

1830.
[CHAP. 129.]

Proviso.

tions, from time to time, until the whole of the said stock may be subscribed for; *Provided always*, that there shall be paid to the commissioners attending at the place above designated, the sum of one dollar on each share of stock at the time of subscription, out of which shall be defrayed the expense of taking such subscription, and the remainder shall be deposited in one of the banks of Frederick, for the use of the company aforesaid, as soon as the same shall be organized, and the officers chosen, as hereinafter mentioned.

Managers.

Sec. 3. *And be it enacted*, That when one half or more of the shares of said stock shall have been subscribed, the said commissioners, or a majority of them, who opened the said subscription books, shall give thirty days notice in the papers published in Frederick city, of the time and place by them appointed for the subscribers to meet in order to organize said company, and to choose, by a majority of votes of the said subscribers, by ballot, to be delivered in person or by proxy duly authorised, managers from among the stockholders, to conduct the business of said company until the first Monday of April eighteen hundred and thirty-two, and until their successors shall be chosen in the manner hereinafter provided; at all elections each stockholder shall be entitled to one vote for every share held by said stockholder not exceeding two hundred.

Incorporation.

Sec. 4. *And be it enacted*, That the subscribers for stock of the said company shall be and they are hereby incorporated and constituted a body politic by the name of The Frederick and Emmitsburg Turnpike Road Company, and by the same name the said stockholders, and their successors and assigns, shall have perpetual succession, and shall have all the privileges and franchises of, or 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 by new subscriptions on the original terms, if necessary to fulfil the intent of this act, and of purchasing and holding to them, and their successors, in fee simple, or for any less estate, such lands and estate, real or personal, as shall be necessary to them in the prosecution of their works; *Provided*, said land or real estate shall not exceed two acres in any one lot or parcel for the use of the gate keeper; and of suing and being sued, answering and being answered, in any court of law or equity in this state; and the said company shall have power to make a seal, and alter and break the same and renew it at their will and pleasure, and to do all other acts necessary for the purposes for which they are incorporated, as fully as any other corporation may do.

Proviso