

Statutes, Title xxxviii, Chapter 138, 'Of Summary Convictions.'

7. Nothing herein contained shall authorize the erection of any Piers or Booms to be erected under the authority contained in the second Section of this Act, which will extend beyond the centre of the said river Nashwaak.

8. All the rights, powers and privileges hereinbefore by this Act given to and vested in the said Alexander Gibson, and all the duties and liabilities by this Act imposed upon the said Alexander Gibson, shall vest in and attach to his heirs and assigns, being the owners of the said Nashwaak Mills, as fully and effectually in all respects as the same are given to and vested in and attach to the said Alexander Gibson.

CAP. LIV.

An Act to provide for fencing certain Intervale Lands, and maintaining Roads through the same, in the County of Westmorland.

Section.

1. Public meeting of owners, how called; Commissioners, how appointed.
2. Duty of Commissioners.

Section.

3. Amount assessed by Commissioners, how expended.
4. Amount assessed and unpaid, how collected.

Passed 8th June, 1865.

WHEREAS there is a large quantity of Intervale Land situate at, upon, or near the head waters of the Scadouk River, in the Parish of Shediak, in the County of Westmorland, which is owned in small quantities by divers persons, and that the maintaining and repairing Roads to and through the same, as well as the fencing of the same, are now borne principally by a portion of said owners, and which of right should be borne equally among all the owners according to the number of acres owned by each;—

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

1. That it will be lawful for any three or more of said owners to call a public meeting of all the said owners of said Intervale Lands, by posting one month previously a notice in writing in three or more public places in the Parish where such lands are situate, which said notice shall state the time and place of holding such meeting; and at such meeting the said owners present may elect, by a majority of

votes, three persons who are owners of said lands, as Commissioners for the purposes hereinafter mentioned, which said Commissioners or their successors shall continue in office for one year, and until re-elected, and until new Commissioners are elected in their stead by any subsequent meeting or meetings which may be called at any time after the expiration of any one year after the last meeting holden in like manner as aforesaid.

2. That it will be the duty of said Commissioners, or their successors for the time being, to assess annually or as often as they may think necessary, each owner of said Intervale Lands, according to the number of acres owned by each owner jointly or severally, an amount pro rata in respect to the whole amount to be so assessed upon all the owners, which they may deem necessary and requisite for fencing said Intervale Lands, and for making and maintaining Roads to and through the same; which amount so assessed against each owner shall be paid by said owner either in cash, work, or materials; if in cash, the same must be paid to said Commissioners, or their successors as aforesaid, at a time appointed by them for such payment; or if by work or materials, the same is to be performed or delivered at such time and place as the said Commissioners, or their successors as aforesaid, may appoint, and to their satisfaction and under their superintendence.

3. That said amount so assessed and paid shall be expended by said Commissioners for the time being in fencing said lands, and in making and maintaining in repair Roads to and through said Intervale Lands, as said Commissioners may deem most for the benefit of all the owners; which Roads said Commissioners may lay out through said Intervale Lands, in any direction they may deem beneficial for all the owners.

4. That should any amount so assessed remain unpaid for the space of one month after the same shall be demanded from said party so assessed by said Commissioners for the time being, or either of them, the same may be prosecuted and recovered, with costs, in an action of debt, before any one of Her Majesty's Justices of the Peace for the said County, to be brought in the name of said Commissioners against said party so assessed, as being a debt due and owing

from said party so assessed to said Commissioners, in like manner as debts are prosecuted and recovered, with costs, before Justices of the Peace, pursuant to the Acts of the General Assembly in such case made and provided.

CAP. LV.

An Act to establish additional Circuit Courts in the Counties of Westmorland and Kent.

Passed 8th June, 1865.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That from and after the passing of this Act, there shall be an additional Circuit Court for the County of Westmorland, to be held on the second Tuesday in January in each and every year; and also an additional Circuit Court for the County of Kent, to be held on the second Tuesday in March in each and every year.

CAP. LVI.

An Act to enable the Dorchester Union Freestone Company of New York to hold property in this Province.

Section.

1. Company may hold property.

Section.

2. Office of Company, where kept.

Passed 8th June, 1865.

WHEREAS certain persons in the State of New York, in the United States of America, have formed themselves, with their associates, successors, and assigns, into a Joint Stock Company, by the name of "The Dorchester Union Freestone Company," to quarry and manufacture Stone in this Province, and are desirous of being enabled to hold real and personal property in this Province, as such Company;—

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

1. The Dorchester Union Freestone Company of New York, in the State of New York aforesaid, and their successors, shall and may by that name have full power and lawful right and authority to have, hold, own and enjoy in any way, real estate and lands of all kinds in this Province, whether in fee simple or by lease, or in any other way, and to have and to hold personal estate of all kinds in this Province in any way, and to alienate, encumber, lease, sell or deal with the same in any manner; provided always, that the real