

moved all decayed or dead trees on either side of the said public roads, whose limbs or any of them hang over the same, and may by their falling injure travellers, or shall not lop and cut off all limbs or branches of trees hanging or projecting over the said roads within fifteen feet above the surface thereof, or shall in any other manner fail or neglect to perform the duties of a contractor for the repair of the public roads according to the directions of this act, every such contractor so failing and neglecting, shall forfeit and pay a fine of five dollars for every such offence, in addition to a forfeiture of his bond, as prescribed by the sixth section of this act.

9. AND BE IT ENACTED, that it shall and may be lawful for the several and respective contractors for the repair of the said roads, and they are hereby authorised and empowered as often as need shall require to dig, take and remove any stones, gravel or earth which may be found on any land adjoining the roads for which the same may be necessary, and to employ the same in the repairing of the said roads, and for the making or repairing of bridges over the heads of rivers, creeks, branches, swamps or other low and marshy places, through and over which the said roads may pass, and to cut down or cause to be cut down any tree or trees growing on any of the adjacent lands to such places where bridges may be necessary as aforesaid, and the same trees to maul and carry away from off such lands, and to apply the same to the making or repairing of the said bridges: *Provided*, that it shall be the duty of each and every contractor as aforesaid, to render a true account certified under their hands and seals respectively, of all and singular such tree or trees by them cut down and taken for the purpose aforesaid, with a description of the size and quality of such tree or trees, together with their estimation of the value thereof, to the owner, tenant or overseer of the lands from whence the same shall have been taken, and to return a duplicate of such account on oath to the next levy court of the county, in order that the justices of the said court may be enabled to estimate the real value thereof, to be allowed or paid to such owner or owners in such manner as said justices shall appoint and direct. *Provided always*, AND BE IT ENACTED, That nothing in this act contained shall be construed to make it the duty of the contractors for the repair of the public roads as aforesaid, to make or repair any framed bridge or bridges above fifteen feet in length; but they shall continue to be built and repaired in the same manner as at present; and it is hereby declared to be the duty of every contractor aforesaid, having any such bridge or bridges within their respective limits, to clear the same of all drift logs or other obstructions to the free passage of the water as often as need shall require, under the penalty of five dollars for every neg-

Dec. Sess.

1813.

Materials for repairs.

Provisos.

Bridges.