

SEC. 9. *And be it enacted,* That within one month after the receipt of their respective warrants, the several overseers aforesaid, under the directions of the said justices, shall repair to the house of every tenant or proprietor residing within the limits attached to their respective roads, and shall take down a proper list of the names of all and singular the free able-bodied male inhabitants residing therein, above the age of eighteen and under the age of fifty years, and of all the able-bodied male slaves above the age of eighteen years and under the age of fifty years; and the said overseers shall justly and impartially call for and require the labour of all and singular the persons aforesaid, alternately, and in such convenient numbers and classes as to place the burthen of their services equally upon all; *Provided nevertheless,* that the labour of the said persons shall not be called forth for the purpose of this act during the season of wheat harvest, nor in such manner as to take more than half the number of labourers belonging to one family, in which there are more than one labourer, at the same time.

Take down a list of able-bodied free male inhabitants and slaves; and class them.

Proviso.

Modified as to Calvert County, by 1822, ch. 123.

SEC. 10. *And be it enacted,* That as often as the said overseers shall judge it necessary to call upon the said inhabitants for their labour in and upon the said roads, they shall summon, or cause to be summoned, the number and class which they shall have previously arranged, having had regard to the quantity and quality of work necessary to be done upon the said roads, giving each person, and the master, mistress or overseer of each servant or slave, so to be summoned, two days notice at the least of the time and place appointed for their labour, except in such extraordinary cases which may require a shorter notice, and every person so summoned shall be obliged to attend in person, or to provide a sufficient substitute; and if any person, being so summoned, shall neglect or refuse to attend, or to provide a sufficient substitute, he shall forfeit and pay the sum of seventy-five cents for every offence; and if any person shall attend, and not perform the reasonable labour required of him by the overseer of the road, according to his ability, he shall be adjudged a defaulter, and shall incur the same penalty as if he had neglected to attend; and in case the master, mistress or overseer, of any servant or slave, upon being notified as aforesaid, shall refuse or neglect to send such servant or slave, such master, mistress or overseer, shall forfeit and pay the sum of seventy-five cents for every servant or slave so refused to be sent.

May summon class arranged after two days notice; substitutes.

See preceding note.

SEC. 11. *And be it enacted,* That it shall be the duty of the said overseers to keep a true and proper list of all and every person or defaulter, who, being summoned as aforesaid, shall

And keep a list of all defaulters.