

CHAP. 204. McCulloh, John Porter, John Young, Joseph Dilly, Charles Williams, John Pickell, George S. Evans, John R. Nourse, Jonathan Arnold, Peter Baer, and those who shall hereafter become connected with them in this company, be and they are hereby appointed commissioners who shall cause books to be opened, at such time and place as they may deem advisable, for the purpose of receiving subscriptions to the capital stock of the company to be incorporated by the provisions of this act, notice having been given as the said commissioners may deem expedient of the time and place of opening said books, and continue the same open from time to time so long and as often as they may find necessary to complete such subscription.

Capital stock  
\$15,000.

Provisoos.

SEC. 2. *And be it enacted*, That the capital stock of said company shall be fifteen thousand dollars, in shares of twenty five dollars each, and all individual and bodies politic and corporate, and the commissioners of Allegany county are hereby authorized and empowered to subscribe for such amount of stock as they may think proper; *provided nevertheless*, that if the subscriptions shall exceed the amount required and authorized by this act, the commissioners shall regulate the sum, in such manner as to effect a just apportionment of the stocks among the subscribers; *provided also*, that at the time of making the subscriptions of the said capital stock, there shall be paid to the said commissioners upon such shares the sum of one dollar on each share, and the residue thereof shall be paid at such time and in such manner as may be prescribed by the president and directors of the company to be by this act incorporated.

Whenever one  
third of stock  
is subscribed,  
stockholders  
declared to be  
incorporated.

SEC. 3. *And be it enacted*, That whenever one-third of the shares of the said stock shall be subscribed, the said subscribers shall be declared to be incorporated and made a body politic and corporate by the name of the Frostburg and the valley of Jennings's Run Turnpike Road Company, for the purpose of making a turnpike road from some point at or near the town of Frostburg, and to intersect the turnpike road recently constructed by the Maryland and New York Iron and Coal Company, at the most convenient point at or near the Rolling Mill of said company, in the valley of Jennings's Run, and by the aforesaid name to have succession, and shall be capable in law to have, hold, purchase, receive, possess and enjoy to them and their successors, lands and tenements, hereditaments, goods chattels and effects of what kind, nature or quality soever, and the same to grant, devise, convey and dispose of, to sue and be sued, plead and be impleaded, answer and be answered, defend and be defended, in any court of record or any