

in which such weir or weirs, trap or traps, shall be so erected, and all other persons are hereby fully authorized and empowered, immediately or at any time thereafter, to pull down, remove and destroy such weir or weirs, trap or traps.

5. No person or persons, under any pretence whatever, shall sweep or drift for fish with any net whatever, in any part of the River Miramichi, or any of its branches, under the penalty of \$40 for each and every offence, save and except seining for Bass, which shall commence on the opening of the navigation, and continue until the 1st July in each year, and no longer, and on the 1st of October, and continue until the close of the navigation in each year; but the meshes of such seines shall not be less than five inches, and such seining shall be confined to the North and South West River, and Napan, and shall not extend farther up the said North West River than Dunbar's Point; and in the South West such seining shall not extend farther up than Barnaby Island; and in Napan shall not extend farther up than Dudley Perley's upper line; and also save and excepting seining for Gaspereaux, which shall commence on the opening of the navigation, and continue until the 1st July in each year, and shall be confined to the Main Miramichi River, the North and South West Branches, the Bay du Vin, and Black Rivers; such seining in the Main River shall terminate where the Branches commence; in the South West such seining shall not extend farther up than the lower line of the Parish of Blackville; and in the North West such seining shall not extend farther up than James Johnston's lower line; and in the Bay du Vin such seining shall not extend farther up than the Quarry; and in the Black River such seining shall not extend farther up than the lower line of Archibald Cameron, Junior's lot; the length of seines shall in the North and South West not exceed 80 fathoms, and in the Bay du Vin and Black River shall not exceed 35 fathoms; and no Gaspereaux shall be taken in the Bay, Harbour or River Miramichi, or its branches, or in any other River within the said Districts, after the 1st July in each year, under a penalty of \$20 for each and every offence; also save and excepting seining for Herring; and any person or persons casting a seine under this Rule, shall not allow such seine to remain set, but shall forthwith haul the same, under a penalty of \$12 for each and every offence; provided that no seining be allowed within the District comprised between Moody's Point and the easterly end of Bartibog Island, and up the Bartibog River, under a penalty of \$40 for each offence.

6. No Bass shall be taken or killed in the Bay, Harbour or River Miramichi, or its branches, through the ice, or after such Bay, Harbour, River, or branch shall be respectively frozen over, in each and every year, unless under the following restrictions, viz:—

All nets intended for such fishing, shall not be less than four inches in the mesh, and shall have the name of the owner legibly marked, branded, or scribed, on the pole of his scoop net, and such marks shall be preserved on the same during the fishing season, under a penalty of \$4 per day:

Before any net shall be used for the aforesaid purpose, the owner or owners, person or persons interested in the same, shall cause a memorandum, setting forth the name of the party interested, the circumference of the scoop net, and as near as may be the particular location where the same is intended to be used, to be filed in the Office of the Clerk of the Peace; and the said Clerk shall thereupon forthwith notify the Warden of the District, or the person or persons appointed to protect the Fisheries, of the fact of such net having been registered, for the guidance of such Warden or persons as aforesaid; and any net of a less mesh than four inches, or set before registry, shall be deemed and taken to be illegally used, and the person or persons violating the same, shall forfeit and pay the sum of \$20; and all scoop nets, hoops and handles, and all other implements found in the possession of any person, or on the ice, or which have been used or intended to be used for taking Bass through the ice, not herein provided for, together with all fish found, shall be seized and forfeited, and sold at public auction by the Warden or Overseer, or person or persons appointed to look after the Fisheries; and the proceeds arising therefrom paid into the hands of the Provincial Treasurer; and any person exposing or offering for sale, or selling any Bass taken in violation of this Rule, shall respectively pay the penalty of \$1 for each Bass so killed, taken, exposed, or offered for sale, purchased, or bartered; and all Bass so seized shall be deemed and considered to be illegally caught, and the burthen of disproving the same shall be upon the party from whom the same were taken:

All persons opening holes through the ice for the purpose of taking Bass, under this Rule, shall cause the same to be marked with four evergreen bushes, 6 feet in height; and every person not complying in this respect, shall forfeit and pay the sum of \$12.

