BY AUTHORITY.

AN ACT

For the establishment of a turnpike Company in the county of Alexandria, in the district of Columbia.

BE *it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That Jonah Thompson, Thomas Swann, Charles Alexander, Edwaad J. Lee, Jacob Hoffman, Cuthbert Powell, and John Mandeville, or a majority of them, be, and they are hereby constituted a board of commissioners, with full power and authority to open, or cause to be opened, books for receiving and entering subscriptions for raising a capital stock, not exceeding twenty thousand dollars, in shares of fifty dollars each, for the purpose of opening, gravelling, and improving a road not exceeding one hundred nor less than thirty feet wide, between the town of Alexandria and Bridge point, on Alexander's island, opposite the city of Washington, and of erecting a bridge over Four Mile creek, in the county of Alexandria; and of making such incidental works, and defraying such other incidental expences, as may be deemed necessary or expedient by the company hereinafter named; the time, place, and manner of receiving and tering such subscriptions, to be ascertained by the said board of commissioners, and duly advertised in such gazettes as they may deem expedient: *Provided,* That the time to be fixed upon by the said board of commissioners for opening books for receiving the said subscriptions, shall be on or before the first Monday in April next; and that no subscription shall be received unless the sum of ten dollars be first paid into the hands of the person authorised to receive the same, on each share subscribed for.

SEC. 2. *And be it further enacted,* That whenever two hundred of the said shares shall be subscribed for, all persons who may then be, or thereafter may become, the actual holders or proprietors of shares in the said capital stock, either as subscribers for the the same, or as the legal representatives, successors, or assignees of such subscribers, shall be, and they are hereby made and created, a body politic and corporate, by the name and style of "The Washington and Alexandria Turnpike Company," and by that name may sue and be sued, implead and be impleaded, and do and suffer all acts, matters, and things which a body politic and corporate may lawfully do and suffer; and may have a common seal, and the same may break and alter at pleasure, and may make all by-laws, rules regulations, and ordinances, for the good government and well being of the said company, and for carrying into effect the objects of their institution, so that such by-laws, rules, regulations, or ordinances, be not repugnant to the laws of the United States in force within the said county of Alexandria.

SEC. 3. *And be it further enacted,* That when two hundred of the said shares shall be subscribed for as aforesaid, or as soon after as may be, the said board of commissioners shall call a meeting of the company, at the town of Alexandria, by public advertisement in one or more gazettes published in Washington and Alexandria, appointing a fit and convenient time and place of meeting, for the purpose of electing five directors, a clerk, and a treasurer, and such other officers, agents, and servants, as the said company may think fit to appoint, and for transacting any other business, in pursuance of this act, and appertaining to the nature and objects of the institution of the said company; and the said board of commissioners shall, if necessary, adjourn the said meeting from time to time, until a quorum shall be formed; and a majority of the said company, or the proprietors of two-thirds of the number of shares actually subscribed for, their legal representatives, successors, or proxies, shall be a quorum to do business; and the said board of commissioners, before opening the said subscription books, shall ascertain and publish in their said advertisement, a fit and convenient mode of authenticating all powers of attorney, authorizing subscriptions to be made in the name of any person or persons; and before calling a meeting of the said company, shall ascertain and publish in their advertisement, a fit and convenient mode of authenticating all instruments of writing, authorising any person or persons to act and vote at such meeting, as the proxy or proxies of any member of the said company; all which powers of attorney and instruments of writing shall be filed with the clerk of the said company, and by him be safely kept among the records and documents appertaining to his office; and as soon as a quorum of the said company and a board of directors shall be formed as aforesaid, all the powers, authority, and duties whatsoever, by this act vested in the said board of commissioners, shall cease and determine, and thenceforward become vested in the directors, for the time being, of the said company, under such limitations and restrictions as the said company may think fit to prescribe.—And the said board of commissioners shall account to the said company, at the first meeting of the same, for all monies received by them or their agents, on account of such subscriptions, and shall immediately pay over the same to the treasurer of the said company, or to such other person or persons as the said company may direct and appoint; the said company, nevertheless, to allow all just credits for monies actually and necessarily expended by the said board of commissioners, in the execution of their said trust and duties.

