

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1844. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1844.

7 Victoria – Chapter 46

An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province. Passed 13th April 1844.

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 seven hundred and fifty pounds for the Road from Saint John to the Nova Scotia Line; one half of which to be laid out between Saint John and Hayward's Mills; out of which half, a sum not exceeding twenty pounds to be expended on the Old Cumberland Road; three pounds ten shillings to Isaac Foshay, being a balance due him for materials provided for the Hampton Ferry Bridge; one pound ten shillings to Enoch Groom, for work performed by him under Mr. Jordan; and eight pounds to be paid to William Ross, for hauling a large quantity of brush and stone around and against the abutment of Hammond River Bridge in the year one thousand eight hundred and forty one; and the other half, three hundred and seventy five pounds, from Hayward's Mills to the Nova Scotia Line; so much of the last mentioned sum to be expended on the Tantamar 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 fifty pounds for the Great Road from Saint John to Saint Andrews; the same to be applied in rebuilding the Bocabec Bridge and repairing the said Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and sixty five pounds for the Great Road from Fredericton to Saint John via Nerepis; the sum of fifty pounds to be expended between Fredericton and the Oromocto; the sum of one hundred and sixty five pounds between the Oromocto and Curry's Inn; and the sum of fifty pounds between Curry's Inn and the Yorkshire Tavern.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty seven pounds ten shillings 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 seven pounds ten shillings 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 five 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 twenty five pounds for the Road from Richibucto to Chatham.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and seventy five pounds for the Line of Road from Newcastle to Bathurst.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of five hundred pounds for the Great Road from Bathurst to Campbelton [Campbellton]; and the sum of one hundred pounds to build a Bridge over Nash's Creek and approaches thereto.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of six hundred pounds for the Road from Fredericton to Woodstock; of which, thirty pounds, if necessary, to be laid out on the North side of the River; and the sum of sixty One pounds to remunerate William Jones and Benjamin Atherton, for building a Bridge over Joslin's Creek during the past year, agreeably to the recommendation of the late Supervisor, and also five pounds for work done by the same parties in cutting down the approaches thereto, and removing the rocks.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred and twelve pounds ten shillings for the Road from Woodstock to the Arestook; such part of which may be laid out upon the Arestook [Aroostook] Bridge as may be deemed advisable by the Executive Government.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred and twenty two pounds ten shillings for the Road from the Arestook to the Grand Falls; the whole or such part of which may be laid out in erecting the Arestook Bridge as may be deemed advisable by the Executive Government.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and twenty five 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 sixty two pounds ten shillings for the Road from Bellisle [Belleisle] to Saint John; of which, the sum of twenty pounds to be expended on the Pickwaeket [Pickwauket] Road; and the sum of five pounds sixteen shillings to be paid Robert Smith, being a balance due him for work under Mr. Jordan, when he was Supervisor.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred and seventy five 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 three.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and fifty 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 five 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 twenty five 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 twenty five 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 five pounds for the Road from Waweig to Saint Stephen.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty seven pounds ten shillings for the Road from 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 six pounds five shillings for the Road from Oak Bay to Eel River; one half of which to be laid out on each end of the said Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and fifty six pounds five shillings for the Road from Fredericton to the Bend of Petitcodiac; of which the sum of fifteen pounds to be paid Alexander Goodfellow, Esquire, being a balance due him for services performed on that Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and fifty pounds for the Road from the Grand Falls to the Canada Line, not to extend beyond the Grand River.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifteen pounds towards re-building a Bridge at Mactaquack, in the County of York, being a re-appropriation of the same amount granted in the year one thousand eight hundred and forty one and not drawn, towards erecting a Bridge at Curry's Creek in the same County.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifteen pounds towards erecting a Bridge over Taxes River, in the County of York; being a re-appropriation of the same amount granted in one thousand eight hundred and forty one and not drawn, to improve the Road from Hughes' to Taxes River in the same County.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred pounds towards building a Bridge over Salmon River, in the Parish of Harvey, in the County of Westmorland; the same being a re-appropriation of that sum granted in

one thousand eight hundred and forty to the Justices of the Peace for the County of Westmorland, in aid of individual subscription in erecting a Breakwater in Enrage Bay, near the Light House in that place, and situate in that County.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds towards the erection of a Bridge over Waweig River in the County of Charlotte.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds towards the erection of a Bridge and the approaches thereto over Nash's Creek, on the Great Road leading from Bathurst to Restigouche, in the County of Restigouche, being a re-appropriation of the same sum granted in the year one thousand eight hundred and thirty seven and not drawn, for blowing Rocks and removing obstructions in the Upsalquitch River.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds for the Great Road between the Belledune River and Bathurst.

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 labor in making, completing and repairing the several Roads and Bridges, or in furnishing materials therefor, at the most reasonable rates that such labor 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 are 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 maybe let by auction to the lowest bidder; and in all rich 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 shall 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 day-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 Warrant no fee or deduction shall be demanded or taken from the persons in whose favour they may issue.

IV. And be it enacted, That the said Commissioners intrusted with the ex-penditure 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 monies 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.

V. 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 Commissioner from expending money after the first day of October, when it shall be necessary to expend the same for building Bridges, removing rocks, swamps, trees or other obstructions.

VI. 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.