

C H A P.
LVIII.
Justices to levy
money, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland,* That the justices of the levy court for Kent county, or a majority of them, at their annual meeting at the time for holding their levy court at the court-house in Chester-town, shall levy by equal assessment on the assessable property within the said county, a sum of money, not exceeding forty cents on every hundred pounds of assessable property, to be collected as other county taxes, and paid to the justices of the levy court, or to their order, and shall be applied towards streightening, amending and keeping in repair, the public roads in the said county; and the said justices, or a majority of them, shall have full power and authority to appropriate the funds arising from the said tax to the public roads in the said county, and shall apportion the same in just proportions among all the public roads in the said county, regarding the situation and quantity of labour necessary for the improvement of such roads.

And describe
the roads, &c.

III. AND BE IT ENACTED, That the justices of the levy court for the county aforesaid, or a majority of them, when so met together as aforesaid, shall be and they are hereby authorized and required to describe, ascertain, and distinctly record in a well bound book to be provided by them for that purpose, the several and respective public roads in the said county, and to nominate and appoint, by warrant under the hand of the clerk and seal of his office, capable and proper persons as supervisors of the several and respective roads aforesaid, according to the number and divisions of the said roads, as the same shall be ascertained upon their records; and that the said justices, or a majority of them, may adjourn from day to day until the said roads shall be duly ascertained, and supervisors appointed as aforesaid; and every supervisor so appointed shall give bond to the state of Maryland, with such security as shall be approved of by the said justices, in such sum or penalty as the said justices shall require, for the performance of his duty.

How vacancies
are to be filled,
&c.

IV. AND BE IT ENACTED, That if any supervisor, to be appointed in virtue of this act, shall refuse to act, or remove out of the district, become disqualified, or die, it shall and may be lawful for any two of the neighbouring justices of the peace to supply every vacancy so happening, by the appointment of another person, who shall give bond as aforesaid, with such security, and in such penalty, as shall be approved of by the aforesaid justices of the peace, and they shall certify every such appointment, under their hands, to the clerk of the county, who shall record the same, and within ten days thereafter shall issue a warrant to the person so appointed, and deliver the same to the sheriff, to be served upon the party in the same manner, and under the same penalty, as directed in such case by this act.

Rates, &c. to
be fixed, &c.

V. AND BE IT ENACTED, That the justices of the levy court shall, at their annual meeting under this act, for the regulation of the conduct of the supervisors, fix and establish reasonable rates for the hire of labourers, horses, carts or other carriages, to be worked or used on the public roads of the said county, and shall publish the same in every hundred of the said county; and each of the supervisors are hereby authorized and empowered to hire and employ, if necessary, at reasonable wages, not exceeding such wages as shall be established under the regulation before recited, a sufficient number of labourers to work on the public roads, and to hire and employ horses, carts or other convenient carriages, for the purpose of carrying earth, gravel, stones, timber, or other heavy articles necessary for making, amending and keeping in repair, the said roads, bridges and causeways.

Justices to
make out lists,
&c.

VI. AND BE IT ENACTED, That the justices of the levy court shall, at every such meeting, make out distinct lists of all the taxable inhabitants within the said county, together with the amount of their road taxes, and furnish the collector of the county with copies thereof within ten days after their meeting; and the said collector shall leave with every such taxable an account of his said road tax, within sixty days thereafter, under the penalty of one dollar for every such omission.

On applicati-
on, appoint
persons, &c.

VII. AND BE IT ENACTED, That when the said justices shall meet in session at their levy court, they, or a majority of them, shall, on application in writing, signed by two thirds of the inhabitants of any hundred through which any roads pass, to widen and streighten any old road laid out as a public road, appoint three discreet persons, freeholders in the said county, as commissioners, not holding any part of the lands through which the said road or roads may pass, nor related to the person or persons holding the land that may be affected by the running of the said roads, to view, survey and plot, the said road so applied for, and make return thereof to the said court at their next meeting, who, on receiving such plot or plots, shall examine the same, and all the evidence that shall or may be offered for or against the said road or roads, as returned, and may reject or confirm the same as a public road, or may direct the said commissioners to alter and amend the said plot, and when so amended, may reject or confirm the same, and when confirmed, shall accordingly direct the commissioners to mark and bound the said road or roads, not exceeding thirty feet in width, clear of
ditches,