

III. And be it further enacted and ordained by the said authority, that all land-holders and others who, by their tenures and the laws of the country are compellable to make and repair roads, do immediately after every fall of snow, carefully beat the King's high roads with sleds and carriols only affixed as aforesaid, continuing in other respects to set beacons, make, repair and uphold the said roads agreeable to the law and usage of the Province.

IV. And be it enacted and ordained by the authority aforesaid, that in the winter all high-roads in future within one league of the suburbs of the towns of Quebec and Montreal, shall run on each side of beacons to be set up between them in one straight line as exactly as may be, and that all travellers and carriages shall take the right of the beacons in going to and coming from the towns of Quebec and Montreal aforesaid, under the penalty of five shillings for the neglect of erecting such beacons by those whose duty it is at present to erect beacons, and of ten shillings for wantonly not pursuing the route above prescribed.

V. And whereas by the ancient usage and police of the Province, the public winter roads along the rivers on the ice, were usually made by the same persons as were compellable to make the land-roads: and the roads across the said rivers, leading to the towns of Quebec, Montreal and Three-rivers, by the inhabitants of the country parishes who had occasion for them to go to those towns: be it therefore further enacted by the same authority, that the necessary and convenient public winter-roads across the River St. Lawrence, leading to the towns of Quebec, Three-rivers and Montreal, shall be traced, made, kept up, and beaconed by the inhabitants accustomed to make the same; and all other winter-roads across the river St. Lawrence, and other rivers, shall be made, kept up and beaconed, by the inhabitants according to ancient custom: And all winter-roads on the ice along the said river or any other river in the Province, shall be traced, made, kept up and beaconed, by the persons who are compellable to make the land-roads along the said river or rivers; and under the same inspection, and under the same fines, penalties and forfeitures on default, as are imposed by the ordinance of the seventeenth of his present Majesty, chap. 11.

VI. And be it further enacted by the authority aforesaid, that the several fines, forfeitures and penalties before-mentioned, shall be recoverable by the judgment of any one of his Majesty's Justices of the Peace with costs, and the sale of, at public auction, the effects of the offender by distress, and returning the overplus to the owner, on a summary hearing, and the testimony of any one credible witness or other satisfactory proof, one half of each of which penalties and forfeitures shall be paid to such under-surveyor of roads, inspector of police, clerk of the market, master of provincial post-house and officer of militia, as shall bring forward the complaint for any offence against this Act, and the other half to his Majesty's use, and it shall be the duty of the said officers to attend vigilantly to the due execution thereof, and every of them shall incur the penalty of fifteen shillings for every instance of his wilful negligence, to be recovered in due form of law in the Court of Common Pleas of the district where such penalty may incur.

VII. And be it also enacted by the same authority, that the several fines and forfeitures reserved by this ordinance to his Majesty, his heirs and successors, for the public uses of this Province and the government thereof, shall be paid to the Receiver-general of the Province, to be accounted for to his Majesty, his heirs and successors, or to the Commissioners of his Majesty's Treasury for the time being, and audited by his Majesty's Auditor-general for the plantations or his deputy.