SEC. 4. *And be it further enacted,* That there shall be annually holden, on the first Monday in January, a meeting of the said company, for the purpose of electing five directors, a clerk, and a treasurer; and the said company shall have power, at any meeting legally called and constituted, in pursuance of this act, to displace any of their directors or officers, and to supply, by a new election or appointment, all vacancies that may happen among the directors, or officers of the company; and the said company shall have power to prescribe and regulate the powers and duties of the said directors, and of all other officers of the company; and a majority of the said directors may, from time to time, elect one of their body as President, and may provisionally supply, by their own election, any vacancies that may happen among the number of directors, or among any of the officers of the company; and the persons so elected by the said directors may continue in office till the next legal meeting of the company, and the directors of the said company to be elected in pursuance of this act, shall, unless sooner displaced by the said company, continue in office until the first Monday in January next succeeding their election, and from that time until a new election shall be made by the said company.

SEC. 5. *And be it further enacted,* That a meeting of the said company may, at any time, be called by a majority of the directors of the company, for the time being, or by one third of the members of the said company, or by the proprietors of one third of the shares actually subscribed for, or the legal representatives or successors of such members or proprietors: *Provided however,* That no meeting of the said company, shall be legal or valid, unless a quorum shall be formed, consisting of the majority of the members of the said company, or of the proprietors of at least two-thirds of the number of shares actually subscribed for, their legal representatives, successors, or proxies, nor unless the place, (being within the town of Alexandria,) and the time of such meeting be previously advertised for three weeks successively, in one or more gazettes in the city of Washington, and Alexandria.

SEC. 6. *And be it further enacted,* That every director, clerk, and treasurer, before he acts as such, shall take an oath or affirmation, for the due execution of his office.

SEC. 7. *And be it further enacted,* That the said shares shall be negotiable and transferable from one to another, by assignments in writing, executed before two witnesses at the least, and authenticated and registered, as the said company may prescribe and direct in their by-laws and regulations.

SEC. 8. *And be it further enacted,* That the amount of each share shall be paid by instalments of ten dollars, at such times as the said directors, for the time being, shall appoint; and in case any instalment or instalments shall not be paid at the time appointed, or within ten days thereafter, the same may be recovered in the name of the company, by warrant from a justice of the peace, if the amount due shall no exceed twenty dollars; and if the sum so due, shall exceed twenty dollars, the same may be recovered by motion, in the name of the said company, on ten days notice, in any court of record in the county or district where the debtor may be found; and in all such warrants and motions the certificate of the clerk of the said company shall be conclusive evidence of the defendant's being a member of the company, and prima facie evidence of the amount due on the shares held by such defendant; and if such instalment or instalments be not paid within sixty days after the time limited for the payment of the same, and advertised for four weeks successively in one or more gazettes published in Washington or Alexandria, the president & directors of the said company may proceed to forfeit, for the use of the company, the share or shares of the person or persons so failing to pay.

SEC. 9. *And whereas,* certain individuals have already subscribed and paid sundry small sums of money, which have been appropriated to the purpose of opening and partially improving the said road from Alexandria to Washington: *Be it further enacted,* That it shall and may be lawful for the said board of commissioners to place the said payments to the credit of those individuals, who have respectively paid the same, and who are desirous of purchasing stock in the said company, by allowing them the full amount of the money, they have respectively advanced, in the purchase of a share or shares in the said company.

SEC. 10. *And be it further enacted,* That the said company be, and they are hereby authorized and empowered to open, extend, gravel and improve, in the turnpike manner, a good and sufficient road, commencing at the intersection of Washington and Montgomery streets, in the said town of Alexandria, thence extending in a straight line to the north-eastern corner of the alms house lot, and thence by the most eligible and convenient route, to bridge point, on Alexander's island; and also to erect and build, or cause to be erected and built over Four Mile creek, a good and sufficient bridge, of sound and suitable materials, and in all respects adequate for the passage of travellers, horses, and carrages, with a secure railing on each side, at least four feet high, and a convenient way for foot passengers, on one side, which shall be separated from the carriage way, by a good and sufficient railing, at least four feet high.