7. No Inspector of fish shall under any pretence whatsoever inspect any black Salmon, or Salmon caught out of season, under a penalty of \$20 for each and every offence; and every Inspector shall give notice of such Salmon to an Overseer of the Fisheries of the Parish in which he was

called upon to inspect the same, and also to the person or persons appointed to protect the Fisheries, and also to the nearest Justice of the Peace; and failing so to do shall be subject to a penalty of \$20, and be disqualified from holding the office of Inspector for the two next succeeding years.

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1. No net shall be used for the catch of Salmon or any other fish in the Big Nepisiguit River, above John Swanton Bateman's Brook, or in any of the tributaries of the Big Nepisiguit River, or in the Tettagouche River, or in the Middle River, or in the Little River, under a penalty of twenty dollars against the owner or party using such net, and forfeiture of the net.

2. No net shall be set within the Harbour of Bathurst, or on any Middle Ground, Flat or Channel between the Forks of the Big River Channel and Allston and Carron Points, or within fifty fathoms on either side of the Big River Bridge, under a penalty of twenty dollars against the owner or party using the same, and forfeiture of the net.

3. No net shall be set or seine used within two hundred yards on either side of Little Tracadie River Bridge, or within two hundred yards on either side of the Bridge over the South River of Pokemouche, under a penalty of twenty dollars against the owner or proprietor of any net so set, or the person so using any seine, for each and every offence.

4. All nets shall be set from the shore or edge of the channel toward the thread of the River, and none shall be set upon any Middle Ground; and no net shall extend into any channel of the River in which it may be set, further than one third of the breadth of such channel, under a penalty of ten dollars.

5. Before any Salmon net shall be set in the Big Nepisiguit River, the owner or person interested in such net shall cause a memorandum in writing, setting forth the name of the owner or person interested, the length of the net, and its particular intended location, to be filed in the office of the Clerk of the Peace, who shall thereupon grant a certificate of the facts; and any net set before such registration, shall be deemed to be illegally set, and liable to forfeiture.

6. All nets for the catch of Gaspereaux in the Rivers of Pokemouche or Tracadie, and their several branches, shall be set with the stream up and down the River, and not at an angle with the stream; and if any net shall be set contrary to this Regulation, the owner or person using the same shall be liable to a penalty of four dollars, and he shall also be liable to pay the charges and expenses of removing the same, which it shall be the duty of the Overseer of the Fisheries, or Warden, forthwith to do; provided nevertheless, that from the first day of August until the first day of December in each year, nets for the catch of Bass may be set at any angle with the stream or current of such Rivers, not however to extend into any channel more than one third the breadth of such channel.

7. In the River of Pokemouche no nets for the catch of Gaspereaux shall be set from Etienne Arseneau's shore to Rivers' shore, so as to impede the free course of fish going up the South River; and all nets set otherwise shall be deemed to be illegally set, and shall be liable to be seized and forfeited, and the owner or owners, or persons using the same, shall be liable to a penalty of four dollars for each day the same may be set.

8. Bass or Gaspereaux shall not be taken in the River of Caraquet, or in Saint Simon's Inlet, by seining; and no seine shall be used for the catch of Bass or Gaspereaux in the said River or Inlet, under a penalty of twenty dollars for each and every offence.

9. No Gaspereaux shall be caught or taken after the fifteenth day of July in each year, under a penalty of twenty dollars against the party violating this Regulation; and the pickets in the Rivers of Pokemouche and Tracadie, and their several tributaries, shall be drawn and removed by the twentieth day of July in each year, under a penalty of four dollars a day against the owner or party who had used the net for which such pickets were driven.

10. When any fish weir, trap, or other stationary device shall be erected contrary to any Rule or Regulation, it shall be the duty of the Overseer of the Fisheries or Warden to pull down and demolish such weir, trap, or other stationary device; and the owner or party who had erected the same, shall be liable to a penalty of twenty dollars, and also to the expense of pulling down and demolishing the same; and when any other infringement or violation of any of these Rules and Regulations shall come to the knowledge of the Warden or Overseer of the Fisheries, it shall be his duty forthwith to prosecute the delinquent as the Law directs; and it shall be also the duty of such Overseer of the Fisheries or Warden, to seize any net or nets found set or being contrary to these Rules and Regulations, or any of them, and to set free any fish found therein, and remove such net to a place of safety, and advertise the same for the space of six days in three of the most public places in the Parish, and then sell such net by public auction.