

peared before me, the undersigned A. B. of _____, C. D. of _____, and E. F. of _____, and acknowledged themselves to be jointly and severally indebted to the Queen in the sum of two hundred and fifty dollars, upon condition that if A. B. shall at all times for the space of seven years from the date hereof, indemnify and save from all charges whatever, the Parish of _____, for or on account of the support of a bastard child charged against one G. H. by the said A. B., the mother of the said child, then this recognizance to be void, otherwise to be in full force and effect.

Taken and acknowledged before me,

J. P.

CAP. XXV.

An Act relating to the office of Sheriff.

Sec. 1 Allowance to Sheriffs for summoning Juries and attending Court.

Sec. 2 Sec. 10, Cap. 131, Title xxxiv, repealed.

Passed 10th April, 1875.

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

1. The Justices in Sessions in unincorporated Counties, and the Municipality in incorporated Counties, shall allow the respective Sheriffs summoning Grand and Petit Juries for the year, such reasonable compensation, not less than twenty dollars for each Court at which such jurors are summoned, and not less than four dollars per day for attendance by such Sheriff at such Court, the said attendance to be certified by the presiding Judge or Chairman of the Sessions, as the case may be, to be paid by order on the County Treasurer or Secretary-Treasurer, as the case may be.

2. Section 10, Chapter 131, Title xxxiv, of the Revised Statutes, 'Of the office of Sheriff,' is hereby repealed.

CAP. XXVI.

An Act relating to Easements.

Passed 10th April, 1875.

WHEREAS doubts have arisen as to whether by the law of this Province a person can, by erecting a building with windows overlooking the land of another, acquire, by the mere user of light and air through such windows for twenty years, a presumptive right to the enjoyment of such light and air, so as to prevent their being obstructed by the erection of buildings or structures on such adjoining land;—

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

That no person who has erected or may hereafter erect any buildings with windows overlooking the land of another, nor his heirs or assigns, shall acquire or be held to have acquired, by the mere user of light and air through such windows, any right so as to prevent the erection of any building or other structure on such adjoining land; provided that nothing herein shall deprive any person of any rights or easement that it may be adjudged that he may have acquired at a time previous to the passage of this Act, under the law as it existed previous hereto, or with any writ or proceedings now pending.

CAP. XXVII.

An Act for the allotment of Dower to Widows out of the Estates of their deceased Husbands.

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- 1 Person to whom widow may apply by petition for admeasurement of dower.
- 2 When petition and notice shall be served upon heirs or owners of lands.
- 3 Notice, how served and upon whom.
- 4 When heirs or owners are minors without guardians, Court to appoint.
- 5 Notice of application and other notices, upon whom served.
- 6 When widow may be required to make demand of dower, and by whom.
- 7 If widow do not make demand of dower, heirs, &c. may do so by petition.
- 8 Copy of petition of heirs, &c. to be served on widow.
- 9 When admeasurement of dower for whole tract may be made.
- 10 Where application made by widow or heirs, &c. Court may order ad-

Sec.

- measurement of dower; when admeasurement may be suspended.
- 11 If admeasurement suspended, Court to appoint Commissioners to make admeasurement.
- 12 Commissioners to be sworn.
- 13 When Court may appoint other Commissioners.
- 14 Duties of Commissioners.
- 15 Court may enlarge time for Commissioners to report.
- 16 When Court may amend or confirm report.
- 17 After thirty days, admeasurement &c. if confirmed, to be binding unless appealed from.
- 18 When appeal shall be stay of proceedings.
- 19 Valuation, when confirmed, to be a lien upon lands.
- 20 When widow may apply for writ of possession.
- 21 Power of Sheriff when executing writ of possession.
- 22 Acts and parts of Acts repealed.

Passed 10th April, 1875.

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

1. Any widow may apply by petition for the admeasurement of her dower to any Justice of the Supreme Court sitting in Equity, specifying therein the lands in which she claims dower.

2. A copy of such petition, with notice of the time when it will be presented, shall be served at least twenty days previous to its presentation, upon the heirs of her husband, or if they are not the owners of the lands subject to dower, then upon the owners of such lands claiming a legal or equitable freehold estate therein, or their guardians when any such heirs or owners are minors.

3. Such notice may be served personally on any party of full age, or upon the guardians of minors, or by leaving the same with any party of proper age at the last residence of such party, or guardian in case of his temporary absence, and if any such heir or owner be resident out of the Province, the service of such notice may be upon the tenant in actual occupation of the lands, or if there be no tenant, then by publishing the same for three weeks in the Royal Gazette.

4. When such heirs or owners are minors, and have no guardian, the Court on application of the widow shall appoint some discreet and substantial freeholder as guardian of such infants, for the sole purpose of appearing for and taking care of the interests of such infants in the proceedings.

5. Notice of the application for the admeasurement of dower, and all notices in the subsequent proceedings, shall be served on such guardian, whether the infant reside within this Province or not.

6. After the expiration of forty days from the death of the husband, his heirs or any of them, or the owners of any land subject to dower claiming a legal or equitable freehold estate therein, or the legal guardians of any such heirs or owners, may by notice in writing require the widow of such husband to make demand of her dower within ninety days after the service of such notice of the lands of her deceased husband, or of such parts thereof as shall be specified in such notice.

7. If such widow shall not make her demand of dower within the time specified in such notice, by commencing a suit or by an application for admeasurement as herein pre-