

tained, in pursuance of which the said trustees did sell said portion of said rail road, and the corporate franchises thereto appertaining for the sum of seventeen thousand dollars which sale was duly confirmed agreeably to the provisions of the said act, and said money is in a course of distribution among the creditors of said company, but is insufficient to satisfy their claims; and whereas, the purchaser of the said road is willing to buy also that portion of said road leading from the said point on the State line aforesaid, to the town of Hagerstown in Washington county, in this State, for the purpose of relaying the same without delay, in conjunction with that portion lying in Pennsylvania, and heretofore purchased by him, which object is greatly desired both by the creditors who have no effectual remedy against the company for the payment of their debts, and by the community who are interested in having said road renewed for the convenience of trade and travel; Therefore,

Trustees appointed to sell

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Robert Fowler, William F. Braunan and John Wolf, of Washington county, in the State of Maryland, be and they are hereby appointed and constituted trustees, to sell and dispose of that portion of the Franklin rail road, which lies in Washington county, in this State, together with its appurtenances and all the corporate rights, privileges, powers and franchises belonging to the said company, either at private sale for such sum as said commissioners may agree upon and determine, or at public sale to the highest bidder in the town of Hagerstown at such time and place as the said trustees may deem proper after giving at least thirty days notice thereof by advertisements to be inserted once a week for four successive weeks in one of the newspapers published in the town of Hagerstown, and in one of the newspapers published in town of Chambersburg, Pennsylvania, and to be inserted twice a week for four successive weeks in a daily newspaper published in the city of Baltimore, and in a daily newspaper published in Philadelphia, the sale to be made upon such terms as may be prescribed by the trustees, which terms shall provide for the payment of not less than one-third of the purchase money in cash, on the day of sale, and of the residue in not more than two equal annual instalments, bearing interest, and to be secured by notes or bonds executed to the trustees, with security to be approved by them which notes or bonds are also to be and remain a lien on said road and its appurtenances until fully paid, the sale thereof to be reported by them to the circuit court for Washington