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ACTS

OF

1789
McGill

THE GENERAL ASSEMBLY

OF

HER MAJESTY'S PROVINCE

OF

NEW BRUNSWICK,

PASSED IN THE YEAR

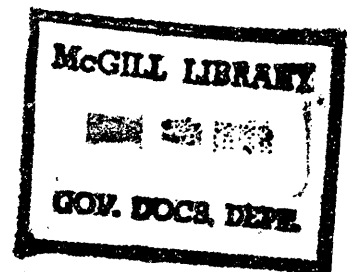
1842.



FREDERICTON:

PRINTED BY JOHN SIMPSON, PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

MDCCCXLII.



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ANNO QUARTO VICTORIÆ REGINÆ.

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Anno Regni VICTORIÆ Britanniarum Reginae Quinto.

AT the General Assembly of the Province of New Brunswick begun and holden at Fredericton on the Twenty eighth Day of December, *Anno Domini* One thousand eight hundred and thirty seven, in the First year of the Reign of Our Sovereign Lady Victoria, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, and from thence continued by several Prorogations to the Nineteenth Day of January one thousand eight hundred and forty two; being the Sixth Session of the Twelfth General Assembly convened in the said Province.

THE
ACTS
OF
THE GENERAL ASSEMBLY, &c.

CAP. I.

An Act imposing Duties for raising a Revenue.

Passed 29th March 1842.

WE, Her Majesty's dutiful and loyal Subjects, the Assembly of New Brunswick, in General Assembly convened, for raising the necessary supplies to defray the expenses of Her Majesty's Government within this Province, have freely resolved to give and grant to the Queen's Most Excellent Majesty the several Rates and Duties in the Schedule hereinafter mentioned, and do therefore pray Your Excellency that it may be enacted;

I. And be it enacted by His Excellency the Lieutenant Governor, by and with the advice and consent of the Legislative Council and Assembly, and by the authority of the same, that on and after the first day of April which will be in this present year of our Lord one thousand eight hundred and forty two, there be and are hereby granted to the Queen's Most Excellent Majesty, Her Heirs and Successors, for the use of this Province and for the support of the Government thereof, the several Rates and Duties described and set forth in the Table of Duties hereinafter contained, denominated "Schedule of Articles subject to Duty and Articles exempted from Duty," opposite to and against the respective Articles in the said Table or Schedule mentioned, described and enumerated, and according to the value, number or quantity of such Articles therein specified, whether imported or brought into this Province either by sea, by inland navigation, or by land, from any part of the British Empire, or from any Foreign port or place, or which may be saved from any wrecked or stranded Ship or Vessel.

Duties granted for the use of the Province, and support of the Government, on Articles specified in the Schedule.

II. And be it enacted, That the several Duties hereinbefore imposed and in the said Table or Schedule mentioned, shall be paid by the importer or importers of such Articles respectively, and shall be held and taken to be in addition to and over and above any Duties which are or may be imposed and collected by any Act or Acts of the Imperial Parliament, now or hereafter to be in force, and shall be collected and secured by means and under the regulations and penalties, and shall be drawn back on exportation or warehoused in the way and manner provided by any Act or Acts of the General Assembly for collecting the Revenue of the Province.

To be in addition to any Duties imposed by Acts of Parliament.

III. And be it enacted, That all goods which shall have been warehoused in this Province before this Act comes into operation, and which shall remain so warehoused

Warehoused goods on which Duties have not been se-

cured, to be liable to Duties imposed by this Act.

warehoused after the operation thereof commences, and on which the Provincial Duties heretofore imposed have not been paid or secured by a subsisting or continuing security, shall in lieu of all former Duties become liable to and be charged with Provincial Duties hereby imposed on the like goods and merchandize; and shall be paid at the time of taking such goods and merchandize out of the Warehouse.

Duties to be repaid or Warehouse Bond cancelled as to goods exported for the deep Sea or Whale Fishery.

IV. And be it enacted, That when any Articles that shall have been warehoused, or on which Duties shall have been paid under this or any other previous Act, shall be exported for the use of the deep Sea or Whale Fisheries, the amount of such Duties shall be repaid to the exporter by the Treasurer or Deputy Treasurer, or the Warehouse Bond cancelled, on affidavit (of the exporter) of the same having been so exported, for the use aforesaid.

Duties on seizures to be paid over as a Bounty.

V. And be it enacted, That the Duties that may be paid upon any Articles seized by the Officers of Her Majesty's Customs, shall be paid by the Treasurer to the person or persons making such seizure, as a Bounty for such seizure.

Duties to be paid according to weights and measures in use and in proportion for greater or less quantities.

VI. And be it enacted, That all the Duties by this Act imposed shall be collected, paid and received according to the weights and measures now in use in this Province; and that in all cases where the said Colonial Duties are in this Act imposed according to any specific quantity or any specific value or number, the same shall be deemed to apply in the same proportion to any greater or less quantity, value or number.

No drawbacks allowed on Foreign Cattle or dead Meats

VII. And be it enacted, That no drawback shall be allowed or Duties abated upon any Foreign Ox or other Foreign Horned Cattle or dead Meats, whether the same shall be imported for the use of Her Majesty's Army, Navy, or Ordnance, or otherwise, any thing to the contrary in any Act of the General Assembly notwithstanding.

Limitation.

VIII. And be it enacted, That this Act shall continue and be in force until the first day of April which will be in the year of our Lord one thousand eight hundred and forty three.

Schedule of Articles subject to duty and rate.

Schedule of Articles subject to Duty and Articles exempted from Duty.

SPIRITS, videlicet,

Brandy, per gallon, two shillings and three pence,

Rum or Spirits, per gallon, one shilling and sixpence,

And further, for and upon all Rum or Spirits stronger than of the proof of twenty six by the bubble, for every bubble below twenty six, an additional one penny per gallon,

Being of Foreign production, a further and additional one shilling per gallon,

Geneva, Gin, Hollands or Cordials, per gallon, one shilling and six pence,

Whiskey, per gallon, two shillings,

Shrub, Santa, Lime Juice, per gallon, six pence,

WINES, videlicet,

Hock, Constantia, Malmsey, or Tokay, per gallon, three shillings and one penny,

Champagne, Burgundy, or Hermitage, per gallon, two shillings and ten pence,

Claret, called Lafitte, Latour, Margeaux, or Hautbrain, per gallon, two shillings and seven pence,

Madcira and Port, per gallon, two shillings and four pence,

Other Claret Wines:—Barsac, Sauterne, Vin de Grave, Moselle and other French Wines, and Lisbon and German Wines, per gallon, one shilling and ten pence,

All

All Sherry Wines, Teneriffe, Marsala, Sicilian, Malaga, Fayal, and all other Wines per gallon, one shilling and four pence,
All Wines the produce of the Cape of Good Hope (except Constantia,) per gallon, one shilling and three pence,

SUGAR, *videlicet*,

Muscovado or Brown Sugar, per hundred weight, two shillings and six pence,
And on Foreign Sugar, an additional, per hundred weight, one shilling and three pence,

Loaf, Lump or Refined, per pound, one penny,

COFFEE, per pound, one penny,

DRIED FRUITS, per hundred weight, five shillings,

MOLASSES, per gallon, one penny,

Being of Foreign production, an additional, one penny per gallon,

TOBACCO, *videlicet*,

Manufactured, (except Snuff and Cigars) per pound, one penny,

Snuff and Cigars, for every hundred pounds of the true and real value thereof, ten per cent,

CATTLE,

For and upon every Foreign Horse, five pounds,

For and upon every Foreign Ox, one pound five shillings,

For and upon all other Foreign Horned Cattle, one pound five shillings per head,

For and upon all Foreign dead fresh Meats, per pound, one penny,

For and upon the following Foreign Manufactured Articles, when not imported from the United Kingdom,

Chairs, or prepared parts of or for Chairs,

Clocks,

Clock Cases,

Clock Movements or Machinery,

Watches,

Household Furniture,

Pictures,

Mirrors,

Looking Glasses,

} For every one hundred pounds
of the true and real value
thereof, twenty five pounds,

And for and upon all Soap and Candles,
Indian Rubber Shoes, and all other Foreign
Articles, manufactured or not manufactured, not
otherwise charged with Duty, nor hereinafter
declared to be free of Duty,

} For every one hundred pounds
of the true and real value
thereof, ten pounds,

SILK, and for all Manufactures, of which }
Silk shall form a component part.

} For every one hundred pounds of the
true and real value thereof, five pounds.

And for and upon all Articles, the Manufacture
of the United Kingdom, imported or brought into
this Province, whether by sea or inland carriage
or navigation, or which may be saved from any
wrecked or stranded Ship or Vessel, or not
otherwise charged with Duty, nor hereafter
declared to be free of Duty; also all manufact-
ures of Cotton, of the British East India pos-
sessions, Pepper, and other description of Spices,

} For every one hundred pounds
of the true and real value
thereof, two pounds ten
shillings.

Schedule of Articles
liable to duty and
rate—*Continued.*

Colonial Leather, } For every one hundred pounds of the true and real value
and Malt Liquor } thereof, five pounds.
For and upon all Foreign Wheat Flour imported from Nova Scotia, for each
and every Barrel of one hundred and ninety six pounds, five shillings and ten pence.

EXCEPTIONS

Articles exempted
from duty.

To all Foreign Articles, Manufactured or not Manufactured, videlicet,

Agricultural Implements, (Axes excepted),
Barrilla Ashes,
Beans,
Bees Wax,
Bristles,
Books (printed) and Pamphlets,
Bricks,
Bread,
Cotton Wool,
Cordage,
Canvas,
Dye Wood,
Felt,
Flour and Meal of all kinds, (Buckwheat Flour excepted,)
Fresh and Green Fruits of all kinds,
Grass Seed and other kinds of Seeds and Plants,
Grain of all kinds,
Ground Gypsum,
Hay,
Hides,
Horse Hair,
Horns,
Hemp,
Hops,
Indigo,
Iron,
Indian Rubber,
Lumber of all kinds, (Cedar, Pine, Spruce and Hemlock Shingles excepted,)
Leaf Tobacco,
Lignumvitæ,
Looking Glass Plates, and Pictures and Plate Glass,
Mahogany Logs, Boards and Veneers,
Meats, Dried and Salted,
Mill Saws,
Palm Oil,
Pitch,
Potashes,
Rosin,
Rice,
Salt,
Tar,
Trees and Shrubs,
Turpentine,
Tallow,
Vinegar,

DUTY FREE.

To

To all Articles the Manufacture of the United Kingdom, videlicet,

Agricultural Implements,
 Anchors,
 Barley, Pot or Pearl,
 Beef,
 Bacon,
 Books (printed) and Pamphlets,
 Bread,
 Bunting,
 Bricks and Tiles,
 Coals,
 Copper, Bolt and Sheet,
 Copper Spikes and Nails,
 Canvas,
 Coal Tar,
 Cordage,
 Duck,
 Felt, patent,
 Fishing Nets,
 Hooks, Lines and Twines,
 Flour and Meal of all kinds,
 Globes,
 Iron, bolt, bar, square, pig or sheet,
 Iron Block Bushes,
 Lead, bar and sheet,
 Mineral Salt, and Salt of all kinds,
 Malt,
 Machinery for Mills or Steam Boats,
 Mathematical and Musical Instruments of all kinds, and Philosophical and
 Chemical Apparatus,
 Hydraulic Engines,
 Maps,
 Oakum,
 Pork,
 Printing Paper,
 Steel,
 Spikes and Sheating Nails,
 Ship Tackle and Apparel,
 Sheathing Paper,
 Tin in Sheets and Blocks,
 Zinc,

Articles exempted
 from Duty—*Con-*
tinued.

DUTY FREE.

CAP. II.

An Act to authorize the Justices of the Peace for the County of Charlotte to make regulations for the Market Wharf in the Parish of Saint Stephen.

Passed 29th March 1842.

‘ **W**HEREAS a certain piece of Land, Beach and Flats, situate in the Parish of Saint Stephen, has been granted to the Justices of the Peace for the County of Charlotte, in trust for a Public Landing in and for said Parish :
 ‘ And whereas by an Act of Assembly made and passed in the fifth year of the
 ‘ Reign

Preamble.

5 W. 4, c. 22.

‘Reign of His late Majesty King William the Fourth, intituled *An Act to authorize and empower the Justices of the Peace for the County of Charlotte to lease a part of the Public Landing at Salt Water, in the Parish of Saint Stephen*, the Justices aforesaid are authorized to erect thereon Wharves, Stores and other Buildings as they may think beneficial to the said Parish of Saint Stephen: And whereas a Market Wharf has been built on said Public Landing;’

Justices in Sessions authorized to make regulations for the use of the Market Wharf, and any extension thereof with penalties not exceeding 40s. in any case.

Recovery.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the County of Charlotte at their General Sessions, shall and may and they are hereby authorized and empowered to make such Orders and Regulations for the due ordering of Vessels lying at the said Market Wharf in Saint Stephen, or coming to or removing from the same, and for the lading or unlading of Goods and Merchandize at the said Market Wharf, and for the preventing nuisances, incumbrances and obstructions; for the depositing and leaving of Goods and Merchandize, or otherwise howsoever, on the said Market Wharf, and generally for the safe keeping and well ordering of the said Market Wharf in all respects, or in respect of any extension of the said Market Wharf, which may be hereafter made, and from time to time to repeal, alter and amend such Orders and Regulations, and to substitute others in their place, as to the said Justices or the major part of them at such General Sessions may seem fit and reasonable, and to enforce such Orders and Regulations by pecuniary fines and penalties so as always that such fines and penalties shall not in any case exceed the sum of forty shillings, which shall be sued for and recovered on the oath of one or more credible Witness or Witnesses before any Justice of the Peace for the said County, and be levied by Warrant of Distress and Sale of any Goods and Merchandize that by conviction of such Justice may appear to be an incumbrance or nuisance on the said Wharf contrary to the said Regulations, or otherwise by Warrant of Distress and Sale of the Goods and Chattels of the offender, rendering the overplus (if any) after deducting the charges of prosecution and sale to the owner or owners of such goods, or the offender or offenders as the case may be; such fines and penalties to be paid one moiety to the Wharfinger of the said Wharf, to be appointed as hereinafter directed, and the remainder to the Overseers of the Poor of the said Parish of Saint Stephen for the use of the Poor of the said Parish.

Application.

Justices to appoint a Wharfinger, who is to be sworn and subject to the like penalties as other Parish Officers.

II. And be it further enacted, That the said Justices of the Peace for the County of Charlotte, shall and may at the time of making the annual appointment of Town and Parish Officers, have power and authority to appoint a fit person to be a Wharfinger of the said Market Wharf, who shall be sworn to the faithful discharge of his duty, and shall be in every respect subject to the same rules and regulations, penalties and forfeitures as any other Town or Parish Officers, are or shall be subject to by virtue of any Laws now in force or hereafter to be enacted for the appointment and regulation of Town and Parish Officers in the several Counties of this Province, and it shall be the duty of the said Wharfinger to carry into force and effect the Orders and Regulations of the said Justices so to be made as aforesaid, respecting the said Market Wharf, which hereafter may be made, and that the said Wharfinger shall receive and collect all Wharfage, Dockage and other dues and emoluments arising from the said Wharf, and pay over the same to the order of the Magistrates of Saint Stephen, after deducting such reasonable compensation as the Justices aforesaid at their General Sessions shall direct, to be applied towards the liquidation of any taxes required to be raised in the said Parish of Saint Stephen, or towards the extension and improvement of the said Wharf, and in his own name to collect, sue for and recover all fines and penalties incurred under the said Regulations, and also the Wharfage, Dockage, dues and emoluments

Duty of Wharfinger.

Compensation.

arising

arising from the said Public Market Wharf, and to account from time to time to the said Justices at their General Sessions, as they at such General Sessions shall from time to time order and direct.

CAP. III.

An Act to repeal an Act, intituled *An Act to prevent the taking of Fish in the different Harbours and Rivers of this Province with Drift Nets*, so far as the same relates to the County of Westmorland. 60 G. 3, c. 21.

Passed 29th March 1842.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That so much of an Act made and passed in the sixtieth year of the Reign of His Majesty King George the Third, intituled *An Act to prevent the taking of Fish in the different Harbours and Rivers in this Province with Drift Nets*, as applies to Harbours, Creeks, Coves or Navigable Rivers, in that part of the Province which lies within the County of Westmorland, be and the same is hereby repealed. Act 60 G. 3, c. 21, so far as relates to the County of Westmorland, repealed.

CAP. IV.

An Act to extend the provisions of an Act, intituled *An Act to repeal the Laws now in force for appointing Firewards, and for the better extinguishing of Fires in the Town of Saint Andrews, and to make regulations more suitable to the said Town, and for other purposes therein mentioned*, to the Towns of Dalhousie and Campbelltown, in the County of Restigouche. 9 G. 4, c. 28.

Passed 29th March 1842.

WHEREAS from the rapid manner in which the Towns of Dalhousie and Campbelltown, in the County of Restigouche, are being built, it is expedient and necessary that some provision should be made for the appointment of Firewards and the better extinguishing of Fires in the said Towns; Preamble.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, an Act made and passed in the ninth year of the Reign of His Majesty King George the Fourth, intituled *An Act to repeal the Laws now in force for appointing Firewards, and for the better extinguishing of Fires in the Town of Saint Andrews, and to make regulations more suitable to the said Town, and for other purposes therein mentioned*, and all the provisions thereof, be and the same are hereby extended to the Towns of Dalhousie and Campbellton, in the County of Restigouche. Act 9 G. 4, c. 28, extended to the Towns of Dalhousie and Campbelltown, in the County of Restigouche.

CAP. V.

An Act to authorize the Justices of the Peace for the County of York to levy a further assessment for the purpose of paying off the Debt due on the erection of a new Gaol in the said County.

Passed 29th March 1842.

WHEREAS the expenses occasioned by the erection of the new Gaol in the Town of Fredericton, in York County, are greater than were anticipated in the original design thereof: And whereas the amounts authorized by the former Act to be assessed for that purpose are found insufficient; Preamble.

Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, that the said Justices of the Peace for the said County of York, at any General Sessions of the Peace, or at any Special Sessions of the Peace to be for that purpose holden, be and they are hereby authorized and empowered to make such rate and assessment of any sum not exceeding one thousand pounds, as they in their discretion may think necessary for the purpose of paying off the debt due from Justices authorized to assess the County not exceeding £1000 to pay off debt on new Gaol.

To be assessed and levied as other County Rates.

from the County, in the erection of the said new Gaol, the same to be assessed, levied and paid agreeably, and as provided for by any Act or Acts which are now or may hereafter be in force in this Province for assessing, paying, levying and collecting rates for public charges.

CAP. VI.

1 V. c. 19.

An Act to continue an Act, intituled *An Act to provide for the erection of Fences with Gates across the Highways on Deer Island, in the Parish of West Isles, in the County of Charlotte.*

Passed 29th March 1842.

1 V. c. 19, continued.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the first year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to provide for the erection of Fences with Gates across the Highways on Deer Island, in the Parish of West Isles, in the County of Charlotte*, be and the same is hereby continued and declared to be in full force until the first day of May, which will be in the year of our Lord one thousand eight hundred and fifty.

CAP. VII.

An Act to establish the line of Road from Oak Bay in the County of Charlotte, to the mouth of Eel River in the County of York, as one of the Great Roads of Communication in this Province.

Passed 29th March 1842.

It had from Oak Bay to the mouth of Eel River, established as one of the Great Roads.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the line of Road commencing at the head of Oak Bay, in the Parish of Saint David, in the County of Charlotte, thence running through the Tower Hill Settlement to the Bridge over the Western Branch of the River Digdeguash, thence by the line as at present opened to the Bridge over the Little Digdeguash, thence by the said line to the Howard Settlement in the Parish of Dumfries, in the County of York, and thence by the line lately marked out under the direction of Messieurs Rainsford and Brown, until it strikes the Great Road from Fredericton to Woodstock, near the Bridge at the mouth of Eel River, be and the same is hereby established one of the Great Roads of Communication in this Province.

CAP. VIII.

An Act to repeal the Act to prevent Disorderly Riding or Driving on Public Bridges, and make other provisions in lieu thereof.

Passed 29th March 1842.

4 V. c. 42, repealed

I. **B**E it enacted by the Lieutenant Governor, Legislative Council, and Assembly, That an Act made and passed in the fourth year of the Reign of Her present Majesty, intituled *An Act to prevent Disorderly Riding or Driving on Public Bridges*, be and the same is hereby repealed.

Riding or driving on Public Bridges of the length of 100 feet or upwards, faster than at a walk.

II. And be it enacted, That if any person or persons shall ride or drive any Horse, Mare, Gelding, Mule or Ox, in any Carriage, Stage Coach, Waggon, Cart, Sled, Sleigh, or other Vehicle, used for the transportation of persons and goods or either of them, or on Horseback on or over any Bridge on any Public Road in this Province, such Bridge being of the length of one hundred feet or upwards at a greater speed than a walk, such person or persons shall forfeit and pay a sum not less than five shillings nor more than forty shillings with costs of prosecution, to be recovered on view of any Justice of the Peace in the County where such

Penalty.

Recovery.

Bridge

Bridge may be situated, or by the Oath of one or more credible Witness or Witnesses, and levied by Warrant of Distress and Sale of the offender's goods and chattels, and for want thereof, such offender to be committed to the Common Gaol of the County, for a term not less than two days nor exceeding eight days, to be specified in the said Warrant; which fines shall be paid into the hands of the Overseers of the Poor for the use of the Poor of the Parish, where such Bridge shall be situated; and that any inhabitant of the Parish shall be a competent Witness to prove the offence, notwithstanding the said fine shall be payable for the use of the Poor of such Parish.

Application.

CAP. IX.

An Act to authorize the Justices of the Peace, in and for King's County, to raise a sum of money for paying the Contractors for building a Gaol in the said County.

Passed 29th March 1842.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the said County, at any General Sessions of the Peace for the said County, or at any Special Sessions to be for that purpose convened, be and they are hereby authorized and empowered to borrow a sum not exceeding two hundred and fifty pounds, for the purpose of paying the amount due the Contractors for building the Gaol in the said County, to be paid off and discharged in manner hereinafter mentioned; the same to be taken in loans of not less than twenty five pounds, and that Certificates or Notes in the following form, or to that effect, shall be prepared and delivered to the persons from whom such loans may be obtained, viz:—

Justices in Sessions authorized to borrow £250 to pay off the Contractor for building the Gaol.

Number ——— King's ss.

These are to certify that ——— hath lent and advanced to the Justices of the Peace for the said County, the sum of ——— pounds currency, which sum is payable to him or his order, together with interest, pursuant to an Act of Assembly made and passed in the fifth year of the Reign of Her Majesty Queen Victoria, intituled *An Act to authorize the Justices of the Peace in and for King's County, to raise a sum of money for paying the Contractors for building a Gaol in King's County.* Dated the ——— day of ——— in the year of our Lord one thousand eight hundred and forty ———.

Form of Obligation.

By order of the Justices.

A. B. Presiding Justice.

C. D. Clerk.

Which Certificates or Notes shall be numbered according to the time in which the same may be made and issued, and a memorandum thereof shall be duly entered by the Clerk, in the Minutes of the said Court.

Certificates to be numbered, and a Record kept.

II. And be it further enacted, That the said Certificates or Notes shall be negotiable in the same manner as Promissory Notes; and that the holders thereof shall be entitled to receive interest for the same semi-annually to be paid by the Treasurer of the said County.

To be negotiable and draw interest.

III. And be it further enacted, That all monies that may be in the hands of the Treasurer of the said County, after paying the contingent expenses of the same, and the interest due on the several loans, shall be applied to the payment of the principal sums mentioned in such Certificate or Notes in due order, according to the numbers, beginning with number one; and that the said County Treasurer shall give notice to the holders of such and so many Certificates as he

Surplus County Monies, after paying contingent expenses and interest on the loans, to be applied to pay off the Notes.

may be prepared to pay off; and that from and after such notice, the interest on such Certificate shall cease.

Compensation to the County Treasurer.

IV. And be it further enacted, That the said County Treasurer shall be entitled to the sum of three pence in the pound for his services in paying all monies under the provisions of this Act.

CAP. X.

An Act to authorize Commissioners for taking affidavits in causes pending in the Supreme Court to take affidavits in causes pending in the several Inferior Courts of Common Pleas for the several Counties in this Province.

Passed 29th March 1849.

Preamble.

‘ WHEREAS is it expedient that certain persons residing in parts of the several Counties remote from the Shire Towns, be authorized to take affidavits in causes pending in the Inferior Courts for the said Counties respectively ;’

Commissioners for taking Affidavits in causes pending in the Supreme Court, authorized to take Affidavits in causes pending in the Inferior Courts of Common Pleas.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the several Commissioners now appointed, and that may be from time to time hereafter appointed to take affidavits in causes pending and to be pending in the Supreme Court, shall be and they are hereby severally authorized to take and receive all and every such affidavit and affidavits, as any person or persons shall be willing and desirous to make before them severally, in or concerning any cause, matter or thing pending or to be pending, or in any wise concerning any of the proceedings of any of the said Inferior Courts of Common Pleas for the several Counties, as the Clerks of the said Inferior Courts respectively do use to do : Provided that no such affidavit shall be taken by any Commissioner who is the Attorney in the cause to which such affidavit may relate, except affidavits to hold to bail.

Not to be taken by the Attorney in the cause, except Affidavits to hold to bail.

CAP. XI.

An Act to alter the Division Line of the Parishes of Douglas and Queensbury, in the County of York.

Passed 29th March 1842.

Preamble.

‘ WHEREAS there is uncertainty in the present line dividing the Parishes of Douglas and Queensbury which requires to be more clearly defined ;’

Line dividing the Parishes of Douglas and Queensbury, described.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, the line dividing the said Parishes of Douglas and Queensbury shall commence at the South East angle of the grant to Jonathan Williams, thence shall run along the lateral boundary of the said grant, to the dividing line of the first and second division of the rear land, thence along the said division line and its prolongation, three hundred chains, thence North forty seven degrees East, to the North East line of the Honorable John Saunders’ grant prolonged, thence along the said line and prolongation to the Parish of Southampton.

Act not to interfere with the recovery of any Parish or County Assessments.

II. And be it further enacted, That this Act shall in no way prevent or interfere with the recovery of any Parish or County assessments, which may have heretofore been made or ordered by the Court of General Sessions of the Peace for the said County.

CAP. XII.

An Act to authorize the Justices of the Peace for Queen's County to levy an assessment to pay off the County Debt.

Passed 29th March 1842.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for Queen's County at any General Sessions of the Peace hereafter to be holden, or at any Special Sessions of the Peace to be for that purpose convened, be and they are hereby authorized and empowered to make such rate and assessment of any sum not exceeding two hundred pounds as they in their discretion may think necessary for the purpose of paying off the debt of the said County, the same to be assessed, levied, collected and paid agreeably to any Acts now or hereafter to be in force for the assessing, levying and collecting of County rates.

Justices in Sessions authorized to assess the County to pay off the County Debt.

To be assessed and collected as other County Rates.

CAP. XIII.

An Act to amend an Act, intituled *An Act to repeal all the Acts regulating Tavern Keepers and Retailers, and to make other provisions in lieu thereof.*

Passed 29th March 1842.

WHEREAS the provision made for the issuing of Subpœnas by the 'eighth Section of an Act made and passed in the third year of the 'Reign of Her Majesty Queen Victoria, intituled *An Act to repeal all the Acts 'regulating Tavern Keepers and Retailers and to make other provisions in lieu thereof,* 'is found to be inconvenient;

Preamble.

3 V. c. 47.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That any Justice of the Peace in the several Counties in this Province in which such Justice resides, shall have the same power and authority to issue Subpœnas as is given by the said eighth Section to the Clerks of the Peace respectively in their respective Counties, and that neglect or refusal to obey any such Subpœna shall subject the delinquent to all the pains and penalties of the Act of which this is an amendment, as fully to all intents and purposes as if such Subpœna had been issued by a Clerk of the Peace under the provisions of the said Act.

A Justice of the Peace may issue Subpœnas in the same way as a Clerk of the Peace is authorized to do, under 3 V. c. 47, s. 8.

II. And be it enacted, That this Act shall continue and be in force as long as the Act of which this is an amendment and no longer.

Limitation.

CAP. XIV.

An Act to authorize Her Majesty's of the Peace for the County of Charlotte, to levy an Assessment to pay off the County Debt.

Passed 29th March 1842.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the County of Charlotte at any General Sessions of the Peace hereafter to be holden therein, be and they are hereby authorized and empowered to make such rate and assessment of any sum not exceeding one thousand pounds, as they in their discretion may think necessary for the purpose of paying the County debt and contingent expences of the County, the same to be assessed, levied, collected and paid, agreeably to any Acts now or hereafter to be in force for the assessing, collecting and levying of the County Rates.

Justices in Sessions authorized to assess the County to pay off the County Debt.

To be assessed and levied as other County Debts.

CAP. XV.

An Act to authorize the Magistrates of the County of Restigouche to levy an assessment upon the inhabitants of the said County to pay off the County Debt.

Passed 29th March 1842.

Justices in Sessions authorized to assess the County to pay off the County Debt.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the County of Restigouche, at any General Sessions of the Peace hereafter to be holden therein, or at any Special Sessions of the Peace for that purpose convened, be and they are hereby authorized and empowered to make such rate and assessment upon the inhabitants of the said County of any sum not exceeding three hundred pounds, as they in their discretion may think necessary for the purpose of paying off the balance due for building and repairing the Gaol of the said County, and also to pay the contingent expenses of the said County; the same to be assessed, levied, collected and paid agreeably to any Acts now or hereafter to be in force, for the assessing, collecting and levying of County Rates.

To be assessed and levied as other County Rates.

CAP. XVI.

An Act relating to the appointment of Firewards and the better extinguishment of Fires in a part of the Parish of Saint Stephen, in the County of Charlotte, therein mentioned.

Passed 29th March 1842.

Act 9 G. 4, c. 28, except as herein altered, extended to a described part of the Parish of Saint Stephen.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, an Act made and passed in the ninth year of the Reign of His Majesty King George the Fourth, intituled *An Act to repeal the Laws now in force for appointing Firewards and for the better extinguishing of Fires in the Town of Saint Andrews, and to make regulations more suitable to the said Town, and for other purposes therein mentioned*, and all the provisions thereof, except so far as the same are hereinafter altered, amended or enlarged, be and the same are hereby extended to that part of the Parish of Saint Stephen, in the County of Charlotte, comprised within the following limits, namely commencing on the Saint Croix, at the mouth of the Dennis Stream, sometimes called Porter's Mill Stream, and extending upwards along the centre of the River Saint Croix, to within one hundred and twenty five rods of the Mills at middle landing (so called) in the said Parish of Saint Stephen, and extending back from the centre of the said River one mile at right angles thereto.

Number of Enginemen for each Engine to be thirty.

II. And be it enacted, That the number of Enginemen for each Engine may and shall be thirty instead of twenty as mentioned in the thirteenth section of the above in part recited Act.

Justices in General Sessions authorized to raise Five Hundred Pounds by assessment.

III. And be it enacted, That the Justices of the Peace for the County of Charlotte in their General Sessions, or the major part of them, are hereby authorized and empowered to raise by assessment on the inhabitants residing within the above described limits liable by this Act to be assessed, a sum not exceeding five hundred pounds in addition to the yearly assessment authorized to be made by the eighteenth Section of the above in part recited Act, which sum shall be assessed, levied and collected in the same manner as is provided in and by the above in part recited Act, and be applied for the purpose of carrying into effect the object and provisions of this Act.

To be assessed and levied as is provided in 9 G. 4, c. 28.

Limitation.

IV. And be it enacted, That this Act shall continue and be in force until the first day of April which will be in the year of our Lord one thousand eight hundred and forty five.

CAP. XVII.

An Act to erect the upper part of the Parish of Wakefield, in the County of Carleton, into a separate and distinct Town or Parish.

Passed 29th March 1842.

6 WHEREAS the Parish of Wakefield, in the County of Carleton, is so extensive as to render the performance of the duties of the Parish Officers therein inconvenient and troublesome; therefore

Preamble.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That all that part of the present Parish of Wakefield, which lies to the Northward of the lower or Southern boundary line of Lot number thirty eight, granted to David Good, and its Westwardly prolongation, be and the same is hereby erected into a separate and distinct Town or Parish to be called by the name of the Town or Parish of Simonds.

Parish of Simonds erected from part Wakefield.

II. And be it further enacted, That the Justices of the Peace for the said County, shall at their first General Sessions in each and every year, appoint Parish Officers for the said new Town or Parish in like manner as for the other Towns or Parishes in the said County; and until the next January Sessions the officers lately appointed for the said Town or Parish of Wakefield, shall continue and perform the duties of their several offices in and throughout both of the said Parishes, as if this Act had not been passed.

Parish Officers to be appointed.

CAP. XVIII.

An Act to vacate the Seats of Members of the Assembly in certain cases.

Passed 29th March 1842.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, any Member of the House of Assembly who shall accept of the office of Executive Councilor, or any office of profit or emolument under the Crown, shall be incapable of taking or holding his Seat in the General Assembly of this Province while in such office, unless re-elected after his acceptance thereof.

A Member of Assembly accepting office under the Crown;

II. And be it enacted, That any Member of the House of Assembly who shall hereafter enter into any Contract for the performance of any Public Work authorized by any Law of this Province, or under the immediate controul of the Executive Government of the Province, or who shall become security for the same, shall vacate his Seat in the said House of Assembly in the same manner and under the same regulations as are provided by this Act in cases where he shall have accepted the office of Executive Councilor, or any office of profit or emolument under the Crown.

Or entering into any contract for Public Works, or becoming security for the same, shall vacate his seat.

III. And be it enacted, That henceforth in the event of any vacancy occurring in manner aforesaid in the present or any future Assembly during any recess of the General Assembly, it shall be the duty of the Speaker, within ten days after the same shall be certified to him in writing by at least two Members, one of whom to be a Member of the County or City in which the vacancy may happen, (or in case such vacancy occurs in a County only represented by one Member, then in the next adjoining County,) to send his Warrant to the Clerk of the Crown in Chancery, to cause a Writ to be issued for the Election of a Member to fill such vacancy; and that the said Clerk of the Crown shall upon the receipt of such Warrant, issue out a Writ for that purpose, with as much expedition as the same may be done; and in case such vacancy shall be occasioned by the Speaker's acceptance of any such office as is aforementioned, or of his becoming Contractor for any Public Work, or surety for any such Contractor, in manner aforesaid,

Requisition for and issue of Writs to supply vacancies regulated.

aforesaid, or during the time there is no Speaker to the Assembly, during any recess as aforesaid, any four Members, one of whom to be a Member of the County or City for which such Speaker shall have been elected, may send their Warrant to the said Clerk of the Crown to cause a Writ to be issued for the Election of a Member to fill the vacancy so made; and that the said Clerk of the Crown shall upon the receipt of such Warrant issue out a Writ for that purpose, with as much expedition as the same may be done: Provided always, that if the Speaker shall be a member for a County represented by only one Member, then the Warrant to the Clerk of the Crown may be made by any four Members.

CAP. XIX.

An Act relating to the Market in Fredericton.

Passed 29th March 1842.

Preamble.

WHEREAS the not having a properly established Market in the Town of Fredericton, is found to be attended with great inconvenience to the inhabitants of the said Town; for remedy whereof

Justices in General Sessions authorized to make Regulations for the slaughtering of animals in the Town, and the selling of dead Meats.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace for the County of York, at any General Sessions of the Peace to be holden in and for the said County, to make regulations for the slaughtering of any animals in the said Town of Fredericton, and for the selling or vending of any dead Meats, except Meats brought in and immediately sold by the Farmers and others from the Country, and to make such Rules and Regulations for the care and management of any Public Market House now or hereafter to be established in the said Town, and to impose and enforce such Fines and Penalties for the non observance of such Rules and Regulations, as the said Justices may deem necessary to make, any Law, usage or custom to the contrary notwithstanding.

Limitation.

II. And be it enacted, That this Act shall continue and be in force until the first day of April, which will be in the year of our Lord one thousand eight hundred and forty seven.

CAP. XX.

An Act to authorize the Justices of the Peace for the County of Northumberland to levy an assessment to discharge the Debts due by the said County.

Passed 29th March 1842.

Justices in Sessions authorized to assess the County to discharge the Debts due by the County.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the County of Northumberland, at any General or Special Sessions hereafter to be holden, be and they are hereby authorized and empowered to make a rate and assessment of any sum not exceeding five hundred pounds, as they in their discretion may think necessary, for the purpose of discharging the Debts due by the said County of Northumberland; the same to be collected and paid, agreeably to any Acts in force for the assessing, collecting and levying of County Rates.

To be collected and paid agreeably to any Law for assessing County Rates.

CAP. XXI.

An Act to enable the Supreme Court to give relief against adverse claims made upon persons having no interest in such claims.

Passed 29th March 1842.

Preamble.

WHEREAS it often happens, that a person sued at Law for the recovery of money or goods wherein he has no interest, and which are also claimed by some third party, has no means of relieving himself from such adverse claims

‘ claims but by a suit in Equity against the Plaintiff, and such third party, usually called a Bill of interpleader which is attended with expense and delay ; for remedy thereof,’

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That upon application made by or on behalf of any Defendant in any action of Assumpsit, Debt, Detinue, Trespass or Trover, depending in the Supreme Court, such application being made after declaration and before plea by affidavit or otherwise, shewing that such Defendant does not claim any interest in the subject matter of the Suit, but that the right thereto is claimed or supposed to belong to some third party who has sued or is expected to sue for the same, and that such Defendant does not in any manner collude with such third party, but is ready to bring into Court or to pay or dispose of the subject matter of the action in such manner as the Court (or any Judge thereof) may order or direct, it shall be lawful for the Court or any Judge thereof, to make Rules and Orders, calling upon such third party to appear and state the nature and particulars of his claim, and maintain or relinquish his claim, and upon such Rule or Order to hear the allegations as well of such third party as of the Plaintiff, and in the meantime to stay the proceedings in such action, and finally to order such third party to make himself Defendant in the same or some other action, or to proceed to trial on one or more feigned issue or issues, and also to direct which of the parties shall be Plaintiff or Defendant on such trial, or with the consent of the Plaintiff and such third party, their Counsel or Attornies, to dispose of the merits of their claims and determine the same in a summary manner, and to make such other Rules and Orders therein as to costs, and all other matters, as may appear to be just and reasonable.

Upon application of a Defendant in action of Assumpsit, &c. stating that the right in the subject matter is in a third Party, the Court may order such third party to appear and maintain or relinquish his claim, and in the mean time stay proceedings in such action.

II. And be it further enacted, That the judgment in any action or issue as may be directed by the Court or Judge, and the decision of the Court or Judge in a summary manner, shall be final and conclusive against the parties and all persons claiming by, from, or under them.

Judgment and Decision to be final.

III. And be it further enacted, That if such third party shall not appear upon such Rule or Order to maintain or relinquish his claim, being duly served therewith, or shall neglect or refuse to comply with any Rule or Order to be made after appearance, it shall be lawful for the Court or Judge to declare such third party, and all persons claiming by, from or under him to be for ever barred from prosecuting his claim against the original Defendant, his Executors or Administrators, saving nevertheless, the right of such third party against the Plaintiff, and thereupon to make such Order between such Defendant and the Plaintiff as to costs and other matters, as may appear just and reasonable.

If such third Party shall not appear, &c. the Court may bar his claim against the original Defendant.

IV. Provided always, and be it further enacted, That every Order to be made in pursuance of this Act by a single Judge not sitting in open Court, shall be liable to be rescinded or altered by the Court in like manner as other Orders made by a single Judge.

Proviso as to Orders made by a single Judge.

V. Provided also, and be it further enacted, That if upon application to a Judge in the first instance, or in any later stage of the proceedings, he shall think the matter more fit for the decision of the Court, it shall be lawful for him to refer the matter to the Court, and thereupon the Court shall and may hear and dispose of the same in the same manner as if the proceedings had originally commenced by the Rule of Court instead of the Order of a Judge.

If a Judge think the matter more fit for the decision of the Court he may refer it.

VI. ‘ And whereas difficulties sometimes arise in the execution of Process against goods and chattels issued by or under the authority of the said Court, by reason of claims made to such goods and chattels by persons not being the parties against

For relief of Sheriffs and other Officers in execution of process against goods and chattels.

' against whom such process has issued, whereby Sheriffs and other Officers are ' exposed to the hazard and expense of actions, and it is reasonable to afford relief ' and protection in such cases to such Sheriffs and other Officers,' Be it therefore enacted, That when any such claim shall be made to any goods or chattels taken or intended to be taken in execution under any Process issued out of the Supreme Court, or to the proceeds or value thereof, it shall and may be lawful to and for the Court, upon application of such Sheriff or other Officer made before or after the return of such Process, and as well before or after any action brought against such Sheriff or other Officer, to call before them by Rule of Court, as well the party issuing such Process as the party making such claim, and thereupon to exercise for adjustment of such claims and the relief and protection of the Sheriff or other Officer, all or any of the powers and authorities hereinbefore contained, and make such rules and decisions as shall appear to be just, according to the circumstances of the case, and the costs of all such proceedings shall be in the discretion of the Court.

Rules, Orders, &c. made in pursuance of this Act, may be entered of record, and made evidence.

