

highways or roads, under the same penalties on the said Surveyors or overseers, and persons bound to make and keep and repair the said highways and bye-roads, as are provided in the Acts now in force for neglect or default in keeping such highways and roads in repair, and recoverable in the same manner. 5

Recital.

Dead animals  
to be buried.

Penalty.

XL I. And whereas it also frequently happens that animals dying of disease or otherwise remain exposed in fields and other places, whereby travellers are incommoded and exposed to danger, and dangerous disease may be produced; Be it therefore enacted, That the owners of any such animal of what kind soever, who shall refuse or neglect to bury the same at least three feet under ground, and to cover the same with two feet of earth at least, shall incur a penalty of not more than *ten shillings* currency, nor less than *five shillings* currency. 20

Recital.

Penalty for  
throwing filth  
into brooks,  
&c.

XLII. And whereas it also frequently happens that animals dying of disease or otherwise, are thrown into brooks, rivulets and rivers, and whereas individuals are in the habit of carrying filth in summer, and more particularly in winter, into the brooks, rivulets and rivers, and upon ice of the said brooks, rivulets and rivers: Be it therefore enacted, That every person who shall be convicted, on the oath of the informer, or other credible witness, of having so thrown any such animal, or so carted any such filth (unless in or to a place appointed for that purpose by the competent local authorities) shall incur a penalty of not more than *twenty shillings* currency, nor less than *ten shillings* currency, in addition to all damages. 30

Limitation of  
suits.

XLIII. And be it enacted, That all fines and penalties incurred under this Act, may be sued for and recovered within three months after the offence may have been committed and not afterwards. 40