

such nuisance, and for such service the Municipality within which his division is situated, shall pay him.

Limitation of
suits.

XLIX. And be it enacted, That all fines and penalties incurred under this Act, may be sued for and recovered within three months after the offence may have been committed, and not afterwards.

Provision as to
lumber carried
upon lands by
Spring floods.

L. And be it enacted, That whenever any lumber of any kind shall be carried by Spring floods, or otherwise, unto the lands or banks adjoining any floatable river, and shall be there left until the first day of June, or shall from any cause be upon such lands or banks on the said day, it shall be lawful for the proprietor or occupant of such lands or banks, upon, or at any time after the said day, to cause such lumber to be hauled from off his lands or banks to any safe place, at the expense of the owner of such lumber, and to cause notice to be posted up at the Church doors, (or if there be none, at some public place in the Parish or Township,) and to be read aloud by a Bailiff of the Circuit Court at such Church door (if any there be) on two Sundays, immediately after Divine Service, (or if there be no service, at the usual hour of closing Divine Service,) in the forenoon, stating that such lumber (describing it generally) was found on the lands of the proprietor or occupant, and the place where the same then lies, and that if the expenses of hauling it to such place, and of such notice, be not paid before a certain day (naming it,) the same will be then sold at the place where it lies, by some Bailiff of the said Court; and if such expenses be not paid before such day, or on such day, and before the sale, such lumber shall be then sold by a Bailiff of the said Court by public auction to the highest and best bidder, and out of the proceeds of the sale, all the expenses aforesaid and those of the sale, (all which expenses shall be those allowed to a Bailiff for like services under a Writ of Execution from the Circuit Court,) shall be first paid, and the remainder shall be paid over to the Treasurer of the Municipality and make part of the funds thereof; any law to the contrary notwithstanding.

Fines, &c.,
how to be sued
for, and ap-
plied.

LI. And be it enacted, That all fines, penalties and forfeitures imposed or incurred for offences against this Act, and not otherwise provided for, shall be sued and recovered on the oath of one credible witness other than the informer or prosecutor, or by confession of the defendant, before any one Justice of the Peace for the District wherein the offence shall have been committed, and shall be levied, as well as the costs, by Warrant under the hand and seal of the Justice of the Peace before whom the conviction of the offender or offenders shall be had, and by seizure and sale of the goods and chattels; and one half of all penalties shall go to the informer or prosecutor, whether he be or be not interested, and the other half shall be paid to the Secretary-Treasurer of the Municipal Council of the