

every mile and in that proportion, for any greater or less distance travelled, unless the vehicle drawn shall have a tire over three inches ; in which case one half the above rates shall be charged ; *Provided* however, that no less than one half cent shall be charged per horse, for passing through the said toll-gate; and for every score of cattle, sheep, hogs or other stock such rate of toll as is now allowed by law to be received by the Franklin Turnpike Road Company in said county ; and the said company is hereby clothed and invested with all and singular, the powers, rights, immunities and privileges not inconsistent with the provisions of this act, for the purpose of enforcing the collection of the tolls herein authorised, as are now allowed by law to the several Turnpike Companies in said county.

Proviso.

SEC. 8. *And be it enacted*, That the said Company are hereby authorised to purchase and occupy for the purpose of a gate keeper's house, not more than one half an acre of ground contiguous to the line of said road, at such point as they may select for a toll-gate ; and in the event of their inability to obtain the same by consent of the owner thereof, it shall be lawful for the said Company to sue out of the Circuit Court for Baltimore county an inquisition for the assessment and valuation of said one half acre of ground ; and upon the compliance by said Company with the finding of the jury in such inquisition, by the payment or tender in payment to the owner thereof the amount prescribed, together with all costs and charges thereon, it shall and may be lawful for the said Company to occupy and possess the said piece of ground for the purpose aforesaid.

Authorised to purchase property.

SEC. 9. *And be it enacted*, That no dividend out of the earnings of the said Company shall be declared unless the said turnpike shall be kept in good repair and condition for travel ; and the question of dividend shall be determined by the stockholders at large at the annual meeting in March, for the election of President, Directors and Officers provided by the third section of this act ; at which meeting a full and detailed statement shall be exhibited of the finances of the said Company, which shall be submitted to the examination of a committee of the stockholders whose re-

Dividends not to be declared unless road is kept in repair.