

IV. And be it enacted, That this Act shall continue and be in force so long as Limitation.  
the Act to which this is an amendment.

## CAP. LII.

An Act to provide for the necessities occasioned by the failure of the Potato Crop during the  
past year.

*Passed 14th April 1846.*

**‘**WHEREAS from the failure of the Potato Crop during the past year, it is Preamble.  
‘deemed expedient to place a sum of money at the disposal of the  
‘Justices of the Peace in their respective Counties, to assist new Settlers and  
‘other persons in procuring Seed the ensuing Spring;’

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council Monies granted to  
assist in procuring  
Seed Potatoes.  
and Assembly, That there be granted to the Justices of the Peace in the following  
Counties, that is to say :

The County of

Carleton, two hundred and twenty five pounds ;

York, one hundred and fifty pounds ;

Charlotte, three hundred pounds ;

Kings, two hundred pounds ;

Saint John, two hundred pounds ;

Westmorland, three hundred pounds ;

Albert, one hundred pounds ;

Kent, two hundred pounds ;

Northumberland, three hundred pounds ;

Gloucester, two hundred pounds ;

Restigouche, one hundred pounds ;

Queens, one hundred and fifty pounds ;

Sunbury, one hundred pounds ;

to be by them applied in affording assistance to poor Settlers and other persons  
in procuring Seed Potatoes the ensuing Spring.

II. And be it enacted, That it shall be lawful for the Justices at any General Distributors to be  
appointed by the  
Justices.  
Sessions, in their respective Counties, or at any Special Sessions of the Peace for  
that purpose to be holden, at which not less than three fifths of the number of  
Magistrates of the County shall be present, to appoint fit persons in their respec-  
tive Counties for the distribution of the said sums of money, for the purpose  
contemplated by this Act.

III. And be it enacted, That all persons obtaining relief under the provision Obligation to repay  
in labour on the  
Roads to be taken :  
of this Act, shall give an obligation to the Treasurer of their respective Counties,  
promising to pay the said sum which may be loaned to them, during the year one  
thousand eight hundred and forty seven, in labour on the Roads, under the direc-  
tion of the Commissioner who may be appointed by the Sessions of the respective  
Counties for that purpose.

IV. And be it enacted, That the said obligations shall be returned to the To be delivered to  
the County  
Treasurers.  
respective County Treasurers, and shall be kept by them until the same shall be  
repaid, or a certificate of labour performed to that extent upon the Roads of their  
respective Counties.

## CAP. LIII.

An Act to authorize the granting of Mill Reserves in certain cases.

*Passed 14th April 1846.*

**‘**WHEREAS in and by the fifth section of an Act made and passed in the Preamble.  
‘eighth year of the Reign of His late Majesty King William the Fourth,  
‘intituled

‘ intituled *An Act for the support of the Civil Government in this Province*, it is  
 ‘ enacted, that all disposals of any of His Majesty’s Lands, Woods, Mines and  
 ‘ Royalties within 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 is deemed advisable to restrain the  
 ‘ operation of the said fifth section in certain cases: And whereas Capital to a  
 ‘ considerable extent has been invested in the erection of Saw Mills on many of  
 ‘ the small Streams, being tributaries of the Main Rivers in this Province, which  
 ‘ are wholly dependent for a supply of Logs from such Streams: And whereas  
 ‘ it is deemed expedient to authorize the setting apart, by the Government, of  
 ‘ Reserves of limited extent for the use of such Saw Mills;’

Governor in Coun-  
 cil may set apart  
 for four years  
 Lands as Mill  
 Reserves.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That notwithstanding any thing in 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 in this Province*, 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 Her Majesty’s Executive Council, upon written application made therefor, according to the form hereinafter prescribed, and duly attested to, to the satisfaction of the Governor and Council, without Sale by Public Auction, to set apart Crown Lands as Mill Reserves, for a period not exceeding four years,—and at a reserved annual rent, not less than ten shillings for every square mile, during the term of the Reserve, which rent is hereby required to be annually paid in advance,—for the use of Saw Mills situate on small tributary streams, from the banks of which, above the Mills, such Mills shall depend solely for a supply of Saw Logs, in the following proportions, videlicet: For a Mill having one gate, not exceeding five thousand acres; for a Mill having two or more gates, driving separate saws, not exceeding nine thousand acres: provided always, that no Reserve shall be made for any Mills, other than the Mills situate on the stream on which such Reserve is sought, and which may have been erected and in operation before the passing of this Act, and in no case below the Mill for which the Reserve shall be made, and in no case for any Mill situate in such a position as to be enabled to obtain a supply of Saw Logs from any other source than from the banks of the stream or tributary above the Mill on which such Mill shall be situate: provided always nevertheless, that nothing in this Act contained shall extend or be construed to extend to prevent the Government from selling or disposing of any part or portions of such Reserves for actual settlement, in like manner as if such Reserve had not been made, any thing in this Act contained to the contrary notwithstanding..

