

or conveyances as by such use produce more than an ordinary amount of wear and tear thereon. Such orders and regulations, when and as promulgated or altered, shall be published once a week for three successive weeks in some newspaper of the county in which the road or roads affected may lie. Any person knowingly violating any such order or regulation shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one or more than one hundred dollars, or imprisoned for not less than ten days nor more than three months, or both fined and imprisoned, in the discretion of the court.

1931, ch. 539, sec. 28.

**43.** No person shall operate upon any of the public roads or highways of this State, or of any county therein, any vehicle so constructed or equipped as to cause any unusual amount of damage to such highways; and no wagon, truck, road engine, traction engine or other vehicle having metal tires or treads shall be operated over or upon any such road or highway having upon the wheels any clamps, spikes, ribs or other devices which may cut into or injure the road surface, nor shall any wagon or other vehicle of any kind be operated with a rough lock or similar device under one or more of the wheels thereof in such a manner as to cut into or injure the surface of any such road or highway. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than ten dollars or more than one hundred dollars for each offense, such fine to be paid to the board or other public authorities in control of the road upon which such offense was committed and to be used for road maintenance; provided, however, that this section shall only apply to roads which have been improved with modern gravel, shell, macadam or metal road bed, and shall not apply to dirt roads.

1931, ch. 539, sec. 29.

**44.** It shall be the duty of the State Roads Commission to maintain in good condition and keep in proper order and repair, so far as funds for such purposes are available, all State roads and bridges heretofore or hereafter constructed or improved by it under the provisions of this Article or which now or at any time may be placed or come under its control; and to such end the said State Roads Commission shall have power and authority to adopt such method or methods for the systematic repair and maintenance of such roads as it may from time to time deem proper and advisable; and, out of funds appropriated or designated for use in the repair or maintenance of said State roads, shall have power and authority to employ such engineers, assistants and other employees, and purchase such equipment, appliances and materials as may be reasonably requisite and necessary for the purposes aforesaid. Said Commission shall keep accurate records in detail showing as far as practicable the cost of maintenance and repair of such roads under the various systems of maintenance and repair adopted by it from time to time; the cost and quantities of different kinds of stone, oil and other materials used in the maintenance and repair of said roads, and the durability and effects of traffic of various kinds upon the different types of roads constructed, maintained or repaired under the provisions of this Article. And said Commission shall embody in its annual report to the Governor a synopsis of such expenditures.

Cited in construing secs. 9-19. *Howard Co. v. Leaf*, Daily Record, Oct. 30, 1939.

See sec. 8.