

VIII.—*And be it further enacted*, that it shall not be lawful for any Surveyor of Highways, although with the consent of the Owner of the Land, to alter any Highway, Road or Street, or make any repairs to any Highway, Road or Street, in any Town, District or Settlement, without the advice and consent of at least Two Justices of the Peace.

Surveyors not to alter direction of, or repair Roads, &c. without consent of two Justices.

IX.—*And be it further enacted*, that it shall and may be lawful for the Surveyors of the Highways to order and direct the Inhabitants, in their respective Districts, as often as they shall deem necessary, during the Winter, to work on the Public Highways with their Horses, Oxen and Sleds, in order that the Roads may be rendered passable *Provided always, nevertheless*, that no inhabitant shall be compelled to furnish more than One Day's Labour of himself or cattle for any one fall of snow, or where the fall or drift of snow shall not exceed the depth of Two'ne Inches.

Surveyors may order work during the winter if necessary.

X.—*And be it further enacted*, that every Inhabitant refusing or neglecting to obey such Order of the Surveyor of Highways, shall forfeit for each refusal or neglect, respectively, the same Fine or Fines as are prescribed in and by the Second Section of this Act.

Penalty of disobedience to such order.

XI.—*And be it further enacted*, that every Surveyor of Highways shall yearly, at the expiration of his Office, render to the Court of General Quarter Sessions of the Peace, a true and faithful account, under Oath, of all the Labour expended by him, designating the names of the Persons and the Labour performed by each, and of all the Fines received by him; and shall pay the overplus, if any, in his hands, to his successor, for the use of the Highways, under a penalty not exceeding Ten Pounds for each neglect.

Surveyors at the expiration of their service to render accounts to the Quarter Sessions.

XII.—*And be it further enacted*, that where any new Highway or Common Road, from Town to Town, or Place to Place, in any County or District in this Island, shall be wanting, and where Old Highways or Roads with more conveniency may be altered, upon application being made to the Court of General Sessions of the Peace within the said County or District, the said Court is hereby authorized and required to appoint Three Persons, being Freeholders of the adjoining Townships, having most occasion for the said Highway, to enquire into the necessity and conveniency thereof, and to make their report thereon; and the same being judged to be of common necessity or conveniency, the said Court shall issue a Warrant to the Sheriff or his Deputy, or High Constable, to summon a Jury out of the adjoining Townships, to meet at some convenient day and place therein mentioned, to view and lay out or alter such Highway or Road, who shall have an Oath administered to them by the said Sheriff, or his Deputy, or High Constable, who is hereby authorized to administer the same, to lay out or alter such Highway or Road according to their best skill and judgment with most conveniency to the public and least prejudice or damage to the Owner or Owners of the Lands on which the said Highway is to be laid out or altered, and to assess the damages to the Owner or Owners of such Lands, as the said Jury shall think reasonable for the value of the Land and Improvements made on the same; and also for the making of Fences on the sides of such Highways, which having done, the said Sheriff or his Deputy, or High Constable, shall make a return thereof on the day appointed by the said Court, as well under his own as the hands of the Jurors by whose Oath the same is laid out and altered, to the end the same may be allowed of and recorded and after known for a Public Highway; and all Public Highways hereafter to be laid out as aforesaid shall not be less than Thirty Feet wide.

Quarter Sessions to appoint persons to judge of and report on necessity of any proposed alteration of Roads, &c.

Jury to be summoned to determine thereon;

—and to assess damages.