

with the Commissioners of Highways of the Parish in which the road is situate, shall direct that the said old road between the said points shall be stopped up and enclosed by the proprietor or proprietors of the land between such points, after which the said old road shall cease to be a public highway; such old road shall not be closed up until the new road is in good condition for the use of the public.

6. The penalties imposed by this Act shall be recovered, with costs, before any Justice of the Peace of the County where the offence is committed, in the manner directed by the Revised Statutes, Title xxxvii, Chapter 138, 'Of Summary Convictions.'

CAP. XIV.

An Act to amend the Revised Statutes, Title iv, Chapter 40, 'Of the Post Office.'

*Passed 8th June, 1865. **

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

The Governor in Council is hereby authorized, by any orders or regulations to be from time to time made for that purpose, to allow letters relating to Naval or Military business, sent from or addressed to any Imperial Public Department in this Province, or from or to any officer in charge thereof, to be transmitted through the Post Office in this Province free of charge.

CAP. XV.

An Act to amend Title xxxvii, Chapter 137, of the Revised Statutes, 'Of the jurisdiction of Justices in Civil Suits.'

Section.

1. Person arrested on Capias may lodge amount with constable as deposit.
2. Constable receiving deposit to make return to Justice.

Section.

3. If plaintiff recover judgment, deposit how disposed.
4. Justice to endorse fees on capias.

Passed 8th June, 1865.

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

1. When any person shall be arrested on a Capias issued by any Justice of the Peace, such person may, in addition to the modes of giving bail for his appearance as provided by Section 13 of Chapter 137, Title xxxvii, of the Revised

Statutes, pay into the hands of the constable arresting him the amount sworn and costs endorsed, together with the constable's fees.

2. The constable executing such *capias* shall, on receiving such deposit, forthwith make return to the Justice who issued the *capias*, and shall pay over the said deposit and costs to the Justice who issued the *capias*, and shall be dealt with in all respects in the same manner as a deposit made with a Justice under said Title xxxvii, Chapter 137.

3. If judgment should be recovered by the plaintiff, the amount of such deposit shall be applied to the payment thereof, and the surplus, if any, shall be returned to the defendant on demand; nothing herein contained shall be construed to prevent the defendant from defending the said action.

4. Every Justice of the Peace issuing a *capias* shall, before delivering the same to a constable, endorse the amount of the Justice's fees upon the said *capias*.

CAP. XVI.

An Act relating to Municipalities.

Section.

1. Power of Council.

Section.

2. Coroners eligible to be elected Councillors.

Passed 8th June, 1865.

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

1. That the Council of any Municipality shall have power to make bye laws regulating the mode, manner and form of making out Accounts and claims against the same for any matter or thing upon which said Municipality may be liable to pay any sum of money for any purpose provided for by the Laws relating to Municipalities now or hereafter to be made, or by any Law of this Province, and to declare the time at which the said Accounts shall be filed with the Auditor, and to direct that the said Accounts or claims shall not be received for Audit unless such form is complied with.

2. Nothing in any Act of this Province relating to Municipalities shall be construed to prevent Coroners from being elected Councillors.