VII. And be it further enacted, That all Rules, Orders, Matters and Decisions, to be made and done in pursuance of this Act, except only the affidavits to be filed, may together with the declaration in the cause (if any) be entered of Record, with a note in the margin expressing the true date of such entry, to the end that the same may be evidence in future times if required, and to secure and enforce the payment of costs directed by any such Rule or Order, and every such Rule or Order so entered shall have the force and effect of a Judgment, except only as to becoming a charge on any Lands, Tenements or Hereditaments; and in case any costs shall not be paid within fifteen days after notice of taxation, and amount thereof given to the party ordered to pay the same, his Agent or Attorney, Execution may issue for the same by *Fieri Facias* or *Capias ad satisfaciendum* adapted to the case, together with the costs of such entry and of the execution; and such Writ and Writs may bear teste on the day of issuing the same, whether in the Term or Vacation, and the Sheriff or other Officer executing any such Writ shall be entitled to the same fees and no more as upon any similar Writ grounded upon a Judgment of the Court.

Costs.

Writs.

Sheriff's Fees.

CAP. XXII.

An Act to authorize Her Majesty's Justices of the Peace for the County of Gloucester to assess the said County for payment of the County Debt.

Passed 29th March 1842.

Justices in Sessions authorized to assess the County for payment of the County Debt.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the County of Gloucester at any General Sessions of the Peace to be hereafter holden, or at any Special Sessions of the Peace to be for that purpose convened, be and they are hereby authorized and empowered to make such rate and assessment of any sum not exceeding three hundred pounds, as in their discretion they may think necessary for the purpose of paying off the Debt of the said County; the same to be assessed, levied, collected and paid, agreeably to any Acts now or hereafter to be in force for the assessing, collecting and levying of County Rates.

To be assessed and levied as other County Rates.

CAP. XXIII.

An Act to continue the Acts relating to Highways.

Passed 29th March 1842.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the fifth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to repeal all the Laws now in force for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways in the several Towns and Parishes in this Province, and to make more effectual provision for the same*, and also an Act made and passed in the sixth year of the same Reign, intituled *An Act in amendment to the Act relating to Highways*, be and the same are hereby continued and declared to be in force until the first day of April which will be in the year of our Lord one thousand eight hundred and fifty.

5 W. 4, c. 2, and

6 W. 4, c. 2, continued.

CAP. XXIV.

An Act to repeal certain parts of an Act, intituled *An Act to authorize the appointment of Commissioners to lay out a Street or Highway through the Town of Chatham, and to establish and regulate Public Landings in the said Town*, and to make other provision in lieu thereof.

4 V. c. 27.

Passed 29th March 1842.

I. BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the second and fourth Sections of the Act, intituled *An Act to authorize the appointment of Commissioners to lay out a Street or Highway through the Town of Chatham, and to establish and regulate Public Landings in the said Town*, be and the same are hereby repealed; and in lieu thereof,

4 V. c. 27, repealed.

II. Be it enacted, That it shall be the duty of the Commissioners to be appointed under the provisions of the said Act, or the major part of them, in laying out the said Street or Highway, to adhere to the line of Road as at present used through the said Town, and commonly called Water Street, and to make the same as wide and straight as practicable, not in any case interfering with buildings or fences without the written consent of the proprietors.

Directions for laying out the street.

III. And be it further enacted, That the said Commissioners or the major part of them are hereby authorized and required to lay out or define the Landings in the Town of Chatham that have heretofore been used as Public Landings, to wit: the Landing commonly called Coalsom Landing, the Slips or Landings known as Charter's Slip, Peabody's Slip, and the Slip laid out by and on the property of the Chatham Joint Stock Company, and known as the Public Landing.

Public Landings herein specified to be defined and laid out.

CAP. XXV.

An Act to make further provision relating to the Provincial House of Correction, and to give it the name of *The Provincial Penitentiary*.

Passed 31st March 1842.

WHEREAS it is expedient to alter and amend an Act passed in the Fourth year of Her present Majesty's Reign, intituled *An Act to establish a Provincial House of Correction*;

Preamble.

4 V. c. 44.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the sixth, seventh and eighth Sections of the said recited Act, be and the same are hereby repealed.

4 V. c. 44, in part repealed.

II. And be it further enacted, That the following Rules and Regulations shall be observed and carried into effect in the said House of Correction, so far as such Rules may be applicable or can be applied to the particular description or class of Prisoners confined in such Prison:

General Rules to be observed in the House.

First.—The Keeper of the said House of Correction shall reside therein ; he shall not be an under Sheriff or Bailiff, nor shall he be concerned in any occupation or trade whatsoever ; no such Keeper shall sell, nor shall any person in trust for him or employed by him, sell or have any benefit or advantage from the sale of any article to any Prisoner, nor shall he directly or indirectly have any interest in any contract or agreement for the supply of such Gaol.

Second.—A Matron shall be appointed for the same, who shall reside therein, and it shall be the duty of the Matron constantly to superintend the Female Prisoners.

Third.—The Keeper shall as far as may be practicable, visit every Ward and see every Prisoner, and inspect every cell once at least in every twenty four hours, and when the Keeper or any other Officer shall visit the Female Prisoners, he shall be accompanied by the Matron, or in case of her unavoidable absence, by some Female Officer of the Prison.

Fourth.—The Keeper shall keep a Journal in which he shall record all punishments inflicted by his authority or by that of the visiting Commissioner, and the day when such punishments shall have taken place, and all other occurrences within the said House of Correction, in such manner as shall be directed by the regulations to be made by this Act ; which Journal shall be produced and shewn to the Commissioners.

Fifth.—Due provision shall be made for the enforcement of hard labour ; the means of hard labour shall be provided, and the materials requisite for the employment of Prisoners shall be purchased under such regulations as shall be made for the purpose by the Commissioners. If the work to be performed by the Prisoners be of such a nature as to require previous instruction, proper persons shall be appointed to afford the same.

Sixth.—The Male and Female Prisoners shall be confined in separate parts of the Establishment so as to prevent them from conversing or holding any intercourse with each other.

Seventh.—Female Prisoners shall in all cases be attended by Female Officers.

Eighth.—Every Prisoner shall, unless prevented by sickness, be employed so many hours in every day, not exceeding ten, exclusive of the time allowed for meals, as shall be directed by the Rules and Regulations to be made under this Act, except on Sundays, Christmas Days, Good Friday and other days appointed by authority for fasting or thanksgiving.

Ninth.—Prayers to be selected from the Liturgy of the Church of England by the Chaplain, the Keeper, or by some other person, as by the Rules and Regulations shall be directed, and portions of the Scriptures shall be read to the Prisoners when assembled for instruction by the Chaplain or such person as he may appoint or authorize.

Tenth. Prisoners shall attend Divine Service on Sundays, and on all other days when such service is performed, unless prevented by illness or some other reasonable cause, to be allowed by the Keeper, or unless their attendance be dispensed with by one of the Visiting Commissioners.

Eleventh.—Every Prisoner shall be allowed a sufficient quantity of plain wholesome food to be regulated by the Commissioners ; regard being had to the nature of the labour required from or performed by such Prisoners, so that the allowance of food may be duly apportioned thereto, and it shall be lawful for the Commissioners to order for such Prisoners as are not able to work, such allowance of food as the said Commissioners may think necessary ; Prisoners under the care of the Surgeon shall be allowed such diet as he may direct.

Twelfth.—Every Prisoner shall be provided with suitable bedding, and every Male

Male Prisoner with a separate Bed, Hammock or Cot either in a separate cell, or in a cell with not less than two other Male Prisoners.

Thirteenth.—The walls and enterings of the wards, cells, rooms and passages used by Prisoners throughout the Building, shall be scraped and lime washed at least once in a year. The day rooms, work rooms, passages and sleeping cells shall be washed or cleansed once a week or oftener, if requisite.

Fourteenth.—All Prisoners shall be allowed as much air and exercise as may be deemed proper for the preservation of their health.

Fifteenth.—No Tap shall be kept in the Prison, nor shall Spirituous Liquors of any kind be admitted for the use of any of the Prisoners therein under any pretence whatever, unless by a written order of the Surgeon, specifying the quantity and for whose use. No wine, beer, cider, or other fermented liquors shall be admitted for the use of any Prisoners, except in such quantities and in such manner and at such times as shall be allowed by the Rules hereinafter to be made in pursuance of this Act.

Sixteenth.—No gaming shall be permitted, and the Keeper shall seize and destroy all dice, cards and other instruments of gaming.

Seventeenth.—No money shall be taken from any Prisoner on his or her entrance into the Building on any pretence whatsoever, or from any person on his or her account or at any other time; but the Keeper, if directed by the Rules of the Prison, shall take charge of the money and effects of every Prisoner for safe keeping and custody, to be duly returned to such Prisoner.

Eighteenth.—On the death of a Prisoner, notice shall be given by the Keeper forthwith to one of the Visiting Commissioners, as well as to the Coroner of the district, and to the nearest relative of the deceased where practicable.

Nineteenth.—No Keeper nor Officer of the Establishment, nor any person in trust for or employed by him shall let, or have any benefit or advantage from the loan or letting any article, or any dealing whatsoever to or with any Prisoner.

Twentieth.—If the Keeper shall not visit every Ward and see every Prisoner, and inspect every cell once at least in every twenty four hours, the Keeper shall state the cause of omission in his Journal.

Twenty first.—The Wards, Cells and Yards allotted to Female Prisoners, shall be locked by keys in the custody of the Matron, and secured by locks different from those securing the Wards, Cells and Yards allotted to the Male Prisoners.

Twenty second.—No Prisoner shall be employed as Turnkey, Assistant Turnkey, Wardsman, Yardsman, Overseer, Monitor or Schoolmaster, or in the discipline of the Establishment, or in the service of any Officer thereof, or in the service and instruction of any other Prisoner.

Twenty third.—Every order of the Surgeon for the admission of Spirituous Liquors or Tobacco, or other prohibited articles, shall be in writing, and shall be entered by him in his Journal as well as an account of the state of every sick Prisoner, the name of his or her disease, and a description of the medicine and diet, and any other treatment which he may order for such Prisoner.

III. And be it enacted, That it shall and may be lawful for the Board of Commissioners mentioned in the said recited Act, at any and at all times to make such further and additional Rules for the government of the said House of Correction, and for the care and superintendance of the Prisoners, and for the duties of the Keeper and Officers of the said Establishment as to them may seem expedient; and the said Board of Commissioners are hereby required forthwith, on the making of any such additional Rule or Rules, to transmit a copy thereof to the Lieutenant Governor or Commander in Chief for the time being; and it shall

Additional and further rules may be made by the Commissioners.

May be amended, added to, or annulled by the Governor in Council.

Printed copies to be posted up in the House, and no rule to be binding until a certificate be signed by the Lt. Governor.

Rules to be submitted to the Legislature.

Board of Commissioners may appoint a Keeper, Surgeon, Chaplain, Matron, and other requisite Officers.

Commissioners to furnish provisions and materials for maintenance of prisoners, and setting them to work.

Proviso.

House, &c. to be distinguished by the name of *The Provincial Penitentiary*.

A sum not exceeding £300, may be drawn from the Treasury to defray the expenses of providing food, &c.

Account to be rendered.

shall be lawful for the said Governor or Commander in Chief, with the advice of the Executive Council, at any time or times, to amend any such Rule or Rules, or to make additional Rules thereto, and also to annul the same or any of them, and to subscribe a certificate that such Rules and Regulations as submitted to him or amended or added to are proper to be enforced, and all such Rules so made or amended or added to, shall be binding upon all persons whatsoever: Provided always, that all such additional Rules and Regulations shall be consistent with and conformable to the Rules and Regulations contained in this Act, printed copies of which Rules shall be posted up in some conspicuous place within said House of Correction; and no Rule which shall be made after the time appointed for the said Act to go into operation for any of the purposes aforesaid, shall be of any force until such certificate shall have been duly made and subscribed by the said Lieutenant Governor or Commander in Chief for the time being.

IV. And be it enacted, That a copy of all such Rules made, amended, annulled or added to by the authority of this Act, or the said recited Act shall be laid before the Legislative Council and the House of Assembly, and each of them respectively, by the Lieutenant Governor or Commander in Chief, within twenty days after they shall have been so made, annulled, amended or added to, if the Legislature shall then be sitting, or if the Legislature shall not then be sitting, such copy shall be laid before the Legislative Council and House of Assembly, and each of them respectively, within twenty days after the commencement of the next Session of the Legislature.

V. And be it enacted, That the said Board of Commissioners shall have full power and authority at any and at all times, and they are hereby required to nominate and appoint a Keeper, Surgeon, Chaplain, Matron, and all other requisite Officers, other than the Commissioners appointed, in and about the said House of Correction, and them and every of them to remove and appoint others in their place; provided that it shall not be lawful for them to take away or discontinue any of the offices of Keeper, Surgeon, Chaplain and Matron; and the said Board of Commissioners shall and may provide and furnish all such provisions, materials and things as may be judged necessary as well for the support and maintenance as for the setting to work and employing the said Prisoners, or any of them, and also shall have full power and authority to enforce and carry into effect the Rules, Orders and Regulations which may from time to time be made as hereinbefore mentioned, for the government and management of the said House of Correction: Provided always, That at any meeting of the said Board of Commissioners at which any Keeper or other Officer or Servant may be appointed or removed, there shall not be less than five Commissioners present, and the said Board of Commissioners shall cause a Record of all their proceedings to be kept in a Book or Books to be provided for that purpose.

VI. And be it enacted, That the said House of Correction and the Buildings, Lands and Establishment appertaining thereto shall be known and distinguished by the name of *The Provincial Penitentiary*.

VII. And be it enacted, That it shall and may be lawful for the Lieutenant Governor or Commander in Chief for the time being, by and with the advice of the Executive Council, upon application being made by the Board of Commissioners of the said Penitentiary, to issue his Warrant or Warrants upon the Treasury for a sum not exceeding three hundred pounds annually, to defray the expense of providing food for the Prisoners, and materials for employing them at labour: Provided always, That the said Commissioners shall at the end of each and every year make up and render a full and detailed account of the expenditure

of such sum or sums to be laid before the Legislature within twenty days after the meeting thereof.

VIII. And be it enacted, That this Act shall take effect and go into operation at the same time with the said recited Act.

Commencement of Act.

CAP. XXVI.

An Act further to facilitate the means of supplying the City of Saint John with Water, by transferring the Water Works of the Saint John Water Company to the Mayor, Aldermen and Commonalty of the City of Saint John.

Passed 31st March 1842.

WHEREAS a Company incorporated under the authority and by virtue of several Acts of Assembly of this Province, called *The Saint John Water Company*, has been established in the City of Saint John for the purpose of supplying the said City with Water: And whereas the operations of the said Company have been found very conducive to the security of property and the interest and convenience of the Inhabitants of the said City, and it is considered that further public advantages will be derived by authorizing the said Company to relinquish their Charter of Incorporation, and to place the future operations thereof under the controul of the Mayor, Aldermen and Commonalty of the City of Saint John: And whereas a certain Act passed in the third year of the Reign of Her present Majesty, intituled *An Act to facilitate the means of supplying the City of Saint John with Water*, did not go into final operation or take effect in consequence of certain proceedings required by the said last mentioned Act not having been had and taken within the time limited by the provisions of the said last mentioned Act, but the said Act was accepted by the Stockholders of the said Water Company and by the said Mayor, Aldermen and Commonalty;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the President and Directors for the time being of the Saint John Water Company, or the major part of them, at any time after the passing of this Act, by public notice in two or more newspapers published in the said City, to require any Stockholder or Stockholders or the legal representative of such Stockholder or Stockholders of the said Company to pay in all the residue of the Capital Stock now remaining unpaid and not heretofore forfeited, at such time and manner as the said President and Directors shall direct; and in case default shall be made in payment of any part of such residue so to be required, all such share or shares upon which such default shall have taken place, shall be forfeited to the use of the said Company; and it shall and may be lawful to and for the said President and Directors, at any time after such default, to sell every share or shares so forfeited, giving thirty days notice of such sale in two or more public newspapers published in the said City; and the proceeds of such sale shall be applied to the service and use of the said Company.

President and Directors of the Saint John Water Company may call in the outstanding Capital Stock.

On default of payment, may proceed to recover, or forfeit the shares.

II. And be it enacted, That the said President and Directors shall as soon as conveniently may be, pay off and discharge all debts, liabilities and engagements of the said Company, of what nature or kind soever, excepting only the Loan of Five thousand pounds and the interest thereof, heretofore granted to the said Company from the Province Treasury, by virtue of an Act of Assembly passed in the eighth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to grant a Loan of Five thousand pounds to the Saint John Water Company*.

To pay off all the Corporation Debts, except the Treasury Loan.

III.

Report of statement of the affairs of the Company, made up under Act 3 V. c. 72, to be deemed a correct statement up to its date.

An additional Report and statement to be made up.

Contents.

Persons to be appointed by the Water Company and City Corporation, to examine the same, and all the Property, Machinery, &c. and report in writing.

III. 'And whereas, in pursuance of the provisions of the said Act so as aforesaid passed in the third year of the Reign of Her present Majesty, intituled '*An Act to facilitate the means of supplying the City of Saint John with Water*, the President and Directors of the said Company did prepare a just, true and correct statement of the affairs of the said Company, which said statement did shew all the matters and things required by the said Act; and in pursuance of the said Act certain persons were duly appointed to report, and did make a full and true report of the state of the affairs and business, and also of the property, machinery and works of the said Company, as required by the said Act;' Be it therefore enacted, That the said Report so made as aforesaid, in pursuance of the said Act, shall be held and taken to be a just, true and correct statement made in pursuance of the said Act, up to the date and time of the making thereof; and that it shall be the duty of the President and Directors of the said Company for the time being, as soon as conveniently may be after the passing of this Act, to make up and prepare a just, true and correct statement of the affairs and transactions of the said Company since the making of the said first Report, which statement shall shew the whole amount expended and paid by the said Company for any purposes whatever since the making of the said first Report, the debts, obligations, liabilities and claims of every nature and kind against the said Company since that time contracted or incurred, all sums of money since that time and when received, as well on account of the Capital Stock of the said Company as otherwise, and all sums of money upon any account whatever, due and owing to the said Company; and also all real property, (if any,) and all personal property or effects of any nature or kind whatever, acquired by the said Company since the making of the said first Report, and not contained therein; and also a general account, shewing a balance either for or against the said Company, upon the transactions and operations of the said Company since the making of the said statement heretofore made; which said accounts and statement shall be verified under the respective oaths of the President and Secretary of the said Company, and shall be rendered to the Mayor of the said City for the time being, for the information of the Mayor, Aldermen and Commonalty; and as soon as conveniently may be after the delivery of such accounts and statements, the said President and Directors of the said Saint John Water Company shall nominate and appoint two fit and proper persons, not being Directors or Stockholders of the said Company for the time being, and the said Mayor, Aldermen and Commonalty of the City of Saint John, in Common Council convened, shall nominate and appoint three fit and proper persons, being Members of the Common Council or otherwise; which five persons, so nominated and appointed, shall forthwith proceed to investigate the affairs and operation of the said Company, so far as contained in the said accounts and statements so to be rendered of the transactions of the said Company, since the making and approval of the said first report, and to examine and inspect the books, documents, papers and vouchers relating to the business of the said Company, since the making of the said first report, and also all such of the property, machinery and works of the said Company as may be necessary for the making of the report hereinafter mentioned; and after such examination and inspection, the said persons so nominated and appointed, or the major part of them, shall make a full Report in writing, under their hands, of the state of the affairs and business of the said Company from the making of the said first Report, and also of all property, machinery or works of the said Company acquired since the making of the said first Report, and of all monies expended in the same; one copy of which said Report shall be furnished to the said President and

and Directors of the said Water Company, and another copy thereof shall be delivered to the Mayor of the said City for the use and information of the Common Council thereof.

IV. And be it enacted, That after the second Report so to be made shall have been finished and delivered as hereinbefore provided, in case an agreement for that purpose shall be made between the Saint John Water Company and the said Mayor, Aldermen and Commonalty, it shall and may be lawful for the said Saint John Water Company, by good and sufficient assurances in the law to assign, transfer, convey and assure to the said Mayor, Aldermen and Commonalty of the City of Saint John, their successors and assigns for ever, all the lands, tenements and hereditaments, machinery, engines, water pipes, goods, merchandise, chattels, fixtures and effects of the said Company, of what nature or kind soever and wheresoever, and all debts and evidences of debt, monies, agreements, contracts, books of accounts, and every other description of property and right of property to the said Company belonging, together with a correct plan shewing clearly and particularly the whole manner in which the Pipes for conveying Water through the Streets, are now laid down, with the Pipes branching therefrom, including the precise position of the stop cocks, &c. &c., and all their estate and interest therein, with all rights, privileges and appurtenances to the same belonging, for such sum or sums of money as a consideration for the same, as may be fixed and determined by agreement between the said Mayor, Aldermen and Commonalty of the City of Saint John and the said Saint John Water Company, and to be paid as hereinafter mentioned.

V. And be it enacted, That upon the said transfer and assignment to the said Mayor, Aldermen and Commonalty of the City of Saint John, of all the property and effects of the said Saint John Water Company being completed in manner hereinbefore provided, and notice thereof under the hand of the Mayor of the said City and the President of the Water Company, published in two or more of the newspapers printed in the City of Saint John, then the establishment of the said Company by the name of the Saint John Water Company, shall cease and be dissolved: and all the provisions contained in any Act or Acts of Assembly, so far as they relate to the establishment, constitution and regulation of the said Company, shall be void and of no effect; and such transfer and notice shall be deemed and taken in all Courts of Law and Equity as conclusive evidence that all the matters and things required by this Act to be done, in order to effect such transfer, and vest the property in the said Mayor, Aldermen and Commonalty of the said City, and enable them to exercise the rights, duties and privileges by this Act, have been rightly and truly done and performed, according to the provisions of this Act and by the Acts hereinbefore recited; and the Directors then in office shall take immediate and effectual measures for dividing the securities or debentures hereinafter mentioned, and to be received for the consideration money for such transfer among the Stockholders of the said Company, in proportion to their respective interests.

VI. And be it enacted, That upon the dissolution of the said Saint John Water Company, as hereinbefore provided, it shall be the duty of the said Mayor, Aldermen and Commonalty of the City of Saint John, and they are hereby required forthwith to proceed with and continue the operations for supplying the said City and its vicinity with Water, in manner contemplated by the said Acts of Assembly hereinbefore mentioned, and according to the true intent and meaning thereof; and the said Mayor, Aldermen and Commonalty of the City of Saint John, shall have and exercise all the powers, privileges and authorities, and be subject to all

After Reports finished, if an agreement can be made, the Water Company may assign all their property to the City Corporation.

Upon the transfer being completed, and Public Notice given, the Water Company to be dissolved, and the Acts of Assembly relating thereto, to be void.

Transfer and Notice to be evidence of the fulfilment of the purposes of this Act.

Upon the dissolution of the Water Company, the City Corporation to continue the operations for supplying the City with water, and exercise the powers, and be subject to the regulations mentioned in the Act 2 W. 4, c. 26.

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the regulations and provisions mentioned and contained in the fifteenth, sixteenth, seventeenth and eighteenth Sections of the Act passed in the second year of the Reign of His late Majesty King William the Fourth, intituled *An Act to incorporate sundry persons by the name of the Saint John Water Company*, as far as the same may be applicable to the said Mayor, Aldermen and Commonalty of the City of Saint John, and as fully and effectually to all intents and purposes as if the said Mayor, Aldermen and Commonalty of the City of Saint John had taken up and subscribed for the whole of the said Capital Stock, within one calendar month after the passing of the said last recited Act as mentioned and expressed in the nineteenth Section thereof.

Vents and openings to be made for supplying water in cases of fire.

VII. And be it enacted, That the said Mayor, Aldermen and Commonalty of the City of Saint John, do and shall in every Street or Road through which the Pipes for conducting the Water shall be laid, make and provide proper vents and openings at convenient and proper places and distances from each other, for supplying Water whenever Fires shall happen in the said City or the vicinity thereof.

City Corporation to cause accounts relating to the supply of water to be kept separate from other City affairs.

VIII. And be it enacted, That the said Mayor, Aldermen and Commonalty of the said City, shall cause all the matters and accounts relating to or connected with the operations of supplying the said City and its vicinity with Water, to be kept separate and distinct from all the other affairs and accounts of the said City, and shall, for the purpose of carrying on such operations, nominate and appoint, from time to time as to them in Common Council shall meet, one or more person or persons to superintend and manage the same under their directions, and such person or persons may displace, and appoint others in his or their stead, and shall have full power and authority in Common Council to make, ordain, establish and declare by ordinance or otherwise, such rules, regulations and orders for the due government and regulation of the persons employed or connected with such establishment, and of all other persons whomsoever, as well with respect to the use of the Water as otherwise howsoever, and shall and may enforce obedience to such rules, regulations and orders, by penalty and fine, to be recovered and levied in the name of the Chamberlain of the said City, before the Mayor, Recorder, or any of the Aldermen of the said City, in the same manner as any fine or penalty may be recovered or levied by or before any Justice of the Peace, under and by virtue of the Act of Assembly made and passed in the fourth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to facilitate summary proceedings before Justices of the Peace, and the execution of Warrants by Constables*, and when recovered, to be paid into the hands of the Chamberlain of the said City for the use of the Mayor, Aldermen and Commonalty thereof.

To appoint persons to manage the operations.

To make rules for persons employed and supplied with water.

City Corporation may issue Notes or Debentures for the payment of the Water Company, Province Loan, and carrying on future operations.

IX. And be it enacted, That for the purchasing and paying for the rights and interests of the Stockholders in the said Company, and also the sum of five thousand pounds loaned by the Province, and likewise for carrying on the future operations connected with the supplying the said City and its vicinity with Water, it shall and may be lawful to and for the said Mayor, Aldermen and Commonalty of the City of Saint John, in Common Council convened, by Resolution from time to time duly passed and entered in the Minutes of their proceedings, to issue Notes or Debentures for such sum or sums of money and in such amounts as they may deem advisable, the amounts named and expressed in such Notes or Debentures to bear interest at and after the rate of six pounds, per centum per annum, and the principal of such Notes or Debentures to be redeemed and redeemable at such time and times as the said Mayor, Aldermen and Commonalty, may in their discretion

discretion from time to time declare and appoint; which Notes or Debentures shall be sealed with the Seal of the said City, and signed by the Mayor of the said City, and countersigned by the Common Clerk of the said City, and shall be in the following form, namely :

FORM OF NOTES OR DEBENTURES.

Number ———.

Form of Debentures.

City of Saint John,
Province of New Brunswick.

Whereas by virtue of an Act of the General Assembly of this Province, made and passed in the fifth year of the Reign of Queen Victoria, Chapter ———, intituled *An Act to facilitate the means of supplying the City of Saint John with Water, by transferring the Water Works of the Saint John Water Company to the Mayor, Aldermen and Commonalty of the City of Saint John*, authority was given to the Mayor, Aldermen and Commonalty of the City of Saint John, on the purchase by the said Corporation of the Stock of the Saint John Water Company, to give Notes or Debentures to the Stockholders of the said Company, pursuant to the terms of the said Act and (here insert name, Parish, County and Province, and occupation, as the case may be) being the owner of ——— shares of the Capital Stock of the Saint John Water Company, at £—— — — per share, being the rate agreed to be paid by the said Mayor, Aldermen and Commonalty for the respective shares thereof, and amounting in the whole to the sum of £—— — —, (or in case of Loan for carrying on the operations of the said Saint John Company, or for the purpose of paying off the Loan of five thousand pounds hereinbefore mentioned,) ——— *name of* (here insert place of residence and other particulars as before) having loaned to the said Mayor, Aldermen and Commonalty the sum of £—— — —.

Now therefore, this Note or Debenture is chargeable as respects the interest of the sum mentioned in the said Note or Debenture, on all the Estate, Lands, Tenements and Hereditaments, Revenues, Goods, Chattels and Effects, whatsoever and wheresoever belonging to the said Mayor, Aldermen and Commonalty, or which shall hereafter belong to the said Mayor, Aldermen and Commonalty. for the interest which may be due on the said sum of £—— — — at and after the rate of six per centum, the said interest to be paid half yearly agreeably to the provision of the said Act; and this Note or Debenture is further chargeable as respects the said principal sum of £—— — — on all the Estate, Lands, Tenements and Hereditaments, Revenues, Goods, Chattels and Effects which the said Mayor, Aldermen and Commonalty hold by transfer or otherwise from the said Saint John Water Company, or hereafter may become possessed of for the purposes of carrying on the future operations thereof or otherwise under the provisions of this Act, and on the said last mentioned property only for the said principal sum of £—— — — payable at such time and times and in such proportions as the said Mayor, Aldermen and Commonalty shall in Common Council from time to time declare, pursuant to the provisions of this Act, the said principal sum and interest money aforesaid or either of them, to be paid to the said ——— or to such person or persons as he or they shall authorize by indorsement or writing on the face thereof, according to the form in Schedule A to receive the same. Given under my Hand and the Common Seal of the said City this ——— day ——— in the year, &c.

Debenture, £
Half yearly Interest, £
L. S.

Mayor of the City of Saint John.
By order of the Common Council.
Common Clerk.

Schedule A.

FORM OF TRANSFER.

Form of Transfer. I (the person named in the Note or Debenture) do hereby authorize ——— or such person as he shall appoint, to receive the amount of the within (or this) Note or Debenture and the interest.

Interest to be paid half yearly. and shall be transferrable by indorsement and shall be redeemed and redeemable at such time or times and in such proportions, as the said Mayor, Aldermen and Commonalty in Common Council convened, shall from time to time appoint and determine and the interest thereof at the rate aforesaid shall be paid half yearly, on the thirty first day of December and the thirtieth day of June in each and every year, and in case of delay or default in payment of such interest monies, it shall

Proceedings in case of default. and may be lawful to and for the holder or holders of any such Notes or Debentures from time to time to compel the said Mayor, Aldermen and Commonalty, after demand being made for the payment of the same interest money upon the Common Council of the said City, by action at Law or otherwise, to pay the same with costs of suit and interest thereon from the time of such demand being made on the said Common Council, in which action the holder of such Note may declare generally for so much money due to him for interest from the said Mayor, Aldermen and Commonalty of the said City, and this Act together with the Note or Debenture upon which action is brought, shall be sufficient evidence to enable the Plaintiff to recover the amount of interest, and interest from the time of the demand of such interest due upon such Note with costs; provided that no Note or Debenture for a less sum than one hundred pounds shall be issued by virtue or under the authority of this Act, (except in cases arising from the issues of Debentures given for the purchase of the Stock,) any thing herein contained to the contrary thereof notwithstanding.

No Debenture to be for less than £100.

Exception.

City Corporation may grant to the holders of the Debentures a portion of the gross income arising from the Water Works.

X. And be it enacted, That the Mayor, Aldermen and Commonalty of the City of Saint John may grant to the holders of any Debentures or Notes, issued under and by virtue of this Act for paying off the Loan of five thousand pounds from the Province, and for any sum raised for carrying on the future operations of the said Water Works, in addition to the interest on the said Debentures or Notes, such a portion of the income or proceeds from the Water Stock as they in Common Council shall think proper, not exceeding however in the whole one fifteenth part of the gross proceeds or income which may be received by the Mayor, Aldermen and Commonalty from the said Water Stock, for the current year in which the said money may be borrowed.

City Property made security for the payment of the Interest.

XI. And be it enacted, That for securing the payment of the said interest money at the times appointed therefor, all the Estate, Lands, Tenements, Hereditaments, Revenues and Properties whatsoever, either real or personal of the said Mayor, Aldermen and Commonalty whatsoever and wheresoever, shall be and they and every of them are hereby declared to be bound and answerable for the payment of the same.

Report to be made, on or before the third Monday in January, in each year. Particulars of Report.

XII. And be it enacted, That it shall be the duty of the said Mayor, Aldermen and Commonalty of the City of Saint John, to cause a report to be made on or before the third Monday in January in each and every year, of the then state and condition of the said Water Works; which said report shall contain an exact and particular statement of the Notes or Debentures given under the provisions of this Act, and the sums of money received on account thereof, and the names of the parties to whom such Notes or Debentures were given during the year ending the thirty first day of December then last past, and also a particular detailed statement of all sums of money received up to the said thirty first day of December

December in respect of the said Water Works, either for the sale of Water or the privilege of using the said Water or the Pipes and Machinery, or otherwise, howsoever, and the names of the parties from whom the same shall have been received, and also a statement of any sum or sums of money due, owing or payable for or in respect of the same, and the names of the parties by whom the same may be so due, owing or payable, and also a particular statement of the interest monies computed up to the said thirty first day of December, upon all Debentures or Notes issued under this Act, or sums of money borrowed to carry on the operations of said Water Works, and the said report shall also specify what sum or sums of money have been expended, and particular works have been undertaken or completed during the said year, and generally shall exhibit a full and complete account of all the affairs and business connected with the said Water Works, and shall be signed by the said Chamberlain, and person or persons superintending or in charge of the said Water Works, and if required by the Common Council shall be attested to on Oath before a Justice of the Peace in and for the City and County of Saint John.

XIII. And be it enacted, That in case it shall appear by any such yearly Report made as aforesaid, that the amount received in respect of such Water Works, either for the sale of Water, or for the privilege of using the said Water or the Pipes or Machinery, or otherwise howsoever, shall not be equal to the amount of Interest monies payable on the Debentures or Notes issued by virtue of this Act, and on the said Loan of five thousand pounds, and on all monies borrowed or to be borrowed as hereinbefore mentioned, and the expenses of superintending and managing the said Water Works, for the period ending on the thirty first day of December in each year, together with the amount of such portion of the gross income as may be allowed by the Corporation, under the tenth Section of this Act, for raising money to pay off the sum of five thousand pounds, and for carrying on the future operations of the Water Works, that then and in such case and so often as the same shall appear by any such annual Report, it shall and may be lawful for the said Mayor, Aldermen and Commonalty of the City of Saint John, in Common Council convened, at any time within thirty days after the said Report shall have been submitted to them, to determine, direct and order that the amount of the deficiency of funds for the payment of such monies, together with the expenses of assessing, levying and collecting the same, shall be assessed and levied on the Inhabitants on the Eastern side of the Harbour of the said City, or in any District or Districts thereof, to be particularly described and set forth, and to direct by Warrant under their Common Seal, the Assessors hereinafter mentioned, to make a rate or assessment in due proportion according to the benefit to be derived therefrom, upon all and every person or persons who do or shall inhabit, hold, occupy and enjoy any house, shop, warehouse or other tenement on the Eastern side of the Harbour aforesaid, or any District or Districts thereof, as above mentioned; and the said Assessors are hereby required and authorized forthwith to make such rate and assessment; which same rate and assessment so to be made, shall be levied and collected by such person as the said Common Council shall appoint to collect the same, in the same manner as Parish or County Rates are or may be levied and collected by virtue of any Act of Assembly in force within the said City and County at the time the same may be ordered to be levied and collected, and when recovered shall be paid over by the said Collector to the Chamberlain of the said City for the purposes hereinbefore mentioned.

If it appear by the Report, that the receipts are not equal to the amount of interest payable on the Debentures, an assessment may be made for deficiency.

How to be levied and collected.

To be paid by the Collectors to the Chamberlain.

XIV. And be it enacted, That if any person shall think himself aggrieved by any

Appeal to the Common Council allowed by parties aggrieved.

any rate or assessment to be made as aforesaid, it shall and may be lawful for such person within the space of five days after the sum so rated and assessed shall be demanded, to appeal to the Common Council of the said City, whose decision shall be final and conclusive, and that a memorandum in writing of such appeal filed in the Common Clerk's Office within the said time shall suspend further proceedings until such decision shall be had.

City Corporation to appoint three persons to act as Assessors under this Act.

XV. And be it enacted, That it shall and may be lawful for the said Mayor, Aldermen and Commonalty of the said City, in Common Council convened, from time to time and as often as may be necessary and requisite, under the provisions of this Act, to nominate and appoint three discreet persons, being freemen and freeholders of the said City, to act as assessors under this Act, who shall be sworn to the faithful discharge of such duty before the Mayor, Recorder, or either of the Aldermen of the said City, and any person so appointed who shall neglect or refuse to accept the said appointment, or to become qualified to perform the duties thereof, or having become so qualified shall neglect or refuse to perform his duty, shall for each and every neglect or refusal forfeit and pay the sum of ten pounds, to be recovered on complaint of the Chamberlain of the said City, on conviction before any Justice of the Peace in and for the said City and County, and levied with costs of Prosecution by distress and sale of the goods and chattels of such offender, by Warrant under the hand and seal of such Justice, and paid into the hands of the Chamberlain of the said City, to be applied for such uses and in such manner as the rates and assessments collected under this Act, and for no other use whatsoever; and the said Mayor, Aldermen and Commonalty of the City, in Common Council convened, shall and may appoint some other person or persons, being freemen and freeholders of the said City, in the place or places of any person or persons so refusing or neglecting, and so often as such case shall happen; which person or persons so to be appointed in the place or places of such person or persons so neglecting or refusing shall be liable to the like penalties for neglect or refusal as the said persons first appointed, to be in like manner recovered, paid and applied, and so often as the case may happen.

Penalty.

Recovery.

Vacancies to be supplied.

City Property not liable for the Debts of the Water Company, except the Treasury Loan.

XVI. And be it enacted, That none of the property either real or personal or otherwise of the said Mayor, Aldermen and Commonalty of the said City of Saint John, shall be liable and answerable for any of the debts, contracts or obligations of the Saint John Water Company, except only the sum of five thousand pounds hereinbefore mentioned loaned out of the Province Treasury as aforesaid.

Maliciously breaking or injuring any of the Pipes, &c. made felony.

XVII. And be it enacted, That if any person shall wilfully and maliciously break, damage, throw down, destroy or injure any of the houses or other buildings or erections, or of the pipes, machinery, fire plugs, apparatus, or any of the works already placed, erected or established by the said Saint John Water Company, or which may be so placed, erected or established by the said Company, prior to the transfer of the interests and estates of the said Company to the said Mayor, Aldermen and Commonalty, or which may hereafter be placed, erected and established and made under the provisions of this Act or otherwise howsoever, by the said Mayor, Aldermen and Commonalty for the purpose of supplying the said City and its vicinity with water, any such person shall be adjudged guilty of felony, and every such person so offending and being thereof lawfully convicted, shall be liable to the punishment prescribed for felony in an Act may and passed in the first year of the Reign of His late Majesty King William the Fourth, intitled *An Act for improving the administration of Justice in criminal cases*.

1 W. 4, c. 14.

Act not to go into operation until accepted and con-

XVIII. And be it enacted, That this Act shall not go into operation nor take effect until the same shall be accepted and consented to by the said Mayor, Aldermen and

and Commonalty of the City of Saint John, by a resolution entered in the minutes of the proceedings of the Common Council within two calendar months after the passing of the same; and also by the Saint John Water Company, such acceptance and consent of the said Company to be signified by a resolution entered on their book of minutes and passed at some general meeting of the Stockholders thereof, to be held within three calendar month after the passing of this Act, at which meeting all questions touching this Act and all proceedings under the same may be decided by a majority of the votes of all the Stockholders then present or represented by proxy, and the number of votes shall be in the proportion and according to the scale already established and provided by the Act of Assembly incorporating the said Water Company.

sent ad to by the City Corporation and the Water Company.

XIX. And be it enacted, That whenever the said Mayor, Aldermen and Commonalty in Common Council shall deem it expedient to make any alterations or improvements in the said Water Works either by altering the line thereof or mode of bringing the water into the said City or otherwise, it shall and may be lawful for the said Mayor, Aldermen and Commonalty from time to time, to make such alterations and improvements, and thereupon to make use of the lands, buildings and materials, or any part thereof transferred by the said Water Company, or purchased at any time from the said Water Works, either in constructing a new line or altering or improving the old line, or by disposing thereof or any part thereof at Public Auction; and whenever any sale shall take place, the said Mayor, Aldermen and Commonalty shall pay and divide the proceeds of such sale after paying all expences to and among the several persons respectively holding any such debentures in proportion to the several amounts of such debentures.

City Corporation may, for the purpose of altering or improving the Water Works, use or sell Lands, &c. received from the Water Company.

XX. And be it enacted, That from and after the time when by the transfer of all the property and interest of the said Water Company to the said Mayor, Aldermen and Commonalty of the said City, and by the notice duly made as aforesaid, the same shall become vested in the said Mayor, Aldermen and Commonalty all the contracts and engagements heretofore entered into by and between the said Company, and any person or persons, or Body Corporate, for the purpose of supplying such person or persons, or Body Corporate, or persons mentioned in the Contract, with Water, shall be deemed and taken in all Courts of Law and Equity as if the same were made by and between the said Mayor, Aldermen and Commonalty, and such person or persons, or Body Corporate, and the said Mayor, Aldermen and Commonalty, and such person or persons, or Body Corporate respectively, shall be liable and answerable each to the other for the full performance of the engagements on each side, as fully to all intents and purposes as if the same Water Company had not been dissolved by the due execution of the terms of this Act, and shall remain liable and bound by such contracts and engagements.

Net proceeds of sales to be applied in paying off the Debentures.

All Contracts with the Water Company to be binding on the City Corporation and other parties, after the transfer of the Property and Interest of the Water Company.

XXI. And be it enacted, That no part of the property to be by this Act transferred to the said Mayor, Aldermen and Commonalty, or any property at any time hereafter appertaining to the said Water Works, shall be liable for any of the debts of the said Mayor, Aldermen and Commonalty which shall not have been incurred for or on account of the said Water Works.

Non-liability of Property acquired for the Water Works, for Debts other than those incurred for the Water Works.

XXII. And be it enacted, That the Act made and passed in the third year of the Reign of Queen Victoria, intituled *An Act to facilitate the means of supplying the City of Saint John with Water*, be and the same is hereby repealed.

Act 3. V. c. 72, repealed.

CAP. XXVII.

An Act to authorize the Justices of the Peace for the County of Sunbury to make rules and regulations for protecting the public use of the Draw in the Bridge over the River Oromocto.

Passed 31st March 1842.

Preamble.

