

to be incorpo-
rated on cer-
tain con-
ditions

entitled to commence the construction of any such road, or other work, as aforesaid, and in order to afford a sufficient guarantee to the public that such Company is not a fictitious one, and that such road or other work is intended to be proceeded with, such Company shall, after they shall have subscribed a sufficient quantity of 5 stock to amount to a sum adequate in their judgment to the construction of any such road, or other work, execute an instrument according to the form in the Schedule to this Act contained; and the said Company, or any one of their number, or the Directors 10 named in the said instrument, shall pay to the Treasurer of such Company six per cent upon the amount of the capital stock of the Company mentioned in the said instrument, and shall register such instrument, together with a receipt from the Treasurer of such Company for such payment or instalment of six per cent, which 15 registration shall be made by leaving the original instrument and receipt with the Registrar of any one County in which such road or other works shall be wholly or partly situated, or intended to be made, who shall register the said instrument and receipt in a Register Book to be provided by each Registrar for that purpose, and afterwards retain the said original documents in his custody, and 20 shall be bound to produce the same upon all occasions when legally required to do so by the Directors or Treasurer of the said Company: Provided always, That in all cases where each individual Stockholder does not pay six per cent on the share or shares held by him, but other parties shall pay the same on his behalf, as 25 before provided, the party so paying on his behalf shall be entitled to recover the amount as a debt, in any competent Court, and the Stockholder so sued shall not be entitled to object to the action or suit on the ground of not having authorized the Plaintiff in the action to pay the money on his behalf. 30

Six per cent
of capital to
be paid up.

Registration
of instrument
and receipt
how made.

Proviso as to
recovery of
six per cent
from any
Stockholder.

Their corpo-
rate powers.

Common seal.

Holding lands.

IV. And be it enacted, That when the requirements contained in the preceding Section of this Act shall have been complied with, such Company shall henceforth become and be a chartered and incorporated Company, by such name as shall be designated in the instrument so to be registered as aforesaid; and by such name 35 they and their successors shall and may have perpetual succession, and shall be capable both at law and in equity of suing and being sued, of impleading and being impleaded, answering and being answered unto, defending and being defended, in all Courts of Law and Equity and places whatsoever, in all manner of actions, 40 suits, complaints, matters and causes whatsoever, and they and their successors may have a common seal, and the same may make, alter and change, at their will and pleasure; and that they and their successors, by their corporate name, shall be capable of pur- 45 chasing, taking, having, holding and conveying, selling and departing with, any lands, tenements and hereditaments whatsoever,