

the owner of such place, not having a license under their owner or overseer's hand, that it shall and may be lawful for the constable, and he is, by this act, required to whip every such negro on the bare back, at his discretion, not exceeding thirty-nine stripes.

Constables are now appointed by the Levy court, 1794, ch. 53, sec. 8.

May press
assistance,
&c.

SEC. 3. *And*, to the end that every constable may be enabled to put this act in due execution, *Be it enacted*, That it may be lawful for the constable to require as many persons as may be necessary to repair with him to such places, and that every person that shall be so required, and shall refuse, and shall forfeit one hundred pounds of tobacco, to be recovered and applied as hereafter expressed; and all white persons (being free) that shall be present, shall aid and assist such constable, on pain of forfeiting one hundred pounds of tobacco to the lord proprietor, one-half to the use of the county, and the other to the informer, on being convict by the oath of the constable, or other lawful witness, or confession of the party before any magistrate; and that all negroes and other slaves, belonging to the owner of the place where such assembly shall be, if required, shall aid and assist the constable in putting this act in execution, on pain of being whipped, each of them, with thirty-nine stripes on the bare back.

Their
allowance,
&c.

SEC. 4. *And be it enacted*, That every constable that shall be appointed to put this act in execution, shall be allowed five hundred pounds of tobacco in the county levy; and, if it shall so happen, at any time, that any negro or other slave shall strike any white person, it shall and may be lawful, upon proof made thereof, either by the oath of the party so struck, or otherwise, before any justice of the peace, for such justice to cause one of the negro's or other slave's ears so offending, to be cropt.

See 1806, ch. 81, sec. 3, by which the constable must produce a certificate of his fidelity in discharge of this duty, before he can claim the allowance. The punishment to be inflicted by this section, is repealed by 1821, ch. 240, and punishment by whipping is substituted therefor.

Persons
may warn
strange
slaves, &c.

SEC. 5. *And be it likewise enacted*, That the owner of any plantation or plantations, that shall, at any time, discover any strange negro or other slaves upon any of their plantations, unless they are sent by their owners on lawful occasions, and shall warn such negroes or other slaves to be gone home to their masters or owners; any negroes or other slaves refusing or delaying so to do, it shall and may be lawful for the owner of such plantation to correct such negro by whipping, not exceeding thirty-nine lashes; and any person that shall willingly encourage any negro or other slaves to meet in companies on their plantations, unless on lawful occasions, shall forfeit and pay for every such offence one thousand pounds of tobacco to the use aforesaid, to be recovered as aforesaid.