

C H A P.
LXHI.

ceedings of the justices relating to this act, and that it shall be the duty of the clerk of the several county courts for the time being to attend them on all occasions relating to this act in their respective courts, and at their meetings at the court-house, and that he shall make fair and just entries of the proceedings of the said justices, and do all other necessary services in relation to this act which shall be required of him by the justices aforesaid, for all which services he shall annually be allowed, in the county assessment, a sum not exceeding thirty dollars.

Justices, &c. to
meet, &c.

XXXIII. AND BE IT ENACTED, That the justices of the levy court, and inspectors of each respective county, shall meet at the place where their respective county courts are held, on the first Monday in February next, and on the first Monday in February annually thereafter, at which meeting it shall be determined, by a majority of the justices of the levy court then present, upon the best information they can procure, what buildings, additions or repairs, and wharfs, required by this act, are wanting at each respective warehouse; and the said levy court shall appoint two justices of the peace, not being a proprietor or proprietors of such warehouse, to agree and contract for such buildings, additions, repairs and wharfs, as shall be determined to be wanting as aforesaid, or for the purchase of any warehouse; and the said two justices shall, within ten days after such appointment, give notice to the proprietor or proprietors of each warehouse concerning which they are appointed to contract, or his or their agent, to meet them at some convenient place, by them in such notice to be appointed, at a time not exceeding ten days from the date of such notice, at which meeting the said two justices shall inform the said proprietor or proprietors, or his or their agent, what is required of him or them, according to the determination of the justices aforesaid; and if the said proprietor or proprietors will not immediately enter into bond to the state, in such penalty as the said two justices shall think proper, not exceeding one thousand dollars, to do what is required as aforesaid within six months after the date of such bond at farthest, or if after such bond given such proprietor or proprietors shall not complete every thing therein specified, according to the tenor thereof, in either case the said two justices shall forthwith agree with some other person for doing what is determined as aforesaid to be necessary, or may be unfinished as aforesaid, and shall take a bond for performance of such their agreement; and in case one of the two justices aforesaid should die, or be removed, the other shall have as full power to act as if such death or removal had not happened; and if both such justices should die, or be removed, then the levy court shall appoint two other justices, who shall have the powers aforesaid; and if any warehouse shall be suffered by the proprietor to be out of repair for the space of six weeks, after having notice given him by the justices appointed to attend such warehouse that such repairs are wanting, every such proprietor shall forfeit and pay a sum not exceeding sixty dollars, and shall also be liable to an action of the party grieved for damages sustained by occasion of such warehouse being out of repair; and it shall be the duty of the inspector or inspectors of the respective warehouses to inform against any proprietor suffering the warehouse to be out of repair as aforesaid; and any inspector, knowing the warehouse of which he is an inspector to be out of repair as aforesaid, and not informing some judge or justice, or grand jury, of the same, shall forfeit a sum not exceeding sixty dollars.

Bond to be
lodged, &c.

XXXIV. AND BE IT ENACTED, That the bond taken by the justices aforesaid shall be lodged by them, within twenty days thereafter, with the clerk of their respective counties, to be by him safely kept.

Penalty for ne-
glect, &c.

XXXV. AND BE IT ENACTED, That if either of the said two justices of the peace shall omit or neglect the duty enjoined and required, as to making the contracts, and taking and lodging the bonds aforesaid, he shall forfeit and pay the sum of sixty dollars.

Sums to be al-
lowed, &c.

XXXVI. AND BE IT ENACTED, That any sum of money the said two justices aforesaid may contract for as aforesaid, shall be allowed in the next county assessment after the performance of such contract, and shall be deducted out of the money arising due for the rent of the warehouse, for which such money may be paid, until the county shall be fully reimbursed.

Justices to have
full power, &c.

XXXVII. AND BE IT ENACTED, That the justices of the levy court of each respective county shall have full power, at all times of the year, to put in execution so much of this act as relates to building, enlarging and repairing, public warehouses, or the purchase of warehouses, and to direct the making of wharfs, the building, enlarging and repairing, any warehouses for the respective inspections appointed in virtue of this act, from time to time, as to them shall seem necessary; and in case the proprietor, guardian or attorney of the proprietor, of any warehouse, or any other person concerned therein, shall refuse or neglect to make such buildings, additions, repairs,