

C H A P.
LII.
Penalty for ne-
glect, &c.

XVI. AND BE IT ENACTED, That the supervisor of the public roads in said county, who shall refuse or neglect to summon every free able bodied male person, or the master or mistress of any male servants as aforesaid, who shall refuse or neglect to recover the fine or fines by this act imposed on any person for not assisting in repairing the public roads, such supervisor shall, for every person whom he shall not summon or warn as aforesaid, and for every person from whom he shall neglect to recover the fine or fines as aforesaid, forfeit and pay the sum of ten shillings current money for every such offence; provided, that nothing in this act contained shall authorize any supervisor to summon or warn any person above four days in each and every year, and any person summoned or warned for more than the said four days, such person shall not be obliged to attend more than the said four days.

Persons may
pay annually,
&c.

XVII. AND BE IT ENACTED, That if any person or persons shall, on or before the first day of September annually, pay to the supervisor of the public roads of the district in which such person or persons shall reside, the sum of fifteen shillings current money for each and every person liable to assist in the repairing the public roads in said county, such person or persons shall not, for one year from the day on which such payment or payments is or are made, be liable to the penalties of this act, and the supervisor shall not be obliged to summon such person or persons, any thing in this act to the contrary notwithstanding.

Supervisor to
lay out monies,
&c.

XVIII. AND BE IT ENACTED, That the supervisor shall and he is hereby authorized and empowered to lay out the monies, or any part thereof which by this act he may receive from any person or persons, in the same manner he is authorized to dispose of the money levied for repairing the public roads by this act.

And render an
account, &c.

XIX. AND BE IT ENACTED, That the supervisors of the public roads in said county be and they are hereby directed to lay before the levy court of said county, on their annual meeting, an account on oath of the receipt and expenditure of the money received and expended by this act.

How fines, &c.
are to be reco-
vered, &c.

XX. AND BE IT ENACTED, That all fines and forfeitures by this act imposed under the sum of ten pounds current money shall be recovered in the same manner as small debts are recoverable out of court; and every justice of the peace in the said county, before whom any of the fines by this act imposed shall be recovered, shall and he is hereby directed to lay a particular account of the same before the justices of the next succeeding levy court.

Operation sus-
pended.

XXI. AND BE IT ENACTED, That the operation of this act in Allegany county shall be and the same is hereby suspended until the first Monday in August, in the year seventeen hundred and ninety-six.

Commence-
ment, &c.

XXII. This act to commence on the first Monday of March next, and continue in force three years, and until the end of the next session of assembly which shall happen thereafter; and from and after the first Monday of August next, the act, entitled, An act for marking of highways, and making the heads of rivers, creeks, branches and swamps, passable, passed at September session, seventeen hundred and four, * and the several supplements thereto, and also an act, entitled, An act for repairing public roads in this province; † shall cease and be void, so far as they relate to the counties within this act mentioned; and the act to empower the justices of Cæcil county to streighten and amend the public roads in said county, and to levy the expences attending the same on the assessable property of said county, passed November session, seventeen hundred and ninety-one, ** except so far as relates to the roads already laid out by the commissioners of said county, shall cease to be in force, and are hereby repealed; provided always, that no new road already laid out by the justices of the levy court of Cæcil county shall be opened through any buildings, enclosed yard, garden or orchard, against the consent of the owner or owners thereof.

Not to alter
former laws,
&c.

XXIII. AND BE IT ENACTED, That nothing in this act contained shall extend to alter, or in any manner be construed to alter, change or repeal, an act, (a) entitled, An act for laying out sundry turnpike roads in Baltimore county, and the supplementary acts thereto, and so much of an act, (b) entitled, An act to streighten and amend the several public roads in several counties, as relates to Baltimore county, or any part thereof, or to destroy, divert or withdraw, the funds, or any part thereof, appropriated by law to the purposes in the said acts mentioned and expressed, or in any manner to alter the roads therein mentioned to be streightened or laid out.

(a) April, 1787, ch. 23.

(b) 1790, ch. 32.

XXIV. AND