

3. Every fish weir in the Parishes before mentioned which is dry at low water, or which in the opinion of the Wardens of the Fisheries for the County of Charlotte requires the same, shall have a gate therein of such width and in such position as the said Wardens may determine; and the owner or occupier of any fish weir who shall neglect or refuse to place a gate therein according to the directions of the said Wardens, shall forfeit and pay the sum of five pounds for each day he shall so neglect and refuse after due notice.

Wardens may order gates to be made in weirs dry at low water.

4. The said Wardens and the Overseers of the Fisheries in the Parishes before mentioned, shall severally have power to seize and remove any net, hedge, weir, fishgarth, seine, or other obstruction, set or placed contrary to the provisions of this Act, and after five days notice may sell the same in some public place in the Parish where the seizure is made, together with any fish found therein; after deducting from the proceeds the charges of such seizure and sale, the residue shall be applied to the payment of any penalty incurred under this Act, and the overplus, if any, shall be paid to the Overseers of the Poor for the Parish where the offence was committed, for the use of the Poor thereof.

Authority to seize nets, weirs, &c., set contrary to this Act.

5. The said Wardens shall have power to mark out and designate in proper positions at the Island of Grand Manan and other fishing stations in this Province, if necessary, fit places for the deposit of fish offal, to be called "gurry grounds;" they shall post up notices in the said Island at the several School Houses, describing the limits and position of such "gurry grounds," and publish the like notice in the Royal Gazette; and if after the posting and publication of such notice, any person shall cast overboard from a boat or vessel the heads, bones or other offal of fish into the waters of or near the Island of Grand Manan, at any place except the said "gurry grounds," such person shall forfeit and pay a fine not exceeding five pounds nor less than ten shillings for each offence.

Gurry grounds to be marked out and limits published.

6. The penalties in the two preceding sections may be sued for and recovered by summary proceedings before one or more Justices of the Peace together with costs, and when recovered shall be paid over to the person who shall prosecute for the same.

Penalty for casting gurry at other places.

Recovery and application of penalties.

CAP. XL.

An Act to authorise and empower the Justices of the Peace of the County of York to raise by loan a sufficient sum of money to enable them to erect a new Court House in the said County.

Passed 3rd May 1853.

WHEREAS a new Court House is required in the County of York; and whereas it is expedient to authorise the Justices of the Peace for the said County to raise by loan a sum not exceeding three thousand pounds to be applied to the erection of such Court House;

Preamble.

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

1. That it shall and may be lawful for the Justices of the Peace for the said County, at any General or Special Sessions of the Peace to be holden for the said County, to raise by loan a sum of money not exceeding three thousand pounds, for the purpose of erecting a new Court House for the use of the said County, to be paid off and discharged in the manner hereinafter mentioned, the same to be taken on loans of not less than fifty pounds, and that Debentures in the following form, or to that effect, shall be prepared and delivered to the person or persons from whom such loan may be obtained, viz:—

Authority to raise by loan £3,000 to erect a Court House.

Form of
Debentures.

Number

County of York, ss.

These are to certify, that [*here insert name, residence, and addition of lender,*] hath lent and advanced to the Justices of the Peace for the said County of York, the sum of ——— pounds currency, which sum is payable to him, (*or her, as the case may be,*) together with lawful interest, pursuant to an Act of Assembly made and passed in the sixteenth year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to authorise and empower the Justices of the Peace of the County of York to raise by loan a sufficient sum of money to enable them to erect a new Court House in the said County of York.*—Dated the day of in the year of our Lord one thousand eight hundred and fifty

By order of the Sessions.

C. D. Clerk.

A. B. Justice of Common Pleas.

Signature.

Which said Debentures shall be signed by one of the Justices of the Inferior Court of Common Pleas and of the Peace for the said County, and countersigned by the Clerk, and shall be respectively numbered according to the time at which the same may be made and issued, and a memorandum thereof shall be submitted by the Clerk at the next General Sessions, and the same to be entered on the Minutes of the said Court.

Money to be paid to
and disbursed by
the County
Treasurer.

2. The moneys so authorised to be borrowed by the said Justices, shall from time to time be paid to and received by the Treasurer of the said County, and shall be paid out by him from time to time when required, by order of the General or Special Sessions, in such sums as may be necessary for the purposes of this Act; and the said County Treasurer shall at every General Sessions of the Peace for the said County, render a just and true account, and on oath if required, of the sums of money received and paid by him on this account, separate and distinct from his other accounts.

