

act, heretofore made inconsistent with the provisions of this act, or repugnant thereto, be, and the same is hereby repealed.

Dec Ses. 1822

8. *And be it enacted*, That nothing herein contained shall be construed to prevent a repeal or modification of this act at any time hereafter.

Proviso.

CHAPTER 168.

*An act incorporating a company to introduce a copious supply of water into the town of Emmittsburg, in Frederick county.*

Passed Feb. 20, 1823.

Section 1. *Be it enacted by the General Assembly of Maryland*, That a company be, and they are hereby incorporated and made a body politic, for the purposes hereinafter mentioned, and that the said body politic shall be known and distinguished by the appellation of the President and directors of the Emmittsburg Water Company, and shall have full power and authority to do, perform and execute all and every matter and thing which a similar corporation may or rightfully can do, and shall have succession during the continuation of this act; and to that end, for perpetuating the said incorporate body, the heirs, devisees, representatives and assignees of the individual members thereof, shall be, and are hereby declared to be members thereof, and by the name aforesaid may sue and be sued, answer and be answered, in any court of law or equity in this state or elsewhere.

[Incorporation.

2. *And be it enacted*, That the capital stock of said company shall not be less than three thousand five hundred dollars, nor exceed four thousand dollars, to be divided into shares of twenty-five dollars each, and that subscriptions to the said capital stock shall be opened in the town of Emmittsburg, under the direction of Lewis Motter, James Hughes, Henry G. Waters, Robert L. Annon and Patrick Reid, or any two or more of them, on a day appointed by them for that purpose, and notified in such newspapers in Frederick as the commissioners may think proper; and on the day appointed the said commissioners shall meet for receiving subscriptions, at ten o'clock, A. M. and continue the same until three o'clock, P. M. and if the subscriptions shall exceed the capital, the commissioners shall apportion the same, according to the subscribers, by proportionate deductions, so that the whole be reduced to the proper limit; but if the said subscription shall not be filled on the first day, the commissioners aforesaid may adjourn from day to day until the whole stock is subscribed; and those who have previously subscribed shall be entitled to the stock in said company, from each of whom the said commissioners shall exact the first instalment of five dollars on each share so subscribed.

Capital stock Subscriptions.

3. *And be it enacted*, That, within ten days after closing the subscriptions, two or more of the commissioners shall meet at Emmittsburg, for the purpose of holding an election for the president and directors.

Meeting.

4. *And be it enacted*, That the stockholders aforesaid, or such shall be present in person, or by proxy, shall elect by ballot, out of the stockholders, five directors to serve until successors to them shall be chosen; and the said corporation shall annually thereafter, upon the same day, in each and every year, or within ten days thereafter, in like manner, elect five directors for one year, or until successors to them shall be chosen; each stockholder to have one vote for each and every share of stock; and the said directors, immediately after their appointment, and so after every subsequent appointment as aforesaid, shall choose from among the stockholders by ballot, a president to

Elections of officers.