

CHAP. 351. SEC. 9. *And be it enacted*, That the said road shall be opened under the supervision of the president and managers, commencing at Libertytown, and from thence by the most practicable route, to its terminus, specified in the first section of this act, and the said road shall be laid out forty feet wide, seventeen of which shall be an artificial road made of stone broken the usual size.

Contracts. SEC. 10. *And be it enacted*, That the said president and managers shall have full power to make all the contracts and acquire all the property necessary for making said road, erecting gates and toll houses, which may be necessary for the purpose of said company.

Toll-gates and tolls. SEC. 11. *And be it enacted*, That the president and managers are hereby authorised to erect as many gates on said road as may be necessary, and charge tolls for traveling on said road, and fix the rate of tolls; *Provided*, that the rate of tolls for traveling on said shall not be greater per mile than those authorised to be charged by the Baltimore and Frederick Turnpike Road Company.

Liability of persons attempting to evade payment of tolls. SEC. 12. *And be it enacted*, That if any person or persons whatever, riding or driving anything whatever, or leading the same, shall therewith pass through any private gate or bar, or along or over any private passageway, or other ground near to and adjoining any turnpike gate, which shall be erected in pursuance of this act, with intent to defraud the company, and avoid the payment of toll for passing through such gate, or if any person or persons cause the same to be done with a view either to lessen or defraud the company of the toll, and all and every person so offending, directly or indirectly, shall, for every such offence, respectively, forfeit and pay to said managers, president and company of said road a sum not exceeding ten dollars, to be sued for and recovered, with cost of suit, before any justice of the peace, in like manner as debts of similar amounts may be sued for and recovered, and if any toll gatherer shall demand and knowingly receive any greater toll than he is authorised to demand and receive, said toll gatherer shall forfeit ten dollars for every such offence for the use of the county in which said forfeiture shall be received.