

before two witnesses, and registered after the proof of the execution thereof, in the company's books, and not otherwise, except by devise, which devise shall also be exhibited to the president and directors, and registered in the company's books before the devisee or devisees shall be entitled to draw any part of the profits from the said tolls or dividends; *Provided*, that no transfer shall be made, except for one or more whole shares, and not for part of such share or shares; and that no share or shares shall at any time be sold, conveyed or held in trust for the use and benefit, or in the name of another whereby the said president and directors, or the stockholders of the said company or any of them, shall or may be challenged or made to answer concerning any such trust; but that every person appearing as aforesaid to be a stockholder, shall, as to the others of the said company, be, to every intent taken absolutely as such; but as between any trustee and the person for whose benefit any trust shall be created, the common remedy may be pursued.

18. *And be it enacted*, That if the said capital and the other aids already granted by this act, shall prove insufficient, it shall and may be lawful for the said company, from time to time, to increase the said capital by the addition of so many whole shares as shall be judged necessary by the said stockholders, or a majority of them present at any general meeting of the said company; and the said president and directors, or a majority of them, are hereby empowered and required, after giving at least two months previous notice thereof, in at least four of the news-papers printed in Virginia, Pennsylvania, Maryland and the District of Columbia, to open books in the before mentioned states and district for receiving and entering such additional subscriptions, in which the stockholders of the said company for the time being shall and are hereby declared to have the preference of all others, for the first thirty days after the said books shall be opened as aforesaid, of taking and subscribing for so many whole shares, as any of them shall choose, and the said president and directors are hereby required to observe in all other respects, the same rules therein, as are by this act prescribed for receiving and adjusting the first subscriptions; and in like manner to return, under hands of any three or more of them an exact list of such additional subscriptions, with the same subscribed to the public authorities as aforesaid, to be by them preserved as aforesaid; and all stockholders of such additional shares shall and are hereby declared to be from thence forward incorporated into the said company.

Increase of capital.

19. *And be it enacted*, That whenever it shall become necessary to subject the lands of any individuals to the purposes provided for in this act, and their consent cannot be obtained, it shall and may be lawful for the company to enter upon such lands and proceed to the execution of such works as may be requisite; and that the pendency of any proceedings in any suit in the nature of a writ of ad quod damnum, or any other proceedings, shall not hinder or delay the progress of the work; and it shall be the duty of every court to give precedence to controversies which may arise between the company created by this act, and the proprietors of land sought to be condemned for public uses, and to determine them in preference to all other causes.

Hinderance avoided.