

joining Parish convenient to the place of finding, and may there impound the same; or any field driver may impound or keep the same on his own or any other convenient and suitable premises; and such proprietor or field driver shall forthwith advertize the taking and impounding of the animal or animals aforesaid, and of the sale thereof at public auction, unless redeemed as hereinafter provided, by notice signed by the proprietor or field driver posted ten days before the day named for the sale, in the same manner as is provided for the posting of notices of meeting in the third Section of this Act, which notice shall contain a full description of the animal impounded and of the place where the same is detained, and of the time and place of sale; and if, before the time of sale, the penalty imposed by this Act be not paid, together with the expenses of seizing and impounding such cattle, horses, sheep, swine, or goat, and keeping, feeding and advertizing the same, the fees for which services shall be the same as are already prescribed by Act of Assembly in case of impounded cattle, it shall be lawful for the proprietor or field driver to sell the same at public auction to the highest bidder, and out of the proceeds of sale deduct the penalty, costs, charges and expenses, and the balance (if any) pay over to the owner if he demands the same within fifty days after the sale, or if he fails to do so, then to the Overseers of the Poor of the Parish in which such animals shall be found, for the benefit of the poor of said Parish.

9. Any person turning on cattle or other animals upon the District which do not belong to any proprietor, or turning on cattle or other animals belonging to a proprietor, such proprietor not being entitled to have the same running at large, shall for each and every offence be subject to a penalty not to exceed the sum of eight dollars as the District may by bye law determine.

10. All officers appointed under this Act, except field drivers, shall be proprietors in the District, and on refusal or neglect to serve, and for every breach of duty, shall be liable to a penalty not exceeding eight dollars as the District by bye law may determine, and be recovered and applied as provided in the eighth Section of this Act.

11. A copy of all rules, regulations and bye laws made under the provisions of this Act shall be filed with the Clerk of the Peace for the County of Queen's, and a copy of such rules, regulations and bye laws so filed, certified by the Clerk of the Peace, shall be evidence of such rules, regulations and bye laws in all cases arising under this Act.

12. All fences required to be erected on the upper line of the said District shall, at the request of any officer appointed by the District for the purpose, or at the request of the adjoining proprietor made upon the Treasurer of the District, be put up and erected, one half by such adjoining proprietor and the other half by the District, and in case of a dispute arising or a refusal by either party to erect as required, application may be made to the nearest Fence viewer and the case dealt with under the provisions of Chapter 61, Title viii, of the Revised Statutes, 'Of Fences, Trespasses and Pounds,' and the several Acts in amendment thereof, and it shall be lawful for the proprietors at their own expense to erect and keep up a gate across the highway at the upper line of the District between the fifteenth of September and the fifth of November of each year.

13. The Governor in Council may by notice in the Royal Gazette require the proprietors of the District to provide

against cattle running at large upon any public highway passing through the District; and it shall be optional with the proprietors to carry out such requirements either by the erection of fences or by the prohibiting of cattle running at large altogether in the said District.

14. The operation of the Act of Assembly thirty fourth George the Third, Chapter 9, intituled *An Act for preserving the Bank of the River Saint John in front of the Parishes of Margerville, Sheffield, and Waterborough*, shall, so far as it relates to the said District, be suspended between the fifteenth day of September and the fifth day of November in such years as the proprietors shall in the exercise of the discretion conferred upon them by this Act, permit cattle to run at large in the District; and Act of Assembly thirty sixth Victoria, Chapter sixty six, intituled *An Act to regulate the government of certain Intervale Lands in the County of Queen's*, and also all other Acts of Assembly, Bye Laws or Regulations heretofore in force in the said District with respect to line fences and cattle running at large, shall be and the same are hereby repealed so far as they relate to or affect the said District.

CAP. LII.

An Act relating to the Marsh at Richibucto Village and Richibucto Cape in Richibucto, in the County of Kent.

Sec.	Sec.
1 Proprietors to erect, &c. all necessary fences.	3 Where fences to be erected, &c. Commis'srs to give public notice.
2 Commissioners, when and by whom elected.	4 If proprietors neglect to erect fence, &c., penalty.

Passed 8th April, 1874.

WHEREAS it is deemed necessary that lawful fences should be kept up around the Marsh at Richibucto Village and Richibucto Cape in the Parish of Richibucto, in the County of Kent;—

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

1. The proprietors of the said Marsh may and shall erect and keep in repair a lawful fence around or across the said Marsh, where the same may be deemed necessary by a majority of the owners of the said Marsh, and may also erect and keep in repair a lawful fence on each side of any road running through the said Marsh, as may be deemed necessary by a majority of the owners of said Marsh.

2. The ratepayers for the Parish of Richibucto shall at the same time and place, and in the same manner as Parish officers are elected, elect three persons, being proprietors of the said Marsh, as Commissioners of the said Marsh, which Commissioners shall be confirmed by the Sessions; and in case of the ratepayers neglecting to elect, shall be appointed by the Sessions in like manner as other Parish officers are confirmed or appointed; and any such Commissioner or Commissioners refusing or neglecting to perform the duties of such office, shall for each offence forfeit forty shillings.

3. The said Commissioners, for the purpose of erecting or repairing the said fences, shall duly notify the proprietors of the said Marsh to attend, and at the time in the said notice mentioned, shall view the place where the proposed erection or repair is to be made, and shall determine how much thereof each of the said proprietors shall erect or repair, as the case may be, having due regard to the quantity and quality of the land of each person, and shall give notice to each of the said proprietors of their determination.

4. If any proprietor, after fifteen days notice of such determination, shall neglect to erect or repair his portion of the