

if any shall neglect or fail to pay any instalment or part of said subscription thus demanded for the space of sixty days next after the time, the same shall be due and payable, the stock on which it is demanded shall, at the pleasure of said President and Directors, be forfeited to the Company, and sold for its benefit, but the said President and Directors may remit such forfeiture or recover such instalments on such terms as they may deem proper.

Neglect to pay instalment.

Forfeited to Company.

Sec. 6. *And be it enacted*, That the Company hereby incorporated shall have power to make and construct a continuous Turnpike road from Saint James' Meeting House to any point on the Frederick Turnpike at or near Ellicott's City, over the present bed of any County road or roads, except at such points or places where the President and Directors may deem it expedient to improve the grade or course of said road, in which event the said President and Directors shall have full power and authority to make such alterations, provided that in case of any such change of location, and whenever it becomes necessary to occupy new ground, or use new materials and the consent of the owner or owners cannot be obtained, a jury shall be summoned by the Sheriff of the County, upon a warrant of a Justice of the Peace for that purpose, to condemn the said land or materials and assess the damage, in which assessment, the benefits or advantages of said road shall be considered by said jury; and provided also the inquisition thereupon taken shall be signed by the Sheriff and jury and returned by the Sheriff to the Clerk of the Circuit Court for Howard County, and unless good cause be shown against the said inquisition of the jury, it shall be affirmed by the Circuit Court at the next meeting thereof, after the verdict of the jury, and recorded; but if the said inquisition should be set aside, the said Court may in its discretion, as often as may be necessary, direct another inquisition in the manner above described.

Construct Turnpike road

Powers of officers.

Condemn property.

Jury to assess.

Inquisition.

Sec. 7. *And be it enacted*; That whenever said road shall be completed, or any three consecutive miles thereof, the said Company may erect one or more toll-gates upon said road, but not within three miles of each other, and may charge toll for

Erect toll-gates.