

And Ordinance for making  
and mending the Highways,  
Roads and Bridges in Thing  
and Queen Districts

Be it Ordained and Ordered by  
His Excellency the Lieut. Governor by and  
with the Advice and consent of His Majesty's  
Council and, His hereby Ordained and Order-  
ed by the Authority of the same, That His  
Majesty's Justice of the Peace residing in Thing  
District which said District shall comprehend  
all the Lands lying within the following  
boundaries, to wit,

boundaries of King's  
District Beginning at the Entrance of Pownal or  
Forché Harbour and from thence bounded  
by a straight line to the Head of upper  
Misa River, from thence by the South  
side of the said River down the Stream  
of the same, to the south Entrance there-  
of at the Head of Misa Bay, thence by  
the south shore of said Bay, and the over-  
-oal Course of the Sea Shore of ~~said Bay~~  
and of the different Bays, Harbours and  
Inlets thereon until it meets the first  
mentioned

Wm Macarmit  
Secy. Lake Nelson

boundaries of  
Queen's District

mentioned boundary including Wolfe, Pownal  
 and all other Islands adjacent to the said  
 shore - And that his Majesty's Justices of  
 the Peace residing in Queen's District shall  
 comprehend all the Lands lying within  
 the following boundaries (viz), beginning at  
 the North East Entrance of the River Inhabor  
 - starts from thence bounded by a straight line  
 to the south west Entrance of the most West-  
 -ern Cove or Barrahaia in the Head of  
 the Western Arm of Lake George, thence by  
 the several Courses of the south shore of  
 said Arm and of Saint Davids and Saint  
 Andrews Bays in the said Lake Johnnetto  
 to a point of Land on the south shore of said  
 Arm a little East of the Easternmost of Mog-  
 -eggs Islands thence by a straight line to the  
 Head of upper Mira River from thence in  
 a straight line to the North East Entrance  
 of Pownal or Fische Harbour from thence by  
 the several Courses of the sea shore of Yvon-  
 -ville Bay and Harbour and of the north side  
 of the Petit Passage to the Boundary first  
 mentioned

to the  
said

mentioned— Also the Islands Madame or  
 Richmond comprehending also all other  
 Islands adjacent to or within the limits  
 before described, shall on the first day of  
 July next and on the first Monday in March  
 annually, thereafter until a Court of General Sessions  
 of the Peace shall be regularly constituted in each of  
 the said Districts, Assemble the Inhabitants of their res-  
 pective Districts at the most public place in each  
 District first giving Twenty days public notice by  
 putting up written Advertisements at the most public  
 places of the time and place where the said Meetings  
 are to be held: Who shall then and there by plura-  
 lity of Voice nominate and choose in the presence of  
 the said Justices or one of them Two or more fit Persons  
 to be Overseers of the Highways for the said respective  
 Districts, who shall be sworn to the faithful dis-  
 charge of their Office for the year ensuing before  
 any one of his Majesty's Justices of the Peace resi-  
 ding in the said Districts, And in case the Inhabi-  
 tants in either of the said Districts shall refuse or  
 neglect to attend such Meetings in their respective  
 Districts, Then and in such it shall and may be

to choose over-  
 sees —

penalty for  
 refusal or  
 neglect

Lawsful —

Lawful, and the said Justices residing in such  
Districts are hereby authorized and required to  
nominate and appoint Two or more fit Persons  
to be Overseers of Highways for such Districts for  
the year ensuing. And any Person being so nominated  
and chosen either by the said Inhabitants or nomi-  
nated and appointed by the said Justices who  
shall refuse to accept of the said Office or shall  
neglect to be sworn as aforesaid within ten days after  
such Nomination or having accepted shall neglect  
his duty shall forfeit for every such refusal or ne-  
glect the sum of five Pounds —

to read  
the

And be it further Ordained and  
Ordered by the Authority aforesaid, That every Per-  
son within the said respective Districts keeping  
any Cart, Team or Truck shall on every day appoint-  
ed by the said Overseers of Highways for such  
District, send one Cart or Team or Truck with Two  
Oxen or Two horses and one able man to drive the  
same for four days in every year to work on the  
Highways, Roads or Bridges in such District  
allowing eight hours to each day's work, and such  
Person not attending or neglecting to perform the said  
Duty

