

once sworn in this manner, they may continue to discharge their duty from year to year during their continuance in office.

2d. And be it enacted by the authority aforesaid, that if any complaint should at any time be made, by any person or persons, against any of such Road Surveyors, that any of such Road Surveyors are incompetent to the discharge of their duty, or negligent in the performance thereof, it shall and may be lawful for the said Municipal Council of the said District of Bathurst in Council assembled, to remove such Road Surveyor or Road Surveyors, and appoint some other person or persons in his or their stead.

3d. And be it enacted by the authority aforesaid, that upon application being made in writing to any such Surveyor by twelve freeholders in the said District, stating that any public Highway or Road in the neighborhood of the said freeholders, now in use, is inconvenient, and may be altered, so as better to accommodate Her Majesty's Subjects, and others travelling thereon, or that it is necessary to open a new Highway or Road for the better convenience and accommodation of such travellers, it shall and may be lawful for such Surveyor, and he is hereby required to examine the said alteration, or new line of Road, and report thereon in writing to the said Municipal Council of the said District of Bathurst, in the form hereinafter prescribed, at their next sitting after such examination, describing particularly the alteration intended to be made, or new Highway or Road to be opened, in which Report the width of the alteration of the Road, or the width of the new Road, shall be truly set forth.

4th. And be it enacted by the authority aforesaid, that no new Road, or alteration of any old one, shall be passed by the said Municipal Council, unless at least eight days previous notice in writing shall be given by the Road Surveyor who may have examined and surveyed the same, to the District Clerk of the said District, which said notice it shall be the duty of the District Clerk to lay before the said Council on the first day of their sitting next after such notice shall have been received.

5th. And be it enacted by the authority aforesaid, that it shall not be lawful for any such Road Surveyor in examining any alteration of a Road, or new line of Road required by twelve freeholders as aforesaid to be surveyed, to lay out the same so as to lead the Road through any orchard or garden, or to remove any building without the consent of the owner thereof first had and obtained.

6th. And be it enacted by the authority aforesaid, that it shall be the duty of every such Road Surveyor, and he is hereby required, to affix a notice in writing in two of the most public places adjacent to any new Road, or alteration of any old Road, he may survey, which notice shall be an exact copy of the Report which he intends to submit to the Council, and he shall also leave a notice in writing at the dwelling house of every person through whose land the Road may pass, describing the course of the said new Road, or alteration of the old one, and setting forth the time when an application will be made to the Council for the passing and the establishing thereof.

7th. And be it enacted by the authority aforesaid, that every such Road Surveyor shall carefully enter in his said Report the Requisition of the freeholders *verbatim*, and act strictly in accordance with it in making the Survey and Examination of the Road required, and shall see that it is in accordance with the Statute, according to the words of which *the Requisition* is to state "that any public Highway or Road in the neighborhood of the said freeholders now in use, is inconvenient, and may be altered, so as better to accommodate His (Her) Majesty's subjects and others travelling thereon, or that it is necessary to open a new Highway or Road."

8th. And be it enacted by the authority aforesaid, that every such Road Surveyor shall set forth in his Report an accurate description of the new Road intended to be laid out, or the proposed alteration of the old Road, giving the length and the

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