

CHAP. 114.

Stockholders incorporated.

6. *And be it enacted,* That the stockholders in said company shall be and they hereby are erected and created into a body corporate, by the name and style of The Hagers-town and Boonsborough Turnpike Company, and by the same name shall have perpetual succession, and shall be capable of suing and being sued, of answering and being answered, and of enlarging their stock whenever they may find such enlargement necessary for the completion of said road.

President and managers to appoint three commissioners to lay out said road.

7. *And be it enacted,* That the president and managers be and they hereby are authorised and empowered, to appoint three commissioners, who, (or a majority of whom,) agreeing, shall lay out said road in the nearest and best direction, from the public square in Hagers-town, through Funks-town, and thence on or near the bed of the new road to Boonsborough; and after they have laid out and marked said road, shall make out a plot thereof, specifying the course and distance, and return the same to the president and managers; and the said commissioners, before they proceed to act, shall take the following oath, or affirmation, before some justice of the peace: "I do swear, or affirm, that I will lay out and mark the Hagers-town and Boonsborough turnpike road, according to the best of my skill and judgment, agreeably to the directions of this act, and that I am not interested in any land through which it is likely to pass."

Company to open road according to location of commissioners, &c.

8. *And be it enacted,* That the said company shall open said road from Hagers-town according to the location of the commissioners aforesaid, sixty feet wide, of which at least twenty feet shall be an artificial road, composed of stone or gravel; and shall erect and keep up bridges over streams crossing the same, and when the said road and bridges shall be completed, said company shall be entitled to receive toll for one full gate.

Any corporation or body politic may become stockholders.

9. *And be it enacted,* That it shall and may be lawful for any corporation or body politic in the United States, to become stockholders in said company.

Privileges and immunities of company.

10. *And be it enacted,* That said company be and they hereby are clothed and invested with all the privileges, rights, immunities and advantages, which are held and possessed by the turnpike company incorporated by an act of assembly passed at November session eighteen hundred and twelve, entitled, An act to incorporate a company to make a turnpike road from the District of Columbia to the city of Baltimore, and be governed by the same regulations as therein prescribed, and entitled to the same tolls.

If company do not complete work within ten years, state to resume rights, &c.

11. *And be it enacted,* That if said company do not proceed to carry on the said road, within ten years complete the same, it shall be lawful for the legislature of this state to resume the rights, privileges and franchises, hereby granted to the said company.

CHAPTER 115.

Passed Feb 4 1810

An act for the benefit of the Children of Joseph Smith, deceased.

Guardians authorised to make an exchange of a lot of ground.

Sec. 1. *Be it enacted by the General Assembly of Maryland,* That the guardians of the children of Captain Joseph Smith, late of the city of Baltimore, be and they are hereby authorised, with the approbation of Baltimore county court, to make an exchange of part