Owners of Carts  
and Trucks to  
send one to  
work on the  
roads &c -

Penalty for  
neglecting or  
refusing

to send cart  
ke

Duty shall forfeit and pay for every day's neglect  
 Twelve shillings and six pence. And that every  
 other Householder or Labourer, not being a hired  
 Servant by the Year shall on every day appointed  
 as aforesaid, either by himself or some other sufficient  
 Person to be hired by him, provided with such ne-  
 cessary implements as shall be directed by the said  
 Overseers for such district, work for the space of six  
 days in every Year on the said Highways, Roads,  
 or Bridges within such district and every such person  
 not attending or neglecting to perform the said duty,  
 shall forfeit the sum of five shillings for every  
 days neglect.

And be it further Ordained or Ordered  
 by the Authority aforesaid, That the said Overseers  
 of Highways in the said respective districts, shall  
 and are hereby impowered, in the fittest and most sea-  
 sonable time of the Year between the first day of  
 April and the Thirty first day of December yearly  
 (such a time and Harvest accepted) to summon the  
 Inhabitants of the said respective districts giving  
 them at least six days notice of the time and place  
 where they are to be employed and shall there oversee

Work to  
commence  
when

six days notice  
to be given

and

and order the Persons so summoned to labour in making, mending or repairing the Highways, Roads or Bridges in their respective districts in the most useful manner during the number of days appointed by this Ordinance for each Person to Labour and the said Overseers shall be exempted from any service on the Highways than the summoning, Ordering and directing thereof, and whereas it may so happen that the Labour of men may be more useful than the employing Teams, Carts or Trunks, Be it therefore Ordained and Ordered by the Authority aforesaid, That whenever the Overseers of the Highways in either of the said districts shall judge the labour of men more useful and necessary than that of Teams, Carts or Trunks, the persons who by this Ordinance are to find Teams, Carts or Trunks, shall be obliged under the like penalty to send two labouring men instead thereof furnished with necessary implements as aforesaid —

Overseers to demand the labour of men instead of Carts Trunks &c —

Description of Persons to labour

And be it further Ordained and Ordered by the Authority aforesaid, That all Persons able of body between the age of sixteen years and sixty shall be obliged to labour at the said

Highways —

Highways, Roads and Bridges in their respective districts or procure a proper person for the same

And that all Persons keeping Teams, Carts or Drunks, who by being sixty years Old or upwards are exempted from Labouring themselves on the said Highways, Roads and Bridges, shall nevertheless send their Teams, Carts or Drunks to assist in Making or repairing the same —

And be it further Ordained and Ordered by the Authority <sup>as aforesaid</sup>, That all such forfeitures as are herein before mentioned shall be recovered for by the Overseers of the Highways in their respective districts in like manner as debts of the like value are sued for and recovered before any one Justice of the Peace and the said forfeitures shall be applied for the making or repairing the said Highways Roads or Bridges in the district such forfeiture shall accrue —

High ways running through ungranted and vacant lands

And be it whenever the principal Highways and Roads to be made in each of the said districts will run through ungranted and vacant Crown Lands, And Whereas it is highly expedient in such cases for the better locating of

of such Grants as may hereafter be made in the  
said Districts, That all such Highway and Roads  
should be marked and laid out by the Chief  
Land Surveyor with the consent and approbation  
of his Excellency the Lieutenant Governor or Commad-  
er in Chief for the time being, Be it therefore Ordain-  
ed and Ordered by the Authority aforesaid That the  
Courses of the Highways in the said respective  
Districts in the making all such Highways and  
Roads in either of the said Districts, That are to run  
through any ungranted or vacant Crown Lands  
shall from time to time follow such directions as  
well with regard to the Place where the said Highways  
or Roads are to begin on the said ungranted or  
vacant crown Lands in the said Districts as the  
~~Course~~ <sup>Course</sup> The said Highways or Roads are to  
run through the same as shall be marked and  
laid out by the Chief Land Surveyor and approved  
of by his Excellency the Lieutenant  
Governor or Com<sup>an</sup>dant in Chief for the time being