‘ **W**HEREAS it is necessary that provisions should be made to prevent the ‘ Oromocto River being obstructed in such manner as to prevent the ‘ free use of and passage to and through the Draw made in the Bridge erected ‘ over the said River near the mouth thereof; and to protect the said draw from ‘ injury ;’

Justices in Sessions authorized to make rules to prevent the obstructing of the free use of the Draw in the Bridge, and to prevent damage to the Draw.

Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace for the said County of Sunbury in General Sessions assembled, and they are hereby authorized and empowered to make rules and regulations to prevent the passage to and from and through the draw made in the Bridge lately built over the River Oromocto near to the mouth of the said River from being obstructed by means of vessels, timber, logs, rafts, or lumber, or rubbish of any description being deposited, placed, or allowed to remain in any place in the said River, either above or below the said Bridge, and also to prevent damage or injury to be done to the said draw in the said Bridge, and impose fines and penalties upon all or any persons who infringe such rules and regulations, not exceeding two pounds, to be recovered before any two of Her Majesty’s Justices of the Peace of the said County, upon the oath of one or more credible witness or witnesses, and levied by Warrant of distress and sale upon the offender’s goods and chattels, and when collected, to be paid into the hands of the Supervisor of the Nerepis Road for the use of the Province.

Penalties.

Recovery.

Application.

CAP. XXVIII.

3 W. 4, c. 27.

An Act to revive an Act, intituled *An Act for regulating the Salmon Fisheries in the County of Gloucester.*

Passed 31st March 1842.

3 W. 4, c. 27, revived.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the third year of the Reign of His late Majesty King William the Fourth, intituled *An Act for regulating the Salmon Fisheries in the County of Gloucester*, be and the same is hereby revived and declared to be in full force and effect until the first day of April, which will be in the year of our Lord one thousand eight hundred and fifty.

CAP. XXIX.

An Act to incorporate the Saint Stephen Log and Timber Sluice Company.

Passed 31st March 1842.

Company Incorporated.

I. BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That Joseph N. Clarke, William E. M’Allister, William Porter, Nehemiah Marks, Robert Lindsay, Abner Hill, Junior, John Marks, James Frink, Robert M. Todd, John D. Andrews, their associates, successors and assigns shall be, and they are hereby created into a Body Politic and Corporate, by the name of *The Saint Stephen Log and Timber Sluice Company*, and shall have all the general powers and privileges made, incident to Corporations by Act of Assembly in this Province, for the purpose of building and erecting a Log and Timber Sluice, and necessary works therewith connected, between the Mills at Mill Town (so called) and the Middle Landing Mills (so called,) in the Parish of Saint Stephen, in the County

County of Charlotte; such Sluice to be taken out of the present Log Sluice already erected, and which is fed or supplied by or from the Pond of the upper Mills at Mill Town.

II. And be it enacted, That the Capital Stock of the said Corporation shall be seven hundred and fifty pounds of current money of New Brunswick, and shall be divided into thirty shares of twenty five pounds each, to be paid in at such times and in such instalments as the business of the said Company shall require; provided always, that the said Corporation shall, when necessary, have power to extend the Capital Stock to one thousand five hundred pounds of like current money, and shall also have power to increase the number of shares accordingly, or to assess such increase upon the original number of shares.

Capital to be £750,
divided into 32
shares.

May be increased.

III. And be it enacted, That the first meeting of the said Corporation shall be held in the Parish of Saint Stephen, aforesaid, and shall be called by any three of the persons named in the first Section of this Act, by giving notice in writing, and posting up the same in three of the most public places in the said Parish, or by publishing the same in the nearest newspaper printed in the said Parish, at least seven days previous to such meeting, for the purpose of establishing Bye Laws, choosing five Directors, and such other officers as may be necessary for the management of the affairs of the said Company, which Directors and other officers so chosen, shall serve until others are chosen in their stead at any annual meeting of the said Company, and shall have full power and authority to manage the concerns of the said Corporation, subject to the rules and regulations hereinafter made and provided.

First meeting for
establishing Bye
Laws, choosing Di-
rectors and other
Officers, to be called
by notice.

IV. And be it enacted, That the annual meeting of the Shareholders of the said Company shall be held on the first Tuesday in March, in each and every year, or at such other time as the Shareholders, a majority of the same being present, shall at any annual meeting determine upon, for the purpose of choosing five Directors, and such other officers as may be necessary for the management of the affairs of the said Corporation; which Directors so chosen, shall remain in office one year, or until others are chosen in their place, and shall, at the first meeting after their election, choose one of their number President of the said Company; provided always, that not less than three Directors shall form a Quorum for the transaction of business, and in the absence of the President the Directors shall have power to appoint one of their number as Chairman for the occasion; and provided always, that any Officer of the said Company may be removed from office and another chosen in his place, or any vacancy filled at any legal meeting, whether annual or otherwise of the said Company.

Annual Meeting
for the choice of
Directors and other
Officers.

Directors to choose
a President.

Quorum for busi-
ness.

Vacant offices to be
supplied.

V. And be it enacted, That the number of votes to which each Stockholder shall be entitled to on every occasion, when in conformity to this Act the votes of the Stockholders are to be given, shall be in proportion of one vote for each share of Stock, and that absent Stockholders may vote by proxy, provided such proxy be a Stockholder, and produce sufficient authority in writing.

Each share of Stock
to entitle to one
vote.

Absent Stock-
holders may vote by
Proxy.

VI. And be it enacted, That the shares in the said Corporation shall be assignable and transferrable according to such rules and regulations as may be established in that behalf, but no assignment or transfer shall be valid and effectual unless the same shall be entered and registered in a Book to be kept by the Directors for that purpose; and in no case shall a fractional part of a share, or other than a whole share or shares be assignable or transferrable; and whenever any Stockholder shall transfer in manner aforesaid all his Stock or shares in the said Company, he shall cease to be a Member of the said Corporation.

Shares to be assign-
able.

VII. And be it enacted, That if it shall happen that the said Directors or other
Officers

Should the Directors and Officers not be chosen at an annual meeting, they may be elected on any other day.

Joint Property alone responsible for the Debts.

Shares may be assessed for money to carry on the business.

Notice to be given.

Shares on which the assessment is not paid, to be advertised and sold, rendering overplus to former owner.

No assessment to be made, except by a vote of majority of the Shares.

All meetings to be called by Public Notice.

Special Meetings how to be called.

Company may enter upon lands necessary to make their Sluice, making satisfaction to the owners.

In case of disagreement, compensation to be settled by arbitrators or a Jury, empanelled under the authority of the Supreme Court.

Officers should not be chosen at any Annual Meeting of the said Company, it shall and may be lawful to choose them on any other day, on giving seven days notice of the time and place of such meeting in either of the modes above mentioned.

VIII. And be it enacted, That the joint stock and property of the said Company shall alone be responsible for the debts and engagements of the same.

IX. And be it enacted, That the said Company shall have power to levy and collect assessments on the shares from time to time, of such sums of money as may be deemed necessary for carrying on the business of the said Company; and whenever any assessments shall be made by the Stockholders of the Company, it shall be the duty of the Treasurer to give notice thereof in the nearest newspaper printed in the said County, requiring payment of the same within thirty days; and if any Stockholder shall neglect or refuse to pay to the Treasurer the amount of such assessments upon the shares at the time prescribed, it shall be the duty of the Treasurer to advertise all such delinquent shares for sale at public auction, giving at least twenty days notice in the nearest newspaper as aforesaid, of the time and place of such sale, and all shares upon which the assessment is not then paid shall be sold to the highest bidder, and after retaining the amount of assessment, interest and cost of advertising and sale, the residue (if any) shall be paid over to the former owner, and a new Certificate or Certificates of the Shares so sold shall be made out and delivered to the purchaser: Provided always, that no assessment shall be made except by a vote of the Stockholders and a majority of all the Shares.

X. And be it enacted, That all meetings of the said Company shall be called by Public Notice being given of the time and place of meeting in the nearest newspaper printed in the said County, or by posting up the same in three of the most public places in the said Parish, at least seven days before the time of each meeting, and that special meetings may be called by the Secretary under the authority of the Directors or by any three of the Stockholders upon giving like notice, and all meetings of the said Company shall be holden in the said Parish of Saint Stephen.

XI. And be it enacted, That the said Company shall have power and authority by themselves, their Agents, Artists and Workmen, to enter in and upon and occupy for that purpose, all the land which shall be necessary and suitable for constructing and making a Log and Timber Sluice at the place mentioned in the first Section of this Act, doing as little damage thereto as possible, and to build, make and complete such Sluice and continue and maintain the same, satisfying the several occupiers and owners of such land for the damage done thereto; and in case of disagreement between the said Corporation and the said owners or occupiers or any of them, the amount of compensation shall be determined by three Arbitrators, one to be chosen by the said Corporation, and one by the owner or occupier of the land in question, which two Arbitrators so chosen shall choose a third, and in case of their not agreeing in such choice within ten days after their appointment, then it shall and may be lawful for the Lieutenant Governor or Commander in Chief for the time being, to appoint the third Arbitrator, and the award of the said Arbitrators or any two of them shall be final and conclusive as to all matters referred to them, and in case the said Company and the owners or occupiers of said land should decline appointing such Arbitrators, then either of the said parties may apply to the Supreme Court of Judicature of this Province, and such Court is hereby empowered and required to issue a Writ or Warrant in such form as they may prescribe, directed to the Sheriff of the County where such

lands

lands lie or to such disinterested person or persons as the said Court may appoint, commanding such Sheriff or other person or persons (as the case may be) to summon, empanel and swear a Jury of twelve disinterested persons, qualified to act as Petit Jurors in such County, to ascertain and report to the said Court what damages (if any) have been sustained by the owners or occupiers of such land by reason of such Sluice; which report being confirmed by the said Court shall be final and conclusive, unless sufficient cause to the contrary shall be made to appear to the said Court within the Term next after the filing of such report; and in case the proceedings on such Writ or Warrant shall be set aside by the said Court for any defect, irregularity or misconduct, the parties shall be at liberty to proceed *de novo*, and the amount of the damages so ascertained, and the costs and expences of the proceedings, shall be taxed and allowed by the said Supreme Court, and shall be borne by the said Corporation; and provided also, that if any person owning land or any other property which shall be affected by this Act be Feme Covert, under age or non compos mentis, or out of the Province, then and in either of such cases the said Company shall within one year make representation thereof to the said Supreme Court, who shall proceed thereon in the same manner and to the same effect as is directed by this Act in other cases.

Proviso for the disability of the owners.

XII. And be it enacted, That the said Company, or such person or persons as they shall from time to time appoint as Toll Collectors or their Deputies, are hereby authorized to demand and receive Toll of and from any and all persons whose Logs, Timber, or other Lumber may pass through said Sluice, the rates of which Toll shall be regulated and established by the said Company; and the Toll Collectors appointed as aforesaid shall be and they are hereby authorized not to permit the passage of any Logs, Timber or other Lumber through the said Sluice, until the Tolls fixed by the Company are first paid or discharged by the owner or his agent, or may bring a suit for the recovery of the same against the the owner or his agent before any competent tribunal, in the name of the Company, or before any Justice of the Peace, for any amounts not exceeding five pounds.

Company may demand Tolls for the use of the Sluice.

How to be enforced.

XIII. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to authorize the said Corporation, their Agents or Servants, or any other person or persons, to use, fill up, or in anywise incumber the Mill Pond of the Upper Mills at Mill Town aforesaid, with Logs, Timber or other Lumber, intended to be passed through the said Sluice, further than is absolutely necessary for this purpose; and all charges, damages and expenses to which the said Upper Mill Owners or any of them may be put, and which may be occasioned by such use, filling up, and incumbrance, and which may not be absolutely necessary for the purpose aforesaid, shall be chargeable to and borne by the said Company: Provided also, that said Log and Timber Sluice, when erected, shall only be used and occupied two days in each week.

Act not to authorize the encumbering of the Pond of the upper Mills at Mill Town.

All damages, &c. to be borne by the Company.

CAP. XXX.

An Act to incorporate the Saint Andrews Marine Assurance Company.

Passed 31st March 1842.

‘ **W**HEREAS the trade of the County of Charlotte in particular, and the Province generally, in shipping and navigation, has of late greatly increased, and it is daily becoming more important, and it is expedient for the protection and encouragement thereof to establish a Marine Assurance Company at Saint Andrews in the said County;’

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and
 E
 Assembly,

Company incorpo-
rated.

Assembly, That James Allanshaw, John Wilson, Harris Hatch, William F. W. Owen, James W. Street, Peter Smith, Richard M. Andrews, William Garnett, Frederick Augustus Babcock, Gordon Gilchrist, Edward Wilson, George Frederick Campbell, Wellington Hatch, Harris Henderson Hatch, Daniel Gillmor, John S. Jarvis, Edward Pheasant and Thomas Berry, their Associates, Successors or Assigns, be and they are hereby declared to be a body, politic and corporate, by the name of the Saint Andrews Marine Assurance Company, and that they shall have all the general powers and privileges made incident to a Corporation by Act of Assembly in this Province.

Capital to be £30,-
000, payable as
herein specified.

II. And be it enacted, That the Capital or Joint Stock of the said Corporation shall consist of the sum of thirty thousand pounds, to be paid in such money as shall at the time of the several payments hereinafter expressed, be a legal tender in this Province, three thousand pounds being one tenth part thereof, to be paid within ninety days after the passing of this Act, three thousand pounds one other tenth part of the said Capital Stock, within three calendar months after the expiration of the said ninety days, and the remaining eight tenths of thirty thousand pounds to be paid at such time or times, and in such parts or portions as the directors for the time being of the said Corporation, or a majority of them, shall from time to time think necessary, the whole amount of the said Capital Stock to be divided into Shares of twenty five pounds each, making in the whole twelve hundred Shares.

Number of Shares
to be held limited.

III. And be it enacted, That no person or persons whatsoever during the sixty days next after the passing of this Act, shall be entitled to hold or subscribe for more than thirty Shares of the said Capital Stock, and if the whole of the said Capital Stock shall not have been subscribed for, within the said sixty days, that then and in such case it shall be lawful for any Stockholder or Stockholders to increase his, her or their Shares or subscriptions to as many Shares as he, she, or they may think proper.

Subscribers to
Stock to make a de-
posit previous to
the election of Di-
rectors.

IV. And be it enacted, That all the subscribers for Stock or Shares in the said Corporation shall previous to the day of the first general meeting of the Members and Stockholders of the said Corporation to be called as hereafter mentioned, pay into the hand of such person or persons as the persons mentioned by name in and by the first Section of this Act, or the major part of them, or in case of the death of any of them, the major part of the survivors, may direct, a deposit of two and a half per centum upon the amount of Capital Stock of the said Corporation for which they shall have subscribed, and the said deposit shall be taken and allowed to every subscriber who shall pay the same, as part and out of the first one tenth part of the Capital Stock required to be paid in, under and by virtue of this Act, and every subscriber who shall neglect or refuse to pay in the said deposit, shall for every Share, in respect of which he or she shall neglect or refuse to pay in be deemed a defaulter, and the said Share or Shares shall be forfeited to the Corporation; and no Subscriber shall upon any pretence whatever, vote at the said first General Meeting in respect of any Share or Shares upon which he or she shall not have paid the said deposit.

Ten per cent. on
the Stock to be paid
within ninety days,
and security given
for the remainder.

V. And be it enacted, That every Stockholder or Subscriber shall within the said ninety days after the passing of this Act, pay into the hands of the Directors for the time being of the said Corporation, or into the hands of such person or persons as they or a majority of them shall appoint, one tenth part or ten per centum on the whole amount of his or her Share or Shares, deducting the deposit mentioned in the fourth Section of this Act, and shall give to the President and Directors hereinafter mentioned, good and satisfactory security or securities either

by

by Bond and Mortgage on real estate or otherwise, at the option and to the satisfaction of the said President and Directors or a majority of them, renewable as often as the said President and Directors or a majority of them shall require, that one other tenth part or ten per centum on the whole of his or her Share or Shares shall be paid to the said President and Directors for the time being of the said Corporation, within three calendar months after the expiration of the said ninety days, and that the residue of the whole amount of his or her Share or Shares, shall be paid to the said President and Directors, for the time being, of the said Corporation, from time to time, and in such parts and portions, and in such manner as to them the said President and Directors or a majority of them shall seem advisable; provided that the amount so to be called in shall not exceed at any one time, twenty per centum, on the whole amount of the Capital Stock of the said Corporation belonging to any individual, and that not less than thirty days notice of such payment being required shall be given in one or more of the Newspapers printed and published in the County of Charlotte; provided always that the said Corporation shall not go into operation until the said sum of three thousand pounds shall have been paid, and shall then be in the Vault or Office of the said Corporation, or in one or more of the incorporated Banks established in this Province; and that as soon as the said sum of three thousand pounds shall have been so paid the President shall give notice thereof to the Secretary of the Province for the time being, for the information of His Excellency the Lieutenant Governor or Commander in Chief for the time being, who is hereby authorized by and with the advice of Her Majesty's Executive Council to appoint three Commissioners, not being Stockholders, whose duty it shall be to examine and count the money actually in the Vault or Office or in one or more of the Banks as aforesaid, and to ascertain by the Oaths of the majority of the Directors (which Oaths any one of Her Majesty's Justices of the Peace for the County of Charlotte is hereby authorized to administer) that one tenth part of the amount of the Capital Stock of the said Corporation has been paid in by the Stockholders towards the payment of their respective Shares and not for any other purpose.

VI. And be it enacted, That when three hundred Shares of the Capital Stock of the said Corporation shall have been subscribed for, a general meeting of the Members and Stockholders of the said Corporation shall be called, to take place in Saint Andrews, County of Charlotte, by notice in one or more of the public newspapers published in the said County of Charlotte, fourteen days at least previous to the day of such meeting; which notice Richard M. Andrews, Esquire, Barrister at Law, or in case of his death, neglect or refusal, any other one of the persons mentioned by name in and by the first Section of this Act, is hereby authorized and empowered to give for the purpose of making, ordaining and establishing such Bye Laws, ordinances and regulations for the good order and management of the affairs of the said Corporation as they shall deem necessary, and also for the purpose of choosing seven Directors, being Members and Stockholders of the said Corporation under and in pursuance of the rules and regulations hereinafter made and provided; which Directors shall as soon thereafter as may be convenient, meet together and choose out of their number a President, and shall also appoint at the same time, or at any future meeting, a Secretary, and so many and such other Officers, Clerks, Servants and Agents, for carrying on the said business as they shall deem requisite and necessary, and shall at the same time, or at any future meeting accept and receive what remains due of the first instalment of the ten per centum, on each subscriber or Stockholder's share or subscription, and shall take from such subscriber such securities for the remainder of their subscriptions

Company not to go in operation until £3000 be paid in, to be ascertained by Commissioners.

When 300 Shares are subscribed, a meeting to be called to establish Bye Laws and elect Directors.

Directors to choose President and other Officers, &c.

as

as is hereinbefore pointed out, and shall commence the operations of the said Assurance Company, subject to the Rules and Regulations as hereinafter provided, and shall continue and serve to be Directors aforesaid, until the first Annual Meeting for the choice of Directors as is hereinafter made and provided, or until others are chosen in their room; provided that the Laws and Ordinances at any time made shall be in no wise contrary or repugnant to the Laws and Statutes of this Province.

Annual Meeting for choosing Directors to be held on the first Tuesday in May.

VII. And be it enacted, That there shall be a General Annual Meeting of the Stockholders and Members of the said Corporation held on the first Tuesday in May in each and every year after the present year one thousand eight hundred and forty two, at Saint Andrews, at which Annual Meeting there shall be chosen by the majority of the Stockholders and Members of the said Corporation then present, or represented by proxy, out of all the Stockholders and Members of the said Corporation, seven Directors, who shall continue in office for one year, or until others are chosen in their room; in the choice of which Directors the Stockholders and Members of the said Corporation shall vote according to the rule hereinafter mentioned; and the Directors, when chosen, or the majority of them, shall at their first meeting after their election, choose out of their number, a President, who is to be chosen by a majority of votes, each Director having one vote: Provided always, that four of the Directors in office, of whom the President shall always be one, shall be re-elected at such Annual Meeting for the next succeeding year.

Directors to execute all things contained in the preceding Sections, and manage the whole affairs of the Company.

VIII. And be it enacted, That the Directors for the time being of the said Corporation, shall have power to do and execute all the matters and things contained in the preceding Sections of this Act, as far as the same may be left unexecuted by the Directors therein mentioned, and that they shall manage the whole concerns of the said Corporation agreeably to this Act of Incorporation; and such Bye Laws, Rules and Regulations as the Stockholders and Members thereof may from time to time establish, and also do and execute all other matters and things that may be necessary and requisite for the benefit of the said Corporation, and also shall have power to appoint, and to remove at pleasure, a Secretary and such other Officers, Clerks and Agents as they or the major part of them shall think necessary for executing the business of the said Corporation, and shall allow the said Secretary, Officers, Clerks, Agents and servants, such compensation for their respective services as to them the said Directors shall appear reasonable and proper: all which, together with the expenses of buildings, house or office rent, and all other contingencies, shall be defrayed out of the funds of the said Corporation.

Board of Directors for business.

IX. And be it enacted, That not less than three Directors shall constitute a Board for the transaction of business, of which the President shall always be one, except in case of sickness or necessary absence, in which case the Directors present may choose one of their Board as Chairman for the time being, that all questions relating to any business to be transacted at the Board shall be decided by a majority of the votes of the Directors then present, and that no Director shall have more than one vote, except the President or Chairman so chosen as aforesaid, who shall vote at the Board as a Director and shall also have a casting vote in all questions where the votes shall happen to be equal.

No Director to have a salary, but the Stockholders may compensate the President.

X. And be it enacted, That no Director shall be entitled to any salary or emolument for his services, but that the Stockholders of the said Corporation may make such compensation to the President as shall appear to them reasonable.

XI. And be it enacted, That every person hereafter to be appointed Secretary to the said Corporation, shall before he enters upon the duties of his office give a bond to the said Corporation, with two or more sureties to be approved of by the Directors, in a sum not less than two thousand pounds, with a condition for his good and faithful behaviour in the said office of Secretary.

Secretary to give security.

XII. And be it enacted, That no person shall be eligible as a Director unless such person is a Stockholder, and holds not less than twenty Shares of the Capital Stock of the said Corporation in his own right.

Qualification of Directors.

XIII. And be it enacted, That on every occasion when in conformity to the provisions of this Act the votes of the Stockholders are to be given, every Stockholder may vote by proxy provided such proxy be a Stockholder, and previous to voting produce a sufficient authority in writing from his constituent or constituents so to act; that all questions be decided by a majority of the votes of all the Stockholders then present or represented by proxy, and that the number of votes which each Stockholder shall be entitled to give shall be one vote for each Share he may hold in the Capital Stock of the said Corporation; provided that no Stockholder shall hold at any one time more than five proxies, and provided also that no Stockholder shall be allowed to give more than one hundred votes upon any question either in respect of his own Shares, or in respect of any proxy or proxies of which he may be the holder.

Votes of Stockholders regulated.

XIV. And be it enacted, That if it should so happen that the Directors should not be chosen on the first Tuesday in May in any year as aforesaid, it shall and may be lawful to choose them on any other day between the hours of eleven in the forenoon and four in the afternoon of the said day, upon giving fourteen days notice of the time and place of meeting, which shall take place in Saint Andrews; and in case any Director should disqualify himself by the sale, disposal or transfer of his Shares, or any of them, so as to reduce his interest in the said Capital Stock to less than twenty Shares required for the qualification of a Director, or in case of the removal of a Director by the Stockholders for misconduct or maladministration, his place shall be filled up by the said Stockholders, fourteen days notice of the time and place of meeting being first given; and in case of any vacancy among the said Directors by death, resignation or absence from the Province for three months, the said Directors for the time being shall and may if they shall think fit fill up the same, by choosing one of the said Stockholders; and the person so chosen by the said Stockholders or by the said Directors, shall serve until another be chosen in his room.

Should the Directors not be chosen on the first Tuesday in May, they may be elected on any other day, on notice.

XV. And be it enacted, That as soon as the said first instalment of three thousand pounds shall have been actually paid in manner and form as is hereinbefore provided, on account of the subscriptions to the said Capital Stock, notice thereof shall be given in one or more of the newspapers printed and published in this Province, and the Directors shall commence with the business and operations of the said Corporation: Provided always, That no assurance shall be effected nor shall any policy be signed in manner as hereinafter provided, until the said sum of three thousand pounds shall be actually paid in and received on account of the subscriptions to the Capital Stock of the said Corporation.

Vacant Directorships to be filled up:

£3000 being paid in, notice to be given, and business commenced.

XVI. And be it enacted, That the said Corporation shall have power and authority to make Marine Insurance on Vessels, freights, monies, goods and effects, and in case of money lent upon bottomry and respondentia, and to fix the premiums and terms of payment; and all policies of insurance by them made shall be subscribed by the President, or in case of his death, absence, sickness or inability, by any two of the Directors, and shall be countersigned by the Secretary

Corporation to make Marine Assurances, and fix the Premiums.

Policies how to be signed.

of

of the said Corporation, or in case of the sickness, absence or inability of the said Secretary, then by such person or persons as the Directors or a majority of them may appoint to act in his stead, and shall be binding and obligatory on the said Corporation, and that all losses duly arising under any policy so subscribed and countersigned, shall and may be adjusted and settled by the Board of Directors; and the same shall be binding on the said Corporation, and shall be paid to the assured within sixty days after such adjustment: Provided always, That the said Directors shall not in any case make insurance on any single risk to an amount exceeding two thousand pounds; and provided also that the gross amount insured by the said Corporation at any time shall not exceed the sum of one hundred and twenty thousand pounds.

Half yearly Dividends of the profits to be made.

XVII. And be it enacted, That it shall be the duty of the Directors of the said Corporation, or a quorum thereof, to make half yearly dividends of all the profits, rents, premiums and interest of the said Corporation, or of so much thereof as they shall think fit, payable at such time and place as the said Directors or a quorum thereof shall appoint, of which they shall give thirty days previous notice in one or more of the Newspapers printed and published in this Province; provided that the monies received and notes taken for premiums of risks which shall be undetermined and outstanding at the time of making any such dividend, shall not be considered as part of the said profits of the said Corporation; and provided further, that if the amount of the Capital Stock, paid as by this Act is required, shall be by any means reduced to a sum less than five thousand pounds, then and in such case, no dividend or dividends whatsoever, shall be declared or made until a sum equal to the said sum of five thousand pounds, shall be vested for the use of the said Corporation.

Corporation may hold Real Estate to the value of £5000. Proviso.

XVIII. And be it enacted, That the said Corporation shall have full power and authority to take, receive, hold, possess and enjoy, any lands, tenements and real estate and rents, to any amount not exceeding five thousand pounds; provided nevertheless, that nothing herein contained shall prevent or restrain the said Corporation from taking or holding real estate or chattels to any amount whatsoever by mortgage taken as collateral security for the payment of any sum or sums advanced by or debts due to the said Corporation, or for the security of the payment of the amount of such part of the Capital Stock of the said Corporation, as shall at any time or times remain unpaid.

Capital to be invested in public funds or other securities.

XIX. And be it enacted, That the Capital Stock of the said Corporation collected at each instalment, and at the times and manner hereinbefore provided, shall be by the said Directors invested and disposed of in such Public Funds or to such Public or Corporate Bodies or Associations, or Joint Companies, as may by the said Directors be deemed advisable; and in the event of there being no Public Funds or Public or Corporate Bodies or Associations or Joint Companies, to which the same can be advantageously lent and disposed of, or in which the same can be safely invested, then it shall and may be lawful for the said Directors or a majority of them, to apply the same, and dispose thereof by letting the same out at interest, upon the security of lands or upon other security as they may think fit; provided always, that no monies of the said Corporation shall be put out at interest nor any security taken for the same, either by Bond or Mortgage, or Bill or Note or otherwise for a shorter period than one year; provided also, that no loan of the Capital Stock at any time to be created, under the provisions of this Act, or any part thereof, shall be made directly or indirectly to any Director of the said Company, nor shall any such Director be a party to any security for any such loan; and no Stockholder to whom any part of the said Capital Stock shall have been lent shall be eligible as a Director while the loan continues.

No loan to be made to a Director.

XX. And be it enacted, That it shall and may be lawful to and for the Directors of the said Corporation, to use, apply and dispose of the monies arising in the course of the dealing of the said Corporation, and all the profits, rents, premiums and interest thereof, by letting the same out at interest, either upon the security of lands or other property or otherwise, as the Directors thereof may think fit, any thing contained in this Act to the contrary notwithstanding; and the restrictions as to loans to Directors and to the eligibility as Directors of Stockholders to whom money may have been loaned, which are contained in the last preceding Section, with regard to the Capital Stock, shall extend and apply in all respects to any loans of money to be made by virtue of this present Section, in like manner as if the same were repeated herein.

Investment of money arising in the course of dealings.

XXI. And be it enacted, That the said Corporation shall not directly or indirectly deal or trade in buying or selling goods, wares, merchandize or commodities whatsoever; provided nevertheless, that it shall be lawful for the said Corporation, to take, receive, hold, possess and enjoy any ships, goods, merchandize, chattels or commodities whatsoever, which shall have been abandoned to the said Corporation by reason of any loss or damage having occurred to the same, and shall and may sell and dispose of the same at such time or times and in such manner as to the said Directors for the time being shall seem expedient.

Corporation not to trade, but may possess ships, &c. abandoned to them.

XXII. And be it enacted, That the Shares or Capital Stock of the said Corporation shall be assignable or transferable, according to such rules and regulations as may be by the Members and Stockholders established in that behalf, but no assignment or transfer shall be valid or effectual, unless such assignment or transfer shall be entered and registered in a book to be kept by the Directors for that purpose, and in no case shall any fractional part of a Share be assignable or transferable, and that whenever any Stockholder shall transfer in manner aforesaid all his or her Stock or Shares in the said Corporation to any other person or persons whomsoever, such person shall cease to be a Member of the said Corporation, and the person or persons so purchasing shall become a Member of the said Corporation in his or her stead and be entitled to all the privileges and subject to all the liabilities as such.

Shares to be assignable.

XXIII. And be it enacted, That in case of any loss or losses taking place, which shall be equal to the Capital Stock of the said Corporation, and the President and Directors after knowing of such loss or losses taking place shall make any further Policy of Assurance, they and their Estates, jointly and severally, shall be accountable for the amount of any and every loss which shall take place under such policy or policies so made.

Liability of Directors on Policies issued after losses to the amount of the whole Capital.

XXIV. And be it enacted, That the Joint Stock or property of the said Corporation shall be alone responsible for the debts and engagements of the said Corporation; and that no person or persons who shall or may have dealings with the said Corporation, shall on any pretence whatsoever have recourse against the separate property of any present or future member or members of the said Corporation, or against their person or persons, further than is in this Act provided.

Joint Stock to be alone responsible for the Debts.

XXV. And be it enacted, That the bonds or other securities of what nature or kind soever, taken for the payment of the second instalment and residue of the said Capital Stock, as is hereinbefore directed, shall from time to time be renewed or changed, and other and further security or securities for the same be given, as is provided in and by the fifth Section of this Act; and in case of any refusal or delay to renew or change any such security or securities, or to give and grant other and further security or securities therefor, to the satisfaction of the said Directors or a majority thereof, within thirty days after notice thereof given, then

Securities for the Capital may be renewed, and on refusal or delay, the Directors may proceed against the owners, or declare the shares forfeited.

and

and in such case it shall and may be lawful to and for the said Directors or a majority of them, to cause such proceedings both in law or equity, or either as may be deemed requisite, to be taken for the recovery of the amount of such several and respective securities; or it shall and may be lawful to and for the said Directors or the majority of them, if they shall think fit, to declare the shares in the Capital Stock of the said Corporation for the amount of the residue of which such security or securities shall have been given, forfeited to the said Corporation, together with all deposits, instalments, interests, profits or dividends thereto belonging or appertaining; and that such Stock so forfeited shall be sold by Public Auction for and on account of the said Corporation, and the purchaser or purchasers thereof shall give such security or securities for the payment of the amount due to the said Corporation, on account of such forfeited shares, at the time of such forfeiture, as is hereinbefore provided, and shall likewise be subject to all the provisions of this Act, anything herein contained to the contrary thereof in any wise notwithstanding.

Books and Papers to be open to the inspection of the Directors.

XXVI. And be it enacted, That the books, papers, correspondence and all other matters and things belonging to the said Corporation, shall at all times be subject to the inspection of the Directors, or any of them, but no Stockholder, not a Director, shall inspect the account of any individual or corporate body with the said Corporation.

A statement of the Affairs to be submitted at the Annual Meeting, and transmitted to the Provincial Secretary for the information of the Governor and the Legislature.

XXVII. And be it enacted, That the Directors shall, at the General Meeting to be holden on the first Tuesday in May in each and every year, lay before the Stockholders, for their information, an exact and particular statement in triplicate of the then state of the affairs and business of the said Corporation, agreeably to the several regulations of this Act, and such other rules and regulations as may by the Members and Stockholders of the said Corporation be made by virtue hereof, so as the same may contain a true account of the whole of the affairs of the said Corporation; which statement in triplicate as aforesaid shall be signed by the Directors, and attested on oath or affirmation by the Secretary, or in case of his sickness, absence or inability to attend, by such person or persons as the Directors, or any quorum thereof, may appoint to act in his stead, and shall be transmitted to the Secretary of the Province, for the information of His Excellency the Lieutenant Governor or Commander in Chief for the time being, and the Legislature: Provided always, that the rendering such statement shall not extend to give any right to the Stockholders, not being Directors, to inspect the account of any individual or individuals with the said Corporation.

Any Joint Committee of the Council and Assembly to have access to the Books, &c.

XXVIII. And be it enacted, That any joint Committee hereafter to be appointed by the Honorable the Legislative Council and the House of Assembly for the purpose of examining into the proceedings of the Corporation, shall either during the Session or prorogation of the General Assembly, have free access to all the books and accounts of the same.

Special Meetings may be called by 20 Stockholders, Proprietors of 600 Shares.

XXIX. And be it enacted, That any number of Stockholders, not less than twenty, who together shall be proprietors of six hundred shares, shall have power at any time by themselves or their proxies, to call a general meeting of the Stockholders, for any purpose relating to the business of the said Corporation, other than a dissolution thereof, giving at least thirty days notice in two of the newspapers published in this Province, and specifying in such notice the time and place of such meeting, with the objects thereof; and the Directors, or any four of them, shall have the like power at any time, upon observing the like formalities, to call a general meeting as aforesaid.

XXX. And be it enacted, That any number of Stockholders, not less than twenty

twenty five, who together shall be proprietors of six hundred shares in the Capital Stock of the said Corporation, shall have the power, at any time, by themselves or their proxies, to call a general meeting of the Stockholders, for the purpose of taking into consideration the propriety of dissolving the said Corporation, giving at least three months previous notice in two or more of the newspapers printed and published in this Province, and specifying in such notice the time and place of such meeting, with the objects thereof; and should it be agreed upon at such meeting that the said Corporation should be dissolved, such Stockholders are hereby authorized and empowered to take all legal and necessary ways and means to dissolve the said Corporation: and upon such or any other dissolution of the said Corporation, the Directors then in office shall take immediate and effectual measures for closing all the concerns of the said Corporation, and for dividing the capital and profits which may remain, among the Stockholders, in proportion to their respective shares.

Special Meetings for considering of the dissolution of the Company, may be called by 25 Stockholders, Proprietors of 600 Shares.

XXXI. And be it enacted, That the Secretary of the said Corporation shall on the first Thursday of January in each and every year, make a return in triplicate of the state of the affairs of the said Corporation, as they existed at three of the clock in the afternoon of that day, and shall forthwith transmit the same to the Office of the Secretary of the Province; which return shall specify the aggregate amount of the risks at that time taken by the said Corporation, the amount of losses incurred during the preceding year, the amount of Capital actually paid in, and how the same has been invested and secured, also a particular statement of the manner in which the residue of the Capital has been secured, the amount of the Dividends for the preceding year, and when declared, together with the amount of surplus profits, if any, then belonging to the said Corporation, and how the same have been invested and secured, the amount of real estate owned by said Corporation, together with a particular statement of all other the affairs of the said Corporation; which return shall be signed by the Secretary of the said Corporation, who shall make oath or affirmation before some Justice of the Peace for the County of Charlotte, to the truth of the said return, according to the best of his knowledge and belief; and the Secretary of the said Corporation shall also at the same time make a return, under oath or affirmation, of the names of the Stockholders, and the amount of Stock owned by each: and a majority of the Directors of the said Corporation shall certify and make oath or affirmation before the same Justice of the Peace, that the books of the said Corporation indicate the state of facts so returned by their Secretary, and that they have full confidence in the truth of the return so made by him; and it shall be the duty of the Secretary of the Province, annually, to lay before the Legislature of this Province, so soon after the opening of the Session as practicable, such returns as aforesaid as he may have received since the then next previous Session.

A statement of the affairs to be made up on the first Tuesday in January annually, to be laid before the Legislature.

XXXII. And be it enacted, That this Act shall continue and be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and seventy two.

Limitation,

CAP. XXXI.

An Act to amend the Law relating to the punishment of Offences.

Passed 31st March 1842.

6 **W**HEREAS it is expedient to amend the Law relating to the punishment of Felonies;

Preamble.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the twenty seventh and twenty eighth sections of an Act passed in the first

1 W. 4, c. 14, s. 27 and 28, repealed,

year of the Reign of His late Majesty King William the Fourth, intituled *An Act for improving the Administration of Justice in Criminal Cases*, be and the same are hereby repealed.

Punishment of felony not punishable by death.

All felony for which no punishment is specially provided to be punishable under this Act.

II. And be it enacted, That every person convicted of any Felony not punishable with death, shall be punished in the manner prescribed by the Act or Acts, Statute or Statutes specially relating to such Felony; and that every person convicted of any Felony for which no punishment hath been, or hereafter may be specially provided, shall be deemed to be punishable under this Act, and shall be liable, in the discretion of the Court, to be imprisoned for any term not exceeding seven years, and in addition to such imprisonment if the Court shall so think fit, to be either fined in such sum as the Court shall award, or if a male to be once, twice or thrice publicly or privately whipped; and such imprisonment may be either with or without hard labour for the whole or any portion or portions of such imprisonment in the Common Gaol or House of Correction or the Provincial Penitentiary, as to the Court in its discretion shall seem meet; and the Court may also direct that the offender shall be kept in solitary confinement for any portion or portions of such imprisonment, or of such imprisonment with hard labour, not exceeding one month at any one time, and not exceeding three months in any one year as to the Court in its discretion shall seem meet.

Felony punishable as in 1 W. 4, c. 14, to be punishable under this Act.

III. And be it enacted, That every Felony which by any Act or Acts of Assembly now in force, is made punishable in the manner prescribed for Felony in the said Act of the first year of the Reign of King William the Fourth, for improving the administration of Justice in Criminal Cases, shall be deemed to be punishable under this Act.

The Court may, in cases of misdemeanors, punish-able by imprisonment with hard labour, add solitary confinement.

IV. And be it enacted, That when any person shall be convicted of any misdemeanor now by Law punishable by imprisonment with hard labour, such person shall be liable, at the discretion of the Court, to be imprisoned at hard labour either in the Provincial Penitentiary, or in the Common Gaol or House of Correction, for any term for which he is by Law liable to such imprisonment; and the Court may also direct that the offender shall be kept in solitary confinement for any portion or portions of such imprisonment not exceeding one month at any one time, and not exceeding three months in any one year, as to the Court in its discretion shall seem meet.

2 V. c. 31.

3 V. c. 64, s. 1, repealed.

V. And whereas it is expedient to amend and consolidate the Laws relating to the punishment of misdemeanors by imprisonment with hard labour; be it enacted, That an Act passed in the second year of Her present Majesty's Reign, intituled *An Act in further amendment of the Criminal Law*, and the first section of an Act passed in the third year of the same Reign, intituled *An Act in addition to the Acts for the amendment of the Criminal Law*, be and the same are hereby repealed.

Punishment of offences charged as misdemeanors.

VI. And be it enacted, That when any person shall be charged with, and convicted of any of the following offences as misdemeanors, that is to say, of any assault with intent to commit Felony, of any assault upon any Peace Officer, Officer of the Customs, or Revenue Officer in the due execution of his duty, or upon any person acting in aid of such officer, or of any assault upon any person with intent to resist or prevent the lawful apprehension or detainure of the party so assaulting, or of any other person for any offence for which he or they may be liable by Law to be apprehended or detained, or of any perjury or subornation of perjury, or of any riot, or of falsely making or counterfeiting any coin, uttering any counterfeit coin knowing the same to be counterfeit, or of keeping any bawdy house, gaming house, or other disorderly house, or of any Act of open lewdness

or indecency, or of any incest, or any rescue, or breach of Prison, in any such case the Court may sentence the offender to be imprisoned with or without hard labour, in the Provincial Penitentiary, or in the Common Gaol, or House of Correction, for any term not exceeding two years, and may also if it shall so think fit, fine the offender and require him to find sureties for keeping the Peace and being of good behaviour; and the Court may also direct that the offender shall be kept in solitary confinement for any portion or portions of such imprisonment, or of such imprisonment with hard labour, not exceeding one month at any one time, and not exceeding three months in any one year, as to the Court in its discretion shall seem meet.

VII. And be it enacted, That from and after the passing of this Act, judgment shall not be given or awarded against any person or persons convicted of any offence, that such person or persons do stand in or upon the pillory, any Law, Statute, or usage to the contrary notwithstanding. Punishment of Pillory abolished.

CAP. XXXII.

An Act to amend the Law relating to Burglary.

Passed 31st March 1842.

