

CHAPTER 272.

Passed May 24, 1853. AN ACT to incorporate the Frostburg and Westernport Plank Road Company.

Incorporated SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Michael P. O'Hern, William Shaw, William H. Smith and John S. Coombs, and their associates and successors, and all other persons who may be stockholders as hereinafter provided, are hereby constituted and made a body corporate by the name of the Frostburg and Westernport Plank road company, for the purpose of making a plank road from some point on the National road at or east of the town of Frostburg to Westernport in Allegany county, and by the aforesaid corporate name, shall be, and they are hereby made capable in law of purchasing, holding, selling, conveying estates, real, personal and mixed so far as may be necessary and convenient for the purposes herein mentioned, and shall have perpetual succession and by said corporate name, may sue and be sued, and have and use a common seal, and the same to alter and renew at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall seem necessary for the management of said corporation and the preservation of said road, and the same to alter and renew at pleasure, and shall have and exercise all the rights, privileges and powers, which corporate bodies may rightfully possess for the purposes mentioned in this act.

Capital stock. SEC. 2. *And be it enacted,* That the capital stock of said corporation shall be sixty thousand dollars, to be divided into shares of fifty dollars each, which said capital stock shall be deemed as personal property, and shall be transferrable in such manner as the by-laws of said corporation may prescribe.

Commissioners. SEC. 3. *And be it enacted,* That the said Michael P. O'Hern, William H. Smith, William Shaw and John S. Coombs, shall be, and they are hereby constituted commissioners to receive subscriptions to the capital stock of said company and they or any two of them are hereby authorized to open books for the purpose of receiving subscriptions to said capital stock, and shall designate the time and place at which said subscriptions shall be taken by giving ten days previous notice in one newspaper published in the town of Cumberland, and in case more stock is subscribed than is necessary for the full and ample completion of said plank road, the said commissioners shall apportion said subscriptions among the stockholders in such manner, as