

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1853.* Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1853.

16 Victoria – Chapter 45

**An Act in addition to and in amendment of the Act to consolidate and amend the Laws relating to the local government of Counties, Towns and Parishes in this Province. Passed 3rd May 1853.**

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

1. That in addition to the Town and Parish Officers named in Article 1 of Section 1 of an Act made and passed in the thirteenth year of the Reign of Her present Majesty, intituled *An Ad to consolidate and amend the Laws relating to the local government of Counties, Towns and Parishes*, it shall and may be lawful for any Town or Parish in the County of York to elect one or more Timber Drivers, who shall be elected, or may when requisite be appointed, in all respects as directed in and by the said recited Act.
2. The Drivers of Timber so appointed shall have full power and authority when called upon by any person interested, to proceed to the River and take charge of the drive of timber, logs or lumber therein, and to determine the number of hands, rigging and implements required for the work, and to apportion the number of men and materials to be furnished by each owner of such timber, logs or lumber; and in case any of the parties shall not furnish such men and materials within two days after notice given to him or them by such Driver in writing, it shall be his duty to procure the necessary men and materials; and for the reasonable expense of the same, as well as for other expenses incurred, and his own reasonable charges, he shall have and hold a lien on the timber, logs and lumber, and unless the same be paid within sixty days after the same arrives at the rafting ground or market, as the case may be, such Driver may proceed to sell the property, or so much thereof as may be necessary to defray such expenses and charges, first giving notice to the owner, if in the limits of the Province, and advertising in three or more public places of the Parish where the property may be, for thirty days.
3. The General Sessions of the Peace for the County shall and may at their next or any subsequent Sessions, make rules and regulations for the guidance of such Driver, and to regulate the mode of conducting the drives, and the duties of the office, as also to establish a scale of fees and charges for the said work; which fees and charges shall be secured and recovered as prescribed in the last section of the said Act, by lien upon and sale of the timber, logs or lumber of the respective parties, in proportion to the quantity owned by them respectively.