Annual rent.

Extent of Land.

Proviso for settle-  
 ment.

Reserve to cease if  
 rent be in arrear.

II. And be it enacted, That if the annual rent hereinbefore required to be paid upon the Reserves to be granted under the provisions of this Act, shall be behind or unpaid for a period of thirty days after the same shall become due and payable, such Reserve shall become null and void, and of none effect, in like manner as if such Reserve had not been made.

Lumber taken, ex-  
 cept to be cut at  
 the particular Mill,  
 made liable to for-  
 feiture.

III. And be it enacted, That all Logs, Timber or other Lumber which may be cut and carried away from such Reserve, except for the purpose of being manufactured in the Mill or Mills for which such Reserve shall have been made, shall be liable to be seized by the Crown, and upon lawful conviction shall be forfeited and sold to Her Majesty’s use, and the proceeds of such sale paid over to the Receiver General of the Casual Revenue: provided always, that if the said Mill or Mills should at any time cease to operate for the term of one year, such

Proviso for Mills  
 ceasing to operate.

such Reserve shall be determined and put an end to, and the ground therein included shall be open to general application for lumbering purposes, unless cause to the contrary be shewn to the satisfaction of the Executive Government of the Province.

IV. And be it enacted, That this Act shall not come into operation until the first day of September next, and shall continue in operation for four years from the said first day of September.

Commencement  
of Act.

FORM OF APPLICATION REFERRED TO IN THE FIRST SECTION.

Form of Applica-  
tion.

To His Excellency, &c. &c. &c.

The Petition of A. B.

Humbly sheweth,

That your Petitioner is the owner (or lessor) of a Saw Mill, situate on (*describe the Stream by its name*) being a tributary running into the River —, in the Parish of —, in the County of —, and having — gates, driving — separate Saws; that your Petitioner is entirely dependent upon the Lands on the said Stream, above the said Mill, for a supply of Logs for said Mill, and cannot obtain a supply from any other source; that the tract of Land which your Petitioner is desirous of obtaining as a Reserve for said Mill is situate as follows: (*here describe.*)

For the truth of the foregoing statement, your Petitioner respectfully refers to the affidavit hereto annexed. *Which affidavit must be made by disinterested parties, and must state the size of the Mill, number of gates, and the quantity each gate is capable of cutting.*

And your Petitioner as in duty bound will ever pray.

CAP. LIV.

An Act to appropriate a part of the Public Revenue for the payment of the Ordinary Services of the Province.

Passed 14th April 1846.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That there be allowed and paid out of the Treasury of the Province, for the services hereinafter mentioned, the following sums, to wit:

To the Chaplain of the Legislative Council in General Assembly the sum of twenty pounds. Chaplains.

To the Chaplain of the House of Assembly the sum of twenty pounds.

To the Sergeant at Arms attending the Legislative Council in General Assembly the sum of fifteen shillings per diem during the present Session. Sergeants at Arms.

To the Sergeant at Arms attending the House of Assembly the sum of fifteen shillings per diem during the present Session.

To the Clerk of the Legislative Council in General Assembly the sum of two hundred pounds in full for his services during the present Session. Clerks of Council and Assembly.

To the Clerk of the House of Assembly the sum of two hundred pounds in full for his services during the present Session.

To the Clerk Assistant of the Legislative Council in General Assembly the sum of one hundred pounds in full for his services during the present Session. Clerks Assistants.

To the Clerk Assistant of the House of Assembly the sum of one hundred pounds in full for his services during the present Session.

To the Door Keepers attending the Legislative Council and Assembly the sum of ten shillings each per diem during the present Session. Doorkeepers.

To