

‘ act as Clerk to the Board of Commissioners of
‘ Sewers of which he is a Member;’

I. Be it therefore enacted by the Lieutenant Governor, Council and Assembly, That from and after the passing of this Act, no Commissioner of Sewers shall or may be appointed Clerk, or act as such, to the Board of Commissioners of Sewers of which he is a Member.

No Commissioner to be Clerk of the Board of which he is a Member.

II. And be it enacted, That such Part and so much of the Second Section of the hereinbefore recited Act, relating to the Pay of the Commissioners of Sewers, be and the same is hereby repealed, and that in lieu thereof, there be allowed to each and every Commissioner superintending the dyking or draining of any Marsh, Low Lands or Meadows, at and after the Rate of Ten Shillings for each and every Day’s actual Attendance, and where otherwise employed as a Commissioner of Sewers at and after the rate of Five Shillings per Day and no more, to be paid and received in the same Manner as is provided for in and by the said recited Section.

10 and 11 G. 4. C. 29, S. 2, in Part repealed.

Compensation to Commissioners.

III. And be it enacted, That in all Cases when Land shall be reclaimed and inclosed by Dykes or Aboideaux, erected without other Dykes or Aboideaux, that no Proprietor of any such reclaimed and inclosed Land shall be taxed or assessed under the Provisions of the Ninth Section of the hereinbefore recited Act, over and above the real Value of such reclaimed or inclosed Land.

No Proprietors of Lands reclaimed by Dykes erected without Dykes to be assessed above the Value of Land reclaimed.

CAP. XXII.

An Act in further Amendment of an Act, intituled *An Act subjecting Real Estates in the Province of New Brunswick to the Payment of Debts and directing the Sheriff in his Proceedings thereon.*

26 G. 3. C. 12.

Passed 22d March 1834.

‘ **W**HEREAS the Proof required by Law to
‘ make a good Title under and by virtue of a Sale
‘ of

Preamble.

‘ of Lands and Sheriff’s Deeds thereon, has been
 ‘ found productive of great Inconvenience, and in
 ‘ many Cases of serious Injury to the Party or
 ‘ Parties claiming Title thereto; for Remedy
 ‘ whereof,’

Sheriff’s Deeds
 and the Exem-
 plification of
 Judgment and
 Execution to be
prima Facie
 Evidence of
 Matter set forth
 therein.

Be it enacted by the Lieutenant Governor,
 Council and Assembly, That from and after the
 passing of this Act, the Deed of the Sheriff or
 other Officer authorized to execute the same, du-
 ly executed, acknowledged and recorded as the
 Law directs, and the Exemplification of the
 Judgment and Execution upon which the same
 is founded, shall in all Cases be *prima Facie* Evi-
 dence of all the Matters and Things therein set
 forth, so far as the obtaining the Judgment, issu-
 ing Execution, levying upon the Property sold
 for the Want of Goods and Chattels of the De-
 fendant from whom the Property is taken, the ad-
 vertising the same by the Sheriff as by Law re-
 quired, and the Sale thereof under the Execution
 recited in the said Deed and exemplified as afore-
 said; and that the *Onus* of proving any Defect
 in the advertising and Sale of the Property con-
 veyed, Neglect or Mal-practice on the Part of
 the Sheriff or any of his Officers, shall henceforth
 lie on the Party or Parties disputing the same,
 any Thing in any Law or Usage to the contrary
 in anywise notwithstanding; Provided always,
 that the Sheriff or other Officer by whom the
 Deed was executed, under and by virtue of which
 the Party or Parties in any Action or Actions
 claim Title, or some One of the Under Sheriffs
 or Deputies of such Sheriff, regularly appointed,
 shall at the Time of the Execution of the said
 Deed, make Affidavit before the Justice or other
 Officer authorized by Law to take Acknowledg-
 ments and Proof of the Execution of Deeds and
 other Instruments, who shall and is hereby re-
 quired to take the same Affidavit, and endorse the
 same thereon, that the said Property by such
 Deed

Onus of proving
 any Defect in
 Proceedings to
 be on Party dis-
 puting.

Affidavit that
 the Property
 was regularly
 seized &c. to be
 endorsed on
 Deed at the
 Time of Execu-
 tion.

Deed conveyed was regularly seized, advertised and sold in every Respect as by Law directed.

CAP. XXIII.

An Act more effectually to punish the Crime of Forgery.

Passed 22d March 1834.

BE it enacted by the Lieutenant Governor, Council and Assembly, That every Person who shall commit the Crime of Forgery shall be guilty of Felony, and, being convicted thereof, shall be liable to be punished in the Manner prescribed for Felony in an Act made and passed in the First Year of the Reign of his present Majesty, intituled *An Act for improving the Administration of Justice in Criminal Cases.*

Forgery made Felony and punishable as Felony under 1 W. 4. C. 14.

CAP. XXIV.

An Act to continue *An Act to provide for the Erection of Fences with Gates across Highways leading through Intervale Lands in Queen's County, and the County of Sunbury where the same may be found necessary, and to extend the Provisions of the same to King's County.*

Passed 22d March 1834.

BE it enacted by the Lieutenant Governor, Council and Assembly, That an Act made and passed in the Fiftieth Year of the Reign of His late Majesty King George the Third, intituled *An Act to provide for the Erection of Fences with Gates across Highways, leading through intervale Lands in Queen's County and the County of Sunbury, where the same may be found necessary;* and also an Act passed in the Third Year of the Reign of His late Majesty King George the Fourth, to extend the Provisions of the same to King's County, be and the same are hereby further continued and declared to be in full Force until

50 G. 3. C. 31. and

3 G. 4. C. 7. Continued.