

any uncollected accounts or taxes in their hands to the Treasurer of the said Town as soon as they are notified of others being appointed in their stead.

70. The Town of Upper Mills as incorporated by this Act, shall be considered a Town separate and apart from the Town of Saint Stephen, Milltown, and Parish of Saint Stephen, for all purposes of taxation, except those defined in Section sixty-four of this Act.

71. A copy of any bye law or bye laws made by the said Corporation, certified by the Town Clerk to have been carefully compared with the original or originals, as the case may be, and to be true copy or copies thereof, shall be received as evidence of such bye law or bye laws in all Courts within this Province.

CAP. LXI.

An Act to further continue and amend the Act to incorporate the Meduxnikik Boom Company.

Sec.	Sec.
1 Title of Act.	furnish men to drive and sort lumber.
2 Act revived.	7 Prize logs, how distributed.
3 Boom, where kept.	8 Boom Master by whom appointed;
4 Time gap in Boom shall be kept open; when gap may be closed; owners of two thirds of lumber may notify Boom Master to keep Boom open.	Boom Master to be sworn to faithful performance of his duty; penalty for neglect.
5 Channel to be kept open from Boom to River St. John.	9 Compensation to Boom Master.
6 Lumber on which no boomage shall be charged; owners to	10 Annual meeting, when held.
	11 Notice of meeting to be given.
	12 Names of officers to be published.
	13 Act and parts of Act repealed.

Passed 8th April, 1874.

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

1. This Act shall be called "The Meduxnikik Boom Company Amendment Act."

2. An Act made and passed in the eighth year of the Reign of Queen Victoria, intituled *An Act to incorporate the Meduxnikik Boom Company*, be and the same is hereby revived, continued and declared to be in force until the first day of June in the year of our Lord one thousand eight hundred and ninety, subject however to the provisions of this Act.

3. The Boom of the said Company erected under the provisions of the Act of Incorporation, shall be kept or continued at or about the same place where it is at present.

4. The boom shall be maintained with an open gap of thirty feet in the centre or channel of the river, such gap to be kept open at all times of days between the hours of five o'clock A. M., and seven o'clock P. M., except when the height of water in the river at the boom may be so great as to render it impossible or impracticable in the judgment of the boom master to sort the logs while passing through the boom, and when in the judgment of the boom master it would be unsafe or imprudent, owing to the height of water in the Saint John River, to run the logs into the said river; provided that the boom shall not remain closed as above, during the day time, for a longer period than two days in the whole in the spring, and two days in the whole in the fall, in any one year, during the time that the lumber is being driven in such river; the term 'day' as used in this proviso being taken to mean the hours of the day during which the boom is to remain open as herein before provided for, and fractional parts of a day during which the boom shall remain closed upon said two days, or any part of the same, shall be counted as part of the two days; and provided further, that if during said two days the owners of two-thirds of the lumber cut on

the waters of the Meduxnikik, or its branches or tributaries, during the season, and coming down the river, shall in writing by themselves or their agents request the boom master to keep the passage in the boom open, he shall forthwith open the same, and shall not again close the same under the powers above given during the remainder of the day until the hour of seven P. M., or until the expiration of any shorter time named in the notice; and provided further, that the boom at the place of opening shall at all times when required be opened for the passage of boats, rafts, and other conveyance; and provided also, that all persons getting out lumber on the Meduxnikik River or its branches shall, during the season of lumbering, and before the ordinary stream driving begins, make out and deliver to the boom master a written statement of the quantity of logs, timber or other lumber gotten out by them, together with the marks put upon the same, which statement shall be made under oath, and the boom master shall be guided by such statements in determining when the boom shall be opened by him during the aforesaid two days, as to the owners of two-thirds of the lumber so requesting him to open said boom for any portion of said two days as aforesaid.

5. From the gap in the boom down the channel of the river to its mouth at the Saint John River, an open space of at least thirty feet in width shall at all times be allowed and maintained for the running of logs and other lumber free from any piers, side booms or other structure of the said Company.

6. No boomage shall be chargeable by the said Company for logs or other lumber intended to be driven into the Saint John River; but it shall be the duty of the several parties who own or control lumber running and being driven down said stream, and intended to be put into the Saint John River during the running or driving season, and when required by the boom master, to furnish a sufficient number of men to be employed upon the boom to pass and sort the logs through the same, under the direction of the boom master, as rapidly as possible; and in case the several parties, or any of them, owning or controlling the logs or other lumber as aforesaid, shall neglect or refuse to do so, the boom master is hereby empowered to hire and employ men and furnish all things necessary for the purpose; and the same parties owning or controlling the logs, or other lumber as aforesaid, shall be liable to pay the boom master pro rata, according to the number of logs or pieces owned by each, all costs, charges and expenses of sorting and running the same out of the said boom, and the proportion of expenses which each proprietor of logs, or other lumber as aforesaid, is liable to pay shall be determined by the boom master; and the boom master shall have a lien upon all logs or other lumber of any owner neglecting or refusing to pay the said charges or expenses for such charges and expenses; but nothing in this Act shall affect the right of the Boom Company to charge, and they are hereby empowered to charge the boomage upon all logs or other lumber conveyed or intended to be conveyed, or sorted or run through the said boom to the mills now erected or hereafter to be erected between the said boom and the mouth of the Meduxnikik River, as provided for in the sixth Section of the Act of Assembly eighth Victoria, Chapter forty nine.

7. Prize or unmarked logs shall be fairly and equitably distributed, under the direction of the boom master, among