

the several duties herein mentioned, such delinquent Commissioner shall on conviction before any two Justices of the Peace be liable to a fine not exceeding twenty pounds, to be levied in the usual manner, and added to the aforesaid fund for defraying contingent expenses.

IX. And be it enacted, That all fines, forfeitures and monies collected by the said Commissioners under this Act, except so much as may be retained by them for services as hereinbefore mentioned, shall be forthwith paid into the hands of the County Treasurer, to remain with him subject to the written order of at least the major part of said Commissioners, to defray the expenses incurred in carrying the provisions of this Act into effect, and not for any other purpose whatsoever; and the said County Treasurer shall render a just and true account to the General Sessions of all monies thus received and paid by him: Provided always, That such County Treasurer shall hold and retain out of such monies five pounds *per centum* as a remuneration for his trouble.

X. And be it enacted, That the major part of the Commissioners shall be deemed competent to carry into effect all the provisions of this Act, any thing herein contained to the contrary notwithstanding.

XI. And be it enacted, That this Act shall continue and be in force until the first day of December which will be in the year of our Lord one thousand eight hundred and thirty eight.

CAP. XXXII.

An Act to alter the division line between the Parishes of Douglas and Queensbury in the County of York.

Passed 17th March 1835.

‘ **W**HEREAS much inconvenience is found to result from the present dividing line between the Parishes of Douglas and Queensbury in the County of York;’

I. Be it enacted by the Lieutenant Governor, Council and Assembly; That from and after the passing of this Act the division line between the said Parishes shall commence at the south eastern angle of the grant to Jonathan Williams, thence along the lateral boundary of the said grant north twenty-seven degrees thirty minutes west to the rear of the said grant, thence along the said rear to intersect the dividing line of the first and second divisions of the rear lands, thence along the said division line and its prolongation north forty six degrees west until it meet the prolongation of the northern line of Lot number eighty-four in the grant to the Guides and Pioneers, thence along the last mentioned line and its prolongation, north forty-five degrees east, until it intersects the River Nashwaak, thence down the said River Nashwaak along the right bank thereof until it meets a line running north from the eastern angle of Lot number one in the grant to Daniel Sawyer and others; the courses above mentioned being severally run by the magnetic meridian.

II. And be it enacted, That any assessment which may have been ordered by the Court of General Sessions of the Peace for the said County, and which is not yet levied and collected, shall be assessed, levied and collected from and upon the Inhabitants of said Parish of

Douglas and Quesbury, respectively within the bounds of the said Parishes as established by this Act.

CAP. XXXIII.

An Act to erect the North Eastern part of the Parish of Hampton in King's County into a separate and distinct Parish.

Passed 17th March 1835.

WHEREAS the Parish of Hampton in King's County is so extensive as to render the performance of the duties of the Parish Officers therein inconvenient and troublesome;

I. Be it enacted by the Lieutenant Governor, Council and Assembly, That the line dividing the Parishes of Hampton and Norton as described in the second section of an Act passed in the thirty-fifth year of the reign of His Majesty King George the Third, intituled "An Act in addition to an Act, intituled 'An Act for the better ascertaining and confirming the boundaries of the several Counties in this Province, and for subdividing them into Towns or Parishes,'" be prolonged from the centre of the Westmorland Road as in said recited Act is described, until it strikes the line dividing the Counties of Saint John and King's County.

II. And be it enacted, That all that part of the Parish of Hampton in the said County which lies to the northward and eastward of the prolongation of said line, be and the same is hereby erected into a separate and distinct Town or Parish, to be called, known and distinguished by the name of the Town or Parish of Upham, any law, usage or custom to the contrary thereof in any wise notwithstanding.

III. And be it enacted, That the Justices of the Peace for the said County at a special Sessions for that purpose to be holden for the present year, and hereafter at the first General Sessions in each and every year, shall, in like manner as for other Towns or Parishes in the said County, appoint Parish Officers for the said Town or Parish of Upham, who shall be subject to the same laws and regulations and liable to the same penalties in all respects as Parish Officers in other Parishes are or may be subject or liable to.

IV. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prevent the recovery of any parish or other dues, assessments, taxes, penalties, fines or monies whatsoever, which may be due, incurred, forfeited or unpaid when this Act shall go into operation, but the same shall and may be paid and recovered in like manner as if this Act had not been made.

CAP. XXXIV.

An Act to facilitate the examination of Witnesses before trial in the Supreme Court.

Passed 17th March 1835.

I. **B**E it enacted by the Lieutenant Governor, Council and Assembly, That it shall be lawful for the Supreme Court, and the several Judges thereof, in any action depending in such Court, upon the application of any of the parties to such suit, to order the examination on oath, upon interrogatories or otherwise, before a Judge of the Court or any other person or persons to be named in such order, of any witnesses within this