

CAP. XLVI.

An Act to restrain the holding of Parishes in plurality by the Clergy of the Church of England in this Province.

Passed 14th April 1849.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, no Rector of any Parish in the Church of England in this Province shall accept and take to hold therewith, or shall after the passing of this Act hold with such Parish of which he may be Rector, any other Parish in which there may be a resident Priest or Deacon in Holy Orders in the said Church, legally and duly licenced or officiating as such Priest or Deacon in the said last mentioned Parish; any law, usage or custom to the contrary notwithstanding.

No Rector of any Parish shall hereafter hold any additional Parish in which there may be a resident Priest or Deacon in Holy Orders duly officiating.

CAP. XLVII.

An Act in amendment of an Act, intituled *An Act relating to Wrecked Property.*

3 V. c. 68.

Passed 14th April 1849.

‘WHEREAS it is necessary to make further provision relating to wrecked, derelict or abandoned goods or property, which having been found upon the shores of the City and County of Saint John, or within five miles of the said shores, shall remain in the custody or possession of any party not being the owner of the same, or the agent of such owner;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That in any case when shipwrecked, derelict or abandoned goods or property, having been found on the shores of the City and County of Saint John, or in the waters within five miles of the same, shall be and remain in the possession of any person or persons within the City and County of Saint John, not being the owner or agent of the owners of such goods and property, and such person shall, upon demand, refuse to deliver such goods or property to the Commissioners of Shipwrecked Property for the said City and County, it shall and may be lawful for the said Commissioners to apply to any Justice of the Peace for the said City and County of Saint John; and on its appearing on oath to such Justice that such goods or property are in the possession of any such person, not being the owner or agent of the owners of such goods or property, such Justice shall issue a Warrant under his hand and seal to the Sheriff of the City and County of Saint John, commanding such Sheriff to seize, take and safely keep all such goods and property in such Warrant to be specified; which Warrant such Sheriff is hereby authorized and commanded to execute, and shall, with the assistance of two freeholders of the said City and County, make a just and true inventory of all such goods and property as he shall seize and take by virtue thereof, and return the same, signed by himself and the said two freeholders, to such Justice who issued such Warrant; and such goods or property shall remain in possession of the Sheriff.

Commissioners of Wrecks may take out a Warrant from a Justice of the Peace to seize shipwrecked or abandoned goods found within five miles of the City and County of St. John in the possession of a finder who refuses to deliver them up.

Sheriff to execute the Writ, and with two freeholders make an inventory of the property which is to remain with the Sheriff.

II. And be it enacted, That such Justice shall thereupon summon not more than five nor less than three of the Port Wardens of the said City of Saint John, and two Freeholders of the said City, to meet at a time and place to be by him named, and shall give a notice of not less than six days to the person in whose custody such goods shall be found; and in case such person shall not appear, or in case he shall appear and claim the said goods as not having been found abandoned, wrecked or derelict, or to hold the said goods or property for any lien or salvage, the said Justice shall, at such time and place, proceed to swear the said

Justice to summon from three to five Port Wardens and two Freeholders, and notify party who was in possession, and on the appointed day swear the former to try the case.

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