

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1849. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1849.

12 Victoria – Chapter 42

An Act in further amendment of the Law relating to the Registry of Deeds and other Instruments. Passed 14th April 1849.

Whereas it is considered expedient to make more effectual provision for preventing doubts or questions regard to the priority of Deeds or Instruments produced for Registry, and further to declare that such Deeds or Instruments should only be deemed to be received by any Register for Registry when the same are produced at his office, and that every Deed or Instrument should at the same time, when so produced, be immediately distinguished by its proper consecutive number;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That no such Deed or Instrument shall be deemed to have been received for registry, within the provisions of the Act of Assembly made and passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to consolidate and amend the Laws relating to the Registry of Deeds and other Instruments, until the same be produced for registry at the office of the Register*; and on any such Deed or Instrument, duly proved or acknowledged, being so produced, it shall be the duty of such Register, either by himself or some Clerk, in his office, immediately to mark thereon the registry number of such Deed, according to the order in which it was so received.

II. And be it enacted, That so much of the tenth section of the said recited Act as may be construed to require the hour to be mentioned, be and the same is hereby repealed ; and that every Certificate of Registry, endorsed on any conveyance or instrument by the Register since the passing of the said recited Act, mentioning the day of such registry, shall be deemed as effectual for all the purposes of the said recited Act as if the hour had also been mentioned therein, any thing in the said recited Act to the contrary notwithstanding.

III. And whereas it is considered expedient to authorize the Register of Deeds, in any County in this Province, to take the proof or acknowledgment of any conveyance or instrument intended for registry in any other County in this Province Be it therefore enacted, That the proof or acknowledgment of any conveyance or instrument taken before and certified by any Register of Deeds for any County in this Province, may thereupon be registered in the office of Register of Deeds in the County in which the lands, tenements or hereditaments are situate ; which registry shall have the like force and effect in all, respects the same as if such conveyance or instrument had been proved or acknowledged before and certified by the proper Register of the County in which the same may be so registered, according to the provisions of the said recited Act.