

CHAP. 99. every cart or wagon, or other carriage of burthen, the wheels of which do not in breadth exceed four inches, six cents for every horse drawing the same; for every cart or wagon the wheels of which shall exceed in breadth four inches, and shall not exceed seven inches, three cents for each horse drawing the same; and for every cart or wagon whose wheels in breadth shall be more than seven inches and not more than ten inches, or being the breadth of seven inches roll more than ten inches, two and an half cents for each horse drawing the same; for every cart or wagon whose wheels shall be more than ten inches and not exceeding twelve inches, or being ten inches and shall roll more than fifteen inches, two cents for every horse drawing the same; and for every cart or wagon whose wheels are more than twelve inches, two cents for every horse drawing the same; *Provided also*, that it shall not be lawful to set up any toll-gate within one mile of any city, town or village, through which the said road may pass; *Provided also*, that no toll shall be demanded or taken from any person going to or from public places of worship or funerals, on days appointed for that purpose; *Provided also*, that persons living adjacent to and within three miles of any of said gates, shall not pay more than two tolls for passing or repassing during twenty-four hours, and persons living within two miles of any of said gates not to pay for passing and repassing more than one toll in the course of twenty four hours.

Provisos.

Tolls may be let out, &c.

16. **AND BE IT ENACTED**, That the president and managers of the said road for the time being, shall and may be, 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 by this act, or their own by laws, are authorised to demand and receive in and upon and along said road, at any such gate or turnpike over and upon the same, or any part of the same, for any time not exceeding seven years, under such rents, reservations and conditions, as the said president and managers at any meeting of the board shall agree upon, which grants and demises shall have the same construction, force and effect, as other like grants and demises between private persons have and receive.

Weight allowed to be drawn in carts, &c.

17. **AND BE IT ENACTED**, That for the purpose of ascertaining the weight that may be drawn along and on the said road in any cart, wagon, or other carriage of burthen, it shall and may be lawful for the said president, managers and company, to erect and establish scales and weights at or near such and so many of the gates erected or to be erected in pursuance of this act, as may be by them thought necessary; and where there may seem reasonable cause to suspect that any cart, wagon, or other carriage of burthen, carries a greater weight than is by this act allowed, it shall be lawful for the toll-gatherers, or any persons in their service or employment, to prevent the same from passing such gate until such wagon, or other carriage of burthen, shall be drawn into the fixed or erected scales at or near such gate or turnpike, and the weight or burthen drawn therein ascertained by weighing, and if the person or persons having charge of the same shall refuse to drive the same into any such scales for the purpose aforesaid, the person or persons so refusing shall forfeit and pay the president, managers and company, any sum not less than five dollars, nor more than