

subscriptions shall be closed, to certify, under their hands, CHAP. 142.  
to the clerk of Frederick county court, and to the clerk of  
Washington county court, the names of the subscribers, and  
the number of shares subscribed by each person, to be by  
said clerks respectively recorded.

Sec. 3. *And be it enacted*, That the stockholders in said  
company be and they are hereby created and incorporated,  
as a body politic and corporate, by the name and style of  
The President and Managers of the Frederick and Harper's  
Ferry Road Company, and shall, by the said name, have  
perpetual succession, with all the privileges and immunities  
incident to a corporation, and shall have power to make all  
such rules, regulations and by-laws, for the government of  
said incorporation, as may by them be deemed necessary.

Sec. 4. *And be it enacted*, That so soon as one-half, or  
any greater part of said one thousand shares shall have been  
subscribed for, the commissioners for the city of Frederick  
herein before named, shall, by giving twenty days public  
notice, appoint a place for said subscribers to meet to orga-  
nize 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 deem necessary, to conduct the affairs of said com-  
pany until the first Monday of January thereafter, or until  
a new election, and make such by-laws as they may deem  
necessary; and on the first Monday in January in every  
year, or within ten days thereafter, the said stockholders  
shall meet for the purposes of choosing officers of said cor-  
poration, at such place as said president and managers shall  
appoint, at which meetings every subscriber or holder of a  
share or shares shall be entitled to vote by himself, or his  
agent or proxy, appointed by him, in writing, and acknow-  
ledged before any justice of the peace of this state, or be-  
fore two witnesses, and shall have as many votes as he has  
shares; *Provided*, that such agent or proxy shall be a mem-  
ber of said company, and that no share-holder shall be en-  
titled to vote unless all instalments required by this act shall  
have been paid; *And provided further*, that said treasurer,  
before he shall proceed to act as such, shall give his bond  
for the faithful discharge of the duties of his office, in such  
penalty as said president and managers shall direct, made  
payable to said president and managers, and that every per-  
son elected as aforesaid shall, previously to his entering on  
the duties of his office, take an oath, or affirmation, before  
a justice of the peace, faithfully to discharge the duties of  
said office, a certificate of which oath, or affirmation, shall  
be filed by the treasurer among the papers of said company.

Sec. 5. *And be it enacted*, That said company shall open  
and lay out said road, according to the location aforesaid, at  
least fifty feet wide, shall cause a ditch to be cut on each