6 WHEREAS it is expedient to amend so much of an Act made and passed Preamble.
 'in the first year of the Reign of His late Majesty King William the
 'Fourth, intituled "*An Act for consolidating and amending the Laws relative to*
 '*Larceny and other Offences connected therewith,*" as relates to the punishment of 1 W. 4, c. 15.
 'any Person convicted of Burglary;'

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, 1 W. 4, c. 15, in part repealed.
 That so much of the said Act as is hereinbefore referred to, shall continue in force until and throughout the thirtieth day of April one thousand eight hundred and forty two, and shall from and after that day be repealed, except as to offences committed before or upon the said thirtieth day of April, which shall be dealt with and punished as if this Act had not been passed.

II. And be it enacted, That whosoever shall burglariously break and enter Burglars using violence to suffer death.
 into any Dwelling House, and shall assault, with intent to murder, any person being therein, or shall stab, cut, wound, beat or strike any such person, shall be guilty of felony, and being convicted thereof, shall suffer death.

III. And be it enacted, That whosoever shall be convicted of the crime of Punishment of Burglary.
 Burglary, shall be liable at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

IV. Provided always, and be it enacted, That so far as the same is essential to Definition of "Night," so far as essential to Burglary or breaking or entering any building under 1 W. 4, c. 15, s. 10.
 the offence of Burglary, or to the offence of breaking and entering in the night time, any building under the tenth Section of the said hereinbefore recited Act, the night shall be considered and is hereby declared to commence at nine of the clock in the evening of each day, and to conclude at six of the clock in the morning of the next succeeding day.

V. And be it enacted, That in case of every felony punishable under this Act, Punishment of accessories.
 every Principal in the second degree, and every accessory before the fact, shall be punishable with death or otherwise, in the same manner as the principal in the first degree is by this Act punishable, and every Accessory after the fact, to any felony punishable under this Act, (except only a receiver of stolen property,) shall, on conviction, be liable to be imprisoned for any term not exceeding two years.

VI. And be it enacted, That where any person shall be convicted of any Punishments by imprisonment may be varied by adding shall
 offence punishable under this Act, for which imprisonment may be awarded, it shall

hard labour or solitary confinement or both.

shall be lawful for the Court to sentence the offender to be imprisoned, or to be imprisoned and kept to hard labour in the Common Gaol or House of Correction, or the Provincial Penitentiary, and also to direct that the offender shall be kept in solitary confinement for any portion or portions of such imprisonment, or of such imprisonment with hard labour, not exceeding one month at any one time, and not exceeding three months in any one year, as to the Court in its discretion shall seem meet.

Commencement of the Act.

VII. And be enacted, That this Act shall commence and take effect on the first day of May one thousand eight hundred and forty two.

CAP. XXXIII.

An Act further to amend the Law relating to Offences against the Person.

Passed 4th April 1842.

Preamble.

‘**W**HEREAS it is expedient to amend the Law relating to offences against the Person by repealing the eighth Section of an Act passed in the Session of the General Assembly held in the Ninth and Tenth Years of the Reign of King George the Fourth, intituled *An Act to amend the Statute Law relative to offences against the Person, and to provide for the more effectual punishment of such offences,*’ which relates to persons who shall use means to procure the miscarriage of Women and by making other provisions with regard to such offences.

9 & 10 G. 4, c. 21.

9 & 10 G. 4, c. 21, s. 8, repealed.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said eighth Section of the said recited Act shall continue in force until and throughout the thirtieth day of April, one thousand eight hundred and forty two, and shall from and after that day be repealed, except as to offences committed before or upon the said thirtieth day of April, which shall be dealt with and punished as if this Act had not been passed.

Punishment for trying to procure abortion.

II. And be it enacted, That whosoever with intent to procure the miscarriage of any Woman, shall unlawfully administer to her, or cause to be taken by her, any poison or other noxious thing, or shall unlawfully use any instrument or other means whatsoever with the like intent, shall be guilty of Felony, and being convicted thereof, shall be liable at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Punishment for sending explosive substances or throwing destructive matter, with intent to do bodily harm.

III. And be it enacted, That whosoever shall unlawfully and maliciously send or deliver to, or cause to be taken or received by any person, any explosive substance, or any other dangerous or noxious thing, or shall cast or throw upon, or otherwise apply to any person, any corrosive fluid or other destructive matter with intent in any of the cases aforesaid to burn, maim, disfigure, or disable any person or to do some other grievous bodily harm to any person, and whereby in any of the cases aforesaid, any person shall be burnt, maimed, disfigured or disabled, or receive some other grievous bodily harm shall be guilty of Felony, and being convicted thereof, shall be liable at the discretion of the Court to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Punishment of accessories.

IV. And be it enacted, That in the case of every Felony punishable under this Act, every principal in the second degree, and every accessory before the fact shall be punishable with death or otherwise, in the same manner as the principal in the first degree is by this Act punishable, and every accessory after the fact to any Felony punishable under this Act, shall on conviction be liable to be imprisoned for any term not exceeding two years.

V. And be it enacted, That on the trial of any person for any of the offences hereinbefore mentioned, or for any Felony whatever when the crime charged shall include an assault against the person, it shall be lawful for the Jury to acquit of the Felony, and to find a verdict of Guilty of Assault, against the person indicted, if the evidence shall warrant such finding; and when such verdict shall be found the Court shall have power to imprison the person so found guilty of an assault for any term not exceeding three years.

Court may imprison for three years in certain cases.

VI. And be it enacted, That when any person shall be convicted of any offence punishable under this Act, for which imprisonment may be awarded it shall be lawful for the Court to sentence the offender to be imprisoned or to be imprisoned and kept to hard labour in the Common Gaol or House of Correction, or the Provincial Penitentiary, and also to direct that the offender shall be kept in Solitary Confinement for any portion or portions of such imprisonment, or of such imprisonment with hard labour not exceeding one month at any one time, and not exceeding three months in any one year, as to the Court in its discretion shall seem meet.

Punishments by imprisonment may be varied by adding hard labor or solitary confinement, or both.

VII. And be it enacted, That this Act shall commence and take effect on the first day of May, one thousand eight hundred and forty two.

Commencement of the Act.

CAP. XXXIV.

An Act to amend the Law relating to Robbery.

Passed 4th April 1842.

WHEREAS it is expedient to amend an Act passed in the first year of the Reign of His late Majesty King William the Fourth, intituled *An Act for consolidating and amending the Laws relative to Larceny and other offences connected therewith*, by repealing the fourth and fifth Sections of the said Act, which relate to the crime of Robbery, and to make other provisions on this subject;

Preamble.

1 W. 4, c. 15,

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said fourth and fifth Sections of the said Act shall continue in force until and throughout the thirtieth day of April one thousand eight hundred and forty two, and shall from and after that day be repealed, except as to offences committed before or upon the said thirtieth day of April, which shall be dealt with and punished as if this Act had not been passed.

1 W. 4, c. 15, in part repealed.

II. And be it enacted, That whosoever shall rob any person, and at the time of, or immediately before or immediately after such robbery, shall stab, cut or wound any person, shall be guilty of Felony, and being convicted thereof shall suffer death.

Punishment of robbery, attended with cutting, &c.

III. And be it enacted, That whosoever shall, being armed with any offensive weapon or instrument, rob or assault with intent to rob any person, or shall together with one or more person or persons, rob, or assault with intent to rob any person, or shall rob any person, and at the time of, or immediately before or immediately after such robbery, shall beat, strike or use any other personal violence to any person shall be guilty of Felony, and being convicted thereof shall be liable, at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Of robbery attended with violence.

IV. And be it enacted, That whosoever shall accuse or threaten to accuse any person of the abominable crime of Buggery committed either with mankind or with beast, or of any assault with intent to commit the said abominable crime, or of any attempt or endeavour to commit the said abominable crime, or of making or offering any solicitation, persuasion, promise or threat to any person, whereby to

Punishment for obtaining property by threat of accusing of unnatural crimes

to move or induce such person to commit or permit the said abominable crime, with a view or intent in any of the cases aforesaid, to extort or gain from such person, and shall by intimidating such person by such accusation or threat, extort or gain from such person any property shall be guilty of Felony, and being convicted thereof shall be liable, at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Punishment for stealing from the person.

V. And be it enacted, That whosoever shall rob any person shall be liable, at the discretion of the Court, to be imprisoned for any term not exceeding fourteen years nor less than three years.

Punishment for assault with intent to rob.

VI. And be it enacted, That whosoever shall assault any person with intent to rob shall be guilty of Felony, and being convicted thereof shall (save and except in the cases where a greater punishment is provided by this Act) be liable to be imprisoned for any term not exceeding three years.

Attempting to obtain property by menace.

VII. And be it enacted, That whosoever shall with menaces or by force demand any property of any person with intent to steal the same shall be guilty of Felony, and being convicted thereof shall be liable to be imprisoned for any term not exceeding three years.

Punishment for wrecking.

VIII. And be it enacted, That whosoever shall plunder or steal any part of any Ship or Vessel which shall be in distress, or wrecked, stranded, or cast on shore, or any goods, merchandize or articles of any kind belonging to such Ship or Vessel, and being convicted thereof shall be liable, at the discretion of the Court, to be imprisoned for any term not exceeding fourteen years nor less than three years.

Punishment of accessories.

IX. And be it enacted, That in the case of every Felony punishable under this Act, every Principal in the second degree and every Accessory before the fact, shall be punishable with death, or otherwise, in the same manner as the Principal in the first degree is by this Act punishable, and every Accessory after the fact, to any Felony punishable under this Act (except only a receiver of stolen property) shall on conviction be liable to be imprisoned for any term not exceeding two years.

Punishment by imprisonment may be varied by adding hard labor or solitary confinement, or both.

X. And be it enacted, That when any person shall be convicted of any offence punishable under this Act for which imprisonment may be awarded, it shall be lawful for the Court to sentence the offender to be imprisoned or to be imprisoned and kept to hard labour in the Common Gaol or House of Correction or the Provincial Penitentiary, and also to direct that the offender shall be kept in solitary confinement for any portion or portions of such imprisonment, or of such imprisonment with hard labour not exceeding one month at any one time, and not exceeding three months in any one year, as to the Court in its discretion shall seem meet.

Construction of the word "Property."

XI. And be it enacted, That the word "Property" shall throughout this Act be deemed to denote every thing included under the words "Chattel," "Money," or "Valuable Security," used in the said recited Act passed in the first year of the Reign of His late Majesty King William the Fourth.

Commencement of Act.

XII. And be it enacted, That this Act shall commence and take effect on the first day of May one thousand eight hundred and forty two.

CAP. XXXV.

An Act to amend the Laws relating to burning or destroying Buildings and Ships.

Passed 4th April 1842.

Preamble.

6 **W**HEREAS it is expedient to amend the Laws relating to the burning and destroying of Buildings and Ships, by repealing the second and third

' third Sections of an Act passed in the first year of the Reign of His late Majesty King William the Fourth, intituled *An Act for amending the Laws relative to malicious injuries to Property*, and by repealing the thirteenth and fourteenth Sections of an Act passed in the third year of the Reign of Her present Majesty, intituled *An Act relating to wrecked property*, and by making other provisions on this subject ;'

1 W. 4, c. 16.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said several Sections of the said Acts hereinbefore mentioned, shall continue and be in force until and throughout the thirtieth day of April one thousand eight hundred and forty two, and shall from and after that day be repealed, except as to offences committed before or upon the said thirtieth day of April, which shall be dealt with and punished as if this Act had not been passed.

1 W. 4, c. 16, in part repealed.

II. And be it enacted, That whosoever shall unlawfully and maliciously set fire to any dwelling house, any person being therein, shall be guilty of Felony, and being convicted thereof, shall suffer death.

Setting fire to a dwelling house.

III. And be it enacted, That whosoever shall unlawfully and maliciously set fire to any Church, Chapel, or Meeting House for the exercise of any mode or form of religious worship whatever, or shall unlawfully and maliciously set fire to any house, stable, coach-house, out-house, ware-house, office, shop, mill, malt-house, hop-oast, barn, or granary, or to any building or erection used in carrying on any trade or manufacture or any branch thereof, whether the same or any of them respectively shall then be in the possession of the offender, or in the possession of any other person, shall be guilty of Felony, and being convicted thereof, shall be liable, at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Setting fire to a Church, &c. or any house, stable, &c.

IV. And be it enacted, That if any persons riotously and tumultuously assembled together, to the disturbance of the public peace, shall unlawfully and with force demolish, pull down, or destroy, or begin to demolish, pull down or destroy any Church, Chapel, or Meeting House for the exercise of any mode or form of religious worship, or any house, stable, coach-house, out-house, ware-house, office, shop, mill, malt-house, hop-oast, barn, or granary, or any building or erection used in carrying on any trade or manufacture or any branch thereof, or any machinery, whether fixed or moveable, prepared for or employed in any manufacture, or in any branch thereof, every such offender shall be guilty of Felony, and being convicted thereof, shall be liable, at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Setting fire to a Church, &c. or any house, stable, &c. accompanied with riot.

V. And be it enacted, That whosoever shall unlawfully and maliciously set fire to, cast away, or in anywise destroy any Ship or Vessel, either with intent to murder any person, or whereby the life of any person shall be endangered, shall be guilty of Felony, and being convicted thereof, shall suffer death.

Setting fire to ships or vessels, with intent to commit murder.

VI. And be it enacted, That whosoever shall unlawfully exhibit any false light or signal, with intent to bring any Ship or Vessel into danger, or shall unlawfully and maliciously do anything tending to the immediate loss or destruction of any Ship or Vessel in distress, shall be guilty of Felony, and being convicted thereof, shall suffer death.

Hanging out false lights to cause ship-wrecks.

VII. And be it enacted, That whosoever shall unlawfully and maliciously set fire to, or in anywise destroy any ship or vessel, whether the same be completed or in an unfinished state, or shall unlawfully and maliciously set fire to, cast away, or in anywise destroy any ship or vessel, with intent thereby to prejudice any owner

Setting fire to ships or vessels, with intent to destroy the same.

owner or part owner of such ship or vessel, or of any goods on board the same, or any person that hath underwritten or shall underwrite any Policy of Insurance upon such ship or vessel, or on the freight thereof, or upon any goods on board the same, shall be guilty of felony, and being convicted thereof, shall be liable, at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any other term not less than three years.

Impeding any person endeavouring to save his life from any ship wrecked, &c.

VIII. And be it enacted, That whosoever shall by force, prevent or impede any person endeavouring to save his life from any ship or vessel which shall be in distress or wrecked, stranded or cast on shore, (whether he shall be on board or shall have quitted the same,) shall be guilty of felony, and being convicted thereof, shall be liable, at the discretion of the Court, to be imprisoned for the term of the natural life of such offender, or for any term not less than three years.

Destroying wrecks or any articles belonging thereto.

IX. And be it enacted, That whosoever shall unlawfully and maliciously destroy any part of any ship or vessel which shall be in distress or wrecked, stranded or cast on shore, or any goods, merchandize or article of any kind belonging to such ship or vessel, shall be guilty of felony, and being convicted thereof, shall be liable, at the discretion of the Court, to be imprisoned for any term not exceeding seven years.

For the purpose of punishment malice in offences to be inferred however conceived.

X. And be it enacted, That every punishment by this Act imposed on any person maliciously committing any offence, shall equally apply and be enforced, whether the offence be committed from malice conceived against the owner of the property, in respect of which it shall be committed or otherwise.

Punishment of accessories.

XI. And be it enacted, That in the case of every felony punishable under this Act, every Principal in the second degree, and every Accessory before the fact, shall be punishable with death or otherwise, in the same manner as the Principal in the first degree is by this Act punishable, and every Accessory after the fact, to any felony punishable under this Act, shall, on conviction, be liable to be imprisoned for any term not exceeding two years.

Punishment by imprisonment may be varied by adding hard labour, or solitary confinement, or both.

XII. And be it enacted, That when any person shall be convicted of any offence punishable under this Act, for which imprisonment may be awarded, it shall be lawful for the Court to sentence the offender to be imprisoned, or to be imprisoned and kept to hard labour in the Common Gaol or House of Correction, or the Provincial Penitentiary, and also to direct that the offender shall be kept in solitary confinement for any portion or portions of such imprisonment, or of such imprisonment with hard labour, not exceeding one month at any one time, and not exceeding three months in any one year, as to the Court in its discretion shall seem meet.

Commencement of Act.

XIII. And be it enacted, That this Act shall commence and take effect on the first day of May one thousand eight hundred and forty two.

CAP. XXXVI.

An Act to appropriate a part of the Public Revenue to the payment of the Ordinary Services of the Province.

Passed 4th April 1842.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That there be allowed and paid out of the Treasury of the Province for the Services hereinafter mentioned, the following sums, to wit :

Chaplains.

To the Chaplain of the Legislative Council in General Assembly, the sum of twenty five pounds.

To the Chaplain of the House of Assembly, the sum of twenty five pounds.

To

To the Sergeant at Arms attending the Legislative Council in General Assembly, the sum of twenty shillings per diem during the present Session. Sergeants at Arms.

To the Sergeant at Arms attending the House of Assembly, the sum of twenty shillings per diem during the present Session.

To the Clerk of the Legislative Council in General Assembly, the sum of two hundred pounds for his services during the present Session. Clerks of the Legislative Council and Assembly.

To the Clerk of the House of Assembly, the sum of two hundred pounds for his services during the present Session.

To the Clerk Assistant of the Legislative Council in General Assembly, the sum of one hundred pounds for his services during the present Session. Clerks Assistants.

To the Clerk Assistant of the House of Assembly, the sum of one hundred pounds for his services during the present Session.

To the Doorkeepers attending the Legislative Council and Assembly, the sum of twelve shillings and six pence each, per diem during the present Session. Door Keepers.

To the Messengers attending the Legislative Council and Assembly, the sum of ten shillings per diem each, during the present Session. Messengers.

To Beverly Robinson, Esquire, Province Treasurer, the sum of seven hundred and fifty pounds for his services for the year one thousand eight hundred and forty one, and the further sum of three hundred pounds to enable him to pay a Clerk for the same period. Province Treasurer.
Clerk.

To His Excellency the Lieutenant Governor or Commander in Chief, the sum of twelve thousand pounds towards the encouragement of Parish Schools, agreeably to a Law of the Province. Parish Schools.

To the Commissioners of Light Houses in the Bay of Fundy, the following sums, to pay for the services for the year one thousand eight hundred and forty two : Light Houses.

To the Keeper of the Light House on Gannet Rock, and his Assistants, the sum of two hundred pounds ;

To the Keeper of the Light House on Thrum Cap, Quaco, the sum of one hundred pounds ;

To the Keeper of the Light House on Point Leproe, the sum of one hundred pounds ;

To the Keeper of the Light House on Partridge Island, the sum of one hundred pounds ;

To the Keeper of the Beacon Light, the sum of one hundred pounds.

To the Commissioners of Machias Seal Island, Campo Bello, and Saint Andrews Harbour Light Houses, the following sums, to pay for the services for the year one thousand eight hundred and forty two :

To the Keeper of the Light House on Campo Bello, the sum of one hundred and twenty pounds ;

To the Keeper of the Light Houses on Machias Seal Island, the sum of one hundred and thirty pounds ;

To the Keeper of the Light House in the Harbour of Saint Andrews, the sum of forty pounds.

To the Keeper of the Light House at Cape Enrage, the sum of one hundred pounds for his services.

To His Excellency the Lieutenant Governor or Commander in Chief, a sum not exceeding one hundred pounds to be applied in rewarding persons for apprehending Deserters from Her Majesty's Land Forces within this Province ; provided always, that no greater sum than five pounds be paid for the apprehension of any one Deserter. Apprehension of Deserters.

- Master in Chancery.** To the Master in Chancery appointed to carry Messages from the Legislative Council to the House of Assembly, the sum of fifty pounds.
- J. Abrams Tide Waiter, St. John.** To His Excellency the Lieutenant Governor or Commander in Chief, the sum ninety one pounds five shillings to enable the Province Treasurer to pay John Abrams for his services as Tide Waiter at Saint John for the year one thousand eight hundred and forty two.
- Title Surveyor, Miramichi.** To His Excellency the Lieutenant Governor or Commander in Chief, the sum of seventy five pounds for the services of a Tide Surveyor at Miramichi for the year one thousand eight hundred and forty two.
- Messenger to the Treasury.** To Beverley Robinson, Esquire, Province Treasurer, the sum of one hundred and fifty pounds, being for the services of a Tide Waiter or Messenger to the Treasury for the year one thousand eight hundred and forty two.
- Light House on Cape Sable Seal Island and Brier Island.** To the Commissioners of Light Houses in the Bay of Fundy, the sum of two hundred pounds to be applied by them towards the support of Cape Sable Seal Island Light House; and also one hundred pounds towards the support of the Light House on Brier Island, in the Province of Nova Scotia, for the year one thousand eight hundred and forty two.
- Destruction of Bears and Wolves.** To His Excellency the Lieutenant Governor or Commander in Chief, a sum not exceeding three hundred pounds to encourage the destruction of Bears and Wolves, agreeably to Laws of this Province.
- Grammar Schools.** To His Excellency the Lieutenant Governor or Commander in Chief, the following sums for Grammar Schools for the year one thousand eight hundred and forty two, agreeably to a Law of the Province :
- For a Grammar School in the County of Westmorland, the sum of one hundred pounds;
- For the Grammar School in Saint John, the sum of one hundred and fifty pounds;
- For the Grammar School in King's County, the sum of one hundred pounds;
- For the Grammar School in Queen's County, the sum of one hundred pounds;
- For the Grammar School in the County of Charlotte, the sum of one hundred pounds;
- For the Grammar School in the County of Sunbury, the sum of one hundred pounds;
- For the Grammar School in the County of Northumberland, the sum of one hundred pounds;
- For the Grammar School in the County of Gloucester, the sum of one hundred pounds;
- For the Grammar School in the County of Carleton, the sum of one hundred pounds;
- For the Grammar School in the County of Restigouche, the sum of one hundred pounds;
- For the Grammar School in the County of Kent, the sum of one hundred pounds.
- Light Houses, Contingent expenses in 1842.** To the Commissioners of Light Houses in the Bay of Fundy, the sum of six hundred pounds to defray the contingent expenses of Gannet Rock, Point Leproe and Quaco Light Houses for the year one thousand eight hundred and forty two.
- To the Commissioners of Light Houses in the Bay of Fundy, the sum of two hundred and fifty pounds for contingent expenses of Light Houses at the entrance of the Harbour of Saint John for the year one thousand eight hundred and forty two.
- To the Commissioners of Machias Seal Island, Campo Bello and Saint Andrews Harbour

Harbour Light Houses, the sum of five hundred and fifty pounds to defray the contingent expenses of the said Light Houses for the year one thousand eight hundred and forty two.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding six hundred pounds to defray the expenses that may be incurred in the protection of the Provincial Revenue for the year one thousand eight hundred and forty two.

Protection of Revenue.

II. And be it enacted, That all the before mentioned sums of money shall be paid by the Treasurer of the Province by Warrant of His Excellency the Lieutenant Governor or Commander in Chief for the time being, by and with the advice of Her Majesty's Executive Council, out of the monies in the Treasury or as payments may be made at the same.

Monies to be paid by Warrant.

CAP. XXXVII.

An Act to appropriate a part of the Public Revenue for the services therein mentioned.

Passed 4th April 1842.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That there be allowed and paid out of the Treasury of this Province, the following sums, to wit:

To Beverley Robinson, Esquire, Province Treasurer the sum of one hundred and ninety pounds seven shillings and ten pence, being for contingencies of his office for the year one thousand eight hundred and forty one.

Treasury Contingencies.

To D. W. Jack, the sum of twenty nine pounds nineteen shillings and six pence for Guaging and Weighing Dutiable Articles at Saint Andrews the past year.

D. W. Jack, Guaging, &c.

To R. Watson, the sum of three pounds seven shillings and six pence for Guaging and Weighing Dutiable Articles at Saint Stephens, in one thousand eight hundred and forty one.

R. Watson, Guaging, &c.

To William Joplin, the sum of eight pounds fifteen shillings for Guaging and Weighing Dutiable Articles at Miramichi for the year one thousand eight hundred and forty one.

W. Joplin, Guaging, &c.

To Samuel H. Napier, the sum of nine pounds one shilling for Guaging and Weighing at Bathurst for the year one thousand eight hundred and forty one.

S. H. Napier, Guaging, &c.

To Elizabeth Briscoe, the sum of twenty pounds for teaching a School in Saint Andrews for the year one thousand eight hundred and forty one.

E. Briscoe.

To the Committee of Management of the Infant School at Saint John, the sum of twenty five pounds in aid of individual subscription towards that Institution.

Infant School, Saint John.

To Mrs. Isabella Hailes and the Committee of Management for the Poor School at Fredericton, the sum of twenty pounds in aid of individual subscription towards the support of that Institution.

Mrs. I. Hailes, Poor School Fredericton.

To William Watts, ten pounds for his services as Crier or Usher in the Supreme Court for the past year; and the further sum of ten pounds for attending the Court of Chancery.

W. Watts.

To John Gregory, the sum of ten pounds to prepare an Index to the Laws of the present Session.

Index to Laws.

To Matthew Brannen, of the Secretary's Office, twenty five pounds as a mark of approbation for his long and faithful services in that Office.

M. Brannen.

To Elizabeth Fairchild, of the City of Saint John, the sum of twenty pounds for her services as School Mistress in that City.

E. Fairchild.

To Doctor G. P. Peters, Surgeon to the Vaccine Institution, Central Board, Saint John, the sum of twenty pounds for his services for the year one thousand eight hundred and forty one.

Dr. G. P. Peters.

To

- Province Agent. To the Committee of Correspondence, such sum as will procure a Bill of Exchange on London for two hundred pounds, sterling, to be remitted Henry Bliss, Esquire, Province Agent, for his services for the year one thousand eight hundred and forty one.
- Adjutant General. To the Adjutant General of the Militia Forces, the sum of seventy five pounds for his services for the year one thousand eight hundred and forty two.
- Tide Waiter at Dalhousie. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty pounds for a Tide Waiter at Dalhousie, in the County of Restigouche, for the year one thousand eight hundred forty two.
- Tide Waiter at Bathurst. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds for a Tide Waiter at Bathurst, in the County of Gloucester, for the year one thousand eight hundred and forty two.
- Free School Saint John. To the Justices of the Peace for the City and County of Saint John, the sum of one hundred pounds towards the support of a Free School established in the said City, unconnected with the Madras Board.
- J. Simpson. To John Simpson, Queen's Printer, the sum of one hundred and fifty pounds towards printing the Laws of the present Session.
- B. C. Chaloner. To B. C. Chaloner, Guager and Weigher at Saint John, the sum of two hundred pounds, being in full for his services for the year one thousand eight hundred and forty one.
- J. Simpson. To John Simpson, Queen's Printer, for printing the Daily Journals of the Legislative Council and Assembly during the present Session, the sum of two hundred and seventy five pounds.
- M. A. Smith. To Mary Ann Smith, for upwards of forty years a Schoolmistress at Saint John, the sum of twenty pounds in consideration of her services in that capacity.
- D. A. Lugin. To Deborah Ann Lugin, Widow of the late George K. Lugin, many years King's Printer in this Province, the sum of twenty five pounds to assist her in her present destitute situation.
- Adjutants and Serjeants Majors. To His Excellency the Lieutenant Governor or Commander in Chief, the sum of four hundred and sixty five pounds to pay the Provincial allowance to the Adjutants of the several Battalions of Militia in this Province; and the further sum of two hundred and thirty two pounds ten shillings to pay the Serjeant Majors of the same during the past year, agreeably to a Law of the Province.
- Sub-Collector and Deputy Treasurer at Woodstock. To His Excellency the Lieutenant Governor or Commander in Chief, the sum of one hundred pounds to pay a Sub-Collector and Deputy Treasurer at Woodstock, in the County of Carleton, the duties of both offices to be performed by one officer; this to be in addition to the allowance made to Deputy Treasurers by Law.
- A. Gesner, Geological Survey. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred and fifty pounds for the purpose of remunerating A. Gesner for his services the past year in continuing the Geological Survey of the Province; one hundred and fifty pounds of which to be applied in refunding the temporary advance made under the authority of His Excellency the Lieutenant Governor from the surplus of the Civil List on account of the same.
- Courier between Bathurst and Pokemouche. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty five pounds in aid of individual subscription, to pay a Courier between Bathurst and Pokemouche, via Shippegan, in Gloucester.
- Courier between Gagetown and the Nerepis. To the Justices of the Peace for Queen's County, the sum of fifteen pounds to enable them to pay a Courier between Gagetown and the Nerepis for the year one thousand eight hundred and forty two.

To the Justices of the Peace for the County of Westmorland, the sum of twenty five pounds to enable them to pay a Courier passing between Harvey and the Great Road leading from Dorchester to Saint John. Courier between Harvey and the Great Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty five pounds in aid of individual subscription, to pay a Courier between Pokemouche and Miramichi, in the Counties of Northumberland and Gloucester. Courier between Pokemouche and Miramichi.

To the Governor and Trustees of the Madras School, the sum of five hundred pounds for the year one thousand eight hundred and forty two, towards the support of that Institution. Madras School.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty pounds in aid of individual subscription, to pay a Courier between Saint John and Saint Martins. Courier between Saint John and Saint Martins.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and fifty pounds to be paid to the Managing Committee of the Baptist Seminary in Fredericton, under the control of the Committee, when it shall be certified to the satisfaction of His Excellency the Lieutenant Governor that the Male and Female Departments are in an efficient state. Baptist Seminary.

To His Excellency the Lieutenant Governor or Commander in Chief, the sum of fifty pounds in aid of the Grammar School presently taught at Newcastle, in the County of Northumberland, by John Seewright, to whom the same shall be paid in part of his salary for teaching said School the present year, on its being certified to His Excellency the Lieutenant Governor or Commander in Chief, by Henry B. Allison, Esquire, and the Reverend James Souter, that the same is due to the said John Seewright for such service. Newcastle Grammar School, J. Seewright.

To His Excellency the Lieutenant Governor or Commander in Chief for the time being, the sum of five hundred pounds to be paid to the Trustees of the Wesleyan Academy erected in Sackville, in the County of Westmorland, in aid of individual subscriptions and donations for that institution. Wesleyan Academy, Sackville.

To James Whitehead, an old Soldier in the Revolutionary War, the sum of twenty pounds to relieve him in his present distressed circumstances, his being an extraordinary case, and no application being made under the Law. J. Whitehead.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds for a Tide Surveyor at Shippegan and Caraquet, in the County of Gloucester, for one thousand eight hundred and forty two. Tide Surveyor at Shippegan and Caraquet.

To the Widow of Isaac W. Jouett, late Usher of the Black Rod to the Legislative Council, the sum of twenty five pounds to assist her in her present destitute circumstances. Mrs. I. W. Jouett.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds for a Missionary for the Melicete Tribe of Indians stationed at Fredericton for the year one thousand eight hundred and forty two. Missionary to the Indians.

To Mary Harned, Widow of the late Alward Harned, formerly Door Keeper to this House, the sum of twenty pounds. M. Harned.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifteen pounds in aid of a Public conveyance from the Bend of Petitcodiac to Shediac. Conveyance from Bend of Petitcodiac to Shediac.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifteen pounds for the purpose of encouraging a Stage between Dalhousie and Campbelton. Stage between Dalhousie and Campbelton.

A. Fowler.

To Ann Fowler, Widow of the late Caleb Fowler, who served as an Ensign in the Revolutionary War in America, the sum of twenty pounds to assist her in her present distressed circumstances.

Appraisers,
Saint John.

To the Appraisers at Saint John, under the Imperial Act, the sum of fifty pounds each, to remunerate them for services past year.

Missionary,
Tobique Indians.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds towards remunerating Missionaries stationed at Madawaska, for the purpose of giving attendance to the Tobique and other Indians established in the neighbourhood of that settlement.

Clerk of Crown,
Supreme Court.

To the Clerk of the Crown in the Supreme Court, the sum of one hundred pounds for his services for the year one thousand eight hundred and forty one.

S. Cyphers.

To Sarah Cyphers, widow of an officer of the Revolutionary War, the sum of twenty pounds to aid her in her present destitute condition.

Widow of T.
Burden.

To the widow of Thomas Burden, Lieutenant of the Corps of Loyal Associated Refugees, the sum of twenty pounds towards assisting her in her present distressed circumstances.

R. S. Clarke.

To Richard S. Clarke, the sum of fifty pounds towards relieving him in his present necessitous condition.

M. Dingee.

To Mary Dingee, widow of the late James Dingee, the sum of fifteen pounds to assist her in her present destitute situation.

J. M'Carthy.

To Jane M'Carthy the widow of a meritorious officer of the Revolutionary War, the sum of twenty pounds to assist her in her present circumstances.

Justices of Resti-
gouche, Riot sup-
pression expenses.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and ninety three pounds ten shillings to reimburse the Justices of the Peace for the County of Restigouche, for expenses incurred under their direction by the High Sheriff of that County in the employment of an extraordinary Police for the protection of the Gaol, occasioned by an alarming riot which occurred at Dalhousie during the last year.

Commissioners for
Gagetown Canal.

To the Commissioners appointed to select a proper site for the contemplated Gage Town Canal, the sum of twenty five pounds to reimburse them in full for their services and expenses incurred in one thousand eight hundred forty one in attending to that duty; six pounds fifteen shillings of which to be paid by them to John Collins for Surveying, and thirty shillings to the Printer, for advertising, &c.

Dredging Machine,
expenses.

To the Commissioners of the Dredging Machine, the sum of one hundred and seventy pounds fourteen shillings and six pence, being the balance over expended by them.

B. R. Jouett, ex-
penses of explo-
ration.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventeen pounds two shillings to reimburse B. R. Jouett for the balance due him for exploring and surveying a new line of Road between Fredericton and the Oromocto Lake.

Medical expenses
for Indians at Gage-
town.

To W. T. Peters, Esquire, one of the Commissioners of Indian Affairs, the sum of nine pounds nine shillings and six pence to enable him to provide for the services of a medical attendant on a number of sick Indians in Gage Town, Queen's County, in December last.

Board of Health,
Gloucester.

To the Board of Health for the County of Gloucester, the sum of ninety five pounds twelve shillings and eight pence to remunerate Doctors Gordon and Bishop, Health Officers of that Board, for Vaccinating the poor French population of Bathurst and Carraquet, in that County, in the summer of one thousand eight hundred and forty one, and the further sum of fifteen pounds for the Clerk's services for the past year.

School for Coloured
Children, Loch
Lomond.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty pounds towards the support of a Free School

School for the education of the Colored Children at Loch Lomond, in the County of Saint John, at present taught by Robert Lindsay, the same not to be drawn until His Excellency or the Administrator of the Government for the time being, shall be satisfied of the efficiency of the said School.

To Margaret Sterling, widow of William A. Sterling, a licensed Teacher, the sum of six pounds thirteen shillings and four pence for four months services rendered by him in teaching a School in the Parish of Saumarez, County of Gloucester, immediately previous to his death. M. Sterling.

To James De Bourke, the sum of ten pounds for teaching a School in the Parish of Ludlow, in the County of Northumberland, from August to December, one thousand eight hundred and thirty nine, and in the adjoining Parish of Blissfield, in the same County, from December to April, one thousand eight hundred and forty one, in all six months. J. De Bourke.

To William Folyard, a licensed Teacher, the sum of five pounds for teaching a School in the Parish of Simonds, in the County of Saint John, for three months ending first June, one thousand eight hundred and forty one. W. Folyard.

To Samuel Grimshaw, a licensed Teacher, the sum of five pounds for teaching a School in the Parish of Studholm, in King's County, for three months. S. Grimshaw.

To James Wilson, a licenced Teacher, the sum of twenty pounds for teaching a School in the Parish of Moncton, in the County of Westmorland, for one year ending twenty seventh May one thousand eight hundred and forty. J. Wilson.

To Amy G. Campbell, a licenced Teacher, the sum of eight pounds six shillings and eight pence for having taught a School in Saint Andrews, in the County of Charlotte, for five months ending in September one thousand eight hundred and forty one. Amy G. Campbell.

To James Eaton, a licenced Teacher, the sum of five pounds for having taught a School in the Parish of Bathurst, in the County of Gloucester, for three months ending November one thousand eight hundred and forty one. James Eaton.

To Thomas Morris, the sum of twenty pounds for teaching a School in the Parish of New Bandon, in the County of Gloucester, for one year ending first January one thousand eight hundred and forty two, it appearing from the certificate of the Board of Education that he had duly passed the Board. Thomas Morris.

To John Murdock, the sum of twenty pounds for teaching a School for one year in the Parish of Wickham, in Queen's County, from January one thousand eight hundred and thirty nine to January one thousand eight hundred and forty. J. Murdock.

To George D. Morrison, a licenced Teacher, the sum of forty pounds for teaching a School in the Parish of Saint James, in the County of Charlotte, for two years ending on the first day of September one thousand eight hundred and thirty eight. G. D. Morrison.

To Mrs. Isabel F. Jouett, the sum of twenty pounds for teaching a School for one year for poor children in the Parish of Saint Mary's, in the County of York, in the year one thousand eight hundred and forty one. Mrs. I. F. Jouett.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds to encourage the running a covered Stage Coach from Dorchester to Miramichi; such sum to be paid to the person or persons who shall run a Stage Coach for the space of one year from the first day of June one thousand eight hundred and forty two, at least twice a week; the same to be certified by Commissioners appointed for the purpose. Stage from Dorchester to Miramichi.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to encourage the running of a covered Stage Coach from Miramichi to Bathurst the present year; the same to be paid to the person or persons running the same at least twice a week, on satisfactory certificates being produced that the service has been faithfully and efficiently performed. Stage from Miramichi to Bathurst.

To

J. Street, Arestook
Portage Settler.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds to remunerate John Street, a Settler on the Arestook Portage, for the encouragement of such Settler, when it shall be certified to His Excellency that the conditions required by the resolution of the fifteenth of March one thousand eight hundred and twenty seven have been complied with.

Infant School,
Fredericton.

To the Committee of the Infant School recently established in Fredericton, the sum of fifty pounds in aid of that Institution and fitting up a room for the same.

Warehouse Keeper
and Locker-up
Saint Stephen.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to provide for a Warehouse Keeper and Locker in Saint Stephen, in the County of Charlotte.

S Cox

To Sophia Cox, the sum of fifteen pounds to compensate her for teaching a School in the Parish of Fredericton nine months in the year one thousand eight hundred and forty one.

Trustees of Schools,
Beresford : for
P Roi

To the Trustees of Schools of the Parish of Beresford, in the County of Gloucester, the sum of ten pounds for the use of the School at the Little Roche, taught by Pierre Roi, for seven months to fifteenth February one thousand eight hundred and forty.

Catharine Easton.

To Catharine Easton, the sum of ten pounds for teaching a School in the Parish of Chatham, in the County of Northumberland, from the seventeenth day of November one thousand eight hundred and thirty nine, to the eighteenth February one thousand eight hundred and forty one, being a period of fifteen months.

Patrick O'Hanlon.

To Patrick O'Hanlon, a licensed Teacher, the sum of five pounds for teaching a School three months in the Parish of Woodstock, County of Carleton.

F. J. Earls.

To Francis Jemima Earls, the sum of seven pounds ten shillings for teaching a School in the Parish of Queensbury for four months and fourteen days.

P Bennett.

To Patrick Bennett, a licensed Teacher, the sum of ten pounds for teaching a School six months, ending twenty seventh day of July one thousand eight hundred and forty, in the District of Frog Pond, Parish of Simonds, County of Saint John.

S. Gill.

To Sarah Gill, the sum of twenty pounds for teaching a School in the Parish of Saint Mary's, in the County of York, in the year one thousand eight hundred and forty one.

Return Duties on
Goods destroyed by
Fire at Saint John.

To the following parties the sums affixed to their respective names, to reimburse them for Duties paid or secured on Goods destroyed at the Great Fire in Saint John, on the fifteenth day of November last, viz :—

To Waterhouse and Troop, the sum of thirty three pounds thirteen shillings and eleven pence :

To Thomas Leavitt and Company, the sum of one hundred and seven pounds eight shillings and six pence :

To Jardine and Company, the sum of eighty one pounds five shillings and two pence :

To G. and J. Salter, the sum of sixty eight pounds ten shillings and five pence :

To Alexander Robertson, the sum of five pounds twelve shillings and nine pence :

To William H. Street, the sum of thirty eight pounds twelve shillings and six pence :

To Crookshank and Walker, the sum of ninety nine pounds six shillings :

To Daniel Leavitt, the sum of fifty one pounds seven shillings and eleven pence :

To Thomas E. Millidge, the sum of one hundred and forty six pounds three shillings and two pence :

To John V. Thurgar, the sum of forty six pounds nineteen shillings and nine pence :

To William Hammond, the sum of four hundred and thirty three pounds ten shillings and four pence :

To

To Thomas Raymond, the sum of nineteen pounds eight shillings and two pence :
 To Ratchford and Brothers, the sum of seven hundred and fourteen pounds sixteen shillings :

To Charles R. Jarvis, the sum of sixty pounds :

To Walker Tisdale, the sum of forty six pounds seven shillings and three pence :

To N. S. Demill, the sum of twenty five pounds :

To Thomas M'Avity, and Company, the sum of twenty five pounds :

The said amounts to be applied in payment of Bonds given for Duties on the Articles consumed, if not previously paid, and if paid, then to be endorsed on any Bond, the parties may be respectively obligors for next falling due ; payments to be made in money only to those not being obligors to any Bonds to the Treasury.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty pounds for the encouragement of a Packet between Prince Edward Island and Bay Verte, in the County of Westmorland, the same to be paid to William Weeks or such other person as may establish the same (the former failing to do so) on a Certificate being produced from Commissioners to be appointed for that purpose, that the said Packet has run at least once a fortnight during the season, touching at Bedeque and Charlotte Town, each alternate voyage.

