

person or persons according to the nature and aggravation of the neglect, in his discretion, not exceeding one hundred dollars for every week such place shall have been out of order and repair; and in case the said company should neglect to have the said place repaired within fifteen days after the aforesaid fine shall have been laid, then the said Court shall proceed to fine the said President and Directors in its discretion, not exceeding two hundred dollars, for the use of the county, under the direction of the Commissioners of said county.

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SEC. 15. *And be it enacted*, That the President and Directors of said company shall have the power and privilege of purchasing and holding as much land, as they may deem sufficient for the purpose of erecting toll-houses thereon, and having gardens thereto attached, together with necessary out-buildings, for the use of the toll-gatherers.

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moned.

SEC. 16. *And be it enacted*, That in case the said company shall not be able to agree with the owner, or owners of any land over or through whose lands the said road may be made, it shall be lawful for said company, to cause any justice of the peace of Baltimore county, to issue his warrant to the sheriff of said county, directing him to summon twelve impartial jurors, to meet on the said land on a day therein named, to assess the damages sustained by said owner or owners, by reason of said road passing through such land, or for the taking of stone, gravel, earth or other material, for the making of said road; the said jurors taking into consideration the advantages and disadvantages the said turnpike road may be to the land-holders, through whose lands said road may be made, which inquisition shall be returned to the office of the clerk of Baltimore county, and either party shall have the right of appeal to the county court, from the verdict or finding of said jury, within thirty days from the date of said verdict, and in the event of an appeal being taken by either party, it shall in no way retard the progress or making of said road, but they, the plaintiff and defendant, shall be bound by the award of the said circuit court of Baltimore county.

Chargeable.

SEC. 17. *And be it enacted*, That all persons whatsoever travelling on said turnpike road, shall be chargeable with tolls, as provided in section 10th of this act; *Provided*, that no funeral procession or persons passing to or from church, or from one part of

Proviso.

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