

action or suit shall be brought within six calendar months next after the fact committed, and not afterwards (if the party offending shall be known), and the defendant or defendants in such action or suit may plead the general issue only, and give this Act and the special matter in evidence on the trial.

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How answers to interrogatories, &c., served on the Company may be given.

46. In case of the service upon the said Company of any writ of *saisie-arrest*, or the said Company being required to answer to *interrogatoires sur faits et articles*, or to take the *serment décisoire* or *supplémentaire*, it shall be competent to any officer of the said Company, being thereto duly authorized by vote or resolution of the Directors thereof, 10 to appear and make declaration to such writ or answers to such interrogatories, or take such oath, as the case may be, for the said Company; and such declaration, answers or oath, as the case may be, shall be taken as the declaration, answers or oath of the said Company, to all intents whatever; and the production and filing in Court by such officer, 15 of a copy of such vote or resolution, certified by the Secretary of the said Company under its common seal, shall be conclusive evidence of his authorization, as in and by such copy set forth; and in case of any execution issuing against the said Company, whereupon the said road may be seized, the same may be sold at the Sheriff's office of the District 20 within which any portion of the said road may be situated.

Exemptions from toll.

47. All persons, horses or carriages, going to or attending any funeral, or any person with horse or carriage going to or returning from Divine Service on the Lord's Day, or on any *fête d'obligation*, shall pass the gates on the said road free of toll; provided it be within the limits 25 of the Parish in which he resides; and all persons in the naval or military service of Her Majesty, or in the militia of this Province, wearing uniform and being on actual duty travelling, on the said road in discharge of such duty, with their horses and carriages, and all horses, carts, carriages or waggons in charge of any such persons, conveying 30 any naval, military or militia stores belonging to Her Majesty, in the course of transport from one place to another in Her Majesty's service, and also all vehicles carrying manure and returning therefrom, shall pass the gates set up across the said road free of toll.

Exemption in favor of persons going from one part of a farm to another, &c.

48. Nothing in this Act contained shall be construed to entitle the 35 said Company to demand toll for the horses, cattle or vehicles of any proprietor of land along the line of their road passing any of their gates in going to and fro between parts of the said farm or between two or more farms belonging to such proprietor, nor to oblige such proprietor to pay tolls for the same or make him liable to any penalty for evading 40 payment of tolls under such circumstances.

As to roads intersected by this road.

49 Whenever the said road shall intersect a road constructed by any other chartered Company, no higher rate of toll shall be demanded from the persons travelling along the said last mentioned road, for the distance travelled between such intersection and either of its termini, 45 than the rate per mile charged by the said Company for travelling along the entire length of their road so intersected.

Road to be kept in repair.

50. After the said road shall have been completed and tolls been taken thereon, it shall be the duty of the said Company to keep the same in good and sufficient repair, and in case the said road by the said 50 Company be allowed to fall into decay and get out of repair, the said Company may be indicted at the Court of General Sessions of the Peace