

## CHAP. 97.

take off, or cause to be taken off; any horse, mare or gelding, or other cattle, from any wagon or carriage of burthen or pleasure, or practice any other fraudulent means or device, with the intent that the payment of any such tolls or duty may be evaded or lessened, all and every person or persons, in all, every, or any of the ways or manners aforesaid offending, shall for every such offence respectively forfeit and pay to the said respective president, managers and company, of the road on which said fraud shall or may be practised, any sum not exceeding ten dollars, to be sued for and recovered, with costs of suit, before any justice of the peace, in like manner as debts of a similar amount may be sued for and recovered: *Provided always*, that if any person or persons shall be prosecuted under this section, and the said prosecution shall not be sustained on the part of the prosecutor, then and in such case the person or persons prosecuted as aforesaid shall receive from the company the sum of twenty dollars in lieu of damages from delay and vexatious prosecution, recoverable as other fines under this act; and if any toll-gatherer shall knowingly demand and receive any greater toll from any person or persons, than such toll-gatherer is authorised to demand and receive by this act, such toll-gatherer shall forfeit and pay the sum of twenty dollars, for every such offence, to the use of the county in which the forfeiture is incurred, and for the payment of which the said company shall be responsible.

Envisia

Accounts to be submitted to general meeting— shares may be increased.

24. AND BE IT ENACTED, That the president and managers of the said company shall keep fair and just accounts of all monies received by them from the said commissioners, and from the subscribers to the said undertakings, on account of the several subscriptions, and of all penalties for delay in payment thereof, and of the amount of the profits on the shares which may be forfeited as aforesaid, and also all monies by them expended in the prosecution of their said work, and shall once at least in every year submit such account to the general meeting of the stockholders, until the said road or roads shall be completed, and until all the costs, charges, and expense of effecting the same, shall be fully paid and discharged; and the aggregate amount of such expenses shall be liquidated and ascertained, and if upon such liquidation, or when the capital stock of the said company shall be nearly expended, it shall be found that either of the said capital stocks will be insufficient to complete that respective road, according to the true intent and meaning of this act, it shall and may be lawful for the said president, managers and company, at a stated or special meeting to be convened according to the provisions of this act, or their own by-laws, to increase their number of shares to such an extent as shall be deemed sufficient to accomplish the work, and to receive subscriptions on original terms, and demand the money subscribed for such shares in like manner, and under like penalties, as are herein before provided for the original subscriptions, or as shall be provided by their by-laws.

Court to lay accounts before general assembly

25. AND BE IT ENACTED, That the court of inspection aforesaid shall at the end of every third year from the date of these corporations, until two years next after the whole or either of the said roads shall be completed, lay before the general assembly an abstract of the accounts of the said corporation, on the oath or affirmation of the persons intrusted by the companies respectively with keeping of the said accounts, shewing the whole of the