

THE
ST. ANDREWS STANDARD.
PUBLISHED EVERY SATURDAY.
AT SAINT ANDREWS, NEW BRUNSWICK BY
GEO. N. SMITH.

TERMS.
15s. a year, delivered in town or called for.
17s. 6d. do. when forwarded by mail.

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Each repetition over 12 lines, 1s. per line.
Advertising by the year as may be agreed on.

The Standard.

NEW-BRUNSWICK.

Volume 5.

SAINT ANDREWS, SATURDAY, AUGUST 25, 1838.

Number 38.

MONTHLY ALMANAC

1838.	First week.	Second week.	Third week.	Fourth week.	Old days.
July	1	8	15	22	29
Wednesday	2	9	16	23	30
Thursday	3	10	17	24	31
Friday	4	11	18	25	
Saturday	5	12	19	26	
Sunday	6	13	20	27	
Monday	7	14	21	28	
Tuesday					

USEFUL MEMORANDA.
Average time of Sun rise this day, 6h. after 6
Do. Sun set ——— 6h. before 6
Moon's First Quarter, on the 24th inst., after 9
Do. Full ——— 10th — 24m. before 6
Do. Last Quarter ——— 18th — 10m. before 6
Do. New ——— 25th — 7m. after 6
High Water at Full Moon — 5m. after 6

CAP. II.
An act to repeal all the Law now in Force
for regulating, laying out, and repairing
Highways and Roads, and for appointing
Commissioners and Surveyors of
Highways in the several Towns and
Parishes in this Province, and to
make more effectual Provision
for the same.

Passed 17th March 1835.

XX. And be it enacted, That it shall be
the duty of the Surveyors of Highways in the
several Parishes in this Province, when so di-
rected by the Commissioners or Commission-
ers of the district, at the most fit and suitable
time between the first day of May and the
first day of September in each and every year,
to summon the Inhabitants of their respective
districts, by publishing Notice in writing of
the time and place at which the Inhabitants
of each district are to assemble to com-
mence their statute labour, in one of the most
public places in each district; which notice
shall contain the names of the persons of
the district in which the same is published
liable to work, and also the number of days
labour required to be performed by such per-
sons respectively, with the implements of la-
bour they are severally required to bring with
them; and the said Surveyors shall then pro-
ceed to expend the labour of the persons so
summoned in making, mending or improving
the Highways, roads, streets and bridges, in
the most useful manner, during the number
of days appointed for each person to labour,
subject nevertheless to such orders and di-
rections as the said Surveyors may from time
to time receive from the Commissioners or
Commissioners; and when any Surveyor of
Highways shall judge the use of Waggon,
Cart, Trucks, Ploughs, or Harrows, more
necessary than the labour of men, in this
case such Surveyors may call on any person
or persons within his district keeping any
Waggon, Cart, Truck, Plough, or Harrow,
with two good Oxen or two horses, which
Waggon, Cart, Truck, Plough, or Harrow,
with two good Oxen or two horses, with a
competent driver, shall be equal to three
days labour.

XXI. And be it enacted, That every per-
son when called upon by any one of the said
Commissioners shall, within twenty four
hours, give and render to the said Commis-
sioners a particular account and statement, in
writing, containing the names of all persons
who may be in his, her or their employ, or
who may be residing in the house kept or oc-
cupied by such person or persons, and who
may be liable to perform labour on the High-
ways; such statement to contain not only
the names of persons belonging to his, her or
their family, but also the names of any Bond-
servants, indentured servants, and any other
person or persons liable to neglect or refuse to
render such account when so called upon, and
shall give and render a false or incorrect
account or statement, he or she shall forfeit
and pay a sum not exceeding five pounds, to
be levied and recovered by any one of the
Commissioners of the said Parish, before any
one Justice of the Peace in and for the said
County in which the said Parish is situated;
and the penalty, when recovered, to be paid
into the hands of the Commissioners or Com-
missioners, to be applied in making and repairing
the roads within the said Parish.

