

of wears upon the flats between high and low water marks, or drawing seines upon the shores or setting nets under the regulations herein after mentioned, in any such rivers, coves or creeks.

Justices in the
General Sessions
to appoint Over-
seers of Fisheries

II. *And be it further enacted*, That the Justices of the Peace in their General Sessions held in the several counties in this province, may and are hereby required to appoint one or more fit person or persons, inhabitants, not being employed as fishermen, to be Overseers of the Fisheries for each town or parish within their respective counties, who shall be sworn to the faithful discharge of their duty, and shall have power to remove any net, hedge, wear, fish garth, seine or other incumbrance that shall be found in any river, cove or creek contrary to the provisions of this act.

Powers of Over-
seers.

III. *And be it further enacted*, That if any net, hedge, wear, fish garth, sein or other incumbrance shall be found in any river, cove or creek in this province, contrary to the provisions of this act, and no owner shall appear to claim the same, it shall and may be lawful for such Overseers of the Fisheries, and they and each of them are hereby required respectively forthwith to seize the same, and if no owner shall appear to claim the same in *ten days*, such net, seine or fish garth, shall, together with the fish, if any found therein be forfeited and sold by the said Overseers to satisfy the respective penalties in this act mentioned and inflicted, and the overplus if any, shall be paid to the Overseers of the Poor for the use of the Poor of the town or parish where such offence shall be committed.

Overseers to seize
nets &c.

and sell them.

Fees of the Over-
seers.

IV. *And be it further enacted*, That the said Overseers of the Fisheries shall be intitled to demand and receive *one shilling*, and no more for each net to be set in the districts to which they shall be respectively appointed, from the proprietors of such nets as a compensation for their trouble.

Penalty of Over-
seers neglecting
their duty.

V. *And be it further enacted*, That if any such Overseer of the Fisheries shall at any time wilfully and knowingly delay, neglect, or refuse to perform the duty in and by this act enjoined, such offender shall forfeit and pay for every offence the sum of *five pounds* to be sued for, recovered and applied in the same manner as the penalty of *ten pounds* herein before mentioned can or may be sued for, recovered and applied.

Regulations re-
specting nets in
the river Saint
John, Kenebe-
ckacis and
their branches,

VI. *And be it further enacted*, That no net shall be set longer than *thirty* fathoms in the main river Saint John or extend more than *thirty* fathoms into the same river or the broad part of the Kenebeckacis river; and in any of the branches of the said rivers not more than *one fourth* part of the width of the branch where such net shall be so set: And that no drag net or seine shall