

ROADS.

1868, c. 363 entitled an act providing for the repairs of the public roads of Montgomery county, enacts the following, and repeals all acts or parts of acts inconsistent therewith.

1868, c. 363, s. 1
Bond of road
commissioners

53. The county commissioners of Montgomery county shall appoint two experienced and competent persons in each election district, every two years, who shall be taxpayers in said county, at their first meeting next ensuing the passage of this law, or as soon thereafter as practicable, to remain in office two years, who, in conjunction with one of the county commissioners, shall constitute a board of road commissioners, a majority of whom shall have power to act, and who shall have charge of the public roads in the several election districts, and shall examine and report to the county commissioners on their condition and the amount of money required for their repairs.

Ibid. s. 2
Powers and duties of commissioners.

54. It shall be the duty of the said board of commissioners to lay off all the public roads in their respective election districts into convenient sections, not exceeding five miles in length, and draw specifications for the same, numbering each road section, and proportion and allot to each section such labor as hereinafter provided for; and they are hereby authorized and empowered, on the first Monday in April, or as soon thereafter as practicable, to let or farm out to the lowest responsible bidder or bidders, the several road sections for repairs in their respective districts, or any part thereof, annually, requiring the contractor or contractors, lessee or lessees, to give bond for the faithful performance of their contracts, under proper penalties and restrictions, to be approved by the county commissioners, by giving at least fifteen days' notice of the time and place of letting said road sections, in any newspaper published in the county, or by written or printed notices posted at three or more of the most public places in said district; *provided*, that if from want of competition or from any other cause the bids

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