

CHAP. 323. determine, to be made an artificial road of stone or gravel, upon the plan, style, depth and level of the road leading from the Monocacy bridge to Frederick city, which they intend this road to intersect as far as is consistent with the nature of the ground, and shall during the continuance of this corporation maintain and keep the said road in good and perfect order and repair during the continuance of the corporation.

Examiners.

SEC. 11. *And be it enacted*, That as soon as the president and managers of the said company have perfected the said road, they shall give notice to the Governor of the State, who shall thereupon forthwith nominate and appoint three skilful and judicious persons to review and examine the same, and report to him in writing whether the said road is so far executed in a masterly and workmanlike manner, according to the true intent and meaning of this act, and if their reports shall be in the affirmative, then the Governor shall by license under his hand seal of the State, permit the said president, managers and company to erect such and so many gates upon and across the said road as will be necessary and sufficient to collect the tolls and duties hereinafter granted to said company from all persons travelling on the same with horses, cattle, wagons, carts and carriages.

License to erect gate, &c.

May erect bridges.

Proviso.

SEC. 12. *And be it enacted*, That the said company shall have power to erect bridges over all waters crossing the said road, and may enter upon and take all lands and materials necessary for the construction of said bridges; *Provided, nevertheless*, that the president and managers of said company may agree with the owners for the purchase of the same, and in case they shall not be able to agree with the owners, or if the owner should be a feme covert, non compos mentis, or under age, the president shall then proceed in the manner directed by the ninth section of this act, and all appropriations of lands or materials for the construction of said bridges, shall be subject to the same restrictions specified in the ninth section.

Toll-gatherers.

SEC. 13. *And be it enacted*, That the said company having perfected the said road aforesaid, and the same being examined, approved and licensed in manner aforesaid, it shall and may be lawful for them to appoint such and so many toll-gatherers as