

Board of Directors may assess, not exceeding in all the full value of such shares, for the purpose of paying the debts of said Corporation, or for the building of dams, sluices, and such other things as may be deemed necessary and requisite for carrying on the business of said Corporation; and when any such assessment is made, it shall be the duty of the Secretary or Agent to give ten days notice thereof, as provided in the sixth Section of this Act, requiring payment of the same in thirty days; and in case of refusal by any shareholder to pay said assessment at the time prescribed, it shall be the duty of the Secretary or Agent to advertise all such delinquent shares by public auction, giving at least thirty days notice of the time and place of such sale; and all shares upon which the assessment is not paid, with interest thereon from the time of such assessment, shall be sold to the highest bidder, and after retaining the amount of the assessment, with the interest due on the same, and the expense of advertising and selling the same, the residue, if any, shall be paid over to the former owner.

13. Provided always, that unless twenty five per cent. of the said capital stock shall be paid in for the purpose of this Corporation, and a certificate of such payment, signed and verified on oath by the said Directors, or a majority of them, before any Justice of the Peace, shall be filed in the office of the Secretary of the Province before the expiration of three years next after the passing of this Act, the operation of this Act shall cease, and the existence of this Corporation terminate at the end of the said three years.

14. This Act shall continue and be in force until the first day of December which will be in the year of our Lord one thousand eight hundred and seventy three.

15. This Act shall not apply to any portions of said stream upon which timber or lumber has heretofore been driven.

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## CAP. XXXVIII.

An Act to incorporate the Sackville Rural Cemetery Company.

### Section.

1. Company incorporated.
2. When first meeting called.
3. Land held by Company exempted from all rates, &c.
4. Power to sell land; proviso.

### Section.

5. Wilful destruction or injury to property, &c.; penalty.
6. Lots in Cemetery free from seizure on execution.

*Passed 11th April, 1864.*

WHEREAS the want of a suitable place for the burial of the dead is much required in the Parish of Sackville; and to remedy the same, several persons have associated themselves together to purchase land for a Burial Ground, to be divided into lots and sold to such individuals as may be willing to purchase the same;—

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

1. That James Dixon, Harmon Humphrey, Robson Dixon, Andrew Ford, Edmund Kinnear, Joseph B. Bowser, the Reverend H. Pickard, D. D., Marcus Trueman, David Purinton, John Ford, Mariner Wood, Christopher Milner, T. W. Knapp, the Reverend John Allison, William Cole, Robert Fawcett, Amos Ogden, Richard Wilson, W. Morice, J. Morice, W. C. E. Hamilton, Edward Bowes, Edward Cogswell, Samuel F. Black, Joseph L. Black, their associates, successors, and assigns, be and they are hereby declared a body politic and corporate, by the name of "The Sackville Rural Cemetery Company;" and by that name shall have all the general powers and privileges made incident to a Corporation by any Act or Acts of the General Assembly now or hereafter to be in force in this Province, for the purpose of procuring and maintaining a Burial Ground or Cemetery in the Parish of Sackville.

2. The first meeting of the said Corporation shall be called by Christopher Milner, Esquire, or in case of his death, neglect, or refusal, by any two of the said Company, by giving fourteen days notice in the Sackville Borderer, newspaper, of the time and place of such meeting.

3. The land held and purchased by the said Corporation for the purpose herein expressed, be and the same is hereby declared to be exempted from all rates, assessments, and taxes, so long as the same shall remain dedicated to a Cemetery.

4. That the said Corporation shall be and is hereby empowered from time to time to make sale of the said burial ground so to be procured, or any part or parts thereof, for such price or prices, and under such conditions, covenants, agreements, and regulations, as by them may be deemed necessary or proper; provided always, that no agreement,

rules or regulations shall be made, giving or conferring any exclusive or preferential right or privilege to any sect or denomination.

5. If any person or persons shall wilfully destroy, mutilate, or injure or remove any tomb, monument, grave stone, or other structure placed in the Cemetery aforesaid, or any fence, railing or other work for the protection or ornament of any tomb, monument, or grave stone, or other structure aforesaid, or shall wilfully destroy, cut, remove, break or injure any tree, shrub or plant within the limits of the said Cemetery, or shall play at any game or sport, or shall discharge any gun or fire arm, save at a military funeral, within the said Cemetery, or who shall wilfully and unlawfully disturb any persons assembled in the said Cemetery for the purpose of burying any body therein, or who shall commit any nuisance within the said Cemetery, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof before any Justice of the Peace, be punished by a fine of not less than four dollars, or more than twenty dollars, or be committed to the common gaol for the space of not more than thirty days, according to the nature and aggravation of the offence; and such offender shall be liable to an action of trespass, to be brought against him in any Court of competent jurisdiction, in the name of the Corporation, to pay all such damages as shall have been occasioned by his or their unlawful act or acts; which money, when recovered, shall be applied by the Corporation to the reparation of the property destroyed or injured as above; and members of the Corporation shall be competent witnesses in such suits.

6. The lots in the said Cemetery shall not be levied upon or taken in execution, but shall be altogether free from seizure; and the property in the same; or any part thereof, shall not prevent any confined debtor from receiving support under the law for the relief and support of confined debtors.

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## CAP. XXXIX.

### An Act to incorporate the Chipman Boom Company.

Section.

1. Company incorporated.
2. Capital.
3. First meeting, when held.
4. First instalment, amount of, to whom paid.

Section.

5. Not to obstruct navigation of River.
6. Time Boom to be kept open.
7. Tolls to be taken.
8. Company to have lien on lumber for tolls; extent of Boom.