

each parish, who are to be sworn to the faithful discharge of their respective duties

and for refusal or neglect of duty to forfeit three pounds.

Lists of such appointments to be sent by the Clerks of the Peace to the Clerks of the respective parishes.

Commissioners authorized to lay out highways, and to alter any roads already laid out, if upon the oath of twelve freeholders, to be summoned by warrant of two Justices, it shall appear to be necessary, or,

with the consent of the Inhabitants of the parish, without such jury.

appointed; which said Commissioners and Surveyors shall be sworn to the faithful discharge of their respective offices for the year ensuing before the said Sessions or before any one of the Justices of the Peace within or nearest to the said town or parish for which such Commissioners or Surveyors shall be so appointed: And any person, being so nominated and appointed who shall refuse to accept of such office, to which he shall be so nominated and appointed, or shall neglect to be sworn as aforesaid, within *fourteen* days next after being duly notified of such nomination, or having accepted shall neglect his duty, shall forfeit for every refusal or neglect *three pounds*, to be recovered, with costs of suit, before any *two* of His MAJESTY'S Justices of the Peace; and the forfeiture shall be applied for the repairing of the highways. And it shall be the duty of the Clerks of the Peace in the several counties, upon such appointments being made forthwith to send lists thereof to the Clerks of the respective towns or parishes in such counties, and such Clerks of each town or parish shall within *twenty* days after receiving the list of such appointment give notice of the same.

III. *And be it further enacted*, That the Commissioners or the major part of them in the respective towns or parishes for which they shall be appointed Commissioners are hereby impowered and authorized to lay out such public highways and roads as they or the major part of them shall think most convenient as well for travellers as for the Inhabitants of each town or parish and the next adjacent towns, villages and neighbourhoods, and also to regulate the roads already laid out, and if any of them shall appear inconvenient and an alteration absolutely necessary, and the same be certified upon oath by *twelve* disinterested freeholders of the county in which such road lies, to be summoned by the High Sheriff, his Deputy or any Constable of the county by virtue of a warrant to be issued by *two* Justices of the Peace for that purpose on the application of *twelve* or more freeholders residing within the parish where the said road lies, then the said Commissioners shall alter the same; and the said Commissioners or the major part of them shall instead thereof lay out such other highways or roads as they judge most convenient to answer the purpose aforesaid, which highways and roads so laid out shall be common highways; and the charge arising from summoning such jury shall be paid by the persons applying to the said Justices—PROVIDED ALWAYS, That nothing in this clause shall extend to prevent the Commissioners from altering any road with the consent of the Inhabitants of such parish without the necessity of summoning such jury.