

land or material required by said company, and CHAP. 112.
 the said jury in estimating the damages aforesaid supposed to be sustained by the owner or owners of the land required for the construction of said road, shall take into the estimate the benefit resulting to said owner or owners for conducting said road through or along the land of such owner or owners, but only in extinguishment of the claimer for damages; *Provided*, that the inquisition thereupon taken shall be signed by the sheriff and jury, and returned by the sheriff to the clerk of the Circuit court for Baltimore county, and unless good and sufficient cause shall be shown against the said inquisition it shall be by the said court at the term next succeeding the return of said inquisition, but if the said inquisition should be set aside the said court may in its discretion as often as may be necessary, direct another inquisition to be taken in the manner above described; *and provided, also*, that it shall not be lawful without the consent of the owner or owners to condemn any line for the construction of said road, which shall pass through the buildings, yards, gardens, orchards or pleasure and ornamental grounds of any person or persons.

Provisos.

SEC. 7. *And be it enacted*, That whenever the said road shall be completed or any two consecutive miles thereof, the said company may erect one or more toll gates upon said road, but not within three miles of each other, and to charge and receive tolls at such rates in all respects and upon such terms, conditions and limitations, as are prescribed in reference to the Baltimore and Fredericktown Turnpike Company, by their charter or any supplement thereto; *Provided*, that it shall not be lawful without the consent of the president and directors of said company, and on such terms as they may impose for any drove or droves of cattle, swine or sheep to pass over said road.

Toll-gates,
tolls, &c.

SEC. 8. *And be it enacted*, That the stockholders of said company in general meeting assembled or a majority of them shall have power to make and adopt such by-laws, rules and regulations for the direction and management of said company as may in their judgment be necessary for the purposes of their incorporation not inconsistent with the provisions of this charter, and the laws and Constitution of this State, and the president and directors of said company or a majority of them

By-laws.