

the road passes, before such road be opened for use, unless such owner consent in writing to open the same; the expenses of laying out the road, as provided by the fifteenth Section of this Act, shall in the first place be paid by the applicant, and no such private road shall be laid out more than two rods wide, against the consent of the owner of the land through which it passes; provided that no buildings shall be erected within two rods of the centre of the said road so laid out.

8. Public roads shall not be more than six nor less than four rods wide.

9. All roads not recorded, upon which public money has been expended, are hereby declared public roads or highways.

10. On any alteration being made in any road, pursuant to this Act, and the parts between the points of such alteration shall not be settled by the erection of dwelling houses, or when the same shall not cut off any proprietor from the road so altered, the Commissioners shall direct that the portions intended to be discontinued shall be stopped up and enclosed by the proprietor of the land between such points, after which the old road or such part thereof shall not be considered public, but the Commissioners shall not so direct until the new road be good and passable.

11. The Commissioners for each Parish shall carefully mark out all the roads laid out, altered or extended under their direction by the provisions of this Act, designating their width either by a line of stakes on each side, or by one line of stakes in the centre of the same, clearly marking out the place of beginning and the place of ending, and shall set forth in writing the width, marks, bounds and lines of all such roads as have been laid out, altered, extended, or shut up, and within three months thereafter make return thereof to the Clerk of the Peace, who shall enter the same in a book to be kept for that purpose: any Commissioner or Clerk of the Peace neglecting this duty required of him, shall for each neglect pay twelve dollars.

12. Whoever shall alter, encroach on, or obstruct any public road, or fill up or obstruct any ditch or water course in any highway, shall for each offence forfeit eight dollars; and if the offender do not remove such encroachment or obstruction within three days thereafter, he shall again forfeit the like sum