

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.

SEC. 34. *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.

Bond to be lodged with clerk.

See 1823, ch. 165, as to the bond to be executed by the inspectors appointed to the state warehouses.

SEC. 35. *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.

Penalty on justices neglecting their duty.