

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1850. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1850.

13 Victoria – Chapter 22

An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province. Passed 26th April 1850.

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 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 following sums for the Great and other Roads throughout the Province, for building and repairing Bridges, and opening and improving Roads to and in new Settlements, viz:—

Nine hundred pounds for the Road from Saint John to the Nova Scotia Line; four hundred and fifty pounds of which to be laid out on that part of the Road leading from Saint John to Hayward's Mills, out of which sum seventy pounds to be laid out on the old Westmorland Road, and fifty pounds for the Road from Tisdale's Farm to the Cemetery; and the remainder, four hundred and fifty pounds, for the Road from Hayward's Mills to the Nova Scotia Line, fifty pounds of which to be paid to the Special Commissioners of Sewers, in part towards the expenses of keeping the Aboideau [Aboiteau] over the Au Lac in repair since its erection, fifteen pounds to be paid Thomas Blakeney balance due him for erecting a Bridge, and such part to be expended on the old Tantamar Road as may be necessary to keep the same in repair.

Four hundred pounds from Fredericton to Saint John, via Nerepis.

Three hundred pounds from Saint John to Saint Andrews; such sum as may be absolutely necessary to keep the Approaches on the west side of the Harbour of Saint John in repair, to be expended from this and the last Grant; seven pounds ten shillings to be paid to Nathan Smart for repairing a Bridge, as per Certificate of Supervisor.

Forty pounds from Nerepis to Gagetown.

Forty pounds from Dorchester to Shediac.

Fifty pounds from Shediac to Petitcodiac.

Three hundred and fifty pounds from Richibucto to Chatham.

One hundred and fifty pounds from Newcastle to Bathurst.

Fifty pounds from Bathurst to Belledune.

Three hundred pounds from Belledune to Metis Road; out of which twenty pounds to be paid Patrick Hayes for work performed on the Cottage Hill, near Dalhousie.

Seven hundred and twenty five pounds from Fredericton to Woodstock; out of which what is absolutely necessary on the north side of the River.

Five hundred and fifty pounds from Woodstock to Arestook [Aroostook]; one hundred and fifty pounds of which to be expended in aid of individual subscription towards the erection of a Bridge over the Becaguimic [Becaguimec] River.

Two hundred pounds from Arestook to the Grand Falls.
One hundred and fifty pounds from Fredericton to the Finger Board.

Forty pounds from Bellisle [Belleisle] to Scribner's.

Six hundred and fifty pounds from Fredericton to Newcastle; out of which three hundred and twenty five pounds to be paid for the balance due on the erection of the Bridge over the South West Branch of the River Miramichi, and for covering the same; and twenty five pounds to be paid to John Wilson for running his Team Ferry Boat across the Miramichi River for the year one thousand eight hundred and fifty.

Three hundred pounds from Fredericton to Saint Andrews; twenty pounds of which to be paid to David Hopkins, and ten pounds to Thomas Clooney and Andrew Hay for work performed on the Bridges on said Road, as certified by the Supervisor.

Six hundred pounds from Salisbury to Harvey, including Bridge over Petitcodiac River.

Five hundred pounds from Shediac to Richibucto, including Bridges.

Seventy pounds from Waweig to Saint Stephen.

Forty pounds from Woodstock to Houlton.

Thirty pounds from Oromocto to Gagetown.

Two hundred and seventy pounds from Oak Bay to Eel River.

Five hundred pounds from Barker's Landing to Richibucto, via Newcastle and Gaspereaux; one hundred and twenty five pounds of which to be laid out between Fredericton and Newcastle River; one hundred and seventy five pounds from Newcastle to the Kent County Line; and two hundred pounds from Kent County Line to Richibucto.

One hundred pounds from Newcastle to Bend of Petitcodiac, being part of the old Line of Road laid out between Fredericton and Petitcodiac.

Four hundred and fifty pounds from Grand Falls to Canada Line; one hundred and fifty pounds of which for a Bridge over Little River near Webster's; forty pounds to L. R. Coombes for materials supplied for the Quisibis Bridge; and twenty pounds to Michael Curren, balance due him for a like service.

Three hundred pounds from Saint John to Quaco, including two hundred pounds for replacing Bridges.

Twenty five pounds from Hampton to Bellisle [Belleisle].

