

House, which has been erected by them on the Market place in Guy's Ward, as and for a Lock-up House; and the second flat of the same building as and for a Public Office or Offices, or such other Public use as they may deem expedient and necessary, and from time to time to make such Bye Laws and Ordinances, for the regulation and management of the same, and under such penalties as they, the said Mayor, Aldermen and Commonalty, in Common Council convened, may think necessary.

Regulations with Penalties may be made.

## CAP. XXI.

An Act to authorize the Trustees of Saint John Church, in Richmond, to sell Lands, and to apply the proceeds thereof for certain purposes.

*Passed 25th March 1844.*

**W**HEREAS by Letters Patent under the Great Seal of the Province, bearing date the nineteenth day of October, in the year of our Lord one thousand eight hundred and forty, the following pieces and parcels of Land were granted unto the Trustees of Saint John Church, Richmond, in connexion with the Established Church of Scotland, and their Successors, for the use of the said Church, viz:—Two Tracts of Land situate in the Parish of Woodstock, in the County of Carleton, in the Province of New Brunswick, and bounded as follows, to wit: the first tract beginning on the eastern side of a reserved Road, and in the south west angle of the west part of lot number twenty three, granted to Charles M'Dougal, in the fifth tier of Andrew Blair's survey of Lots in Richmond Settlement, west of the River Saint John, made in the year one thousand eight hundred and twenty seven, thence running by the magnet East, fifty five chains, of four poles each, thence South, twenty chains, thence West, fifty six chains, to the western side of another reserved Road, thence West, fifty five chains, thence North, sixty chains, and thence East, fifty six chains, to the place of beginning, containing four hundred acres, more or less, as the west part of lot number twenty four, in the fifth tier, and the east parts of lots seventeen, eighteen and nineteen, on the west side of the said reserved Road first above mentioned, and at the south east angle of the east part of lot number thirteen, granted to Alexander M'Dougal, in the sixth tier of the Richmond Settlement, thence West, running fifty five chains, thence South, twenty chains, thence East, fifty five chains, and thence North, twenty chains, to the place of beginning, containing one hundred acres, more or less, distinguished as the east part of lot number fourteen, in the sixth tier of the aforesaid survey; the two tracts together containing five hundred acres, more or less: And Whereas it is expedient and necessary, and will be for the benefit of the said Church, to authorize the Trustees thereof to sell and dispose of the said Lands for the best price that can be obtained therefor, and to apply the proceeds of such sale either in the purchase of other lands or the erection of a Parsonage House for the use and benefit of such Church;

Preamble.

Description of tracts of Land.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said Trustees of Saint John Church, Richmond, in connexion with the Established Church of Scotland, be and they are hereby authorized and empowered to sell and dispose, and by a good and sufficient Deed to convey and assure to the purchaser or purchasers thereof, his or their Heirs and Assigns, the said hereinbefore described tracts of Land to the said purchaser or purchasers, his or their Heirs and Assigns for ever, saving, nevertheless, the rights of the Queen's Majesty, Her Heirs and Successors.

Trustees of the Church authorized to sell described Lands and execute a deed.

II.

Proceeds to be invested in a Parsonage House.

II. And be it further enacted, That the money arising from the sale and disposal of the said Land shall be applied towards the erection of a Parsonage House, or in the purchase of other Lands for the use and benefit of the said Church; provided that such Parsonage House be erected on Lands vested in said Corporation.

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CAP. XXII.

An Act in addition to an Act, intituled *An Act to prevent Nuisances within the City of Saint John.*

Passed 25th March 1844.

Preamble.

**WHEREAS** buildings have been erected in the City of Saint John, covering the whole ground belonging to the owner thereof, without privies or any means to accommodate the tenants thereof, whereby the Streets in front of or near the same have been encumbered with noxious and offensive matter, and the air rendered impure and injurious to health and annoying to passengers: And Whereas vacant Lots within the said City have frequently been left on the sides of the Public Streets without fences or any protection against accidents, to the peril of the lives and limbs of the Inhabitants;

Letting dwelling houses without sufficient privies.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That if any dwelling houses already erected or hereafter to be erected within the City of Saint John, shall be let or leased to any one or more tenants, without a sufficient privy or privies for the size of the building and the number of tenants the same is capable of containing, either in the yard attached to the said building, or in some suitable part or parts of the said buildings, with good and sufficient drains leading therefrom and falling into the Harbour of Saint John, or other means of keeping the same clean, every person or persons owning or letting such dwelling house not so provided with a privy or privies as aforesaid, shall forfeit and pay the sum of two pounds for each and every tenant of the said building, and the further sum of one pound per week for each and every week the said tenants, or any of them, shall be allowed to remain in such building after the time of their first occupation, or after notice of the nuisance to such owner or owners, or person letting or leasing the same, to be given by the person or persons hereinafter mentioned, to be recovered on conviction before any two of Her Majesty's Justices of the Peace for the City and County of Saint John, on the oath of one or more credible witness or witnesses, and levied by Warrant of Distress and Sale of the goods and chattels of the offender or offenders, and for want thereof, his, her or their body or bodies to be taken to the Common Gaol, and there kept for fourteen days, unless sooner discharged by payment of such penalty; and when recovered, to be paid, after deducting the costs of prosecution, into the hands of the Chamberlain of the said City, to be appropriated by the Common Council of the said City in removing nuisances from the Streets of the said City and keeping the same in order.

Penalty.

Recovery.

Application.

Inspection of suspected Dwelling Houses by Grand Jury, &c., authorized.

II. And be it enacted, That it shall and may be lawful for any Grand Jury of the said City and County of Saint John, or any two Members of the Common Council of the said City, or person or persons appointed or directed by the said Common Council, to enter into and upon any building so erected or to be erected in the said City, suspected of not being furnished with such privy or privies, and let as aforesaid, for the purpose of inspecting the same and every part thereof; whose duty it shall be, on finding any infringement of this Act, forthwith to notify the owner or owners thereof, or persons letting the same, and to cause proceedings to be had under this Act against the offender or offenders.