

C H A P. LXXIII. ten days after the said sheriff's receipt thereof, under the penalty of five pounds for each warrant not delivered by the clerk, and the like sum for each warrant received and not delivered as aforesaid by the said sheriff, to be recovered before a single magistrate, as in case of small debts out of court, and applied towards clearing and amending the public roads, bridges and causeways, aforesaid.

Penalty on supervisors for neglect, &c.

VII. **And be it enacted,** That if any of the said supervisors shall not well and sufficiently clear and amend the said public roads within his district, within a reasonable time after the same shall be out of repair, or shall not streighten the said public roads as marked and bounded by the commissioners appointed and empowered, when directed by said justices, or shall permit or suffer any fallen trees, or other obstruction, within his power, to remain, to lie in or across any of the said public roads, whereby any waggon, cart or other carriage, may be obstructed for the space of two days together, he having notice thereof, or shall neglect to fall, or cause to be fallen, all dead trees on each side of the said public roads, whose limbs hang over the said road, and may by their falling injure travellers, or shall suffer any of the bridges or causeways in his said district to be out of repair, or in any other manner fail in the performance of the duty of the supervisor of the public roads, after having accepted such office, he shall forfeit and pay a sum not exceeding five pounds current money for every offence, to be recovered by indictment in the county court.

Who may carry away stones, &c.

VIII. **And be it enacted,** That it shall and may be lawful for the supervisors aforesaid, and any persons to be employed by them, to take and carry away any stones, gravel, or earth of a firm quality, that may be found on any land adjoining the roads for which it may be wanted, without leave of the owner, or making him any compensation therefor; provided, that no stone, quarried or collected by the owner for his own use, or for sale, shall be so taken or applied, or any enclosure laid open to obtain the same, without the owner or owners leave first being obtained.

And give notice, &c.

IX. **And be it enacted,** That the said supervisors shall and they are hereby required, before they begin to streighten, amend or repair, any road within their several and respective districts, or to make or repair any bridge or causeway, to give notice, by advertisement set up at the most convenient public and frequented places in such district, in order that the said inhabitants may have an opportunity of hiring labourers to the said supervisor, or labour themselves in and upon the said roads, bridges or causeways; and each supervisor shall be allowed a sum not exceeding seven shillings and six-pence per day for every day he shall attend.

Justices to call on the collector, &c.

X. **And be it enacted,** That the justices aforesaid may and shall, at their levy court annually, call on the collector or collectors, and the several supervisors, for the settlement of all monies levied and assessed for the use of the roads as aforesaid, and in case of neglect or refusal of the said collectors or supervisors to settle his accounts, and pay the balance or balances due from him or them, shall immediately commence suit for the recovery thereof, in which no more than one imparlance shall be allowed.

Penalty on altering any road, &c.

XI. **And be it enacted,** That if any person or persons shall presume to alter or change, or in any manner obstruct or encroach on, any of the said roads, or on any part or parts thereof, or to cut down or destroy, deface or injure, any of the bridges, causeways, boundaries, marks or directions therein, such person or persons, being thereof convicted in the county court, shall be fined at the discretion of the court, in any sum not exceeding five pounds.

Commencement, &c.

XII. This act to commence on the first Monday of March next, and to continue in force till the first Monday in March, seventeen hundred and ninety-five, and from and after the aforesaid first Monday of March next, the act, entitled, An act for the marking of highways, and making the heads of rivers, creeks, branches and swamps, passable for horse and foot, passed at September session, seventeen hundred and four, and the several supplements thereto, and an act to empower