

office may fine such witness for non-attendance, as in cases of attachments issued out of the general court; and every witness shall have the same allowance for his attendance, and itinerant charges, as on subpoenas out of the general court, and may compel the party, at whose request he is summoned, to pay him the same, either by attachment out of the county court of the county wherein the person indebted resides; or by warrant before a justice of the peace if under ten pounds current money; and the judge of the said land-office may compel the person against whom he shall determine on the caveat to pay all the legal costs attending the same, and may also by rule, direct any deposition to be taken, and received as evidence before him on the hearing of any caveat, provided reasonable notice in such order be given to the other party.

An ACT for erecting a bridge over the Eastern branch of Patowmack river. Lib. JG. No. 2. fol. 359.

Passed 24th of Dec. 1795.

WHEREAS it is represented to this general assembly, by the petition of Notley Young, Daniel Carroll, of Duddington, Thomas Law, William Mayne Duncanson, George Walker and Matthew Wigfield, that they, together with others, are desirous of forming a company for the purpose of erecting a bridge over the Eastern branch of the Patowmack river, from the lower end of Kentucky avenue, in the city of Washington, to the land of Matthew Wigfield: And whereas this general assembly approve the measure, which, if effected, will greatly tend to the benefit and convenience of the citizens of this state;

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for the said Notley Young, Daniel Carroll, of Duddington, Thomas Law, William Mayne Duncanson and George Walker, to open, or cause to be opened, books for receiving and entering subscriptions for the said undertaking, to the amount of two hundred and twenty-five shares, at a rate not exceeding two hundred dollars for each share, to be ascertained by the said Notley Young, Daniel Carroll, of Duddington, Thomas Law, William Mayne Duncanson and George Walker, and to be published in the Annapolis, George-town, Baltimore and Alexandria news-papers, and Maryland Herald, six weeks previous to opening the said books, which subscriptions may be made personally, or by power of attorney; and whenever the said two hundred and twenty-five shares shall be subscribed, six weeks notice shall be given in the papers aforesaid, requiring a meeting of the subscribers at the city of Washington, and a majority of such attending subscribers, provided at such meeting at least one hundred and thirteen shares shall be represented, are hereby required and authorised to elect, by ballot, five of said subscribers directors, for managing all the concerns of the company for and during the residue of the then current year.

Books to be opened, &c.

III. AND BE IT ENACTED, That the said stockholders, and their successors, from the time of the said first meeting, shall be and are hereby declared to be incorporated, by the name of The Eastern Branch Bridge Company, and by that name may sue and be sued, implead and be impleaded, answer and be answered; and the proprietors are hereby required to meet in the city of Washington on the first Monday in January in every year thereafter, and elect five directors, for the purpose of conducting and managing the concerns of the said company for one year; and that the said board of directors shall, from time to time after the said bridge shall be completed and opened, receive all the profits arising from the tolls, and cause to be made the necessary repairs thereof, and shall keep a regular account of such their receipts and expenditures, and make an annual dividend of the net profits thereof among the said stockholders; and in the first election, as well as in every subsequent election, each proprietor shall be entitled to one vote for every share, and any proprietor may, by writing under his hand and seal, and signed in the presence of two witnesses, depute any other proprietor to vote and act as his proxy.

Stockholders incorporated, &c.

IV. AND BE IT ENACTED, That the said directors, or any three of them, shall and may demand and require any part of the subscription money, in equal proportion, from each and every proprietor, which may from time to time be found necessary for carrying on the building of the said bridge, and after six weeks public notice of such demand in the several news-papers herein before mentioned, it shall and may be lawful for the directors to sue for and recover, in the name of the company, such unpaid requisition, with all costs and charges incidental thereto, and legal interest thereon from the time the same should have been paid; and the neglect or refusal to pay any such requisition, after public notice shall have been given as aforesaid, shall have the effect to forfeit all preceding payments made on the share or shares so neglected or refused to be paid, to the use and benefit of the company; provided, that in case of the death of any stockholder, the neglect or refusal of his executors, ad-

Directors may demand subscription money, &c.