

tation money, or appearing and refusing to work to the satisfaction of the Surveyor, and being dismissed therefor, shall report the same to the Commissioner, who shall forthwith make complaint in his own name to a Justice against such delinquent, and he, on judgment obtained, shall for each day's neglect adjudge him to pay four shillings, with costs of suit; the delinquent shall not suffer more than six days imprisonment in either case, and the proceedings shall be before the Justice as in civil suits.

25. Any person keeping any wagon, cart, truck, plough, harrow, two oxen, or two horses, when duly required to furnish the same, with a competent driver, shall neglect to do so, a Surveyor shall forthwith make complaint to the Commissioner, who shall immediately proceed against him in the manner directed by the last preceding Section; the offender shall be adjudged to pay twelve shillings for every day's neglect, or be liable to be imprisoned not exceeding six days.

26. In all actions for the recovery of the fines imposed by this Act, the delinquent may be held to bail on the oath of a Commissioner; the proceedings in such case shall be as in civil suits before Justices.

27. During the interval between the performing of the statute labour, the Commissioner may, as occasion requires, direct the Surveyors to summon so many of the inhabitants as may be necessary to remove all trees or windfalls out of the roads, and to repair all bridges and such parts of roads as may require it, and to furnish the materials therefor, and call upon persons keeping any vehicle or team to attend with the same; the work then performed to be deducted from the number of days each person may be obliged to work on the roads; any person not attending or refusing to work shall forfeit eight shillings for each day's neglect or refusal, and sixteen shillings for neglecting to furnish the vehicle or team as aforesaid, to be recovered and applied as directed by the twenty fourth Section of this Act.

28. The Commissioners after the first snow, and when the rivers and marshes are safe for the passing of cattle on the ice, shall direct the Surveyors to summon forthwith so many inhabitants as they shall think necessary to perform such work as the Surveyors shall direct in cutting, carrying, and erecting bushes, and making ways; any person not attending, or refusing to work as directed, shall forfeit eight shillings for each day's neglect, to be recovered and applied as aforesaid. The rivers and the several parts thereof when frozen as aforesaid, shall be considered as part of the Town or Parish to which they are respectively opposite; and the Commissioners for the Town or Parish opposite to each other shall determine the distance upon the said river which is to be worked upon by the respective Parishes.

29. The said way shall be marked as directed by the Commissioners with evergreen bushes five feet high, erected lengthwise on the path not more than four rods from each other, and shall be replaced in the same manner when necessary. When the road is on the bank the path shall be marked on the river, and every person keeping a team, on being summoned by the Surveyor, shall forthwith send such team with a competent driver to work as directed, and neglecting to do so shall forfeit sixteen shillings, to be recovered and applied for the purposes of this Section, or the sum he shall forfeit shall be allowed as so much of his statute labour.

30. Any person who shall wilfully cut, take down, or destroy any bushes so erected, shall pay twenty shillings; one half to

be applied for the use of the Parish where the offence is committed, the other to the informer; the offender shall not be imprisoned for want of goods whereon to levy more than six days.

31. The Surveyors in their districts during the winter season when necessary, shall summon so many of the inhabitants liable to do statute labour, as they may think fit, to attend with shovels to shovel snow and assist to break roads, and so many of such inhabitants having horses or teams as they think necessary, to attend on the roads and break the same in the snow with such horses or teams, not exceeding four days in each winter, nor more than three miles from their own house, such work not to be deducted from their statute labour; any person not attending either in person or by a good and sufficient substitute, or refusing to work, shall pay five shillings for each day's neglect, and ten shillings per day for not attending or refusing to work with his horse and team as aforesaid, to be recovered as prescribed by the twenty third Section of this Act, and applied by the Commissioners to breaking winter roads. The Surveyors in performing the duty imposed by this Section shall be subject to the orders of the Commissioners.

32. Every horse-sled or sleigh drawn on any road shall have fastened to it or the harness thereof, two or more bells so as to be distinctly heard, under the penalty of five shillings for each offence, to be recovered from the owner or driver by any person who shall sue for the same, and to be paid and applied as directed by the twenty third Section.

33. The Road Commissioners in the Parishes of Maugerville and Sheffield, in the County of Sunbury, and of Canning, Cambridge, and Gagetown, in Queen's County, may apply such parts of the statute labour of the inhabitants or proprietors of land in said Parishes respectively, as they deem necessary, to secure and defend the road on the banks of the River Saint John therein, and to procure materials necessary for that purpose.

34. That part of the said statute labour so employed where the public highway runs may be performed at the times in each year when most practicable, under the direction of the Commissioners; the Commissioners and Surveyors shall make returns thereof in time to be submitted to the June Sessions of the Counties respectively.

35. The Commissioners, on or before the fifteenth day of December in each year, shall deliver to the Clerk of the Peace of their respective Counties, returns with vouchers, to be by the said Clerks filed in their office, which returns shall be according to the form hereinafter set forth. If any balance remain in the hands of the Commissioner, he shall pay the same to the County Treasurer, to be disposed of by the Sessions for the benefit of the roads and bridges where such money was collected.

FORM OF RETURN.

The undersigned Commissioners (or Commissioner) of the Parish of _____ (or District of the Parish of _____, as the case may be,) certify that all persons assessed to work in the said Parish (or District) have either worked, paid the commutation or fines, or been prosecuted as the law directs, except the persons excused.

[Here insert an account of the receipts and expenditures, shewing the balance of money, if any, in hand, thus—]

Statement of moneys expended.	} Specify the items.
Statement of moneys received.	
From whom fines not received.	
List of persons excused.	
Cause of such excuse.	

A. B.