

C H A P. XV.

Passed 3d of
October, 1794.

An ACT of directions for the sheriff's office in this province, and for the more easy payment of the public and county levies. Lib. LL. No. 3. fol. 5.

This act was passed for three years, and by 1707, ch. 21, was continued for three years longer, and also by 1710, ch. 15. Expired.

C H A P. XVI.

An ACT for the encouragement of such persons as will undertake to build water-mills. Lib. LL. No. 3. fol. 10.

Repealed by 1766, ch. 10. except the sixth and seventh sections, which are as follow:

Millers toll
settled.

VI. AND, for prevention of the abuse frequently committed by persons keeping water-mills, by taking excessive toll, 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 master, 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, (a) 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 essoin, protection, or wager of law to be allowed, any other act, usage or custom to the contrary notwithstanding.

Rights se-
cured.

VII. PROVIDED ALWAYS, That if any person, upon encouragement of former acts, hereby repealed, have begun to build any mill, they shall still have all those advantages that they might have had by such act hereby repealed, as if the former act or acts were still in force.

(a) By the 38th article of the constitution, all penalties and forfeitures formerly going to the king or proprietary, are to go to the state, unless otherwise provided for.

Other acts relating to water-mills, are 1753, ch. 16. and 1756, ch. 12.

C H A P. XVII.

An ACT declaring, that the altering or scratching out of the mark of any tobacco, or altering the quality thereof, after received, without lawful order or warrant, shall be deemed and adjudged felony. Lib. LL. No. 3. fol. 15.

C H A P. XVIII.

An ACT for the publication of all laws within this province. Lib. LL. No. 3. fol. 15. Repealed 1715, ch. 49, and 1719, ch. 16.

C H A P. XIX.

An ACT declaring several acts of assembly, formerly made, to be in force. Lib. LL. No. 3. fol. 16.

C H A P. XX.

An ACT for the better administration of justice in probat of wills, and granting administrations, recovering of legacies, and securing filial portions. Lib. LL. No. 3. fol. 17. Repealed 1715, ch. 49, and 1719, ch. 16.

C H A P. XXI.

An ACT for the marking of highways, and making the heads of rivers, creeks, branches and swamps, passable for horse and foot. Lib. LL. No. 3. fol. 35.

Supplementary and other acts relating to high-roads, are 1723, ch. 17. 1724, ch. 14. 1736, ch. 17. 1750, ch. 14. 1753, ch. 16. 1756, ch. 12. 1794, ch. 52. 1795, ch. 37. 1795, ch. 43. 1796, ch. 60. 1797, ch. 84. 1797, ch. 109. 1797, ch. 112.

Preamble.

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;

Public roads to
be cleared.

II. BE IT THEREFORE ENACTED, by the Queen's most excellent majesty, by and with the advice and consent of her Majesty's Governor, Council and Assembly of this province, and the authority of the same, That all public and main roads be hereafter cleared, and well grubbed, 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.

III. AND,