

oath such Justice is hereby authorized to administer, shall be filed in the Office of the Secretary of this Province, then the corporate powers hereby granted shall be deemed null and void.

Liability of the members of the Corporation.

Corporation property first liable.

XV. And be it enacted, That the Members and Stockholders of the said Corporation shall be chargeable in their private and individual capacity, and shall be holden for the payment of all debts at any time due from the said Corporation, or damages sustained by the default or neglect of the said Corporation or their Agents or servants, in proportion to the Stock they respectively hold: Provided however, that in no case shall any Stockholder be liable to pay a sum exceeding the amount of Stock actually then held by such Member or Stockholder in addition to the Stock then held by such Stockholder: Provided nevertheless, that nothing herein contained shall be construed to exempt the Joint Stock of the said Corporation from being also liable for and chargeable with the debts and engagements of the same.

Act not to authorize the Corporation to trespass upon private property without consent.

XVI. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Corporation or any of their Agents or servants, to enter in and upon any Lands or tenements of any person whomsoever, unless the consent of the owner or owners, lessee or lessees thereof be first had and obtained in writing, and further provided, that the said Corporation shall be liable for all trespasses done or committed by the servants or Agents of the said Corporation, in the course of prosecuting the business and object of the said Corporation, unless such consent as aforesaid has been previously had and obtained.

Limitation.

XVII. And be it enacted, That this Act shall continue and be in force for five years and no longer.

#### CAP. XXXV.

An Act to restrain the provisions of the Fifth Section of an Act, intituled *An Act for the support of the Civil Government in this Province*, and to establish sundry regulations for the future sale and disposal of Timber in certain cases.

Passed 13th April 1844.

Preamble.

S W. 4, c. 1.

‘ WHEREAS in and by the fifth section of an Act made and passed in the eighth year of the Reign of his late Majesty King William the Fourth, intituled *An Act for the Support of the Civil Government of this Province*, it was enacted, that all disposals of any of His Majesty’s Lands, Woods, Mines and Royalties in this Province, made during the continuance of the said Act, shall be utterly null and void, and of none effect, unless made at Public Auction to the highest bidder: And whereas it has been considered necessary for the purpose of sustaining the Public Revenues, that a Duty should be imposed upon all Timber and Lumber shipped from this Province, in consequence whereof, it is deemed advisable to restrain the operation of the said fifth section in certain cases;’

Licenses to cut Timber may be granted in certain cases without public auction.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent of the Executive Council, if they shall see fit, to grant Licenses for cutting and hauling Timber, Logs or other Lumber, immediately on the same being applied for, and to renew the same to the former occupant or occupants, who may have worked the same during the previous year, on his or their making timely application therefor, before the previous License expires, and to grant the same by private Sale on Petition without Public Auction.

II. And be it enacted, in case any two or more persons shall apply on the same day for the same Berth, if the said Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent aforesaid, shall see fit to dispose of the same, that then and in such case it shall be sold by the Surveyor General or his Deputy to the highest bidder, and be competed for between the applicants only, and provided that no such License be granted for a longer term than one year, and not to extend beyond the first day of May after the issuing thereof.

When there is more than one applicant, Berth to be sold, the applicants only competing.

III. And be it enacted, That each and every person to whom License shall be granted under the provisions of this Act, shall at the time of his or their obtaining such License, pay to the Receiver General of Her Majesty's Revenue a fee in ready money on every such License so granted, of not less than ten shillings for each and every square mile of the Land which the limits prescribed in and by the said License shall include, and shall also pay all the necessary expenses for surveying and marking out the ground.

Fees payable on obtaining license.

IV. And be it enacted, That it shall and may be lawful for His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council, to make and establish such Rules and Regulations as may be by them found necessary from time to time, and also to carry into effect the intentions of this Act, to prevent trespasses on the Crown Lands, collision between parties, or other difficulties.

Governor in Council authorized to make regulations to prevent trespasses.

V. And be it enacted, That for and during the continuance of this Act, so much of the said Fifth Section of the hereinbefore in part recited Act, as relates to the Sale of Timber and Lumber and other Wood by Auction, be and the same is hereby suspended.

8 W. 4, c. 1, s. 5, in part suspended.

VI. And be it enacted, That this Act shall not come into operation until the first day of May next, and shall then continue and be in force for and during the period of two years from the said first day of May, and no longer.

Limitation.

### CAP. XXXVI.

An Act to facilitate the collection and recovery of small Debts due to the Crown arising from the sale of Crown Lands and Timber.

Passed 13th April 1844.

**W**HEREAS there is a great accumulation of Crown Debts arising from the sale of Crown Lands and Timber now due from individuals, in various parts of the Province, the great proportion of which are small in amount: And whereas it is necessary to facilitate the collection of such debts by the appointment of Receivers in each County, and also to make provisions for the more summary and less expensive mode of recovering such Debts;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Lieutenant Governor or Commander in Chief for the time being, may appoint one or more fit person or persons in the several Counties in this Province to be receiver of all such Debts due to the Crown, as may from time to time be transmitted to such receivers for collection; which persons so appointed shall respectively give good and sufficient Bonds to Her Majesty, Her Heirs and Successors, in such sum not less than five hundred pounds, as the Lieutenant Governor or Commander in Chief may approve, for the faithful discharge of the duties of his Office.

Receivers of Crown Debts may be appointed in the several Counties.

To give Bonds.

II. And be it enacted, That it shall be the duty of every such receiver to proceed with all diligence to collect all such Debts, lists of which may be transmitted to

Receiver to use diligence in collecting debts, of which