

pair of the public roads, the sum of one dollar per day; and for every day which each supervisor shall necessarily attend on said roads as supervisors, he shall be entitled to a sum not exceeding one dollar and fifty cents per day.

CHAP. 65.

8. AND BE IT ENACTED, That if any of the supervisors appointed by this act, shall not sufficiently clear, amend, and keep in good order and repair, the public roads within his district, or shall suffer any fallen trees, or other obstructions, to remain in or across any of the said public roads, whereby any cart, wagon, or other carriage, may be obstructed for more than three days together, he having notice thereof, or shall neglect to fall all dead trees on either side of the said public roads, whose limbs hang over, and may by their falling injure travellers, or to lop or cut off all limbs or branches of trees hanging or projecting over the road, within fifteen feet above the surface thereof, or shall suffer any of the bridges or causeways to be out of repair, (except framed bridges exceeding fifteen feet in width) or shall otherwise fail to perform the duties of a supervisor, he shall forfeit and pay a sum of money not exceeding ten dollars for every such offence, to be recovered and applied as aforesaid.

Penalty on supervisors for neglecting their duty

9. AND BE IT ENACTED, That any justice of the peace of said county, who upon his own view, or upon the information, oath or affirmation, of any one or more credible witnesses, shall discover, or be satisfied, that any bridge, road or causeway, is out of repair from the neglect of duty of the supervisor within whose limits the same shall be, except in time of wheat harvest, shall be authorised to issue his warrant, in the name of the state, against such supervisor, directed to the constable of the hundred, and returnable before himself, or some other justice of the peace for said county, who shall proceed to give judgment according to the merits of the case; and if judgment be rendered against him for any fine not exceeding ten dollars, and he does not pay the same within twenty days, the said justice of the peace may thereupon issue process of execution for the recovery thereof, and the same shall be account d for, and paid to the order of the levy court of said county, and applied as aforesaid.

Supervisors may be warrant for neglect

10. AND BE IT ENACTED That the justices of the peace respectively shall be authorised and empowered to receive any fine or fines for which they may respectively render judgment against any supervisor of the roads in said county, and shall account with and pay over to the levy court annually, all monies which they may have respectively received in virtue of this act, under the penalty of paying treble the amount thereof in case of failure or neglect, to be recovered in the county court, for money had and received, in the name of the state, to be applied as other fines are directed by this act.

Fines to be paid to levy court

11. AND BE IT ENACTED, That it shall and may be lawful for the several and respective supervisors of the said roads, and they are hereby authorised and empowered, as often as need shall require, to dig, take and remove, any stones, gravel or carts, which may be found on any land adjoining the roads, for which the same may be necessary, and to employ the same in repairing of the said roads, and for the making or repairing of bridges over the heads of rivers, branches, creeks, swamps, or other low, marshy and

Duty of supervisors