

C H A P.
XXI.

shall be brought in debt on this act, twenty pounds current money, besides such damages as shall be assessed by the jury, who shall try the same, with full costs, to and for the use of the party beaten or assaulted.

Overseers,
&c. to use
their endeavours for the
repair of said
roads, &c.

XIV. **And**, whereas the other public roads in the said counties of Anne-Arundel and Frederick, are very much out of order, and in the present method of amending and repairing them the burthen of the little labour performed thereon falls very unequally on the people; for remedy whereof, and also to provide for keeping the public roads in the said counties in repair, **Be it enacted**, That the overseer of the public roads, together with the taxable inhabitants of the respective hundreds in the same counties, shall at proper seasons in every year, for seven years next ensuing, and until the end of the next session of assembly which shall happen after the end of the said seven years, use their endeavours for the repair of the said roads, and shall be chargeable to labour and work thereon so many days as shall be necessary, not exceeding six days in any one year; and every such taxable inhabitant shall have and bring with him a spade, shovel, pick, mattock, grubbing hoe, hilling hoe, crow bar, or sledge hammer, or instead thereof, if particularly required, an axe, and shall diligently perform the work and labour to which he shall be appointed by the overseer aforesaid, for eight hours in every of the said days, with the said tools.

Provido.

XV. **Provided always**, That any such taxable inhabitant as aforesaid, or any person chargeable for any male taxable, may employ and send an able and sufficient labouring man in his stead, or the stead of any male taxable for whom he is chargeable; and shall be obliged to send one able and sufficient labouring man in the stead of each female negro taxable for whom he shall be chargeable.

Taxables to
be employed
in turn, &c.

XVI. **And be it further enacted**, That the overseers aforesaid, shall fairly and impartially warn and employ the taxables within their respective hundreds in turn, and on the most convenient parts of the public roads; and where one and the same person shall have or be chargeable with more than one tax, he or she shall not be obliged to send more than one half of the whole number of his or her taxables in the same hundred, on the same day; and in consideration of the extraordinary personal trouble of the overseers, all the taxables of each overseer within the district of which he shall be overseer, shall be exempt from labour or attendance on the public roads.

Penalty on
overseers for
neglect.

XVII. **And be it further enacted**, That if any of the said overseers shall, after the first day of July next, voluntarily suffer any public road in his district to be out of repair by the space of ten days together, or shall neglect to clear and well grub any such road, he shall incur the penalty inflicted by law on overseers for neglecting to clear the roads, and the same penalty may be recovered before any one justice of the peace of the county in which he resides, one half thereof to the use of the county towards defraying the charge thereof, and the other half to the use of such person who will inform or warrant for the same.

C H A P. XXII.

An ACT for the relief of certain languishing prisoners in the several gaols therein mentioned.

Viz. Aquila Carr, John Curtis, John Dunn, Joseph Ashmead, Benjamin Roberfon, Robert Bowens, James Elkins, William Miller, Walter Fowler, William Lee, John Pearce, Matthew M'Cormuch, John Pearson, Peter Sigafar, Jacob Hart, Joseph Barron, Dorothy Rollings, John Ehrman, Joseph Roddy, George Shake, Adam Rohrbough, Philip Miller, John Smithson, Francis Shields, John Filbey, James Bowers, John Clerk, William Hopson, Christian Napple, James M'Bath, Jacob Rabolt, John Fitzmaurice, John Chaffey, Matthew Mason, William Moore, John Dea, John George Williams, Thomas Smith, Elizabeth Carr, Mark M'Loughlin, John M'Cann, John Linney, Edward King, John Spellman, Thomas Bready, Patrick Higgins, Sarah Loble, Patrick Henesy, Daniel Shawan, Charles Babington, Alexander Montgomery, Benjamin Wallace, Simon Jordan, John M'Nabb, of Baltimore county; John Smith, Samuel Dobie, John Ringer, John Brown, Jesse Alvey, Nicholas Aunbaugh, Benjamin Nichols, George Walker, of Frederick county; Thomas Caney, James Hardy, William Amer, William Sears, Mark Fowler, Samuel Hawkins Bayne, William Barker, Matthew Pape, Nicholas Nicholfon, John Brathears, the third, William Beck, of Prince-George's county; Joseph Higgins, Edward Knowles, Richard Grace, Richard Dean, Francis Hepburn, of Anne-Arundel county; Leonard Field, Thomas Caywood, John Williams, Basil Paterfon, Sylvester Strange, Moses White, Henry Fletcher, Matthew Beroughs, Basil Thompson, Thomas Fryer, of Saint-Mary's county; Thomas Glover, Marshall Griffith,