

courses as correctly as possible, and stating the marks by which the line of Road can be identified hereafter, on stakes or posts planted along the line of Road; which stakes or posts he is hereby required so to plant on each side thereof, at the terminus of each course, and to mark the same with distinguishing marks.

9th. And be it enacted by the authority aforesaid, that in every such Report to be submitted to the Council by any Road Surveyor, the true width of the Road shall be stated therein, and in all cases the Report shall be accompanied by a plan or diagram of such Road, on which said diagram the Road Surveyor shall mark the distance, from such new Road or alteration, of all parallel Roads, or Roads nearly parallel, whether the same shall be opened or not, and also of all other Roads in the vicinity of such new Road or alteration so required to be established, in order that the Council may judge whether a necessity exists for the establishing of the same.

10th. And be it enacted by the authority aforesaid, that no Road hereafter to be laid out shall be more than sixty-six feet, nor less than forty feet in width; nor shall any alteration of an old Road be of greater or less width than the Road from which such alteration leads.

11th. And be it enacted by the authority aforesaid, that every Report for the establishing of a new Road, or the alteration of an old one, shall be presented to the Council on the first day of their Session next after the examination and Survey of such Road has been made by such Road Surveyor, and whether there be or be not opposition thereto, the same may, during some day of such Session, be taken up for consideration, or may be referred to the Committee on Roads; and the said Council, after hearing evidence touching the said Survey, and after ascertaining that all the preliminaries required by this By-law have been duly complied with, and after making enquiry into the necessity of establishing such Survey, all of which evidence and answers to questions they may require to be on oath, which oath any Justice of the Peace acting within the District is hereby required and authorized to administer, and after hearing the statements on oath of the person or persons offering opposition, (if any there be,) may confirm the said Report, and establish such Survey as a public Highway or Road, or they may annul the same, or they may alter, amend, or modify the same as the exigency of the case may require, and establish as a public Highway or Road the line of Survey so altered, amended, or modified by them: and if the said Council should see fit to refer the consideration of the Report to the Committee on Roads, such Committee shall and may exercise all the said powers and authority hereby vested in the Council, and shall and may hear evidence on oath touching any matter relating to the said Survey, either from the said Surveyor, the applicants therefor, or the party or person making opposition: Provided always, that the decision of the said Committee shall not be final and conclusive towards the annulling or establishing of such Survey, but the said Committee shall report to the Council the result of their deliberations, for the approval or disapproval of the said Council in Council assembled.

12th. And be it enacted by the authority aforesaid, that if there should be any opposition made by any person or persons to the confirmation of any such Report submitted by any Road Surveyor, or to the establishing of such Survey as a public Highway or Road, then no such party or person making such opposition shall be heard before the Council, or before the Committee on Roads, unless he or they shall prove, either by oath or evidence in writing, that he or they has or have given at least six days' notice to the Road Surveyor who made such Survey, of his or their intention to make such opposition, in order that such Road Surveyor may have time to notify the applicants or Requisitioners for such Survey, so that they may be prepared to meet such opposition, and to sustain their application for the establishing of such Road.