Packet between Prince Edward Island and Bay Verte.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty pounds to aid the inhabitants of the County of Westmorland, to employ a Courier to carry the Mails from Cape Tormentine to the Great Road of Communication through that County.

Courier from Cape Tormentine to the Great Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of ten pounds in aid of individual subscription, to pay a Courier between Washademoak and the Sussex Post Office.

Courier between Washademoak and the Sussex Post Office.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to be paid to James R. Tupper for keeping up a conveyance between Woodstock and the Grand Falls.

J. R. Tupper, conveyance from Woodstock to the Grand Falls; and

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds for the purpose of encouraging a Stage Coach between Fredericton and Woodstock, for the year one thousand eight hundred and forty two, the same to be paid to James R. Tupper, on a satisfactory Certificate being produced that the service has been faithfully and efficiently performed.

From Fredericton to Woodstock.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty pounds for the encouragement of a Packet between Shediac and Bedeque, the same to be paid to Anthony Simpson, on a Certificate being produced that the said Packet has been at all times fit to carry Passengers, and that she has been running at least once a week from the opening of the navigation to the close thereof.

Packet between Shediac and Bedeque; A. Simpson.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty five pounds in aid of individual subscription for carrying the Mails three times a week during the present year with a double Sleigh or Waggon with two Horses, for the accommodation of Passengers between Saint Andrews and Saint Stephen.

Mails, &c. between Saint Andrews and Saint Stephens.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and twenty five pounds to be paid to John C. Vail, to enable him to keep up the efficient four Horse Coach establishment

John C. Vail, Stages between Saint John and Dorchester.

establishment between Saint John and Dorchester, for one thousand eight hundred and forty two, on satisfactory Certificates being furnished that the service has continued to be faithfully performed.

Stages between
Saint Andrews and
Saint John.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds towards the encouragement of a Stage Coach between Saint Andrews and Saint John, the same not to be paid until satisfactory Certificates are produced that the said Stage has been kept up during the year one thousand eight hundred and forty two, in its present efficient state, and that the Mail has been carried daily between the said two places (Sundays excepted.)

J. Bradley and
J. Green, Stages
between Saint John
and Fredericton.

To James Bradley and James Green, the sum of seventy five pounds towards remunerating them for establishing and keeping up an efficient Stage communication between Saint John and Fredericton, and particularly at times when the navigation of the River is obstructed, and teams are prevented from running on the ice.

Stages between
Fredericton and
Miramichi.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and twenty five pounds for the year one thousand eight hundred and forty two, towards the support of the efficient Stage Establishment between Fredericton and Miramichi; the same to be paid to James M. Kelly, of Newcastle, or such other person or persons who may be willing to perform that duty on the prerequisites required by the Act of one thousand eight hundred and forty one, chapter thirty sixth, being complied with, with reference to the grant then made for this service.

J. Hewitt, and
J. Winters.

To James Hewitt and John Winters, the sum of fifty pounds to remunerate them in part for keeping up an efficient Daily Establishment between Saint John and Fredericton, on the ice during the last Winter.

Stages between
Fredericton and
Saint Andrews;
S. Vail.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventy five pounds for the encouragement of a Stage between Fredericton and Saint Andrews; the same to be paid to Solomon Vail when it shall be certified that the said service has been properly and faithfully performed.

R. Martin.

To Rachael Martin, a valuable Instructress of Youth, the sum of twenty pounds for teaching a School in the City of Saint John and Parish of Portland for the past year.

S. Pickett.

To Seymour Pickett, of Kingston, King's County, the sum of forty six pounds nine shillings and eight pence to reimburse him for Duties paid on Machinery for the manufacture and dressing of Homespun Cloth in one thousand eight hundred and forty one.

T. Herritt.

To Thomas Herritt, an old Soldier of the Revolutionary War in America, the sum of ten pounds, it appearing by Petition that the amount allowed by Law in such cases could not be drawn in consequence of his being absent from the Province at the time the Law passed.

O. Small, return
duties.

To Otis Small, the sum of twenty three pounds six shillings and eleven pence to reimburse him for Duties paid on Bricks imported from the United States, to rebuild a part of the Burnt District of one thousand eight hundred and thirty nine in Saint John.

Hon. J. Robertson,
return duties.

To the Honorable John Robertson, the sum of fifteen pounds eight shillings and eleven pence to reimburse him for Duties paid on Bricks imported from the United States, for rebuilding a part of the burnt District of one thousand eight hundred and thirty nine, in Saint John.

L. H. DeVeber,
return duties.

To Leveret H. De Veber, the sum of eight pounds thirteen shillings and three pence to reimburse him for Duties paid on Bricks imported from the United States,

States, for rebuilding his store destroyed by Fire in Saint John, in one thousand eight hundred and forty one.

To Stephen Watson, William Straight, and William Sharp, the sum of ten pounds each to remunerate them for Ferrying Her Majesty's Mails over the Washademoac and Jemseg Ferries for the past year.

Ferrying Mails
over the Jemseg
and Washademoac.

To the Commissioners of the Alms House at Saint Andrews, the sum of three hundred and eighty three pounds four shillings and six pence to reimburse them for expenses incurred in the support and relief of sick, indigent and distressed Emigrants in that Parish, for the year one thousand eight hundred and forty one, the same to be taken from the Emigrant Fund.

Distressed Emi-
grants at Saint
Andrews.

To the Overseers of the Poor of the Parish of Dalhousie, County of Restigouche, the sum of seventy five pounds seventeen shillings and six pence to reimburse them for advances made towards the support and relief of sick, indigent and distressed Emigrants in the year one thousand eight hundred and forty one; the same to be taken from the Emigrant Fund.

Distressed Emi-
grants, Dalhousie.

For the Overseers of the Poor of the Parish of Dalhousie, County of Restigouche, the sum of five pounds one shilling to reimburse them for expences incurred in conveying Mary Wilson and her family of five children from that place, where they landed from Ireland, poor and distressed Emigrants, to Saint John; the same to be taken from the Emigrant Fund.

To the Justices of the Peace of the City and County of Saint John, the sum of two hundred and forty nine pounds twelve shillings and eight pence to reimburse the Overseers of the Poor of the Parish of Portland for advances made by them towards the support and relief of sick, distressed and indigent Emigrants in the year one thousand eight hundred and forty one; the same to be taken from the Emigrant Fund.

Distressed Emi-
grants, Parish of
Portland.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of sixty five pounds, to enable him to relieve Solomon Vail who has established himself on the Great Road from Fredericton to Saint Andrews, for the accommodation of Passengers, it appearing that the said Vail was obliged to become bound to pay for the land at the rate of fifteen shillings per acre, which he bid off at Public Sale, and that the competition arose at the sale, by which he was compelled to give so great a price by the interference of parties interested against such house of accommodation being erected on the said Road.

S. Vail, to pay for
land purchased by
him.

To Robert Rankin and Company, the sum of fifteen pounds eight shillings and four pence to reimburse them for double Head Money paid on Passengers per the brig Wilkinson from Belfast, on the first day of June last; the same to be taken from the Emigrant Fund.

R. Rankin & Co.
excess of Head
Money.

To Robert Rankin and Company, the sum of sixty six pounds seven shillings and six pence to reimburse them for double Head Money paid on Passengers at the Treasurer's Office per ship Macao, from Londonderry, on the first day of June last; the same to be taken from the Emigrant Fund.

R. Rankin & Co.
excess of Head
Money.

To Crookshank and Walker, of Saint John, the sum of five pounds eighteen shillings and six pence to reimburse them for Duties paid on Pimento shipped to Boston in the schooners Eleanor Jane and Banner.

Crookshank and
Walker, return
Duties.

To William P. Ranney, of Saint John, the sum of three pounds six shillings to reimburse him for Duties paid on Wines exported to Halifax.

W. P. Ranney.

To James Kerr, a licenced Teacher, the sum of fifteen pounds to remunerate him for teaching a School in Gagetown, Queen's County, for a period of nine months in the year one thousand eight hundred and thirty seven.

J. Kerr.

W. H. Street, re-
turn duties.

To William H. Street, the sum of fourteen pounds twelve shillings to reimburse him for Duties paid on Rum and Brandy exported to Digby, Nova Scotia.

Steam Communi-
cation between
Miramichi, Char-
lotte Town and
Pictou.

To His Excellency the Lieutenant Governor or Administrator of the Govern-
ment for the time being, the sum of one hundred and seventy five pounds for the
current year, from the twentieth day of May next, for the purpose of encouraging
Steam Communication between Miramichi, Charlotte Town, and Pictou, provided
that a good and efficient boat be by the period above named put on that line, and
that the same do run regularly not less than once a fortnight between the above
mentioned places between the twentieth day of May and twentieth day of Novem-
ber next, (going and returning once a fortnight,) and proceeding up the River
Miramichi as high as the Town of Newcastle each trip, both on the arrival and
departure of the said Boat, to discharge and receive freight and passengers,
touching at Douglas Town for the same purpose, both on her arrival and depart-
ure, and stopping at each of those places each time not less than half an hour ;
which sum shall be paid to such person or persons as may run such Boat, by
Warrant under the hand and seal of His Excellency the Lieutenant Governor,
only on its being certified to him by the Collector of Her Majesty's Customs, that
a good and efficient Boat has been put on said line, and that the conditions of
this grant have been in all respects complied with.

Distressed Emi-
grants, Addington.

To the Overseers of the Poor of the Parish of Addington, County of Restigouche,
the sum of forty three pounds four shillings and one penny to reimburse them for
expenses incurred in the support and relief of such indigent and distressed
Emigrants ; the same to be taken from the Emigrant Fund.

Eaton, Burnham &
Co. Excess of Head
Money.

To Eaton, Burnham and Company, of Saint John, the sum of twenty pounds
six shillings and eight pence to reimburse them for double Head Money paid on
Passengers per brig Prince Albert, in July last, at the Treasurer's Office in Saint
John ; the same to be taken from the Emigrant Fund.

Crane and Magrath.

To Crane and Magrath, Agents for F. A. Taylor, of Tralee, in Ireland, the sum
of fourteen pounds five shillings as a reimbursement for double Head Money
paid on Passengers per schooner Jane, from Limerick, at the Treasurer's Office
in Saint John, in June last ; the same to be taken from the Emigrant Fund.

Dr. A. Gesner.

To Doctor A. Gesner, the sum of ten pounds two shillings and five pence to
reimburse him for Duties paid on Philosophical Apparatus imported from the
United States in January last.

Lieut. Col. Max-
well, 36th Regt.
return duties on
Wine.

To Lieutenant Colonel Maxwell, of Her Majesty's Thirty Sixth Regiment, the
sum of eighty two pounds eighteen shillings and nine pence to reimburse the
Officers of that Regiment for Duties paid on Wines, &c. used at the Mess during
the past year.

Thomas Wallace,
excess of Head
Money.

To Thomas Wallace, agent of the Owners of the brig Eglington, of Belfast, the
sum of twenty six pounds one shilling and eight pence to reimburse them for
double Head Money paid on Passengers per that Vessel, from Londonderry at
the Treasurer's Office ; the same to be taken from the Emigrant Fund.

E. Barlow and
Sons, return duties.

To E. Barlow and Sons, the sum of twenty four pounds six shillings to reimburse
them for Duties paid on two hogsheads of Whiskey exported from Saint John to
and landed in Halifax, Nova Scotia.

Lt. Col. Monins,
69th Regiment, re-
turn Duties.

To Lieutenant Colonel Monins, of Her Majesty's Sixty Ninth Regiment, the
sum of one hundred and three pounds fourteen shillings and nine pence to
reimburse the Officers of that Regiment for Duties on Wines, &c. used by the
Officers of the Mess during the past year.

Black Refugees,
Parish of Simonds.

To the Justices of the Peace of the City and County of Saint John, the sum of
one hundred and forty five pounds fifteen shillings and two pence to reimburse
the

the Overseers of the Poor in the Parish of Simonds for expenses incurred during the past year in the support and relief of sick, distressed and indigent black Refugees.

To the Overseers of the Poor for the Parish of Richibucto, County of Kent, the sum of thirteen pounds five shillings and six pence to reimburse them for expenses incurred in the support and relief of distressed Emigrants in the year one thousand eight hundred and forty one; the same to be taken from the Emigrant Fund.

Distressed Emigrants, Richibucto

To Phineas Williston and Brothers, the sum of eight pounds eighteen shillings and six pence, to reimburse them for Duties paid on a Puncheon of Rum exported from Miramichi to Prince Edward Island in one thousand eight hundred and forty.

P. Williston and Brothers, return duties.

To the Justices of the Peace for the County of York, the sum of five hundred pounds in aid of assessments toward the erection of a new Gaol recently built in Fredericton, in that County; the same not to be drawn from the Treasury until June one thousand eight hundred and forty three.

Justices of York, new Gaol.

To Thomas Henderson, Color Sergeant of the Thirty Sixth Regiment, the sum of fifteen pounds in consequence of his having had his leg fractured in several places, by which he has become entirely disabled, while escorting Militia Arms from Saint Stephens to Saint James, in the County of Charlotte, in one thousand eight hundred and forty one, he having been employed in drilling the Militia under the direction of the late Commander in Chief for the last four years.

Thos. Henderson.

To the Justices of the Peace for the City and County of Saint John, the sum of five hundred pounds in aid of Assessments in the erection of a City and County Alms House in the Parish of Simonds, in the County of Saint John, the same not to be drawn from the Treasury until June, one thousand eight hundred and forty three.

Justices of Saint John, Alms House.

To Sarah West the widow of an old Soldier of the Revolutionary War, the sum of ten pounds to assist her in her destitute condition.

Sarah West.

To Thomas Moses, Deputy Treasurer at West Isles, the sum of fifty pounds to remunerate him for service performed the past year; and that no further grant be made for the continuation of this office.

Thomas Moses.

To the Justices of the Peace of the City and County of Saint John, the sum of two thousand and sixty eight pounds five shillings and four pence to reimburse them for advances made to the Provincial House of Correction, one half of which sum to be paid the present year, and the remainder on the first day of June, one thousand eight hundred and forty three.

Justices of Saint John, towards the Provincial House of Correction.

To the Commissioners appointed to improve the navigation of the Grand Lake by the removal of a Bar at the entrance of the Jemseg, the sum of five hundred pounds towards the completion of that object.

Removal of Bar at the Jemseg.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and twenty eight pounds four shillings and eight pence to provide for the expenses of M. H. Perley, Esquire, Commissioner for Indian Affairs, appointed by His Excellency to investigate and report upon the condition of the Indian Tribes in the Province and their Reserves within the same; such sum as His Excellency may have temporarily advanced towards this service to be deducted from the above grant, and to be replaced in the fund from which it has been drawn.

Expenses connected with Indian affairs.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to remunerate M. H. Perley, Esquire, a Commissioner for Indian affairs, for his services on a mission authorized by His Excellency for enquiring into the condition of the Indian Tribes in this Province and reporting upon the Indian Reserves.

M. H. Perley, Esquire, Indian Affairs.

To

Commissioners for framing Bankrupt Bill.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty five pounds to provide for the payment of the Commissioners appointed by His Excellency, and expenses incurred by them in framing the Debtor and Creditor Bill, and that no further provision will be made for such services in future.

Expenses of Judicial Enquiry.

To the Commissioners of the Judicial Enquiry, the sum of sixteen pounds sixteen shillings and nine pence, being actual expenses incurred and paid by them in engrossing their Report, and for Postages, &c.

Division Lines between Counties of Westmorland and Kent, Queens and Westmorland.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eleven pounds two shillings and six pence to be paid the Deputy Surveyor appointed under the directions of the Surveyor General the balance due him for surveying a part of the division lines between the Counties of Westmorland and Kent, Queen's and Westmorland, Saint John and King's.

Saint John and King's.

Division Lines between Northumberland, Sunbury and Queen's.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty four pounds seven shillings to be paid to the Deputy Surveyor, appointed under the direction of the Surveyor General, the amount of his account for surveying a part of the division line between the County of Northumberland and the Counties of Sunbury and Queen's.

Government Contingencies, year 1841.

To His Excellency the Lieutenant Governor, the sum of four hundred and fifty pounds to provide for the contingent expenses of the Government for the past year.

Relief of Indians.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred pounds to enable the Commissioners of Indian affairs to afford relief to indigent and distressed Indians in this Province; the Warrant for the same not to issue until an account of the former grant be rendered.

Packet between Saint Andrews, West Isles, Campo Bello and Grand Manan.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventy five pounds for a Packet to keep up a communication between Saint Andrews and West Isles, Campo Bello and Grand Manan.

Employment of distressed labourers in Portland.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and fifty pounds to enable Charles Simonds, Esquire, to cancel a Bond given by him to the Queen for that sum, upon the security of which His Excellency advanced the above sum for the purpose of employing the distressed labouring classes in Portland, the extreme exigency of the case admitting of no delay, also such sum as will pay the interest on the said Bond to August next, agreeably to the conditions thereof.

Government Contingencies, year 1842.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding four hundred pounds for Provincial contingencies for the year one thousand eight hundred and forty two.

Justices of Saint John, for advances made for distressed Emigrants at Partridge Island.

To the Justices of the Peace of the City and County of Saint John, the sum of two thousand one hundred and eighty three pounds sixteen shillings and two pence to reimburse the Overseers of the Poor of the City of Saint John for advances made during the past year towards the support and relief of sick, distressed and indigent Emigrants, and for supplies furnished Emigrants landed on the Quarantine Establishment at Partridge Island; the same to be taken from the Emigrant Fund.

W. Watts,

To William Watts, the sum of ten pounds for airing and taking care of the Province Hall.

Ferry between Dorchester and Hopewell.

To the Justices of the Peace of the County of Westmorland, the sum of twenty pounds to be applied towards the maintenance of a Ferry between Dorchester and Hopewell.

To

- To John Simpson, Queen's Printer, the sum of one hundred and fifty pounds towards printing the Journals of the present Session. J. Simpson, Journals.
- To the Justices of the Peace of the County of King's, the sum of one hundred and twenty five pounds towards paying off the Debt due on the erection of a new Gaol. New Gaol in King's County.
- To Robert Gowan, the sum of fifty pounds for extra services in the Crown Land and Surveyor General's Office. R. Gowan.
- The sum of two hundred pounds granted in the year one thousand eight hundred and forty one for the purpose of building a Steam Boat Wharf at the outer Harbour of Saint Andrews, in the County of Charlotte, be re-appropriated as follows, that is to say: for the purpose of cutting a Sewer parallel to the said Harbour of Saint Andrews and to prevent the filling up of the same. Steam Boat Wharf, outer Harbour of Saint Andrews.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty seven pounds sixteen shillings and seven pence [to reimburse] Staff Adjutant George Priestly for amount over expended in drilling the Provincial Militia the past year. Staff Adjutant Priestley, over expenditure.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty six pounds to be paid to Corporal George Wright of the Royal Artillery, for one years services taking care of and cleaning the Militia Arms. Cleaning Militia Arms.
- To the Commissioners of Light Houses in the Gulph of Saint Lawrence, the sum of four hundred and forty six pounds sixteen shillings and seven pence, being the balance due them on the erection of a Light House on Point Escuminac, agreeably to the Report of the Select Committee on the seventh March instant; the same to be taken from the Light House Fund. Erection of Light Houses on Point Escuminac.
- To L. Donaldson, Esquire, Superintendent of the Bay of Fundy Light Houses, the sum of one hundred and five pounds sixteen shillings in addition to forty four pounds four shillings Commission allowed the Commissioners of the said Light Houses on the contingent expenses of last year; the same to be taken from the Light House Fund. L. Donaldson, Superintendent of Light Houses.
- To the Quarter Master General of the Militia Forces, the sum of two hundred pounds for his services for the year one thousand eight hundred and forty one. Quarter Master General Militia.
- To Henry Chubb, of Saint John, the sum of eighty three pounds six shillings and nine pence, being the amount of his account for printing the Fourth Report of Doctor Gesner's Geological Survey of the Province, and Report of the accounts of Supervisors of Great Roads and Commissioners of Bye Roads. H. Chubb, Printing.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seven hundred and fifty pounds for the purpose of encouraging and promoting Emigration to this Province; the said sum to be apportioned among the several Counties within the same, at and after the rate of sixty pounds to each County, to be paid accordingly on a satisfactory certificate being produced to His Excellency the Lieutenant Governor or Administrator of the Government for the time being, that an equal amount has been subscribed and paid by any persons associated together for the purposes intended by this grant in the County for which such appropriation is intended to be applied; which sum for said County, together with said grant, making together a sum not less than one hundred and twenty pounds for every County which may avail itself of said appropriation, to be expended as may be considered advisable for the encouragement of Immigration by every such Association, and that an account of the expenditure be laid before the Legislature at the next Session. Encouragement of Immigration.
- To His Excellency the Lieutenant Governor or Administrator of the Government for Encouragement of Agricultural Societies.

Encouragement of
Agricultural So-
cieties.

for the time being, not exceeding the following sums for the support and encouragement of Agricultural Societies in the respective Counties, viz:

Restigouche, one hundred pounds ;
Westmorland, one hundred pounds ;
Queen's, one hundred pounds ;
Gloucester, one hundred pounds ;
King's, one hundred pounds ;
Sunbury, one hundred pounds ;
Northumberland, one hundred pounds ;
Saint John, one hundred pounds ;
York, one hundred pounds ;
Kent, one hundred pounds ;
Charlotte, one hundred pounds ;
Carleton, one hundred pounds ;

which sums or aliquot portions thereof shall be paid to the order of the President of the respective Agricultural Societies, when it shall be certified to His Excellency that any portion of the inhabitants of any one of the said Counties have subscribed and paid a sum equal to one half the respective sums above mentioned or to the said aliquot portions thereof, which sums so paid shall be accounted for to the Legislature: Provided always, that in such Counties wherein District Agricultural Societies are formed embracing one or more Parishes only, it shall and may be lawful for His Excellency to apportion the amounts so to be granted to those Counties among the said District Societies.

Relief of suffering
labouring Poor in
Fredericton.

To the Commissioners of the Alms House for the County of York, the sum of two hundred pounds to reimburse them for advances made to the suffering labouring Poor in Fredericton in breaking stone for the use of the Roads.

Binding Revised
Provincial Statutes.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of ninety nine pounds fifteen shillings to be paid D. M'Millan for binding two hundred copies of the Revised Statutes of this Province.

Mechanics' Insti-
tute, St. John.

To the President and Directors of the Mechanics' Institute at Saint John, the sum of one hundred pounds to enable them to discharge a part of the heavy Debt due on the erection of the said building.

Protection of
Revenue.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the further sum of seven hundred and fifty pounds towards the protection of the Revenue the present year.

E. Ward, Report-
ing Debates.

To Edmund Ward, the sum of one hundred and fifty pounds to remunerate him for services performed in reporting and publishing the Debates of this House during the present Session.

Messenger to the
Executive Council.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to pay a Messenger to Her Majesty's Executive Council.

Printing decisions
of the Supreme
Court.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds to provide for printing the decisions of the Supreme Court, as reported by D. S. Kerr, Esquire.

Apprehension of
Deserters.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding one hundred pounds in addition to the amount allowed by Law for the purpose of rewarding persons for extraordinary exertions in apprehending Deserters from Her Majesty's Land Forces.

Thomas Hanford,
return Duties.

To Thomas Hanford, of Saint John, the sum of twenty three pounds nine shillings to reimburse him for Duties paid on Goods destroyed at the Great Fire in November last.

To

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventeen pounds five shillings to provide for the payment of the balance due the late Commissioners for widening the Canal between South Bay and Musquito Cove.

Canal between South Bay and Musquito Cove.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and eighty three pounds four shillings to reimburse the Commissioners for building a Public Wharf at Indian Town in the Parish of Portland, County of Saint John, the balance due them.

Public Wharf at Indian Town.

To the Justices of the Peace of the City and County of Saint John, the sum of three thousand one hundred and forty pounds fourteen shillings and five pence to reimburse the Superintendent of the temporary Provincial Lunatic Asylum established in the said City for the support of that Institution, and additional accommodation for the increased inmates, in one thousand eight hundred and forty one.

Temporary Provincial Lunatic Asylum.

To the Overseers of the Parish of Saint George, County of Charlotte, the sum of forty six pounds two shillings and six pence, to reimburse them for advances made for the support and relief of sick, indigent and distressed Emigrants for the year one thousand eight hundred and forty one, the same to be taken from the Emigrant Fund.

Distressed Emigrants, Parish of St. George.

To the Commissioners to be appointed by His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and seventy pounds for improving the Harbour of Saint Andrews, agreeably to the Report of the Commissioners appointed under an Address of this House on the eighteenth day of March last.

Saint Andrews Harbour improvement.

To the Commissioners of Government House the sum of one thousand eight hundred and sixty two pounds one shilling and two pence, being the amount of expenditures, agreeably to the Auditor's Report, comprising new Furniture, Tradesmen's Accounts, Wages to Mechanics, Laborers, &c. ; twelve pounds of which to be paid to John Clark Junior, for his services and expenses in repairing four times to Fredericton from Saint John, for the purpose of examining the Bank at the River opposite Government House.

Government House.

To John Simpson, Esquire, Queen's Printer, the sum of two hundred and forty five pounds and six pence for the payment of sundry publications in the Royal Gazette.

J. Simpson, Printing.

To John Simpson, Esquire, Queen's Printer, the sum of one hundred and seventy five pounds eight shillings and six pence, being amount of his account for printing, &c. the Journals of the Legislative Council.

To John Simpson, Esquire, Queen's Printer, the sum of six hundred and three pounds eight shillings, being balance of his account for printing the Journals and Laws, and other Public Printing.

To Neil M'Lean, the sum of fifteen pounds, being return of five shillings, currency, per barrel Provincial Duty paid in addition to the Imperial Duty of five shillings, sterling, per barrel, on sixty barrels Middlings Wheat Flour, imported ex schooner Susan, from Halifax, in November last.

Niel M'Lean, return duties.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventy five pounds to be applied in the payment of the balance due on the purchase of eight hundred copies of "Dunn's Norman School Manual," by George Baillie, Esquire, of London, for the use of the Province.

Dunn's Normal School Manual.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding seven hundred and fifty pounds in addition

Purchase of land for Barracks, Woodstock.

addition to the grant of last Session, for the purpose of being applied towards the purchase of land at Woodstock, on which to erect Barracks for the use of Her Majesty's Troops.

Legislative Library. To the Joint Committee of the Legislative Library, the sum of two hundred pounds, sterling, towards completing the supply of Books for the said Library.

Canal between South Bay and Musquito Cove. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds for the widening and further improving the Canal between South Bay and Musquito Cove.

Aboideau over the Aulac River. To Peter Etter, Richard Lowrison, and John G. Allen, Commissioners of Sewers for building an Aboideau over the Aulac River, in the County of Westmorland, the sum of three hundred pounds to assist them in the work undertaken by them.

Librarian of Legislative Library. To the Librarian of the Legislative Library, the sum of seventy five pounds for his services to the end of the present Session.

Sarah Woodlands. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty five pounds in full to reimburse Sarah Woodlands for Timber cut on her land towards building a Bridge over Sullivan's Creek, in the County of York, agreeably to the recommendation of the Supervisors.

Justices of Charlotte, towards debt on Court House. To the Justices of the Peace for the County of Charlotte, the sum of one hundred and forty pounds towards paying the debt due on the Court House.

Storage of Militia Arms. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eighteen pounds ten shillings to be applied in paying for storage of Militia Arms; ten pounds of which in Fredericton and eight pounds ten shillings in Woodstock.

Emigrant Paupers, York County. To the Commissioners of the Alms House in the County of York, the sum of one hundred and seventy three pounds nine shillings and four pence to remunerate them for expenses incurred in support of Emigrant Paupers during the year one thousand eight hundred and forty one; the same to be taken from the Emigrant Fund.

C. Thibideau, expenses of defending suit as a Bye Road Commissioner. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifteen pounds in part to remunerate Charles Thibideau for damages and costs sustained by him in defending a suit as a Bye Road Commissioner, agreeably to the Report of the Select Committee of the twenty fourth instant.

F. B. Dibblee, expenses of defraying a suit as a Bye Road Commissioner. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventy six pounds fourteen shillings to remunerate Frederick B. Dibblee for damages and costs in defending a suit as Bye Road Commissioner, agreeably to the Report of the Committee of the twenty fourth instant.

G. S. Raymond, for costs of defending suits as a Contractor, &c. To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty eight pounds eight shillings and ten pence to remunerate George S. Raymond, of Woodstock, in the County of Carleton, for costs and damages in defending suits as Contractor under a Bye Road Commissioner, agreeably to the Report of the Committee of the twenty fourth instant.

R. Dougherty, return duties. To Robert Dougherty, the sum of three pounds seventeen shillings and four pence, being Duties paid on a covered Carriage imported by him from the United States for the comfort and convenience of Passengers travelling from Saint Stephen to Saint Andrews.

P. Clinch, over expenditures. To Patrick Clinch, Esquire, the sum of fifteen pounds to reimburse him for monies over expended by him in repairing Bridges destroyed by freshets in one thousand eight hundred and thirty eight.

- To John Miller, Deputy Treasurer at Bathurst, the sum of twenty five pounds for the year one thousand eight hundred and forty, and a further sum of twenty five pounds for the year one thousand eight hundred and forty one, as compensation for the decrease of his income ; the same to be taken from the grant made for the protection of the Revenue, as recommended in the Report of the Committee of Trade. John Miller, Deputy Treasurer.
- To Ann M'Donald, Widow of the late Surgeon M'Donald, of the Jersey Volunteers, the sum of twenty pounds to relieve her in her present destitute circumstances, and the further sum of twenty pounds omitted to be placed into the Law of last years Appropriations. Ann M'Donald.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds fifteen shillings to pay the Commissioners the balance due for building the Arestook Bridge. Aristook Bridge, balance of expenses.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds for the Road from Hammond River to Hopewell, one half of which sum to be expended in King's County, from Hammond River onwards. Road, Hammond River to Hopewell.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds towards opening a Road through the new Settlement forming between the Penniac and Miramichi Portage. New Road through Settlement between the Penniac and Miramichi Portage.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, a sum not exceeding one hundred pounds to enable him to reimburse Doctor Gesner for expenses incurred by him in forming a new Settlement on Eel River, in the County of York, upon Land remote from the River Saint John, and well adapted for cultivation. Dr. Gesner, New Settlement, Eel River.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventy pounds to enable the late Supervisor on the Road from Fredericton to the Nerepis, to discharge sundry contracts on the said Road, and the balance of twenty four pounds six shillings and one penny over expended the last year. Nerepis Road, balance of contract, &c.
- To Jacob Kollock, a meritorious old Officer, resident at Carleton, in the County of Kent, the sum of twenty pounds in consideration of his being now totally blind and in the most indigent circumstances. Jacob Kollock.
- To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of eighty six pounds five shillings to reimburse the Commissioner on the Road leading to New Maryland for over expenditure during the past year ; the same to be deducted from the Bye Road money granted for the County of York at the next Session of the Legislature. Road to New Maryland, over expenditures.
- To the Chairman of the Committee of Public Accounts, the sum of one hundred pounds for extra services in that capacity during the present Session. Chairman of Committee on public and private accounts.
- To the President of the Saint Andrews Geological and Philosophical Society, the sum of twenty pounds in aid of the said Institution. St. Andrews Geological and Philosophical Society.
- To the Commissioners of the Province Hall, the sum of one hundred and two pounds six shillings and three pence for expenses incurred about the Province Hall, and the further sum of ten pounds towards improving the grounds in front of the Province Hall. Province Hall.
- The sum of fifty pounds in the hands of the Commissioners for extending the Break Water in Quaco, be re-appropriated and laid out on the new line of Road from Vaughan's Creek in Quaco, to the County Line towards Noah Tabor's, Shepody Road, laid out by Deputy Surveyor Kelleher. Vaughan's Creek in Quaco, to Tabor's, on Shepody Road.
- To His Excellency the Lieutenant Governor or Administrator of the Government for Paul Beardsley, losses by imprisonment

ment in the United States.

for the time being, the sum of twenty five pounds to remunerate Paul Beardsley for losses sustained in consequence of his imprisonment in the United States, arising out of his endeavour to prevent the encroachment of the Americans in the Disputed Territory, in the year one thousand eight hundred and thirty nine.

Distressed Emigrants, Parish of Dalhousie.

To the Overseers of the Poor of the Parish of Dalhousie, in the County of Restigouche, the sum of sixty one pounds eight shillings and seven pence to reimburse the Overseers of that Parish for expenses incurred in the support and relief of sick and distressed Emigrants in that Parish, in the year one thousand eight hundred and forty one; the same to be taken from the Emigrant Fund.

Government House, Coals.

To the Commissioners of Government House, the sum of one hundred and fifty pounds, being the amount expended by them for Coals for Government House.

Postages of Legislature.

To William B. Phair, Esquire, Postmaster, the sum of four hundred and ninety seven pounds nine shillings for the Postages of the Legislature during the present Session.

Legislative Contingencies.

To the Clerk of the House of Assembly, the sum of two thousand one hundred and thirty four pounds sixteen shillings and eight pence for the Contingent expenses of the present Session.

Money to be paid by Warrant.

II. And be it enacted, That all the before mentioned sums of money shall be paid by the Treasurer of the Province, by Warrant of His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of Her Majesty's Executive Council, out of the Monies now in the Treasury, or as payment may be made at the same.

CAP. XXXVIII.

An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province.

Passed 4th April 1842.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That there be allowed and paid out of the Treasury of the Province to such persons as His Excellency the Lieutenant Governor or Administrator of the Government for the time being shall appoint, in addition to the sums already granted, the following sums for the purposes hereinafter mentioned:

Saint John to the Nova Scotia Line.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and fifty pounds for the improvement of the Road from Saint John to the Nova Scotia Line, and for the reparation of Bridges on the same.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the following sums for the reparation and improvement of the undermentioned Great Roads and Bridges on the respective Lines, viz:

St John to St Andrews.

Saint John to Saint Andrews, one hundred and twenty pounds;

Fredericton to St John, via Nerepis.

Fredericton to Saint John, via Nerepis, one hundred pounds;

Nerepis to Gagetown.

Nerepis to Gagetown, twenty pounds;

Dorchester to Shediac.

Dorchester to Shediac, fifteen pounds;

Shediac to Petitcodiac.

Shediac to Petitcodiac, twelve pounds;

Richibucto to Chatham.

Richibucto to Chatham, fifty pounds;

Newcastle to Bathurst.

Newcastle to Bathurst, eighty pounds;

Bathurst to Campbellton.

Bathurst to Campbellton, (the same to be laid out in the County of Restigouche) four hundred pounds;

Fredericton to Woodstock.

Fredericton to Woodstock, four hundred pounds; forty pounds of which to be expended, if necessary, on the North side of the River;

Woodstock to Arestook.

Woodstock to Arestook, two hundred pounds;

Fredericton

Fredericton to Finger Board, fifty pounds ;
 Bellisle to Saint John, forty pounds ;
 Fredericton to Newcastle, three hundred pounds ;
 Fredericton to Saint Andrews, two hundred pounds ;
 Salisbury to Hopewell, sixty pounds ;
 Shediac to Richibucto, forty pounds ;
 Woodstock to Houlton, twenty pounds ;
 Waweig to Saint Stephen, ten pounds ;
 Oromocto to Gagetown, fifteen pounds ;
 Oak Bay to Eel River, seventy five pounds ;
 Arestook to Grand Falls, seventy pounds ;

Fredericton to Bend of Petitcodiac, one hundred pounds ; twenty five pounds of which to be paid by the Commissioner to Thomas Cox, for a Bridge at Newcastle built during the past year.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one thousand pounds for the completion of the Bridge over Bathurst Basin, in the County of Gloucester.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and thirty three pounds five shillings, being the balance due to the Contractor for a Bridge over Barnaby's River on the South side of the South West Branch of Miramichi.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds towards the erection of a Bridge over the Waweig River, in the County of Charlotte, at the site determined on near to Watts' Tannery.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the further sum of five hundred pounds to be applied in discharging the various Contracts made by the late Commissioners on the Road from Fredericton to Petitcodiac, and towards further improving the same ; ten pounds of which to be paid to Samuel S. Wilmot for the value of improved land taken from him by an alteration in the Road.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of four hundred and five pounds nine shillings and seven pence to reimburse the late Supervisor on that part of the Road leading from Saint John to the Nova Scotia Line, between Saint John and Hayward's Mills for materials furnished and expenses incurred in securing Hammond River Bridge.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirteen pounds sixteen shillings and four pence to reimburse the Commissioners appointed to explore a Line of Road from the Penniack to Miramichi Portage the balance due them.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty six pounds sixteen shillings and eleven pence to reimburse the late Supervisor on the Great Road leading from Dorchester to Shediac, and Shediac to the Bend of Petitcodiac, the balance due him.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of ninety nine pounds nine shillings and eleven pence to reimburse the late Supervisor on the Great Road leading from Fredericton to Saint Andrews, the balance due him.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and fifty three pounds one shilling

Fredericton to Finger Board.
 Bellisle to St John.
 Fredericton to Newcastle.
 Fredericton to St Andrews.
 Salisbury to Hopewell.
 Shediac to Richibucto.
 Woodstock to Houlton.
 Waweig to St Stephen.
 Oromocto to Gagetown.
 Oak Bay to Eel River.
 Arestook to Grand Falls.
 Fredericton to Bend of Petitcodiac.

Bridge over Bathurst Basin.

Bridge over Barnaby's River.

Bridge over the Waweig.

Fredericton to Petitcodiac.

Hammond River Bridge.

Penniack to Miramichi Portage.

Dorchester to Shediac, and Shediac to Bend of Petitcodiac.

Fredericton to St Andrews.

Newcastle to Bathurst, and thence to Campbellton.

shilling and ten pence to reimburse the late Supervisor on the Great Road from Newcastle to Bathurst and thence to Campbellton, the balance due him.

Richibucto to
Chatham.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds fourteen shillings and three pence to reimburse the late Supervisor on the Great Road leading from Richibucto to Chatham, the balance due him.

St John to Hay-
ward's Mills.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of ninety eight pounds fifteen shillings and seven pence to reimburse the late Supervisor on the Great Road leading from Saint John to Hayward's Mills, part of the Road to the Nova Scotia Line, the balance due him.

Fredericton to
Woodstock, West
side of St John
River.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and seventy eight pounds ten shillings and six pence to reimburse the late Supervisors on the Great Road leading from Fredericton to Woodstock, West side River Saint John, the balance due them.

Hayward's Mills to
the Nova Scotia
Line.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and eighty nine pounds ten shillings to reimburse the late Supervisor on the Great Road leading from Hayward's Mills to the Nova Scotia Line, (part of the Road from Saint John to that line,) the balance due him.

Oromocto to Gage-
town.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty seven pounds twelve shillings and eleven pence to provide for the payment of a balance due to the late Commissioner on the Road from Oromocto to Gagetown.

Loch Lomond to
Sussex Vale.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifteen pounds twelve shillings to provide for the payment of a balance due the late Commissioners on the Road leading from Loch Lomond to Sussex Vale.

Bartholomew River
to the Durgarvon
Settlement.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds towards exploring and opening a new Road from Bartholomew's Mills to the Durgarvon Settlement, on the Miramichi, a distance of nine miles, made in pursuance of the Report of the Agricultural Committee during the Session of the Legislature of one thousand eight hundred and forty one.

Road to Indian
Town.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty four pounds ten shillings to provide for the payment of the balance due the late Commissioner for the improvement of the Road to Indian Town, in the County of Saint John.

Royal Road ex-
ploration.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred and thirty four pounds two shillings and two pence to provide for the payment of the late Commissioner appointed to explore certain parts of the Royal Road.

Road through the
Victoria Settlement

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to open the Road through the Victoria Settlement, on the line between the Counties of Queen's and Sunbury.

Road in Douglas
and Queensbury,
exploration ex-
penses.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventeen pounds four shillings and three pence to provide for the payment of a Commissioner for exploring a Road in Douglas and Queensbury, in the County of York.

New Settlement on
Eel River to Rich-
mond Settlement.

To His Excellency the Lieutenant Governor or Administrator of the Govern-
ment for the time being, the sum of twenty five pounds towards opening a Road
from

from the new Settlement on Eel River to Richmond Settlement, in the County of Carleton.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds for repairing the Hampton Ferry Bridge, in King's County. Hampton Ferry Bridge.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred and thirty six pounds to pay Adam D. Allan the balance of his account for the Bridge over Sullivan's Creek, County of York; and the further sum of one hundred pounds in part to remunerate him for five hundred Logs prepared for the said Bridge destroyed by fire. Bridge over Sullivan's Creek, A. D. Allan.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of seventy five pounds to enable the late Supervisor on the Road from Saint John to Bellisle to satisfy certain contracts made by him. St John to Bellisle.

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of five hundred pounds towards the improvement of the new Road to Canada, above the Grand Falls. Road to Canada, above Grand Falls.

KENT BYE ROADS.

Forty pounds for the road from Point Sapine to Kouchibouguac. Kent Bye Roads.

Fifteen pounds for the road from Point Edward, up the River Kouchibouguac, on the North side thereof.

Fifteen pounds for the road on the North side of the Kouchibouguac River, up Stream.

Ten pounds for the road on the South side of the Kouchibouguac, above the Post Road.

Twenty five pounds for the road on the South side of the Kouchibouguac, below the Post Road.

Ten pounds for the road from Kouchibouguac to the Little River.

Ten pounds for the road from Taddy Babino's lower line to the Post Road.

Twenty five pounds for the road from the Post Road up the North side of the Kouchibouguacis River.

Fifteen pounds for the road on the South side of the Kouchibouguacis River, from the Rapids up.

Twenty pounds for the road on the North side of the Aldoune River.

Twenty pounds for the road on the South side of the Aldoune River up.

