

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1843. Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1843.

6 Victoria – Chapter 42

An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province. Passed 11th April 1843.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That there be allowed and paid out of the Treasury of the Province to such persons as His Excellency the Lieutenant Governor or Administrator of the Government for the time being, shall appoint, in addition to the sums already granted, the following sums for the purposes hereinafter mentioned, that is to say:

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of five hundred pounds for the Road from Saint John to the Nova Scotia Line, to be appropriated as follows: For that part of the Road leading from Saint John to Hayward's Mill, two hundred and fifty pounds; thirty pounds of which to be expended on the old Westmorland Road from Hammond River towards Saint John; and two hundred and fifty pounds from Hayward's Mills to the Nova Scotia Line; so much of the last mentioned sum to be expended on the Tantamar [Tantramar] Marsh (old Road) as may be necessary to keep the same in repair.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and forty pounds for the Road from Saint John to Saint Andrews.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred pounds for the Road from Fredericton to Saint John via Nerepis.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty pounds for the Road from Nerepis to Gagetown.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds for the Road from Dorchester to Shediac.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty four pounds for the Road from Shediac to Petitcodiac.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and sixty pounds to improve the Road from Richibucto to Chatham and to enable the Supervisor to pay the balance due for the repair of the Bridge over Davidson's Creek, so called.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and twenty pounds for the Road from Newcastle to Bathurst; one

hundred and fifteen pounds six shillings of which sum to be appropriated in payment of the balance due to David Crocker, and the remainder of the grant to be expended between Bartibog River and Bathurst.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eight hundred pounds for the Great Road from Bathurst to Campbelltown [Campbellton], at the entrance of the Kempt or Metis Road in the County of Restigouche, the same to be expended in the County of Restigouche.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of five hundred and sixty pounds for the Great Road from Fredericton to Woodstock; a sum of not exceeding forty pounds of which to be laid out on the North side of the River Saint John; the further sum of fifty five pounds to pay the balance due to Nelson Cliff for building the Bridge over Currier's Creek; and also a sum not exceeding eleven pounds five shillings to George Cheyne, Esquire, for damage incurred in altering the Road through his land in Prince William, if, in the opinion of the Supervisor, he is entitled to that sum.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds, in addition to the ordinary Road Appropriations, to repair the Bridge across the Cocagne River.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred and forty pounds for the Road from Woodstock to the Arestook [Aroostook].

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds for the Road from Fredericton to the Finger Board.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eighty pounds for the Road from Bellisle [Belleisle] to Saint John.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of four hundred and eighty pounds for the Road from Fredericton to Newcastle; twenty five pounds of which to be paid to John Wilson for a Team Ferry Boat across the North and South West Branches of Miramichi River in the year one thousand eight hundred and forty two.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of four hundred pounds for the Road from Fredericton to Saint Andrews.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and twenty pounds for the Road from Salisbury to Hopewell.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and eighty pounds for the Road from Shediac to Richibucto.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty pounds for the Road from Woodstock to Houlton.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty pounds for the Great Road from Waweig to Saint Stephen, and to enable the Supervisor to pay Andrew Hay the balance due him for repairs on the Bridge near Connick's.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds for the Road from the Oromocto to Gagetown.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and fifty pounds for the Road from Oak Bay to Eel River; one hundred of which sum to be expended on the upper end of the said Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of four hundred and forty pounds for the Road from the Arestook to the Grand Falls; fifteen pounds of which to enable the Supervisor to pay Dennis Ring and Edmund Ring the balance due them for contract on the said Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred pounds for the Road from Fredericton to the Bend of Petitcodiac; seventy four pounds seventeen shillings and seven pence of which to be paid Thomas O. Miles, Esquire, Commissioner on that Road, a balance due him.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds to reimburse in part the Commissioners for opening the new Road from Saint Andrews Road to George Wynnes'.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding forty pounds to assist in repairing the Bridge over the Magaguadavic River, between the upper and lower Falls of the said River.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of sixty five pounds to repair the Bridge across the River Kouchibouguac, in the County of Westmorland.

II. And be it enacted, That the said several and respective sums of money and every part thereof shall be expended under the direction of such Supervisors and Commissioners as His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council, may be pleased to appoint, and shall be paid to the several and respective persons who shall actually work and labour in making, completing and repairing the several Roads and Bridges or in furnishing materials therefor, at the most reasonable rates that such labour and materials can be provided ; and every Commissioner so to be appointed, shall, as

early in the season as may be, carefully examine the part of the Road where any sums of money is to be expended, and shall lay out and mark off such allotment or allotments as may conveniently be contracted for, in order that the making and repairing of the same may be let by auction to the lowest bidder, and in all such cases such Commissioners respectively are hereby required to put up a sufficient number of notices, not less than ten days previous to such sale, in three or more of the most public places in the neighbourhood where the work is to be done, which notice shall specify and describe the work to be performed, and also the place, day and hour when and where the same will be let by auction as aforesaid; and it shall further be the duty of such Commissioners respectively to attend personally at the time and place so appointed, and then and there to let out to the lowest bidder such allotment and allotments, and at the same time to enter into written contracts for the faithful performance of the work in time and manner set forth in such contracts; and in cases where the work required to be performed cannot be conveniently let at auction, it shall be the duty of said Commissioners to agree with fit and proper persons to perform the same by days labour, provided that in no such case shall more than one quarter part of any grant be so expended; and the said Commissioners shall severally keep an exact account of the expenditure of such monies, and shall produce receipts in writing of the several and respective persons to whom any part of the said money shall be paid, as vouchers for such payment, and render an account thereof upon oath (which oath any one of the Justices of the Peace in the several Counties is hereby authorised to administer) to be transmitted to the Secretary's Office on or before the first day of December next, to be laid before the General Assembly at the next Session.

III. And be it enacted, That the before mentioned sums of money shall be paid by the Treasurer out of the monies in the Treasury, or as payments may be made at the same, by Warrant of His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Executive Council, for which Warrants no fee or deduction shall be demanded or taken from the persons in whose favour they may issue.

III. And be it enacted, That the said Commissioners intrusted with the expenditure of the said several and respective sums of money, shall for their time and trouble be allowed to retain at and after the rate of five per centum out of the said sums so intrusted to them respectively, together with a reasonable compensation for actual labour and work performed by them on the said several Roads and Bridges.

VI. And be it enacted, That the said Commissioners shall expend the said several and respective sums of money on the Roads on or before the first day of October: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any Commissioners from expending money after the first day of October, when it shall be necessary to expend the same for building Bridges, removing rocks, stumps, trees or other obstructions.

V. And be it enacted, That none, of the before mentioned sums of money or any part thereof shall be laid out or expended in the making or improving any alteration that may be made in any of the Roads unless such alterations shall have been first duly laid out and recorded.