

And on failure thereof the prisoner, being destitute of property may be discharged.

said debtor may apply to the court of common pleas if it be in session, or if not, then to a judge of the same court, who upon inquiry and finding the said debtor to be destitute of property for his support in prison, and failure of payment to have been made as aforesaid, shall forthwith discharge the said debtor from his imprisonment: *Provided always*, That the said daily allowance shall not exceed the sum of fourteen cents.

SECT. III. *And be it further enacted by the authority aforesaid*, That so much of any law of this state as is hereby altered or supplied, be, and the same is hereby repealed.

SIMON SNYDER, *Speaker*  
of the House of Representatives.

P. C. LANE, *Speaker of the Senate*.

APPROVED—the seventh day of April, in the year one thousand eight hundred and seven.

THOMAS M'KEAN.

CHAPTER CV.

An ACT to enable the Governor to incorporate a Company, to make an artificial Road from the Court-House in the Borough of Gettysburgh, through Petersburg, to the Maryland Line near Biddle's Mill.

SECTION I. *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 James M'Sherry, John Shorp, Jacob Winterott, James Gettys, Alexander Cobean and Henry Hoke, be, and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned, that is to say, they shall, on or before the first day of November next, procure two books, and in each of them enter as follows, " We whose names are hereunto subscribed do promise to pay the president, managers and company, of the Gettysburgh and Petersburg turnpike-road, the sum of one hundred dollars for every share of stock in the said company set opposite to our respective names, in such manner and proportion as shall be determined by the said president and managers, in pursuance of an act of the General Assembly of this Commonwealth, entitled, " An act to enable the Governor to incorporate a company for making an artificial road, from the court-house in the borough of Gettysburgh, through Petersburg to the Maryland line near Biddle's mill, witness our hands the day of            in the year of our Lord, one thousand eight hundred and            " and shall give notice in three of the public newspapers, one in the town of Hanover, one in Chambersburgh and one in Gettysburgh, for one month at least, of the

Commissioners appointed to receive subscriptions.

Form of subscription.

times when, and places where the said books will be open, to receive subscriptions of stock for said company, at which times and places two of the said commissioners shall attend, and shall permit and suffer all persons who shall offer to subscribe in the said books which shall be kept open for the purpose at least six hours in every juridical day, for the space of three days, if three days shall be necessary; and if at the expiration of the three first days, the said books shall not have three hundred and fifty shares therein subscribed, the said commissioners may adjourn from time to time, until the said number of shares shall be subscribed, of which adjournment public notice shall be given in at least two public newspapers; and when the said subscriptions in the said books shall amount to the number aforesaid, the same shall be closed: *Provided always*, That every person offering to subscribe in the said books, in his own name or in the name of any other person, shall previously pay to the attending commissioners, five dollars for every share to be subscribed, out of which shall be defrayed the expence attending the taking such subscriptions, and other incidental charges, and the remainder to remain in the commissioners hands for the use of the corporation; and as soon as the same shall be organized; and the officers chosen as hereinafter mentioned, then to be paid over to the treasurer of the said company.

Notice to be given of the time and place of receiving them.

For what time the books are to be kept open.

Of the first payment.

SECT. II. *And be it further enacted by the authority aforesaid*, That when the whole number of shares aforesaid, shall be subscribed, the said commissioners shall certify under their hands and seals, the names of the subscribers, and the number of shares subscribed by each subscriber, to the Governor of this Commonwealth, whereupon he shall, by letters patent under his hand and seal of the state, create and erect the subscribers into one body politic and corporate in deed and in law, by the name, style, and title of "The Gettysburgh and Petersburg Turnpike Company," and by the said name the said subscribers shall have perpetual succession, and all the privileges and franchises incident to a corporation, and shall be capable of taking and holding the said capital stock, and the increase and profits thereof, and of enlarging the same from time to time by new subscriptions, in such manner and form \* as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act, and of purchasing, taking and holding to them and their successors and assigns, and of selling, transferring and conveying in fee simple, and for any less estate, all such lands, tenements, hereditaments and estate, real and personal as shall be necessary to them in the prosecution of their works, and of suing and being sued, and of doing all and every other thing, which a corporation or body politic may lawfully do.

When a sufficiency of shares are subscribed the same to be certified to the Governor. Who shall thereupon incorporate the subscribers. Style and powers of the corporation.

\* "and" in the original.

**SECT. III.** *And be it further enacted by the authority aforesaid,*  
 That the said commissioners hereinbefore named, shall, as soon as conveniently may be, give thirty days notice in three public newspapers, one of which to be in the German language, of the time and place by them appointed for the said subscribers to meet, in order to organize the said corporation, and to choose by a majority of votes of the said subscribers by ballot, to be delivered in person or proxy duly authorized, one president, six managers and one treasurer, and such other officers as shall be deemed necessary to conduct the business of the said company until the second Monday of November next, and until like officers shall be chosen; and may make such bye-laws, rules, orders and regulations not inconsistent with the constitution and laws of this commonwealth, as shall be necessary for the well-ordering of the affairs of the said company, and generally have like powers, authorities and privileges necessary for carrying on and completing the said turnpike road, and be subject to all the duties, qualifications restrictions, penalties, fines and forfeitures, and be entitled to like tolls and profits as are given and granted to "The president, managers and company of the Susquehanna and York borough turnpike road," by an act of Assembly passed the nineteenth day of March, one thousand eight hundred and four: *Provided,* That if the company shall not proceed to carry on the said work within three years after the passing of this act, or shall not within seven years afterwards complete the said road according to the true intent and meaning of this act, then in either of these cases, all and singular the rights, liberties, privileges and franchises hereby granted to the said company shall revert to this commonwealth.

The commissioners to give public notice of the time and place of meeting for organizing said company. The company then to choose officers, &c.

The company to possess the same powers and be subject to the same restrictions as the Susquehanna and York borough turnpike road. The road to be begun in three and completed in seven years.

SIMON SNYDER, *Speaker*  
*of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the seventh day of April, in the year one thousand eight hundred and seven.

THOMAS MCKEAN.

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## CHAPTER CVI.

*An ACT for extending the width of Wharf street, and regulating the wharves within the district of southwark.*

**W**HEREAS from the increase of trade, in the District of Southwark, the street called Wharf-street as laid out, under the act of Assembly, to which this is a supplement, is too narrow, and the docks too short to accomodate the shipping in the winter season; and the wharves or piers erected on the plan