

CHAP. 97. and opened sixty-six feet wide, and bridges to be erected over all the waters crossing the said roads, and shall cause twenty feet thereof in breadth, at least, to be made an artificial road, which shall be bedded with wood, stone or gravel, or any other hard substance, well compacted together, a sufficient depth to secure a solid foundation to the same; and the said roads shall be faced with gravel, or stone pounded, or other small hard substance, in such manner as to secure a firm, and as near as the materials will reasonably admit, an even surface, and so nearly level in its progress as that it shall in no place rise or fall more than will form an angle of four degrees with an horizontal line, except over the Catoctin and South Mountains, where it may rise or fall to an angle of five degrees with a horizontal line, and shall for ever thereafter, during the continuance of the said incorporation, maintain and keep the same in good and perfect order and repair.

Roads being perfected five miles gates may be erected

13. **AND BE IT ENACTED,** That as soon as either of the said presidents, managers and companies, shall have perfected either of the said roads for any distance from either end of the said roads not less than five miles, and so on from time to time any other like distance progressively, they shall give notice thereof to the governor of this state, who shall thereupon forthwith nominate and appoint three skilful and judicious persons to view and examine the same, and report to him, in writing, whether the said roads are so far extended in a masterly workmanlike manner, according to the true intent and meaning of this act, and if their report shall be in the affirmative, then the governor shall, by license under his hand, and seal of the state, permit and suffer the said respective presidents, managers and companies, to erect and fix such and so many gates or turnpikes upon and across the said roads, as will be necessary and sufficient to collect the tolls and duties hereinafter granted to the said companies, from all persons travelling on the same with horses, cattle, wagons, carts and carriages.

Gates within five miles of end of road, to be received for that distance only

14. **AND BE IT ENACTED,** That in case the said presidents, managers and companies, shall establish any toll-gates within five miles of either end of the said roads, they shall not be permitted to demand or receive any greater toll, at either of such gate or gates, than for five miles.

Toll-gatherers—
Rates of toll

15. **AND BE IT ENACTED,** That the said respective companies, having perfected either of the said respective roads, or such parts thereof from time to time as aforesaid, and the same being examined, approved and licensed, in manner aforesaid, it shall and may be lawful for them to appoint such and so many toll-gatherers as they shall think proper, to collect and receive, of and from all and every person or persons using the said road, the tolls and rates hereinafter mentioned, and to stop any person riding, leading or driving, any horses, cattle, hogs, sheep, sulkey, chair, chaise, phaeton, coach, coachee, cart, wagon, wain, sleigh, sled, or other carriage of pleasure or burthen, from passing through the said gate or turnpike, until they shall have paid the same; that is to say, for every space of ten miles in length of the said road, the following sum of money, and so in proportion for any greater or lesser distance that the said gates may be established to receive tolls for, or for any greater or lesser number of sheep, hogs or cattle, viz. For every score of sheep, one-eighth of a dollar; for every score of hogs, one-eighth of a dol-