

A BYE-LAW

Relating to the Commissioners of Highways within the limits of the Municipality of York.

I. BE IT ORDAINED, by the Municipality of York, that the Commissioners of Highways in and for any parish within this Municipality or a majority of them, shall have full power and authority, and they are hereby required upon application of any person interested, in any and every instance where any alteration or alterations shall have been hitherto made, or shall be hereafter made, by or under the direction of any supervisor or supervisors of Great Roads, or any Commissioner or Commissioners of Highways, or any other person or persons under or by virtue of any Law of this Province, and the old road or portion of land between the points of such alteration, shall not have been or shall not be closed up at the time of such alteration, and the same shall not be settled by the erection of a dwelling-house or dwelling-houses thereon, or where the closing up the same shall not cut off any proprietor of land adjoining the said old road or roads from the new road or roads, made in consequence of such alteration, and if such commissioners or a majority of them, shall consider the new roads equally good and passable as the old road, to direct that the said part or parts between the points of such alteration, and the whole of the said old road or roads, shall be stopped up and enclosed by the proprietor or respective proprietors of the lands between such points, in such manner as such Commissioners, or majority of them, shall direct. And if any such proprietor or proprietors shall not stop up and enclose such old road or roads, to the satisfaction of such Commissioners, or a majority of them, within one week after he or they shall be so directed to stop up and enclose the same, the said Commissioners, or a majority of them, are hereby authorised, empowered, and required immediately to cause the same to be stopped up and enclosed. And after any such old road or roads shall be stopped up and enclosed, either by the said proprietors or Commissioners, the same shall no longer be, or be considered public.

II. BE IT ORDAINED, That such Commissioners so stopping up and enclosing any such old road shall be entitled to sue for and recover, in the name of the said Commissioners so stopping up and enclosing any such old road, all the costs and expenses of so stopping up and enclosing the same from the person or per-