

compensation (if any) that shall be paid for the value of the said land, or for the damage occasioned, together with all reasonable costs incurred by the attendance of Witnesses, which award shall be final; and if the owner or owners of the Land shall neglect to nominate an Assessor within Five Days after being thereto required, the said Justice of the Peace shall, upon the requisition of the said Board of Road Commissioners, nominate an Assessor on behalf of the said owner or owners; and the said Justice of the Peace and the two Assessors shall be paid the Sum of Ten Shillings each for their services in that behalf. Provided, that every such award shall be made in writing within Ten Days after any day that may be appointed by the said Justice for the hearing of the case; and upon payment or tender to the parties interested, of the sum or sums awarded for compensation, pursuant to the terms of the award, it shall be lawful for the said Boards of Road Commissioners respectively, or any person authorised by them, to enter into and upon, and take possession of any land so to be appropriated for any Road, Street, or Lane, as aforesaid.

Surplus monies  
how appropriated

XI.—And be it further enacted, that in all cases where any Sum or Sums of Money appropriated in any Act of the Legislature to any Road, Street, or Bridge, shall be found to be more than sufficient for making, constructing, or repairing the same, as the case may be, it shall be lawful for the Boards of Road Commissioners respectively, to appropriate and apply such surplus Money to the making, constructing, or repairing, any other Road, Street, or Bridge, within the District for which such Money shall have been granted. Provided always, that where any Sum of Money granted for any particular part of any Main Road shall be found more than sufficient for the purpose of such grant, the surplus thereof shall be expended on such other parts of the same line of Road within the District as may require the same.

Proviso.

Width of Roads.

XII.—And be it further enacted, that no Road to be hereafter opened or made, shall be Gravelled to a greater width than Seven Feet, or shall have a Base of a less width, from Drain to Drain, than Fourteen Feet, when such Road shall be situated more than Five Miles from St. John's, or Four Miles from Harbour-Grace, Carbonear, or Brigus, respectively; and that where any Land within Thirty Feet of the centre of any Road now laid out remains unappropriated—and where any Land within Thirty Feet of the centre of any Road hereafter to be laid out, shall, at the time of such Road being laid out, be unappropriated—such land shall not be granted, conveyed, or appropriated to any private purpose.

Land unappropriated on the side of Roads not to be granted.

Chairman of Boards under this Act to have like power to abate Nuisance as Chairman of former Boards.

XIII.—And be it further enacted, that the Chairman of the said Boards of Commissioners, respectively, shall have the like power and authority in all respects, with regard to the abatement of nuisances, as in and by an Act passed in the Sixth Year of the Reign of her present Majesty, entitled, “An Act for Granting to Her Majesty a Sum of Money for making, constructing, and repairing Roads, Streets, and Bridges in this Colony, and for regulating the expenditure of the same,” are vested in the Chairman of the Boards of Road Commissioners appointed under that Act.

Commissioners to make annual returns.

XIV.—And be it further enacted, that the Chairman of the Board of Commissioners of each District shall, on or before the first day of December in every year, and oftener if required, transmit in duplicate to the Colonial Secretary, to be laid before the Governor, a correct statement of all Works done, and Monies paid on such Roads, Streets, and Bridges, as may be within his District, together with an estimate of the probable amount which may be necessary to complete the same; which statement and estimate shall have been previously submitted to.