

No. 151.

AN ACT

Relating to the Kittanning 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 time for the commencement and completion of the Kittanning bridge shall be extended five years from and after the passage of this act. Time extended.

SECTION 2. That the stock of the said bridge company, and the bonds of Armstrong county and boroughs, given in payment of subscription to the capital stock of said company, shall not be subject to taxation until the expiration of ten years from and after the completion of said bridge for public use, except for State purposes. Bonds not subject to taxation.

SECTION 3. That the bridge to be built by the said company, shall be elevated above the surface of the water not less than five feet exceeding the height of the aqueduct at Freeport, and the fifty-second section of an act of General Assembly entitled "An act authorizing the Governor to incorporate the Mahoning, Kittanning and Freeport turnpike road company," and for other purposes, passed the second day of April, A. D., eighteen hundred and thirty-eight, are hereby repealed and annulled. Bridge to be elevated above the surface of the water not less than five feet.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, A. D., one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 152.

AN ACT

To incorporate the Big Muncy Creek and Laporte Plank Road 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 Michael Mylert, Robert Taylor, James Deegan, Edward Lyon, John Milton Hawley, Jacob Opp, George Courson, Daniel Clapp, Thomas Lloyd, A. J. Dietrick, John B. Linn, William A. Mason, or any five of them be and are hereby appointed commissioners. Commissioners.

Style.	to open books, receive subscriptions, and organize a company by the name, style and title of the Big Muncy Creek and Laporte plank road company, with power to construct a plank road from the town of Laporte, in Sullivan county, down Big Muncy creek, to intersect the Penns plank road at the bridge over Muncy creek, near Lyon's tannery; to which point the said
Subject to provisions of certain act.	Penns plank road are authorized to extend their road, subject to all the provisions and restrictions of an act regulating plank road companies, approved the twenty-sixth day of January, Anno Domini, one thousand eight hundred and forty-nine, and the several supplements thereto, so far as they are consistent with this act.
Capital stock.	SECTION 2. The capital stock of said company shall consist of eight hundred shares at twenty-five dollars per share, with power to increase the number of shares to twelve hundred, should it be found necessary.
Extension of certain provisions.	SECTION 3. That the provisions of the ninth section of the act of Assembly, approved the eighth day of April, Anno Domini, one thousand eight hundred and fifty-one, entitled "An act fixing the rate of tolls to be charged upon the Larry's Creek plank road company," are hereby extended to the said Laporte and Big Muncy Creek plank road company, and to the company with which it intersects.
Powers.	SECTION 4. That said company or companies shall have a right to construct their roads upon any of the public roads or streets between the points specified, and if they shall not commence the construction of their road within two years after the passage of this act, and finish the same within five years, then this act to be null and void, except so far as it shall be necessary to wind up the affairs of said company: <i>Provided</i> , That before said company or companies shall take, use or occupy any part or the whole of any public road or street in the county of Lycoming, if they cannot agree with the supervisors or town council of any township or borough through which the same may pass, upon the compensation to be paid them for the use of said road or street, it shall be lawful for the company desirous of occupying the same, to file a bond with surety, in such sum as may be approved by one of the judges of the courts of quarter sessions of Lycoming county, in the office of the clerk of said county, conditioned for the payment of the damages, if any be awarded, for the use of said road or street; and upon the application of either party to one of the judges of the court of quarter sessions of said county, he shall appoint three disinterested persons as viewers, who, after giving due notice, and after being sworn and affirmed, shall estimate the damage, if any has accrued to said township and borough by the use of said road or street by said company: <i>Provided</i> , They shall estimate the advantages to said township or borough by the construction of said plank road, and if any damages be awarded, they shall make a report in writing, with a statement or estimate of the same, which if confirmed by said court, the amount shall be paid by said company, within sixty days, to the supervisors for the use of the township.
Proviso.	
Further privileges.	SECTION 5. That if the Big Muncy Creek and Laporte plank road company shall not have completed the whole road contemplated by the act of their incorporation within the time therein named, then, and in that case, the said company shall have as full authority over the part completed by them, as though they

had completed the whole road authorized by said act: *Provided*, ^{Proviso} That whenever two or more miles of said road shall be completed and approved of, as is provided by the general act and the supplements thereto, the said company shall be authorized to take toll therefor.

SECTION 6. That should the Big Muncy Creek and Laporte plank road company construct, and fully complete so much of their road as lies between Lyon's bridge, the point of intersection or connection with the Penns plank road company and Georgetown, at or near the out-let of Lewis' lake on said creek, within the period of five years from and after the passage of this act, then, and in that case, they shall be and are hereby authorized and empowered to make an equitable agreement with the Penns plank road company for the purchase of said road; and upon such agreement being had and concluded, they shall be and hereby further authorized and empowered to consolidate and control both of said roads, under the name, style and title of the "Penns, Muncy Creek and Laporte plank road company."

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, A. D. one thousand eight hundred and fifty-four.

WM. BIGLER.

No. 153.

A FURTHER SUPPLEMENT

To the act incorporating the Gettysburg 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 the time in which the Gettysburg railroad company are now by law required to select or choose the eastern terminus of their road, be and the same is hereby extended for the term of two years from and after the expiration thereof.

E. B. CHASE,

Speaker of the House of Representatives.

M. M'CASLIN,

Speaker of the Senate.

APPROVED—The twenty-third day of March, A. D., one thousand eight hundred and fifty-four.

WM. BIGLER.