Penalty for  
refusing or neg-  
lecting to follow  
the instructions  
of the Land surveyor

And be it further Ordered and  
Ordained by the Authority aforesaid, That in  
case the Courses of Highways for the said res-  
pective Districts or either of them shall refuse  
or



or neglect (in the making of such Highways or  
Roads as are to run through any ungranted or  
vacant Crown Lands,) to follow such directions  
as well in the Places where the same shall be-  
gin on the said ungranted Lands as the course  
the said Highways or Roads are to run through  
the same; as shall be marked out by the said  
Chief Land Surveyor and approved of by His 80  
Excellency the Lieut. Governor or the Command-  
er in Chief for the time being, such Officers  
shall for want of such neglect or refusal forfeit and  
pay the sum of ~~Twenty~~ <sup>Twenty</sup> ~~Five~~ <sup>ounds</sup> to be recovered by Bill  
Plaint or Information in His Majesty's Su-  
preme Court of Judicature for this Island, the  
one half whereof shall go to His Majesty for the  
public use of this Government, and the other half  
to him who shall prosecute or sue for the same

And be it further Ordained and  
Ordered by the Authority aforesaid, That if  
any person or persons shall alter any public High-  
way or Road, That shall be marked and laid  
out by the Chief Land Surveyor, by and with  
the consent and approbation of his Excellency  
the Lieutenant Governor or the Commander  
in

Penalty for  
altering public  
Highways

08  
in chief for the time being, or through any of the  
ungranted and vacant Crown Lands shall make  
any encroachments on the same such person or  
persons shall forfeit for every such Offence the sum  
of Five Pounds to be sued for and recovered by the  
said Overseers of the Highways for such District  
before any one of His Majesty's Justices of Peace for  
the said District and be applied to the making, mend-  
ing or repairing the said Highways, Roads or  
Bridges in such District where the said  
forfeiture shall ~~be~~ —

Penalty for  
obstructing the  
Highways

And be it further Ordained and  
Ordered by the Authority aforesaid, That  
any one of His Majesty's Justices of the Peace  
in the said respective Districts, shall and may  
on his own ~~view~~ <sup>view</sup> or on the oath of one credible  
Witness impose a fine not exceeding Twenty  
Shillings on any Person who shall incumber  
or stop up the way in any of the Highways  
or Roads in the said respective Districts by  
laying, Tumber, Wood, Carts, Trucks or any  
other thing thereon to be removed by warrant  
of Distress and sale of the Offenders Goods and

Chattels

Chattels or in case the Offender shall not be known  
 or found the same shall be recovered by sale of  
 the Timber or wood or Carts, Trunks or any other  
 thing incumbering or stoping the way in such  
 Highway or Road as aforesaid, and be paid  
 to the said Overseers of Highways for such dis-  
 trict for the use last aforesaid rendering the over-  
 plus (if any) to the Owner when found, And if  
 the said nuisance shall continue the same shall  
 be judged a new offence and shall be prosecu-  
 ted and liable to the penalty aforesaid —

Overseers to account  
 for fines to the  
 Justices of the  
 Peace

And be it further Ordained and  
 Ordered by the Authority aforesaid, That  
 the said Overseers of Highways for the said  
 respective districts shall at the expiration of  
 their Office annually Account to the Justices  
 of the Peace in their respective Districts for  
 all the fines received by them for the use  
 of the Highways and shall pay the surplus  
 (if any in their hands) to their Successors  
 in the said Office for the aforesaid use, under  
 the like penalty as for any other neglect of Office  
 to

18  
to be sued for and recovered by their said Successors  
in Office in like manner as any other

forfeiture hereby made recoverable

passed in Council

this 15<sup>th</sup> day of May 1790

D. Matthews President

( A true Copy

Hawley Secretary and Clerk of Council

approved, ordained and ordered accordingly

in Council this 15<sup>th</sup> day of May 1790 in the

30<sup>th</sup> year of His Majesty's Reign —