XXII. And be it enacted, That if any
person or persons when so notified to labour
as aforesaid by the Surveyors of their respec-
tive districts, shall neglect or refuse to appear
and labour agreeably to such notice, and
shall also neglect to pay the sum of two shil-
lings and sixpence for each day's labour as
aforesaid, it shall be the duty of such Survey-
or, within six days after such neglect or re-
fusal to make report of such delinquency to
some one of the Commissioners, who shall
without delay make complaint in their own
names to a Justice of the Peace against every
such delinquent; which Justice shall, on
conviction, adjudge every such delinquent to
pay the sum of four shillings for every day
he has so neglected to appear and labour,
together with costs of suit, to be levied by
Warrant of distress and sale of such offender's
goods and chattels, under the hand and seal
of such Justice, directed to any Constable in
the Town or Parish to which such delinquent
may belong, and in case no goods or chattels
can be found, it shall and may be lawful to
commit such offender to the common Gaol of
the County for a space of time not exceeding
six days; and if any person who shall appear
agreeably to such Surveyor, shall refuse or
neglect to work, or shall not work in such
manner as to satisfy such Surveyor, he is
hereby empowered to dismiss such person
from the work, and shall forthwith make com-
plaint against him to some one of the Com-
missioners, who shall immediately proceed
against him in the same manner as is herein-
before directed to be done against persons
neglecting to appear and labour after being
duly notified, and the person so dismissed by
such Surveyor for such delinquency, shall be
adjudged to pay the sum of four shillings for

every day he shall have neglected or refused
to work to the satisfaction of such Surveyor,
agreeably to such notice, or be liable to im-
prisonment, not exceeding six days, in the
manner hereinbefore mentioned.

XXIII. And be it enacted, That in case
any person keeping any Waggon, Cart, Truck,
Plough or Harrow, with two Oxen or two
horses, when called upon as aforesaid by such
Surveyor, shall refuse or neglect to furnish
such Waggon, Cart, Truck, Plough or Har-
row, with two Oxen or two horses, with a
competent driver agreeably to such direction
of such Surveyor, it shall in like manner be
the duty of such Surveyor forthwith to make
complaint of such offender last mentioned to
some one of the Commissioners, who shall
immediately proceed against him in the same
manner as is directed in the last preceding
section; and such offender last mentioned, shall
be adjudged to pay the sum of four shillings
for every day he shall so have neglected or
refused to furnish such Waggon, Cart, Truck,
Plough or Harrow, with two Oxen or two
horses, with a competent driver, agreeably to
such direction of such Surveyor, or be liable
to imprisonment for a space of time not ex-
ceeding six days; in the manner in the same
section mentioned; provided always, that if any
person who may be notified to do his labour on
the Highways, shall produce a certificate within
six days after being so notified, from the
Surveyor of the Highways, that he has in the
current year, done his tour of labour in any
other Parish of this Province, he shall be ex-
empted from doing such labour that year; and
if the person so notified shall neglect to produce
such certificate within the time so specified,
he shall not be allowed to derive any benefit
or exemption therefrom; and that no Justice
of the Peace shall receive any such certificate
in evidence upon any prosecution to be
brought under the provisions of this Act, as
a defence to such prosecutions, unless it shall
be made to appear to the satisfaction of the
said Justice that such certificate was produced
to, or left at the Dwelling House of, such
Surveyor, within the time above specified.