Holders of
Debentures
to receive not
exceeding 6 per
cent. per annum.

3. The holders of such Debentures shall be entitled to receive interest for the same annually, not exceeding six per cent., to be paid by the Treasurer of the County out of the assessments hereinafter mentioned, upon the orders of the said General Sessions, to be made in manner hereinafter mentioned.

Authority to raise
not exceeding
£500 per annum
till the loan be
paid off.

4. It shall and may be lawful for the said Justices of the Peace for the said County, and they are hereby authorised and required to make a rate and assessment, not exceeding the sum of five hundred pounds in the present year, and a rate and assessment of a like sum in each and every succeeding year, besides the charge for assessing and collecting, for paying off and discharging the loans contracted for the purpose hereinbefore mentioned, by virtue of this Act, until the same shall be paid off; the said several sums to be assessed, levied and collected in such proportions, and in the same manner as any other County rates for public charges can or may be assessed, levied and collected, under and by virtue of any Act or Acts of the Assembly made or to be made for assessing, levying and collecting County rates for public charges as aforesaid, and when collected shall be paid into the hands of the said County Treasurer for the purposes of this Act.

Money assessed
to be applied to
payment of interest
and the principal,
in due order.

5. The moneys to be assessed as aforesaid, shall from time to time be applied, after discharging the yearly interest due on the several principal sums mentioned in the said Debentures, in due order, according to the number, beginning with number one, and that said County Treasurer shall, when, so often as he may be directed by the said General Sessions of the Peace, give one month's public notice, by advertisement in one of the newspapers published in the City of Fredericton, for calling in such and so many of the Debentures as the said Jus-

tices

tices are prepared to pay off, specifying the numbers in such advertisement, and the same by and under such orders as aforesaid, shall pay off accordingly, and that from and after the expiration of such notice, the interest on such Debentures shall cease.

6. The said County Treasurer shall be entitled to the sum of one pound five shillings per centum for his services on receiving and paying all the moneys ordered to be assessed by and under the provision of this Act, and no more.

Compensation of the County Treasurer.

CAP. XLI.

An Act to authorise the Justices of the Peace for the County of Westmorland to assess the inhabitants of the Parishes of Moncton and Salisbury for the erection of a Lock-up House for the said Parishes.

Passed 3rd May 1853.

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

1. That the Justices of the Peace for the County of Westmorland, or the major part of them, at any General Sessions of the Peace, be and they are hereby authorised and empowered to contract and agree with able and sufficient workmen for building and finishing a Lock-up House or House of Correction, at the Bend, in the Parish of Moncton, in the said County, and to agree for such sum or sums of money as to them may seem meet, in order to carry this object into effect; and the said Justices, or the major part of them, at the General Sessions as aforesaid, are hereby authorised and empowered to make rate and assessment upon the inhabitants of the said Parishes of Moncton and Salisbury, for a sum not to exceed one hundred and fifty pounds, for defraying the expense of the erection and finishing of said Lock-up House or House of Correction, and from time to time to make such rules and regulations for the management of the same as to them may seem meet.

Authority to contract for building a Lock-up House or House of Correction, and assess the Parishes of Moncton and Salisbury £150 for the expenses.

2. It shall be lawful for the High Sheriff of the said County, and other officer having legal custody of any person or persons who shall or may be arrested in the said Parishes of Moncton and Salisbury, in all cases in which the said Sheriff and other officer as aforesaid, could legally lodge the said person or persons in the common gaol of the said County, to commit the said person or persons to the said Lock-up House or House of Correction, until the said person or persons can be removed to the said County gaol: provided always, that no person under civil arrest shall be detained in such Lock-up House or House of Correction for any space of time exceeding twenty days.

Authority to commit to the Lock-up House or House of Correction.

3. The said sum of one hundred and fifty pounds so to be assessed and apportioned between the said Parishes, shall be levied, collected and paid agreeably to any Acts in force for the assessing, collecting and levying of County rates.

Money to be assessed, &c., agreeably to laws in force.

CAP. XLII.

An Act to erect a part of the Parish of Woodstock, in the County of Carleton, into a separate and distinct Town or Parish.

Passed 3rd May 1853.

WHEREAS great inconvenience is found to exist in consequence of the 'extended bounds and increased population of the Parish of Woodstock, in the County of Carleton, in the performance of the several parochial duties in the manner required by Law; and it is therefore deemed expedient that the same be divided into two Towns or Parishes;

Preamble.

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