

Laws of Her Majesty's Province of Newfoundland, passed in the year 1851.

14 Victoria – Chapter 2

An Act for Granting to Her Majesty a Sum of Money for constructing and repairing Roads, Streets and Bridges, within this Colony, and for other purposes. (Passed 31st May, 1851.)

Whereas it is expedient to provide for the internal improvement of this Colony, by constructing, repairing and improving Main and other Roads, Streets and Bridges therein:

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, That from and out of such monies as may from time to time remain in the hands of the Treasurer, unappropriated, there be granted to Her Majesty, Her Heirs and Successors, the sum of Twelve Thousand Three Hundred and Fifty Pounds, in the constructing, repairing and improving of Main and other Roads, Streets and Bridges in this Colony, and for defraying all expenses attendant thereon, which said sum shall be distributed and appropriated as follows, that is to say:—

Towards repairing, constructing and improving Roads, Streets and Bridges, in the District of Saint John's, the sum of One Thousand and Eight Hundred Pounds, to be expended as follows:

On the Governor's Road, leading from Torbay to the Portugal Cove Road, One Hundred and Eighty Pounds.

On the Branch Road leading easterly from the Torbay Main Road by the farms of Michael Bulger and others, Eighteen Pounds.

On the Branch Road leading from the Torbay Main Road towards the Fishing-rooms of Robert Martin, Michael Whitty, and others, on the north side of Torbay, Eighteen Pounds.

On the Branch Road leading by John Murphy's Gate, to the northwest point of the Pond on the South side of Torbay, Twenty-seven Pounds.

On the Branch Road leading from the Torbay Main Road to Tapper's Cove, Twenty-seven Pounds.

For the completion of a Ledge Road from the Flat Rock Main Road towards the dwellings and gardens of Martin Sinnott, James Boyle, and others, Nine Pounds.

On the Branch Road leading from the Middle Cove to the Torbay Road, Twenty-two Pounds Ten Shillings.

On the Branch Road and Bridge leading from Middle Cove Road towards the farms of James McGrath, Patrick Roach, and others, Eighteen Pounds.

On the Branch Road leading from Flat Rock Main Road towards Thomas Dee's fishing-room, Eighteen Pounds.

On the Branch Road leading from Torbay to Middle Cove, by Fresh Water, Twenty-seven Pounds.

On the Branch Road in the western part of Outer Cove, leading from the Outer Cove Main Road at Savage's Bridge towards the farm of Thomas Brien and others, until it meets Middle Cove Road at Howlett's farm, Eighteen Pounds.

On the Branch Road from the Branch Road leading to Martin Maguire's and others' farms, from the Branch Road adjoining Torbay Main Road, Thirteen Pounds Ten Shillings.

On the Branch Road leading from Logy Bay Road southward of Forest Pond Bridge to the Torbay Road, Thirteen Pounds Ten Shillings.

On the Branch Road leading from the Logy Bay Main Road towards the Fishing-room of Patrick Ryan, Eighteen Pounds.

For Bridges on a Winter Path Road to be opened from the Portugal Cove Road, running North of Island Pond, towards the South Shore of Conception Bay, Thirteen Pounds Ten Shillings On Branch Roads leading from Middle Cove Road, near John Kelly's house, towards Pine River, Eighteen Pounds.

On the Branch Road and Wharf connecting the Beach with the Main Road on the East side of Belle Isle, Twenty-seven Pounds.

On the Branch Road leading from Portugal Cove Road towards Newfound Pond, and thence towards Major's Path, Eighteen Pounds.

On the Branch Road leading from Portugal Cove to Topsail, Ninety Pounds.

On the Branch Road leading from Portugal Cove Road near Cody's Well towards Broad Cove, Twenty-seven Pounds.

For the repair of Pringle's Bridge on the Old Portugal Cove Road, Twenty-eight Pounds Sixteen Shillings.

For the making of Bridges and Drains on Road leading from Black Head to Saint John's, Forty-five Pounds.

On the Branch Road leading from the Petty Harbor Main Road and through Maddox Cove settlement, Fifty-four Pounds.

