

1794.

L A W S of M A R Y L A N D.

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purchase, such wood, timber, and other materials, as may be necessary in making such bridges and causeways.

Warrants to be made out by the clerk, &c.

VIII. And be it enacted, That the warrants shall be made out to the supervisors as aforesaid by the clerks of the said courts, and by them delivered to the sheriffs of the counties within ten days after the said warrants shall be ordered by the said courts, and shall be delivered by the said sheriffs to the supervisor to whom the same is directed within ten days after the said sheriffs receipt thereof, under the penalty of five pounds for each warrant ordered and not delivered by the clerk, and the like sum for each warrant received and not delivered as aforesaid by the said sheriff, to be recovered before a single magistrate as in case of small debts out of court, and applied towards clearing and amending the public roads, bridges and causeways, aforesaid.

Penalty on supervisors for neglect, &c.

IX. And be it enacted, That if any of the said supervisors shall not well and sufficiently clear and amend the said public roads within his district, within a reasonable time after the same shall be out of repair, or shall not streighten the said public roads, as marked and bounded by the commissioners, agreeably to the provisions of this act, or shall permit or suffer any fallen trees, or other obstruction, within his power, to remain in or across any of the said public roads, whereby any waggon, cart or other carriage, may be obstructed for the space of two days together, he having notice thereof, or shall neglect to fall, or cause to be fallen, all dead trees on either side of the said public roads, whose limbs hang over the same, or any of them, and may by their falling injure travellers, or 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 which he is bound to repair by this act in his said district to be out of repair, or in any other manner fail to perform the duties of a supervisor of the public roads within his district, after having accepted such office, he shall forfeit and pay a sum not exceeding five pounds current money for every such offence, to be recovered and applied as aforesaid.

Who shall not be answerable for fines, &c.

X. Provided always, and be it enacted, That no supervisor shall, in any instance, be answerable for the fine or fines by this act imposed, where it can be made appear that the neglect of such supervisor happened after the sum appropriated to the road or roads of which he is supervisor had been applied and expended under the direction of the courts aforesaid.

They may carry away stones, &c.

XI. And be it enacted, That it shall and may be lawful for the supervisors aforesaid, and any persons to be employed by them, to take and carry away any stones, gravel, or earth of a firm quality, that may be found on any land adjoining the roads for which the same may be wanted, without leave of the owner, or making him any compensation therefor; provided, that no stone, quarried or collected by the owner for his own use, or for sale, shall be so taken or applied, or any enclosure laid open to obtain the same, without leave of the owner or owners first being obtained.

And shall give notice, &c.

XII. And be it enacted, That the said supervisors shall and they are hereby required, before they begin to streighten, amend or repair, any road within their several and respective districts, or to make or repair any bridge or causeway, to give notice, by advertisement set up at the most convenient public and frequented places in such district, in order that the said inhabitants may have an opportunity of hiring labourers to the said supervisor, or labour themselves in and upon the said roads, bridges or causeways; and each supervisor shall be allowed such sum, not exceeding seven shillings and six-pence for every day, for his labour, trouble and expence, in supervising the making, mending, widening or repairing, the said roads, bridges and causeways, as shall be deemed reasonable and proper by the justices of the levy court.

Justices to call on collectors, &c.

XIII. And be it enacted, That the justices aforesaid may and shall call upon the collector or collectors for all monies levied and assessed for the use of the said roads,