

sioners, or a majority of them, that the said turnpike road has been properly made, is in good traveling condition, and in all respects constructed in conformity to this act, the said County Commissioners shall issue a license to the said company to erect a toll-gate on the said turnpike road, or on such part thereof as the said company may deem proper, at which may be charged and collected by a toll gatherer, appointed by the said company, such tolls as are hereinafter prescribed.

Sec. 7. *And be it enacted*, That the said company shall be authorized and empowered to charge and receive, as tolls on the said road, the same rates of toll as are now allowed by law to be received by the Woodsborough and Monocacy Turnpike Road Company in Frederick county; and the said company is hereby clothed and invested, with all and singular, the powers, rights, immunities and privileges not inconsistent with the provisions of this act, for the purpose of enforcing the collection of the tolls herein authorized as are now allowed by law to the several turnpike companies in said county.

Rates of toll.

Sec. 8. *And be it enacted*, That the said company are hereby authorized to purchase and occupy, for the purpose of a gate keeper, not more than one-half acre of ground contiguous to the line of said road, at such point as they may select for a toll-gate; and in the event of their inability to obtain the same by consent of the owner thereof, it shall be lawful for the said company to sue out of the Circuit Court for Frederick county an inquisition for the assessment and valuation of said one-half acre of ground; and upon the compliance by said company with the finding of the jury in such inquisition, by the payment, or tender in payment, to the owner thereof, the amount prescribed, together with all costs and charges thereon, it shall and may be lawful for the said company to occupy and possess the said piece of ground for the purpose aforesaid.

May purchase land for gate keeper.

Sec. 9. *And be it enacted*, That no dividend out of the earnings of the said company shall be declared unless the said turnpike shall be kept in good repair and condition for travel, and the question of dividend shall be determined by the stock-

Dividends.