

Provided, always, and be it enacted, That before such *Road or Highway* is allowed and recorded for a public *Highway*, the Court shall cause Notice to be given thereof for the Space of *Thirty Days* to the Intent, that if any Person shall think himself aggrieved thereby, he may make his Complaint thereof, and Inquiry be made into the Cause of such Complaint

And be it further enacted, That the Surveyor of the *Highways* of each Town respectively, be and are hereby empowered to lay out particular and private *Ways* either open or pent, with Swing-Gates (for such Town only) as shall be thought necessary by the Justices of the Peace in their *General Sessions*, upon Application made to them by the Persons concerned; *Provided*, that no Damage be done to any particular Person in his Land or Property, without due Recompence to be made by the Town, as the Surveyors of the *Highways*, and the Party interested may agree, or as shall be ordered by the justices in *General Sessions*, upon Inquiry into the same by a Jury, to be summoned for that Purpose.

And be it also further enacted, That if any Person or Persons, shall alter any public *Road or Highway*, or any private *Road*, that shall be laid out as aforesaid, or that shall make any Encroachment upon the same, not being first authorised, so to do by due Course of Law; such Persons shall upon Complaint and due proof thereof made before the Court of *General Sessions, of the Peace for the County*, where such *Highway* lay before it was so altered or encroached upon, forfeit *Five Pounds* to be levied by distress and Sale of the Offenders Goods and Chattles, by Warrant of the Court, who shall hear the said Complaint, and all Forfeitures so to be levied, and shall be paid to the Surveyors of the *Highway* of the Township, from whence the Fine was levied, to be applied for Repairing *Highways, Roads, Streets and Bridges*, within the same.

And whereas in and by the Act made and passed by the General Assembly of this Province, in the First Year of his 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, it is among other things enacted, That