

ing, return, trial and prosecution of inquisition, as aforesaid, under the charter of the Baltimore and Harford Turnpike Company, shall be chargeable to, and paid by the county in which said inquisition shall be found, in like manner as if the proceedings were instituted upon an indictment by the Grand Jury, instead of an information before a Justice of the Peace, and inquisition as provided by the charter of the said Baltimore and Harford Turnpike Company.

Clauses in act  
of incorpora-  
tion--how con-  
strued.

Sec. 5. *And be it further enacted*, That by the term and clause in the twenty-sixth section of the act before referred to as the charter of the said Baltimore and Harford Turnpike, passed January twenty-ninth, eighteen hundred and fourteen, the person or persons entrusted by the company with the care and superintendence of such part of the road as shall be found defective, etc., shall be intended, any person or persons, other than those who perform the actual labor and repair upon the same after the manner of laborers, by the day, week, months, year or otherwise, who, as agent, servant, employee or otherwise, overlooks or contracts or examines, views or surveys or exercises any general or special care and superintendence over the said part or parts, portion or portions, place or places of the said Baltimore and Harford Turnpike Company, and if there shall or should be, no such person or persons, or if the Company, President, Managers or Directors of the said Baltimore and Harford Turnpike Company, or their Attorney, shall refuse to discover such person or persons acting as such agent, servant, employee or otherwise, then, and in either event, the President, Directors, Managers and Company shall pay the fine implicated, or which would have been taxed upon such person or persons so as aforesaid; or if the said person or persons acting as agent, steward or employee as aforesaid shall refuse or fail or be unable to pay said fine inflicted by the Judge of the county Court where the proceedings have pended, such person or persons shall be remanded to the custody of the Sheriff of the county where the inquisition hath been found, and the Judge thereof shall confine such person or persons within the county jail for the space of not more than thirty days; and, also, by the clause contained in the same section, viz: shall be convicted of the offence by the said inqui-