

the said president, managers and company, of the road on which said fraud shall or may be practised, any sum not exceeding ten dollars, to be sued for and recovered, with costs of suit, before any justice of the peace, in like manner as debts of a similar amount may be sued for and recovered; provided always, that if any person or persons shall be prosecuted under this section, and the said prosecution shall not be sustained on the part of the prosecutor, then and in such case the person or persons prosecuted as aforesaid shall receive from the company the sum of twenty dollars, in lieu of damages from delay and vexatious prosecution, recoverable as other fines under this act; and if any tollgatherer shall knowingly demand and receive any greater toll from any person or persons than such tollgatherer is authorised to demand and receive by virtue of this act, such tollgatherer shall forfeit and pay the sum of twenty dollars for every such offence, to the use of the county, in which the forfeiture is incurred, and for the payment of which the said company shall be responsible.

XXIV. AND BE IT ENACTED, That the president and managers of the said company shall keep fair and just accounts of all monies received by them from the said commissioners, and from the subscribers to the said undertakings, on account of the several subscriptions, and of all penalties for delay in payment thereof, and of the amount of the profits on the shares which may be forfeited as aforesaid, and also all monies by them expended in the prosecution of their said work, and shall, once at least in every year, submit such account to a general meeting of the stockholders, until the said road shall be completed, and until all the costs, charges and expense, of effecting the same, shall be fully paid and discharged, and the aggregate amount of such expenses shall be liquidated and ascertained, and if, upon such liquidation, or when the capital stock of the said company shall be nearly expended, it shall be found that the said capital stock will be insufficient to complete the said road, according to the true intent and meaning of this act, it shall and may be lawful for the said president, managers and company, at a stated or special meeting, to be convened according to the provisions of this act or their own by-laws, to increase their number of shares to such an extent as shall be deemed sufficient to accomplish the work, and receive subscriptions on original terms, and demand the money subscribed for such shares, in like manner, and under like penalties; as are herein before provided for the original subscriptions, or as shall be provided by their by-laws.

XXV. AND BE IT ENACTED, That the court of inspection aforesaid shall, at the end of every third year from the date of this corporation 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 of the 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 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 herein 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.

XXVI. AND BE IT ENACTED, That the general assembly of Maryland may, at any period after the said road shall have been completed, one year's notice being given to the stockholders, pay the said company the amount of the cost of the said road, with such an interest thereon as shall make it equal, with the tolls received, to ten *per centum*, from the investments of their monies, and that thenceforward the tolls shall be subject to the regulation of the legislature.

XXVII. AND BE IT ENACTED, That the said company shall cause posts to be erected 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 dis-