

quiet Possession thereof, such Owner or Owners shall and may recover his Right to the same by Ejectment, or otherwise, as the Law directs, any thing in this Act contained to the contrary Notwithstanding.

And for prevention of the Abuse frequently committed by Persons keeping Water-Mills, by taking excessive Tole,

The Toll ascertain'd not to be exceeded.

Be it therefore Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid, That from and after the Publication hereof, as aforesaid, no Matter, Owner, Miller or other person properly belonging to or otherwise owning any Mill within this Province, shall ask, demand or receive for Grinding any Quantity or Quantities of Indian Corn or Wheat, whatsoever, above the Sixth Part of every Bushel of Indian Corn, and Eighth Part of every Bushel of Wheat, by him or them so Ground as aforesaid, upon Penalty and Forfeiture of one Thousand Pounds of Tobacco, one half to the Use of her Majesty, her Heirs and Successors, for the Support of Government, and the other half to him or them that shall Inform or Sue for the same, to be recovered in the respective County Courts by Action of Debt, Bill, Plaint or Information, wherein no Essoyn, Protection or Wager of Law to be allowed, any other Act, Usage or Custom to the contrary Notwithstanding.

On pain of 1000l. Tobacco.

Advantages sav'd to Builders by former Acts

Provided always, That if any Person upon Encouragement of former Acts hereby Repealed, have begun to build any Mill, they shall still have all those Advantages that they might have had by such Act hereby repealed, as if the former Act or Acts were still in force.

An Act for the Marking of High-ways, and making the Heads of Rivers, Creeks, Branches and Swamps Passable for Horse and Foot.

WHEREAS it is thought convenient and very much for the Benefit of the Inhabitants of this Province, that Roads and Paths be marked, and the Heads of Rivers, Creeks and Branches be made passable,

Roads to be Clear'd 20 foot wide.

Be it therefore Enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of her Majesty's Governour, Council and Assembly of this Province, and the Authority of the same, That all publick and Main Roads be hereafter cleared and well grubb'd, fit for Travelling, Twenty Foot wide, and good and Substantial Bridges made over all Heads of Rivers, Creeks, Branches and Swamps, where need shall require, at the discretion of the Justices of the County Courts.

And for the beter ascertaining what is or shall be deemed publick Roads,

And to be Ascertain'd, and overseers appointed. Roads not to be alter'd without leave.

Be it likewise Enacted by the Authority aforesaid, That the Justices of the County Courts shall set down and ascertain in their Records once every Year, what are the publick Roads of their respective Counties, and appoint Overseers of the same, and that no person whatsoever shall alter or change any such Publick Roads without the Leave or License of the Governour and Council, or Justices of the County Courts, upon Penalty of Five Hundred Pounds of Tobacco.

And if any Overseer so appointed, should neglect to clear the Roads, so as aforesaid, he shall be fined Five hundred Pounds of Tobacco in Cash.