

earth; *Provided, however,* he shall first pay the owner thereof, or offer to pay, the sum awarded by the said jury, and the said supervisor shall keep an account of all monies so expended and paid out for materials used or damages on award by a jury as aforesaid, and return an account on oath annually to the commissioners of said county, who shall levy the same on the assessable property of said county, as other county charges are now levied.

SEC. 4. *And be it enacted,* That the said supervisors their deputies or agents shall have power and they are hereby authorised and required to call upon all and singular the free able bodied male inhabitants of their district or respective districts above the age of eighteen years, and under the age of fifty years, and upon all and singular the able bodied male slaves residing in said district or districts above the age of eighteen and under the age of fifty years, to labor 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 districts as the said supervisors or their deputies shall legally appoint with sufficient implements of labor and therewith to proceed in the execution of such work and labor upon the said roads, for the improvement and repair thereof as the respective supervisors, or the deputies shall order and direct, and the said supervisors or their deputies 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 expense of such carts and teams shall be levied upon the county.

Right to call upon persons to assist.

SEC. 5. *And be it enacted,* That it shall be the duty of the said supervisors or their deputies in their said districts to take down a proper list of all and singular the names of the free able bodied male inhabitants residing therein above the age of eighteen and under the age of fifty years, and of all the able bodied male slaves above the age of eighteen years and under the age of fifty years, and the said supervisors shall justly and impartially call for and require the labor of all and singular the persons aforesaid, alternately and in such convenient numbers and classes as to place the burthen of their services equally upon all; *Provided nevertheless,* That the said persons shall not be called forth for the purpose of this act, during the season of wheat

Duty of supervisors to take list.

Proviso.