

cers as may be deemed necessary, and the said stockholders shall meet at such other times as they shall be summoned, in such manner and form as shall be prescribed by their by-laws, rules, orders and regulations, made as aforesaid, and to do and perform any other corporate act as herein authorised.

C H A P.
XCI.

VII. AND BE IT ENACTED, That the president and managers, chosen as aforesaid, shall procure certificates for all the shares of the stock of said company, and shall deliver over such certificate, signed by the president, and countersigned by the treasurer, and sealed with the common seal of the said company, to each person or persons for every share by him or them subscribed and held, he, she or they, having paid to the commissioners aforesaid five dollars for each share as aforesaid, which certificate shall be transferrable at his pleasure, in person, or by attorney duly authorised, in the presence of the president or treasurer, subject however to all payments due, and to become due thereon, and the assignee holding any certificate, having first caused the assignment to be entered in a book of the company to be kept for that purpose, shall be a member of the corporation, and for every certificate assigned to him as aforesaid, shall be entitled to one share of the capital stock, and of all the estate and emolument of the company, and to vote as aforesaid at the meetings thereof.

Certificates to
be procured,
&c.

VIII. AND BE IT ENACTED, That the said president and managers shall meet at such times and places as shall be ordained by the by-laws of the company, and when met, four members, with or without the president, shall form a quorum, who, in the absence of the president, may choose a chairman, and shall keep minutes of all their transactions, fairly entered in a book, and a quorum being formed, they shall have full power and authority to appoint all such surveyors, engineers, superintendents and other officers, as they shall deem necessary to carry on their intended works, and to fix their salaries and wages, and to draw on the bank for all monies as shall have been so as aforesaid deposited by the commissioners aforesaid, which draught or draughts shall be signed by the said president, or in his absence, by a majority of a quorum, and countersigned by their treasurer, and generally to do all such other acts, matters and things, as by this act, and by the by-laws, rules, orders and regulations, of the company, they shall be authorised to do.

President, &c.
to meet, &c.

IX. AND BE IT ENACTED, That if, after notice as aforesaid in the public papers of the city of Baltimore, of the time and place appointed for the payment of any proportion of the capital stock of the said company, any stockholder shall neglect to pay such proportion at the time and place appointed, for the space of thirty days after the time appointed, every such stockholder, or his assignee, shall, in addition to the payment so called for, pay at the rate of five *per cent.* per month for delay of such payment; and if the same, and the said additional penalty, shall remain unpaid for such space of time as that the accumulated penalties shall become equal to the sums before paid in part on account of such share or shares, the same shall be forfeited to the said company, and may and shall be sold and assigned by the president and managers of the said company to any person willing to purchase the same, for such price as can be obtained for the same, and the purchaser or purchasers aforesaid shall have all the benefit and advantage of such assignment and purchase as if they had been original stockholders.

Penalty on ne-
glecting to pay,
&c.

X. AND BE IT ENACTED, That in all cases where stone, gravel, earth or sand, not already quarried or dug for the use of the owner, or for sale, shall be necessary for repairing the said turnpike road, the president and managers of the company, or a majority of them, or any person authorised by them, may agree with the owner or owners of said materials for the purchase of the same, or with the said owner or owners of the land on which the same may be, for the purchase of said land, and in case of disagreement, or in case the owner should be a *feme-covert*, under age, or *non compos*, or out of the state or county, the president of the company, or any person authorised by him for that purpose, shall apply to a justice of the peace for Baltimore county, which justice shall thereupon issue his warrant, directed to the sheriff of the county, commanding him to summon twelve disinterested persons, qualified to serve as jurors in the county court, to meet at the place where the said materials may be, and the said sheriff shall qualify the said persons, either by oath or affirmation, (as the case may be,) justly, truly and impartially, to value the damage which may be sustained by the owner or owners of the materials required by such company; and the said persons shall, after valuing the damage which may be sustained by the owner or owners of such materials, return, under their hands and seals, to the justice who issued the warrant, one copy of their said valuation, one other copy to the president of the company, and one other copy to the owner or owners of the said materials, if such owner shall reside in the county, and shall not be under any legal disability to receive the money adjudged and give sufficient discharges therefor, and the president and managers shall pay, or secure to be paid, the damages so adjudged before they shall proceed to re-

President, &c.
may agree, &c.