

Dec Ses 1817. shall be required, with all their able bodied males which belong to them, or are in their employ and under their controul; provided that no female, nor white male over fifty years of age, or under twenty-one years of age, nor any coloured person over sixty years of age or under eighteen years of age, shall be obliged to attend or work, but it shall be their duty to furnish all able bodied males within said age, and to attend themselves, if males, and within the ages aforesaid, whenever required as aforesaid, under a penalty not exceeding one dollar and fifty cents for every hand or person so required, to be recovered in the name of the state by the supervisor, before a justice of the peace in said county, as other small debts are, which shall be accounted for by the supervisor, on oath, to the levy court, and the supervisor may receive any fine as aforesaid without a warrant, and account for the same as aforesaid.

Penalty for not keeping roads in repair.

7. *And be it enacted*, That if any of the supervisors appointed by this act, shall not sufficiently clear, amend, and keep in good order and repair, the public roads within his district, or shall suffer any fallen trees, or other obstructions, to remain in or across any of the said public roads, whereby any cart, wagon, or other carriage, may be obstructed for more than three days together, he having notice thereof, or shall neglect to fall all dead trees on either side of the said public roads, whose limbs hang over and may by their falling injure travellers, or to lop or cut off all limbs or branches of trees hanging or projecting over the road, within fifteen feet above the surface thereof, or shall suffer any of the bridges or causeways to be out of repair, (except framed bridges exceeding twelve feet in width,) or shall neglect to make and keep in repair bridges for foot travellers, where necessary, or shall otherwise fail to perform the duties of a supervisor, he shall forfeit and pay a sum of money not exceeding ten dollars for every such offence, to be recovered and applied as aforesaid.

How to be recovered.

8. *And be it enacted*, That any justice of the peace of said county, who upon his own view, or upon the information, oath or affirmation, of any one or more credible witnesses, shall discover, or be satisfied, that any bridge, road or causeway, is out of repair from the neglect of duty of the supervisor within whose limits the same shall be, (except in time of wheat harvest,) shall be authorised to issue his warrant, in the name of the state, against such supervisor, directed to the constable of the hundred, and returnable before himself or some other justice of the peace for said county, who shall proceed to give judgment according to the merits of the case, and if judgment be rendered against him for any fine not exceeding ten dollars, and he does not pay the same within twenty days, the said justice of the peace may thereupon issue process of execution for the recovery thereof, and the same shall be accounted for and paid to the order of the levy court of said county, and applied as aforesaid.

Stone, gravel, &c. may be removed.

9. *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 authorised and empowered, as often as need shall require, to dig, take and remove, any stones, gravel or earth, which may be found on any land adjoining the roads for which the same may be necessary, and to employ the same in repairing the said roads, and for the making or repairing of bridges over the heads of rivers, branches, creeks, swamps, or other low, marshy, and miry places.