

Dec. Ses. 1816

perform the duties required by this act; and that the person or persons applying for such alteration shall pay all damages, costs and charges, that shall or may arise from making such alteration; *And provided always*, that it shall not be lawful to shut up, stop or obstruct, any road so altered or changed, before the new road shall be made and perfected, and received by the levy court of Worcester county.

Supervisor not to work with less than five labourers.

14. *And be it enacted*, That no supervisor shall proceed to work on any public road with a less number of able bodied labourers than five, unless it be for removing some fallen tree or trees, or other obstructions, repairing bridges or washes, on forfeiture of his wages for the time that a less number shall be employed by him as such.

Court to keep bridges in repair.

15. *And be it enacted*, That it shall be the duty of the levy court of said county, and they are hereby directed, to keep up the necessary repairs of all framed bridges in said county as they have heretofore been kept up.

— to appoint commissioners to lay out roads, &c.

16. *And be it enacted*, That the justices of the levy court of Worcester county be, and they are hereby authorised and empowered, on application in writing, signed by a majority of the inhabitants of any neighbourhood through which any road so prayed for may pass, shall appoint not more than five nor less than three commissioners, who shall be freeholders, and judicious men of said county, not related to the party applying for such road, nor holding land through which the said road shall be opened, and they, or a majority of them, shall proceed to lay out the road so as aforesaid ordered by the said levy court to be opened, in the manner and width that the levy court shall have directed, as well as the nature of the ground and other circumstances will admit, provided the levy court shall be satisfied that thirty days previous notice has been given by advertisement, set up at the court-house door in said county, also in the neighbourhood where the said road is intended to run, describing the same.

Plot of the same to be returned.

17. *And be it enacted*, That it shall be the duty of the said commissioners, so as aforesaid appointed by the levy court of said county, or a majority of them, to cause a plot and certificate of said road so opened, to be made and returned to the levy court of said county, whereupon it shall be lawful for, and the said levy court are hereby enjoined, to levy upon the assessable property of the said county, a sum of money such as they may deem necessary for opening the said road, agreeably to the plot and certificate aforesaid; and the said road, when so opened, shall be, and the same is hereby declared to be, for ever thereafter, a public road, and shall be in repair as other public roads are.

Damages to be ascertained.

18. *And be it enacted*, That the commissioners, or a majority of them, shall value and ascertain the damages that may be sustained by each and every person through whose lands the said road may pass, by opening of the same, taking into consideration the advantages and disadvantages of the same; the damages so ascertained shall be levied and collected as other county charges are, and shall be paid over to the persons respectively through whose lands the said road shall pass; *Provided*, that no money levied and collected for the purpose of discharging the damages afore-

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