

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. **B**E 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.

of *five shillings* in the said Act specified: for remedy whereof, *Be it further enacted*, that the said forfeiture of *five shillings* shall be, and the same is hereby declared to be exclusive, and over and above the damages such Surveyor may be liable to, by reason of his misconduct as Surveyor to the party injured.

Penalty imposed upon surveyors by the Act of 50, Geo. 3. explained.

VI. AND WHEREAS no remedy is provided in and by the said herein-before recited Act for the recovery of the said forfeiture thereby inflicted, not exceeding *five shillings* per Ton, and to which a Surveyor is made liable for any conduct contrary to the provisions of the said Act: *Be it therefore further enacted*, That the said forfeiture shall be, and the same is hereby made recoverable before any one of His MAJESTY'S Justices of the Peace, for the County where the offence shall be committed with costs of suit, upon 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, rendering the overplus if any, after deducting the costs and charges of prosecution to the offender; one half of such forfeiture or forfeitures to be for the benefit of the person complaining, and the other half for the benefit of the Poor of the Parish where such offence shall be committed.

Made of recovering forfeiture imposed by Act 50, Geo. 3.

VII. *And be it further enacted*, That the second section of the said herein-before recited Act be, and the same is hereby repealed.

2d Sec. of recited Act repealed.

VIII. *And be it further enacted*, That the said herein-before recited Act, and the Acts to which the same is an amendment, and every part of the same not hereby repealed, altered and amended, be and remain in full force and virtue, any thing herein contained to the contrary notwithstanding.

Former Acts continued.

CAP. XIV.

An Act in addition to an Act, entitled "An Act for erecting a Court-House and Gaol in the County of Northumberland."

Passed the 11th of March, 1816.

WHEREAS by an Act made and passed in the fifty-second year of the Reign of his present MAJESTY, entitled "An Act for erecting a Court-House and Gaol in the County of Northumberland;" the Justices of the Peace for the said County in their General Sessions were authorized and empowered to contract and agree with able and sufficient workmen for building and finishing a Public Court-House and Gaol in the Town of New-Castle in the said County; and the said Justices were by the same Act authorized and empowered to raise by Assessment, the sum of *three hundred pounds* in addition to the like sum of *three hundred pounds* before then ordered to be assessed for the before mentioned purpose of erecting such Court-House and Gaol: AND WHEREAS the said two sums of *three hundred pounds* each, have been found insufficient for the same purpose—

Paraphrastic.

I. *Be it therefore enacted by the President, Council and Assembly*, That the said Justices of the Peace in their General Sessions, or the major part of them, are hereby authorized and

Justices of the Peace in their General Sessions, authorized to raise by assessment, a sum not exceeding £600.

empowered