

where necessary, and to have the same kept in repair, and to have erected and kept in repair at the forks and crossings posts and guide-boards with plain letters for guide, giving the directions and distances to the most noted places to which said roads lead.

SEC. 5. *And be it enacted,* That all the public roads in said county shall be mended and kept in good repair by the persons occupying the lands, whether as owner or tenant, through which such road shall pass or bind on; and whenever any public road, or any bridge or culvert shall be out of repair, or said road shall be obstructed in any manner, it shall be the duty of the supervisor to have such road, bridges or culverts repaired, and such obstructions removed by the person or persons whose duty it shall be to keep that part of the road in repair; provided, that the cost of such bridge or culvert shall not exceed twenty-five dollars, in which case he shall report the same to the county commissioners, whose duty it shall be immediately to give such instructions to said supervisor as shall authorize him to have such bridge or culvert rebuilt or repaired, as the case may be; and all the work done on, and materials furnished and provided for the use of the public roads, shall be examined by the supervisor for such road, and, if approved of, estimated and valued by him, and the bills for the same certified by him to the county commissioners, and, on the order of the commissioners, the same shall be paid out of the funds of the county, and shall be receivable after such order in payment of county taxes or any other dues to the county.

Mended and kept in repair.

Proviso.

Shall be examined

SEC. 6. *And be it enacted,* That it shall be competent for the supervisor, in his discretion, whenever he shall be satisfied that any of the owners or occupiers of land, whose duty it would be, under this law, to keep such roads in good repair, cannot perform such duty, or ought to be excused from the same, to authorize and empower, at the request of such person, some occupier or owner of adjacent lands to perform such duty on the same terms as the original party would have been required to perform the same.

Cannot perform such duty