

shorten the distance, making an artificial bed of stone or gravel, not less than sixteen feet in breadth.

SEC. 5. *And be it enacted*, That the said company shall cause said road to be completed within five years from the passage of this act, otherwise the right of said stockholders shall revert to the State of Maryland. When to be completed.

SEC. 6. *And be it enacted*, That the commissioners board of Washington county be, and they are hereby authorised to subscribe for such number of shares, not exceeding one hundred, in the capital stock of the company hereby incorporated, that they may deem expedient and proper to be subscribed for, in the name and for the benefit of Washington county, and to be represented at all meetings of the stockholders of said company, by the county commissioners for the time being, or by such person or persons as may be duly authorised by them. Commissioners authorised to subscribe.

SEC. 7. *And be it enacted*, That the said company shall have the right to erect upon said road two toll gates; *Provided*, said gates be not erected within one mile and a half from the town of Hagerstown, and one mile and a half from the town of Smithsburg; and they are hereby authorised to appoint such, and so many, toll gatherers as they shall think proper, who are empowered to collect and receive of, and from all and every person and persons using said road, the tolls and rates hereinafter mentioned; and to stop any person riding, leading or driving any horses, cattle, sheep, sulky, chaise, phaeton, coach, coachee, cart, wagon, sleigh, sled, or other carriage of pleasure or burthen, from passing through said gate, until they have respectively paid the same; that is to say, the following sums of money, and so in proportion, for any greater or lesser number of sheep, hogs or cattle, namely: for every score of sheep, five cents; for every score of hogs, five cents; for every score of cattle, ten cents; for every horse and his rider, or led horse, three cents; for every sulky or chaise, with one horse and two wheels, five cents; for every chariot, coach, stage, wagon, phaeton or chaise, with two horses and four wheels, ten cents; for either of the carriages last mentioned, with four horses, twenty cents; for every other vehicle, by whatever name it may be known, the like sums, according to the number of wheels, and horses drawing the same. Right to erect two toll gates. Proviso.

SEC. 8. *And be it enacted*, That this company, during the construction of the turnpike road as aforesaid, may prevent travel upon said road, when in their judgment, the use of the same will work an injury to the road, and as soon as one half of said road shall have May prevent travel during the construction.