

CAP. L.

An Act to authorise the Justices of the Peace in and for the City and County of Saint John, to erect a building in the said City, for a common Gaol and House of Correction, and to raise a sum of money for erecting and completing the same.

Passed 16th March 1836.

Power given to contract for erecting a Gaol and House of correction, for a sum not exceeding £4,000.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the City and County of Saint John at any General Sessions of the Peace hereafter to be holden, or at any Special Sessions to be for that purpose convened, or the major part of them so assembled, be and they are hereby authorised and empowered by themselves or by one or more committees of management for that purpose to be appointed to contract and agree with able and sufficient workmen for erecting and finishing a building within the said City, suitable and proper for a common gaol and house of correction, for such sum and sums of money not however exceeding in the whole the sum of four thousand pounds, and in such manner and form as shall be approved of by the said Justices.

Justices in General Sessions empowered to borrow £3,000.

II. And be it further enacted, That the said Justices at any General Sessions of the Peace for the said City and County, be and they are hereby authorised and empowered to borrow such sums of money as may from time to time be required for the erecting and completing of the said building, not exceeding in the whole the sum of three thousand pounds, to be paid off and discharged in manner hereinafter mentioned, the same to be taken in loans of not less than one hundred pounds, and that certificates or notes in the following form, or to that effect, shall be prepared and delivered to the persons from whom such loans may be obtained, viz :—

Number.

City and County of Saint John, ss : These are to certify that (*here insert residence and addition of lender*), hath lent and advanced to the Justices of the Peace for the said City and County the sum of one hundred pounds currency, which sum is payable to him or his order, together with interest at and after the rate of — *per centum per annum*, pursuant to an Act of Assembly made and passed in the sixth year of the reign of His Majesty King William the Fourth, intituled *An Act to authorise the Justices of the Peace in and for the City and County of Saint John, to erect a building for the common Gaol and House of Correction in the said City, and to raise a sum of money for erecting and completing the same.*

Dated the — day of — in the year of our Lord one thousand eight hundred and thirty —.

By order of the Sessions.

A. B. presiding Justice.

C. D. Clerk.

Which same certificates or notes shall be signed by the Justice presiding at the said Sessions and countersigned by the Clerk, and shall be respectively numbered according to the time in which the same may be made and issued, and a memorandum thereof shall be duly entered by the Clerk in the minutes of the said Court.

Certificates or Notes to be negotiable.

III. And be it further enacted, That the said certificates or notes shall be negotiable in the same manner as promissory notes; and that the holders thereof shall be entitled to receive interest from the same annually, to be paid by the Treasurer of the said County out of the assessments hereinafter mentioned.

IV.

IV. And be it further enacted, That it shall and may be lawful for the said Justices of the Peace of the said City and County, and they are hereby authorised and required, to make a rate and assessment each and every year of such sum of money, besides the charge for assessing and collecting, as will discharge the interest of the loan contracted by virtue of this Act, until the total amount of the loan and all interest thereon heretofore obtained by virtue of the Act of Assembly made and passed in the ninth year of the reign of His late Majesty King George the Fourth, intituled *An Act to authorise the Justices of the Peace of the City and County of Saint John to raise a sum of money for completing the Court House of the said City and County*, is fully paid off and discharged; and from and after the time of the payment and discharge of the total amount of such loan so contracted by virtue of the same Act, it shall and may be lawful for the said Justices, and they are hereby authorised and required to make a rate and assessment of not exceeding four hundred pounds in each and every succeeding year, besides the charge for assessing and collecting, for the purpose of discharging the principal and interest of the loans contracted by virtue of this Act, until the same shall be paid off; all which said several sums of money are to be assessed, levied, collected and paid in such proportions, and in the same manner as any other County rates for public charges are or may be assessed, levied, collected and paid under and by virtue of any Act or Acts which at the time of making such assessments may be in force in the Province, for the assessing, levying and collecting of rates for public charges.

V. And be it further enacted, That the monies so to be assessed as aforesaid, shall from time to time be applied, after discharging the yearly interests due on the several loans contracted by virtue of this Act, to the payment of the principal sums mentioned in such certificates or notes in due order according to the numbers, beginning with number one; and that the Treasurer of the said County shall from time to time give one month's public notice by advertisement in one of the newspapers published in the said City, for calling in such and so many of the certificates or notes as he is prepared to pay off, specifying the numbers in such advertisement, and that from and after the expiration of the time named in the said notice the interest on such certificates or notes shall cease.

VI. And be it further enacted, That the said County Treasurer shall be entitled to have and retain the sum of one pound *per centum* on every one hundred pounds for his services, in receiving and paying the said monies so to be assessed under the provisions of this Act and no more.

An annual assessment to be made until the loan under 9 G. 4. c. 2, be paid off; and thereafter after an assessment of not exceeding £400 *per annum* to be made to discharge loan under this act.

To be assessed as other County rates.

Money to be applied after payment of interest to the discharge of the principal according to the numbers of the notes.

Notice of calling in notes for payment to be given.

County Treasurer to have one per centum for his services.

CAP. LI.

An Act relating to the limitation of personal actions.

Passed 16th March 1836.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That all actions of debt for rent upon an indenture of demise, all actions of covenant or debt upon any bond or other specialty, and all actions of debt or *scire facias* upon any judgment or recognizance, and also all actions of debt upon any award where the submission is not by specialty, and all actions for penalties, damages or sums of money given to the party grieved by any Statute or Act of Assembly now or hereafter to be in force, that shall be sued or brought, shall be commenced and sued within the time and limitation hereinafter expressed and not after; that is to say, the said actions of debt for rent upon an indenture

Limitation of action of debt on specialties &c.

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