On the Branch Road leading from Petty Harbor to the Goulds and Bay Bulls Road, commencing at the Bridge near Robert Corr's House in Petty Harbor, Two Hundred and Seventy Pounds.

On the Branch Road leading by Michael Kielly's House towards Priddam's Premises, Eighteen Pounds.
For the repairs of Petty Harbor Main Road and Bridges leading to Saint John's, Ninety Pounds.

On the Road leading from Thomas's Farm to the Farm of John White- away, (Placentia Road,) Twenty-seven Pounds.

On the Branch Road leading from the New Bay Bulls Road to the Petty Harbor Road, by Gregory Griffin's farm, the expenditure commencing at Delahunty's Bridge, thence to the Petty Harbor Road, Thirty-six Pounds.

On the Branch Road leading from the Bay Bulls Road through Peel Town towards the Placentia Road, west of Sweeny's Marsh, Eighteen Pounds.

On the Branch Road leading from Waterford Bridge to Dunscomb's Bridge, Thirty-one Pounds Ten Shillings.

On the Branch Road leading from the Pokeham Path Road into Monday's Pond and George's Pond Roads, Twenty-seven Pounds.

On the Branch Road leading from Monday's Pond, by Branscomb's Hill, to the Topsail Road, north of the farm of Simon Morris, Thirty-six Pounds.

On the Penny-well Path and Soldiers' Path Road, beginning at the Cow Knap, thence towards the Topsail Road, Twenty-two Pounds Ten Shillings.

On the Road leading from Freshwater towards Topsail Road, Twenty- two Pounds Ten Shillings.

On the repairs of the Roads and Bridges leading from Apple-tree Well to Monday's Pond, and the Road leading from Monday's Pond, by Nowlan's farm, to the Pennywell Road, Twenty-two Pounds Ten Shillings.

On the Road leading from a Bridge near Outer Cove Beach towards the farms of Richard Fox and others, on Rocky Hill, Twenty-two Pounds Ten Shillings.

To continue the Wigmore Gully Road from Freshwater, westerly, Thirteen Pounds Ten Shillings.

For the repair of Freshwater Road and Bridges, Eighteen Pounds.

For opening and completing the road leading from the Old Bay Bulls Road, through Thomas Quinn's farm, and by Patrick Walsh's, to the New Bay Bulls Road, including compensation for Land of Quinn's, through which the said Road passes, Twenty-two Pounds Ten Shillings.

For repairing Main Roads and Bridges from Saint John's to Portugal Cove, One Hundred and Twenty-six Pounds.

For repairing Main Roads and Bridges from Queen's Bridge angle to Torbay, Forty-five Pounds.

For repairing Main Roads and Bridges in and from Logy Bay, Outer Cove and Middle Cove, to Bally Hally, Twenty-seven Pounds.

For repairing Main Roads and Bridges from Saint John's to Topsail, Seventy-two Pounds.

For repairing and making Bay Bulls Road from Saint John's to the Goulds, commencing at Waterford Bridge, Sixty-seven Pounds Ten Shillings.

On Branch Roads leading to the Fishing-rooms in Outer Cove or Logy Bay, from the Main Road, Two Pounds Fourteen Shillings.

On the Branch Road leading from the Torbay Road, by the north-west part of Scanlan's farm, towards Island Pond, Thirteen Pounds Ten Shillings.

Provided always, that it shall be lawful for the Commissioners for the District of Saint John's to let and sell, at public auction, the repairing and keeping in repair of the Roads and Bridges leading from Saint John's to Petty Harbor, the Goulds, Topsail, Portugal Cove, Torbay and Middle Cove, in small lots for a term not exceeding Three Years, subject to the like conditions as hereinafter provided with respect to other Contracts.

Towards constructing, repairing and improving Roads, Streets and Bridges, in the District of Conception Bay, the sum of Two Thousand Three Hundred and Forty Pounds,—Brigus District, at Salmonier, at the head of Holyrood, to Spaniard's Bay Long Bridge, inclusive.