One hundred and fifty pounds for the road from Mill Creek to Molus River.

Ten pounds for the road from John James' upper line to Mill Creek.

Ten pounds for the road from Molus River to Bass River.

Ten pounds for the road leading up the Bass River.

Twenty pounds for the road from Bass River to Taylor's Mills, on the Main River.

Ten pounds for the road from Mill Creek to the Indian Line; two thirds of which to be expended above Carruthers' upper line.

Forty five pounds for the road from Child's Creek to the East Branch Bridge; two thirds of which to be expended in paying for the repairs of the Bridge over Child's Creek, the residue for the road.

Thirty pounds for the road from the Reserve to the Post Road; two thirds of which to be expended in paying for the repairs of the Bridge over Bell's Creek.

Ten pounds for the road from Peter Allan's to Atkinson's Mill.

Fifteen pounds for the road from Little Chockpish to the Great Chockpish.

Ten pounds for the road from the Post Road at M'Gowan's, to the new Settlement in rear of the old French Grant. Fifteen

*Kent Bye Roads,
Continued.*

Fifteen pounds for the road from Richibucto River to the Richibucto Cape, and for the Bridge over Atkinson's Mill.

Ten pounds for the road from Galloway to the East Branch Bridge.

Sixteen pounds for the road from the Catholic Chapel to the West Branch Bridge; one half of which to be expended between the Chapel and Hayward's.

Fifteen pounds for the road from Thomas Graham's, on the Richibucto River, to the Ferry over the Saint Nicholas River.

Ten pounds for the road on the East side of the South Branch of Saint Nicholas River, from Kinsla's Brook up.

Twenty pounds for the road from Middle Island Creek to Bell's Creek.

Nineteen pounds for the road from Middle Island Creek, down the River, to Thomas Graham's.

Fifteen pounds to complete the Breakwater at the Bridge over the Coal Branch.

Fifteen pounds for the road from Coal Branch Bridge to the Mill on the Main River.

Twenty pounds for the roads on the North and South side of the Coal Branch, from the Mills up.

Twenty pounds for the Road and Bridge from the East Branch Bridge to the Coal Branch.

Twenty five pounds for the road from Chockpish to Buctouche by Oliver Myer's.

Fifteen pounds for the road on the South side of the Chockpish River; one half below the Post Road.

Ten pounds for the road from Savoy's to the Post Road.

Ten pounds for the road from the Glenelg Settlement to the 4th tier of Lots.

Twenty pounds for the road on the North side of the Buctouche River, and repairs of the Bridge over Mill Creek.

Twenty pounds for the road from the upper side line of the Indian Reserve, on the North side of the Buctouche River, up the River.

Fifteen pounds for the Bridge over Black River, at the Chapel.

Thirty pounds for the road on the South side of the Buctouche River, from Coate's Mill down.

Ten pounds for the road on the North side of the Little Buctouche River, from Ward's Brook up to the Mills.

Twenty pounds for the road on the South side of Little Buctouche River to Smelt Brook, and to complete the Bridge over the same.

Fifteen pounds for the road to the Thibedeaux Settlement.

Twenty pounds for the Shore Road from Cocagne to Buctouche.

Ten pounds for the road from the Surat Settlement to the Post Road.

Twenty pounds for the Road and Bridges on the North side of the Cocagne River, from the upper line of Joseph Guegan's Lot.

Thirty pounds for the Road and Bridges on the South side of Cocagne River.

Ten pounds for the road from Cocagne River to the County Line, near Guegan's.

Twenty pounds for the road from the Post Road, by the Cove at Robicheaux's, round the Cape.

Ten pounds for the road through the Cocagne Cape, from Robicheaux's to the Gulf Shore.

RESTIGOUCHE BYE ROADS.

Fifty pounds for the road from James Christopher's to Flat Lands.

One hundred pounds for the road from the Flat Lands to Isaac Mann's.

*Restigouche Bye
Roads.*

- One hundred pounds for the road from Mrs. Keddel's to Grog Island Brook.
- One hundred pounds for the road from Grog Island Brook to the Settlement at the Mouth of the Upsalquitch.
- Thirty pounds for the road to the Sugar Loaf Mountain Settlement.
- Eighty pounds for the road to the Colebrooke Settlement.
- Fifty pounds from Eel River Settlement to the Great Road near Dalhousie.
- Thirty pounds for the road on the South side of Eel River Gully.
- Thirty pounds for the road from the Great Road leading to the Mountain Brook Settlement, on the line between Craigh's and Laviolette.
- Twenty pounds for the road to the Glenburnie Mill Settlement.
- Thirty pounds for the road to the Murdoch Settlement.
- Fifty pounds for the road from M'Pherson's old place to the Landing at the Bay Shore, as adopted by Supervisor Crocker.
- Twenty five pounds for the road from Nash's Creek to the Settlement in rear.
- Thirty pounds for the road to the Doyle Settlement.
- Twenty pounds for the road leading from the Great Road to Little Belle Dune Point, as laid off by Supervisor Crocker.
- Fifty pounds for the road from Dalhousie to the Crocker line, and towards the approach to Rock Island.
- Thirty pounds for the road leading from Dalhousie to Belle Vue Settlement.

Restigouche Bye
Roads,
Continued.

GLOUCESTER BYE ROADS.

- Thirty pounds for the Roads on Middle River.
- Twenty pounds for the Road from Bathurst towards the Babino.
- Thirty pounds for the Road on Little River.
- Ten pounds from Little Nipisiquid Gully to the Great Road.
- One hundred and forty pounds for the Bridge over the Tettagouche River at Blackstock's Mills, and the approaches.
- Sixty pounds for the Road on the South side Tettagouche River Settlements.
- Thirty pounds for the Road from Blackstock's Mills to Bathurst.
- One hundred pounds for the Road from Blackstock's Mills towards Kinsale and Dunlop.
- Twenty pounds for the Road from Doucett's Cove to Middle River Bridge; out of which ten pounds to be paid to Joseph Read, a balance due him, as per Audit of one thousand eight hundred and forty one.
- Twenty pounds for the Road from Miramichi Portage to Bass River.
- Twenty pounds for repairing the Bass River Bridge.
- One hundred pounds for the Road from Teague's Brook to Bass River.
- Fifty pounds for the Road from Teague's Brook to Waterloo.
- Fifteen pounds for the Road from Ben. Sullivan's to the Big Cove.
- Sixty pounds for the Road from End's Bridge to the South River of Carraquet.
- One hundred pounds for Carraquet lower Portage: out of which twenty pounds twelve shillings and six pence to be paid to George Severet, late Commissioner.
- Fifty six pounds fifteen shillings for the road from Pokemouche to the County Line.
- Fifty pounds for the road from Carraquet to Shippegan, by Saint Simon's.
- Forty pounds for the road from Joseph Sewell's to the head of the tide on the Main Pokemouche.
- Twenty pounds for the road through the Garryowen Settlement.
- Seventy eight pounds five shillings to Valentine Gibbs, of Pokemouche, a Commissioner of Bye Roads, for an expenditure by him made, as per Audit of one thousand eight hundred and forty one, on a Bridge over Lousier's Brook.

Gloucester Bye
Roads.

WESTMORLAND BYE ROADS.

Westmorland Bye
Roads.

Forty pounds for the road from Benjamin Landrie's to William Read's.

Fifteen pounds for the road from the Sackville Great Marsh Road to Point Migic.

Ten pounds for the road from P. Chapman's to Thomas Oulton's, Junior.

Twenty five pounds for the road from Thomas Oulton's, Junior, to the Emigrant Road.

Fifteen pounds for the road from Thomas Oulton's Junior, to Joseph Murray's.

Ten pounds for the road from George Richardson's to Crossman's.

Ten pounds for the road from Tedish to Great Shemogue.

Twenty pounds for the Road and Bridges from John Anderson's to Cadman's.

Twenty pounds for the road from Sackville to Aboushagan.

Fifty pounds for the road from Gaspereau to Cape Tormentine, through the Emigrant Settlement; fifteen pounds two shillings and six pence of which to be paid to John Trenholm, for repairs on the Gaspereaux Bridge.

Fifteen pounds for the road from the Great Road to Grand Aunce, by the second Westcock Hill Settlement.

Twenty pounds for the road from the Gaspereaux to the Great Shemogue.

Twenty pounds for the road from E. Raworth's to Cape Spear.

Twenty pounds for the road from Wood Point to Cape Maringuin.

Ten pounds for the road from William Kinnear's to Fairfield.

Fifteen pounds for the road from Silas C. Charter's to Benjamin Landrie's.

Forty pounds for the road from John Wells' to Point Migic; three pounds fifteen shillings to be paid to George Laurence for expenditure.

Ten pounds for the road from Shemogue Road to Square Lake.

Ten pounds for the road from Edward Capel's to Gooden's.

Seven pounds ten shillings for the road from Aboushagan to Cormea's Meadows.

Fifteen pounds for the road from the road in Dorchester to Crossman's.

Fifteen pounds for the road from Webster to Lezere's, in Barrichoie.

Forty pounds for the road from Kouchibouguac Lake to Benjamin Tingley's, on the North Brook.

Ten pounds for the road from Bay Verte to Dobson's.

Ten pounds for the road from Sackville Church to British Settlement.

Ten pounds for the road from near Gaspereaux Bridge to Otter Creek.

Twenty pounds for the road from Henry Ward's to the road from George Dobson's to the Emigrant Road.

Thirty five pounds for Kouchibouguac Bridge.

Twenty pounds for a Bridge over Long Lake in Jolicœur, in aid of individual subscription.

Twenty pounds for the road from James George's to Josiah Hicks'.

Five pounds for the road from the road in Tedish to the Gould Settlement.

Ten pounds for a Bridge over Tedish River.

Five pounds for the road in the Ohio Settlement in Shediac.

Five pounds for the road from David Armour's to Scoudac River.

Five pounds for the road from Raphael Burk's to the Beleveau Settlement.

Fifteen pounds for the road from Barter's Cove, on the North side of Shediac River to the County Line.

Twenty pounds for the road from the road in Shediac to the French Settlement.

Ten pounds for the road from Peter Babinot's to Newman's Mills, North side Shediac River.

Seven pounds ten shillings for the road from Tignish Road to the Landing at David Irvin's.

Twenty

- Twenty pounds for the road from George Lunn's to Benjamin Tingley's.
 Ten pounds for the road from Log Lake to Touse's.
 Ten pounds for the road from the Great Shemogue Road to the Little Shemogue.
 Ten pounds for the road from James Ayer's to Beech Hill.
 Fifteen pounds for the road from the road in Great Shemogue to the Little Cape.
 Ten pounds for the road from William Read's to Thomas Ayer's.
 Ten pounds for the road from Bay Verte to Tignish.
 Ten pounds for the road from Townsend's to Bay Verte.
 Ten pounds for the road on Beech Hill in Sackville, to be expended in straightening the road in front of George Bowser's Farm.
 Five pounds for the road from Fairfield to A. Fillmore's.
 Twenty pounds for the Bridge over Arseneau's Creek, near the Chapel in Barrachois, to be applied in liquidating the accounts for building the same.
 Ten pounds for the road from Robert Trenholm's to William Peacock's.
 Ten pounds for the road from Guiton's, up the East side of the Memramcook River.
 Five pounds for the road from the Aboushagan Road to Miles Sears'.
 Fifteen pounds for the road from Ezra Peck's through the Haley Settlement.
 Five pounds for the road from the Great Road to Aaron Robinson's.
 Five pounds for the Eben Wilbur Road.
 Five pounds for the road from Harrison's on the Shediac Road to Brown's Mill.
 Five pounds for the road from Fox Creek to the Gould Settlement.
 Five pounds for the road from the Hick's Settlement on Butternut Ridge.
 Five pounds for the road from Alexander Kinnear's to Joseph Chapman's, through the Steeves' Settlement on Butternut Ridge.
 Five pounds for the road from Abner Taylor's to the Lewis Settlement.
 Twenty pounds for the road from Gilbert Forsyth's in New Horton to Cape Enrage.
 Forty pounds for the road from Germain Town to Point Wolfe Harbour.
 Twenty five pounds for the road from New Ireland to Salmon River.
 Five pounds for the road from Aaron Stevens' to New Horton.
 Ten pounds for the road from William Filmore's to Daniel Copps' on the Ridge.
 Ten pounds for the road from John Ritchie's to Stephen Stiles' on Crooked Creek.
 Seven pounds ten shillings for the road through the Memel Road Settlement.
 Twenty five pounds for the road to the Caledonia Settlement from Hopewell.
 Sixty pounds for the road from M'Latchy's Bridge to James Gunning's; of which sum five pounds sixteen shillings to be paid J. Wallace.
 Twenty pounds for the road from Chapman's, up Turtle Creek, to Mitton's.
 Ten pounds for the road from Thomas Colpitt's Mill through to the Coverdale River Road, and thence to Robert Colpitt's.
 Fifty pounds for the Bridge over the Pollet River, on a site to be ascertained by a Commissioner to be appointed by His Excellency the Lieutenant Governor.
 Ten pounds for the road from M'Laughlan's Road to Irishtown.
 Fifteen pounds for the road from the Pollet River Road near Mrs. Smith's to the Great Road at Powel's.
 Thirty five pounds for the Road and Bridge from the Great Road to the Irvine Settlement, by Henry Steeves'.
 Ten pounds for the road from Alexander Cane's to George Colpitt's Mill.
 Five pounds for the road from the Haley Settlement Road to Hezekiah Woodworth's.
 Five pounds for the road from Dover to William M'Farlane's.

Westmorland Bye
Roads,
Continued.

Ten pounds for the road from William Chapman's to Timothy Horseman's.

Twenty pounds for the road from Hamilton's, in Hopewell, to Hayward's.

Twenty pounds for the road from Hayward's to the Great Road in Hillsborough.

Forty pounds for the road from the Bend to the Mountain Settlement.

Ten pounds for the roads connected with the Mountain Settlement; £5 to be expended between Lutz's and Steeves'.

Ten pounds for the road from Robert Colpit's, Junior, to the King's County Line, near J. Hoyt's.

Five pounds for the road from James Crandall's to Bell's Farm.

Fifteen pounds for the road from George Colpit's up Coverdale River.

Fifteen pounds for the road from Robert Scott's to North River.

Ten pounds for the road from Henry Steeves' to the Round Hill, and thence to Hugh Duffy's.

Ten pounds for the Dorchester Island Road.

Thirty pounds for the road from Jonathan Cole's in the Joggin's.

Ten pounds for the road from Grand Aunce to Hard Ledge.

Five pounds for the road from the Great Road to Peter Jonah's.

Five pounds for the road from the Main Road near Stoney Creek to Thomas Rogers'.

Fifty pounds for the road from the Bend to Irishtown, and thence to the French Settlement.

Twenty pounds for the road from the Shediac Road thro' the French Minudie Settlement.

Seven pounds ten shillings for the road from the Great Road to Brown's Mill, by P. Kearnan's.

Thirty two pounds ten shillings for the road from the Great Road to Butternut Ridge; of which sum seven pounds ten shillings to be paid James Blakeney.

Ten pounds for the road over the Badro Marsh.

Ten pounds for the road from near Gabriel Herbert's to Dover.

Twenty pounds for the road from Dover to Belliveau Village, and thence to the Great Road; seven pounds ten shillings of which sum to be paid to Lorang Godet.

Seven pounds ten shillings for the road over the Cormea Marsh.

Thirty pounds for the road from Ralph Carter's to the Petitcodiac River.

Five pounds for the road from the Chapel Road to Lorang Legere's.

Five pounds for the Marsh Road from Cape Road to Cole's Point.

Ten pounds for the road from John Palmer's to second Westcock Hill.

Ten pounds for the road from the Great Road to Dorchester through the Chapman Mill Settlement.

Five pounds for the road from Crawson's to Seawnae's.

Five pounds for the road from Abraham Steeves' to the Great Road on Turtle Creek.

Five pounds for the road through the Keillor and Chapman Mill Settlement.

NORTHUMBERLAND BYE ROADS.

Ten pounds to improve the road leading from the first to the second tier of Lots above John Henderson's Farm, Chatham.

Ten pounds to improve the road leading from the first to the second tier of Lots above the Farm of Thomas H. Peters, Esquire, in the Parish of Chatham.

Ten pounds to improve the road to the second tier of Lots below the Parsonage, Chatham, and from thence on the New line of Road towards Napan.

Thirty

Northumberland
Bye Roads.

Thirty two pounds thirteen shillings and nine pence to George Fowler to reimburse him for the sum of thirty one pounds two shillings and eight pence over expended by him, together with five per cent. Commission thereon.

Northumberland
Bye Roads,
Continued.

Twenty pounds for repairing the Black River Bridge, and improving the road from thence to the Little Branch Bridge, Black River.

Ten pounds towards opening and improving the road from the Little Branch School House towards the Upper Settlement.

Ten pounds towards improving the road from the Little Branch Bridge towards Horton's Creek.

Twenty pounds towards improving the road from John M'Donald's Farm to Kingston's, and from thence towards Bay du Vin River Mills.

Fifteen pounds towards opening that part of the road marked D on the Plan, between Bay du Vin River Mills and the Richibucto Road.

Forty pounds towards opening and improving the road from Williston's Farm to Eel River.

Ten pounds towards opening the road from Carrol's Brook to Sergeant's Upper Line on the line of road surveyed by Deputy Saddler, marked B.

Ten pounds towards improving the road from Kingston's Farm to the Bay du Vin River Mills.

Ten pounds towards improving the road from Horton's Creek to John M'Donald's Farm.

Ten pounds towards improving the road on the North side of Black River, from Alexander Campbell's Farm to the residence of Farquhar M'Graw.

Fifteen pounds to improve the road from Dicken's residence to Bay du Vin River at the City Landing.

Fifteen pounds to improve the Road on the North side of Black River from the Richibucto Road upwards a distance of one and a half miles on the line laid out by Deputy Peters.

Twenty pounds to open the road leading from Hannah's upper clearance Napan, to the Westfield Settlement, so called, between Napan and Black River in the rear of Thomas Hannah's Block, upon the line already laid out by Deputy Peters.

Twenty pounds to improve the road between Taylor's Creek and Point Aux Car.

Twenty pounds to improve the road leading from the Bridge at Black River to Napan.

Thirty pounds towards the erection of a Bridge at the School House, Napan.

Fifty pounds to Alexander Goodfellow, and Richard Sutton, to enable them to pay the balance due on Barnaby's River Bridge.

One hundred and twenty five pounds towards improving the road from Newcastle to Chaplin's Island; twenty five pounds of which to be expended between Newcastle, and the Mill Stream.

Fifteen pounds to improve the road from the Chaplin Island Road to the Copp Settlement.

Five pounds towards opening and making a road from the Mouth of Trout Brook to John Shaddick's Farm.

Ninety pounds towards improving the road from the Mill Stream, North Esk, to Malchet's, and from thence by the new line of road up to the Indian Reserve.

Ten pounds towards repairing the Bridge at M'Kay's Cove.

Twenty five pounds towards improving the road from Oxford's Cove to Fiddes' Farm.

Ten pounds to continue the road in front of Porter and Stewart's Farm.

Twenty

Northumberland
Bye Roads,
Continued.

Twenty pounds to continue the road in rear of Morefield's along the front of the first tier of Lots to the Bathurst Road, of which sum twelve pounds seventeen and six pence to reimburse Mr. Goodfellow the amount over expended by him.

Ten pounds to improve the road from White's Creek, below Oak Point, back to the Tabusintac Road.

Fifteen pounds to improve the road from Lower Nequack to Stymis's Mill.

Five pounds to explore and open a line of road from Lot number twenty two, occupied by Edward O'Brien to the Head of the Tide in the French Cove on the said line of road.

Two hundred pounds towards improving the road from Bartibog to Tabusintac and reimbursing Mr. Goodfellow seventy eight pounds eleven shillings and six pence over expended by him.

Twenty five pounds towards opening and making the new line of road on the East side of Bartibog from Moody's Point to M'Ginne's Farm.

Ten pounds towards improving the road from Patrick Hall's place, in a Westerly directon to Bartibog.

Forty pounds to improve the road from Cuppage and White's to James Holmes' Farm on the Little South West, and from thence upwards.

Thirty five pounds to improve the road from Beaubair's Point to Cuppage and White's.

Twenty pounds to improve the road from the North West to the South West Branch of Miramichi through the Williamston Settlement.

Ten pounds to improve the road from Jared Tozer's upper line from the North West, to the lower Williamston Settlement.

Forty pounds to improve the road from Flet's Cove through the Nowland Settlement to Barnaby's River; of which sum, twenty five pounds one shilling to reimburse Richard Sutton the amount over expended by him.

Fifteen pounds to improve the road from Flet's Cove to Barnaby's Island.

Ten pounds to improve the road from James Nowland's to the third Tier of Lots.

Fifty five pounds to improve the road on the South side of the South West, from Barnaby's River Bridge to Doyle and Tobin's Farm, thence towards Indian Town.

Twenty five pounds to improve the road on the East side of Barnaby's River to Hutchinson's Farm.

Ten pounds to improve the road on the East side of Barnaby's River to Moris' Farm.

Fifteen pounds to improve the road from Saunder's Grist Mill to the Settlement on the right hand branch of Barnaby's River.

Ten pounds to improve the road on the South side of Barnaby's River to the Semiwagan Ridge.

Fifteen pounds towards improving the road from Willliam Hogan's Farm to M'Allister's, in the Parish of Blissfield.

Fifteen pounds to improve the Road from Cain's River, on the South West Branch of Miramichi, up till it strikes the road to the Settlement on Cain's River, coming out to the South West.

Thirty pounds towards improving the new line of road on Cain's River.

Twenty pounds towards improving the road on the North side of Renous River, between Indian Town and Lee's Farm.

Twenty pounds towards improving the road from Lee's Farm on the North side of Renous River, to James Donaldson's Farm.

Twenty pounds to improve the road from the Horse Shoe on Cain's River, to the Main South West, agreeably to Saddler's line.

Northumberland
Bye Roads,
Continued.

Fifty pounds towards opening a road from Bartholomew's Mills to the new Settlement on the Dungarvon.

Twenty five pounds to improve the line of road from Doak and M'Laggan's Mills to the upper Settlement on Bartholomew's Mills.

Twenty five pounds to improve the road from Doak and M'Laggan's Mills to the Mouth of the Dungarvon or Renous River.

Twenty pounds to improve the road from Bartholomew's Mills to the Forks, and building a Bridge at Clarke's landing.

Fifteen pounds to improve the road on the South side of the Dungarvon, from a John Bassiet's clearance to the South West Road; six pounds eight shillings and nine pence of which to be paid to David Saddler.

Forty pounds to improve the road from opposite Boies Town to the Campbell Settlement.

Twenty two pounds six shillings and three pence to explore and improve the road on the North side of the South West, and from opposite Boies Town to the easterly extremity of the Parish of Ludlow.

SUNBURY BYE ROADS.

Forty pounds for the road from George Boon's to Ralph Seely's.

Sunbury Bye Roads.

Ten pounds for the road from Isaac Copewell's to the Garey road.

Ten pounds for the road from George Morrow's dwelling house to the South Branch Road.

Ten pounds for the road from Jeremiah Smith's to the Garey Road.

Ten pounds for the road from South Branch Road to Scoullar's Mills.

Ten pounds for the road to a new Settlement near Walter Patterson's.

Twenty pounds for the road from Thomas Hartt's to Solomon Tracey's.

Fifty pounds for the road from Rushagonis to Hartt's Mills.

Eighteen pounds for the road from Hartt's Mills to Diamond Square.

Fifteen pounds for the road from Burpe's Mill through the Gordon Settlement.

Fifteen pounds for the road from William Dow's to J. M. Wilmot's Farm.

Twenty pounds for the road from John Grass' to the Rushagonis Road near Peabody's.

Twenty pounds for the road from John Bell's to Burpe's Mill.

Ten pounds for the road from the road near Jones' at Rushagonis, to the Oromocto river opposite John Wood's.

Thirty five pounds for the road from the Widow Kirkpatrick's to the County Line between Queen's and Sunbury.

Twenty five pounds for the road from Thomas Hartt's to Thomas Mersereau's.

Ten pounds for the road from the South Branch Road to John M'Laughlin's.

Ten pounds for the road from John Peabody's to John Morgan's.

Fifty pounds for the road from the French Lake Road to the Little River Mills in the Parish of Sheffield.

Fifty pounds for the road from the Highway in Burton, at or near Jacob Smith's, to the Nerepis Road.

Ten pounds for the road from William Boon's to Thomas Stennix.

Fifteen pounds for the road from Scoullar's Mills to the Upper Settlement past Smith's.

Ten pounds for the road from John Nason's, Senior, Farm to the Rushagonis Road.

Fifteen

Sunbury Bye Roads,
Continued.

Fifteen pounds for the road from the Garey road to a new Settlement above Nevers' Mills.

Ten pounds for the road from Patrick M'Laughlin's to the South Branch Road.

Twenty five pounds for the road from Jeremiah Tracey's, Junior, to Edmund Creekmore's.

Ten pounds for the road from Solomon Tracey's to John M'Claskey's.

Twenty pounds for the road from Thomas Smith's to John Morgan's.

Ten pounds for the road from Three Tree Creek to the Rushagonis Road.

Twenty pounds for widening the road at Burpe's Mill Dam in the Parish of Burton, and to pay balance due to Moses C. Burpe.

Ten pounds for the road from John Morgan's to the Beaver Dam, Rushagonis.

Sixty pounds for the road from Ralph Seely's to the Widow Kirkpatrick's, and to build a Bridge over Back Creek ; this in addition to the sum granted for the road last year and not expended.

Forty two pounds one shilling and one penny to pay expenses incurred in running Lines between the Parishes of Burton, Lincoln and Blissville, in eighteen forty one.

Ten pounds to build a Bridge at or near John Sinckler's at the road leading from Partelow's landing to John Peabody's.

Seventy five pounds for building a Bridge at the Blind Thoroughfare in the Parish of Sheffield, and for the road leading to the same.

Ten pounds for the road from Gillan's to Abner Mersereau's.

Ten pounds for the road from the Public Wharf in Sheffield, and to pay Stephen Burpe balance due him.

Fifteen pounds for the road from William Dow's to John Grass'.

Nine pounds eighteen shillings and eleven pence for the road from the Nerepis Road to Morrow's Mill.

CHARLOTTE BYE ROADS.

Charlotte Bye
Roads.

Fifty pounds for the Frye Road, to avoid hills thereon, in the Parish of Saint Andrews ; five pounds of which to be paid to the person who explored and cut out the same.

Twenty five pounds for Turnpiking the alteration of last year on the Frye Road in the Parish of Saint Andrews.

Seven pounds ten shillings to make a Bridge on the Road from the Saint John Road through the Glebe in the Parish of Saint Andrews.

Ten pounds for the road from the road leading to the Rolling Dam to Michael Shea's, in the Parish of Saint Andrews.

Seven pounds ten shillings for the road leading from the road to Saint Stephen to the Salt Water, between Currie's and Bradford's in the Parish of Saint Andrews.

Ten pounds for filling up the ruts and gravelling the road from Price's to Indian Point in the Parish of Saint Andrews.

Seven pounds ten shillings for repairing the embankment near Dun's Farm on the road leading to Joe's Point in the Parish of Saint Andrews.

Ten pounds for the road from James Thompson's to Chamcook, and to repair Bridges thereon by Hagerty's in the Parish of Saint Andrews.

Ten pounds for the road from the Saint Stephen Road to the Salt Water, between Mowet's and Carlow's in the Parish of Saint Andrews.

Ten pounds for the road from Shears' Corner to Hunter's Mill in the Parish of Pennfield.

Ten pounds for the Cold Brook Road in the Parish of Pennfield.

Ten pounds for the road from Jesse Prescott's to near Mealy's at L'Etang in the Parish of Pennfield.

Five pounds for the road from John Munroe's, Senior, to Samuel Munroe's landing in the Parish of Pennfield.

Twenty five pounds for the road from Hawkins's Field to the Saint John Road near Waters' in the Parish of Pennfield.

Ten pounds for the road from Beaver Harbour to Andrew Hall's Mill in the Parish of Pennfield.

Fifteen pounds for the road from Crow Harbor, beginning at M'Donald's in Pennfield.

Fifteen pounds for the road to Sealey's Cove from J. Tatton's to Brittany's, in Pennfield.

Ten pounds for the road from Mealey's Barn to M'Dermot's Farm in the Parish of Pennfield.

Fifteen pounds for the road from the County Line in Dipper Harbor to Cassidy's, at Le Proe, in the Parish of Pennfield.

Ten pounds for the road from Widow M'Callum's to Dowd's Cove Landing in Pennfield.

Seven pounds ten shillings for the road from Roger Trainor's to Thompson's Kiln in the Parish of Pennfield.

Fifteen pounds for the road from Buckman's Mill to Beaver Harbor in the Parish of Pennfield.

Seven pounds ten shillings for the road from the Beaver Harbour Road to John Eldridge's Landing in Pennfield.

Ten pounds for the road leading from Justis Justison's to George Cricket's Farm in Pennfield.

Ten pounds for covering the Causeway on the Bog Road (so called) in the Parish of Saint Patrick.

Seven pounds ten shillings for the road from the Main Road, by Kill Cat Lake, towards Blakely's Farm in the Parish of Saint Patrick.

Ten pounds for the road from Turner's Mills, by Quin's, to the Old Digdeguash Road in the Parish of Saint Patrick.

Ten pounds for the road from the Main Road towards Hugh Burns' Farm in the Parish of Saint Patrick.

Ten pounds for the road from the Clarence Hill Road to near Rob Parks', running North and South, in the Parish of Saint Patrick.

Eighty six pounds ten shillings for the road leading from Lindsay's to the Pleasant Ridge, to terminate at the Digdeguash River in the Parish of Saint Patrick.

Twenty pounds for the road from the Fredericton Road towards Edwin Foster's in the Parish of Saint Patrick.

Seven pounds ten shillings from the Clarence Hill Settlement towards Whittier's Ridge in Saint Patrick.

Seven pounds ten shillings for the road from the Clarence Hill Settlement towards Pat Reddington's in the Parish of Saint Patrick.

Fifteen pounds for the road from the Widow Wilson's towards the Rolling Dam in Saint Patrick.

Twenty pounds for the road from Turner's Mill to Edward Lapelles' in the Parish of Saint Patrick.

Ten pounds for the road from William M'Brine's to the Fredericton Road in the Parish of Saint Patrick.

Seven pounds ten shillings for the road from Archibald M'Vicar's line to Henry Cook's at Back Bay in the Parish of Saint George.

Forty

Charlotte Bye
Roads.
Continued.

Forty pounds for the road leading from M'Carroll's corner towards Sealy's Mill; one half of which to be expended between Sealy's Mill and the Bridge; the other half between the Bridge and M'Carroll's in the Parish of Saint George.

Ten pounds for the road from the upper Mills to the Red Bank Settlement in the Parish of Saint George.

Thirty pounds for the road from the upper Mills to the Old Fredericton Road in the Parish of Saint George.

Ten pounds for the road from Lime Island Bar to the Lime Company's Road in the Parish of Saint George.

Ten pounds for the road through Mascareen, commencing at Mrs. Sutherland's, to the Ferry Road (so called) opposite Hobbs', on the new line of Road.

Ten pounds for the road from the School House to Summers' on the East side of the Magaguadavic River in the Parish of Saint George.

Ten pounds for bridging the road from the Pleasant Ridge Road to Joseph Newel's, on the Little Pleasant Ridge in the Parish of Saint George.

Twenty pounds for the road from Neil M'Nichol's in L'Etete, to Robert Holmes' in the Parish of Saint George.

Twenty pounds for an alteration in the road through John Dick's Farm, and to build a Bridge across Green's Brook in the Parish of Saint George.

Ten pounds for the road from Archibald M'Vicar's at Black Bay, to Robert Patterson's on the Murphy Road (so called) in the Parish of Saint George.

Twenty pounds for the road from Bridges' Farm to the Pomeroy Bridge in the Parish of Saint George.

Ten pounds for the road from the Old Fredericton Road to the County Line near the Flume Ridge in the Parish of Saint George.

Fifteen pounds for the road from the Piskehagan Stream to Niles' Brook, near Bassett's Farm, in the Parish of Saint George.

Ten pounds for the road from the Mascareen Road to the Lime Kiln in Saint George.

Twenty five pounds to purchase materials for a Bridge across the Pond Hole (so called) from Daniel Leman's to John Pendleton's on Deer Island.

Twenty pounds for the road from Price's Farm to William Ferris' on Deer Island.

Thirty six pounds for the roads in the Lower District of Deer Island.

Ten pounds for the road from De Wolf's Dam to Ewart's in Saint James'.

Ten pounds for the road from Milltown to Richard Baxter's in Saint Stephen.

Thirty pounds for the road from the late James Symonds's, to the farthest extremity of the Little Ridge, one half to be laid out on either side of the Moannes Stream after repairing the Bridge across the Stream.

Twenty five pounds for the road from Joel Hill's to Sprague's Falls, twenty pounds twelve shillings of which to be paid to Robert M. Todd for an over expenditure on the Moannes Bridge last year.

Thirty pounds for the new road from the Ledge to Oak Point in Saint Stephen.

Thirty pounds for the road from the Cove in Saint Stephen to the Basswood Ridge in Saint James.

Ten pounds for the road from the Kirk to Bleakley's in Saint James.

Ten pounds for the road from the new Moannes Bridge at Hill's Meadows to the Chandler Road in Saint Stephen.

Thirty pounds for the road from the Main Road near Moore's Mill past Peake's to the Baillie Settlement in Saint James'.

Fifteen pounds for the road from the Cove to the foot of Potter's Hill in Saint Stephen.

Twelve

Twelve pounds ten shillings for the road from the Woodstock Road to John Arbuckle's in Saint James.

Ten pounds for the road from the Baillie Settlement to the Anderson Settlement in Saint James.

Ten pounds for the road from the Thompson Settlement to the Pinkerton Settlement in Saint James.

Twenty pounds for the road from the Long Bridge past James Maxwell's and through Oak Hill to the Carous Stream in Saint James.

Ten pounds for the road from John Pomeroy's to the Kirk in Saint James.

Thirty pounds for the road from Potter's Hill through the burnt land to the Kirk in Saint James.

Twenty pounds for the road from Spence's to Clarke's Point in Saint James.

Twenty pounds for the road from the Kirk over the Basswood Ridge to Oak Hill in Saint James.

Ten pounds for the road from the Episcopal Church in Saint James to the Basswood Ridge.

Ten pounds for the road from John Pomeroy's to the Little Ridge in Saint James.

Fifteen pounds for the road from the Lynnfield Settlement to the Thompson Settlement in Saint James.

Fifteen pounds for the road from the School House on the Basswood Ridge to William Morrison's, Senior, corner to complete the opening of the same.

Fifteen pounds for the new road from the Long Bridge in Saint Stephen past Moore's Mill in Saint David.

Ten pounds for the road from Hitchings's Mill to the Little Ridge in Saint James.

Fifteen pounds for the road from Cotterell's Hill to the Head of Oak Bay in Saint David.

Eight pounds for the road from John Wilson's House to the West end of the Causeway in Saint David.

Fifteen pounds for the road from Anderson's to Robert Ferguson's, and thence to Young's Corner in Saint David.

Eight pounds for the road from William Malkson's to the Main Road in Saint David.

Eight pounds for the road from Thomas Mitchell's to the Main Road in Saint David.

Eight pounds for the road from Robert Davidson's to the Main Road in Saint David.

Eight pounds for the road from Patrick Deveber's to the Main Road in Saint David.

Twelve pounds for the road from Tower's Corner to the foot of Maclaughlin's Hill in Saint David.

Twelve pounds for the road from Whitmore's Corner to the Woodstock Road in Saint David.

Eight pounds for the road from Whitmore's Corner, by Carter's, to the Woodstock Road in Saint David.

Ten pounds for the road from Nisbett's in Saint David, to Simmonds' in Saint James.

Ten pounds for the road from the Tower Hill Road to Stuart's Mill Site in Saint David.

Eight pounds for the road from William Moore's Corner, over Shaw's Hill, to the Allen Brook in Saint David.

Charlotte Bye
Roads,
Continued.

Eight pounds for the road from William Gillis' to William Hitchings' in Saint David.

Eight pounds for the road from William Tremble's to the Main Road in Saint David.

Eight pounds for the road from Joseph Reid's Corner to Ross' in Saint David.

Nine pounds ten shillings for the road from Devoy's Corner towards the School House near Moses Reid's in Saint David.

Twelve pounds for repairing the Bridge over the Grand Brook, and the Road and Hill on the Easterly side of the same, at the Grand Harbour in Grand Manan.

Twelve pounds for the Hill Road from the Pine Tree below Bingham's, to the South Line of the Bingham Grant, Grand Manan.

Forty pounds for the back road from the Landing at Drake's Dock to the road leading to Dark Harbour, Grand Manan.

Twenty pounds from the main road at Marks' Hill to Long Pond Beach, Grand Manan.

Twenty pounds for the main road from Bent's Tannery to the Southern Settlement in Grand Manan.

Eighty five pounds for the road from Welch Pool to Curry's Cove in Campo Bello.

Twenty pounds for the road from William Thomson's to beyond John Connick's in Saint Patrick.

QUEEN'S COUNTY BYE ROADS.

Queen's County
Bye Roads.

Ten pounds for a new line of road on the Western side of the Nerepis, from William Jones' upper line until it meets the Gagetown Road.

Ten pounds for a road leading from the Gagetown Road, between the line of John Smith and William Allingham, running from thence to a road laid out by George Lyons'.

Five pounds for the road from the Butler Settlement to the Nerepis Road.

Twenty pounds for the new road leading from Dunn's Corner, on the Gagetown Road, to the Nerepis Road, and for a Bridge over the Nerepis Stream.

Seven pounds ten shillings for the road leading from the Gagetown Road to the North line of William Crozier's land, West side Nerepis Creek.

Ten pounds for the road from Morrill's Corner to Henry Lyons' Bridge.

Five pounds for the road leading from the Gagetown Road to the Nerepis, by way of Gabriel Fowler's.

Five pounds for the George Lyon Road.

Ten pounds for the road on the Eastern side of the Nerepis Stream, through the Robb Settlement, and from thence to the Bridge to the Gagetown Road.

Five pounds for the road from David Spreight's, through the Hopewell Settlement, to Henry Lyons' Bridge.

Five pounds for the road leading from the Hopewell Settlement to the Jerusalem Settlement.

Ten pounds for the road through Douglas Valley, via Paschal's and Trafton's, towards Back Creek.

Ten pounds for the road from Church on Gagetown Road to Gillan's.

Ten pounds for the road from Parks' Corner to Thomas Chadwick's.

Twenty pounds for the road from the Church in Coothill Settlement, by way of Richard Polly's Corner, to the Yorkshire Road (so called) which leads to the Long Reach, by way of Jones' Mill.

Ten pounds for the road from a back Settlement of Colored People to the main Ocnabog Road.

Fifteen

Fifteen pounds to build a Bridge over the Southwest Branch of the Ocnabog River, and to improve the Road from Ocnabog Bridge to the New Ireland Settlement. Queen's County
Bye Roads,
Continued.

Ten pounds for the road from Inch's Corner to the King's County Line.

Ten pounds for the road from Oak Point, Lewis Cove, to the Washademoac.

Five pounds for the road from the Northeast Branch of Lewis' Cove to the main Post Road, near Farmer's, via John Huggard's.

Five pounds for the road from the Northeast Branch of Lewis' Cove to Foster's Mill.

Five pounds for the road from the Public Landing, Lewis' Cove, to John Shaw's Mill.

Five pounds for the road from the Big Brook to the County Line, by way of Thomas Robertson's.

Five pounds for the road leading from the Main Road which leads from VanWart's Mill, to the Rush Hill Settlement.

Seven pounds ten shillings for the road from the School House in the Shannon Settlement to William Hull's.

Five pounds for the road from Hugh M'Craig's to the Porcupine road at Samuel London's.

Seven pounds ten shillings to improve the road and build a Bridge on the road on the line between William Ward's and John M'Cready's in the Shannon Settlement, to the Main Road.

Ten pounds for the road from Wetmore's Mills to the new Post Road, and for the Bridge over the Mill Brook below the Mill.

Ten pounds for the road joining the Post Road near Hugh Smith's, passing by Samuel Chisholm's Wild Meadows, and to Shaw's Mill.

Seven pounds ten shillings to build a Bridge across a Brook near the line between Robert Golding's and Robert Bulyea's.

Five pounds for the road on line between numbers ten and eleven, in Grant to Day and others.

Ten pounds to build a Bridge on the front road on the Eastern side of the Washademoac Lake, between Jacob Day's and John M'Donald's.

Ten pounds to improve the road on the Eastern side of the Washademoac Lake, between Craft's Corner and Abraham Bulyea's.

Ten pounds for the road from Benjamin Appleby's Point to John Craft's.

Five pounds for the road from the bank of the Stream leading to VanWart's Mill to the said Mill.

Ten pounds to improve the road from Samuel London's to Dickey's Mill, and to build a Bridge over Allbright Brook.

Five pounds for the road from the County Line crossing the Beaver Dam Stream to Dickey's Mill.

Five pounds for the road from Dickey's Mill to the Cross Road leading to Murdock's.

Five pounds for the road from the Cross Road to meet the Grant of last year, expended by Robert Golding.

Five pounds for the road from the corner of the Cross Road up to Murdock's.

Ten pounds for the road from Oak Point to the Henderson Settlement.

Ten pounds for the road from the Public Landing, South West Branch of Lewis' Cove, to J. Somerville's line.

Five pounds for the road from Andrew Somerville's, leading to the Bellisle and Washademoac. Seven

Queen's County
Bye Roads,
Continued.

Seven pounds ten shillings for the road between John Wilson's and the County Line near William Henderson's.

