

IX. *And be it further Enacted,* That the Surveyors of the Highways of each Town respectively, be and are hereby empowered to lay out particular and private Ways, either open or pent, with Swinging Gates for such Town only, as shall be thought necessary by the Justices of the Peace in their *General Sessions*, upon Application made to them by the Persons concerned: *Provided*, that no Damage be done to any particular Person in his Land or Property, without due Recompence to be made by the Town, as the Surveyors of the Highways and the Party interested may agree, or as shall be ordered by the Justices in *General Sessions*, upon Inquiry into the same by a Jury to be summoned for that Purpose.

Private Roads to be laid out by the Surveyors of Highways.

Not to endamage any particular Person without due Recompence.

X. *And be it also further Enacted,* That if any Person or Persons shall alter any Public Road or Highway, or any private Road that shall be laid out as aforesaid, or that shall make any Encroachment upon the same, not being first authorized so to do by due Course of Law; such Persons shall, upon Complaint and due Proof thereof made before the Court of *General Sessions* of the Peace for the County, where such Highway lay before it was so altered or encroached upon, forfeit Five Pounds, to be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant of the Court who shall hear the said Complaint; and all Forfeitures so to be levied shall be paid to the Surveyors of the Highway of the Township, from whence the Fine was levied, to be applied for repairing Highways, Roads, Streets and Bridges, within the same.

Any Person altering or encroaching on any Road,

forfeits £5.

to be applied to the repairing Highways, &c.

XI. *And be it also Enacted,* That all Persons able of Body between the Age of Sixteen Years and Sixty shall be obliged to labour at the said Roads, Highways, Streets and Bridges, or procure or pay a proper Person for the same.

Persons between the Age of Sixteen and Sixty obliged to labour on the Roads, or pay a proper Person.

XII. 13. *Geo. 3. Ch. 3. Be it Enacted, by the Governor, Council and Assembly,* That all such Forfeitures as aforesaid, shall be sued for by the Surveyors of Highways in like manner as Debts of the like Value are sued for, and recovered before one or more Justices, any Thing in the said afore-recited Act to the contrary notwithstanding.

All forfeitures for neglect to attend for repairing and mending Highways &c. to be recovered as Debts are before one or more Justices.

XIII. Sect. 2. *Be it Enacted,* That upon Application to two of his Majesty's Justices of the Peace, the said Justices shall, and may in their Discretion lessen the Number of Days Labour to be performed by such Men as cannot without Detriment to their Families attend the same.

Two Justices may lessen number of days labour by poor Persons.

XIV. *And be it also Enacted,* That all Persons keeping Carts, Teams, and Trucks, who by being Sixty Years Old or upwards, are exempted from labouring themselves on the said Highways or Roads, shall nevertheless send their Carts, Teams or Trucks, to assist in making or repairing the same.

Persons who keep Carts, &c. tho' exempted from labouring by age to send their Carts, &c.

XV. *And*