

and shall continue to use or keep up such gate or gates, on or before the first day of May in every year as aforesaid, such person shall forfeit all right to keep such gates.

167. All moneys collected by the collector of said county as taxes upon gates shall be paid over to and applied by the county commissioners of said county towards defraying the county charges.

168. In all cases where a tenant shall reside on lands through which public roads may pass, and shall keep gates thereon, it shall be lawful for such tenant to return such gates in the manner before prescribed, and to pay the tax thereon; and he shall be allowed the same by his landlord in his rent upon producing the collector's receipt, showing that he has paid the same.

169. If any slave shall cut down, destroy, injure, or wilfully leave open any gate upon the public roads which shall have been returned in the manner prescribed, such slave shall be punished for every such offence, on conviction before a justice of the peace, by whipping on his bare back, in the discretion of the said justice, not exceeding for each offence the number of ten lashes; but the master of such slave, or any other person in his behalf, may redeem said slave from said punishment by the payment of the fine to the owner of such gate imposed upon free persons for like offences.

170. No free citizen shall be fined or slave punished under the provisions herein relating to gates, in any case where such gates shall be found carelessly standing open, not hung upon good iron hinges, or otherwise in bad order or repair.

171. The provisions of the preceding sections relating to and authorizing gates on the public roads in Caroline county, shall not apply to the third election district in said county, in which district no gate upon a public road shall be allowed, and any person erecting a gate upon a public road in said district, shall be subject to a fine of five dollars for each offence, to be recovered before any justice of the peace for said county as small debts are, and applied to the use of the roads in said district.