

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1856. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1856.

19 Victoria – Chapter 34

An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province. Passed 1st May 1856.

Section.

1. Grants for Roads and Bridges.
2. Money, by whom and how expended, and accounts rendered.
3. Accounts from Municipalities of York and Carleton.

Section.

4. Money, how drawn.
5. Compensation to Commissioners.
6. Money, when to be expended;
7. On what roads.
8. Bonds by Commissioners.

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. There shall be allowed and paid out of the Treasury of the Province, to such persons as the Governor in Council 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 the sum of twenty four thousand seven hundred and thirty pounds for the Great Road Service, including the contracts already entered into for the construction of Sullivan Creek, Hampton Ferry, South Bay, and Estey Creek Bridges.

To His Excellency the Lieutenant Governor the sum of eight hundred and fifty six pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Albert; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eighth hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand two hundred and ten pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Saint John; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand four hundred and fifteen pounds for the several Bye Roads and for Special Grants for the Road Service in Queen's County; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand five hundred and ninety six pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Northumberland; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of eight hundred and fifty five pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Restigouche; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand six hundred and twenty two pounds for the several Bye Roads and for Special Grants for the Road Service in King's County; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand six hundred and seventy one pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Charlotte; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of eight hundred and one pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Victoria; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand and seventy seven pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Gloucester; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of eight hundred and fifty five pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Sunbury; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of one thousand three hundred and ninety one pounds for the several Bye Roads and for Special Grants for the Road Service in the County of

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

To His Excellency the Lieutenant Governor the sum of one thousand and thirty seven pounds for the several Bye Roads and for Special Grants for the Road Service in the County of Kent; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of three hundred and seventy pounds six shillings and eight pence, being for Special Grants for the Road Service in the County of Carleton; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To His Excellency the Lieutenant Governor the sum of five hundred and six pounds six shillings and eight pence, being for Special Grants for the Road Service in the County of York; to be applied and expended agreeably to a Resolution of the House of Assembly passed on the sixteenth day of April in this present year of our Lord one thousand eight hundred and fifty six, and concurred in by the Legislative Council.

To the Warden and Councillors of the Municipality of the County of Carleton the sum of seven hundred and forty pounds thirteen shillings and four pence, to be by them apportioned to the different Parishes, and applied in the opening and improving of the several Bye Roads in said County.

To the Municipality of the County of York the sum of one thousand and twelve pounds thirteen shillings and four pence, for the improvement of the Bye Roads in the said Municipality.

2. The said several and respective sums of money, and every part thereof, except the sums granted to the Municipalities of York and Carleton, shall be expended under the direction of such Supervisors and Commissioners as the Governor in 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 said 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 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 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 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 their respective Counties for public information.

3. The Commissioners appointed by the Municipalities of York and Carleton shall account for the moneys granted to the said Municipalities, in the same manner as the Commissioners appointed by the Governor in Council.

4. 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 the Governor in Council.

5. The said Commissioners intrusted with the expenditure of the said several and respective sums of money, shall for their time and labour 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.

6. 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.

7. 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.

8. 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.