

tendants and gate keepers, as they shall deem necessary, and to fix their salaries or wages, and to draw on the treasurer for all sums of money that may have been deposited with him by the said company, their agents or servants, which said draft or drafts shall be signed by the president or chairman, and countersigned by one of the managers.

7. AND BE IT ENACTED, That if the said company shall neglect to keep the said road in good and perfect repair for the space of ten days, and information shall be given to any justice of the peace in the county of Baltimore, such justice shall issue a precept to be directed to any constable, commanding him to summon three disinterested freeholders named by said justice in the said precept, to meet at a certain time in the said precept to be mentioned, at the place in the said road complained of, of which meeting notice shall be given to the keeper of the gate nearest thereto, and the said justice shall at such time and place, on the oaths or affirmations of the said persons, inquire whether the said road is in such good order and repair as aforesaid, and shall cause an inquisition to be made and certified under the hands of himself, and a majority of the said persons, and if the said road shall be found by the said inquisition to be out of order and repair contrary to the true intent and meaning of this act, the said justice shall thereupon certify and send one copy of said inquisition to the chief judge of Baltimore county court, who shall thereupon order the gate or gates of said company to be thrown open and so remain until the said road is repaired and put in good and perfect order; and during the time the gates shall remain so opened, it shall not be lawful for the said company, their agent or toll-gatherer, to ask, demand or receive, from any person travelling on said road, any toll for passing the same; and in case any toll-gatherer shall offend against the provisions herein contained, he shall upon conviction forfeit and pay to the person injured a sum not exceeding fifty dollars, and not less than five dollars, with costs, to be recovered before a justice of the peace in the manner small debts are recovered.

Penalty for neglecting to keep road in repair.

8. AND BE IT ENACTED, That all wagons and drivers of carriages of all kinds, whether of burthen or of pleasure, using the said road, shall, except when passing by a carriage of slower draught, keep their horses and carriages on the right side of the road in the passing direction, leaving the said road free and clear for other carriages to pass, and if any driver offend against this provision, he shall forfeit and pay the sum of five dollars to any person who shall be obstructed in his passage and shall sue for the same, to be recovered before any justice of the peace in the same manner that small debts are recovered.

Drivers to keep the right hand side.

9. AND BE IT ENACTED. That it shall not be lawful for the said company to ask for or receive, of or from any person owning lands adjoining to said road, any toll for passing the same more than once in twenty-four hours.

Persons adjoining road not to pay toll more than once in 24 hours.

10. AND BE IT ENACTED, That all sums of money which shall or may be collected as tolls under the authority of this act, shall, after first deducting the expense of collecting the same, be appropriated in improving and repairing the said road, and in and for no other purpose whatever.

Proceeds of tolls, how to be applied.

11. AND BE IT ENACTED, That it shall and may be lawful for the said company at any time hereafter to extend the said turnpike

Turnpike may be extended.