

C H A P.
LXV.

or oxen, not exceeding two cents per mile; for every horse and rider, not exceeding one cent per mile; for every single horse, camel, ass or mule, not exceeding one half cent per mile; and for black cattle, each not exceeding two milles per mile; and for every score of sheep or hogs, not exceeding two cents per mile; and provided, that the said last mentioned tolls shall not be laid on any part of the said road as shall not be made and completed in the manner herein before directed, and that the said turnpike gates next adjacent to the city of Baltimore, Frederick-town, Elizabeth-town or Williams-Port, shall not be nearer to the said towns respectively than one mile; and provided, that all persons, their waggons, carts, carriages or animals, herein before enumerated, passing the said toll-gates next adjacent to the city of Baltimore, Frederick-town, Elizabeth-town or Williams-Port, shall not be subject to pay any further toll on the said road for the distance of ten miles from the said gates respectively than the tolls thereat established, nor shall any person or persons, his, her or their waggons, carts, carriages or animals, be compelled to pay the said tolls for passing the said several and respective gates on the said road more than once in twenty-four hours; and no tolls shall be exacted or received by the said company, or their agents, in any other cases than those herein before specified.

Road, &c.
vested in the
corporation,
&c.

XVI. **And be it enacted,** That the said road and tolls shall be and are hereby vested in the said corporation, and their successors, for ever; provided always, that the said corporation shall be obliged to keep the said road in good repair; and provided further, that whensoever, at any time after the expiration of sixty years from the establishing and completing of the said road, it shall seem expedient to the legislature to make the said road and tolls so established and made the property of the state, by a law to be enacted for that purpose, three commissioners shall be appointed by the legislature on the part of the state, and three by the corporation aforesaid, who, or any four or more of them, shall examine the accounts, and estimate what sum or sums of money the said corporation has expended and received, and the sum, if any, necessary to be added to their receipts to reimburse the said corporation the sums by them expended, with an interest of ten *per centum per annum* on the capital expended in completing said road, which said sum being paid to the said corporation, the said road and tolls shall immediately thereon be the property of the state.

Company to
keep a just
account, &c.

XVII. **And be it enacted,** That the said company shall keep a just and true account of all and every the monies to be received by their several and respective collectors of tolls at the several gates and turnpikes on said road from beginning to end, and shall make and declare a dividend of the clear profits and income thereof, all contingent costs and charges being first deducted, among all the subscribers to the said company's stock, and shall, on every second Monday in January and July in every year, publish the half-yearly dividend to be made of the said clear profits among the stockholders, and of the time and place when and where the same will be paid, and shall cause the same to be paid accordingly.

An abstract to
be laid before
the assembly,
&c.

XVIII. **And be it enacted,** That the said president and directors shall, at the end of every third year from the date of the incorporation until two years next after the whole road shall be completed, lay before the general assembly of this state an abstract of their accounts, shewing the whole amount of their capital expended in prosecution of the said work, and of the income and profits arising from the said toll for and during the said respective periods, together with an exact account of the costs and charges of keeping the said road in repair, and all other contingent costs and charges, to the end that the clear annual income and profits thereof may be ascertained and known; and if, at the end of two years after the said road shall be completed from the beginning to the end thereof, it shall appear, from the average profits of the said two years, that the said clear income and profits thereof will not bear a dividend of ten *per centum per annum* on the whole capital stock of the said company so expended, then it shall and may be lawful to and for the said president and directors to increase the tolls herein above allowed so much upon each and every allowance thereof as will raise