

incurred and paid from any Collector, Magistrate, Constable, or other person paying the same, for the purposes of this Act; and he shall keep and hold the same as a separate fund for the purposes of this Act, to be paid over by him from time to time under the orders of the General Sessions of the Peace for the said County.

11. All fees received by any of the said Police for performing the duties of constable, shall be paid over, as received, to the Magistrate by whose direction he shall have performed the duty, to be paid over to the County Treasurer in the same manner as fines and penalties are directed to be paid over.

Table of Fees to be charged and taken under this Act.

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|---|---------|-----------|
| Every summons or subpoena, | - - - - | 20 cents. |
| Every copy, | - - - - | 10 " |
| Every warrant, | - - - - | 30 " |
| Every recognizance to appear and take trial, | - - - - | 20 " |
| Every recognizance to keep the peace, | - - - - | 40 " |
| Every affidavit and swearing, | - - - - | 20 " |
| Taking evidence on trial of each witness, | - - - - | 20 " |
| Every trial and conviction, | - - - - | 40 " |
| Copy proceedings furnished to any party requiring the same, per folio, | - - - - | 10 " |
| Constables' fees, and Policemen acting as such. the same as provided for Constables in civil suits before Justices. | | |

CAP. LVI.

An Act to authorize the Justices of the Peace for the County of Northumberland to make rules and regulations for the protection and management of Booms for Lumber.

Section.

1. Sessions to make regulations.
2. Rates and Tolls, how recovered.

Section.

3. Violation of Rules; penalty.
4. Penalty, how appropriated.

Passed 23rd April 1862.

WHEREAS it is desirable and necessary that rules and regulations should be made for the management and protection of the Booms established on the River Miramichi, and its branches, including the River Tabusintac, in the County of Northumberland, for the protection and safe keeping of Lumber and other property floated down the said River and its branches, including the River Tabusintac, and the safe delivery thereof to the owners;—

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

1. The General Sessions or any Special Sessions of the Peace for the County of Northumberland, shall and may from time to time, and as often as they shall find it necessary, make and establish rules and regulations for the government, management, and upholding of all Booms already established on the River Miramichi and its branches, and also on the River Tabusintac; appoint Boom masters, and fix the rates or fees and tolls to be paid to such Boom masters for the boomage of all timber, logs and lumber going into or passing through any such boom; provided that nothing herein shall authorize the interfering with any Corporation, or persons authorized by law to establish a boom.

2. All such rates or fees and tolls, the Boom masters may recover, with costs, in an action of debt in their own names, against the owner or owners of such timber, logs or lumber, before any Justice of the Peace where the amount does not exceed twenty dollars, and where it exceeds that sum, before any Court of Record in this Province; or such Boom masters may retain a lien on such timber, logs and lumber for the said rates or fees and tolls, and if the same be not paid within ten days after an account of the same is rendered to the owner or owners of such timber, logs and lumber, then it shall be lawful for such Boom masters, on giving six days' notice of sale, by serving notice thereof on the owner or owners, and posting three copies in the Parish where the boom may be situate, to make a sale at public auction of the said timber, logs and lumber, and out of the proceeds to retain all such rates or fees and tolls, with the expenses of sale, and if there be any surplus the same to pay over to the owner or owners.

3. That any person or persons who shall violate any of the rules or regulations that shall from time to time be in force, shall be liable to a penalty of not exceeding twenty dollars for each and every offence, to be sued for and collected under the provisions of Chapter 138, Title xxxvii, of the Revised Statutes, 'Of Summary Convictions;' and the Boom master may be a witness to prove any such offence.

4. That all penalties recovered under this Act shall be paid, one moiety to the person who shall prosecute for the same, and

the other moiety to the boom master of the Parish where the boom is established, to be applied by him towards the keeping up and maintaining of such boom.

CAP. LVII.

An Act to explain an Act intituled *An Act to authorize and empower the Justices of the Peace in and for King's County to sell and convey certain School Lands in the Parish of Springfield, and invest the proceeds in other lands or other valuable securities more advantageous to the inhabitants of the said Parish.*

Section.

1. Sale not to affect private rights.

Section.

2. Differences settled by arbitration.

Passed 23rd April 1862.

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

1. That nothing contained in an Act made and passed in the twenty fourth year of the Reign of Her present Majesty, intituled *An Act to authorize and empower the Justices of the Peace in and for King's County to sell and convey certain School Lands in the Parish of Springfield, and reinvest the proceeds in other lands or other valuable securities more advantageous to the inhabitants of the said Parish*, shall affect or be construed to affect private rights; and no sale of the lands in the said Act mentioned shall be made until the true value of any improvements *bona fide* made on the same, shall have been first ascertained as hereinafter mentioned; and all sales and purchases of the said lands, or any portion of the same, shall be made subject to payment by the purchaser or purchasers of such true value, to the person or persons *bona fide* entitled thereto.

2. Should any difference of opinion arise between the Justices of the Peace aforesaid, and the party or parties claiming to be remunerated for improvements *bona fide* made on the said lands, or any part thereof as aforesaid, the same shall be settled as to amount, as follows—The said Justices of the Peace shall nominate and appoint one disinterested person, and the party or parties claiming remuneration shall nominate and appoint another disinterested person, and those two persons shall nominate and appoint a third disinterested person, and those three persons shall investigate the matter, and shall and may