Towards the opening, making and repairing Roads and Bridges from Salmonier to Spaniard's Bay Bridge inclusive, Seven Hundred and Twenty Pounds.

Towards the opening, making and repairing Parson's Road from Mercer's Cove, Twenty Pounds.

Surveyor General's Road, South Shore, west of Fowler's, in a line to Chatter's Point, Ten Pounds.

Smith's Village Road, South Shore, Fifteen Pounds.

Tilley's Packet Road, Kelligrews, Five Pounds.

Crawley's Road from South Bridge to John McGrath's, Fifteen Pounds.

Harbor Grace District, from Spaniard's Bay Long Bridge to Barrett's Road, north-east of David Connor's house:

Towards the opening, repairing and making the Road and Bridges from Spaniard's Bay Long Bridge to Ship Head, One Hundred and Eighty Pounds.

Carbonear Road, from Water Street, Harbor Grace, Twenty-seven Pounds.

Towards the opening, repairing and making Roads and Bridges, in and about, leading to and from, Harbor Grace South Side, River Head of Harbor Grace, Spaniard's Bay, Island Cove, Bishop's Cove, Bryant's Cove, and Musquito Main Line, including the sum of Ten Pounds towards making a Road to the School- House at the South Side, Four Hundred and Twenty-two Pounds.

Carbonear District, from Barrett's Road, north-east of David Connor's, to Spout Cove Bridge:

Towards the opening, making and repairing the Roads and Bridges from Barrett's, north-east of David Connor's, to Crocker's Cove Bridge, One Hundred and Forty-eight Pounds.

Towards the opening, making and repairing Roads and Bridges in and about the Town of Carbonear, including the sum of Six Pounds to compensate Edward Gurney for repairing Valley Road and Bridge, Four Hundred and Eight Pounds.

Bunker's Hill Road.

Drake's Hill Road.

Jones' Hill Road.

Battery Hill Road.

Gladstone Road.

Valley Road and Bridges.

For making a new line of Road from Valley Road to James Ryan's house, and for building a Bridge over the Brook.

London Road.

South Side Road, from Powell's Brook to William Penny's.

Road from Powell's Brook to William Walsh's, and to run West English Hill Road leading to Heart's Content.

Hiscock's Hill Road.

Road leading from the Widow Scanlan's towards Little Beaver Pond Bridge.

Bemister's Hill Road leading towards Bake-apple Marsh.

Irish Town Road from. Nichol's Shop to Valley Road, including repairs of Drains, &c.

Donnagan Road.

Crowly Road.

Road from Crocker's Cove Budge to Spout Cove Bridge, inclusive.

Main Line from Western Bay to Bay-de-Verds, including the sum of Thirty Pounds to be expended on the line of Road leading from Gussett's Cove Chanel, through Adam's Cove, to Western Bay, Three Hundred and Seventy Pounds.

Towards constructing, repairing and improving Roads, Streets, and Bridges, in the District of Trinity Bay, the sum of Three Hundred and Fifteen Pounds:

Catalina to Bird Island Cove, Thirty-six Pounds.

Brown Road, in Trinity, Thirty-six Pounds.

Trinity to Bonaventure, Eighteen Pounds.

New Harbor to Dildo, Eighteen Pounds.

Heart's Delight to Heart's Content, Eighteen Pounds.

New Perlican Harbor Road, Thirteen Pounds Ten Shillings.

Scilly Cove to Hant's Harbor, Sixty-seven Pounds Ten Shillings. Seal Cove to Old Perlican, Seventy-two Pounds.

Old Perlican to Grate's Cove, Twenty-two Pounds Ten Shillings. Short's Marsh to Caplin Cove, Thirteen Pounds Ten Shillings.

Towards constructing, repairing and improving Roads, Streets and Bridges, in the District of Bonavista Bay, the sum of Six Hundred and Seventy-five Pounds.

Towards constructing, repairing and improving Roads, Streets and Bridges in the District of Fogo, the sum of Six Hundred and Seventy-five Pounds, as follows:

Tilton Harbor, One Hundred Pounds.

Joe Batt's Arm and Bard Island, Seventy-five Pounds.

