

II. And be it enacted, That for the purpose of paying off the amounts which may be borrowed by this Act, as well as the sums borrowed under the before mentioned Act, it shall and may be lawful for the said Justices, and they are hereby authorized and required, instead of the sum of five hundred pounds authorized to be assessed by the fourth section of the before mentioned Act, to make a rate and assessment of the sum of seven hundred and fifty pounds, besides the charge for assessing and collecting the same, to be assessed, levied, collected and paid in the same manner as is provided in and by the before mentioned Act, and to be applied and appropriated by the said Justices, first in paying off the annual interest which may accrue on the said respective loans, and any surplus in reducing the principal in the manner provided in and by the before mentioned Act.

Assessment of £750 and expenses to be made annually to pay off the Loans.

III. And be it enacted, That the Treasurer of the County of Saint John shall be entitled to the sum of one pound five shillings per centum for his services in receiving and paying all the monies ordered to be assessed by and under the provisions of this Act, and no more.

Compensation to the Treasurer.

CAP. LXXIII.

An Act to facilitate the Settlement of Accounts between the Justices of the Peace for the City and County of Saint John and John R. Partelow, Esquire, late County Treasurer.

Passed 27th March 1845.

WHEREAS certain differences and disputes have arisen and are depending between the Justices of the Peace in and for the City and County of Saint John and John R. Partelow, of the same City, Esquire, late Treasurer of the County of Saint John aforesaid, relative to the Public Accounts of the said County: And whereas it is deemed advisable that power should be given by Law, to enable the said Justices to refer and submit the said matters in dispute to arbitration;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the said Justices, at any General Sessions of the Peace in and for the said City and County, or at any Special Sessions to be for that purpose called and holden by an order of Sessions to be by them passed and entered on their Minutes, to order and direct a reference to be made to arbitration of the said Accounts in dispute, to such persons and in such manner and upon such terms and conditions as to them the said Justices may seem fit, and as may be agreed upon mutually between them and the said John R. Partelow; and to this end the said Justices are hereby empowered, by the style and designation of 'The Justices of the Peace of the City and County of Saint John,' to enter into, conclude and execute, under the Seal of the Court of Sessions for the City and County of Saint John, and the signature of the Clerk of the Peace for the said City and County, and in the same style and designation to receive from the said John R. Partelow, any such agreements, bonds, covenants or other writings as may be requisite to submit and refer the said Accounts in dispute to arbitration as aforesaid, in such manner and in such terms as may be agreed upon mutually between the parties.

Justices in Sessions authorized to refer Accounts in dispute with J. R. Partelow to arbitration.

Bonds, &c. may be entered into.

II. And be it enacted, That the award to be made in pursuance of such arbitration shall be binding and obligatory upon the said Justices and the said John R. Partelow respectively; and it shall and may be lawful for the said Justices to bring and institute any action or proceeding on the said bond and award, or either of them, against the said John R. Partelow, his Executors or Administrators, in any Court or Courts of Record in this Province, under the style and designation

Award to be binding on both parties.

Justices may institute an action on the award or otherwise settle the same.

Sum awarded to J. R. Partelow to form a debt chargeable on the County contingent expense fund.

Operations under Act 9 G. 4. c. 2, exempted from this Act.

of 'The Justices of the Peace for the City and County of Saint John,' to enforce performance of such bond, award or otherwise, and to settle the same with the said John R. Partelow, his Executors and Administrators, as in the discretion of the said Justices, they may deem expedient; and in case any sum or sums of money shall be found and awarded to be due and owing to the said John R. Partelow, the same shall form and become a debt due by the said County to the said John R. Partelow, and shall be payable to him, and be borne and chargeable upon any funds in the hands of the County Treasurer for the time being, applicable to the payment of the contingent expenses of the said County: Provided always, and be it enacted, that nothing in this Act contained shall extend or be construed to extend to any sum or sums of money, accounts, prosecutions, suits, matters or things arising out of the operation of a certain Act of Assembly, intituled *An Act to authorize 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.*

CAP. LXXIV.

An Act to lay a Tax on Dogs in a certain part of the Parish of Newcastle, in the County of Northumberland.

Passed 27th March 1845.

Tax imposed for Dogs kept in a specified District in Newcastle Parish.

Rate.

Collector to be appointed.

To be sworn, and liable to same penalties as other Parish Officers.

Owners to affix collars with their names on their Dogs.

Penalties.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the first day of May next, there be imposed and levied the following Tax or Duty yearly and every year on all Dogs which shall or may be owned or kept by any person residing on the front Lots in the Parish of Newcastle, which lie between French Fort Cove and the lower line of the Lot now occupied by William M'Allister, that is to say: For one Dog, provided the person keeps but one, the sum of five shillings; for two Dogs owned or kept by one person in or about the same house, the sum of fifteen shillings; for three or more Dogs owned or kept by one person or in or about the same house, the sum of thirty shillings; the said Tax or Duty to be paid by the person owning or keeping such Dog or Dogs.

II. And be it enacted, That the Justices of the Peace for the said County of Northumberland, at their General Sessions, or at any Special Sessions to be for that purpose holden, be and they are hereby authorized and required to appoint a fit person to be Collector of Dog Tax in the said Parish of Newcastle, who shall be sworn to the faithful discharge of his duty, and shall be liable to all the pains and penalties for neglect of duty or refusal to serve as any other Town or Parish Officer or Officers are now liable to by the Laws now in force.

III. And be it enacted, That it shall be the duty of all persons residing within the limits prescribed in the first section of this Act, and who shall own or keep any Dog or Dogs, to affix a Collar on the neck of each and every such Dog, with the name of the owner or keeper plainly and legibly marked thereon; and that all Dogs found going at large within the limits aforesaid, and owned or kept by any person or persons residing within the same, after the said first day of May next, without such Collar and name as aforesaid, shall be liable to be killed and destroyed by the said Collector of Dog Tax, or by any Constable of the said Parish: Provided always, that in case the owner or keeper of such Dog or Dogs so found going at large as aforesaid, without such Collar and name, contrary to the true intent and meaning of this Act, shall be known, that then he or she shall be liable to pay a fine of ten shillings, (in addition to the Tax,) to be recovered and applied as hereinafter mentioned.

IV.