

Steam Boats passing the same.

to extend, so far as the same relates to Queen's County, to the establishment of Ferries from any Public Landing in the said County to Steam Boats passing the same, when the same may be deemed necessary by the Justices of the Peace for the said County in General or Special Sessions assembled, and subject to such rules and regulations as such Justices may from time to time make and ordain.

### CAP. XI.

An Act to empower the Rector, Church Wardens and Vestry of Saint John Church, in the Parish of Burton, in the County of Sunbury, to dispose of Lots in the new Burial Ground in the said Parish.

*Passed 8th March 1849.*

Preamble.

**6** WHEREAS the Rector, Church Wardens and Vestry of Saint John Church, in the Parish of Burton, in the County of Sunbury, have by their Petition to the General Assembly set forth that they have lately purchased from Charles H. Clowes, a lot of ground situate in the said Parish of Burton, for a Burying Ground, and divided the same into small Lots, which they are desirous of selling to such individuals as may be willing to purchase the same; which said Land is bounded as follows: Commencing northerly on the line between land granted originally to one Israel Kinney and others, and land formerly owned by Priscilla Hazen, and running south, twenty degrees east, eighty rods, to a stake and Willow tree; thence east, twenty degrees north, twenty rods, to a small Yellow Birch tree and stake; and thence north, twenty degrees west, eighty rods, to a Willow tree and stake; thence west, twenty degrees south, twenty rods, to the first mentioned bounds;

Corporation of Saint John Church, Burton, empowered to sell and convey the Burying Ground in whole or in part.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said Rector, Church Wardens and Vestry of Saint John Church, in the Parish of Burton, shall be and they are hereby authorized and empowered to make sale of the said Burying Ground, or any part or parts thereof, for such price or prices, and under and subject to such conditions, covenants, agreements and regulations as by them may be deemed necessary or proper, and thereupon to make and execute good, legal and sufficient conveyances of the same, any former law to the contrary notwithstanding.

Plan to be made in triplicate, and deposited with the Vestry Clerk, Register of Deeds, and Clerk of the Peace.

II. 'And whereas the making separate conveyances of each of the said small lots into which the said Burial Ground is divided, would be attended with great trouble and expense;' Be it further enacted, That the said Rector, Church Wardens and Vestry shall make or cause to be made a plan or plot of the said Burying Ground, as divided into lots, distinguishing the lots by certain numbers marked on the said plan; which said plan shall remain in the care and keeping of the Clerk of the Vestry for the time being; and one true and exact counterpart thereof shall be deposited in the Office of the Register of Deeds of the County of Sunbury, and one other counterpart shall be deposited in the Office of the Clerk of the Peace of the said County; all or any of which said plans may at all proper times be seen and inspected by any person desirous of viewing the same; and that the names of several purchasers in severalty may be included in one deed or conveyance, mentioning the numbers of the lots so conveyed to the said purchasers respectively, and referring to the plan or plot of the said ground; which said deed so made to several purchasers, shall be good, valid and effectual, without the mention or insertion therein of the particular consideration paid for the same, such Deeds being duly registered in the Register's Office for the said County of Sunbury.

Several purchasers may be included in one deed without mentioning the consideration paid.

Lots not to be transferable without consent of the Cor-

III. Provided always, and be it further enacted, That such lots shall not be assigned or transferred by the purchasers thereof, without the assent of the said Rector,

Rector, Church Wardens and Vestry, and that they shall not be liable to be levied upon or taken in execution, but shall be altogether free from seizure at the suit of any person or persons whomsoever; and that the property in any one of such Burial Lots, or part thereof, shall not prevent any confined debtor from receiving support under the Law in force for the relief and support of confined Debtors.

poration, and to be exempt from seizure, &c.

IV. And be it further enacted, That nothing in this Act contained shall extend or be construed to affect the rights of any person or persons, body politic or corporate whatsoever, other than the said Rector, Church Wardens and Vestry.

Private rights reserved.

### CAP. XII.

An Act to legalize the conveyance of Water to Turner's Grist Mill, in the Parish of Saint Patrick, in the County of Charlotte.

*Passed 8th March 1849.*

**W**HEREAS Richard Turner, of the Parish of Saint Patrick, in the County of Charlotte, has built a Grist Mill at the head of Tide-water at Bocabec Marsh, (so called); and whereas for the purpose of driving the machinery of said Grist Mill, it was necessary and convenient to convey the Water to said Mill by troughs to be laid across and under the surface of the Queen's Highway; and whereas the said Mill is of great public benefit;

Preamble.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the said Richard Turner, owner, owners or occupiers of said Mill, to erect, build, keep up and maintain such troughs as may be required to convey the Water for the purpose of driving the machinery of said Mill, across and under the surface of the said Highway; provided nevertheless, that the Supervisor or Commissioners of said Highway, or the major part of them, shall be at liberty to order and cause the removal of said troughs, for the purpose of repairing the said Highway, when and so often as the same may be found necessary in the opinion of the Supervisor or Commissioners for the time being, or the major part of said Commissioners; provided also, that nothing herein contained shall be construed to permit any impediments to the free and unobstructed use of the said Highway for all Her Majesty's subjects and others passing and repassing; and should any obstruction take place, or should any injury be caused to the said Highway by or in consequence of the construction or maintaining of the said troughs, the same shall be deemed and taken to be a common nuisance.

Water troughs for the Mill may be erected under and across the Highway.

And may be removed to repair the Highway.

May be deemed common nuisances in case of any obstruction to the use of the Highway.

### CAP. XIII.

An Act to alter and amend an Act, intituled *An Act to provide for the collection of County and Parish Rates.* 7 W. 4, c. 7.

*Passed 8th March 1849.*

**W**HEREAS the present Act for the collection of County and Parish Rates, requiring demand to be made of the several persons assessed, is found to be inconvenient;

Preamble.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That to enable the several Collectors of Taxes in the several Parishes in this Province to proceed against the several parties assessed, agreeably to the provision of the fourth section of an Act made and passed in the seventh year of the Reign of His late Majesty, intituled *An Act to provide for the collection of County and Parish Rates*, it shall be necessary for the Collector to state that demand had been made as required by the third section of the said Act, or that a

On the statement under oath by Collector of Rates that demand had been made or notice of assessment served, the Justice may proceed as in 7 W. 4, c. 7, s. 5.

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