

CAP. XLVI.

An Act for erecting the Parish of Harvey, in the County of Albert, into two separate Parishes.

Passed 7th April 1847.

Preamble.

‘WHEREAS the Parish of Harvey, in the County of Albert, is so extensive ‘as to render the performance of the duties of the Parish Officers ‘troublesome and inconvenient, and it is expedient to divide it into two Parishes;’

Parish of Harvey divided into two Parishes.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the ninth day of November next, all that part of the said Parish of Harvey which lies to the north of a line running from the northwest angle of the Parish of Hopewell, south seventy two degrees west by the magnet, until it strikes the division line between the Counties of King’s and Albert, be and the same is hereby erected and constituted a separate Parish, to be called the Parish of Elgin; and also that all the remaining part of the said Parish of Harvey, including Grindstone Island, do constitute and comprise the Parish of Harvey.

Parish Officers for the Parishes of Elgin and Harvey to be appointed annually.

II. And be it enacted, That the Justices of the Peace for the said County, at the General Sessions in November in each and every year, shall in like manner, as for the other Towns and Parishes in the said County, appoint Parish Officers for the said Towns or Parishes of Elgin and Harvey, who shall be subject to the same laws and regulations, and liable to the same penalties in all respects as Parish Officers in any other Parish are or may be subject or liable to.

Act not to prevent the recovery of assessments due.

III. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prevent the recovery of any Parish or other dues, assessments, taxes, penalties, fines or monies whatsoever, which may be due, incurred, forfeited or unpaid, when this Act shall go into operation, but the same shall and may be paid and recovered in like manner as if this Act had not been made.

CAP. XLVII.

An Act relating to a tract of Land situate below the Town Plat of Fredericton.

Passed 7th April 1847.

Preamble.

‘WHEREAS there is a piece or parcel of Land situate below the Town ‘Plat of Fredericton, reserved in the original Grant from the Crown ‘to the Governor and Trustees of the College of New Brunswick, for a Common, ‘and other public uses: And whereas, for the preservation of the said piece or ‘parcel of Land from injury and destruction by the operation of the water, ice, and ‘other causes, for the common benefit of all the inhabitants of Fredericton for ‘ever, according to the intention of the said original Grant, it is necessary that ‘the said piece or parcel of Land should be placed under some more efficient ‘supervision and control;’

Described piece of land to be under the control of the Commissioners of Highways.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, the said piece and parcel of Land below the Town Plat of Fredericton, and reserved in the Grant from the Crown to the Governor and Trustees of the College of New Brunswick, for a Common, and other public uses, shall be and be deemed to be under the supervision and control of the Commissioners of Highways for the Parish of Fredericton for the time being, in the same manner as the Streets and Highways in Fredericton are, subject to the provisions of this Act.

Commissioners empowered to lay out a Highway, &c., and form Promenades.

II. And be it enacted, That the said Commissioners of Highways, or the major part of them, shall have full power and authority to lay out a Highway or such Highways, in, over or upon such part or parts of the said piece or parcel of Land as they may deem necessary, and from time to time to lay out such Promenades and Walks thereon as they may deem necessary and promotive of the comfort, health and convenience of the inhabitants of Fredericton.

Penalty for dragging timber, &c. over Promenades between the 20th March and 20th December.

III. And be it enacted, That between the twentieth day of March and the twentieth day of December in each and every year, it shall not be lawful for any person or persons to haul or drag any Timber, Logs, Masts, Spars, and other Lumber, over any part of the said Land which the said Commissioners may lay off for a Promenade, unless such Timber, Logs, Masts, Spars, or other Lumber, be required for the repair and improvement of the said piece or parcel of Land; and every person or persons shall for each and every offence forfeit and pay a sum not less than five shillings nor exceeding twenty shillings, in the discretion of the Justice before whom the offender shall be prosecuted; which penalties, with costs of suit, shall and may be sued for and recovered in the manner provided in the fourth section of this Act.