

CHAP.  
LVIII.  
Justices to receive fines, &c.

XII. AND BE IT ENACTED, That the justices of the peace respectively shall be authorized and empowered to receive any fine or fines for which they may respectively render judgment against any supervisor of the road in said county, and shall account with, and pay over to the levy court annually, all monies which they may have respectively received in virtue of this act, under the penalty of paying treble the amount thereof in case of failure or neglect, to be recovered in the county court in an action for money had and received, in the name of the justices of the levy court of said county, to be applied as other fines are heretofore directed by this act.

No supervisor answerable, &c.

XIII. AND BE IT ENACTED, That no supervisor shall be answerable for the fine or fines 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 court aforesaid.

They may dig and remove stones, &c.

XIV. AND BE IT ENACTED, That it shall and may be lawful for the several and respective supervisors of the said roads, and they are hereby authorized and empowered, as often as need shall require, to dig, take and remove, any stones, gravel, or earth of a firm quality, which may be found on any land adjoining the roads for which the same may be necessary, and to employ the same in the repairing of the said roads; and for the making or repairing of bridges over the heads of rivers, creeks, branches, swamps, or other low and miry places, through and over which the said roads may pass, to cut down, or cause to be cut down, any tree or trees growing on any of the next adjacent lands to such places where bridges 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; provided always, that before any tree or trees shall be cut down for the purposes aforesaid, notice thereof shall be given to the owner, tenant or overseer, and due compensation made, or secured to him or them by the county, according to the full value thereof, in such manner as the justices of the levy court shall direct.

Notice to be given, &c.

XV. AND BE IT ENACTED, That the said supervisors respectively shall, before they begin to straighten, amend or repair, any road, or to make or repair any bridge or causeway, give notice, by advertisement at the most convenient public places in such district, that the inhabitants may have an opportunity of hiring labourers, or labour themselves in and upon the said roads, bridges or causeways; and each supervisor shall be allowed such sum and expence as shall be deemed reasonable by the justices of the levy court.

Justices to call upon the collector, &c.

XVI. AND BE IT ENACTED, That the justices of the levy court shall call upon the collector for all monies levied and assessed for the use of the said roads, as soon as payable by law, and in case of neglect or refusal, they shall, within two months thereafter, issue an execution against the said collector, out of the county court, for the money so due, and shall have all the legal benefits and privileges usually attending executions issued in behalf of the state of Maryland; and the said justices shall also liquidate and settle the accounts of all supervisors within the said county annually, at their levy court, and keep a fair record of all their proceedings relative to the public roads.

Penalty on altering, &c. any road, &c.

XVII. AND BE IT ENACTED, That if any person or persons shall alter, change, obstruct or encroach upon, any of the said roads, or cut down, destroy or injure, any of the bridges, causeways, boundaries, marks or directions, therein or thereon, such person, on being thereof convicted in the county court, shall be fined, at the discretion of the court, not exceeding fifty dollars, and all fines imposed in such cases shall be appropriated to repairing such damages, and improving the roads in the county aforesaid, and be paid to and accounted for by the supervisors of the district.

Supervisors may require slaves, &c.

XVIII. AND BE IT ENACTED, That the supervisors of said county shall, when necessary, require of the owners of slaves as many male slaves as they may deem necessary, not exceeding one half of the number of labouring slaves belonging to such persons on any one day; provided that such owner shall not be compelled to render more service in any one year by the labour of his or her slaves than his or her road taxes may amount to; and provided, that the labour of said slaves shall not be required as aforesaid during the season of harvest.

Penalty for not furnishing, &c.

XIX. AND BE IT ENACTED, That for every slave so required by the supervisor, and not furnished, the owner shall forfeit sixty cents for each day, to be recovered by the supervisors as in case of small debts, to be accounted for on oath, and paid to the levy court annually, to be applied to the repairing of the public roads.