

Duty of the Clerk.

acts, proceedings and transactions of the said Company and of the Directors for the time being, by virtue of and under the authority of this Act.

Company may establish Tolls for all goods, &c., passing on the Railway.

XLII. And be it enacted, That it shall and may be lawful to and for the said Company from time to time, and at all times hereafter, to ask, demand, take and recover, to and for their own proper use and behoof for all goods, wares, merchandize and commodities, of whatever description, transported upon the said Railway or in the said steam-boats or vessels, such tolls as they shall deem expedient, which said tolls shall be from time to time fixed and regulated by By-laws of the Company, or by the Directors if thereunto authorized by the said By-laws, and shall be paid to such person or persons, and at such place or places near to the said Railway, in such manner and under such regulations as the said Company or the said Directors shall direct and appoint; and in case of denial or neglect of payment of any such rates or dues, or any part thereof, on demand, to the person or persons appointed to receive the same as aforesaid, the said Company may sue for and recover the same in any Court having competent jurisdiction, or the person or persons to whom the said rates or dues ought to be paid, may and he is, and they are hereby empowered to seize and detain such goods, wares, merchandize or other commodities, for or in respect whereof such rates or dues ought to be paid, and detain the same until payment thereof; and in the meantime the said goods, wares, merchandize or other commodities shall be at the risk of the owner or owners thereof; and the said Company shall have full power, from time to time by By-law to be made at any General Meeting, to lower or reduce all or any of the said tolls, and again to raise the same, as often as it shall be deemed necessary for the interests of the said undertaking: Provided always, that the same tolls shall be payable at the same time and under the same circumstances upon all goods and upon all persons; so that no undue advantage, privilege or monopoly may be afforded to any person or class of persons by any By-laws relating to the said tolls.

How tolls may be recovered if not duly paid.

Seizure of goods, &c.

Tolls may be lowered and again raised.

Proviso, against monopoly.

Account of the profit of the said undertaking to be annually made up and balanced at certain periods.

Dividends to be made from time to time at General Meetings.

Proviso, Capital not to be impaired.

XLIII. And in order to ascertain the amount of the clear profits of the said undertaking: Be it enacted, That the said Company or the Directors of the said Company, shall and they are hereby required to cause a true, exact and particular account to be kept and annually made up and balanced on the thirty first day of December in each year, of the money collected and received by the said Company, or by the Directors or Treasurer of the said Company or otherwise, for the use of the said Company, by virtue of this Act, and of the charges and expenses attending the erecting, making, supporting, maintaining and carrying on their works, and of all other receipts and expenditure of the said Company or the said Directors; and at the general meetings of the shareholders of the said undertaking, to be from time to time holden as aforesaid, a dividend shall be made out of the clear profits of the said undertaking, unless such meetings shall declare otherwise; and such dividend shall be at and after the rate of so much per share upon the several shares held by the Shareholders, in the joint stock of the said Company, as such meeting or meetings shall think fit to appoint or determine: provided always, that no dividend shall be made whereby the capital of the said Company shall be in any degree reduced or impaired, nor shall any dividend be paid in respect of any share, after a day appointed for