

C H A P.  
XCVI.

XXIII. AND BE IT ENACTED, That the court of inspection aforesaid shall, at the end of every third year from the date of this incorporation until two years next after the whole of the said road shall be completed, lay before the general assembly an abstract of the accounts of the said corporation, on the oath, or affirmation, of the persons intrusted by the company with keeping of the said accounts, shewing the whole amount of their capital expended in the prosecution of the said work, and of the income and profits arising from the said tolls, for and during the said respective period, together with an exact account of the costs and charges of keeping the said road in repair, and all other contingent costs and charges, so 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 will not bear a dividend of ten *per centum per annum* on the capital stock of the said company so expended, then it shall and may be lawful to and for the said president, managers and company, to increase the tolls therein before allowed so much upon each and every allowance thereof as will raise the dividends up to ten *per centum per annum*, and at the end of three years thereafter the said company shall, on the oath, or affirmation, of the persons respectively employed to keep the accounts of the said company, render such like statements to the general assembly, and if at the end of any such triennial period there shall be a surplus of tolls, over and above satisfying the aforesaid ten *per centum* upon the said road, the said court of inspection shall have power, and is hereby authorised, to receive such surplus, and to employ the same in purchasing out the stock of the said road.

XXIV. AND BE IT ENACTED, That the said company shall cause posts to be erected and continued at the intersection of every public road falling into and leading out of the said turnpike road, with a board and index hand, pointing to the direction of such road, on both sides whereof shall be inscribed, in legible characters, the name of the town, village or place, to which such road leads, and the distance thereof in computed miles, and the said company shall cause milestones to be placed at the side of the said road, beginning at the distance of one mile from Westminster, 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 Westminster aforesaid, and at every gate or turnpike by them to be fixed on the said road, shall cause the distance from Westminster, and the distance from the nearest gate or turnpike, in each direction, to be marked in legible characters, designating the number of miles, and fractions of a mile, on the said gates, or some other conspicuous place, for the information of travellers and others using the said road; and if any person shall wilfully destroy the said posts, boards, index hands or milestones, or deface the same, or deface the directions made on the said gates or other conspicuous places as aforesaid, or shall, without permission of the acting superintendent of the said road, throw out upon the road, or within the limits of the same, and suffer to remain for the space of one day, any mould, dirt, weeds or rubbish of any kind, such person, being convicted thereof by the evidence of one or more credible and disinterested witnesses, before any justice of the peace of the county, he or she shall be adjudged by the said justice to pay a fine, not exceeding ten dollars, to be recovered, with costs, as debts under ten pounds are by law recoverable; which fine, when recovered, shall be paid to the treasurer of the company for the use of the said company.

XXV. AND BE IT ENACTED, That all wagoners, and drivers of carriages of all kinds, whether of burthen or pleasure, using the said road, shall, except when passing by a carriage of slower draught, keep their horses and carriages on the right hand side of the said road in the passing direction, leaving the other side of the road free and clear for the other carriages to pass and repass; and if any driver shall offend against this provision, he shall forfeit and pay not exceeding ten dollars, to any person who shall be obstructed in his passage, and will warrant for the same, to be recovered, with costs, before any justice, in the same manner as debts under ten pounds are recoverable.

XXVI. AND BE IT ENACTED, That it shall not be lawful for the said company to ask, demand or receive, of or from any person or persons living on or adjacent to the said road, within three miles of any of the said gates or turnpikes, any toll for passing the said gate more than once in twenty-four hours.

XXVII. AND BE IT ENACTED, That no toll-gate shall be erected within the distance of one mile from any one of the towns or villages in this act mentioned.

XXVIII. AND BE IT ENACTED, That the said president and managers of the said turnpike road for the time being, shall and may, and they are hereby authorised and empowered, to grant, demise, and to farm let, to any person or persons with whom they can agree, the tolls and duties which they,