNSTON,
Speaker of the Senate.

APPROVED—The eleventh day of April, one thousand eight hundred and forty-eight.

FRS. R. SHUNK.