SEC. 11. *And be it further enacted,* That it shall and may be lawful for the said president and directors, or the majority of them, to agree with the owners of any land, through which the said road is intended to pass, for the purchase thereof; and in case of disagreement, or in case the owner thereof shall be a feme covert, under age, non-compos, or out of the district, on application to one of the judges of the circuit court, the said judge shall issue a warrant directed to the marshal of the district, to summon a jury of twenty-four inhabitants of Alexandria county, of property and reputation, not related to the parties, nor in any manner interested, to meet on the land to be valued, at a day to be expressed in the warrant not less than ten, nor more than twenty days thereafter; and the marshal, upon receiving the said warrant, shall forthwith summon the said jury, and when met, provided there be not less than twelve, shall administer an oath or affirmation to every juryman that shall appear, "That he will faithfully, justly, and impartially value the land, (not exceeding the width of one hundred feet) and all damages the owner thereof shall sustain by opening the road through such land, according to the best of his skill and judgment." And the inquisition thereupon taken, shall be signed by the marshal, and by the jurymen present, and returned by the marshal to the clerk of the county, to be by him recorded. And upon every such valuation, the jury is hereby directed to describe and ascertain the bounds of the land by them valued; and their valuation shall be conclusive on all persons, and shall be paid by the said president and directors to the owner of the land, or his legal representative; and on payment thereof, said land shall become an open public road forever.

SEC. 12. *And be it further enacted,* That as soon as the said road shall be opened and improved, and the said bridge shall be erected and built, as required by this act, the said company shall be entitled to demand and receive by their proper agents, servants, or officers, at the said bridge, tolls not exceeding the following rates, to be regulated from time to time by the circuit court of the United States, in and for the district of Columbia, in the county of Alexandria, under the direction of Congress; for each person and horse, six cents and a quarter; for each chaise, sulky, or riding chair, twelve and a half cents; for each coach, coachee, stage-waggon, chariot, pheaton, or curricle, or other riding carriage, twenty-five cents, and the further sum of four cents for each horse, more than two, by which such coach, coachee, chariot, pheaton, or curricle, shall be drawn; for each sled or sleigh, twelve and a half cents, and the further sum of four cents for each horse or other beast, more than two, by which such sled or sleigh shall be drawn; for each four wheeled waggon, cart, or other four wheeled carriage of burthen, twenty-five cents and the further sum of four cents for each horse or other beast, more than two, by which the same shall be drawn; for each two wheeled cart, dray, or other two wheeled carriage of burthen, twelve and a half cents, and the further sum of four cents for each horse or other beast, more than one, by which the same shall be drawn; for each sheep or swine, one cent; for horses and neat cattle, other than those in teams, drawing sleds, sleighs, or carriages, or those with riders, two cents each. And it shall be the duty of the said company to keep posted up in some conspicuous place, at the said bridge, where the toll is collected, a printed list of the rates of toll allowed by this act, and for every day the same shall be neglected, they shall forfeit and pay one dollar, to be recovered by warrant, by any person who shall sue for the same.

SEC. 13. *And be it further enacted,* That it shall be the duty of the said corporation, to keep the said road and bridge in good repair; and if in neglect of their said duty, the said corporation shall at any time suffer the said road or bridge to be out of repair so as to be unsafe or inconvenient for passengers, the said corporation shall be liable to be presented for such neglect, before any court of competent jurisdiction, and upon conviction thereof, to pay to the United States, a penalty not exceeding one hundred dollars, at the discretion of the court; and shall also be responsible for all damages, which may be sustained by any person or persons, in consequence of such want of repair, to be recovered in an action of trespass on the case, in any court competent to try the same: *Provided always, and it is further enacted,* That whenever the net proceeds of toll collected on said road, shall amount to a sum sufficient to reimburse the capital stock, which shall be expended in the purchase of said land, building said bridge, and making said road, and twelve per cent. interest thereon, to be ascertained by said circuit court, the same shall become a free road, and toll shall be no longer collected thereon; and said company shall annually make returns to said circuit court, of the amount of toll collected, and of their necessary expenses, so as to enable said circuit court to determine when said toll shall cease.

