

8 G. 4, C. 15,
continued.

reign of his late Majesty King George the Fourth, intituled "An Act to empower the Justices of the County of Charlotte to make regulations for driving timber and logs down the Rivers Saint Croix, Magaguadavic, Digdeguash and their branches," be and the same are hereby severally continued until the first day of May one thousand eight hundred and forty five.

CAP. XXI.

An Act in amendment of an Act, intituled "An Act to prevent Nuisances within the City of Saint John, and Parish of Portland in the County of Saint John".

Passed 1st March 1837.

WHEREAS the Act now in force to prevent nuisances within the City of Saint John and Parish of Portland, in the County of Saint John, has been found ineffectual for that purpose;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the first section of the Act passed in the third year of his present Majesty's reign, intituled "An Act to prevent nuisances within the City of Saint John and Parish of Portland," be and the same is hereby repealed.

II. And be it further enacted, That from and after the passing of this Act if any hogs or hogs, swine, horse or horses, ox or oxen, cow or cows, sheep, goat or goats, dog or dogs shall be found going at large within the City of Saint John, on any of the roads, highways, streets, squares or alleys thereof, or within the populous parts of the Parish of Portland, lying to the westward of the Mill bridge, including the road to Indian Town and the Short Ferry, or on the public road leading from the said City, through the great marsh in the vicinity thereof, the owner or owners thereof shall forfeit and pay the sum of ten shillings for each and every hog or animal as aforesaid so found going at large, one half to the overseers of the poor for the said City, in case the offence shall happen there, or to the overseers of the poor for the Parish of Portland, in case the offence shall happen there, and one half to the informer, to be recovered with costs of prosecution upon conviction before any one of His Majesty's Justices of the Peace for the said City and County of Saint John, and to be levied on the goods and chattels of the owner of such hog or hogs or other animal or animals as aforesaid; and in case the owner or owners of such hog or hogs or other animal or animals as aforesaid shall not be known, then it shall be the duty of any hogreeve or hogreeves of the said City or Parish to impound such hog or hogs or other animals as shall be found so going at large; and it shall be the duty of the pound keeper or pound keepers of the said City and Parish respectively upon any hog or hogs or other animals as aforesaid being so impounded, to advertise the same in three public places in the said City and Parish respectively, and in case the owner or owners of such hog or hogs or other animal or animals shall not, within six days after such advertisement being put up as aforesaid, pay the said fine for each animal so impounded, together with the accustomed fees and charges for keeping the same, it shall and may be lawful for the said pound keeper to sell such hog or hogs or other animal or animals as aforesaid at public auction, and apply the money arising therefrom towards payment of the said fine and charges, and all other expenses, and to pay the overplus, if any, to the owner or owners thereof, whenever such owner or owners shall appear and demand the same; and in case such owner or owners shall not appear and demand the same within six months after such hog or hogs or other animal or animals shall have been so impounded, then the said overplus, shall be paid to the said

See 8 W. 4
C. 11.

5 W. 4, C. 32,
S. 1, repealed.

Owner of hogs,
swine, horses,
oxen, cows,
sheep, goats or
dogs found going
at large to forfeit
ten shillings.

Application.

Recovery.

If owner be not
known animal
to be impound-
ed.

Poundkeeper to
advertise and
sell if fine and
fees be not paid
within six days.

Application of
proceeds.

said overseers of the poor for the use of the poor of the said City or Parish, according to the place where the offence shall be committed.

CAP. XXII.

An Act to authorize the Justices of the Peace in General Sessions in certain Counties in this Province to exempt the Acadian French from the assessment of Poor Rates.

Passed 1st March 1837.

WHEREAS the Acadian French in this Province are in the habit of supporting their own poor;

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace in the several Counties of Westmorland, Kent, Northumberland and Gloucester, at their General Sessions of the Peace, who may allow and order any assessment of the accounts of any overseers of the poor, pursuant to the direction of the Act of the General Assembly of this Province for regulating and providing for the support of the poor in this Province, at the same time, if they in their discretion shall think proper, to exempt the Acadian French inhabitants who may be resident in the Parish in which such assessment is to be made, from the whole or any part of such assessment.

Justices of specified Counties may exempt the Acadian French from assessment for poor rates.

II. And be it enacted, That when any such exemption shall be so made, the same shall be expressed in the warrant of assessment which may thereupon issue, and the assessors to whom the same may be directed shall conform thereto in making their assessment.

Exemption to be expressed in the warrant.

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

Limitation.

by the 4th vic. c. 5

CAP. XXIII.

An Act in addition to the laws now in force for the protection of the Fisheries in the Counties of Northumberland, Kent and Gloucester.

Passed 1st March 1837.

WHEREAS the erection of brush and wooden wears or traps in the place of nets in the River Miramichi and its branches, and in the other navigable Rivers on the Gulf of Saint Lawrence, has a tendency very seriously to injure the fisheries in the Counties of Northumberland, Kent and Gloucester;

acted to 1845 by 3 vic. c. 16

cont. to act 1/50 by 8 vic. c. 41

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That no person or persons shall after the passing of this Act, under any pretence whatsoever, erect, build, make or set up, or make use of in the said River Miramichi and its branches, or in any of the navigable Rivers on the Gulf of Saint Lawrence, within the limits of any of the said Counties, any brush or wooden wear or wears, trap or traps for the purposes of taking gaspereaux, salmon, shad, bass, or other fish, under a penalty of not less than five pounds nor more than thirty pounds, for each and every breach of this law, to be recovered at the suit of the party prosecuting for the same, with costs of suit, before any two of His Majesty's Justices of the Peace of the County in which the offence shall be committed, on the oath of one or more credible witness or witnesses, and to be levied by warrant of distress and sale of the offender or offenders' goods and chattels,

No person to erect brush or wooden wears or traps to take fish.

Repealed Act 1845 by 8 vic. c. 41

Penalty. Recovery.