

In case of refusal or neglect to pay the assessment, the same to be levied by warrant of distress.

aforsaid; shall refuse or neglect to pay the sum assessed as his dividend or proportion of the charges aforsaid, it shall and may be lawful for any one of His MAJESTY'S Justices of the Peace, on complaint of the collector and receiver appointed as aforsaid, to issue a warrant of distress and sale of the delinquents goods and chattels, for the recovery of the sum so assessed with the charges of prosecution:

VIII. *And be it further enacted,* That in case no person be

If no person be resident on the land or non-resident proprietor do not pay the assessment,

resident on any lands allotted and assigned as aforsaid, nor any goods and chattels thereon, whereout the sum due as aforsaid may be levied, and any non resident proprietor shall neglect or refuse to pay his or her proportion of any such assessment made as aforsaid, it shall and may be lawful upon the petition of such collector and receiver as aforsaid to the said Supreme Court, setting forth such refusal or neglect, to direct a sale to be made at public auction to the highest bidder, of so much of such non resident proprietor's lands or timber thereon as shall be sufficient to pay his or her proportion of such assessment, together with the charges arising from such sale, and good and sufficient Deeds of conveyance of the land so sold, to be made and executed, by and in the name of the Sheriff of the County, in which such lands may respectively lie, reasonable means having been previously used by the said Court, according to its discretion, for the ascertaining of such proprietor, and for the enabling him, by due notice, to prevent the necessity of such sale, by satisfying the said charges and expences, with the costs attending such Inquiry and notice as aforsaid.

the Supreme Court, upon petition of the receiver, may order a sale of so much of the land or the timber thereon as shall be sufficient to pay the same with the charges,

and deeds to be executed in the name of the Sheriff, reasonable means having been first used to notify the proprietor.



CAP. VIII.

An ACT in addition to the Act to prevent the encumbering or filling up of Harbours. Passed the 14th of March, 1810.

WHEREAS in and by an Act, made and passed in the thirty-third Year of His MAJESTY'S Reign, intituled "An Act to prevent the encumbering or filling up of Harbours," no person is appointed to sue for the penalties therein mentioned.

BE it therefore enacted by the President, Council, and Assembly, That it shall be the duty of the Port Wardens of the respective Ports, in which such offences may be committed, to sue for, and prosecute for the recovery of the said penalties, and any one of such Port Wardens is hereby authorised and required to prosecute for such penalties, and when recovered to apply the same in manner, as in and by the said Act is directed.

CAP. IX.

Preamble.
*Repealed by
 act 52^o Geo.
 3. cap. 12.*

Port Wardens appointed to prosecute for penalties.