

sembly, That the said herein-before recited Act doth not extend, and shall not be construed to extend to authorize any such absolute sale and disposition of any such Lands, Tenements and Hereditaments which now do, or hereafter may belong to any such Church, any thing in the said herein-before recited Act to the contrary hereof in any wise notwithstanding.

Act not to authorize any absolute sale of Lands, &c.

II. AND WHEREAS doubts have arisen whether the said Rectors, Church-Wardens and Vestries of the several and respective Churches are capable of taking, receiving and holding Lands in trust, for the use of the said several Rectors of the said Churches for the time being, for the removal whereof:

Corporations empowered to take Lands, &c. for the use of the Rectors,

Be it further declared and enacted, that the said Rector, Church-Wardens and Vestry of Trinity Church in the Parish of St. John, and the said Rectors, Church-Wardens and Vestries of the several and respective Churches erected, or to be erected in the several and respective Parishes in this Province, shall be deemed in all Courts of Law and equity capable of purchasing, receiving, taking and holding any Lands, Tenements or Hereditaments for the use and benefit of the several Rectors for the time being of the said several and respective Churches, any thing in the said herein-before recited Act or elsewhere to the contrary thereof notwithstanding; and that

Lands hereinbefore granted for the use of the Rectors, to be held for the uses and trusts expressed in the grants

all Lands, Tenements or Hereditaments heretofore granted or conveyed to the said several and respective Rectors, Church-Wardens and Vestries upon trust, for the use and benefit of such Rectors or of the Ministers of the said several and respective Churches for the time being, shall be held by and deemed and taken in all Courts of Law and equity, to be holden by the said several and respective Rectors, Church-Wardens and Vestries, for the uses and trusts in the said several grants or conveyances of such Lands, Tenements and Hereditaments respectively expressed, and for no other use, trust or benefit whatever, any thing to the contrary thereof notwithstanding.

III. *And be it further enacted,* That all Lands, Tenements and Hereditaments already granted or hereafter to be granted to the several and respective Rectors, Church-Wardens and Vestries as herein-before mentioned, for the use and benefit of the Rectors or Ministers of the said several and respective Churches for the time being, shall be held subject to the sole management and direction of such Rectors or Ministers and shall be used, occupied and enjoyed by them severally and respectively for the best benefit and advantage of themselves and their successors in like manner as the Glebe Lands belonging to any Rectory or Parsonage in that part of Great-Britain, called England, are there usually held, occupied and enjoyed.

Lands granted to the Corporations for the use of the Rectors, to be held subject to the sole management of the Rectors.

CAP. XII.

An Act to continue and make perpetual two Acts of the General Assembly that are near expiring.
Passed the 7th of March, 1816.

BE it enacted by the President, Council and Assembly, That an Act made and passed in the forty-first year of His Majesty's

The Act 41st Geo. 3d Cap. 9, The Act 34th Geo. 3d, Cap. 9, continued and made perpetual.

MAJESTY'S Reign, entitled " An Act for preserving the Bank of the River St. John, in front of the Parish of Lincoln, in the County of Sunbury;" and an Act made and passed in the thirty-fourth year of His MAJESTY'S Reign, entitled " An Act for preserving the Bank of the River St. John, in front of the Parishes of Mougerville, Sheffield and Waterborough," be and the same Acts are hereby continued and made perpetual.

CAP. XIII.

An Act in addition to, and to explain an Act, entitled " An Act to explain and amend the Laws now in force, for regulating the exportation of Fish and Lumber."

Passed the 7th of March, 1816.

I. **BE** it enacted by the President, Council and Assembly,

That all Boards, Plank and Scantling for exportation, shall before they are shipped be surveyed by a sworn Surveyor--all Merchantable Boards shall be square edged with the saw, and be seven-eighths of an inch thick, except those for the Newfoundland and Kingston, (Jamaica) markets which shall be one inch thick, and all clear Boards shall be one inch thick--no Board or Plank shall be deemed Merchantable if the same be split at both ends, or has a continued split of more than two feet, and is not free from wind shakes and knot holes, and which is not of equal thickness throughout, and one half of the split shall be allowed for splits--all Boards and Plank shall be marked at the butt-end, and the contents in Board measure, marked on each piece; the Surveyor shall carefully examine each side of every Board, Plank and Scantling, and shall be allowed *one shilling* per thousand feet of Board-measure for surveying, to be paid by the purchaser; and all persons shipping Boards, Plank and Scantling not so marked and surveyed, shall forfeit and pay *ten shillings* for every thousand feet so shipped by them.

II. *And be it further enacted,* That every Surveyor of Lumber, surveying any Boards or Plank, shall be and he is hereby required to furnish the purchaser with a Survey-bill, in which shall be set down the quantity of clear Boards, Merchantable Boards, and refuse Boards, separately.

III. *And be it further enacted,* That no Ton Timber squared in the Mills shall be surveyed in the water.

IV. *And be it further enacted,* That hardwood squared Timber if under the length of sixteen feet, shall be deemed Merchantable, provided the same be at least twelve feet long and twelve inches square.

V. AND WHEREAS doubts have arisen, whether in and by the third Section of an Act made and passed in the fiftieth year of His MAJESTY'S Reign, entitled " An Act to explain and amend the Laws now in force for regulating the exportation of Fish and Lumber;" the party injured by the misconduct of any surveyor of Lumber, is entitled to the damages which such party may sustain, over and above the forfeiture of

All Boards, Plank and Scantling for exportation, to be surveyed by a sworn Surveyor,

All merchantable Boards to be square edged with the saw,

What shall be deemed merchantable,

Boards and Plank shall be marked,

Duty of Surveyor,

Fees for surveying to be paid by the purchaser,

Penalty for shipping Boards, Plank and Scantling not marked and surveyed,

Surveyor to furnish the purchaser with a Survey-Bill, &c.

No Ton Timber squared in the Mills to be surveyed in the water.

What hardwood squared Timber deemed merchantable.