

scribe and ascertain the bounds of the land by them valued, and the quantity and duration of the interest and the estate in the same, required by the said company for its use; and their valuation shall be conclusive on all persons, and shall be paid for by the said president and directors to the owner of the land or his legal representatives; and on payment thereof the said company shall be seized of such land as of an absolute estate, in perpetuity, or with such less quantity and duration of interest or estate in the same; or subject to such partial or temporary appropriation, use or occupation, as shall be required and described as aforesaid, as if conveyed by the owner of them; and whenever in the construction of said plank road, or any of the toll houses, or works of any other description whatsoever appurtenant thereto, it shall be necessary to use earth, timber, stone or gravel or any other material to be found on any of the lands adjacent or near thereto, and the said president and directors, or their agents, cannot procure the same for the works aforesaid, by private contract, of the proprietor or owner, or in case the owner should be a feme covert, or non compos mentis, or under age, or out of the State or county, the same proceedings in all respects shall be had as in the case before mentioned, of the assessment and condemnation of the lands required for the said plank road, or the works appurtenant thereto.

SEC. 8. *And be it enacted*, That if the said capital stock shall prove insufficient to accomplish the objects of this act, it shall be lawful for the said company, from time to time, to increase the same to such sum as may be necessary to complete the said plank road by receiving additional subscriptions to said capital stock, which shall be done in the same manner as to notice, and otherwise, as is provided in this act for the original subscription to said stock.

May increase
capital stock.

SEC. 9. *And be it enacted*, That it shall and may be lawful for the company to erect one or more gate or gates on the plank road constructed by the said company, and to appoint as many toll gatherers as they may think fit and proper, who are hereby authorised and empowered to collect and receive of, and from all and every person or persons using the said road, and such parts as may be finished, the tolls and rates hereinafter mentioned, that is to say, for the distance of said road, being seven miles, and so in like proportion for every less distance, for every horse, mule or jack, six cents; for every horse and cart, eight cents; for every two wheeled carriage, drawn by one horse, twelve and one-

Erection of
gates.

Rates.