

Sec. 8. *And be it enacted*, That the toll gatherers on said road, shall respectively receive compensation for their services, at the rate of twelve per cent. on the amount of tolls by them respectively collected; *Provided*, That the annual compensation of any toll-gatherer, shall never exceed the sum of two hundred dollars.

Toll gatherers compensation.

Sec. 9. *And be it enacted*, That the penalties and forfeitures which may be incurred under this act, shall and may be sued for and recovered in the name of "The superintendent of that part of the United States road within the limits of the state of Maryland," without naming him as an individual, or of any person prosecuting the same; the one half thereof to the use of the state of Maryland, the other to the person so prosecuting for the same, before a justice of the peace, in Allegany county, as other small debts are recovered; with the privilege of an appeal to the county court, as in cases of small debts.

Collection and application of fees.

Sec. 10. *And be it enacted*, That the toll gatherers shall exhibit their accounts, from time to time, to the superintendent, upon oath, as directed in this act; and they shall, moreover, before they act as toll gatherers, and annually thereafter, give bond, with security, to the state of Maryland, in the penalty of one thousand dollars, to be approved by the superintendent, for the faithful performance of the duties devolving on them by this act, with a condition as follows, or to the following effect: "Now the condition of the above obligation is such, that if the above bound \_\_\_\_\_ shall, at the end of every three months from the time of receiving his appointment, and at all other times when thereunto required, pay over, well and truly, to the said superintendent, the whole amount of tolls by him collected, as toll gatherer aforesaid, then the above obligation to be void, otherwise to be in full force and virtue in law."

Toll gatherer account under oath — bond.

Sec. 11. *And be it enacted*, That the said superintendent, before he acts as such, and annually thereafter, shall give bond to the state of Maryland, with such security as any one of the judges of the fifth judicial district shall approve, in the sum of four thousand dollars, with the following condition, or to the following effect.—"Now the condition of the above obligation is such, that if the above \_\_\_\_\_ shall well and faithfully discharge the duties of superintendent, and shall pay over, lay out and expend, all monies which he may receive, as the superintendent of that part of the United States road, within the limits of this state, as directed by this act, then the above obligation to be void, otherwise, to be in full force and virtue in law."

Superintendent bond.

Sec. 12. *And be it enacted*, That if there shall be any surplus money in the hands of the said superintendent, be-

Case of surplus funds.