Fogo, One Hundred Pounds.

Between Fogo and Seldom-come-by, for opening a Road from the former to the latter, beginning at the former, One Hundred Pounds. Twillingate, One Hundred and Fifty Pounds.

Burnt Island Exploits, Seventy-five Pounds.

Tizzard's Harbor, Twenty-five Pounds.

Morton's Harbor, Twenty-five Pounds.

Fortune Harbor, Twenty-five Pounds.

Towards constructing, repairing and improving Roads, Streets and Bridges in the District of Fortune Bay, the sum of Four Hundred and Fifty Pounds, as follows:

Finishing Road round Belforam, Forty-five Pounds.

Making Road to Rocky Point, Twenty-two Pounds Ten Shillings. Making Road on North Side of Harbor Britain, Forty-five Pounds. Finishing Road from Harbor Britain to Connaigre, Forty-five Pounds. Finishing Road round Jersey Harbor, Twenty-two Pounds Ten Shillings.

Finishing Road from Jersey Harbour to Little Bay, Forty-five Pounds. Finishing Road from Belforam to Saint Jaques, Ninety Pounds. Making Road to English Harbor, One Hundred and Thirty-five Pounds.

Towards constructing, repairing and improving Roads, Streets and Bridges in the District of Burin, the sum of Six Hundred and Seventy-five Pounds, as follows:

On the Road from Burin to Garnish, Five Hundred and Forty Pounds.

On the Road between Fortune and Grand Bank, Thirty-one Pounds Ten Shillings.

Lamaline, Thirty-six Pounds.

Bulls Cove towards Port-au-Bras, Thirteen Pounds Ten Shillings. George Point to Path's End, Thirteen Pounds Ten Shillings.

Kerby Cove to Ship Cove, Thirteen Pounds Ten Shillings.

Beau Bois towards Port-au-Bras, Eighteen Pounds.

Great Burin Road, Nine Pounds.

On the Main Road from Holyrood to Salmonier, Seven Hundred and Twenty Pounds.

On the Main Road from Salmonier to Placentia, One Thousand and Thirty Pounds, with permission to the Commissioners to spend One Hundred Pounds on the Road from Branch to Distress; from Placentia to the Swans, Fifty Pounds.

On the Main Road from Toad's Cove to Renewes, including a Bridge at Aquaforte, Seven Hundred and Twenty Pounds; provided that the Board of Commissioners shall have power to appropriate a sum not exceeding Fifty Pounds to repair or reconstruct a Bridge at Bay Bulls, and a further sum of Forty Pounds for the Road on the South Side of Renewes, and a further sum of Fifty Pounds on the Road from the Goulds to Bay Bulls: Provided further, that from and out of the above Grant a sum of Fifty Pounds shall be at the disposal of the Governor to be applied on the Road between Bay Bulls and Toad's Cove.

On the Main Road from Carbonear to New Perlican, Three Hundred and Sixty Pounds.

On the Road from Trinity to Catalina, Four Hundred and Fifty Pounds.

On the Road from Salmonier to Saint Mary's Road, Three Hundred and Sixty Pounds.

On the Western Shore, between Cape Ray and beyond Fortune Bay, Two Hundred and Twenty-five Pounds.

On the Road from King's Cove to Trinity, One Hundred and Thirty-five Pounds.

On the Road from Harbor Grace to New Harbor, Ninety Pounds.

On the Road from Horse Cove to Topsail, Forty-five Pounds.

II. And be it enacted, That a further sum of One Thousand Pounds be granted to Her Majesty, towards opening and repairing a Ship Harbour or Long Harbour Line of Road: Provided that no portion thereof shall be expended until a Survey of the best Line of Road shall have been obtained, under the direction of the Board of Commissioners for the District of Saint John's, approved by the Governor and Council.

