

to the number of horses drawing the same; for every cart or wagon, the wheels of which are under four inches tread or breadth, six cents; for every horse, mule or ox drawing the same, for every cart or wagon, the wheels of which exceed four inches in tread or breadth, and not over five inches, three cents, for every horse, mule or ox drawing the same, and for every cart or wagon, the breadth of wheel being six inches, two cents for each horse, mule or ox drawing the same; *Provided*, that the tolls before mentioned, shall not be charged or collected on said road in the manner hereinbefore directed, nor any person, their wagons, carts, carriages or other vehicle, or animals be compelled to pay the aforesaid toll for passing through the said gate, on said road, more than once a day who is the holder of two hundred dollars of the stock of said road; *And provided further*, that the said president and directors shall not in any one year divide and distribute amongst the stockholders an amount of the money received for tolls exceeding five per centum on the stock held by them respectively, but shall apply the residue of earnings, after making such dividend, to the further improvement of said road, its bridges, culverts and keeping the same in as complete repair as possible with the amount of funds in hand after deducting and paying a sum sufficient to pay officers' salaries and incidental expenses.

PROVISOS.

SEC. 12. *And be it enacted*, That if any person or persons shall drive any carriage or wagon, or cart or other vehicle of burthen around said toll-gate with the intention to avoid the payment of toll, and if any person or persons shall lead, drive or ride his horse, or any horses, mule or mules, ox or oxen, hog or hogs, sheep or cattle, or other animals chargeable with toll, around said toll-gate with intent to evade the payment of the toll for which they would have been chargeable if they had offered to pass through said gate, such person, if a freeman, shall forfeit and pay two dollars for every such offence, if a minor, his father, mother, master or guardian shall forfeit and pay one-half the foregoing amount, and if a steward or slave, his or her master or mistress shall forfeit and pay a like sum, to be recovered as small debts now are or may be recovered.

Liability of persons attempting to evade payment of tolls.

SEC. 13. *And be it enacted*, That if any part of said road, bridge, culverts, &c., shall be, and con-

Road, &c., to be kept in good order.