

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 This Act and the said recited Act, except so far as the same is hereby altered or repealed, shall continue and be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and sixty.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

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:—

Act 14 V. c. 13,
s. 2, in part re-
pealed.

1. So much of the second section of a local Act passed in the fourteenth year of Her present Majesty's Reign, intituled *An Act to provide for laying down of Common Sewers in the City of Saint John*, as provides that no rate or assessment shall be made for any sewer or drain under the provisions of that Act, unless the same shall be not less than five feet high in the clear, and not less than three feet in width in the clear, is hereby repealed.

Drains and Sewers
to be as directed by
the Common
Council.

2. Notwithstanding anything contained in the said second section, all drains and sewers to be laid down under the provisions of the said Act, shall be of such size and dimensions as the Common Council in their discretion may direct.

See N. L. Vol. 1, Page 140

CAP. XV. *Post. Reparatum*

An Act for the better extinguishing of Fires which may happen in the Parish of Portland, in the County of Saint John.

Passed 18th February 1852.

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

Firewards of the
Portland Fire Dis-
trict may appoint
firemen as pre-
scribed by
13 V. c. 30, s. 6;

1. The Firewards of the Portland Fire district as now or hereafter to be defined, may appoint any number of Firemen, not exceeding sixty for each Engine, in the manner directed by the sixth section of the Act of Assembly passed in the thirteenth year of the Reign of Her present Majesty, intituled *An Act to consolidate and amend the Laws relating to the local government of Counties, Towns and Parishes in this Province*.

Also a Hook and
Ladder Company,
and may make
regulations for
them;

2. The said Firewards may appoint a company of Hook and Ladder men for the said Portland fire district, not exceeding twenty men, who shall be entitled to the same privileges as firemen, and may establish regulations for their guidance and control; and may also nominate suitable persons to form a Fire Police for the said Parish, and submit their names from time to time to the Justices of the Peace in Sessions for confirmation; and on a fire breaking out, the Fire Police shall immediately repair to the place where the fire may be, and protect all property which may be either removed or being removed, to preserve the same from destruction or damage; and for that purpose shall and may, within the Fire District, have full power to enter any house, or on any lands and premises connected therewith, and prevent all depredations thereon, and arrest or remove and convey to the common gaol, or any watch house, or police station, or other place of confinement, any person who may be found committing or attempting to commit any felony or any breach of the peace, or any idle or disorderly person, or any person who shall intermeddle with any such property, or shall refuse when required to assist either in carrying water or obeying any other command of such fire policeman, or other person having authority for the purpose of extinguishing the fire or preserving property; and any one or more of the said fire policemen, taking with him or them a Justice of the Peace for the City and County of Saint John, may enter any dwelling house, store, out-house or erection of any kind, or any yard or other land and premises, and search for goods and chattels or articles of any description, stolen or suspected to have been stolen at or during the continuance of the said fire, or missing in consequence of such fire; and the said goods and chattels or articles to convey or cause to be conveyed to some safe place of deposit, or to leave the said goods with the said Justice or any other Justice, to be dealt with according to law; and the said fire policemen to remain in office during the pleasure of the Justices in Session.

Also a Fire Police.

Duty of Fire
Police.

Power.

Possession for forty
eight hours, with-
out notice, of goods,
&c., lost at a fire

3. Whenever it shall appear that any person has had in his possession any goods, chattels or articles of any description whatever, which may have been stolen,