Ten pounds to raise the Bridge over Charles Robinson's Brook.

Fifteen pounds for the Bridge over Wigwam Brook, and to improve the road.

Forty pounds for the road from Dykeman's Brook to Cox's Mill, and repairing Bridges.

Ten pounds to open a Canal through a Bar between Bussy's and Lackey's.

Thirty pounds for the road between Lackey's and James M'Donald's.

Five pounds for the road from the Main Road on South side of Cumberland Bay to the Shore on the line between John Langly and Peter M'Intyre.

Five pounds for the road between Elkin's and Joseph Barton's.

Ten pounds for the road from Seventeen Cove to the School House near Thomas Wassin's, South side Cumberland Bay.

Ten pounds for the road from the Settlement in rear of William Wiggin's land to the front road.

Five pounds for the road through a Swamp across John Stratton's land on the Main Road between George Burke's and John M'Vicar's, Grand Lake.

Four pounds fourteen shillings to Samuel White, to repay him a balance due for over expenditure in one thousand eight hundred and thirty seven.

Five pounds for the road from the Grand Lake Shore, on the line between David M'Intosh and Gideon Tower, to intersect the road leading from Cox's Mill to Dykeman's Bridge.

Ten pounds for the road from Cumberland Bay Bridge to George Burk's, and to the Shore on the line between John Stratton's and Robert Snell's.

Ten pounds for the road leading from the Cumberland Bay Road to Lepsett's, running parallel with Lauchlan M'Lean's upper line.

Ten pounds for the road from M'Lean's Mill to Robert Caldwell's lower line, and for improving the Bridge at the head of Cumberland Creek.

Ten pounds for the road leading from M'Lean's Mill to Stratton's.

Ten pounds for the road between the Young's Cove Mills and James Spence.

Forty pounds for the road from Cumberland Bay Bridge to Cole Creek, on the line explored by William Foshay, Esquire.

Five pounds for the road from Cumberland Bay Bridge to Allan M'Lean's.

Five pounds for the road from Richard Barton's to William Melroy's.

Five pounds for the road from Cox's Point to Coal Creek.

Five pounds to raise the Bridge on Number Twenty Brook.

Five pounds for the Cross Road from Elkins's to Joseph Barton's.

Ten pounds for the road from William Barry's to Brown's Mill on the East side of Coal Creek.

Five pounds to finish cutting down the Hill at Coakly Brook.

Five pounds for the road from the lower Mills to the upper Mills on the East side of New Castle.

Five pounds for the road from Cox's Point to Beaver Pond Bridge.

Five pounds for Slough near Cox's Point.

Five pounds for the road from A. Barton's to C. M'Namara's.

Five pounds for improving the Bridge and diverting the Water Courses on that part of the Road in the English Settlement called Harvey's Hill.

Five pounds for the road from John Henderson's, Maxwell's Irish Settlement, leading to the English Settlement to Murphy's Mill.

Five pounds for the road from Thomas Murray's, English Settlement, to Lot Number One in East Waterloo Settlement.

Five pounds for the road from English Settlement to Murray's Saw Mill.

Five pounds for the road from English Settlement to Henderson's, Irish Settlement.

Queen's County
Bye Roads,
Continued.

Five pounds for the road from Murray's Saw Mill through the Johnston Settlement to King's County Line.

Seven pounds ten shillings for the road from Murray's Saw Mill through the M'Farlane Settlement.

Five pounds for the road from Hall's, English Settlement, to Jenkins' Road.

Five pounds for the road from David Nodin's, on the Main Road, to Murray's new Grist Mill.

Five pounds for the road from Captain Seacord's to Charles Crookshank's.

Five pounds for the road from Murray's Grist Mill, English Settlement, to James Lynch's.

Five pounds for the road from Pearce's Western Line to Joynes' Eastern Line, Waterloo Settlement.

Five pounds for the road from Joynes' Eastern Line to the Road leading from Salmon Creek to East Scotch Settlement.

Five pounds for the road leading from Woodstock to the road leading from Stewart's to Shearer's.

Seven pounds ten shillings for the road leading from the Waterloo Settlement Road to Griffin's, between Bedwell's and Lot of Shewbridge.

Ten pounds for the road from the new Post Road to the Waterloo Settlement, on A. Cochran's South Line.

Ten pounds for the road from Andrew Richardson's to the English Settlement.

Ten pounds for the road from County Line, near Maxwell's, to Thomas Boyd's, by way of the English Settlement.

Five pounds for the road through Salmon Creek Settlement, beginning at George Kincade's upper line.

Ten pounds for the road from Thomas Thompson's to Hall's, English Settlement.

Twenty five pounds for the road leading from Doctor Bevin's or the Bridge, as may be hereafter determined, on Long Creek, Queen's, to the M'Farlane and Mountain Settlements, in the County of King's.

Seven pounds ten shillings for the road leading from the Bridge at Long Creek, to intersect the road leading to the English Settlement.

Seven pounds ten shillings for the road leading from John Johnston's to the King's County Line, commencing at the said John Johnston's.

Ten pounds for the road from Thomas Ham's to John Corcoran's.

Ten pounds for the road from James M'Auley's to Patrick M'Curby's.

Ten pounds for the road from lower Nerepis Brook to upper Nerepis Brook.

Ten pounds for the road from George Cole's to Charles Crookshank's upper line.

Ten pounds for the road from Samuel Cole's to William Phillips'.

Ten pounds for the road from the mouth of Long Creek to William Maskell's.

Ten pounds for the road from Obediah Starkey's to Charles Vincent's.

Twenty pounds for a new Road from Iron Bound Cove, Salmon River, and Hardwood Ridge.

Twenty pounds for the road from Briggs' Landing on the Road leading from Salmon River to Summers' upper line.

Twenty pounds for the road leading from Summers' upper line to the Hardwood Ridge.

Twenty

Queen's County
Bye Roads,
Continued.

Twenty pounds for a new road between the Salmon River Mills and Coal Creek Mills, to communicate with the Great Road leading from the Grand Lake to the Richibucto.

Five pounds for the road leading from Moses Latta's Farm to the Salmon River Mills.

Seven pounds for the road between W. M'Alister's and Long Creek on the Eastern side of Salmon River.

Five pounds for the road from Sypher's Pond to Little River.

Ten pounds for the Road leading from the front road, near the margin of the Grand Lake to the Main Road, commencing on the line near John Burrel's.

Fifteen pounds for the road leading from Gershom Clark's to David Brill's on the South East side Maquapit Lake.

Eleven pounds thirteen shillings and eight pence for the road between Baillie's Point and Newcastle Mills, to intersect the Great Road from Fredericton and Petitcodiac.

Twenty pounds for the road between the Salmon River Road and Brown's Mill on the North side of Coal Creek.

Ten pounds for the road leading from Cole's to New Canaan.

Twenty pounds for the road leading from the Fork Stream so called to the old Canaan Settlement, intersecting the Great Road leading to Fredericton and for a Bridge over the said Stream.

Fifteen pounds to open a road on the North side New Canaan River from M'Donald's Mill to the new line of road to Fredericton.

Five pounds for levelling a Hill at Murray's Brook.

Five pounds for levelling a Hill at Ephraim Carpenter's.

Ten pounds for the road from the County Line to A. Stewart's Bridge, near Waterloo Settlement.

Ten pounds for a Bridge on Stewart's Stream, and to make a new road to intersect with the Cross Road leading from Bellisle to Salmon Creek English Settlement to the Washademoac, by way of Ebenezer Perry's.

Seven pounds ten shillings on the road altered from Alexander Clark's Lot to Joseph Stockford's upper line, near Watson's Ferry, to White's Ferry, East side of Grand Lake.

Ten pounds to complete the road at the Nerepis and a Bridge at James Green's, and also a Bridge at the lower Nerepis Brook, on the road altered at that place.

Forty pounds for the Main Road for Maquapit Lake to Newcastle, and from thence to Hardwood Ridge.

Twenty pounds for the new road from Public Landing to the Gagetown Road.

Fifteen pounds for the road from Dennis Mahony's Farm towards the Nerepis road.

Fifteen pounds for the road from near the Forks of the road from Gagetown to Ocnabog, near John Gaunce to M'Allister's, on the Nerepis Road.

Ten pounds for the road from Harrison's, Jerusalem Settlement, to King's County Line.

Eight pounds for the road running South from the new Ireland Road to the road which runs through Kemble's Manor.

Fifteen pounds for the road from M'Conkey's to Sanburn's Mill, and building a Bridge.

Eight pounds for the road through the North part of the new Ireland Settlement.

Ten pounds for the road from Mahood's Corner to the Gagetown Road.

Five pounds for a Bridge over Tabb's Brook on the road from the Corner of Lot No. 6 to the Great Road near the Den.

Eight

Eight pounds for the road from the Grand Lake to Richard Stevens's in the back Settlement between Hugh Cameron's and John M'Lean's.

Queen's County
Bye Roads,
Continued.

Eight pounds for the road from Cox's Mill through the back Settlement intersecting the Great Road leading from Washademoac to Jemseg.

Eight pounds for the road from Lot No. 6 between the first and second tier of Lots to intersect the Great Road near the Den.

Fifteen pounds for building a Bridge near George Smith's in Young's Cove on the Main Road through the Settlement.

Five pounds for repairing the Bridge across Young's Creek near Wiggins's Mill.

Five pounds for the road from Washademoac Lake near Orchard's Mill.

Eleven pounds two shillings and four pence to N. Hubbard, Commissioner, to enable him to pay Thomas Thompson for making a road during the past year at Long's Creek.

Ten pounds for the road from John Corcoran's to Thomas Wetherall's Mill.

Fifteen pounds for the road from Wiggins' Mill to Washademoac near Widow Jenkins'.

YORK BYE ROADS.

Fifty pounds for the road leading to the Howard Settlement, five pounds of which to be laid out towards the Skiff Lake, if necessary, and ten pounds from the Howard Settlement to Dow's Mills and the new Settlement forming on Eel River.

York Bye Roads.

Seventeen pounds for the road to the Allandale Settlement, out of which any balance due to the Commissioners for last year to be paid.

Ten pounds for the road leading to the Rosborough Settlement.

Thirty pounds for the road from the Poquiock Settlement to the Magundy.

Twelve pounds for the road from Carson's corner to Wilson's Mills, and if necessary, a small sum may be expended between the River and the Poquiock Settlement.

Twenty five pounds for the Road from the River Saint John to the School House Magundy, out of which the soft part of the new Road to be gravelled.

Seven pounds ten shillings for the road from Lake George to Marlow's in the Moody Settlement.

Seven pounds ten shillings for the road leading to Lake George past Irving's.

Fifty pounds for the road from the Magundy Settlement across Lockhart's field to the Magaguadavic, three pounds of which towards paying Lockhart the damages for going through his field.

Five pounds for the road leading from the Magaguadavic Road to James Brown's.

Thirty pounds for the road from the New Market Settlement to and through the Smithfield Settlement to the Saint Andrews Road, passing Mrs. Hunter's; two pounds of which may be expended in improving the road to Abrams'.

Eighteen pounds for the road leading to the Settlement on Garden's Creek, one third of which to be expended between G. H. Kitchen's and Nelson's.

Fifteen pounds for the road leading from the Bridge on Long's Creek to John Barker's, recently opened by the Commissioners.

Thirty five pounds to build a Bridge over Baker's Creek, and to improve the road to the New Maryland Settlement.

Twenty five pounds for the road leading from the Alms House to the New Maryland Settlement.

Fifteen pounds to improve the road from the New Maryland Settlement downward.

Twenty pounds for the road leading to the Glebe.

Sixty

York Bye Roads,
Continued.

Sixty three pounds fifteen shillings for the road from the Rushagonis to the Saint Andrews Road.

Five pounds for the road leading to Foy's in the Hanwell Settlement.

Ten pounds for the road on the South side of the Rushagonis.

Ten pounds for the road from Morgan's to the Beaver Dam.

Seven pounds ten shillings for the old road leading to Spring Hill.

Seven pounds ten shillings to open a road from the Great Road leading to the Meeting House and Burying Ground near Lawrence's, ending on the upper side of the old road.

One hundred and twenty eight pounds to remunerate Jacob M'Kean for erecting a Bridge over the Mactaquack, and further to improve the road leading thereto.

Twenty five pounds for the road leading to the Campbell Settlement.

Twenty pounds for the road leading from the Campbell Settlement downward toward the Nackawickack near the mouth of Trout Creek.

Fifteen pounds for the road to and through the upper Caverhill Settlement towards the lower Settlement.

Ten pounds for the road to and through the lower Caverhill Settlement to the upper Settlement.

Thirty eight pounds for the road from Adam Jackson's to the River Saint John.

Fifty pounds to open and improve the new road leading from the Scotch Settlement to the Caverhill; five pounds of this sum to improve the Road leading to Sharp's.

Thirty five pounds for the road from William Gray's to the mouth of the Mactaquack.

Five pounds for the road to King's on the old Bear Island Road.

Fifteen pounds for the road from Humphrey Sisson's to James Whitehead's.

Twenty pounds for the road from the Keswick, through the Tripp Settlement, to Whitehead's.

Ten pounds for the road from Harris' to the Keswick.

Eight pounds for the road from Burt's to Christy's on the Ridge, particularly over the Low Land.

Fifteen pounds for the road from Darius Burt's towards the upper end of the Settlement, passing Gould Crouse's.

Forty pounds to remunerate David Burt for erecting a Bridge on the Keswick Creek at Estey's, any balance to be laid out in improving the road leading to E. Stone's and E. Porter's.

Fifteen pounds for the road from Jones' Mills to Cardigan; two pounds of which to be expended on the North line, if necessary.

Twenty pounds for the road from the Bird Settlement Road to the Keswick, through the Boon Settlement, passing Harris's.

Twenty five pounds to remunerate Richard Dunn in part for erecting the Market Wharf, in aid of individual contribution.

Ten pounds for the road leading from the Penniack Mills to Goodspeed's.

Ten pounds for the road leading from the Penniack Mills to the upper part of the Settlement.

Fifteen pounds to improve the Hill near Archibald Clayton's, on the Nashwaak.

Fifty pounds for the road on the Eastern side of the Nashwaak.

Thirty pounds for the road from M'Laggan's to Stanley; seven pounds of which to be expended upon the Nashwaak Settlement leading towards Stinson's.

Seven pounds ten shillings for the road from the Nashwaak Bridge upwards, on the East side of the Stream to M'Pherson's.

Sixty pounds for the road leading from the South Branch of the Tay to Stone's; York Bye Roads Continued. ten pounds of which to improve the road leading to Stanley, by Mick's, provided Mick gives up the Land; five pounds to improve the road through Cardigan, if necessary; and two pounds for a road to Hawk's and to William's.

Thirty pounds for the road leading from Doctor Jacob's Farm to Stanley; two pounds of which to improve the road to Davidson's.

Ten pounds for the road to Larkin's.

Ten pounds to remunerate Colonel Hayne for improvements made on the road leading from Stanley to Nashwaak last Summer, Colonel Hayne having paid the balance.

Twenty pounds for the road leading to Charles King's.

Fourteen pounds for the road leading to the M'Leod Hill Settlement.

Thirty five pounds for the road leading from the Great Road to Miramichi to the Nashwaak.

Fifteen pounds for the road leading from the Nashwaak to the New Durham Settlement.

Five pounds for the road leading from the Tay Creek to Campbell's.

Fifty pounds for the road to make an embankment on the River Saint John.

Fifteen pounds to improve the road from Hughes' to the Taxes River.

Eighty six pounds five shillings further to improve the road leading to the New Maryland Settlement beyond Lawrence's.

Ten pounds for the road leading to the Petitcodiac road near the County Line.

Seven pounds ten shillings to open a road from Piercy's in Harvey to Little Settlement in the rear.

Five pounds towards exploring and opening a road from Wilson's in Harvey to William Patterson's in the rear.

Five pounds to explore a road from William Embleton's to Lake George.

Five pounds towards exploring a road between the Maryland Settlement and the Oromocto Lake.

KING'S COUNTY BYE ROADS.

Fifteen pounds for the road from the late Judge Perry's, towards Kingston King's County Bye Roads. Court House.

Ten pounds for the road from the late Judge Perry's to John Dixon's.

Twenty five pounds for the road by the Point of the Mountain, between James Snider's and James Puddington's.

Fifteen pounds for the road from Wetmore's Mills, Kennebecasis, to the Midland Settlement.

Twenty pounds for the road from Henry William's, Long Reach, to the Midland, thence towards White's Mills; five pounds ten shillings of which sum to be paid by the Commissioner to Ephraim Ward, to complete the contract for building a Bridge on said road in one thousand eight hundred and forty one.

Ten pounds to build a Bridge over the Stream between Lowel's and Coffee's, on the Midland Road.

Ten pounds for the new road between Richard Kiersted's and Anthony Logie's.

Fifteen pounds for the neck road from near Seeley's Point, Long Reach, to James White's, Kennebecasis.

Ten pounds for the road leading across Long Island.

Ten pounds for the road along the West side of Long Island.

Ten pounds for the road from Henderson's Cove to William M'Culgan's, to the road from the Ferry Landing, near Sugget's, to the Reach Road.

Fifteen pounds for the road leading from the Reach to John Britain's Esquire, Kingston. Ten

King's County Bye
Roads,
Continued.

- Ten pounds for the road leading from John M'Kenzie's, by the Bay Shore, to the Meeting House, near James Peters' Landing.
- Ten pounds for the road from Seymour Pickett's Mills to the Forks of the Road leading to Bellisle.
- Fifteen pounds to aid in rebuilding the Bridge on the Road between William Peters' and Cornelius Nice's.
- Ten pounds for the road from the Widow Erbe's Landing to James Peters'.
- Ten pounds for the road from the Post Road, Grand Bay, to the Fowler Settlement, so called, in Westfield.
- Ten pounds for the road from the Fowler Settlement to that of Mitchell, Ready and others, in the third tier of Lots.
- Ten pounds for the road from the Post Road to John Stevenson's, in the Finlay Settlement.
- Ten pounds for the road from Robert Craig's to the Salmon Rock.
- Ten pounds for the road through the second tier of Lots, from Greenwich Parish Line to Cheyne's.
- Ten pounds for the road leading from the road across the second tier of Lots back to Stephen Cronk's, in the third tier.
- Ten pounds for the road from the Long Reach to the Cheyne Settlement.
- Twenty pounds to improve the worst parts of the road between the Reverend C. Milner's and Greenwich Hill Creek.
- Ten pounds for the road from Beattie's Point, Milkish, to Kingston Parish Line.
- Ten pounds for the Winter Road and Bridge near upper end of Kennebecasis Island.
- Twenty pounds to cut down the Hill on the Winter Road, near James B. Lyons', Long Reach, and otherwise improve the road thence to the Milkish.
- Ten pounds for the road from the School House, near Harding's, to Land's End.
- Twenty pounds for the road from the Kingston Parish Line, on the Long Reach, to George Harding's.
- Fifteen pounds to cut down a Hill and otherwise improve the road between Charles Richards' and Thomas Flewelling's, Senior.
- Twelve pounds to improve the Public Landing near Zebulon Jones'.
- Eight pounds for the Bridge and Approaches over Henry Bulyea's Brook.
- Twenty pounds for the road from the Widow Lynch's to the Cross Roads, and thence by Hickey's to the County Line, near Moore's.
- Ten pounds for the road from William Bogle's to the Yorkshire Road.
- Ten pounds for the road leading from the Front to the Settlement of John Crabb, Junior, and others, to be expended principally between the Swamp Hill and Herrington's Bridge.
- Forty pounds to aid in making an alteration in the road at Greenwich Hill.
- Ten pounds for the road from the Reverend James Cookson's to the road leading up to the Head of Bellisle Bay.
- Fifteen pounds for the Road and Bridges leading from Jenkins' Brook, in the Pigeon Settlement, past the James Lake's Road towards Michael Collins'.
- Ten pounds for the road from Brayman's to Jenkin's.
- Fifteen pounds for the road leading from the Bellisle Road, near Urquhart's Cove, to the Back Settlement Road, near Jacob Pidgeon's.
- Ten pounds for the road from James Lake's to John Ricker's.
- Fifteen pounds for the road from Thomas Spragg's old House to the Big Brook.
- Fifteen pounds for the road from the Scotch Church to Donald M'Lauchlin's, and thence to the County Line, towards Shearer's.

Five pounds for the road leading from the Scotch Settlement Road to the County Line, towards Alexander Stewart's.

King's County Bye
Roads,
Continued.

Ten pounds for the road from John Gow's, in the West Scotch Settlement, to the Scotch Church.

Ten pounds for the road from the School House, in the West Scotch Settlement, to the junction of the road, near Thomas Spragg's.

Ten pounds for the road leading from the Scotch Road to Eli Northrup's.

Twenty five pounds for the road from Isaac Crawford's to Ezekiel Foster's.

Ten pounds for the road from Redding's Creek, by way of Robert Smith's, to the Pequoket Road.

Ten pounds for the road leading from the Maxwell Road, near Gordon's.

Ten pounds for the road from Peter Parlee's to Charles H. Blood's.

Ten pounds for the road from Jonathan Smith's to the School House, near Doctor Wilson's.

Ten pounds for the road from Redstone's Mill to the County Line near Maxwell's.

Ten pounds for the road from George Wilson's to the Settlement of Edward Allingham and others.

Ten pounds for the road from William Peerson's to Francis Gallagher's.

Twenty pounds for the road from James Giou's to near Robert Colpit's.

Ten pounds for the road from Henry Parlee's to Thomas Coate's Mill.

Ten pounds for the road from William Walker's to John Hays'.

Ten pounds for the road leading from Norton Church to D. B. Wetmore's, Esquire.

Ten pounds for the road from Stewart's Mill to near Moses Innes'.

Ten pounds for the road from Hodgin's to James Innes'.

Ten pounds for the road from Moody's to Salt Spring Road.

Ten pounds for the road from Burgoin's to Pattycake.

Ten pounds for the road from the School House, near Floyd's, to M'Comb's.

Ten pounds for the road from William Baxter's to Moses Innes'.

Thirty pounds towards the completion of the Bridge over Sherwood's Cove, in Hampton; of which sum, eleven pounds ten shillings to be applied by the Commissioners to pay the Contractor for work already performed on said Bridge.

Ten pounds for the road from the Golden Grove School House to the Saint John County Line.

Ten pounds for the road from the late James Smith's Mill to the Golden Grove School House.

Fifteen pounds for the road from Gondola Point Church to John H. Wright's, and thence through to the Main Post Road.

Fifteen pounds to rebuild a Bridge near William Titus'.

Ten pounds for the road from Richard Smith's to Groom's Bridge.

Ten pounds for the road from the late James Smith's to the County Line, near the second Loch Lomond.

Ten pounds for the road from the Church in Hampton to the old Pattycake Road.

Ten pounds for the road from Darling's to Beyea's Farm, on the old Post Road.

Ten pounds for the road from the Main Road to John C. Robertson's.

Five pounds for the road from the South Stream Bridge to the County Line, by John M'Affee's.

Twenty pounds for the road from the Bridge near the Widow Barnes', by way of the new road, to the Church in Upham, and thence to William Baird's.

Twenty pounds to rebuild the Bridge near the Widow Barnes'.

King's County Bye
Roads,
Continued.

Ten pounds for the road leading from Samuel Henderson's to the Main Road.
Ten pounds for the road from near Charles Robinson's, Hammond River, to Andrew Bull's.

Ten pounds for the road leading from Faulkener's, across Scott's Ridge, to the new Line of Road from Sussex to Saint John.

Twenty pounds for the road leading from the Widow Barnes', in Upham, to Mitchell's Corner, in the Pattycake Settlement, in Norton.

Ten pounds for the road from near the Church, in Upham, to the Salt Spring Road, near James Robertson's.

Ten pounds for the road from Patrick Smith's to Deforest's Lake.

Ten pounds for the road from Daniel Campbell's to Sherwood's Mill.

Ten pounds for the road from Edward M'Mackin's Line to James Dunn's.

Ten pounds for the road from the County Line, near Tabor's, to the Hammond River Bridge; out of which sum, five pounds four shillings to be paid to W. R. Sentell, late Commissioner, for over expenditure on said road.

Ten pounds for the road from Widow Barnes' to the Hammond River Bridge, near Trainor's.

Fifteen pounds for the road leading from the Hammond River, near Trainor's, to the Saint John County Line, near Cother's; out of which sum, six pounds to be paid to the Contractors for building the said Bridge, the amount being due on their contract.

Fifteen pounds to improve the worst parts of the Shepody Road between Nethery's and the Westmorland County Line.

Ten pounds for the road from William Basken's Eastern Line to William Lockhart's.

Ten pounds for the road from Mrs. Paton's, Shepody Road, to Dutch Valley, by the Anderson Settlement.

Ten pounds for the road from Frederick Mires' to Abraham Adair's.

Ten pounds for the road from Samuel Godard's to the Bridge near Moses Chambers'.

Ten pounds for the road from near John Fryer's to Ratter's, Campbell Settlement.

Ten pounds for the road from Drummond's to Carson's.

Fifteen pounds for the road from Ellison's to the Parish Line, near William Baxter's.

Ten pounds for the road on the line between Fairweather's and Thomas Herriott's, to be continued to the Ganter Road.

Ten pounds for the road from M'Larren's Brook to the Cross Road, by Cassedy's.

Ten pounds for the road from Daniel Campbell's to Sidney Baxter's.

Five pounds for the road from the Post Road to William Harmer's.

Five pounds for the road from the Post Road to Jacob Hall's.

Ten pounds for the road from Antoine Clain's to a new Settlement, by way of M'Enaspy's place.

Ten pounds for the road from Dennis Larey's to Hugh Patterson's, above Hayward's Mills.

Ten pounds for the road from M'Ewen's to the Main Road.

Fifteen pounds for the road from Patrick Welch's to the Shepody Road, near M'Laughlin's.

Ten pounds for the road from Walker's to Fairweather's, by way of Ward's Creek.

Ten pounds for the road from John M'Monagle's to the Campbell Settlement.

Ten

Ten pounds for the road from the South Branch Road towards James Hayward's and others.

King's County Bye
Roads,
Continued.

Ten pounds for the road from John H. Ryan's to Gabriel Fowler's.

Ten pounds for the road from Richard Jordan's to the Cross Road near William Marr's.

Ten pounds for the road from near Gersham Keirstead's to Nathaniel Johnson's.

Ten pounds for the road from John Snider's Mountain to the Main Road near John Darling's.

Ten pounds for the road from Thomas Kierstead's to the Main Road near Joseph Darling's.

Twenty pounds for the road from Ezekiel Foster's to the Queen's County Line through the English Settlement.

Ten pounds for the road from Land granted to P. Z. Parlee to James Goslin's, on a new Line of road.

Ten pounds for the road from near Cornelius Parlee's the Second, through Lots to Number Nineteen, on a new Line of road on White Mountain.

Ten pounds for the road from near William Stockton's to rear of Nicholas Grigg's.

Ten pounds for the road from Beckwith's to Gayley's.

Ten pounds for the road from Alward's to Beech's, on Smith Creek.

Ten pounds for the road from Lockhart's to Wesley Perry's, near Queen's County Line.

Ten pounds for the road from the Corn Ridge to near Robert Keith's.

Ten pounds for the road from Mullin's to Josiah Keith's.

Ten pounds for the road from near Paul Kingston's to the English Settlement Road, near Richard Smith's.

Ten pounds for the Bridge near Ryan's in aid of the grant last year.

Ten pounds for the road from Nathaniel Sharp's to Robert M'Arthur's.

Ten pounds for the road from Charles Gayley's to John Little's.

Five pounds for the road from Richard Folkin's to the Nathaniel Johnson Road.

Five pounds for the road from Benjamin Wright's to the Mill Stream Road.

Ten pounds for the road from the Mill Stream Road to Morris Frazee's by James Ryan's Mill.

Ten pounds for the road from John Snider's by Morris Frazee's to the Main Road at the Mill Stream.

Five pounds for the road from Sharp's to Wright's by way of Leper's.

Ten pounds for the road from Samuel Stockton's to Oldfields's near Morse Bridge, so called.

Five pounds for the road from the Smith Creek Road to John M'Arthur's by Leggett's.

Ten pounds for the road from the late James Smith's to the County Line near the Second Loch Lomond.

SAINT JOHN COUNTY BYE ROADS.

Fifteen pounds for the road from Blakslee's Farm to Little River.

Seventy pounds for the road from Frog Pond to Loch Lomond.

Ten pounds for the road from the Black Settlement Road to Garnett's.

Thirty pounds for the road from Garnett's to Emerson's Creek, Mountain Road.

Twenty pounds for the road from Little River to Mispick.

Twenty five pounds for the road from Little River to Loch Lomond.

Fifty pounds for the road from Little River to Black River.

Seven pounds for the road from Golden Grove Road to M'Gregor's Mill.

Saint John Bye
Roads.

Ten

Saint John By
Roads,
Continued.

Ten pounds for the road from the Golden Grove Road, near Godsoe's, towards the head of the second Loch Lomond.

Twenty pounds for the road from the Bridge, near Cody's, to the head of the first Lake.

Seventy pounds for the road from the head of the first Lake to Quaco.

Ten pounds for the road from Mispick Mills to Cape Spencer.

Twenty pounds for the road opened by Brown's Mill, to Tynemouth.

Thirty pounds for the road from Black River to Emerson's Creek, and thence to Gardner's Creek; Ten pounds of which sum to be paid John R. Partelow, Esquire, advances made by him for said road; and half of the remaining sum to be expended between Black River and Emerson's Creek, and the remaining part towards Gardner's Creek and the improvement of M'Larren's Hill.

Eight pounds for the road from Cother's Road (so called) to the County Line towards the late Miller Smith's.

Thirty pounds for the road from the Black Settlement Road to Wilmot's Farm, back road.

Twenty five pounds for the road from the Quaco Road, through the Ryan Settlement, to the new Shepody Road.

Twenty pounds for the road from Quaco to the County Line, near Tabor's, old road, to be expended from Quaco, onwards.

Ten pounds for the road from John Davidson's to the old Quaco Road.

Seven pounds for the road from Millican's road, past Cain's, to the County Line.

Ten pounds for the road from the Quaco Road to Tynemouth, past John Brown's.

Twenty pounds for the road from Quaco Road to the County Line, Mill and Church Road.

Forty five pounds for the road from Cody's to the School House in the Hibernian Settlement.

Twenty five pounds for the road from the above School House to the Forks of the road opened by Brown and others.

Ten pounds for the road from Mahor's West Line to Harding's Mill, to be expended from Mill, onwards.

Fifteen pounds for the road from Quaco Road to the County Line, near Read's Farm.

Ten pounds for the road from Bridge at Tynemouth, leading across the Marsh, and thence to Quaco, by the Shore Road.

Fifteen pounds for the road from the Forks of the M'Britany Road to Tynemouth, by way of Frazer's Mill.

Twenty five pounds for the road from Tynemouth Road past Power's Farm to Quaco.

Twenty five pounds for the road explored from Stanley's to West Beach.

Fifteen pounds for the road from the Hibernia Settlement to the Quaco Road.

Twenty five pounds for the road from the Westmorland Road through the Golden Grove Settlement.

Ten pounds to improve that part of the old Westmorland Road from the Forks of the Marsh Road and old Westmorland Road, near the Aboideau, towards Walker Tisdale's Farm House.

Ten pounds for the road between West Beach and Black River Road, Dowd's Road, (so called.)

Ten pounds for the road from Barry's Mill to Loch Lomond Road.

Ten pounds for the road from the Valley Road to the County Line near William R. Sentell's. Ten

Ten pounds to assist the inhabitants in opening a road from the County Line near Tabor's at Hammond River, through the Town Plat at Quaco. Saint John Bye Roads,
Continued.

Twenty five pounds for the new line of road as laid out by John Hooper, from Blakslee's Barn till it meets the road leading to Owen and Duncan's Mill.

Eleven pounds five shillings to remunerate George Morrison in part for money due him for work performed under B. L. Peters, Esquire.

Thirty five pounds for the road from Dipper Harbour School House to the Saint Andrew's Road.

Ten pounds for the road from Black Beach to Pisirinco.

Ten pounds for the road from Sand Cove to the main road from Saint John to Saint Andrew's.

Forty eight pounds fifteen shillings for the balance due on Bridge across Craft's Mill Stream on the Saint Andrews Road.

Twenty pounds for the road from the Narrows at Musquash to the Saint Andrews Road.

Twelve pounds for the road Black Beach by the Irish Settlement.

Ten pounds for the road from Hatfield's Mill to M'Namara's.

Ten pounds for the road from the Settlement near Menzie's Mill to the Saint Andrews Road.

Ten pounds for the road from Spruce Lake to the Landing place at Pisirinco.

Ten pounds for the road from Hepburn's to the Saint Andrews Road.

Sixteen pounds for the road from the Saint Andrews Road to Maces Bay near Hanson's Mill.

Ten pounds for the road from Negro Point to the City Line, West side.

Twenty five pounds for the road from Boar's Head to the Kennebeckasis Road leading from M'Kay's Mill.

Forty pounds for the road from the Highway near Delany's to the Kennebeckasis.

Forty five pounds for the road from Indian Town Road to the Kennebeckasis opposite the Brothers.

Thirty five pounds for the road from M'Kay's Mill to the Kennebeckasis.

Fifteen pounds for the road leading to Sand Point.

CARLETON COUNTY BYE ROADS.

Seven pounds to improve the road on the lower line of the Woodstock grant near Eel River. Carleton Bye Roads.

Forty pounds to improve the road near Judge Beardsley's past M'Donald's and Ivey's to the further end of the Settlement.

Ten pounds for the road near O'Donald's running in a Southerly direction between the second and third tier of Lots.

Ten pounds to improve the road through the Spear Settlement leading to the Mountain.

Ten pounds to improve the road from the lower line of the Glebe Lot in Woodstock to M'Kenzie's corner.

Seven pounds to open a road from the said last mentioned road at the first Settlement thereon running in a Southerly direction.

Five pounds for the road from John Beardsley's to a back Settlement.

Seven pounds to improve the road past William Bull's from Richmond Road to Hodgden Road.

Five pounds to improve the road from C. Wolhaupter's to Fleming's.

Seven pounds to improve the road from Richmond corner to the Hodgden Road.

Seven pounds for the road from M'Kenzie's corner to O'Brien's.

Carlton: Bye
Roads,
Continued

Twenty pounds to improve the road from M'Kenzie's corner past Henderson's to Ivey's.

Forty pounds to improve the road from M'Kenzie's corner to Woodward's.

Ten pounds to improve the road from the fifth and sixth Tier running through the land belonging to the Kirk.

Thirty five pounds to improve the road from Woodward's, past Blue's, to Gidney's.

Twenty pounds to open a road from Gidney's to Eel River.

Seven pounds to improve the road from Frazer Duff's to the Grist Mill.

Seven pounds for the road from M'Kenzie's Corner to the Boundary Line.

Twenty pounds to improve the road from the Hodgden Road, past Yerxa's and Ford's, to the further end of the Settlement.

Seven pounds to improve the road from the Hodgden Road, past Marsh's, to the Houlton Road.

Ten pounds to improve the road from S. Moles' South Line and Phillip Davie's North Line.

Ten pounds to improve the road from the School House in the Irish Settlement, past Daly's, to the Hodgden Road.

Ten pounds to open a road from Daly's to Jones'.

Seven pounds to improve the road from Fleming's to Carson's.

Ten pounds for a road leaving the Houlton Road near J. Currie's, and running a Southerly direction to the Hodgden Road.

Ten pounds to improve the road from M'Indoe's to Peabody's Mill.

Ten pounds to improve the road from Peabody's Mill to the Maduxnakick Creek.

Seven pounds to improve the road from the Falls of the Maduxnakick Creek, towards M'Bride Settlement.

Five pounds to improve the road from Jacob M'Lellan's to John Coffee's.

Ten pounds to improve the road from Richmond Corner to Peabody's Mill.

One hundred pounds to assist the inhabitants in aid of individual subscriptions in commencing to build a Bridge across the Maduxnakick River near Martin's; provided the said inhabitants shall commence to build the Bridge the ensuing Summer, (1842,) the intention of this appropriation being, if the inhabitants shall not commence the erection of said Bridge the said appropriation shall be expended on the following roads, in the following amounts on each road, that is to say: sixty pounds on the road from Bell's past Grant's and Wilson's to the Saint John River, and forty pounds to open a new road from Alexander Lindsay's towards Wellington.

Twenty five pounds to improve the road from the Houlton Road near George Hilman's to George Gartley's.

Ten pounds to open a new road near Faulkner's in a Westerly direction.

Twenty pounds for the road from Gartley's to the Maduxnikick.

Forty pounds to improve and open the road past Elisha Baker's to intersect the road from Sharp's to Wilson's.

Forty pounds to improve the Road and Bridges from Patchell's to Daniel Shaw's.

Twelve pounds to improve the road from Elisha Cogwell's in the Newburgh Settlement, the principal part of this to be laid out on the cross road in said Settlement.

Twenty pounds to improve the road from Daniel Shaw's to the Deep Creek in Brighton.

One hundred and twenty pounds to be expended towards building a Bridge across the Deep Gully in Brighton.

Thirty

Thirty pounds to improve the road from the mouth of the Begaguimick on the South side to the Cold Stream; out of this sum the Commissioner is authorized to pay the balance due on a Bridge near said Stream.

Carleton Bye
Roads,
Continued.

Ten pounds for the road near James Clark's to the School House.

Seven pounds to improve the Cross Road near Burlock's Farm in a Southerly direction.

Twenty pounds to improve the road from the North side of the Begaguimick to the Cold Stream; out of this sum the Commissioner will pay the balance due on the Bridge on said road.

Twelve pounds to improve the road from the mouth of the Cold Stream to the further end of the Settlement on said Stream.

Ten pounds to improve the road from the mouth of the Cold Stream up the Begaguimick.

Ten pounds for the road from the Cold Stream to the River Saint John.

Ten pounds, this sum to improve a Cross Road in a Back Settlement in rear of Loyd's.

Thirty four pounds to improve the road on the Begaguimick to the Presqu' Isle Island, out of this sum the balance due on the Bridge over Jensen's Creek is to be paid.

Ten pounds to improve the road near Tompkin's to a back Settlement.

Seven pounds to improve the road from Monquat to a back Settlement.

Ten pounds for the road from the Little Chicktehawk Bridge to a back Settlement on the Miramichi Road.

Ten pounds for the road from Richard Hopkin's to the Monquat.

Ten pounds for the road from Thomas Gee's to a back Settlement in the Parish of Wicklow.

Ten pounds to improve the road from Wright's Farm to a back Settlement in the Parish of Andover.

Seven pounds for the road from W. Roake's to John Taylor's, in a back Settlement.

Twenty pounds to improve the road from the Monquat Stream to Richard Wharton's.

Twenty pounds to improve the road from Richard Wharton's to the Tobique River.

Ten pounds for the road from Tobique River to Salmon River.

Five pounds to improve the road from the Eight Mile Tree on the Arestook Portage to the River Saint John.

Twenty pounds to improve the road from the mouth of the Arestook to the Falls of the Restook.

Fifteen pounds for the road from B. Tibbetts's to a back Settlement.

Ten pounds to improve the road from T. Pomfrey's to a back Settlement.

Ten pounds for the road from O'Conner's Creek to a back Settlement.

Eighty pounds to improve the road from Boyer's Mill past Tracey's and Burpe's Mill to Big Presqu' Isle towards Broadstreet's.

Ten pounds to improve the road from Burpe's Mill to the back Settlement.

Ten pounds to improve the road from Charles Lewis's in a Northerly direction past Stewart's, to be laid out on the Swamp.

Ten pounds to open a road from a Fir Tree near the School House past Andrew Hunter's to Tracey's Mills in the Greenwich Settlement.

Thirty pounds to improve the road from Andrew Kenney's past Holmes' to the further end of the Settlement.

Carleton Byc
Roads,
Continued.

Fifteen pounds for the road from Carr's to Wakeman's in a back Settlement.

Ten pounds for the road from Andrew Kinney's to intersect the road from Robert Carr's to Wakeman's.

Twelve pounds to improve the road from James Jones' above the Little Presqu' Isle to a back Settlement; the Commissioner to pay the balance over expended on this road.

Twenty five pounds to improve the road from Burpe's Mills to Boyer's in Wakefield.

Twenty five pounds to improve the Road and Bridge near Simonson's to Palmer's.

Ten pounds to improve the road from Palmer's up the Little Presqu' Isle.

Twenty five pounds to improve the road from Mallory's in a Northerly direction, past the Grist Mill, and Edgar's to Ketchum's; Commissioner to pay the amount over expended on this road the last year.

Ten pounds for the road from the Grist Mill to Simonson's.

Ten pounds to improve the road near Hannah's, past Payson's Mills, to Lindsay's.

Twenty five pounds to open a new road from Lindsay's in a Northerly direction through the new Settlement.

Fifteen pounds to improve the road from William Lindsay's, past M'Lauchlan's, to the Saw Mill.

Five pounds to improve the road from William Lindsay's to William Bell's.

Thirty pounds for the road from the late Curran's towards Briggs's.

Ten pounds for the road from James M'Grath's corner to a new Settlement near William Hopkins's.

Twelve pounds for the road from Henry Sharpe's to the Creek Settlement.

Fifteen pounds for the road from Stoddard's to Ketchum's Store.

Five pounds for the road from Johnson's to Dunn's.

Seven pounds for the road from R. Humes' to J. Tracey's.

Fifteen pounds to improve the road from M'Indoe's to Peabody's Mills, the same to be re-appropriated, it being unexpended the last year.

Money to be expended by Commissioners appointed by the Government with advice of Council.

