

CHAP. 75. clause, unless the contracting of any greater debts shall have been previously authorised by a law of the state. In case of excess the directors under whose administration it shall happen, shall be liable for the same in their natural or private capacities, and an action of debt may in such case be brought against them, or any of them, or their heirs, executors or administrators, in any court of record of this state, by any creditor or creditors of the said corporation, and may be prosecuted to judgment and execution, any condition, covenant or agreement, to the contrary notwithstanding; but nothing herein contained shall be construed to exempt the said corporation, or the lands, tenements, goods and chattels of the same, from being also liable for and chargeable with the said excess; and such of the said directors who may have been absent when the said excess was created, or may have dissented from the resolution or act whereby the same was created, may respectively exonerate themselves from being so liable, by forthwith giving notice of the fact, and of their absence or dissent to the governor of the state, and to the stockholders at a general meeting, which they shall have power to call for that purpose.

Operations when
to commence.

18. AND BE IT ENACTED, That upon the payment of the second instalment the president and directors may commence the operations of the bank, and such shares as remain unsubscribed for, the president and directors shall dispose of in such manner as they deem most beneficial for the bank.

Tax to the state.

19. AND BE IT ENACTED, That on the first day of January eighteen hundred and seventeen, and on the first day of January in every year thereafter, the bank shall pay, or cause to be paid to the treasurer of the western shore, the sum of twenty cents on every hundred dollars of the capital stock thereof actually paid in.

Duration.

20. AND BE IT ENACTED, That this act shall continue in force until the year eighteen hundred and thirty-five, and until the end of the next session of the general assembly which shall happen thereafter.

CHAP. LXXVI.

passed Jan 11, 1816

An Act to lay out and make public a Road in Allegany County, Lib. TH. No. 4, fol. 518.

Commissioners appointed to survey and lay off a road.

1. BE IT ENACTED, by the General Assembly of Maryland, That John H. Bayard, James D. Cresap and John Templeman, be and are hereby appointed commissioners, and they, or a majority of them, are hereby authorised, at the expense of the petitioners, if they shall consent thereto, or any person who may think proper to contribute thereto, to survey, lay off and make public, a road not exceeding thirty feet wide, clear of ditches, beginning at a point to be fixed by the said commissioners on Beall-street in the town of Cumberland, and running from thence to the lime-stone spring on the bank of the river Potomac, and continuing as near the river bank as the nature of the ground will admit of, until it intersects the Cresapshurgh road near Valentine Hoffman's old dwelling; and the said road, when so laid out and made passable for wagons and other carriages, &c. a plat thereof made out and returned to the clerk of Allegany county court, shall for ever be deemed a public highway, and kept in repair as other public roads in said county are; *Provided*, that the same shall not run through any garden, yard, meadow or orchard, without the leave of the owner.

Proviso.