

eral Courts and Magistrates may proceed to hear and determine the same to Judgment, award Execution, and on all former Judgments rendered as aforesaid, as fully and amply as heretofore they might have done, the Repeal of the said Acts to the contrary notwithstanding. Bacon

An Act directing the Manner of Recovery of Fines for not appearing at the Clearing of the Highways. Chap. XVII

Whereas by an Act of Assembly, made at the Town and Port of Annapolis, the Fifth Day of September, Anno Domini Seventeen Hundred and Four, entitled An Act for Marking the Highways, &c. there is a Fine of One Hundred Pounds of Tobacco to be levied upon all Taxable Male Persons that shall neglect to attend at the Clearing and Mending the Highways, when duly warned by the Overseers thereof; the which Fines have proved a greater Burthen to the People than was designed by that Act, by Means of the chargeable Way of Recovery thereof in the County Courts: For Remedy whereof,

II. Be it Enacted, by the Right Honourable the Lord Proprietor, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That from and after the End of this present Session of Assembly, no person within this Province, shall, by virtue of the aforementioned Act, be prosecuted in any County Court for their not appearing when warned to clear the Highways; any thing contained therein to the contrary notwithstanding.

III. But in all such Cases, any one Justice of the County Courts, to whom Complaint shall be made, are hereby fully authorized and empowered, upon Complaint made to him against any Person for not appearing, or Owners of Servants, for not sending their Servants on the Highways, when duly warned, to issue his Warrant to the Constable to bring such Persons, or Owners of Servants, before him, and to summons Witnesses, as Need shall require, and upon Appearance before him, fully to hear and determine all such Cases, and as he shall see just and reasonable Cause, either to acquit and discharge such Persons, or fine them according to the Direction of the aforementioned Act of Assembly, to the Uses therein mentioned; and to be levied in Manner as thereby is directed. And every Justice of the Peace, awarding such Fines against any Person as aforesaid, are hereby required to keep a fair Account of all such Fines, and to return a true List thereof to the Justices of the County Courts yearly, at the Time of laying the County Levies, of which Account the said County Courts shall cause their Clerks to give a fair