

III. And be it enacted, That all persons obtaining relief under the provisions of this Act, shall give an obligation to the Treasurer of their respective Counties, promising to pay the said sum which may be loaned to them, during the year one thousand eight hundred and forty seven, in labour on the Roads, under the direction of the Commissioner who may be appointed by the Sessions of the respective Counties for that purpose.

IV. And be it enacted, That the said obligations shall be returned to the respective County Treasurers, and shall be kept by them until the same shall be repaid, or a certificate of labour performed to that extent upon the Roads of their respective Counties.

## CAP. LIII.

An Act to authorize the granting of Mill Reserves in certain cases.

Passed 14th April 1846.

**W**HEREAS in and by the fifth Section of an Act made and passed in the eighth year of the Reign of His late Majesty King William the Fourth, intituled *An Act for the support of the Civil Government in this Province*, it is enacted that all disposals of any of His Majesty's Lands, Woods, Mines and Royalties within this Province made during the continuance of the said Act, shall be utterly null and void and of none effect, unless made at Public Auction to the highest bidder: And whereas it is deemed advisable to restrain the operation of the said fifth Section in certain cases: And whereas Capital to a considerable extent has been invested in the erection of Saw Mills on many of the small streams, being tributaries of the Main Rivers in this Province, which are wholly dependent for a supply of Logs from such Streams: And whereas it is deemed expedient to authorize the setting apart, by the Government, of Reserves of limited extent for the use of such Saw Mills;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That notwithstanding any thing in an Act made and passed in the eighth year of the Reign of His late Majesty King William the Fourth, intituled *An Act for the support of the Civil Government in this Province*, it shall and may be lawful for His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Executive Council, upon written application made therefor, according to the form hereinafter prescribed, and duly attested to, to the satisfaction of the Governor and Council, without Sale by Public Auction, to set apart Crown Lands as Mill Reserves for a period not exceeding four years, and at a reserved annual rent, not less than ten shillings for every square mile, during the term of the Reserve; which rent is hereby required to be annually paid in advance for the use of Saw Mills situate on small tributary streams, from the banks of which, above the Mills, such Mills shall depend solely for a supply of Saw Logs; in the following proportions, videlicet:—For a Mill having one Gate, not exceeding five thousand acres; for a Mill having two or more Gates, driving separate saws, not exceeding nine thousand acres: provided always, that no Reserve shall be made for any Mills, other than the Mills situate on the stream on which such Reserve is sought, and which may have been erected and in operation before the passing of this Act, and in no case below the Mill for which the Reserve shall be made, and in no case for any Mill situate in such a position as to be enabled to obtain a supply of Saw Logs from any other source than from the banks of the stream or tributary above the Mill on which such Mill shall be situate: provided always nevertheless, that nothing in this Act contained shall extend or be construed to extend to prevent the Government from selling or disposing of any part or portions of such Reserves for actual Settlement, in like manner as if such Reserve had not been made, any thing in this Act contained to the contrary notwithstanding.

II. And be it enacted, That if the annual rent hereinbefore required to be paid upon the Reserves to be granted under the provisions of this Act, shall be behind or unpaid for a period of thirty days after the same shall become due and payable, such Reserve shall become null and void, and of none effect, in like manner as if such Reserve had not been made.

III. And be it enacted, That all Logs, Timber or other Lumber which may be cut and carried away from such Reserve, except for the purpose of being manufactured in the Mill or Mills for which such Reserve shall have been made, shall be liable to be seized by the Crown, and upon lawful conviction shall be forfeited and sold to Her Majesty's use, and the proceeds of such sale paid over to the Receiver General of the Casual Revenue: provided always, that if the said Mill or Mills should at any time cease to operate for the term of one year, such Reserve shall be determined and put an end to, and the ground therein included shall be open to general application for lumbering purposes, unless cause to the contrary be shewn to the satisfaction of the Executive Government of the Province.

IV. And be it enacted, That this Act shall not come into operation until the first day of September next, and shall continue in operation for four years from the said first day of September.

FORM OF APPLICATION REFERRED TO IN THE FIRST SECTION.

To His Excellency, &c. &c. &c.

The Petition of A. B.

