

the aforesaid officers to the judges respectively, who have criminal jurisdiction.

SEC. 3. *And be it enacted,* That elections of Governor shall be certified, and the returns under seal made by the aforesaid officers, and addressed to the Speaker of the House of Delegates, and enclosed and transmitted to the Secretary of State.

Election of
Governor.

CHAPTER 135.

AN ACT relating to that portion of the Franklin Rail Road, that lies within the State of Maryland, providing for its sale to pay the debts of the Franklin Rail Road Company, and for the immediate relaying and renewal of said road.

Passed April
20, 1853.

WHEREAS, The Franklin rail road company, incorporated by an act of the General Assembly of the State of Pennsylvania of the twelfth of March A. D. eighteen hundred and thirty-two, was authorised by an act of the General Assembly of this State, passed at December session eighteen hundred and thirty-six, chapter seventy-nine, to locate and construct a portion of its road within this State, upon certain terms and conditions expressed in said act and other acts of Assembly relating thereto, and said company accordingly constructed a rail road in this State from a point on the State line of Pennsylvania, bordering on Washington county, in this State to the town of Hagerstown in said county; *and whereas,* the said company having incurred heavy debts in the construction of the said work, which it was and is unable to pay and the entire road having become greatly dilapidated, the State of Pennsylvania by an act of the General Assembly, approved on the tenth day of April A. D. eighteen hundred and fifty, for the purpose of giving to the creditors of the said company a more effectual remedy for the recovery of their debts, and preventing the said road from falling into a State of entire dilapidation appointed and constituted Samuel D. Culberston, Joseph Snively and William Heyser of Franklin county, in the State of Pennsylvania, trustees, to sell that portion of said road which is situated in said county and State, under certain conditions and provisos in said act con-

Preamble.