

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1837. Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1837.

7 William IV – Chapter 21 (Session 1)

An Act in amendment of an Act, intituled "An Act to prevent Nuisances within the City of Saint John, and Parish of Portland in the County of Saint John." Passed 1st March 1837.

'Whereas the Act now in force to prevent nuisances within the City of Saint John and Parish of Portland, in the County of Saint John, has been found ineffectual for that purpose;'

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the first section of the Act passed in the third year of his present Majesty's reign, intituled "An Act to prevent nuisances within the City of Saint John and Parish of Portland," be and the same is hereby repealed.

II. And be it further enacted, That from and after the passing of this Act if any hogs or hogs, swine, horse or horses, ox or oxen, cow or cows, sheep, goat or goats, dog or dogs shall be found going at large within the City of Saint John, on any of the roads, highways, streets, squares or alleys thereof, or within the populous parts of the Parish of Portland, lying to the westward of the Mill bridge, including the road to Indian Town and the Short Ferry, or on the public road leading from the said City, through the great marsh in the vicinity thereof, the owner or owners thereof shall forfeit and pay the sum of ten shillings for each and every hog or animal as aforesaid so found going at large, one half to the overseers of the poor for the said City, in case the offence shall happen there, or to the overseers of the poor for the Parish of Portland, in case the offence shall happen there, and one half to the informer, to be recovered with costs of prosecution upon conviction before any one of His Majesty's Justices of the Peace for the said City and County of Saint John, and to be levied on the goods and chattels of the owner of such hog or hogs or other animal or animals as aforesaid; and in case the owner or owners of such hog or hogs or other animal or animals as aforesaid shall not be known, then it shall be the duty of any hogreeve or hogreeves of the said City or Parish to impound such hog or hogs or other animals as shall be found so going at large; and it shall be the duty of the pound beeper or pound keepers of the said City and Parish respectively upon any hog or hogs or other animals as aforesaid being so impounded, to advertise the same in three public places in the said City and Parish respectively, and in case the owner or owners of such hog or hogs or other animal or animals shall not, within six days after such advertisement being put up as aforesaid, pay the said fine for each animal so impounded, together with the accustomed fees and charges for keeping the same, it shall and may be lawful for the said pound keeper to sell such hog or hogs or other animal or animals as aforesaid at public auction, and apply the money arising therefrom towards payment of the said fine and charges, and all other expenses, and to pay the overplus, if any, to the owner or owners thereof, whenever such owner or owners shall appear and demand the same; and in case such owner or owners shall not appear and demand the same within six months after such hog or hogs or other animal or animals shall have been so impounded, then the said overplus, shall be paid to

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the said overseers of the poor for the use of the poor of the said City or Parish, according to the place where the offence shall be committed.