Humbly sheweth,

That your Petitioner is the owner (or lessor) of a Saw Mill, situate on (describe the Stream by its name,) being a tributary

running into the River , in the Parish of , in the County of , and having gates, driving separate Saws; that your Petitioner is entirely dependent upon the Lands on the said Stream, above the said Mill, for a supply of Logs for said Mill, and cannot obtain a supply from any other source; that the tract of Land which your Petitioner is desirous of obtaining as a Reserve for said Mill is situate as follows: (here describe.)

For the truth of the foregoing statement, your Petitioner respectfully refers to the affidavit hereto annexed. Which affidavit must be made by disinterested parties, and must state the size of the Mill, number of gates, and the quantity each gate is capable of cutting.

And your Petitioner as in duty bound will ever pray.

## GOVERNMENT NOTICE.

**N**OTICE is hereby given, That all Reserves of Crown Lands for the supply of Saw Mills, heretofore made, are to cease and be determined from the first day of May next, (1846,) and to be dealt with as other Crown Lands, but Lands held or applied for, for the supply of Mills entitled to Reserves under the provisions of the Act recently passed, intituled "An Act to authorize the granting of Mill Reserves in certain cases," will be reserved for the present, subject to such Orders regarding the same, as may be made by His Excellency the Lieutenant Governor in Council hereafter.

By His Excellency's Command.

JOHN S. SAUNDERS.

Secretary's Office, 13th April, 1846.

## GOVERNMENT NOTICE.

**P**UBLIC NOTICE is hereby given, That the right of License to cut Timber and Lumber on Crown Lands, with the exception of Lands held or applied for, for the supply of Mills which may be entitled to Reserves under the provisions of the Act recently passed, intituled "An Act to authorize the granting of Mill Reserves in certain cases," will be offered for sale by Public Auction at the Surveyor General's Office, on the undermentioned days, viz:—

Restigouche and Gloucester,	.. ..	July 1st.
Northumberland and Kent,	.. ..	" 3d.
Westmorland and Albert,	.. ..	" 6th.
Saint John and Charlotte,	.. ..	" 8th.
Kings and Queens,	.. ..	" 10th.
Sunbury and York,	.. ..	" 13th.
Carleton,	.. ..	" 15th.

Not less than 2, nor more than 10 Square Miles in one Berth.

Lists for each County will be published before the 1st day of June, according to the subjoined form.

No.	Former License.	Situation.	Square Miles.
B. 1,500,	John Thompson,	Salmon River,	4.

Sales to commence at 11 o'clock A. M.; upset price, ten shillings per Square Mile. No bid received under three pence per Square Mile advance, and the purchase money to be paid at the instant of sale, or the Berth to be again offered forthwith, excluding any further bids from the defaulter.

Any ground remaining unsold, may be applied for by Petition daily after the 15th of August, for the Sales of which by Auction, due notice will be given.

By His Excellency's Command.

JOHN S. SAUNDERS.

Secretary's Office, 13th April, 1846.

## GOVERNMENT NOTICE.

**R**EGULATIONS for the disposal of Timber and Lumber, under the 5th Section of the Act, 8th Wm. 4, cap. 1:—

1st. After the 15th day of August next, all applications for License of Grounds remaining unsold from the July sales, shall be made by Petition, which shall describe the situation of the ground, and specify the number of Square Miles required by the applicant. No Petition to be for more than ten, nor less than two Square Miles.

2d. One application only to be received at the Surveyor General's Office for the same ground.

3d. Every applicant on filing his Petition, shall deposit with the Receiver General the sum of ten shillings upon each Square Mile applied for, and should the party so depositing become the purchaser at Auction, such deposit shall be applied toward the payment of the purchase money. And in case the ground so applied for, shall not be purchased at the time advertised for the sale thereof, the deposit so made shall be forfeited; and in case some other person than the depositor, shall become the purchaser, and comply with the terms of sale, the amount so deposited shall be forthwith refunded to the party who may have paid the same.

A description Ticket, as heretofore will be given to the purchaser.

4th. All Berths applied for shall, if vacant, be advertised in the Royal Gazette, semi-monthly, and at least fourteen days notice of sale given; and unless the whole of the purchase money be paid by the purchaser to the Receiver General, at the time of the sale, such sale shall be void, and the ground may forthwith be put up again