

subscribe to the stock of said company, be, and they are hereby incorporated a body politic, for making a turnpike road, to be commenced at some point within the corporate limits of the town of Hagerstown, and extended to Smithsburg, through Chewsville and Cavetown.

Capital stock. SEC. 2. *And be it enacted,* That the capital stock of said company shall not exceed twenty thousand dollars, to be divided into shares of twenty dollars each, and as soon as subscribers to said stock, amounting to the sum of ten thousand dollars, are obtained, a majority so subscribing, shall give three weeks publication in one or more newspapers published in Hagerstown, of the time and place designated by them for the stockholders in said company to meet, for the purpose of organizing said corporation, choosing by a plurality of votes by ballot, a president and five managers, three of whom shall constitute a quorum; and they shall select in the same manner, by ballot, a treasurer, and such other officers, as they shall deem necessary for conducting the affairs of said company, until the last Monday in November thereafter, and until a new election shall be held, which said election shall be held annually, on the last Monday of November, and that said president and managers shall make such rules, by-laws and regulations as may to them seem necessary, for the well governing of the affairs of said company.

Incorporated. SEC. 3. *And be it enacted,* That the stockholders in said company shall be, and they are hereby incorporated and constituted a body politic, by the name of the Hagerstown and Smithsburg Turnpike Company, and by the same name, shall have succession during the continuance of this corporation, and the said stockholders and their successors, by the name aforesaid, may sue and be sued, answer and be answered, in any court of law or equity in this State; and may do and execute every other matter and thing by the name aforesaid, that they are authorised to do in virtue of this act.

Power to receive additional subscriptions. SEC. 4. *And be it enacted,* That the president and managers, after their election as hereinbefore provided for, shall have full power to receive additional subscriptions for the unsubscribed stock or vacant shares, and when a sufficient sum has been raised and paid in, to construct said road, no further subscription shall be received; and said president and managers shall cause the road to be laid out on the bed of the county road leading from Hagerstown, through the town of Chewsville and Cavetown, to Smithsburg, deviating therefrom, whenever it may be necessary to avoid hills or