

on said road, of stone, gravel, sand and dirt, so as to make a turnpike of the same, and they shall also have power, instead of the plank which is now laid down on the said road, as fast as it may be necessary to repair the same, to reconstruct the said road of stone, gravel, sand and dirt, so as eventually to change the said plank road to a turnpike road.

SEC. 3. *And be it enacted*, That the said Company, shall be authorised to appoint as many toll gatherers as the Company shall deem proper, who shall collect the tolls at the following rates, that is to say, for one mile or any distance less than one mile traveled on said road, the said Company shall be authorised to charge for every four heads of cattle, sheep, hogs, horses or mules, in droves, one cent, for every horse or mule, and rider or animal led or haltered or in the yoke each one cent, for every carriage of pleasure on wheels or runners, one cent; and two cents for each animal drawing the same; for every carriage of burthen on wheels or runner, two cents, for each animal drawing the same; for all distances over one mile, the said Company shall be authorised to charge not exceeding the following rates, that is to say, for every four head of cattle, horses, mules, hogs or sheep, in droves, at the rate of one cent per mile, for every horse or mule and rider, or animal led or haltered or yoked, each one cent per mile, for every carriage of pleasure on wheels or runners, one cent per mile for the carriage, and two cents per mile for each animal attached to the same; and for every carriage of burthen on wheels or runners, for every animal attached to the same, two cents per mile; *Provided*, that in all distances over one mile, fractions over one-half mile shall be estimated as one mile; *Provided further*, that the said Company shall be authorised to make special contracts with any person or persons, for the use of said road by the month or year.

SEC. 4. *And be it enacted*, That the said Company, shall be authorised to collect any tolls that may be due from any person or persons, by suit at law, before any justice of the peace, or in any court having jurisdiction, upon the evidence of a toll gatherer, or other agent of the Company, or other lawful evidence; and in all cases when the

Rate of tolls.

Provisos.

Tolls may be recovered by any court having jurisdiction.