

Name of company.

SEC. 3. *And be it enacted*, That the stockholders in said company shall be, and they are hereby incorporated and constituted a body politic by the name of the Hagerstown and Sharpsburg Turnpike company, and by that same name shall have succession during the continuance of this corporation, and the said stockholders and their successors, by the name aforesaid, may sue and be sued, answer and be answered, in any court of law or equity in this State, and may do, and execute every other matter and thing by the name aforesaid, that they are authorized to do in virtue of this act.

Power to receive additional subscription.

SEC. 4. *And be it enacted*, That the president and managers, after their election as hereinbefore provided for, shall have full power to receive additional subscriptions for the unsubscribed stock or vacant shares, and when a sufficient sum has been raised and paid in, to construct said road, no further subscription shall be received, and said president and managers shall cause the road to be laid out on or near the bed of the county road leading from Hagerstown through Jones's cross roads to Sharpsburg, making an artificial bed of stone or gravel, not less than sixteen feet in breadth.

To be completed within five years.

SEC. 5. *And be it enacted*, That said company shall cause said road to be completed within five years from the passage of this act, otherwise the right of said stockholders shall revert to the State of Maryland.

Commissioners of Washington county, authorised to subscribe.

SEC. 6. *And be it enacted*, That the commissioners' board of Washington county be, and they are hereby authorised to subscribe for such number of shares not exceeding three hundred, in the capital stock of the company hereby incorporated, that they may deem expedient and proper to be subscribed for, in the name and for the benefit of Washington county, and to be represented at all meetings of the stockholders of said company, by the county commissioners for the time being, or by such person or persons as may be duly authorised by them.

Power to erect toll gates.

SEC. 7. *And be it enacted*, That the said company shall have the right to erect upon said road two toll gates; *Provided*, said gates be not erected within one mile and a half from the town of Hagerstown, or one mile and a half from the town of Sharpsburg; and they are hereby authorised to appoint such, and so many toll gatherers as they shall think proper, who are empowered to collect and receive of, and from all and every person and persons using said road, the tolls and rates hereinafter mentioned, and to stop any person riding, leading or driving any horses, cattle, sheep, sulky, chaise, phaeton, coach, coachee, cart, wagon, sleigh,

Proviso.