

Streets in that part of the City of Saint John on the Western side of the Harbour, and upon the fund arising from the rents, issues and profits of the lands on the said Western side of the Harbour, known as the West side Common Land Fund, in the proportions and amounts following, that is to say, the interest on the said Debentures shall be a charge on the said yearly assessment for Streets, and shall be paid out of the moneys received by the Chamberlain from such assessment; and the said Mayor, Aldermen and Commonalty of the City of Saint John shall set apart and apply the sum of one hundred dollars from the moneys arising from the said Street assessment in each year, and the sum of one hundred dollars from the said West side Common Land Fund in each year to form a Sinking Fund, which is to accumulate from year to year during the said term of twenty years, for the payment of said Debentures, and shall immediately after the expiration of said term of twenty years be appropriated to the payment of said Debentures, and shall not be used or applied to any other purpose whatsoever.

6. The moneys forming the said Sinking Fund shall from time to time, as the Common Council may direct, be invested by the Chamberlain, in the name of the Chamberlain of the City of Saint John, in good public or landed securities, as the Common Council may from time to time approve; and the sums so invested, and the securities therefor, and the interest thereon, shall be held by the Chamberlain in trust for the purposes of this Act.

7. Any deficiency of the said Sinking Fund to provide for the full payment and satisfaction of the said Debentures shall, in the last year of the said twenty years herein mentioned, be raised, levied and assessed in addition to the ordinary Street assessment for such year, upon that part of said City of Saint John on the Western side of the Harbour, and the inhabitants thereof.

CAP. LXXIV.

An Act relating to Paved Sidewalks in the City of Saint John.

Section

- 1 Corporation authorized to pave sidewalks on eastern side of Harbour.
- 2 How to be paid for.

Section

- 3 Holder of renewable lease to be assessed.
- 4 Mode of recovery.
5. When sidewalk to be laid down.

Passed 17th June 1867.

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

1. It shall and may be lawful for the Mayor, Aldermen and Commonalty of the City of Saint John, from time to time, as they may deem it expedient, to provide, lay and place stone flag pavements, with stone curbings, or planking, or such other material as the Common Council of said City may from time to time determine, on the sidewalks and footpaths in such streets or parts of streets within the City of Saint John on the Eastern side of the Harbour, as the Common Council may from time to time direct.

2. One moiety or half part of the costs and expenses of providing and laying the said stone flag pavements and curb stones, or sidewalks of plank, or of such other material as the Common Council may from time to time determine, in front of each and every lot wherever the said Common Council may direct as above mentioned, shall be borne and paid by the owners in fee of the several lots or parts of lots in front of or along which the said pavement or other material shall be laid; and one moiety or half part, by order of said Common Council, out of the fund arising from the general yearly assessment for Streets on said Eastern side of the Harbour.

3. When any lot or part of lot is held under lease for a term of years, with a covenant for renewal of such term, the rate or assessment shall be made upon the person or persons having the legal estate and interest in the said term, and not upon the owner in fee.

4. The Common Council of the City of Saint John shall, by resolution, order and direct what the amount or sum of money is which shall be paid by the owner in fee or leaseholder for renewable term as aforesaid in each case; and upon such order and direction being made, the Receiver of Taxes for that part of the City of Saint John on the Eastern side of the Harbour shall give ten days notice thereof in the same manner as for any assessment for City rates; and if such sum be not paid according to such notice, the said Receiver of Taxes shall issue executions to recover the same, in like manner and as nearly as may be in similar form as is provided for the recovery of the assessments for City rates

and taxes under the Saint John City Assessment Act of 1859, and the several Acts in force in amendment thereof and in addition thereto; and under such execution, the Marshal who shall execute the same may levy upon any goods and chattels found upon the land and premises in front of which such pavement or material for sidewalks shall be laid; and all goods and chattels on said land and premises shall be chargeable with said sum, and may be sold under levy to satisfy such execution and costs; provided that in case the goods of any person who may not be personally liable to pay such amount shall be taken or sold under execution as aforesaid, such person shall be entitled to recover the amount he may pay and damages he may sustain from and against the person or persons who may have been legally liable to pay the same, or may deduct such amount from any rent due or that may accrue in case of tenancy.

5. That no sidewalk shall be laid down in any street under this Act, until resolution of the Common Council authorizing such work be published in a public newspaper issued in the City of Saint John, for the space of four weeks previous to any such work being commenced.

CAP. LXXV.

An Act relating to the Saint John Bridge Bonds.

The Governor in Council authorized to settle.

Passed 17th June 1867.

WHEREAS by an Act passed in the fifth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to incorporate sundry persons by the name of the Saint John Bridge Company*, the said Company were authorized to erect a Bridge across the River Saint John, near the Falls of the said River at its mouth: And whereas to assist the said Corporation to erect the said Bridge, a loan of six thousand pounds out of Her Majesty's Casual and Territorial Revenue of the said Province, was made to the said Company: And whereas by bond bearing date the thirteenth day of July in the year of our Lord one thousand eight hundred and thirty six, and made by John Robertson, John Walker, William H. Street, Hugh Mackay, and Edward L. Jarvis, to His said late Majesty, in the penal sum of six thousand pounds, conditioned that if the said Saint John Bridge Company or