J. B. VARNUM, *Speaker of the House of Representatives,*
S. SMITH,
President of the Senate, pro-tempore.

April 21, 1808.

Approved TH: JEFFERSON.

State of Maryland, sc.

Anne-Arundel County, Orphan's Court MAY 3, 1808.

ON application by petition, of SOPHIA MERCER, executrix of the last will and testament of *Richard Sprigg,* late of Anne-Arundel county, deceased, it is ordered, that she give the notice required by law for creditors to exhibit their claims against the said deceased, and that the same be published once in each week, for the space of six successive weeks, in the Maryland Gazette, one of the Baltimore papers, and the paper at Easton.

JOHN GASSAWAY, Reg. Wills for Anne-Arundel county.

This is to give notice,

THAT the subscriber, of Anne-Arundel county, hath obtained from the orphan's court of Anne-Arundel county, in Maryland, letters testamentary on the personal estate of Richard Sprigg, late of Anne-Arundel county, deceased.—All persons having claims against the said deceased are hereby warned to exhibit the same, with the vouchers thereof, to the subscriber, at or before the third day of November next, they may otherwise by law be excluded from all benefit of the said estate. Given under my hand this third day of May, 1808

SOPHIA MERCER, Ex'trx. 6m

Dissolution of Partnership.

THE business under the Firm of *Posey & Lee,* formerly of Queen's-Town, and in this place, is now dissolved by mutual consent.—All those who are indebted to the said Firm, will please to pay the same to Mr Lee, of Baltimore, to whom all the books, papers, accounts and notes of hand are transferred, and to no other person, except duly authorised by the said Lee.

W. B. POSEY,
WM. LEE.

Easton, June 28, 1808. 4q

N. B. TO LET, for the remainder of the year, the Store and house formerly occupied by *W. B. Posey,* an excellent stand for business, opposite the Market House. For particulars apply to

JOHN MEREDITH.

This is to give notice,

THAT the subscriber of Queen Ann's county, hath obtained letters of administration on the personal estate of *Matthias Clifton,* late of Queen Ann's county, deceased—All persons having claims against the said deceased, are hereby warned to exhibit the same, with the vouchers thereof to the subscriber, on or before the twentieth day of January next; they may otherwise by law be excluded from all benefit of said estate—All those indebted to said estate are requested to make immediate payment, as indulgence cannot be given.—Given under my hand this 30th day of June, 1808.

BENJAMIN BLUNT, Adm'r of
6q Matthias Clifton dec'd.

This to give notice,

THAT the subscriber hath obtained from the orphan's court of Queen-Ann's county, in Maryland, letters of administration on the personal estate of *William Turbutt Wright,* late of Queen-Ann's county, deceased—All persons having claims against the said deceased, are hereby warned to exhibit the same, with the vouchers thereof to the subscriber, or to *Nathan Betton,* at or before the 25th day of December next; they may otherwise by law be excluded from all benefit of said estate. Given under my hand this 28th day of June, 1808.

ELIZABETH WRIGHT,
Administratrix. 6

Notice is hereby given,

THAT I intend to petition to the judges of Dorchester county court, or some one of them, for the benefit of an act of assembly, passed at November session, 1805 entitled, "an act for the relief of sundry insolvent debtors," and of the several supplements thereto, to release me from debts which I am unable to pay.

JOHN COOKE STEWART.

Dorchester county, June 24, 1808. 8

Six cents reward.

RAN away from the subscriber, living in Caroline county, on the 18th ultimo, an apprentice boy named *John Hutchinson,* about thirteen or fourteen years of age. Whoever takes up said boy and bring him home, shall receive the above reward, paid by

ISAAC FRAMPTON.

July 5, 1808. 3

District of Columbia,

Washington County Orphan's Court, 11th JUNE, 1808.

WILLIAM RHODES, having this day applied for letters of administration on the personal estate of *Henry Kreemer,* late of the City of Washington, deceased, claiming the same as a creditor. Ordered, that he give notice thereof, by advertisement inserted once a week for six weeks in the National Intelligencer, one paper published on the Eastern Shore, Maryland, and one in the City of New York. Test.

