

wise alongside of 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 three dollars and twenty cents, to be recovered and applied for the purpose of this Section.

28. Any person who shall wilfully cut and take down or destroy any bushes so erected, shall pay four dollars, one half to be applied for the use of the roads in 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.

29. 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, and under the directions of such Surveyors to haul or shovel snow, and assist to break the roads; and so many of the 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 dwelling, such work not to be deducted from their statute labour for the current year; any person not attending either in person or by a good and sufficient substitute, or refusing to work, shall pay one dollar for each day's neglect, and two dollars per day for not attending or refusing to work with his horse and team as aforesaid, to be recovered as prescribed in the twenty third Section of this Act, and applied by the Commissioners to breaking or repairing the roads; the Surveyors, in performing the duty imposed by this Section, shall be subject to the orders of the Commissioners.

30. The Commissioners of the roads in the Parishes of Maugerville, Sheffield, and Lincoln, 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, as 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.

31. That part of the statute labour in Sunbury and Queen's so employed where the public road runs, may be performed at the times in each year when most practicable, under the direction of the Commissioners; the Surveyors and Commissioners shall make return thereof in time to be submitted to the June Sessions of the Counties respectively.

32. The powers of the Commissioners and Surveyors of Roads appointed under this Act shall, in their respective Parishes, Districts, and Sub-districts, extend to the parts of the great roads of communication passing through the same; and the necessary repairs, the clearing out of obstructions, and the breaking down and shovelling of the snow, shall be done under their authority, subject to the same conditions, liabilities, penalties and forfeitures that are in this Act hereinbefore particularly set forth; provided that no such Commissioners or Surveyors shall have power to alter any great road.

33. The Commissioners of Roads, on or before the fifteenth day of December in each year, shall deliver to the Clerks of the Peace of their respective Counties, returns with vouchers, to be by the said Clerks filed in their Offices, which returns

shall be according to the form hereinafter set forth. If any balance remain in the hands of any 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 in the Parish where such money was collected: And further provided, that whenever any Commissioner, or other County or Parish officer, shall not account for or pay over any moneys which have come into his hands as such officer, and which by law he is required to account for or pay over, all such proceedings may be taken against such officer, or his estate in case of death, by order of any General or Special Sessions, and by and in the name of the County Treasurer of the County of (as the case may be,) as are now used in any Court of Law or Equity in this Province, in case of any creditor against any debtor.

34. 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 one dollar for each offence, to be recovered from the owner or driver, by any person who shall sue for the same, as provided by the twenty third Section of this Act.

35. The Commissioners of Roads for the respective Parishes shall annually file a copy of the list of the inhabitants liable to the performance of statute labour, in the office of the Clerk of the Peace, within ten days after the publication thereof; and shall also lay before the Parish Meeting annually appointed for the election of Parish Officers, a copy of the return previously made to the Clerk of the Peace, as directed by the thirty third Section of this Act; the said return to be publicly read in such meeting for the information of the inhabitants of such Parish.

36. All Commissioners and Surveyors of Roads shall be exempted from the performance of statute labour.

37. The annual returns required to be made by the Commissioners of Roads shall be made by them respectively, under oath, as hereinafter mentioned.

38. It shall be the duty of all the Commissioners of Roads, whether for individual Parishes or separate Districts, to enforce in their several Parishes and Districts respectively, the performance of all the duties and services by this Act required, and to prosecute for and recover all the fines and penalties thereby imposed.

39. The return to be delivered to the Clerk of the Peace aforesaid, as required by the thirty third Section of this Act, shall be in the following form:—

The undersigned Commissioners (or Commissioner, as the case may be,) of Roads for the Parish of _____, (or District of the Parish of _____,) certify (or certifies) that all persons assessed to work in the said Parish (or District) have either worked, paid the commutation or fine, 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, on hand, thus]—

Statement of moneys expended,	} Specify the items.
Statement of moneys received,	
List of persons from whom fines not received,	
List of persons excused and the cause of excuse,	

A. B. }
C. D. } Commissioners
E. F. } of Roads.

or A. B., Commissioner of Roads

Sworn to before me, G. H., Justice of the Peace.

40. Any person thinking himself overrated or assessed too