

visions of this section of this By-law shall be liable to a fine of not less than one dollar nor more than ten dollars for each such offence.

5. That any person who has now, or may hereafter encumber any opened or travelled road by placing his fence thereon, or fencing up wholly or in part, any portion thereof, and shall not forthwith remove the same upon receiving notice from the Council, or from the pathmaster of the Division to do so, shall be liable to a fine of two dollars for each and every day the same remains unremoved. And any party having any portion of an original allowance for road enclosed, and where the same has not been opened, or required for public travel, and where no other road has been laid out, in lieu thereof, such party shall, upon notice from the Council, remove his fence off such road allowance, within the time specified in such notice, and under a like penalty per diem. In case the party or parties so offending fail to remove his or their fences, within a reasonable time, the Council may direct the pathmaster of the Division to remove the same at the expense of the party or parties so offending. Provided always that if such road allowance is under crop, previous to the notice being given, reasonable time shall be allowed for the maturity and removal of such crop, before any party shall be required to remove such fence.

6. Any party through whose land the Council may have laid out and established a road by By-law, and such party has not received any compensation therefor, or when the Council may hereafter lay out and establish a new road by By-law as a public highway, and the party through whose land the same may run, shall not require or receive any remuneration for the land taken, and when it is necessary to remove a fence from off a road so established, reasonable compensation shall be tendered by the Council to the owner or occupant of such land taken, for the trouble of removing the fence, which tender shall in no case exceed eight cents per rod. But in case the party owning or occupying the land as aforesaid shall not accept such tender, the Council may direct the pathmaster of the Division to remove the same, provided no crops be sown therein.

7. All timber of value, growing or being on any original allowance for road, may at any time be sold by the

Commissioner of the division in the manner provided for the expenditure of public moneys in the Township. Any person purchasing such timber shall remove it off the road at the time agreed upon, which time shall not exceed six months from the day of sale.

8. All timber of value growing or being on any road laid out by the Council through the land of private parties, shall belong to the party through whose land the road is laid out, provided he receives no compensation for the land so taken, and agrees to remove the same within a reasonable time to be agreed upon; and any person cutting or removing valuable timber from off the road allowance, without purchasing the same, or unless he or they have a job of clearing such road, and no sale or reservation of the timber has been made at the time of letting the job, such person or persons so offending shall be liable to a fine of not less than One Dollar or more than Five Dollars, over and above the value of the timber.

9. And be it further enacted, for the purpose of allowing the free flow of the water in the public drains, and to prevent the accumulation of ice, drift-wood, brush, or other rubbish, that all the bridges or crossings over the same shall be so constructed that the bottom side of the stringers shall not in any case be lower than the level of the surface of the ground adjoining such drain; and it shall be the duty of the Pathmaster of the division to see to the removal of any drift-wood or other rubbish that may accumulate in any of the public drains upon the highways in his division, during his term of office, and it shall be lawful for him to use whatever statute labor time that may be necessary for that purpose.

10. All fines imposed by this By-law may be recovered on complaint of any competent witness, before any Justice of the Peace, by the sale of the goods and chattels of the party or parties offending, and shall form part of the General Funds of the Municipality; and in case no goods can be found, the party or parties may be imprisoned in the county jail for a period not exceeding twenty days.

11. That this By-law shall come into force from and after the passing thereof; and that all By-laws inconsistent with the same, be and the same are hereby repealed.

ARCH. MCINTYRE, Reeve.

W. G. WILLOUGHBY, Clerk.

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