III. And be it enacted, That it shall be lawful for the Board of Commissioners of the District of Saint John's to direct and controul the expenditure of a sum not exceeding One Thousand Pounds, out of the additional Duty of Ten per Cent, levied under the Saint John's Re-building Act, 10 Vic. cap. I, sec. 23, towards levelling and draining the Streets and Firebreaks in the Town of Saint John's, and making the Road on the South Side of the Town of Saint John's: Provided, that no larger sum shall be expended under the St. John's Re-building Acts for the purposes aforesaid; and that the expenditure of the said sum shall be made in the manner provided for the making and repairing of Roads and Streets under this Act.

IV. And be it enacted, That for the purposes of this Act it shall and may be lawful for the Governor or Administrator of the Government for the time being, by and with the advice of Her Majesty's Council, to appoint Boards of Commissioners, as they shall be required, for the several Districts and portions of Districts, and the several Roads and Bridges herein before specified, and to appoint Chairmen of the same respectively; and also from time to time to supply such vacancies as may occur in such Boards by the death, absence, or refusal to act, of any of the members: Provided always, that in no District shall there be more than Four Boards, and when practicable One Board only, and each Board shall be composed of Five Persons, Three of whom, including the Chairman, shall form a quorum.

V. And be it enacted, That such respective Board of Commissioners may appoint an Inspector, or two if necessary, to lay down and inspect new Roads and to inspect other work proceeding under their directions; Provided nevertheless, that no Commissioner who may discharge the duties of an Inspector or Secretary shall receive a Salary or any pecuniary compensation for his services in such behalf; Provided also, that no Commissioner shall, under a penalty of One Hundred Pounds for every such offence, be engaged or concerned, directly or indirectly, in any Contract or Agreement for making, constructing, repairing or improving any Road, Street or Bridge, to be entered into in pursuance of the provisions of this Act; and provided further, that when there are more Boards than one in any District, such Inspector or Inspectors shall be appointed by the Governor or Administrator of the Government for the time being, by and with the advice of Her Majesty's Council.

VI. And be it enacted, That it shall not be lawful for the respective Boards of Commissioners to proceed in the construction, repair or improvement of any Roads, Streets, or Bridges, otherwise than by Tender and Contract, as prescribed in the Fourth, Fifth, and Sixth Sections of an Act passed in the Eighth Year of the Reign of Her present Majesty, entitled " An Act to regulate the making and repairing of Roads, Streets and Bridges within this Colony," or by Auction to the lowest bidder, in such allotment or allotments as may be marked off after careful examination by the respective Boards of Commissioners, or under their directions; and in all such cases of letting by Auction, such Boards 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 time when and where the same will be let by Auction as aforesaid; and it shall be the duty of the Inspector of the respective Boards to attend at the time and place so appointed, and then to let out to the lowest bidder such allotment or allotments, and the Purchaser shall immediately thereafter enter into written Contracts with sufficient Sureties for the faithful performance of the work, in time and manner set forth in such Contracts.

VII. And be it enacted, That it shall be lawful for the respective Boards of Commissioners to divide and apportion the work to be performed on any Road, Street, or Bridge, aforesaid, into small Contracts to meet the exigencies of the people of the several Districts.

VIII. And be it enacted, That the said respective Boards of Commissioners, before entering into any such Contract as aforesaid, shall take security as is hereinbefore provided, for the due performance of the same; and it shall be competent for the Boards of Road Commissioners, if they shall think proper, to advance to any Contractor or Contractors One-third of the amount of his or their Contract, which

said One-third shall be paid to the said Contractor or Contractors on the production to the Colonial Secretary of a Certificate, certified by the Supervisor General, under the hand of the Chairman of the Board of Road Commissioners with which he has contracted, of such Contract having been entered into; and that upon the production of a Certificate from the Board of Commissioners of One-half of the amount of work contracted for being completed, such Contractor or Contractors shall be entitled to receive a second Third-part of the amount of his or their Contract; and such Commissioners shall so frame their Contracts that the same shall be finished within a limited time, and payment of One-third of the full amount thereof respectively shall always be withheld until the work therein contracted for shall appear, by the solemn declaration in writing of the Inspector or Surveyor of such Boards respectively, specifying the particulars and measurement of such work, to have been fully completed, examined and passed agreeably to Contract; and every such Inspector or Surveyor who shall knowingly make a false declaration as aforesaid shall be subject to the same punishment in law as in case of wilful perjury.