JNO. HEWITT, *Reg. Wills.*

June 21 1808 6

Notice,

THAT the subscriber hath obtained from the orphan's court of Queen-Ann's county, in Maryland, letters of administration on the personal estate of *John Redue,* late of Queen-Ann's county, deceased—All persons having claims against the said deceased, are hereby warned to exhibit the same, with the vouchers thereof, to the subscriber, at or before the 22d day of December next; they may otherwise by law be excluded from all benefit of the said estate. Given under my hand this 28th day of June, 1808.

CHARLOTTE REDUE.
Administratrix. 6

Twenty dollars reward.

RAN away from the subscriber, living in Talbot county, near the Head of Wye River, on Thursday morning the 7th instant, a negro man named ISAAC, about 22 years of age, may be 5 feet 9 or 10 inches high, broad face about his eyes, but sharp toward the chin; large projected mouth; talks rather fast and stammering; walks in a peculiar manner, owing perhaps to his being a bussan; his toes turns out considerably, has a surly or grim look. Had on and I suppose took with him a coarse linen shirt and trowsers, old hat and shoes, a furred hat about four dollar price, two coats, one of which a new short bluecloth, the other striped coloured nankeen, an olive pair of pantalets, a waistcoat of Bennett's cord, with blue and yellow narrow stripes, a pair of almost new cossack boots: white shirts, and other clothing not known to me, and he is likely to exchange or sell part of these; I expect he has got a passage from Wye to Baltimore or has taken the road to Delaware. Any person securing said negro in jail, or brings him home, so that I get him safe again, shall be entitled to the above reward; and if taken out of this state, or on the western shore, and brought home, all reasonable charges shall be added to the above reward, and paid on receipt of said negro, by me,

JOHN FISHER.

July 12, 1808. tf

Forty dollars reward.

RAN away on Wednesday night the 18th of May, instant, from Doc. William H. Bordley, living in Queen Ann's county, Maryland, near Centreville, a hired negro fellow, the property of the subscriber, named DAVY, about nineteen years of age, yellow complected, about 5 feet 8 or 9 inches high, spare built, speaks fast and stammering at times; he has been afflicted with a yawish like breaking out, and I expect scars will appear on his legs and thighs, and may be on his body, and knots on his head, if not declined by time, from an affray with his brother—Had on and took with him a white kersey jacket and trowsers, brown ticklemburg shirt and trowsers, a yellow round robin, one blue striped waistcoat, two pair pantaloons, one of which is broad striped dimity, the other olive cord—one furred hat, and a pair of fine shoes, he may have other clothing, more or less, by changing, &c. Whoever takes up and secures said negro in jail, so that we get him again safe, shall have twenty dollars reward, if in this state; if out of this state, thirty dollars; but if taken in or about Philadelphia, or in the Jerseys, the above reward, and reasonable charges if brought home to the subscriber, living in Talbot county, near the Head of Wye River, and delivered into the custody of Mr. John W. Bordley, living in the same place (to be paid by me.) Given under my hand, May 24, 1808.

JOHN FISHER.

May 24, (July 12) 1808. tf

Take notice.

WAS committed to the jail of Frederick county, Maryland, on the 5th of June, ult. a negro man who calls himself WILLIAM HOXTON, supposed to be 38 or 39 years of age, about 5 feet 7 inches high, very black, and slightly pitted with the small pox, large nose, and has lost most of his fore teeth in the upper jaw: His clothing when committed, was as follows—A brown cloth coat, checkered cotton waistcoat, a muslin shirt, a pair of coarse worsted stockings, a pair of boots, a checkered neck handkerchief, and fur hat—He likewise had a bundle with him, containing the following clothing:—one fine linen shirt, one pair nankeen pantaloons, one blue Marseilles waistcoat, one cambric muslin handkerchief, one short brown broadcloth coat, and says he belongs to Mr. *James Horton,* of Stafford county, Virginia, near the Spotted Tavern. The owner is requested to come and release him, otherwise he will be sold for his prison fees, agreeably to law.

GEORGE CREAGER, jun.
Sheriff of Frederick county, Md.

June 20—July 5, 1808. 8

A Quantity of excellent

WRITING PAPER,

For sale at the Star-Office, Easton.