

A supplement to the act entitled, an act to incorporate the Frederick and Emmitsburg turnpike company, passed at December session eighteen hundred and forty-four, chapter one hundred and thirty-six.

Passed
Jan. 29, 1848.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That as soon as said company shall have constructed four miles of the said turnpike road in the manner prescribed by the act to which this is a supplement, and shall have opened the said road to the width of not less than thirty-eight nor more than fifty feet, of which not less than eighteen feet shall be constructed of stone or gravel, it shall be lawful for the said company to erect a toll gate or gates, and charge toll; *provided,* a license shall be issued by the Governor, under the seal or the State, upon application of said company, in the mode prescribed by the eleventh section of the original act of incorporation.

To erect toll
gates & charge
toll.

Proviso.

SEC. 2. *And be it further enacted,* That the levy court of Frederick county, at their next session after the passage of this act may, in their discretion, appropriate the sum of two thousand dollars for the purpose of erecting and paying for the erection of bridges on said road, payable in four equal annual payments, and that said levy court are hereby authorised to levy upon the assessable property of the county, a sufficient sum of money to pay the said annual appropriation.

Levy court
may erect brid-
ges.

SEC. 3. *And be it further enacted,* That it shall and may be lawful for the levy court of Frederick county, upon the application of any person or persons through whose lands the old bed of the road passes, and which may not be occupied by the turnpike road, to order and direct the same or such parts thereof to be closed; *pro- vided,* the public convenience does not require that the same or such part be kept open, and in case any person shall consider himself aggrieved by the order of the said levy court, such person may appeal to the next county court, when the case shall be tried in the manner now prescribed in cases of objections filed to the applications for public roads.

Levy court to
close road.

Proviso.

SEC. 4. *And be it enacted,* That all parts of the original act and its supplement, inconsistent herewith, be and the same are hereby repealed.

Inconsistent
acts repealed.

SEC. 5. *And be it further enacted,* That this act shall take effect from the day of the passage thereof.

In force from
passage.