

CAP. XXIV.

An Act for the further Amendment of the Acts relative to the Great Roads of Communication.

Passed 19th March 1833.

Preamble.

3-G. 4, c. 31.

‘ **WHEREAS** Doubts have arisen upon the
 ‘ Construction of the Sixteenth Section of an Act
 ‘ passed in the Third Year of the Reign of His late
 ‘ Majesty King George the Fourth, intituled
 ‘ *An Act to repeal all the Laws now in Force re-*
 ‘ *lating to the Establishment, Regulation and Im-*
 ‘ *provement of the Great Roads of Communica-*
 ‘ *tion through the Province, and to make more*
 ‘ *effectual Provision for the same, which directs*
 ‘ that the Five Freeholders who are to set and ap-
 ‘ praise the Value of any improved Lands through
 ‘ which any Alteration of a great Road may be
 ‘ required, shall be nominated and appointed by
 ‘ the nearest Justice of the Peace;’

Freeholders to appraise Damages for Alterations of Roads may be nominated by any neighbouring disinterested Justice in the County.

Justices and Freeholders may belong to either County where Alteration is on the Borders of Two Counties.

I. Be it declared and enacted by the Lieutenant Governor, Council and Assembly, That when any Alteration in any of the great Roads is required to be carried through any improved Lands, and the Supervisor or Supervisors cannot agree with the Owner as to the Amount of the Value and Damages to be paid therefor, the Five disinterested Freeholders to set and appraise such Value and Damages may be nominated and appointed by any neighbouring disinterested Justice of the Peace of the County in which such Alteration lies, to whom Application may be made by the Supervisor for that Purpose; and that in case the Alteration lies on the Border of Two adjacent Counties, so as to extend into both, or to render it doubtful as to which of the Two Counties the said Alteration may be situate in, the Justice of the Peace and the said Freeholders may belong to either County, and the Proceedings had by them shall be as valid and effectual as any Proceedings which may now be had, under and by virtue of said recited Act, before Freeholders duly appointed by the nearest Justice.

II.

II. ' And Whereas no Provision is made in the existing Acts for the Government of the Supervisor in the Disposal of the Money in Case of Tender and Refusal of the appraised Value and Damages occasioned by the Alteration in any great Road going through improved Lands; ' Be it further enacted, that if the Person or Persons, who may be found entitled thereto, and to whom such Tender may have been made, shall not apply for the same within the Space of Six calendar Months after such Tender, the Supervisor or Supervisors shall pay the same into the Province Treasury, to be disposed of under the Direction of the Legislature; and that the Treasurer or Deputy Treasurer to whom such Payment shall be made shall be accountable for the same, and shall give to such Supervisor or Supervisors a Receipt for the Amount so paid, which shall be a sufficient Discharge to such Supervisor or Supervisors for the same.

Supervisors to pay into the Province Treasury, Damages tendered and not applied for.

III. Provided always, and be it further enacted, That this Act shall not have any retrospective Operation.

No retrospective Operation.

CAP. XXV.

An Act to authorize the Justices of the Peace for the County of Sunbury to levy an Assessment to enable them to erect a Court House in said County.

Passed 19th March 1833.

' **WHEREAS** it is necessary and expedient that the Justices of the Peace for the County of Sunbury should be authorized and empowered to levy a Sum by Assessment on the said County, for the Purpose of erecting a Court House in said County;'

Preamble.

Be it therefore enacted by the Lieutenant Governor, Council and Assembly, That the Justices of the Peace for the said County be and they are hereby authorized and empowered, at any General Sessions

Justices in Sessions may assess not exceeding £400 for erecting a Court House.