IX. And be it enacted, That previously to any sum or sums of money being expended in the opening or making of any new Road, the proposed Line of Road shall first have been surveyed by or under the directions of the respective Boards of Commissioners, and approved by them.

X. And be it enacted, That whenever it shall become necessary for the opening, making or widening any Road, Street, or other work, to appropriate any piece or parcel of Land, being private property, it shall and may be lawful for the Board of Commissioners, before such Road, Street, or other work, shall be opened, laid down, or commenced, to pay, by Certificate to the Colonial Secretary, out of such monies as shall be at their disposal for the purpose of making such respective Road, Street, or other work, a fair and reasonable compensation to every person having any interest in the Land so intended to be appropriated; and also to compensate any person or persons for any damage which may be occasioned to his or their property by the making, opening or widening such Road, Street, or other work; and if the said Board of Road Commissioners and the Owner or Owners of such Property cannot agree upon the amount of compensation to be paid, such amount shall be ascertained by order of the Justice of the Peace within the District where the Land is situate; and Two Assessors, one of whom shall be nominated by the said Board of Road Commissioners, and the other by the Owner or Owners of the Land, and who, or a majority of whom, shall assess the award, the amount of compensation (if any) that shall be paid for the value of the said Land, and for the damage occasioned, together with all reasonable costs incurred by the attendance of witnesses; which award shall be final; and if the Owner or Owners of the Land shall neglect to nominate an Assessor within Five Days after being thereto required, the said Justice of the Peace shall, upon the requisition of the said Board of Road Commissioners, nominate an Assessor on behalf of the Owner or Owners, and the said Justice of the Peace and the two Assessors shall be paid the sum of Ten Shillings each for their services in that behalf: Provided, that every such award shall be made in writing, within Ten Days after any day that may be appointed by the said Justice for the hearing of the case: and upon payment or tender, to the parties interested, of the sum or sums awarded for compensation, pursuant to the terms of the award, it shall be lawful for the said Board of Road Commissioners respectively, or any person authorized by them, to enter into and upon, and take possession of, any land so to be appropriated for any Road, Street, or Lane, as aforesaid.

XI. And be it enacted, That in all cases where any sum or sums of money appropriated in this Act to any Road, Street, or Bridge, shall be found to be more than sufficient for making, constructing, or repairing the same, as the case may be, it shall be lawful for the Boards of Road Commissioners respectively to appropriate and apply such surplus money to the making, constructing, or repairing, any other Road, Street, or Bridge, within the District for which such money shall have been granted: Provided, always, that where any sum of money granted for any particular part of any Main Road shall be found more than sufficient for the purpose of such grant, the surplus thereof shall be expended on such other parts of the same Line of Road within the District as may require the same.

XII. And be it enacted, That no Road to be hereafter opened or made, shall be gravelled to a greater width than Seven Feet, or shall have a base of a less width from drain to drain than Fourteen Feet, when such Road shall be situated more than Five Miles from Saint John's, or Four Miles from Harbor Grace, Carbonear, or Brigus, respectively; and that where any Land within Thirty feet of the centre of any Road now laid out remains unappropriated, and where any Land within Thirty Feet of the centre of any Road hereafter to be laid out, shall, at the time of any such Road being laid out, be unappropriated, such Land shall not be granted, conveyed or appropriated to any private purpose.

XIII. And be it enacted, That the Surveyor General of this Island shall be Supervisor General of all Roads, Streets, and Bridges therein; that all orders For the payment of monies from the said respective Boards, shall be certified by the said Supervisor General before payment, so as to confine the expenditure Within the respective appropriations; and that the Chairman of each Board of Commissioners in the respective districts, shall, on or before the first day of December in every year, and oftener if required, transmit to the said Supervisor General correct statements of all Works done, and monies paid, on such roads, streets, and bridges, as may be within his said district, together With an estimate of the probable amount Which may be necessary to complete the same; and such returns shall be digested and reduced into order by the said Supervisor General, and an abstract thereof laid before the Legislature within one month after the commencement of each session.

