

harvest, nor in such manner as to take more than half the number of laborers belonging to one family in which there are more than one laborer at the same time.

Notice of time and place for labor to be given.

SEC. 6. *And be it enacted,* That as often as the said supervisors or their deputys shall judge it necessary to call upon the said inhabitants for their labor 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 person and the master, mistress or overseer of each servant or slave, so to be summoned, two days notice at least of the time and place appointed for their labor except in such extraordinary cases which may require a shorter notice, and every person so summoned shall be obliged to attend in person or to provide a sufficient substitute or pay to the supervisor, his agent or deputy the sum of seventy-five cents for every day summoned as aforesaid, in lieu of his days labor and if any person being so summoned, shall neglect or refuse to attend or to provide a sufficient substitute or pay on demand by said supervisor, his agent or deputy the sum aforesaid, for every day he failed to appear and work as aforesaid, he shall be adjudged guilty of a misdemeanor, and it shall be the duty of the several supervisors, their deputies or agents to keep a list of all delinquents, and report the list to some justice of the peace of the district over which he is supervisor and the said justice shall thereupon issue a warrant in the name of the State, for every free male person so appearing to be delinquent, and in case of a slave for the master, overseer or employer of said slave, to be directed to some constable of said district, directing him to bring said delinquent person, master, overseer or employer before him for trial, and if upon the trial it shall appear that said delinquent free person or owner, master or overseer of the delinquent slave fail to appear at the time and place appointed by the supervisor, his agent or deputies, with proper implements for work on the road or roads aforesaid, unless he was prevented from so doing by illness of himself or family, if a free person or if a slave that said slave was unable to work or if he or they so appearing without proper implements for labor or refuse or neglect to perform reasonable labor or has not paid said supervisor, his agent or deputy the sum of seventy-five cents for every day he failed to appear and labor aforesaid, or has not