

justices, or any two of them, most convenient, in the recess of the said court, may nominate and appoint, under their hands and seals, by warrant, another person in his place, to serve for the residue of the time for which such overseer so dying, refusing to act, or misbehaving, was originally appointed; and the overseers nominated and appointed as aforesaid, shall clear, amend, and keep in good repair, the said public roads within their respective districts, and shall make, amend, and keep in good repair, all such bridges and causeways as are needful and requisite to be made and repaired; and to enable the said overseers effectually to perform the said duties, they are hereby empowered, from time to time, to hire and employ, at reasonable wages, a sufficient number of labourers to work on the said public roads, and to hire and employ carts, wagons, or other convenient carriages, for the purpose of carrying sand, stones, timber, or other heavy articles necessary for the straightening and amending the said roads, or making and keeping in repair the said bridges and causeways, and also to agree at reasonable rates for, and purchase, such wood and timber as may be necessary in making such bridges and causeways, from the owner or owners of the land where such wood and timber may be obtained, nearest and most convenient to the bridges or causeways so to be made or repaired, provided such wood or timber is not to be found within the width or limits of such road as is hereafter mentioned and directed to be laid out, straightened and amended; and in case the owner or owners of the said land will not agree with such overseer to make sale of the said wood or timber for a reasonable price, or shall refuse to make sale thereof, or by reason of infancy, coverture, insanity, or other disability, shall be incapable of making sale thereof, then such overseer is hereby empowered and required to cut down and carry away, or cause to be cut down and carried away, any trees or timber growing upon the said adjacent land, provided the same be not fruit trees or for ornament, nor fit for clapboards or shingles, and apply the same to the making and repairing the said bridges and causeways as aforesaid; and where the owner or owners of such land, and the overseer as aforesaid, cannot agree upon the price of such wood and timber, or the owner or owners shall refuse to make sale of the same, or may be under disability to make such sale as aforesaid, and the overseer shall cut down or carry away any trees or timber as aforesaid, the said justices shall, upon application of the owner or owners, or of any person on his or their behalf, properly authorized, adjudge to him or them such compensation for the trees or timber so cut down or carried away, as to the justices shall appear reasonable and proper, and shall draw an order for the sum so adjudged in

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