

Dec. Ses. 1826.

they are hereby authorised and empowered, to appoint some person of integrity and judgment as guardian to Mary Fowke, Catherine Elizabeth Fowke, William Augustus Fowke, and Vir- linda Stone Fowke, infant children of Gerard Fowke and Mary Bayne Fowke, to convey, by a good and sufficient deed, all the estate of the said children in the tract of land lying in Charles county, called Belmont, descended to them from their mother, Mary Bayne Fowke, and to take a good and sufficient deed from the said James Fowke to the said children, of all the estate of the said James Fowke in the tract of land called Grunston, situat- ed as aforesaid, with a relinquishment of dower from Elizabeth Fowke, wife of the said James, reserving only to the said Gerard Fowke, in the land so conveyed, the same interest as he enjoyed and possessed in the aforesaid tract called Belmont; and the res- pective deeds as aforesaid, when executed as aforesaid, shall be recorded among the land records of Charles county, and be valid to all intents and purposes; *Provided*, that the justices aforesaid, on hearing all the circumstances of the case, shall deem and ad- judge such an exchange advantageous to the infant children of the aforesaid Gerard Fowke, and Mary Bayne Fowke his wife.

Proviso.

CHAPTER 65.

Passed Jan. 3.

An act to change and alter the mode of repairing the Pub- lic Roads in Caroline County.

Justices of levy court to record public roads.

Sec. 1. Be it enacted by the General Assembly of Maryland, That the justices of the levy court of Caroline county, or a ma- jority of them, be and they are hereby authorised and required, at their first meeting in the year eighteen hundred and seventeen, and at their first meeting in each and every year thereafter, to describe, ascertain, and distinctly record, in a book to be pro- vided for that purpose, the several and respective public roads and highways in said county, and to divide the same into as many districts as to the said court shall seem meet and proper.

Supervisors to be appointed.

2. And be it enacted, That the said levy court, or a majority of them, shall proceed to appoint a capable and suitable person to each district, as supervisor of the said district of public roads, and to signify the same to him, by warrant, under the hand of the clerk of said county, and seal of office, according to the num- ber and divisions of said roads, as the same shall be ascertained upon their records; and that the said justices may adjourn from time to time, until the said roads shall be duly ascertained and supervisors appointed as aforesaid.

Penalty for re- fusing to serve.

3. And be it enacted, That any person appointed a supervisor in virtue of this act, and refusing to act as such, and comply with the requisites thereof, he shall forfeit and pay the sum of ten dollars, to be recoverable in the name of the state, before any justice of the peace of said county, and applied by the levy court toward defraying the county charges; *Provided*, that no one person shall be compelled to act as supervisor on any of the pub- lic roads, more than one year in every three years, without his consent.

Proviso.

Court to sup- ply vacancies.

4. And be it enacted, That if any supervisor appointed under this act, shall refuse to act, remove out of the county, become disqualified, or die, it shall and may be lawful for any two justices