

driver or not performing such reasonable work as the said Surveyors shall direct, the owner of the said team shall forfeit the sum of *six shillings*.

Ways to be marked as directed by Commissioners.

XVII. *And be it further enacted*, That the said way shall be marked in such place as the said Commissioners shall direct and with tops erected at the distance of not more than *four rods* lengthways of the said path from each other and *five feet* in height, and on any of the said marks being displaced the Surveyors shall summon forthwith as many of the nearest Inhabitants with their teams as they may judge necessary to replace them; and in case of refusal or neglect every person so offending shall forfeit the sum of *three shillings* for each man and *six shillings* for each team for each day so summoned.—PROVIDED; when the public roads are on the bank of the river the said path shall be marked on the river. The said fines and forfeitures to be recovered by complaint to a Justice of the Peace as in case of refusal to labor on the highways and to be appropriated by the Commissioners towards performing the said service. PROVIDED ALWAYS, That the number of hours which any person shall work in pursuance of the directions of this clause shall be deducted from and allowed as a part of the number of hours he is obliged by law to work upon the highways.

Work done in pursuance of the directions in this clause to be accounted as part of the work by law to be done on the roads.

Penalty of twenty shillings for cutting down or destroying such marks.

XVIII. *And be it further enacted*, That if any person shall wilfully cut or take down or destroy any of the bushes so to be erected by virtue of this act, he shall forfeit and pay the sum of *twenty shillings* upon conviction before any one of His MAJESTY's Justices of the Peace upon the oath of one or more credible witness or witnesses to be levied by warrant of distress and sale of the offenders goods; rendering the overplus if any, after deducting the costs and charges, to the offender; one half of the said forfeiture to the use of the Poor of the town or parish where such offence shall be committed, the other moiety to him or them who shall inform and sue for the same; and for want of such effects to levy on, the said offender or offenders shall be imprisoned for a time not exceeding *six days*.

Winter roads to be broken in the snow with teams &c.

XIX. *And be it further enacted*, That the said Surveyors of the Highways by the direction of the Commissioners shall have full power and authority, and they are hereby required during the Winter season to summon such and so many of the Inhabitants having horses, oxen or teams in their respective districts as they in their discretion shall think fit, to work at the

time