

‘ next his said premises, and all further devastation stayed ; and it seems reasonable that such loss should be proportioned upon and among such of the neighbouring premises as may have been in danger thereby ;’

Justices in General Sessions may assess a portion of the Parish of Portland, to reimburse William Kilpatrick for the pulling down of his house.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace for the City and County of Saint John, at any General Sessions of the Peace hereafter to be holden, if they shall be satisfied the circumstances of the case require it, to issue their Warrant of Assessment directed to the Assessors of Taxes for the said Parish, requiring them to assess such persons being owners of any houses, stores, warehouses, workshops, mills, foundries or other buildings, situated in the vicinity of such fire, as to the said Justices may seem just and meet, regard being had in making up such assessment to the relative value of the buildings so to be assessed, and the benefit derived to the owners thereof, from the pulling down of the House of the said William Kilpatrick for such sum of money for the reimbursing the said William Kilpatrick for the pulling down and destruction of his premises hereinbefore mentioned or such part thereof, together with the expenses of assessing and collecting, as they may deem expedient ; such assessment to be made by such rateable proportion on the value of the said property as will produce the sum so ordered to be assessed ; and when assessed, the same to be levied, collected and paid over to the said William Kilpatrick, and the Assessors and Collectors respectively in like manner as any of the County Rates, under and by virtue of any Act or Acts of Assembly made or to be made in this Province : Provided always, that nothing in this Act contained shall give power to the said Justices to make an assessment for the purpose aforesaid, exceeding in amount the sum of sixty pounds.

Assessment not to exceed £60.

CAP. XXII.

An Act to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt.

Passed 11th April 1843.

Justices authorized to assess not exceeding £750, to pay off contingent and other County expenses.

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 therein, be and they are hereby authorized and empowered to make such rate and assessment of any sum not exceeding seven hundred and fifty pounds, as they in their discretion may think necessary and proper, for the purpose of paying off the balance due by the said City and County for contingent and other County expenses ; the same to be assessed, levied, collected and paid agreeably to any Act or Acts made or to be made for assessing, collecting and levying of County Rates.

CAP. XXIII.

An Act to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the Inhabitants thereof for a loss sustained by Angus M'Affee in consequence of the Fire in Portland in August, in the year one thousand eight hundred and forty one.

Passed 11th April 1843.

Preamble.

‘ **W**HEREAS by the Petition of Angus M'Affee, of the Parish of Portland, County of Saint John, Tinsmith, verified by a number of Magistrates and others residing in the said Parish and City of Saint John, the said Angus M'Affee appears to have had his Shop and Warehouse situate in the said Parish ‘ pulled

‘ pulled down by the Public Authorities, in order to stop the further spread of
 ‘ the Fire which happened in August, in the year one thousand eight hundred
 ‘ and forty one, but which was arrested before reaching his said Premises, and all
 ‘ further devastation stayed, and it seems reasonable that such loss should be pro-
 ‘ portioned among such of the neighbouring premises as may have been in danger
 ‘ thereby;’

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace for the City and County of Saint John, at any General Sessions of the Peace hereafter to be holden, if they shall be satisfied the circumstances of the case require it, to issue their Warrant of assessment directed to the Assessors of Taxes for the said Parish, requiring them to assess such persons, being owners of any Houses, Stores, Warehouses, Workshops, Mills, Foundries or other Buildings situate in the vicinity of such Fire, as to the said Justices may seem just and meet, regard being had in making up such assessment to the relative value of the buildings so to be assessed, and the benefit derived to the owners thereof from the pulling down of the House of the said Angus M’Affee, for such sum of money for the reimbursing the said Angus M’Affee, for the pulling down and destruction of his premises herein before mentioned, or such part thereof, together with the expenses of assessing, levying and collecting the same, as they may deem expedient; such assessment to be made by such a rateable proportion on the value of the property of the Proprietors as aforesaid, as will produce the sum so ordered to be assessed, and when assessed, the same to be levied, collected and paid over to the said Angus M’Affee, and the Assessors and Collectors respectively, in the same manner as any other County Rates are collected, levied and paid under and by virtue of any Act or Acts of Assembly made or to be made in this Province: Provided always, That nothing in this Act contained shall give power to the said Justices to make an assessment for the purpose aforesaid, exceeding in amount the sum of fifteen pounds.

Justices in General Sessions may assess a portion of the Parish of Portland to reimburse Angus M’Affee for the pulling down of his House.

Assessment not to exceed £15.

CAP. XXIV.

An Act to amend the Laws now in force relating to Highways.

Passed 11th April 1843.

‘ **W**HEREAS by the twenty ninth section of an Act made and passed in
 ‘ the fifth year of the Reign of His late Majesty William the Fourth,
 ‘ intituled *An Act to repeal all the Laws now in force for regulating, laying out and*
 ‘ *repairing Highways and Roads, and for appointing Commissioners and Surveyors*
 ‘ *of Highways in the several Towns and Parishes in this Province, and to make more*
 ‘ *effectual provision for the same,* it is provided that the Surveyors of Highways
 ‘ respectively, by the direction of the Commissioners or any of them, shall have
 ‘ full power and authority, and they are thereby required during the Winter
 ‘ season to summon such and so many of the Inhabitants having a horse, horses,
 ‘ oxen or teams in their respective Districts, as they in their discretion shall think
 ‘ fit, to make Roads in the Snow, whenever the depth of Snow shall render the
 ‘ same necessary, not exceeding four days in each Winter, and at no greater
 ‘ distance than three miles from their own houses: And whereas it is deemed
 ‘ necessary to extend the provisions of the said Section to compel the calling out
 ‘ of all persons to break Roads, although they may not be in possession of a horse,
 ‘ horses or teams; for remedy whereof,’

Preamble.

5 W. 4, c. 2.