

101. All fines and forfeitures incurred by supervisors for neglect in repairing roads in Charles county shall be paid to the county commissioners of said county.

102. All gates on the public roads in Charles county shall be strongly and substantially made, and so hung as not to cause unnecessary delay or hindrance to travellers.

103. Any person who shall tear down, destroy, remove or leave open any gate on the public roads in said county, so made and hung, shall be deemed guilty of a misdemeanor, and shall be liable to prosecution in the name of the State, before a justice of the peace of the county, and may be punished by fine not exceeding ten dollars for the use of the county.

104. Any slave who shall be guilty of the offences enumerated in the preceding section, or any of them, shall on conviction thereof before any justice of the peace of the county be punished by the infliction of any number of stripes not exceeding thirty-nine, as the justice shall direct.

105. If any white person charged with violating the provisions of the 103d section of this article shall feel aggrieved by the judgment of the justice of the peace, he may appeal to the Circuit Court of the county, upon giving bond in the usual form to the State, for the prosecution of the appeal and payment of the fine and costs if the judgment shall be affirmed.

106. If any person charged as aforesaid shall require it, the justice shall issue a warrant to a constable or the sheriff of the county, returnable in not less than ten days, to summon a jury to try the issue between the State and the traverser, and the verdict of the jury and judgment thereon shall be final.

107. The party requiring the summoning of such jury shall give bond for his appearance at the return day, or be committed.

108. Whenever a party charged with offending against the 103d section of this article shall be acquitted, he shall be entitled to his costs, to be paid by the county.

109. In all cases arising under the said section, the justice shall inform the accused of his rights thereunder as to the mode of trial, and in default thereof he shall be liable to a penalty of not