

stockholder whether original subscriber or assignee, shall be entitled to vote at any election, or at any general or special meeting of the said company, unless the whole sum due and payable as aforesaid on the share or shares by him held at the time of such election, or general or special meetings of the said company, shall have been fully paid and discharged as aforesaid.

Dec. Sess.

1813.



8. AND BE IT FURTHER ENACTED *by the authority aforesaid*, That it shall and may be lawful to and for the said president and managers, their superintendants, surveyors, engineers, artists and chain bearers to enter into and upon all and every the lands and enclosures, public roads and highways other than turnpikes, in, through and over which the said intended turnpike road may be thought proper to pass, and to examine the ground most proper for the purpose, and the quarries and beds of stone and gravel and other materials in the vicinity that will be necessary in making and constructing the said road, and to survey, lay down, ascertain, mark and fix thereon, such route or track for the same road, as in the best of their judgment and skill will combine shortness of distance, with the most practicable ground from the Philadelphia and Lancaster turnpike road, through Strasburg in Lancaster county, to the Susquehanna bridge at M'Call's ferry, and from thence to the city of Baltimore.

Privileges.

9. AND BE IT FURTHER ENACTED *by the authority aforesaid*, That it shall and may be lawful to and for the said president and managers, by and with their superintendants, engineers, artists, workmen and laborers, with their tools and instruments, carts, waggon, wains and other carriages, and beasts of draught and burden, to enter upon the lands in, over, contiguous and near to which the route and track of the said intended road shall pass, having given notice of their intention to the owners or occupiers thereof, and making amends for any damages that may be done thereon; the amount thereof, if they cannot otherwise agree to be ascertained by an appraisement made upon oath or affirmation by three disinterested freeholders mutually chosen, and any two of them agreeing, or if the owners upon due notice shall neglect or refuse to join in the choice, then the said freeholders shall be appointed by any disinterested justice of the peace, and upon tender of the appraised value, it shall be lawful for the said president and managers to open and make the said road, and to dig, take and carry away any stone, gravel, sand, earth or other materials, there being most conveniently situate, for making or repairing the said road; *Provided always*, That the freeholders chosen or appointed as aforesaid, in making said valuation shall take into consideration the advantages and disadvantages arising to the proprietors of such land on account of said road; and where no damage shall be

Materials for making said road. Damages.