II. And be it enacted, That the said several and respective sums of money, and every part thereof, shall be expended under the direction of such Supervisors and Commissioners as His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive 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 several 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 of 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 most 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

Duty of Commissioners in expending the money.

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 monies, 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 payment, and render an account thereof upon oath, (which oath any one of the Justices of the Peace in the several Counties is hereby authorized to administer,) 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.

III. And be it enacted, That the before mentioned sums of money shall be paid by the Treasurer out of the monies in the Treasury, or as payment may be made at the same, by Warrant of His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Executive Council, for which Warrants no fee or deduction shall be demanded or taken from the persons in whose favor they may issue.

Money to be paid by the Treasury by Warrant.

IV. And be it enacted, That the said Commissioners intrusted with the expenditure of the said several and respective sums of money, shall for their time and trouble be allowed to retain at and after the rate of five per centum out of the said sums so intrusted to them respectively, together with a reasonable compensation for actual work and labour performed by them on the said several Roads and Bridges.

Compensation to Commissioners.

V. And be it enacted, That the said Commissioners shall expend the 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 Commissioners from expending money 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.

Money to be expended before the first of October.

VI. And be it enacted, That 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 duly laid out and recorded.

No money to be expended on alterations not recorded.

CAP. XXXIX.

An Act to regulate Dockage, Wharfage and Cranage in the City of Saint John and in the Parish of Portland.

Passed 4th April 1842.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, an Act made and passed in the twenty sixth year of the Reign of King George the Third, intituled *An Act establishing the Rates to be taken for Wharfage and Cranage of Ships and other Vessels within the limits of this Province*, and also an Act made and passed in the fifty fourth year of the same Reign, intituled *An Act to repeal an Act, intituled 'An Act in alteration and amendment of an Act for establishing the Rates to be taken for Wharfage and Cranage,' and for substituting other alterations and amendments*

26 G. 3, c. 49.

54 G. 3, c. 9, not to extend to the City of Saint John and Parish of Portland.

amendments of the same Act therein recited in lieu thereof, shall not extend or be construed to extend to the City of Saint John and the Parish of Portland in this Province, any thing in the said Acts contained, or any Law, usage or custom to the contrary in anywise notwithstanding: Provided always nevertheless, that no legal right or remedy arising out of, or given by the said Acts or either of them, before the passing of this Act, shall be deemed or taken to be annulled or barred thereby.

Dockage for vessels lying at any Wharf in the City or Parish of Portland may be demanded and recovered.

II. And be it further enacted, That from and after the passing of this Act, it shall and may be lawful for the Owner or Owners, Lessee or Lessees of any Wharf or Wharves already erected or hereafter to be erected in the City of Saint John or the Parish of Portland aforesaid, or his or their Agent or Agents to ask, demand, sue for, recover and receive as Dockage for Vessels whilst lying at any such Wharf or Wharves the following Rates per diem, that is to say:—

Rates.

For every Decked Vessel or Wood Boat of the burthen of forty tons or under, one shilling and six pence :

For every Decked Vessel over forty tons and under fifty tons, one shilling and nine pence :

For every Decked Vessel of fifty tons and under sixty tons, two shillings :

For every Decked Vessel of sixty tons and under seventy tons, two shillings and three pence :

For every Decked Vessel of seventy tons and under eighty tons, two shillings and six pence :

For every Decked Vessel of eighty tons and under ninety tons, two shillings and nine pence :

For every Decked Vessel of ninety tons and under one hundred tons, three shillings :

For every Decked Vessel of one hundred tons and under one hundred and twenty tons, three shillings and six pence :

For every Decked Vessel of one hundred and twenty tons and under one hundred and fifty tons, four shillings :

For every Decked Vessel of one hundred and fifty tons and under one hundred and eighty tons, four shillings and six pence :

For every Decked Vessel of one hundred and eighty tons and under two hundred tons, five shillings :

For every Decked Vessel of two hundred tons and under two hundred and twenty tons, five shillings and six pence :

For every Decked Vessel of two hundred and twenty tons and under two hundred and forty tons, six shillings :

For every Decked Vessel of two hundred and forty tons and under two hundred and sixty tons, six shillings and six pence :

For every Decked Vessel of two hundred and sixty tons and under two hundred and eighty tons, seven shillings :

For every Decked Vessel of two hundred and eighty tons and under three hundred tons, seven shillings and six pence :

For every Decked Vessel of three hundred tons and under three hundred and twenty tons, eight shillings :

For every Decked Vessel of three hundred and twenty tons and under three hundred and forty tons, eight shillings and six pence :

For every Decked Vessel of three hundred and forty tons and under three hundred and sixty tons, nine shillings :

For every Decked Vessel of three hundred and sixty tons and under three hundred and eighty tons, nine shillings and six pence :

For

For every Decked Vessel of three hundred and eighty tons and under four hundred tons, ten shillings :

For every Decked Vessel of four hundred tons and under four hundred and fifty tons, eleven shillings and three pence :

For every Decked Vessel of four hundred and fifty tons and under five hundred tons, twelve shillings and six pence :

And the sum of one shilling and three pence for every additional fifty tons.

III. And be it further enacted, That any Ship or Vessel which shall be lying at any Wharf or Wharves in the City or Parish aforesaid, not for the purpose of loading or unloading, and which shall or may be in a condition to be removed, shall be removed from such Wharf or Wharves when such Wharf or Wharves may be required for the use of any other Vessel to load, unload or careen thereat ; and on the refusal of the Master, Owner or person having charge of any such Ship or Vessel to remove the same after reasonable notice so to do, such Master, Owner or person having charge as aforesaid, shall forfeit and pay to the Owner or Owners, Lessee or Lessees of such Wharf or Wharves or to his or their Agents, the sum of two pounds for each and every day such Vessel may remain at such Wharf or Wharves over and above the rate of Dockage herein established, to be recovered on the Oath of one or more credible Witness or Witnesses, before any one of Her Majesty's Justices of the Peace for the County, or City and County of Saint John, and levied by Warrant of Distress and Sale of the Goods and Chattels of the Master, Owner or person in charge of such Ship or Vessel, or of the Boats, Apparel or Tackle of the said Ship or Vessel, rendering the overplus, if any, after deducting the costs and charges of prosecution and sale, to such Master, Owner or person having charge of the said Ship or Vessel.

Vessels in a condition to be removed may be removed when Wharf is required for another vessel.

Penalty for refusal to remove.

Recovery.

IV. And be it further enacted, That every Ship or Vessel which shall be made fast to any other Ship or Vessel lying at any of the said Wharves, or which (lying outside another Vessel) shall be made fast to such Wharf or Wharves, shall be deemed liable to pay one half the rate of Dockage herein established, and quarter Wharfage for the privilege of fastening at such Wharf without lying at or immediately adjoining the same.

Vessels lying outside of another vessel, and fastened thereto or to the Wharf, liable to pay Dockage and Wharfage.

V. And be it further enacted, That the rate of Dockage established by the second Section of this Act, shall and may be recoverable from the Master, Owner, Agent, person in charge, or Consignee of the Ship or Vessel liable to the same, or any one of them ; provided always that the Agent or Consignee shall in no case be liable to pay the same after the departure of such Ship or Vessel, unless an account or written demand of the same be delivered to or left at the usual place of business of such Agent or Consignee, at least twelve hours before such departure ; and provided also, that if such Agent or Consignee within six hours after service of the said account or written demand as aforesaid, shall cause notice to be given to the person or persons demanding such Dockage, or left at his last place of business, that no funds of the Master or Owner of such Ship or Vessel remain in the hands or under the controul of the said Agent or Consignee, such Agent or Consignee shall not be deemed or taken to be liable to pay such Dockage.

The Dockage Rates to be recoverable from the Master, Owner, Agent, Person in charge or Consignee of the ship.

Proviso.

VI. 'And whereas the tops or surfaces of Wharves in the said City and Parish are not kept by the owners in a proper state of repair, suitable for the landing and loading of Goods, by reason of there being no regulated compensation for the privilege of using the same ;' Be it therefore enacted, That it shall and may be lawful for the owner or owners of any Wharf or Wharves properly planked or timbered on the surface and none other, or the lessee or lessees of any such Wharf or Wharves in the City or Parish aforesaid, or his or their Agents to ask, demand,

Top Wharfage may be demanded for the use of Wharves properly planked or timbered on the surface.

Rates.

sue for, recover and receive as Wharfage, or Top Wharfage, (so called) for all articles landed on, or shipped from their respective Wharves, at and after the following rates and charges, that is to say: For every Pipe of Wine, Brandy or other Liquor, six pence: For every Hogshead of Wine, Brandy or other Liquor, three pence: For every Puncheon of Rum or other Liquor, four pence: For every Hogshead of Loaf Sugar, four pence: For every Hogshead or Tierce of other Sugar, six pence: For every Hogshead or Tierce of Tobacco, one shilling: For every Hogshead or Tierce of Dry Fish or Lime, three pence: For Tierces of any article excepting Sugar, each two pence: For Barrels of any article except Salted Provisions, one penny: For every Barrel of Salted Provisions, three half pence: For every Firkin, Half Barrel or Keg of any article, one half penny: And for any of the above kind or description of Vessels when empty, one half the respective charge, excepting Fish Barrels, for which no charge shall be made: For every Trunk, except Passengers, Bale, Box, Case or Crate, three pence, or one shilling per ton of forty Cubic feet, at the option of the person claiming Wharfage: For every Hamper, one penny: For every Chest of Tea, two pence: For every Box of Tea, one penny: For every Box of Soap or Candles, under one hundred and twelve pounds in weight, one half penny: For every such Box, if over one hundred and twelve pounds in weight, one penny: For every Quintal of Dry Fish, one half penny: For every Box of Herrings, one farthing: For every Green Hide, one half penny: For every Dry Hide, one farthing: For Hay per ton, if screwed, one shilling: For Hay per ton, if unscrewed, two shillings and six pence: For every ton of Iron castings, except Hollow Ware, Anchors, Iron Work, Hemp, Cordage or Oakum, one shilling and three pence: For every ton of Hollow Ware, one shilling and eight pence: For every thousand superficial feet of Boards, Deals or Clapboards, six pence: For every thousand superficial feet of Scantling or Ranging Timber, and for every ton of Square Timber of all kinds, one shilling: For every thousand of Laths or Shingles, two pence: For every thousand of Hoops, Hoop Poles or Staves, six pence: For every cord of Wood not otherwise described herein, four pence: For every Spar of ten inches or over, six pence: For every Spar if under ten inches, three pence: For every chaldron of Coals or ton of Salt, six pence: For Grain and Roots of all kinds at the rate of two shillings and six pence per hundred bushels: For every ton of building Stone or Ballast, six pence: For every ton of Plaster of Paris, three pence: For every ton of Grind Stones, four pence: For every thousand of Bricks, one shilling and six pence: For every Keg or Canister of Paint, not exceeding twenty eight pounds, one farthing, if above twenty eight pounds and not exceeding one hundred and twelve pounds, one half penny: Passengers' Trunks and Personal Baggage to be free: Provided always, That nothing in this Act contained shall be construed to make any owner of any Wharf or person entitled to demand and receive Top Wharfage as hereinbefore mentioned, liable for the safe keeping, charge or custody of any article so landed at or discharged from any such Wharf as a Wharfinger or otherwise howsoever, or to interfere with the responsibility of any common carrier by land or by water, in the safe delivery or discharge of any articles entrusted to his care.

recovered as
prescribed in
Section III.

VII. And be it further enacted, That if the Owner, Consignee or Agent of any of the articles, matters and things mentioned in the sixth Section of this Act, which may have been landed or shipped from any Wharf or Wharves in the City or Parish aforesaid, shall refuse to pay the Wharfage of the same agreeably to the foregoing Rates, when required so to do by the person or persons entitled to demand the same, the same may be recovered before any one of Her Majesty's Justices

Justices of the Peace of the City or County of Saint John, in the manner prescribed by the third Section of this Act.

VIII. ' And whereas it sometimes happens that a Ship or Vessel when loading, " discharging or moored, becomes liable to pay for the use of two or more Wharves, " either on account of Dockage or Wharfage, or by reason of obstructing the ad- " joining Wharf or Wharves, and disputes frequently occur in settling the pro- " portion fairly due to each Wharf, subjecting the Master, Agent, Owner or Con- " signee of such Ship or Vessel to several vexatious demands; for remedy " whereof,' Be it enacted that it shall and may be lawful for His Excellency the Lieutenant Governor or Commander in Chief for the time being, by and with the advice of Her Majesty's Executive Council, to nominate and appoint, and at his pleasure to remove, and from time to time to re-appoint, three fit and proper persons residents of the said City or Parish, to be Commissioners of Wharves in the same, whose duty it shall be on being thereto required by the person or persons interested, and on receiving a fee of ten shillings each, personally to inspect any Wharf or Wharves in the said City or Parish liable to be partially used, occupied or obstructed by a Vessel or Vessels loading, discharging or lying at the adjoining Wharf or Wharves, and upon such inspection to declare in writing under their hands, or the hands of a majority of them, what rate or proportion of the lawful Dockage or Wharfage each party shall thereafter be entitled unto, and such declaration shall be final and conclusive between the parties and the Master, Agent, Owner, Consignee or person in charge of any Ship or Vessel shall be liable to pay to each party the proportion and rate so assigned and no more, so long as the said written declaration shall remain unrescinded or unaltered by such Commissioners.

Commissioners of Wharves to be appointed to declare the proportions of Dockage or Wharfage each party may be entitled to where Wharves are liable to be partially used or obstructed by vessels lying at the adjoining Wharf.

Declaration to be final.

IX. And be it further enacted, That it shall and may be lawful for the person or persons entitled to receive any Dockage or Wharfage, or proportion of any Dockage or Wharfage under this Act to proceed therefor by Bailable Capias, any Law to the contrary notwithstanding.

Bailable Capias may be sued out for the recovery of the Dockage or Wharfage.

X. And be it further enacted, That nothing herein contained shall infringe, impair, or do away any right which the Mayor, Aldermen and Commonalty of Saint John have or possess by the Charter of the City as by Law established.

Act not to impair the rights of the City Corporation.

XI. And be it further enacted, That this Act shall continue and be in force until the first day of May, which will be in the year of our Lord one thousand eight hundred and forty five.

Limitation.

CAP. XL.

An Act to incorporate the Saint Stephen's Marine Assurance Company.

Passed 4th April 1842.

' **W**HEREAS the Trade of this Province in Shipping and Navigation has ' of late greatly increased, and it is expedient for the protection and ' encouragement thereof to establish a Marine Assurance Company at Saint ' Stephen ;

Preamble.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That James Frink, Robert Lindsay, George M. Porter, William Porter, Robert M. Todd, Freeman H. Todd, F. M. Pingree, Z. Chipman, Nehemiah Marks, John Marks, their Associates, Successors and Assigns, be and they are hereby declared to be a Body Corporate, by the name of the Saint Stephen's Marine Assurance Company, and that they shall have all the powers and privileges made incident to a Corporation by Act of Assembly in this Province.

Company Incorporated.

Capital to be £30,000, payable as herein specified.

II. And be it enacted, That the Capital or Joint Stock of the said Corporation shall consist of Thirty thousand Pounds, to be paid in such money as shall at the time of the several payments hereinafter expressed be a legal tender in this Province: Three thousand pounds, one tenth part thereof, to be paid in sixty days after the passing of this Act; three thousand pounds, being one other tenth part of the Capital Stock, within six calendar months after the expiration of the said sixty days; and the remaining eight tenths to be paid at such time or times, and in such parts or portions as the Directors for the time being of the said Corporation, or a majority of them, shall from time to time think necessary: the whole amount of the said Capital Stock to be divided into Shares of twenty five pounds each, making in the whole twelve hundred Shares.

Number of Shares to be held limited.

III. And be it enacted, That no person or persons whosoever, during the sixty days next after the passing of this Act, shall be entitled to hold or subscribe for more than eighty Shares of the said Capital Stock; and if the whole of the same shall not have been subscribed for within the said sixty days, that then it shall be lawful for any Stockholder or Stockholders to increase his, her or their subscriptions to as many Shares as he, she or they may think proper.

Subscribers to Stock to make a deposit previous to the election of Directors.

IV. And be it enacted, That all the subscribers for Stock or Shares in the said Corporation shall, previous to the day of the first General Meeting of the Members and Stockholders of the said Corporation, to be called as hereinafter mentioned, pay into the hand of such person or persons as the persons mentioned by name in and by the first Section of this Act, or the major part of them, or in case of the death of any of them, the major part of the survivors, may direct a deposit of two and one half per centum on the amount of Capital Stock of the said Corporation for which they shall have subscribed; and the said deposit shall be taken and allowed to every subscriber who shall pay the same as part and out of the first one tenth part of the Capital Stock required to be paid in under and by virtue of this Act; and every subscriber who shall neglect or refuse to pay in the said deposit, shall for every Share in respect of which he or she shall neglect or refuse to pay in, be deemed a defaulter, and the said Share or Shares shall be forfeited to the Corporation; and no subscriber shall upon any pretence whatever vote at the said first General Meeting in respect of any Share or Shares upon which he or she shall not have paid the said Deposit.

Ten per cent. on the Stock to be paid within ninety days, and security given for the remainder.

V. And be it enacted, That every Stockholder or Subscriber shall within said sixty days after the passing of this Act pay into the hands of the Directors for the time being of the said Corporation, or into the hands of such person or persons as they or a majority of them shall appoint, one tenth part on the whole amount of his or her Share or Shares, deducting the deposit mentioned in the fourth Section of this Act, and shall give to the President and Directors hereinafter mentioned good and satisfactory security, either by Bond and Mortgage on Real Estate or otherwise, at the option and to the satisfaction of the said President and Directors, or a majority of them, renewable as often as the said President and Directors or a majority of them shall require, that one other tenth part on the whole of his or her Shares shall be paid to the said President and Directors for the time being of the said Corporation, within six calendar months after the expiration of the said sixty days, and that the residue of the whole amount of his or her Share or Shares shall be paid to the said President and Directors for the time being of the said Corporation, in such part and portions and in such manner as to them, the said President and Directors, or a majority of them, shall seem advisable; provided that the amount so to be called in shall not exceed at any one time twenty per centum on the whole amount of the Capital Stock of the said Corporation

Corporation belonging to any individual, and that not less than thirty days notice of such payment being required shall be given in one or more of the papers published in the County of Charlotte, and also in one of the papers published in the City of Saint John: Provided always, that the said Corporation shall not go into operation until the said sum of three thousand pounds shall have been paid, and shall be either in the vault or office of the said Corporation, or in the Saint Stephen Bank; and that as soon as the said sum of three thousand pounds shall have been paid, the President shall give notice thereof to the Secretary of the Province for the time being, for the information of His Excellency the Lieutenant Governor or Commander in Chief for the time being, who is hereby authorized by and with the advice of Her Majesty's Executive Council, to appoint three Commissioners, not being Stockholders, whose duty it shall be to examine and count the money actually in the vault or office, or in the Saint Stephen's Bank, and to ascertain by the oaths of a majority of the Directors that one tenth part of the Capital Stock of the said Corporation has been paid in by the Stockholders towards the payment of their respective Shares, and not for any other purpose.

Company not to go in operation until £3000 be paid in, to be ascertained by Commissioners.

VI. And be it enacted, That when three hundred Shares of the Capital Stock of the said Corporation shall have been subscribed for, a General Meeting of the Members and Stockholders of the said Corporation shall be called, to take place in the Parish of Saint Stephen, by notice in one or more of the Public Newspapers published in the County of Charlotte, fourteen days at least previous to the day of such Meeting, which notice Robert Watson, or in case of his death, neglect or refusal, any other one of the persons mentioned in the first Section of this Act is hereby authorized and empowered to give, for the purpose of making, ordaining and establishing such Bye Laws, Ordinances and Regulations for the good order and management of the affairs of the said Corporation, as they shall deem necessary, and also for the purposes of choosing seven Directors, being Members and Stockholders of the said Corporation, under and in pursuance of the Rules and Regulations hereinafter made, which Directors shall, as soon thereafter as may be convenient, meet together and choose one out of their number a President, and shall also appoint at the same time or at any future meeting a Secretary, and so many and such other Officers, Clerks, Servants and Agents for carrying on the said business as they shall deem requisite, and shall at the same time or at any future meeting, accept and receive what remains due of the first instalment of the ten per centum on each Subscriber's or Stockholder's Share or Subscription, and shall take from each subscriber such securities for the remainder of their subscriptions as hereinbefore pointed out, and shall commence the operations of the said Company subject to the Rules and Regulations as hereinbefore provided, and shall continue and serve to be Directors until the first annual Meeting for the choice of Directors as is hereinafter made and provided, or until others are chosen in their room; provided that the Laws and Ordinances at any time made shall be in no wise contrary or repugnant to the Laws of this Province.

When 300 Shares are subscribed, a meeting to be called to establish Bye Laws and elect Directors.

Directors to choose a President and other Officers, &c.

VII. And be it enacted, That there shall be a General Meeting annually of the Stockholders and Members of the said Corporation held on the first Tuesday in June in each and every year after the present year one thousand eight hundred and forty two, at Saint Stephen at which annual Meeting there shall be chosen by a majority of the Stockholders and Members of the said Corporation then present, or represented by proxy, out of all the Stockholders and Members of the said Corporation, seven Directors who shall continue in office for one year, or until others are chosen in their room, in the choice of which Directors the Stockholders and Members of the said Corporation shall vote according to the rule hereinafter

Annual Meeting for choosing Directors to be held on the first Tuesday in June.

hereinafter mentioned, and the Directors when chosen, or a majority of them shall, at their first meeting after their election, choose out of their number a President who is to be chosen by a majority of votes; Provided always, That four of the Directors shall be re-elected to office, of whom the President shall always be one.

Directors to execute all things contained in the preceding Sections, and manage the whole affairs of the Company.

VIII. And be it enacted, That the Directors for the time being of the said Corporation, shall have power to do and execute all the matters and things contained in the preceding Sections of this Act, as far as the same may be left unexecuted by the Directors therein mentioned, and that they shall manage the whole concerns of the said Corporation agreeably to this Act of Incorporation, and such Bye Laws, Rules and Regulations as the Stockholders and Members thereof may from time to time establish, and also do and execute all other matters and things that may be necessary for the benefit of the said Corporation, and shall also have power to appoint and to remove at pleasure a Secretary and such other officers, Clerks and Agents, as they or a major part of them think necessary for executing the business of the said Corporation, and shall allow the said Secretary, Officers, Clerks, Agents and Servants, such compensation for their respective services as to them the Directors shall appear reasonable and proper, all which, together with the expenses of buildings, house or office rent, and all other contingencies, shall be defrayed out of the funds of the Corporation.

Board of Directors for business.

IX. And be it enacted, That not less than three Directors shall constitute a Board for the transaction of business, of which the President shall always be one, except in cases of sickness or necessary absence, in which case the Directors present may choose one of their Board as Chairman for the time being, that all questions relating to any business to be transacted at the Board shall be decided by a majority of the votes of Directors then present, and that no Director shall have more than one vote, except the President or Chairman so chosen as aforesaid, who shall vote at the Board as a Director, and shall also have a casting vote in all questions when the votes shall happen to be equal.

No Director to have a salary, but the Stockholders may compensate the President.
Secretary to give security.

X. And be it enacted, That no Director shall be entitled to any salary or emolument for his services, but that the Stockholders of the said Corporation may make such compensation to the President as to them shall appear reasonable.

XI. And be it enacted, That every person hereafter to be appointed Secretary to the said Corporation, shall before he enters upon the duties of his office, give a bond to the said Corporation with two or more Sureties, to be approved of by the Directors, in a sum not less than two thousand pounds, with a condition for his good and faithful behaviour in the said office of Secretary.

Qualification of Directors.

XII. And be it enacted, That no person shall be eligible for a Director unless such person is a Stockholder and holds not less than twenty Shares of the Capital Stock of the said Corporation in his own right.

Votes of Stockholders regulated.

XIII. And be it enacted, That on every occasion when in conformity to the provisions of this Act, the votes of the Stockholders are to be given, every Stockholder may vote by proxy, provided such proxy be a Stockholder and previous to voting produce a sufficient authority in writing from his constituent or constituents so to act; that all questions be decided by a majority of the votes of all the Stockholders then present or represented by proxy; and that the number of votes which each shall be entitled to give shall be one vote for each share he or she may hold in the Capital Stock of the said Corporation; provided that no Stockholder shall hold at any one time more than five proxies; and provided also, that no Stockholder be allowed to give more than one hundred votes upon any question either in respect of his own shares or in respect of any proxy or proxies of which he may be the holder.

XIV. And be it enacted, That if it should so happen that the Directors should not be chosen on the first Tuesday in June in any year as aforesaid, it shall and may be lawful to choose them on any other day between the hours of eleven in the forenoon and four in the afternoon of the said day, upon giving fourteen days notice of the time and place of meeting, which shall take place at Saint Stephen, (Salt Water Village) as aforesaid, and in case any Director shall disqualify himself by the sale, disposal or transfer of his Shares or any of them so as to reduce his interest in the said Capital Stock to less than twenty Shares, or in case of the removal of a Director by the Stockholders for misconduct or mal-administration his place shall be filled up by the said Stockholders, fourteen days notice of the time and place of meeting being first given, and in case of any vacancy among the said Directors by death, resignation, or absence from the Province for three months, the said Directors for the time being, shall and may if they shall think fit, fill up the same by choosing one of the said Stockholders, and the person so chosen by the Stockholders or by the said Directors shall serve until another be chosen in his room.

Should the Directors not be chosen on the first Tuesday in June, they may be elected on any other day, on notice.

Vacant Directorship: to be filled up.

XV. And be it enacted, That as soon as the said first instalment of three thousand pounds shall have been actually paid, in manner and form as is hereinbefore provided on account of the subscriptions to the said Capital Stock, notice thereof shall be given in one or more Newspapers published in this Province, and the Directors shall commence with the business and operations of the said Corporation: Provided always, that no Insurance shall be effected until the said sum of three thousand pounds shall actually be paid in, or invested and received on account of the subscriptions to the Capital Stock of the said Corporation.

£3000 being paid in, notice to be given, and business commenced.

XVI. And be it enacted, That the said Corporation shall have power to make Marine Insurance on vessels, freights, moneys, goods and effects, and in case of money lent upon bottomry and respondentia, and to fix the premiums and terms of payment, and all Policies of Insurance by them made, shall be subscribed by the President, or in case of his death, absence, sickness or inability, by any two of the Directors, and shall be countersigned by the Secretary of the said Corporation, or in case of sickness, absence or inability of the said Secretary, then by such person as the Directors or a majority of them may appoint to act in his stead, and shall be binding and obligatory on the said Corporation, and that all losses duly arising under any Policy so subscribed and countersigned, shall and may be adjusted and settled by the Board of Directors, and the same shall be binding on the said Corporation, and shall be paid to the assured within ninety days after adjustment of such losses: Provided always, that the said Directors shall not in any case make Insurance on any single risk to an amount exceeding two thousand five hundred pounds.

Corporation to make Marine Assurances, and fix the Premiums.

Policies how to be signed.

XVII. And be it enacted, That it shall be the duty of the Directors of the said Corporation or a quorum thereof, to make half yearly dividends of all the profits, rents, premiums, and interest of the said Corporation or of so much thereof as they shall think fit, payable at such time and place as the said Directors or a quorum thereof shall appoint, of which they shall give thirty days previous notice in one or more of the Newspapers printed in this Province; provided that the monies received and notes taken for premiums of risks which shall be undetermined and outstanding at the time of making any such dividend shall not be considered as part of the profits of the said Corporation; and provided further that if the amount of the Capital Stock paid, as by this Act is required, shall by any means be reduced to a sum less than five thousand pounds then and in such case no dividend or dividends whatsoever shall be declared or made until a sum equal to the said sum of five thousand pounds shall be vested for the use of the said Corporation.

Half yearly dividends of the profits to be made.

Corporation may hold Real Estate to the value of £5000.

Proviso.

XVIII. And be it enacted, That the said Corporation shall have power and authority to take, receive, hold, possess and enjoy any Lands, Tenements and Real Estate, and Rents, to any amount not exceeding five thousand pounds; provided nevertheless that nothing herein contained shall prevent the said Corporation from taking or holding Real Estate or Chattels, to any amount whatsoever by Mortgage taken as collateral security for the payment of any sum or sums advanced by, or debts due to the said Corporation, or for security of the payment of the amount of such part of the Capital Stock of the said Corporation as shall at any time or times remain unpaid.

Capital to be invested in public funds or other securities.

XIX. And be it enacted, That the Capital Stock of the said Corporation collected at each instalment and at the time hereinbefore provided, shall be by the said Directors invested and disposed of in such public funds, or to such public or Corporate Bodies or Associations or Joint Companies as may by the said Directors be deemed advisable, and in the event of there being no public funds or public or Corporate Bodies or Associations or Joint Companies to which the same can be advantageously lent or disposed of, or in which the same can be safely invested, then it shall and may be lawful for the said Directors or a majority of them to apply the same and dispose thereof by letting the same out at interest upon the security of Lands or upon other security as they may think fit: Provided always, That no monies of the said Corporation shall be put out at interest nor any security taken for the same either by bond or mortgage, or bill or note, or otherwise, for a shorter period than one year; provided also that no loan of the Capital Stock at any time to be created under the provisions of this Act or any part thereof, shall be made directly or indirectly to any Director of the said Company, nor shall any such Director be a party to any security for any such loan, and no Stockholder to whom any part of the said Capital Stock shall have been lent, shall be eligible as a Director while the loan continues.

No loan to be made to a Director.

Investment of money arising in the course of dealings.

XX. And be it enacted, That it shall and may be lawful to and for the Directors of the said Corporation to use, apply and dispose of the monies arising in the course of the dealing of the said Corporation, and all the profits, rents, premiums, and interest thereof, by letting the same out at interest, either upon the security of Lands or other property, or otherwise as the Directors thereof may think fit, any thing in this Act contained to the contrary notwithstanding, and the restrictions as to loans to the Directors and to the eligibility as Directors of Stockholders to whom money may have been loaned, which are contained in the last preceding Section with regard to the Capital Stock, shall extend and apply in all respects to any loans of money to be made by virtue of this present Section in like manner as if the same were repeated here.

Corporation not to trade, but may possess ships, &c. abandoned to them.

XXI. And be it enacted, That the said Corporation shall not directly or indirectly deal or trade in buying or selling any goods, wares or merchandize whatsoever: Provided nevertheless, That it shall be lawful for the said Corporation to take, receive, hold, possess and enjoy any Ships, Goods, Merchandize or Chattels whatsoever, which shall have been abandoned to the said Corporation by reason of any loss or damage having occurred to the same, and shall and may sell and dispose of the same at such time or times and in such manner as to the said Directors for the time being shall seem expedient.

Shares to be assignable.

XXII. And be it enacted, That the Shares of Capital Stock of the said Corporation shall be assignable or transferable according to such Rules and Regulations as may be by the Members and Stockholders established in that behalf, but no assignment or transfer shall be valid or effectual unless such assignment or transfer shall be entered and registered in a Book kept by the Directors for that purpose, and

and in no case shall any fractional part of a Share be assignable or transferable ; and that whenever any Stockholder shall transfer in manner as aforesaid, all his or her Stock or Shares in the said Corporation to any person or persons whomsoever, such person shall cease to be a Member of the said Corporation, and the person or persons so purchasing shall become a Member of the said Corporation in his or her stead, and be entitled to all the privileges and subject to all the liabilities as such.

XXIII. And be it enacted, That in case of any loss or losses taking place, which shall be equal to the Capital Stock of the said Corporation, and the President and Directors after knowing of such loss or losses taking place, shall make any further Policy of Assurance, they and their estates jointly and severally shall be accountable for the amount of any and every loss which shall take place under such Policy or Policies so made.

Liability of Directors on Policies issued after losses to the amount of the whole Capital.

XXIV. And be it enacted, That the Joint Stock or Property of the said Corporation shall be alone responsible for the debts and engagements of the said Corporation, and that no person or persons who shall or may have dealings with the said Corporation shall on any pretence whatever have recourse against the separate property of any present or future Member or Members of the said Corporation, or against their person or persons further than is in this Act provided.

Joint Stock to be alone responsible for the Debts.

XXV. And be it enacted, That the Bonds and other securities of what nature or kind soever, taken for the payment of the second instalment and residue of the said Capital Stock as is hereinbefore directed, shall from time to time be renewed or changed, and other and further security or securities for the same be given, as is provided in and by the fifth Section of this Act; and in case of any refusal or delay to renew or change any such security or securities, or to give and grant other and further security or securities therefor, to the satisfaction of the said Directors, or a majority of them, within thirty days after notice thereof being given, then and in such case it shall and may be lawful to and for the said Directors, or a majority of them, to cause such proceedings, both in Law or Equity, or either, as may be deemed requisite, to be taken for the recovery of the amount of such several and respective securities, or it shall and may be lawful to and for the said Directors, or a majority of them, if they shall think fit, to declare the Shares in the Capital Stock of the said Corporation, for the amount of the residue of which such security or securities shall have been given, forfeited to the said Corporation, together with all deposits, instalments, interest, profits or dividends thereto belonging, and that such Stock so forfeited shall be sold by public auction for and on account of the said Corporation, and the purchaser or purchasers thereof shall give such security or securities for the payment of the amount due to the said Corporation on account of such forfeited Shares at the time of such forfeiture as is hereinbefore provided, and shall likewise be subject to all the provisions of this Act, anything herein contained to the contrary thereof in any wise notwithstanding.

Securities for the Capital may be renewed, and on refusal or delay, the Directors may proceed against the owners, or declare the shares forfeited.

XXVI. And be it enacted, That the Books, Papers, Correspondence, and all other matters and things belonging to the said Corporation, shall at all times be subject to the inspection of the Directors or any of them; but no Stockholder, not a Director, shall inspect the account of any individual or Corporate body with the said Corporation.

Books and Papers to be open to the inspection of the Directors.

XXVII. And be it enacted, That the Directors shall at the General Meeting to be held on the first Tuesday in June in each and every year, lay before the Stockholders for their information, an exact and particular statement in triplicate of the then state of the affairs and business of the said Corporation, agreeably to

A statement of the affairs to be submitted at the Annual Meeting, and transmitted to the Provincial Secretary for the information of the Governor and the Legislature.

the

the several regulations of this Act, and such other Rules and Regulations as may by the Members and Stockholders of the said Corporation, be made by virtue hereof, so as the same may contain a true account of the whole of the affairs of the said Corporation; which statement shall be signed by the Directors, and attested on oath or affirmation of the Secretary, or in case of his absence, sickness, or inability to attend, by such person or persons as the Directors or any quorum thereof may appoint to act in his stead, and shall be transmitted to the Secretary of the Province for the information of His Excellency the Lieutenant Governor or Commander in Chief for the time being, and the Legislature: Provided always, that the rendering such statement shall not extend to give any right to the Stockholders, not being Directors, to inspect the account of any individual or individuals with the said Corporation.

Any Joint Committee of the Council and Assembly to have access to the Books, &c.

XXVIII. And be it enacted, That any Joint Committee hereafter to be appointed by the Honorable the Legislative Council, and the House of Assembly, for the purpose of examining into the proceedings of the Corporation, shall, either during the Session or Prorogation of the General Assembly, have free access to all the Books and Accounts of the same.

Special Meetings may be called by 20 Stockholders, Proprietors of 600 Shares.

XXIX. And be it enacted, That any number of Stockholders not less than twenty, who, together shall be proprietors of six hundred Shares, shall have power at any time by themselves or their proxies, to call a General Meeting of the Stockholders for any purpose relating to the business of the said Corporation, other than a dissolution thereof, giving at least thirty days notice in two of the Newspapers published in this Province, and specifying in such notice the time and place of such Meeting, with the objects thereof, and the Directors or any five of them shall have the like power at any time upon observing the like formalities to call a General Meeting as aforesaid.

Special Meetings for considering of the dissolution of the Company, and be called by 25 Stockholders, Proprietors of 600 Shares.

XXX. And be it enacted, That any number of Stockholders not less than twenty five, who together shall be proprietors of six hundred Shares in the Capital Stock of the said Corporation, shall have power at any time by themselves or their proxies to call a General Meeting of the Stockholders for the purpose of taking into consideration the propriety of dissolving the said Corporation, giving at least three months previous notice in two or more of the Newspapers published in this Province, and specifying in such notice the time and place of such Meeting with the object thereof, and should it be agreed upon at such Meeting that the said Corporation should be dissolved, such Stockholders are hereby authorized and empowered to take all legal and necessary ways and means to dissolve the said Corporation, and upon such or any other dissolution of the said Corporation, the Directors then in office shall take immediate and effectual measures for closing the concerns of the said Corporation and for dividing the Capital and Profits which may remain among the Stockholders in proportion to their respective Shares.

A statement of the affairs to be made up on the first Tuesday in January annually, to be laid before the Legislature.

XXXI. And be it enacted, That the Secretary of the said Corporation shall, on the first Tuesday in January in each and every year, make a return in Triplicate of the state of the affairs of the said Corporation as they existed at Three of the clock in the afternoon of that day, and shall forthwith transmit the same to the office of the Secretary of the Province, which Return shall specify the aggregate amount of the Risks at that time taken by the said Corporation, the amount of Losses incurred during the preceding year, the amount of Capital actually paid in, and how the same has been invested or secured, also a particular statement of the manner in which the residue of Capital has been secured, the amount of the Dividends for the preceding year, and when declared, together with the amount of surplus

surplus profits, if any, belonging to the said Corporation, and how the same have been invested and secured, the amount of real estate owned by the said Corporation, together with a particular statement of all other affairs of the said Corporation, which return shall be signed by the Secretary of the said Corporation, who shall make oath or affirmation before some Justice of the Peace for the County of Charlotte to the truth of the said Return, according to the best of his knowledge and belief, and the Secretary of the said Corporation shall also at the same time make a Return under oath or affirmation, of the names of the Stockholders and the amount of Stock owned by each, and a majority of the Directors of the said Corporation shall certify and make oath or affirmation before the same Justice of the Peace that the Books of the said Corporation indicate the state of facts so returned by their Secretary, and that they have full confidence in the truth of the Returns so made by him ; and it shall be the duty of the Secretary of the Province annually to lay before the Legislature of this Province so soon after the opening of the Session as practicable, such Returns as aforesaid, as he may have received since the then next previous Session.

XXXII. And be it enacted, That this Act shall continue and be in force until the first day of May, which will be in the year of our Lord one thousand eight hundred and seventy two. Limitation.

Anno Quarto VICTORIÆ Reginae.

CAP. XLV.

An Act for the Naturalization of Aliens in this Province.

Passed 19th March 1841.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the time when this Act shall come into force, all persons of Foreign Birth, who have inhabited and resided in this Province for the space of seven years or more previous to the time when this Act shall come into force, and shall not have been during such period of seven years stated residents in any Foreign Country, and who shall at any time within three years after the time when this Act shall come into force, take and subscribe the Oath of Allegiance and Residence, or (being one of the persons allowed by Law to affirm in Civil Cases) Affirmation, prescribed in the Schedule to this Act, if they be of full age of sixteen years at that time, and if not at the full age of sixteen years at the time when this Act shall come into force, then within three years from their attaining that age, before any Judge of the Supreme Court of this Province, shall be deemed, adjudged and taken to be entitled to all the privileges of Her Majesty's Natural Born Subjects, to all intents, constructions and purposes, as if they and every of them had been or were born in Her Majesty's Dominions; which said Oath or affirmation and subscription, any of the said Judges is hereby authorized and empowered to administer and take: and the taking and subscribing of every such Oath or affirmation shall be before any such Judge in open Court, either at Bar or Nisi Prius, between the hours of nine and twelve in the forenoon; and such subscription shall be made in a Book to be kept for that purpose; and such Judge shall cause a Certificate or return thereof to be transmitted to the Office of the Secretary of the Province, and such Secretary shall cause an entry of such Certificate or return to be made in a Book to be kept for that purpose in his Office.

II. And be it enacted, That a Testimonial or Certificate under the Seal of this Province, of such Alien having taken and subscribed the said Oath or affirmation, shall be deemed and taken to be a sufficient testimony and proof thereof, and of his or her being entitled to all the privileges of a natural born Subject of Her Majesty, to all intents and purposes, and in all Courts whatsoever.

III. And be it enacted, That if any person taking and subscribing the Oath or affirmation required by this Act, shall falsely swear or affirm as to the fact of residence in such Oath or affirmation contained, such person so falsely swearing or affirming, shall be deemed guilty of perjury, and shall be liable to the pains and penalties incident by Law to the crime of perjury, and moreover upon conviction of such offence, shall be adjudged to have forfeited and lost, and shall forfeit and lose all the privilege of a natural born Subject, to which he or she

Aliens resident in the Province for seven years taking the Oath prescribed in the Schedule, before a Judge of the Supreme Court, to have the privileges of natural born Subjects.

Certificate under the Seal of the Province to be sufficient evidence.

False swearing as to residence to be deemed perjury, and induce a forfeiture of privileges.

might

might otherwise have been entitled by virtue of having been Naturalized under this Act.

Act suspended until
Her Majesty's ap-
probation be de-
clared.

IV. Provided also, and be it enacted, That this Act shall not be in force until Her Majesty's Royal approbation be thereunto had and declared.

SCHEDULE.

FORM OF OATH.

Oath.

I do swear (*or, being one of the Persons allowed by Law to affirm in Civil Cases, do affirm*) that I have resided seven years in this Province, without having been, during that time, a stated resident in any Foreign Country, and that I will be faithful and bear true allegiance to the Sovereign of the United Kingdom of Great Britain and Ireland, and of this Province as dependent thereon.

SO HELP ME GOD.

[*This Act was specially confirmed, ratified, and finally enacted by an Order of the Queen in Council, dated the 11th day of August, 1841, and published and declared in the Province on the 8th day of September, 1841.*]

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