

the peace in Allegany county, and a production of a copy of the bond of said superintendent or other representative of said road before the justice of the peace, certified by the clerk of Allegany county court, shall be sufficient evidence to authorise the said justice of the peace before whom any case may be pending, to enter judgment against the said superintendent or other representative of said road and his or their securities, for the amount which he may adjudge to be due, on which judgment an appeal may be taken by either party to Allegany county court as in other cases; *provided*, Proviso. that nothing contained in sections six and seven of this bill shall apply to the settlement of accounts of W. T. Duvall, the present superintendent, or the accounts of C. M. Thruston, H. R. Hazlehurst and M. T. Evans, late directors of said road.

SEC. 8. *And be it enacted*, That before the auditors appointed in the first section of this act shall enter upon their duties as such, shall each take an oath that he will faithfully and without prejudice or partiality, fear, favor or affection discharge the duties of auditor.

SEC. 9. *And be it enacted*, That the clerk of the House of Delegates, be and he is hereby required to have this act published three times in all the papers printed in the town of Cumberland immediately after its passage, to be paid for by the auditors as aforesaid out of any monies belonging to said road.

SEC. 10. *And be it enacted*, That this act shall go into operation immediately after its passage.

SEC. 11. *And be it enacted*, That in case of death, refusal to act or removal out of Allegany county of all or either of the auditors named in the first section of this act, the Governor shall immediately fill such vacancy or vacancies by the appointment of a competent person or persons to discharge the duties hereinbefore prescribed.

SEC. 12. *And be it enacted*, That all acts of assembly or parts of acts, inconsistent with the foregoing sections of this act, be and the same are hereby repealed.

their successors and assigns shall be and they are hereby declared to be incorporated into a company by the name of the Wiconico and Locomoke railroad company, and by that name shall be capable in law of purchasing, holding, selling, leasing and conveying estates, real, personal and mixed, so far as shall be necessary for the purpose hereinafter mentioned and no further, and shall have perpetual succession by said corporate name, may sue and be sued, and may have and use a common