

fyng the rates of toll which may be charged by said corporation, so that a dividend of eight per centum, net, may be made to the stockholders; and the warrant of the governor shall be final in the premises, and the company shall report annually to the comptroller, who shall lay the same before the governor, who may order a change of location of gates, and of the amount of tolls to be charged, and issue his warrant accordingly, whenever he may deem the same necessary to effectuate the extent of these provisions.

Annual report
to comptroller.

111. When such corporation shall desire to locate its road within the limits of or through any incorporated town or city, it shall obtain the consent of the corporate authorities of each town or city, to be evidenced as provided in the case of county commissioners.

Locating road
through town
or city.

112. When such corporation shall desire to locate the bed of a turnpike or plank road elsewhere than on the bed of existing county roads, it may agree with the owners of lands for the right of way, or obtain the same by condemnation.

Right of way.

113. Every agreement for a right of way through land shall be in writing, acknowledged before a justice of the peace, and recorded by the corporation amongst the records of the county or city in which the lands lie, within six months after its date.

Agreement for
right of way.

To be recorded.

114. Before any turnpike or plank road shall be constructed, the corporation shall cause a plat of the same, describing the *termini* and the proposed location, to be made and recorded in the clerk's office of the county in which the same may be located, and in the clerk's office of every city and county, into or through which the same may be proposed to pass, in case the road to be constructed by said corporation is to pass to or through more than one county.

Plat

To be recorded.

115. If the corporation shall fail to keep in good order and repair the road made by it, for a space of twenty days, any person or persons may file a petition in the circuit court of the county in which the part of such road not in good order and repair may be,

Neglect to
repair road.

Petition to
circuit court.