

SEC. 2. *And be it enacted*, That the fractional part of the road over thirty miles within the limits of this state, shall be computed as five miles, and tolls shall be demanded and received accordingly.

Fractional parts to be computed as 5 miles.

SEC. 3. *And be it enacted*, That if any person or persons whomsoever, subject to the payment of tolls pursuant to this act, or the original to which this is a supplement, shall pass through any private gates or bars, or along or over any private passage way or other ground near to, or adjoining any turnpike gate, or over any other ground, with an intent to evade the payment of the toll or duty for passing through any such gate or turnpike, or practice any other fraudulent means or device, or misrepresent the distance used or travelled, with the intent that the payment of every such tolls or duty may be evaded or lessened, all and every person or persons, in all, every or any of the ways or manners aforesaid offending, shall for every such offence respectively forfeit and pay the sum of five dollars, to be recovered in the manner and for the use provided in the act to which this is a supplement.

Forfeit for evasion \$5.

SEC. 4. *And be it enacted*, That it shall be lawful in cases where land is necessary for the erection of toll-houses, or stones or other materials for the repair of the turnpike road, the superintendent may agree with the owner or owners of such materials or land, not exceeding five acres in quantity, for the purchase thereof, and obtain a good and sufficient conveyance thereof to the state of Maryland for the uses and purposes aforesaid; and in case of disagreement, and in case the owner of such land or materials should be a feme covert, under age, or non compos, or out of the state or county, the superintendent shall apply to a justice of the peace for said county, who shall appoint three freeholders of said county, who shall under oath or affirmation, appraise or value such land or materials, and the damage which may be sustained by the owner or owners thereof, and return a certificate thereof to the clerk of Allegany county court, with whom the superintendent shall deposite such appraised value to be paid to the party to whom the same may be awarded to be due, upon the order of the court or a judge thereof, been given for such payment, and upon said return and report being made as aforesaid, the title to the said lands or materials shall vest in the state of Maryland for the uses aforesaid, subject however to the payment by the state of such further sum as may in the manner herein after provided, be determined by the court, to be payable in the premises; and if the state or any other party interested shall be dissatisfied with the appraisement aforesaid, the state or such party may, within ten days after the return thereof aforesaid shall be filed, file objections generally to the said appraisement and pray a

Power of superintendent relative to toll-houses.

In case of disagreement.

The procedure.

File objections.