

C H A P.
LXXIX.

said clear income and profits will not bear a dividend of ten *per centum per annum* on the capital stock of the said company so expended, then it shall and may be lawful to and for the said president, manager and company, to increase the tolls herein before allowed so much upon each and every allowance thereof as will raise the dividends up to ten *per centum per annum*, and at the end of three years thereafter, the said company shall, on the oath or affirmation of the persons respectively employed to keep the accounts of the said company, render such like statements to the general assembly, and if at the end of any such triennial period there shall be a surplus of tolls, over and above satisfying the aforesaid *per centum*, upon the said road, the said court of inspection shall have power, and is hereby authorised to receive such surplus, and to employ the same in purchasing out the stock of the said road.

XXIV. AND BE IT ENACTED, That the general assembly of Maryland may, at any period after the said road shall have been completed, one year's notice being given to the stockholders, pay the said company the amount of the cost of the said road, with such an interest thereon as shall make it equal, with the tolls received, to ten *per centum* from the investments of their monies, and thenceforward the tolls shall be subject to the regulation of the legislature.

XXV. AND BE IT ENACTED, That the said company shall cause posts to be erected and continued at the intersection of every public road falling into and leading out of the said turnpike road, with a board and index hand pointing to the direction of such road, on both sides whereof shall be inscribed, in legible characters, the name of the town, village or place, to which such road leads, and the distance thereof in computed miles; and the said company shall cause milestones to be placed on the side of the said road, beginning at the distance of one mile from the bounds of the district of Columbia, and extending thence to the termination of the said road, whereon shall be marked, in plain legible characters, the number of miles which each stone is distant from the district of Columbia aforesaid; and extending thence to the termination of the said road, whereon shall be marked, in plain legible characters, the number of miles which each stone is distant from the district of Columbia aforesaid; and at every gate or turnpike by them to be fixed on the said road, shall cause the distance from the line of the district of Columbia, and the distance from the nearest gate or turnpike in each direction, to be marked in legible characters, designating the number of miles and fractions of a mile on the said gates, or some other conspicuous place, for the information of travellers and others using the said road, and if any person shall wilfully destroy the said posts, boards, index hands or milestones, or deface the same, or deface the directions made on the said gates or other conspicuous places as aforesaid, or shall, without permission of the acting superintendent of the said road, throw out upon the road, or within the limits of the same, and suffer to remain for the space of one day, any mould, dirt, weeds, or rubbish of any kind, such person, being convicted thereof by the evidence of one or more credible and disinterested witnesses, before any justice of the peace of the county, he or she shall be adjudged by the said justice to pay a fine, not exceeding ten dollars, to be recovered, with costs, as debts under ten pounds are by law recoverable, which fine, when recovered, shall be paid to the treasurer of the company for the use of the said company.

XXVI. AND BE IT ENACTED, That all wagoners, and drivers of carriages of all kinds, whether of burthen or pleasure, using the said road, shall, except when passing by a carriage of slower draught, keep their horses and carriages on the right hand side of the said road, in the passing direction, leaving the other side of the road free and clear for other carriages to pass and repass, and if any driver shall offend against this provision, he shall forfeit and pay not exceeding ten dollars to any person who shall be obstructed in his passage, and will warrant for the same, to be recovered, with costs, before any justice, in the same manner as debts under ten pounds are recoverable.

XXVII. AND BE IT ENACTED, That it shall not be lawful for the said company to ask, demand or receive, of or from any person or persons living on or adjacent to the said road, within three miles of any of the said gates or turnpikes, any toll for passing the said gate more than once in twenty-four hours.

XXVIII. AND BE IT ENACTED, That no toll-gate shall be erected within the distance of one mile from any of the towns or villages in this act mentioned.

XXIX. AND BE IT ENACTED, That the said president and managers of the said turnpike road for the time being, shall and may, and they are hereby authorised and empowered, to grant, demise and to farm let, to any person or persons with whom they can agree, the tolls and duties which they by virtue of this act or their own by-laws, are authorised to demand and receive for passage in, up and along, the said road, at any such gate or turnpike, over or upon the same, or any part of the same, for any term not exceeding seven years, under such rents, reservations and conditions, as the said president and managers, at any meeting of their board, shall agree upon, which grants and d