

been subscribed, the commissioners shall give twenty days public notice as aforesaid, of the time and place appointed for the subscribers to meet to organize said institution, and to choose by plurality of votes by ballot, a president and eight managers, (five of whom shall form a quorum;) a treasurer, and such other officers as they shall think necessary to conduct the business of said company, until the first Monday in January thereafter, and to make such by-laws as they shall deem necessary; and on the first Monday of January in every year thereafter, said company shall meet for the same purposes at such place as the president and managers shall appoint; and in all elections by the stock-holders, each share shall be entitled to one vote: *Provided nevertheless*, That no person or company shall have more than ten votes.

4. AND BE IT ENACTED, That the stock-holders in said company shall be and they are hereby created and erected into a body politic and corporate in deed and in law, by the name, style and title of "The Elk and Christiana Turnpike Company," and by the same name shall have perpetual succession, and all the privileges and franchises incident to a corporation, and shall be capable of suing and being sued, answering and being answered, and shall be capable of enlarging the stock by new subscriptions if the same shall be found necessary.

5. AND BE IT ENACTED, That the sums so subscribed shall be paid to the president and managers aforesaid, in the following manner: one fourth thereof (including the sum paid at the time of subscribing) at the end of one month after the election of managers, and the remainder in such sums and at such times as the president and managers may appoint, they giving thirty days public notice of the payments so required.

6. AND BE IT ENACTED, That said company shall open said road from said Elk-Landing to Christiana Bridge, keeping the now public road from Elk-Landing until it crosses Big Elk Creek, and then as nearly straight as the nature of the country will admit, having regard to hills and other obstructions, not more than sixty-six feet wide, and shall cause eighteen feet in width to be bedded with stone, gravel or other hard substance, and erect bridges over the streams crossing the same; and after the whole extent of said road shall be opened, whenever two miles shall be perfected, said company shall be entitled to receive tolls.

1812.

Proviso.

Powers and privileges.

Installments.

Width—direction—bedding.