XXIV. And be it enacted, That during
the intervening time between the finishing
the statute labour in any one year, and com-
mencing the same in the next succeeding year,
it shall and may be lawful for the Commis-
sioners of Highways or any one of them,
in the several Towns or Parishes within this
Province, to direct the Surveyors of High-
ways or any of them, from time to time as oc-
casion may require, to remove all trees and
windfalls from and out of the roads, and to
repair all bridges and all such parts of the
Highways that shall require repair and
amendment within their respective districts,
and also to procure such materials as may be
necessary for making and repairing such
roads and bridges; and the said Surveyors or
any of them are hereby authorized and re-
quired when so directed to summon as many
of the inhabitants of the said Parish as may be
necessary to work after such manner as the
said Surveyor or Surveyors shall direct, in
removing such trees or windfalls, and in re-
pairing such roads and bridges, and also in
providing such materials as may be necessary
for such repair and amendment; and all per-
sons keeping any Waggon, Cart, Trucks,
Sleds or Teams, shall, when called upon by
such Surveyor for the purposes aforesaid, at-
tend with the same; which work and labour
when so performed shall be deducted from
and allowed as a part of the number of days
such person may be obliged by law to work
on the Highways; and any person neglecting
or refusing to work as aforesaid shall forfeit
the sum of four shillings for each day's
neglect, and also the sum of eight shillings
per day for refusing or neglecting to attend
with the same; and every person who shall
refuse or neglect to work when so called upon,
shall forfeit and pay for each and every
day he shall so refuse or neglect to appear
and work with his horse, harness or team,
as herein required the sum of eight shillings;
to be recovered in the same manner as is pre-
scribed by the twenty second section of this
Act, and to be applied by the Commissioners
towards breaking the winter roads.

XXV. And be it enacted, That the Com-
missioners of Highways and roads for each
town or parish, or any one of them, be and
they are authorized and required after the
first snow, and as soon as the Rivers and
Marshes are safe for the passing of cattle on
the Ice, to order the Surveyors of Highways
and roads or any of them for the said Town
or Parish to summon forthwith as many of
the Inhabitants as the said Commissioners or
any of them shall in his or their discretion
think necessary to work after such manner
as they the said Surveyors shall direct, in
cutting or carrying basins, or making ways;
and such person not attending or refusing to
perform the said work shall forfeit the sum of
four shillings for every day's neglect, to be re-
covered and applied as is directed in the
twenty second section of this Act; and the
Commissioners for the Towns or Parishes

adjacent to each other shall, any River, or
Marsh, or other place, be delivered to the Clerk
of the Peace, to be paid to the clerk of the
Peace.

XXVI. And be it enacted, That the res-
pective Commissioners of Highways shall, on
or before the fifteenth day of December in
each and every year, deliver in to the clerk
of the peace of their respective counties re-
turns of the statute labour performed in their
respective parishes or districts, to be by him
filed; which return shall set forth that all the
persons liable to work within the parish or
district of the commissioners, or commissioners
making such return have either worked, paid
for commutation or fines, or being prosecuted
for the same as the law directs, with the
exception of those persons whom the said
commissioners or commissioners have deemed
it right to excuse; and also a correct Ac-
count of all the fines and monies received,
and of the manner in which they have been
expended, with the vouchers in support there-
of, and a statement of the balance (if any)
in hand; also a list of the persons from whom
the commutation or fines have not been re-
covered, and the names of all such persons
as the commissioners making such return
have excused, and the cause thereof; which
return shall be filed as may be) agree-
able to the form hereafter set forth; and if
any balance shall remain in the hands of
such commissioners or commissioners, the
said balance shall be paid into the hands of
the county treasurer, to be disposed of by the
order of the justices or the major part of them
in their next general session, for the making
repairs and mending the roads, Highways,
and other works in the Parish where
such monies were expended as aforesaid.

XXVII. And be it enacted, That the
said return shall be made in such form as
the county treasurer or commissioners shall
direct with evergreen bushes set out
at the distance of four 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 in-
habitants within their towns as they may
judge necessary to repair the same; and any
person neglecting to repair the same, shall
forfeit the sum of four shillings for each
day's neglect, to be recovered and applied
as is directed in the twenty second section
of this Act.

XXVIII. And be it enacted, That if any
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person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXX. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXI. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXII. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXIII. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXIV. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXV. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXVI. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXVII. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXVIII. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

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person shall wilfully or carelessly or de-
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each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXX. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXXI. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXXII. And be it enacted, That if any
person shall wilfully or carelessly or de-
liberately or by neglect, or by any other
means, remove or destroy any of the said
marks or any of the bushes so set out, he
shall forfeit the sum of four shillings for
each day's neglect, to be recovered and ap-
plied as is directed in the twenty second
section of this Act.

LXXXIII. And be it enacted, That if any
person shall wilfully or carelessly or de-<

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