

LAWS OF PENNSYLVANIA,

SECTION 2. That immediately after the making of said conveyance, the commissioners of the county of Philadelphia shall take charge of said bridge and its appurtenances, and shall pay out of the county funds all the expenses of lighting, watching, repairing, superintending, and from time to time remodelling and renewing said bridge when necessary: *Provided*, That before said conveyance is made, the commissioners of the district of Spring Garden shall put said bridge in good and complete repair.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The nineteenth day of April, A. D. one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 327.

A SUPPLEMENT

To an act, entitled "An Act to incorporate the New Castle and New Wilmington plank road company, in Mercer county," approved the eleventh day of April, Anno Domini, eighteen hundred and forty-eight.

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 following words in the ninth section of the act to which this is a supplement, viz: "By the vicinity of the Union church in Neshannock township, in said county," be and the same is hereby repealed.

Repeal of certain words in a certain act.

SECTION 2. That section ten of said act shall read as follows, viz: "It shall and may be lawful for the president and managers, their superintendents, engineers, artists, contractors and workmen to cause a road to be laid out and opened not less than thirty nor more than fifty feet in width, and shall cause not less than fifteen feet thereof in breadth to be graded, and not less than eight feet thereof in breadth to be made an artificial road of wood, stone, gravel, slate or other hard, proper or convenient substance, such as the nature of the ground will require and afford, to be constructed in such manner as will afford *and* even surface, and so nearly level in its progress as not to rise or fall more than five degrees from a horizontal line; the plank upon that portion of said road which may be faced with plank shall not be less than two inches in thickness, laid upon wooden sills or timber; the said president and managers are hereby authorized and empowered to erect suitable bridges over all streams of water crossed by their road, whenever the said shall be found necessary.

Correction of section ten of said act.

SECTION 3. That section thirteen of the act to which this is a supplement shall read as follows, to wit: That when said road, or any

Correction of section thirteen of said act.

part thereof, is completed from time to time, and approved as aforesaid, it shall and may be lawful for the company to appoint such and so many toll-gatherers as they shall think proper, to collect and receive of and from all and every person and persons using the said road, the tolls and rates hereinafter mentioned, and to stop, or cause to be stopped, *and* person riding, leading or driving any horses, cattle, hogs, sheep or other animals, or any coach, coachee, sulkey, chair, chaise, phaeton, cart, wagon, train, sleigh, sled, or other beast or carriage of burden or pleasure, from passing through said toll gate, or passing over said road, until they shall have respectively paid the same, that is to say : for every mile in length of said road, or fraction of a mile, completed and approved as aforesaid, the following sums of money, and so in proportion for any greater or lesser number of sheep, cattle, hogs, et cetera, to wit : for every score of hogs, one cent ; for every score of sheep, one cent ; for every score of cattle, two cents ; for every horse and rider, or led horse, one cent ; for every horse or mule attached to or hauling a pleasure vehicle, whether sulkey, chaise, buggy, phaeton, sleigh, sled or other vehicle, of either business or pleasure, under whatever name it may go, one and a half cents ; for every loaded or partly loaded wagon, cart, sled or other vehicle of burden, the wheels or soles of which are not more than four inches in width, and drawn by not more than three horses, one cent for each horse attached thereto ; and for such vehicle when empty, one-half cent for each horse ; for every wagon, cart, sled, or other vehicle of burden, whether loaded or partly loaded, whose wheels or soles are not four inches wide, and drawn by four or more horses, one and a half cents for each horse attached thereto ; and for the same when empty, three-fourths of one cent for each horse ; for every loaded or partly loaded wagon, cart, sled or other vehicle of burden whose wheels or soles are four or more inches wide, and drawn by not more than six horses, one cent for every horse attached thereto ; and for each such horse drawing the same when empty, one-half cent ; for every loaded or partly loaded wagon or cart, sled or other vehicle of burden, whose wheels or soles are four or more inches in width, and drawn by more than six horses, one and a half cents for each horse drawing the same ; and for the same when empty, one cent for each horse ; for every horse attached to or drawing any pedler, show or circus wagon, when the number of horses does not exceed six, two cents for each horse drawing or attached to the same ; when the number exceeds six, three cents for every such horse attached to or drawing the same ; for every horse attached to or hauling any coach, sleigh, sled or other vehicle used or employed to convey or transport passengers, the sum of two cents for each horse attached to or drawing the same ; and in cases of vehicles drawn wholly or in part by oxen, mules or other animals, (except horses,) every such animal shall be estimated equal to one horse ; every elephant, camel or dromedary shall be rated as equal to three horses ; and no vehicle shall be deemed or held to be a vehicle of burden, unless the same, at the time of passing over said road, shall be used or occupied exclusively with freight or burden ; and for all fractional parts of tolls not equal in value to any denomination of coin in circulation, the said company may take and receive the next highest circulating denomination : *Provided*, That the said company may, at their discretion, regulate the tolls so as to reduce them below the rates above specified, and raise them again to the amount prescribed by this act, at such times and seasons as the company may think proper : *Provided also*, That any individual or incorporated company shall be entitled to a drawback of fifteen per cent. as specified in the act to which this is a supplement.

Repeal.

SECTION 4. That so much of the act to which this is a supplement as is hereby altered or supplied, be and the same is hereby repealed.

J. S. M'CALMONT,

Speaker of the House of Representatives.

V. BEST,

Speaker of the Senate.

APPROVED—The nineteenth day of April, one thousand eight hundred and fifty.

WM. F. JOHNSTON.

No. 328.

AN ACT

To unite and consolidate Marshall college, now at Mercersburg, with Franklin college, now at Lancaster, under the name of "Franklin and Marshall college," as a corporation, to be located in the city of Lancaster, or its immediate vicinity.

Preamble.

WHEREAS, The trustees of Franklin college and the trustees of Marshall college are desirous of uniting their institutions, under the name of "Franklin and Marshall college," to be located in the city of Lancaster, or its immediate vicinity, and have agreed upon terms of union as hereinafter expressed, by which it is believed that a more extensive benefit will be conferred upon the citizens of this state, in the promotion of liberal and scientific learning:

And whereas, The legislature of the state, in pursuance of the constitutional injunction, "that the arts and sciences shall be promoted in one or more seminaries of learning," is willing to co-operate with these corporations in the proposed effort to enlarge their sphere of usefulness, by joining their means and labors under one organization at a place so central, healthy, moral and enlightened, so easy of access from most quarters, so able to assist in advancing the great objects in view, and so liberal in offers of substantial aid; 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 Franklin college, which was chartered by the representatives of the freemen of the said commonwealth, sitting at Philadelphia the tenth of March, one thousand seven hundred and eighty-seven, and Marshall college, at Mercersburg, chartered by act of assembly the thirty-first of March, one thousand eight hundred and thirty-six, be and are hereby united and consolidated into one institution of learning, under the corporate name, style and title of "Franklin and Marshall college;" and thus created, the same be located in the city of Lancaster, or in its immediate vicinity.

Consolidation of
Franklin and
Marshall col-
leges.

Location.

Trustees.

SECTION 2. The said Franklin and Marshall college so united, consolidated and located, shall be under the direction, management and gov-