

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

their successors should well and truly pay to such person or persons, officer or officers, as should be directed to receive the same by order of the Lieutenant Governor or person administering the Government of the Province of New Brunswick, the sum of three thousand pounds, together with the interest thereon, at the rate of six per cent. per annum, on the first day of January after the date of the said bond, then the said obligation should be void, otherwise to remain in full force: And whereas by a certain other bond, bearing date the first day of November in the year aforesaid, and made by Ralph M. Jarvis, George D. Robinson, Thomas L. Nicholson, Charles Hazen, William Hammond, and Peter Besnard, to His said late Majesty, in the penal sum of six thousand pounds, conditioned that if the said Bridge Company or their successors should well and truly pay to such person or persons, officer or officers, as should be directed to receive the same by order of the Lieutenant Governor or person administering the Government of the said Province, the sum of three thousand pounds, together with the interest thereon, at the rate of six per cent. per annum, on the first day of January one thousand eight hundred and thirty eight, then the said obligation to be void, otherwise to remain in full force: And whereas after the said Company had expended a large sum of money towards the erection of the said Bridge, the same fell and was totally destroyed, and the money so expended was lost to the stockholders, and the said Company has also failed to pay the amount so borrowed: And whereas the said several bonds have become forfeited, and the amounts due thereon still remain unpaid, and the enforcement of the payment of the whole sum due thereon would be attended with great inconvenience and injury, and it is expedient that the Governor in Council should have power to settle, compromise, cancel or release the debts due on the said bonds, and on such terms as they may deem equitable and just;—

Be it therefore enacted by the Governor, Legislative Council, and Assembly,—That the Governor in Council may settle, compromise or release the said debts, or either of them, in such way as they may deem just and equitable; or may settle, compromise or release any one of the said obligors without affecting the rights of the Crown as against any co-obligors to the said bonds.