

through their districts, and assess therefor.

any as the appointment of Commissioners of Sewers in the Counties of Westmorland and Albert, to make and repair the roads leading through their respective districts, and to assess the proprietors of the marshes for the expenses thereof, in the manner provided by the fifth section of the said Act.

Public notice to be given of the intention of the Commissioners.

2. The said Commissioners, before proceeding to make or repair the said roads, or any of them, shall give notice of their intention by advertisement in three or more public places in the district.

The proprietors of a majority of the acres in the district, may prohibit the Commissioners from proceeding with the work.

3. The proprietors of a majority of the acres in the district in which the roads are to be made or repaired, may, by order in writing, to be personally served on some one or more of the said Commissioners, prohibit the said Commissioners from proceeding with the work so advertised; and on service of the said notice, the Commissioners shall not proceed with the work for one year; and not then until after advertisement as in the first instance, and so on as often as the case shall occur.

*Not reported by R. Laws*

CAP. LXVI.

An Act to legalize the acts of the Commissioners appointed to lay out a Street or Highway through the Town of Chatham, and to establish and regulate public Landings in the said Town.

Passed 7th April 1852.

Preamble.

4 V. c. 27.

‘ WHEREAS by an Act made and passed in the fourth year of the Reign of Her present Majesty, intituled *An Act to authorize the appointment of Commissioners to lay out a Street or Highway through the Town of Chatham, and to establish and regulate public Landings in the said Town*, the Lieutenant Governor was authorized to appoint three or more fit persons Commissioners to lay out a Street or public Highway through the said Town of Chatham: And whereas but two persons were appointed under said Act, who attended to the duty, laid out said Street, and recorded the same under the provisions of said Act: And whereas doubts have arisen as to the legality of their proceedings, in consequence of the strict letter of the Act requiring three or more Commissioners; For remedy whereof,

Proceedings had by the two Commissioners appointed under 4 V. c. 27, legalized.

Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That all the proceedings of the two Commissioners appointed under said Act, and which were had, taken and performed by such two Commissioners in accordance with the terms and provisions thereof, shall be and they are hereby declared as binding in every respect as if three Commissioners had been appointed under the said Act, and as if such survey and other proceedings had been made and taken by three Commissioners; anything in the said Act to the contrary notwithstanding.

*Not reported by R. Laws.*

CAP. LXVII.

An Act to authorize the erection of a Marine Hospital at the Port of Richibucto, in the County of Kent.

Passed 7th April 1852.

*In New Stat*

*R.L. Vol. 1.*

*Page 54, which makes provision therefor*

Preamble.

‘ WHEREAS from the increase of trade at the Port of Richibucto, and the number of vessels annually arriving at the said Port, it has become necessary that an Hospital for the reception of sick and disabled Seamen should be built in or near the Town of Richibucto;’

Surplus sick and disabled Seamen's Fund accruing at

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, as follows:—

1. The surplus money, if any, raised in the Port of Richibucto under and by virtue of an Act or Acts of the General Assembly of the Province, made and passed

passed for the relief and support of sick and disabled Seamen, not being paupers, belonging to this Province, or which may hereafter be made or in force for that purpose, shall after the payment of any debts already incurred for the support of sick and disabled Seamen at that Port, be applied to the erection of a suitable building as an Hospital for such Seamen, if considered necessary; provided always, that the Commissioners shall not proceed to the erection of any building without licence or authority first had and obtained for that purpose from the Lieutenant Governor or Administrator of the Government for the time being, by and with the consent of the Executive Council.

Richibucto, may be applied to the erection of an Hospital.

2. 'Whereas it may be expedient to purchase a lot or lots of Land at or near the Town of Richibucto, in the County of Kent, for the purpose of erecting such Hospital, if the Commissioners of Seamen's Funds for the Port of Richibucto, in the County of Kent, should agree for the purchase of a lot or lots of Land for the above purpose, and such purchase should be approved of and sanctioned by the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council as aforesaid; The same shall and may be conveyed to the Justices of the Peace for the County of Kent, to hold, to them and their successors for ever, in trust for the use and purpose of such Marine Hospital as aforesaid.

Purchase of land for the building may be made, if approved by the Governor in Council.

Conveyance to be to the Justices of the County.

3. The Harbours, Waters, Creeks and places lying between the boundary line dividing the Counties of Northumberland and Kent coastwise, and Chockpish River, shall, for the purposes of this Act, and no other, be taken and considered as constituting the Port of Richibucto.

Port of Richibucto defined.

CAP. LXVIII. *Not reported by P. Laws*

An Act to settle and secure the Title to certain Lands in the County of Kent.

Passed 7th April 1852.

**WHEREAS** by Letters Patent under the Great Seal of the Province of New Brunswick, dated the sixth day of December in the year one thousand seven hundred and ninety three, certain Lands now in the County of Kent were granted to Pierre Richard and others as joint tenants: And whereas the occupiers and owners of the said Lands, representing themselves to be the owners thereof, during the last Session of the Legislature applied by Petition to the House of Assembly for an Act to settle their several Titles, which Petition was referred to a Select Committee of the said House, who made a Report, of which the following is a copy, that is to say:—"The Select Committee to whom was referred the Petition of Olivier Richard, Fabien D'Aigle, Fabien Richard, Simeon Thibideau, Joseph Richard, Simeon LeBlanc, and fifty two others, French inhabitants, residing on the south side of the Richibucto River, in the County of Kent, setting forth that in the month of June in the year of our Lord one thousand seven hundred and ninety one, Pierre Richard, Pierre Legere, Paul Babineau, Joseph Richard, Francois Richard, Michael Richard, Jean Baptiste Landry, Jean Richard, Senior, Jean Richard, Junior, Charles Maillet, David Thibideau, Basile Richard, Jean Richard, Joseph Richard, Junior, Pierre Gouelle, and Pierre Arsineau, natives of Canada, the ancestors and original proprietors of the Lands on which the Petitioners now live, petitioned Sir Thomas Carleton, the then Lieutenant Governor and Commander in Chief of the Province of New Brunswick, setting forth that they were natives of Canada, and settled there, occupied Lands whereon they could not make a living, that they desired to enjoy the privileges allowed to British subjects in this Province in holding their Lands from the King, and having come to Richi-

Preamble.

Petition to the Legislature.

Report of Select Committee of House of Assembly.