

CAP. III.

An ACT to ascertain the Rights of Fishery. Passed the 5th of March, 1807.

Preamble.

WHEREAS the Right of Fishery on the East side of the Harbour of Saint John has been granted to the Freemen and Inhabitants of the same side; and the Right of Fishery on the West side of the said Harbour granted to the Freemen and Inhabitants on the Western side; which Grant has been confirmed by Act of Assembly: and whereas other Grants of Lands and Fisheries have also been made in divers parts of this Province, and it is expedient and equitable that all His Majesty's subjects should enjoy a just and equal right of Fishery, as far as their respective situations may admit, and whereas disputes have arisen and may hereafter arise respecting the rights of Fishery, which in future to prevent,

Owners or lawful possessors of lands to have the sole and exclusive right of fishing on or in front of the shores thereof, under the regulations and restrictions made or to be made for that purpose.

Be it enacted by the PRESIDENT, Council and Assembly, That from and after the passing of this Act, all and every His Majesty's subjects owning or lawfully possessing lands bounded on any River, Cove, Creek or Lake in this Province, shall have and be deemed to have the sole and exclusive right of taking Fish on or in front of the shores thereof, under the regulations and restrictions of any Act or Acts of Assembly, made or to be made for that purpose, prescribed to be observed in any such Rivers, Coves, Creeks or Lakes respectively, and that no person or persons whatever shall or may lawfully set or erect any Net, Wear, or Fishgarth, or draw any Seine on, or in front of the said shores of such Rivers, Coves, Creeks or Lakes respectively, except the owner or owners or lawful possessor or possessors thereof, or persons by virtue of their leave or licence, any law, charter, usage or custom to the contrary notwithstanding.

Not to interfere with the rights and privileges of the City and Citizens of Saint John.

PROVIDED ALWAYS, That nothing in this Act shall extend or be construed to extend to abridge, diminish or interfere with the rights and privileges of the City of Saint John and of the Freemen and Inhabitants thereof as already secured by Charter, nor any other Grants as aforesaid.

Act not in force in the Harbour of Saint John till the 1st of January, 1808.

PROVIDED ALSO, And it is hereby declared, that this Act shall not be in force, nor be construed to be in force in the Harbour of Saint John until the First day of January, one thousand, eight hundred and eight. But that the Northern Shore of the said Harbour shall be fished by the Inhabitants of Saint John and the Parish of Portland for this year in the same manner as they have been accustomed to do for the two years last past.

CAP. IV.

An ACT in alteration and amendment of an Act for establishing the Rates to be taken for Wharfage and Cranage. Passed the 5th of March, 1807.

Preamble.

WHEREAS the Rates established by an Act passed in the Twenty-sixth year of the Reign of His present Majesty, intituled "an Act establishing the Rates to be taken for Wharfage and Cranage

nage of Ships and other vessels within the limits of this Province," have been found too small for the encouragement of erecting Wharves and keeping them in repair; for remedy whereof,

I. *Be it therefore enacted by the PRESIDENT, Council and Assembly,* Rates for wharfrage
That hereafter for all decked vessels not exceeding fifty tons whilst hereafter to be for
careening, loading, unloading or lying fast to any wharf, shall be decked vessels not ex-
paid *One Shilling* as heretofore accustomed. For every vessel above ceeding 50 tons, 1s.
fifty tons and not exceeding one hundred, *Two Shillings* instead of per diem.
one shilling and six pence. For every vessel of one hundred and Above fifty and not
not exceeding one hundred and fifty tons, the sum of *Three Shil- exceeding one hundred
lings*. For every vessel of one hundred and fifty and not exceeding tons, 5s.
two hundred tons the sum of *Four Shillings*. For every Ship or Of one hundred and
vessel of two hundred and not exceeding three hundred tons the sum not exceeding one hun-
of *Five Shillings*. For every ship or vessel of three hundred and dreds and fifty tons, 3s.
not exceeding four hundred tons the sum of *Six Shillings*. And for Of one hundred and
every ship or vessel of four hundred tons and upwards the sum of fifty and not exceeding
Seven Shillings, for each and every day such ships or vessels respec- two hundred tons, 4s.
tively shall so use or occupy any wharf; to be recovered in the man- Of two, and not ex-
ner prescribed in the aforesaid in part recited Act. ceeding three hundred
tons, 5s.
Of three, and not ex-
ceeding four hundred
tons, 6s.
Of four hundred tons
and upwards, 7s. per
diem.

II. *And be it further enacted,* That the aforesaid Act and every Former Act to remain
clause thereof, except such part thereof as is hereby altered and a- in force.
mended, shall be and remain in full force.

CAP. V.

An ACT to confirm the Proceedings of the Justices of the Peace in King's County, and to authorize the said Justices to build and finish a Gaol and Court-House in the said County. Passed the 5th of March, 1807.

WHEREAS the Building formerly purchased by the Justices of the Peace in and for King's County, and used and occupied as a Gaol and Court-House in the said County, has been destroyed by fire, and the Justices of the Peace in and for the said County actuated by a regard for the public welfare and interest, and conceiving themselves to be thereunto authorized by the Laws now in force, have in their General Sessions upon the presentment of the Grand Jury of the said County of the want of a Gaol and Court-House in the said County, proceeded to direct a warrant of Assessment to be issued for the levying of the sum of *Three Hundred Pounds* upon the several Towns and Parishes in the said County, for the purpose of building a Gaol and Court-House upon the Public Ground in the town or parish of Kingston, in the said County, originally reserved for the purpose of erecting the public buildings of the said County thereon; and a part of the said sum has been paid in pursuance of the said warrant by the Inhabitants of the several towns and parishes in the said County.

AND WHEREAS it is just and expedient that the said proceedings of the said Justices be ratified and confirmed,