

more and Frederick Turnpike Road, and to stop any person riding, leading or driving any horses, mules, oxen, coaches, cart, wagon, wain or sled, cattle, hogs, sheep, sulkey, chair, chaise, phaeton, or other carriage of pleasure or burden, from passing through the said gates, until the toll for the said passage shall have been paid; *provided*, that no toll-gate shall be erected within one mile from the taxable limits of Frederick City, Emmettsburg, or any other town or village through which said road may pass, or within one quarter of a mile thereof.

CHAP. 13

Proviso.

SEC. 14. *And be it enacted*, That the company hereby incorporated shall have the power and remedy for using the road, or refusal to pay toll, or fraud practised, as are given by the act incorporating the Baltimore and Frederick Turnpike Company, and shall be subject to the same proceedings and penalty in case the said road is not kept in repair, as are provided in the act incorporating said Baltimore and Frederick Turnpike Company.

Power and remedy for using road.

SEC. 15. *And be it enacted*, That the president and managers of said company, shall keep a fair and just account of all monies received by them from the said commissioners, and from the subscribers to the said undertaking, an account of the several subscriptions, and also all money expended by them in the prosecution of their said work, and shall once at least in every year, submit such account to a general meeting of the stockholders, until the road shall be completed, and until all the costs, charges and expense of effecting the same shall be fully paid and discharged, and the aggregate amount of such expenses shall be liquidated and ascertained; and if upon such liquidation, or when the capital stock shall be expended, it shall and may be lawful for the president, managers and company to enlarge the capital stock of said company, to such an extent as shall be deemed sufficient to accomplish the work, and receive subscriptions on the original terms, as before provided for, in the second, third and fourth sections of this act.

President and managers to keep a just account of all monies.

Enlarge capital stock.

SEC. 16. *And be it enacted*, That the said company shall cause mile stones to be placed at the side of said road, beginning at the distance of one mile from the southern end of the road, 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 city of Frederick; and if any person shall wilfully destroy the said mile stones, or deface the same, or shall, without the permission of the acting superintendents of the said road, throw out upon the road, and suffer to remain for the space of one day, any

Mile stones to be placed on side of road.