

the subscribers to said capital stock, their successors and assigns shall be and they are hereby declared to be incorporated into a Company, by the name of the Frederick and Pennsylvania line Rail Road Company, and by that name shall be capable in law of purchasing, holding, leasing, selling and conveying estates, real, personal and mixed, so far as shall be necessary for the purposes hereinafter mentioned and no further, and shall have perpetual succession by said corporate name, may sue and be sued, plead and be impleaded, answer and defend in any Court in this State, and may have and use a common seal which they shall have power to alter or renew at their pleasure, and shall have, enjoy and may exercise all the powers, rights, and privileges which are necessary for the purposes mentioned in this Act.

Sec. 3. *And be it enacted*, That upon every such subscription there shall be paid to said Commissioners or their agent or agents, appointed to receive such subscriptions, such instalments as the President and Directors of said Rail Road hereinafter directed to be appointed, shall require; *provided*, that no payment shall be demanded until at least thirty days public notice shall be given, in at least one newspaper in the county in which said payment shall be demanded, and should any subscriber fail or neglect to pay any instalment or any part of said subscription thus demanded, for the space of sixty days next after the time the same shall be deemed payable, said Company shall be entitled to receive, sue for, and recover double the amount of said instalment so demanded, with interest thereon from the day of the demand, in such manner as other debts and claims are now recoverable by law; *provided*, the instalments so demanded shall not exceed one-fifth of the value of the share or shares subscribed.

Subscribers to pay an instalment.

Provisos.

Sec. 4. *And be it enacted*, That if the subscriptions herein deemed necessary to the incorporation of said Company shall not be obtained within three years after the passage of this Act, all such subscriptions under it shall be null and void, and the said Commissioners, after discharging the expense of opening the books, surveying the routes and

In case necessary subscriptions be not obtained.