

and refusal thereof, the said Corporation shall be fully authorized to extend the said street through such land in the same manner as if the owner had consented thereto.

Expenses of the extension to be paid from moneys raised by this Act.

15. All moneys which may be required for the extension of the said street shall be paid by the Chamberlain of the said City, together with all costs and expenses which may be therein incurred, out of the moneys to be raised by virtue of this Act, by orders of the Common Council upon the Chamberlain.

Assessment authorized to make up any difference between the annual receipts and interest.

16. In case any deficiency shall exist between the net annual income arising from the said wharves and improvements erected and made under this Act, and the annual interest due upon the said Debentures, in any such case it shall and may be lawful for the said Mayor, Aldermen and Commonalty of the City of Saint John, in Common Council convened, and they are hereby required to order an assessment of such sum of money on the eastern side of the Harbour of the said City, as shall amount to and make up such deficiency, and every such assessment shall be assessed, levied and raised agreeably to the several Acts now in force or hereafter to be in force for assessing, levying and raising County, Town or Parish Rates, and when collected shall be paid into the hands of the Chamberlain of the said City, to be applied to the sole purpose of paying off such deficiency of interest; provided that no greater sum than four hundred and sixty pounds, with the costs and charges for levying and collecting the same, shall be levied in any one year under the authority hereby given.

CAP. XII.

13 V. c. 5.

An Act to continue and amend an Act intituled *An Act for the better extinguishing of Fires which may happen in the City of Saint John.*

Passed 18th February 1852.

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

13 V. c. 5, s. 11, repealed.

1. The eleventh section of an Act passed in the thirteenth year of the Reign of Her present Majesty, intituled *An Act for the better extinguishing of Fires which may happen in the City of Saint John*, is hereby repealed.

Annual assessment of £750 and expenses, authorized to defray the expenses of the Fire Department.

2. The Common Council of the City of Saint John are hereby authorized once in every year, including the present year, before the tenth day of April in each year, to make a rate and assessment upon the said City not exceeding the sum of seven hundred and fifty pounds in any one year, besides the charges for assessing, levying and collecting the same, for the purpose of defraying the necessary expenses of maintaining the Fire Department of the City, and preserving the same in an efficient state; and the said sum shall be assessed, levied, collected and paid in such proportions and in the same manner as any County taxes, rates, charges or expenses can or may be assessed, levied, collected or paid under and by virtue of any Act or Acts which at the time of making such assessments may be in force for assessing, levying and collecting of County rates and taxes, and when collected, shall be paid into the hands of the Chamberlain of the City for the purposes of this Act, and of the said recited Act, and no other use or purpose whatever.

City Chamberlain to keep separate accounts of moneys received and disbursed under this Act.

3. The Chamberlain shall keep a separate and distinct account of all moneys received by him in respect of the said assessment, and shall apply and appropriate the same from time to time upon the orders of the Common Council, and as they shall direct, for the purposes aforesaid, and shall in every year make out a full, complete and detailed account under oath, to be taken before a Justice of the Peace, made up to the thirty first day of December, with vouchers of moneys received

received and paid by him on the said account, and shall, without delay, thereafter file such account and vouchers in the Common Clerk's Office.

4. This Act and the said recited Act, except so far as the same is hereby altered or repealed, shall continue and be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and sixty. Act 13 V. c. 5, continued.

Not Republished

CAP. XIII.

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 Margaret Griffin, in consequence of a Fire in Portland in September in the year one thousand eight hundred and fifty one.

Passed 18th February 1852.

WHEREAS by the Petition of Margaret Griffin, of the Parish of Portland, County of Saint John, Widow, verified by a number of Magistrates, Firewards and others residing in the said Parish and City of Saint John, the said Margaret Griffin appears to have had her dwelling house and shop, situate in the said Parish, pulled down by public authorities in order to stop the further spread of the fire which happened in September in the year one thousand eight hundred and fifty one, but which was arrested before reaching her said premises, and all further devastation stayed, and it seems reasonable that such loss should be proportioned among such of the neighbouring premises as may have been in danger thereby;

Preamble.

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, 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, work shops, 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 Margaret Griffin, for such sum of money for the reimbursing the said Margaret Griffin for the pulling down and destruction of her said premises hereinbefore 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 Margaret Griffin 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 fifty seven pounds, besides the costs and charges of assessing, levying and collecting the same.

Justices in General Sessions authorized to assess certain proprietors for the damage sustained by pulling down M. Griffin's house.

Not Republished

CAP. XIV.

An Act to amend an Act intituled *An Act to provide for laying down of Common Sewers in the City of Saint John.* 14 V. c. 13.

Passed 18th February 1852.

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