

C A P. III.

An ACT in further Amendment of an Act, made in the First Year of his present Majesty's Reign, intituled, *An Act for repairing and mending Highways, Roads, Bridges and Streets, and for appointing Surveyors of Highways within the several Townships in this Province.*

1 Geo. 3. cap. 14.
5 ————— 2.

Preamble.

◆◆◆◆ *HEREAS* in the second Section of an Act, made in the
◆ *W* ◆ *first* Year of his present Majesty, intituled, an Act for re-
◆◆◆◆ pairing and mending Highways, Roads, Bridges and
Streets, and for appointing Surveyors of Highways within the se-
veral Townships in this Province; *certain Forfeitures are directed*
to be paid by such Persons as shall neglect to attend on their Duty
in Manner therein set forth, for the Repairs of the Highways,
Roads, Streets or Bridges, which said Forfeitures are directed to
be recovered by warrant of Distress from one of his Majesty's Jus-
tices of the Peace; and whereas it is thought more expedient that
such Forfeitures should be recovered as Actions of Debt or Trespass
are recoverable according to the Value thereof:

All forfeitures for neglect to attend for repairing and mending Highways &c. to be recovered as Debts are before one or more Justices.

I. Be it Enacted, by the Governor, Council and Assembly, That all such Forfeitures as aforesaid, shall be sued for by the Surveyors of Highways in like manner as Debts of the like Value are sued for, and recovered before one or more Justices, any Thing in the said afore-recited Act to the contrary notwithstanding.

II. And whereas it is a great Hardship on poor labouring Men and other poor Persons to be obliged to labour at said Highways, Roads and Streets, during the whole of the Six Days appointed by the afore-recited Act,

Two Justices may lessen number of days labour by poor Persons.

Be it Enacted, That upon Application to two of his Majesty's Justices of the Peace, the said Justices shall, and may in their Discretion lessen the Number of Days Labour to be performed by such Men as cannot without Detriment to their Families attend the same.

Persons who keep Carts, &c. tho' exempted from labouring by age to send their Carts, &c.

III. And be it also Enacted, That all Persons keeping Carts, Teams, and Trucks, who by being Sixty Years Old or upwards, are exempted from labouring themselves on the said Highways or Roads, shall nevertheless send their Carts, Teams or Trucks, to assist in making or repairing the same.

IV. And