

chattels, rendering to him or them the overplus (if any) after deducting the costs and charges of prosecution and of the levying and sale of the said goods, and if no goods and chattels can be found whereon to levy the same, then the offender to be committed by the warrant of such Justice to the common gaol of the County in which the offence shall be committed, there to remain for any time not exceeding thirty days, unless the amount of the penalty and costs awarded by such Justices shall be sooner paid; and such penalty when recovered shall be paid, one half into the hands of the overseers of the poor of the Parish where the offence shall be committed and the other half to the person or persons who shall prosecute for the same.

Application.

Authority given to destroy such wears or traps.

II. And be it enacted, That in all cases where any fish wear or wears, trap or traps shall be erected in any of the rivers or the branches thereof within the limits of any of the said Counties, contrary to the provisions of this Act, it shall be the duty of the overseers of the fisheries of the Parish in which such wear or wears, trap or traps, shall be so erected, and all other person or persons are hereby fully authorized and empowered immediately or at any time thereafter to pull down, remove and destroy such wear or wears, trap or traps.

Limitation.

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

CAP. XXIV.

*Repealed by 15<sup>th</sup> Cap 17*

An Act to alter the additional Terms of the Inferior Court of Common Pleas for the County of Kent.

Passed 1st March 1837.

Additional Terms to be held on the last Tuesdays in April and September. No process to abate by reason of the alteration.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the additional terms of the Inferior Court of Common Pleas for the County of Kent shall in future be held on the last Tuesdays in April and September instead of the first Tuesdays in April and September in each year.

II. And be it enacted, That no process shall abate, or other business of what nature or kind soever shall abate or be discontinued by reason of the alteration of the said Terms, but shall and may be proceeded upon, heard and determined at the times herein appointed in the same manner as they might have proceeded upon had no alteration been made.

*75-4-21*

CAP. XXV.

*Repealed by 15<sup>th</sup> Cap 17*

An Act for erecting a part of the Parishes of Saint Mary's and Douglas in the County of York, into a separate or distinct Town and Parish.

Passed 1st March 1837.

Preamble.

**W**HEREAS the division line between the Parish of Saint Mary's and the Parish of Douglas in the County of York, passes through the flourishing settlement of Stanley, in the tract of land granted to the New Brunswick and Nova Scotia Land Company, and thereby occasions difficulties in the regulation of roads in the vicinity thereof; And whereas the increased population of the said settlement renders it desirable that it should be erected into a separate Parish, including a part of both the said Parishes of Saint Mary's and Douglas;

*Repealed by 15<sup>th</sup> Cap 17*

I.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That all that part of the said Parishes of Saint Mary's and Douglas, comprised within the bounds hereinafter described, to wit, commencing on the River Keswick where the northwestern boundary line of the Parish of Saint Mary's intersects that River, thence along the said northwestern boundary line and its prolongation, easterly, till it strikes the Taxes River, thence following the various courses of the said River down stream to the upper or westerly boundary line of a tract of land granted to the Honorable Thomas Baillie, thence along the western and southern boundary lines of the said grant, till it strikes the western boundary line of the grant to James Clarke on the said River, thence along said line and its prolongation to the Portage road, thence along the said road westerly to the grant to Isabella Hailes, thence following the various boundaries of the same and of the lots surveyed for military settlers on the west side of the Portage road, and along the road to the upper or north easterly line of the grant to Dougald Campbell and others, thence along the various boundaries of the same, and of the grant to Daniel Lyman and others, to the south branch of the Cleuristic stream, thence following the various courses of the said south branch up stream to the Cardigan road, thence in a direct line such a course as will strike the River Keswick at the point where it is intersected by the north west boundary line of the Parish of Douglas, and thence following the courses of the said River Keswick up stream to the place of beginning, be and the same is hereby erected into a separate and distinct Town or Parish, known and distinguished by the name of the Town or Parish of Stanley.

Parish of Stanley erected as herein described.

II. And be it enacted, That the Justices of the Peace for the said County shall and may have power to appoint annually from time to time officers for the said Town or Parish of Stanley in the same manner as for other Towns or Parishes within the said County; and also that the said Justices may at a Special Session to be for that purpose holden have power and authority to appoint such officers for the present year, which officers shall be sworn to the faithful discharge of their duties respectively, and be liable to the like penalties for neglect or refusal to accept or perform the duties of their respective offices as any other Town or Parish officers within the said County.

Parish officers to be appointed.

III. And be it enacted, That the provisions of an Act made and passed in the third year of the reign of His late Majesty King George the Fourth, intituled "An Act to provide for the erection of an Alms House, and Work House, within the County of York, and for making rules and regulations for the management of the same," shall extend to the said Parish of Stanley in as full and ample a manner, to all intents and purposes, as if the said Parish of Stanley had been particularly named in the said recited Act.

Provisions of 3 G. 4, C. 25, extended to Stanley.

IV. And be it enacted, That this Act shall in no wise prevent or interfere with the recovery of any Parish or County assessment which may have heretofore been made or ordered by the Court of General Sessions of the Peace for the said County.

Not to interfere with assessments ordered.

## CAP. XXVI.

An Act to amend an Act to authorize certain persons to build a bridge across the Kennebecasis River in the Parishes of Hampton and Kingston in King's County.

Passed 1st March 1837.

6 **W**HEREAS by the first section of an Act made and passed in the sixth year of the reign of His present Majesty King William the Fourth, intituled