

be cut down, any tree or trees growing on any of the next adjacent lands to such places where bridges or causeways may be necessary as aforesaid, and the same trees to haul and carry away off such lands, and to apply the same to the making or repairing of the said bridges or causeways; provided always, that no enclosure shall be laid open or entered into to obtain the several materials aforesaid, or any of them, without the consent of the owner or owners thereof.

VIII. AND BE IT ENACTED, That due compensation be made or secured to him or them by the county for the several materials aforesaid, according to the full value thereof, in such manner as the said levy court shall direct and appoint.

Compensation to be made, &c.

IX. AND BE IT ENACTED, That the said overseers shall have power, and they are hereby authorized and required, to call for all and singular the able bodied free male inhabitants of their respective limits, above the age of twenty-one years and under the age of fifty years, and upon all and singular the able bodied male servants and slaves residing therein above the age of sixteen years, and under the age of fifty years, to labour and assist in clearing, amending, improving and repairing, the several and respective roads aforesaid, and to require such and so many of the said persons as they shall from time to time deem necessary, to assemble at such place within their respective limits as the said overseers shall severally appoint, with sufficient implements, and thereupon to proceed in the execution of such work upon the said roads, for the improvement and repair thereof, as the respective overseers shall order and direct; and the said overseers shall also have power to hire and employ carts and teams for the carrying and removing all such stones, dirt, gravel and timber, as may be deemed requisite for repairing and completing the said roads and bridges, and the expence of such carts and teams shall be levied upon the county.

Overseers to call on all free male inhabitants, &c.

X. AND BE IT ENACTED, That within one month after the receipt of their respective warrants, the several overseers aforesaid, under the direction of the said levy court, shall take down a proper list of the names of all and singular the able bodied free male inhabitants residing therein, above the age of twenty-one years and under the age of fifty years, and of all the able bodied male servants and slaves above the age of sixteen years and under the age of fifty years; and the said overseers shall justly and impartially call for and require the labour of all and singular the persons aforesaid alternately, and in such convenient numbers and classes as to place the burthen of their service equally upon all; provided nevertheless, that in the labour of the said persons shall not be called forth for the purposes of this act during the season of wheat harvest, nor in such manner as to take more than half the number of persons aforesaid belonging to one family at the same time.

Take a list of names, &c.

XI. AND BE IT ENACTED, That as often as the said overseers shall judge it necessary to call upon the said inhabitants for their labour in and upon the said roads, they shall summon, or cause to be summoned, the number and class which they shall have previously arranged, having had regard to the quantity and quality of work necessary to be done upon the said roads, giving each free person liable to work upon the same, and the master, mistress or overseer, of each servant or slave aforesaid, two days notice at the least of the time and place appointed for their labour, except in such extraordinary cases as may require a shorter notice, and every free person liable to work upon the roads so summoned, shall be obliged to attend in person, or to provide a sufficient substitute; and if any person, being so summoned, shall neglect or refuse to attend, or to provide a sufficient substitute, he shall forfeit and pay the sum of one dollar for each offence; and if any person shall attend, and not perform the reasonable labour required of him by the overseer of the road, according to his ability, he shall be adjudged a defaulter, and shall incur the same penalty as if he had neglected to attend; and in case the master, mistress or overseer, of any servant or slave, upon being notified as aforesaid, shall refuse or neglect to send such servant or slave, such master, mistress or overseer, shall forfeit and pay the sum of one dollar for every servant or slave so refused or neglected to be sent; and every overseer appointed by virtue of this act shall be authorized and empowered to inflict corporal punishment, not exceeding ten stripes, upon every servant or slave who shall, when attending, refuse to perform reasonable labour.

Summon the class arranged, &c.

XII. AND BE IT ENACTED, That it shall be the duty of the said overseers to keep a true and proper list of all and every person or defaulter, who, being summoned as aforesaid, shall neglect or refuse to attend at the times and places appointed as aforesaid, or if attending, shall not perform his reasonable labour, and of every master, mistress or overseer, of servants and slaves, who shall incur the penalty aforesaid; and the said overseers of roads shall, once in every six months, call upon each and every of the said persons liable to a fine or fines, and demand the payment of all and singular the sums of money by them so forfeited, and on refusal or neglect to pay the same, the said overseers

And keep a list of all defaulters, &c.