

expences to be incurred by them shall not exceed the sum of three thousand dollars, unless the governor, with the consent of the council, shall authorize such excess.

Outstanding
claims.

SEC. 8. *Be it further enacted*, That if, after a settlement shall be had of the accounts of the said proprietors of Warren bridge with the Commonwealth, either in the supreme judicial court, or otherwise, any outstanding claims shall be presented against the said proprietors, the governor with the consent of the council, is hereby authorized, upon ascertaining the same to be justly due, to draw his warrant upon the treasurer of the Commonwealth for the payment thereof.

[Approved by the Governor, March 28, 1833.]

CHAP. CCXX.

An Act relating to Highways in the Plantation of Marshpee.

SEC. 1. **BE** *it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same*, That it shall be the duty of the overseers of the plantation of Marshpee, in the county of Barnstable, to keep in repair, at the expense of said plantation, the following highways therein, to wit: the highway leading from the village of Cotuit to Sandwich, by the dwelling-house of Thomas Goodspeed, and the highway leading from said Cotuit to Falmouth, by the dwell-

Overseers to
keep highways in
repair.

ling-house of Ansel Crocker, and the highway branching from the one, last aforesaid, at Marsh-pee river, and leading thence to the village of Waquoit, except such parts of the highways aforesaid as pass over the lands of white persons ; and for neglect thereof, they shall be liable to be prosecuted by indictment: *provided*, that no such indictment shall be sustained unless the person making complaint to the grand jury, shall, after the court then next preceding, and one month at least before the sitting of the court at which the complaint is made, have given to said overseers, or some one of them, notice in writing of the place and nature of the defect complained of.

Proviso.

SEC. 2. *Be it further enacted*, That all fines imposed by the court for any neglect of the duty required by this act, shall be appropriated for the repair of the highways complained of, and shall be collected of said overseers, and laid out by an agent appointed by the court, as in case of fines imposed on towns for like neglect, and all fines and costs paid by said overseers may be charged in their accounts with said plantation.

Fines, how appropriated.

[Approved by the Governor, March 28, 1833.]