Two hundred and sixty five pounds from Bathurst to Miramichi, via Pokemouche, to be expended as follows:—One hundred pounds to be expended on that part of said Road situate in the County of Northumberland; and the remaining one hundred and sixty five pounds to be expended on that part of said Road situate in the County of Gloucester.

One hundred and fifty pounds from Cole's Island to Cape Tormentine.

Thirty pounds from Lower Landing, Grand Falls, to American Boundary.

Twenty five pounds from Pickard's Line to American Boundary.

Two hundred and fifty pounds from Albert to Saint John, via Hammond River; ten pounds of which to be paid to Michael M'Manus for building a Bridge; one hundred and twenty pounds to be expended between King's County Line and the commencement of the Road in Albert County; and the remainder, one hundred and twenty pounds, from King's County Line, through King's County and the County of Saint John, to the Great Road leading from Saint John to Saint Martin's.

One hundred pounds from Isaac Derry's to Point Wolfe.

Fifty pounds from Dead Water Brook to Saint Stephen.

One hundred and fifty pounds from Roix' to Oak Bay; one third of which to be laid out from Roix' to Digdeguash; one third from Digdeguash to the old Fredericton Road; and the remainder from Oak Bay towards the Fredericton Road.

Two hundred pounds from Tisdale's Farm to Loch Lomond.

Three hundred pounds for the improvement of the Roads through the Lands of the Nova Scotia and New Brunswick Land Company.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand three hundred and fifty seven pounds ten shillings for the several Bye Roads in the County of Charlotte, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the fifth day of April in this present year of our Lord's one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of six hundred and sixty two pounds ten shillings for the several Bye Roads in the County of Victoria, to be applied and expended agreeably to the Resolution of the House of Assembly passed on the fifth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seven hundred and sixty five pounds for the several Bye Roads in the County of Carleton, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the fifth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of six hundred and ninety three pounds fifteen shillings for the several Bye Roads in the County of Restigouche, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the fifth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand two hundred and ninety six pounds five shillings for the several Bye Roads in the County of Northumberland, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eighth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eight hundred and forty two pounds ten shillings for the several Bye Roads in the County of Kent, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eighth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of six hundred and ninety three pounds fifteen shillings for the several Bye Roads in the County of Albert, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eighth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand one hundred and thirty pounds for the several Bye Roads in the County

of Westmorland, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eleventh day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eight hundred and seventy five pounds for the several Bye Roads in the County of Gloucester, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eleventh day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of six hundred and ninety four pounds for the several Bye Roads in the County of Sunbury, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eleventh day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand one hundred and fifty pounds for the several Bye Roads in Queen's County, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the fifteenth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand three hundred and seventeen pounds ten shillings for the several Bye Roads in King's County, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the seventeenth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand two hundred and thirty three pounds fifteen shillings for the several Bye Roads in the County of York, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the eighteenth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of nine hundred and eighty three pounds ten shillings for the several Bye Roads in the County of Saint John, to be applied and expended agreeably to a Resolution of the House of Assembly passed on the nineteenth day of April in this present year of our Lord one thousand eight hundred and fifty, and concurred in by the Legislative Council.

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 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 or 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 a sufficient number of notices, not less than ten days previous to such sale, in three or more of the 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 there to let out to the lowest bidder such allotment or 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 when 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 case shall more than one quarter part of any Grant be so expended; and the said Commissioners shall severally keep an exact account of such moneys, 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 of such payments, and render an account thereof in duplicate, upon oath, (which oath any one of the Justices of the Peace in the several Counties is hereby authorized to administer,) one copy of which, with vouchers, 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, and the other copy to be filed in the Office of the Clerk of the Peace in the respective Counties, for public information.

III. And be it enacted, That the before mentioned sums of money shall be paid by the Treasurer out of the moneys 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.

IV. 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 money 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 moneys 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.

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 said Roads, unless such alterations shall have been first laid out and recorded.

VII. And be it enacted, That all persons who may be appointed Commissioners for the expenditure of money hereinbefore granted, and before entering upon the duties of his office, shall respectively enter into a Bond to Her Majesty, Her Heirs and Successors, to the satisfaction of the Executive Government, for the due performing his duty as such Commissioner, and the faithful expenditure of and due accounting for such moneys as shall come into his hands as such Commissioner.