

said from any traveller, during the time the road shall continue out of repair, such keeper shall forfeit and pay, to the person who shall prosecute for the same, the sum of five dollars, to be recovered before any justice of the peace as debts of equal amount are or may be by law recoverable; but if the same road shall not be put into good and perfect order and repair before the next ensuing county court of Cecil county, the said justices shall certify, and send a copy of the said inquisition to the justices of the said court, and the said court shall thereupon cause process to issue, and bring in the bodies of the person or persons intrusted by the company with the care and superintendence of such part of the said road as shall be found defective as aforesaid, and shall direct a bill of indictment to be sent to the grand inquest against the person or persons intrusted as aforesaid, and upon conviction, shall give judgment according to the nature and aggravation of the neglect, as the court, in their discretion, shall judge proper, provided the fine in no instance shall be less than twenty dollars, nor exceeding one hundred dollars; and the fines so to be imposed shall be recovered in the same manner as fines for misdemeanors are usually recovered in the said county, and shall be paid to the levy court, to be applied for the use of the county.

See 1815, ch. 9, s. 8.

16. AND BE IT ENACTED, That the president and managers of the said company shall keep fair and just accounts of all monies which shall be received by them from the said commissioners and from the subscribers, for the stock of the said company, on account of their several subscriptions, and of all penalties for the delay in payment thereof, and of the profit on the shares which may be forfeited as aforesaid, and also of all monies by them to be expended in the prosecution of their work, and shall, once at least in every year, submit such accounts to a general meeting of the stockholders, until said road shall be completed, and until all the costs, charges and expenses, 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 wherever the whole capital stock of the said company shall be nearly expended, it shall be found that the said capital stock will not be sufficient to complete the said road, according to the true intent and meaning of this act, it shall and may be lawful for the 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 the number of shares to such extent as shall be deemed sufficient to accomplish the work, and to demand and receive the monies received for such shares, in like manner, and under the like penalties, as are herein before provided for the original subscriptions, or as shall be provided by the by-laws.

President and managers to keep fair accounts of monies received, &c.

17. AND BE IT ENACTED, That the said president, managers and company, shall also keep a just and true account of all and every the monies to be received by their several and respective collectors of tolls, the several gates or turnpikes on the said road, which shall not exceed one for every five miles, after the said road is completed from the beginning to the end thereof, or such part thereof as shall from time to time be completed as aforesaid; and after the said road shall be completed, or so much thereof as it may

To keep account of tolls, &c.