

Dec. Ses. 1817

Payments

Direction of
road—Plot.Width of road
—Tolls.

Proviso.

Privileges,
rights, &c.Corporations
may subscribeIf not complet-
ed in 5. years
state to resume
rights, &c.

privileges and franchises incident to a corporation, and shall be capable of suing and being sued, answering and being answered, and of enlarging their stock by new subscriptions if the same shall be found necessary.

5. *And be it enacted*, That the sums so subscribed shall be paid to the president and managers of the company, in such sums, and at such times, as they may appoint, giving two months public notice of the payment required.

6. *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 Boonsborough through Williams-Port, to intersect the Cumberland turnpike road on the west side of Conococheague creek, and after having laid out and marked said road, shall make out a plot of the same, specifying the course and distance, and return the said plot 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, that I will lay out and mark the Williams-Port turnpike road according to the best of my skill and judgment, agreeably to the direction of this act, and I do further swear, or affirm, that I am not interested in any land through which the said road is likely to pass.

7. *And be it enacted*, That the said company shall open said road from Boonsborough 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 erect and keep up bridges over streams crossing the same; and when the said road and bridges shall be perfect, said company shall be entitled to receive the same tolls which are allowed by law to the Washington and Baltimore turnpike company; *Provided*, that no toll be demanded or taken from any person passing or repassing to or from any public worship or funeral, on days appointed for that purpose, or from militia-men on days of training, or from voters on days of election, attending the polls, going to or returning from the same.

8. *And be it enacted*, That said company shall be and are hereby invested and clothed with all the privileges, rights, immunities and advantages, which are held and possessed by the company incorporated by an act 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 also with all the rights, privileges and immunities, held and possessed by the Cumberland turnpike road company, to be governed by the same regulations as are therein prescribed, and entitled to the same tolls, and every clause and provision in said acts relative to the road therein proposed to be made, so far as the same are applicable and not inconsistent with this act.

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 the said company.

10. *And be it enacted*, That if the said company do not proceed to carry on said work within two years after the passage of this act, or shall not within five years thereafter complete the said road, it shall be lawful for the legislature of this state to resume the