XIV. And be it enacted, That for the purposes of this Act, the district of St. John's shall comprehend all Roads, Streets and Bridges, within the Electoral District of St. John's, and also the Main Roads between St. John's and the Goulds, St. John's and Holyrood, Holyrood and Salmonier, Salmonier and Placentia, Salmonier and St. Mary's, Colliers and Ship Harbour; that the District of Conception Bay shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Conception Bay, North of Holyrood aforesaid, and including the Road connecting the Bays of Conception and Trinity; that the District of Trinity Bay South, shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Trinity Bay, from Dildo Cove to Split Point; (hat the District of Trinity Bay North, shall comprehend all Roads, Streets, and Bridges, from Bonaventure to Catalina; that the District of Bonavista shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Bonavista, and also the Roads between Bonavista and Trinity Bays, and in the Town of Catalina; that the District of Fogo shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Fogo; that the District of Burin shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Burin; that the District of Fortune Bay shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Fortune Bay 5 that the District of Placentia and St. Mary's shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Placentia and St. Mary's, except the Main Roads

hereinbefore included within the District of St. John's; and that the District of Ferryland shall comprehend all Roads, Streets, and Bridges, within the Electoral District of Ferryland, South of the Goulds, and inclusive thereof.

XV. And be it enacted, That out of the amount of Twelve Thousand, Three Hundred and Fifty Pounds hereinbefore granted, the sum of One Thousand Two Hundred and Thirty-five Pounds, being Ten per Centum thereon, shall be appropriated to the defrayal of all charges and expenses attendant upon the expenditure of the monies aforesaid in the constructing, repairing and improving of all Roads, Streets and Bridges within the several Districts aforesaid, including all expenses of surveying, inspecting, overseeing, the remuneration of Chairmen, Secretaries, and all other necessary Officers, Printing, Stationery, and Postage, and for remunerating the Supervisor General aforesaid.

XVI. And be it further enacted, That no action shall be commenced against any Commissioner, Surveyor, or Contractor, or other person, for any thing done by him in pursuance of the provisions of this Act, until One Calendar Month next after notice in writing shall have been delivered to him, or left at his usual place of abode, by the party who intends to institute such action, his or her attorney or agent; in which notice shall be clearly and explicitly contained the cause of action, the name of the place of abode of the person who is to bring the same, and the name and place of abode of his or her attorney or agent.

XVII. And be it enacted, That it shall be lawful for any such Commissioner, Surveyor, or Contractor, or other person, at any time within One Calendar Month after such notice shall have been given, to tender amends to the party complaining, or to his or her agent or attorney; and in case such amends be not accepted, or in case that no tender has been made, to plead the general issue to any action to be hereafter brought, and to give such tender, if any, or any other special matter, in evidence; and in case the Plaintiff in any such action shall not, at the trial thereof, recover a verdict for more than the amount of such tender, if any, the Defendant in such action shall be entitled to his or her costs of suit, and to the like remedy for the recovery thereof as though a verdict had passed against the Plaintiff.

XVIII. And be it enacted, That if in any case such Commissioner, Surveyor, Contractor, or other person, shall neglect to tender any amends, or shall have tendered insufficient amends, before action brought, it shall be lawful for him, by leave of the Court wherein such action shall be brought, at any time before the trial thereof, to pay into Court such money as he shall see fit; whereupon such proceedings, orders and judgments, shall be had, made, and given, in and by such Court, as in other actions where the Defendant is allowed to pay money into Court.

XIX. And be it enacted, That every Contractor under this Act shall be entitled, upon the production of proper Certificates, to be paid the amount of money payable to him on his Contract, by Warrant of the Governor, or Administrator of the Government for the time being, on the Colonial Treasurer.

XX. And be it enacted, That the expenditure of the sum of Twelve Thousand Three Hundred and Fifty Pounds, and also the said sum of One Thousand Pounds for the Ship Harbor or Long Harbor Road, hereinbefore granted, shall extend throughout a period of Two Years from the passing of this Act.