

The company were not satisfied with the rights granted them by the charter of 1821, but required an official surrender from the levy court of Washington county, of the right to the bed of the new road from Funk's-town to Boonsborough, which had cost the county so much money, and for which under the provisions of the 15th section of the act of 1804, they would have been obliged to pay, as was provided in similar cases with regard to public roads in Baltimore, Frederick and Anne-Arundel, which had been improved at the expense of those counties. And at the session of 1822, chapter 88, further privileges were asked for and granted to them without hesitation. The company, therefore, have received every aid and encouragement from the citizens of Washington county, as well as from the legislature. It is true they have completed a very excellent road, at the expense, as they state, of sixty-eight thousand dollars; but for doing this, the bank charters have been extended for ten years. and the road is also their property; and although the tolls may not be productive at present, they must and will continue to increase, and it is not merely the amount derived from tolls on this small section of road, which should be taken into consideration, but its completion cannot fail, by increasing the travelling on this route, to increase the tolls on the Baltimore and Frederick turnpike, and the Cumberland bank road; and the stock of both is principally owned in Baltimore, which city must also be benefitted by the opening of another avenue to the trade of a rich and fertile country.

It is to be regretted that a toll gate should ever have been erected within one mile of Funk's-town; and your committee are of opinion, that the president, managers and company, of the Boonsborough turnpike road, had no right to do so; and that it was not the intention of the legislature in passing the act under which they have been incorporated, to give them any such power, nor can its exercise be reconciled with the spirit of the act of 1804, already referred to, nor is it consistent with the policy pursued by the state since the system of turnpike roads, was first commenced in Maryland, they therefore recommend the passage of the bill, herewith reported, entitled, An additional supplement to an act, entitled, An act to incorporate a company to make a turnpike road from Boonsborough to Hager's-town, and for the extension of the charters of the several banks in this state, and for other purposes, the provisions of which they believe will remedy the grievance complained of by the petitioners.

All which is respectfully submitted,

By order,

David Ridgely, Clk.

And a bill, entitled, An additional supplement to an act, entitled, An act to incorporate a company to make a turnpike road from Boonsborough to Hager's Town, and for the extension of the charters of the several banks in this state, and for other purposes.

Mr. Duvall reports a bill, entitled, An act to establish free schools in Prince-George's county.

Mr. Kennedy reports a bill, entitled, An act relating to the road lately located from Sharpsburg to Hager's Town, in Washington county.

Mr. Thomas reports a bill, entitled, An act for the benefit of William Cord, of Cecil county, and others.

Mr. Hughes reports a bill to authorise warranting on constables bonds.

Mr. Tyson reports a bill, entitled, A supplement to the act to provide for the extension of Lombard-street in the city of Baltimore.

Mr. Kennedy reports a supplement to an act, entitled, An act au-