

SEC. 9. *And be it enacted*, That the president and managers, be and they are hereby authorised to appoint three commissioners who, or a majority of whom agreeing, shall lay out the said road in the nearest and best direction from the place where the present county road now leading from Waynsboro', Pennsylvania, that intersects the National turnpike; at all times keeping the bed of the aforesaid county road, except at certain places, which in the judgment of the commissioners might be considered advantageous and saving to the cost of making said road, but be it understood that the pike shall pass through the aforesaid towns in the manner prescribed in this act, and strike the Pennsylvania line at the place and point aforesaid, in the direction of Waynsboro', Franklin county, Pennsylvania, aforesaid, and after having laid out and marked said road, shall make out a plat of the same, specifying the course and distance, and return the same plat to the president and managers, and said commissioners before they proceed to act, shall take the following oath or affirmation: I, A. B., do swear or affirm, as the case may be, that I will lay out and mark the Smithsburg and Beaver Creek Turnpike Road, according to the best of my skill and judgment, agreeably to the purport of an act entitled, an act to incorporate a company to make a turnpike road from the point aforesaid, to the Pennsylvania line, and I do further swear or affirm, as the case may be, that I am not interested in any land through which said road is likely to pass.

SEC. 10. *And be it enacted*, That the said company shall cause the said road to be laid out not less than thirty-two feet wide, not less than eighteen feet whereof in breadth, shall be made an artificial road, to be composed of stone, gravel or plank, and shall in no place rise or fall more than will form an angle of more than two and a half degrees, with an horizontal line. Dimensions,
etc

SEC. 11. *And be it enacted*, That if said company shall not commence the making said road within five years from the passage of this act, and shall not complete the same within five years thereafter, the right of the said company to the said road shall revert to the State of Maryland. Limited time to
commence and
complete road

SEC. 12. *And be it enacted*, That the said company shall be, and is hereby clothed and invested, as respects the said road, with all and singular the rights, privileges, immunities and advantages, not inconsistent with the provisions of this act, that are held, used and possessed by the turnpike company, incorporated by an act of Assembly, passed February twenty-fourth, eighteen hundred and forty-four, chapter one hundred and fifty. Corporate
powers.

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Commissioners
to lay out road
—their powers
and duties

Dimensions,
etc

Limited time to
commence and
complete road

Corporate
powers.