

duals may become subscribers and stockholders therein, and transfers of stock in said companies may be made by corporations or bodies politic, of their stock in said companies, in such manner as the said companies shall and may from time to time by their laws appoint and direct.

CHAP. 97.

34. AND BE IT ENACTED, That whenever the new roads shall depart from the beds of the old roads respectively, it shall and may be lawful for the presidents and managers of the said companies respectively, with the consent of the owner or owners of the land through which the old roads may pass, to shut up the same. Old roads may be shut up.

35. AND BE IT ENACTED. That the said presidents and managers shall ascertain and value what damages may be sustained by any person or persons through whose land the said road shall pass, and the same, when so assessed, shall be paid, or secured to be paid, before the said president and managers shall proceed to open the said road; *Provided always*, that if any person or persons through whose land the said road shall pass, or his, her, or their guardian or trustee, shall conceive themselves aggrieved by such valuation and assessment of damages by the said presidents and managers, it shall and may be lawful for the said presidents and managers, or any two of them respectively, to issue their warrant to the sheriff of the county aforesaid, commanding him to summon twelve freeholders in the county aforesaid, and not interested in the premises, and qualified to serve as jurors in the county court, to appear on a day by them to be appointed on the premises; and the said presidents and managers, or any one of them respectively, are hereby authorised to administer an oath, or affirmation, as the case may be, to every person so summoned, that he will, without favour, affection, partiality or prejudice, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of the opening the aforesaid road through his, her, or their land; and the persons so summoned and so qualified, shall thereupon proceed to assess and value the damages accordingly, of which the said presidents and managers, or some one of them respectively, shall have given at least ten days notice, and such inquisition shall be final and conclusive between the parties; and in assessing the damages the jury shall take into consideration the conveniencies and inconveniencies, the advantages or disadvantages, if any, arising to the proprietors of the land over which the said road or roads may pass. Damages to be ascertained. Provide.

36. AND BE IT ENACTED, That so much of the third section of the law passed at November session, eighteen hundred and five*, entitled, An act to incorporate a company to make a turpke road from the line of the District of Columbia, where it crosses the post road leading from George-Town to Frederick-Town, through Montgomery and Frederick counties, to Frederick-Town, as require that two thousand five hundred shares or more of the said stock in the said company shall be subscribed, before the said corporation can be organized, and any other parts of any section of the said law which may be inconsistent with, or repugnant to, the provisions of this section, are hereby repealed; and the commissioners named in the supplement to the said act passed at November session, eighteen hundred and twelve†, are hereby authorised and permitted to organize the said company so soon as fifteen hundred shares or more Part of a law repealed. Ch. 79.

†Ch. 144