

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1853. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1853.

16 Victoria – Chapter 40

An Act to authorise and empower the Justices of the Peace of the County of York to raise by loan a sufficient sum of money to enable them to erect a new Court House in the said County. Patted 3rd May 1853.

Whereas a new Court House is required in the County of York; and whereas it is expedient to authorise the Justices of the Peace for the said County to raise by loan a sum not exceeding three thousand pounds to be applied to the erection of such Court House;

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

1. That it shall and may be lawful for the Justices of the Peace for the said County, at any General or Special Sessions of the Peace to be holden for the said County, to raise by loan a sum of money not exceeding three thousand pounds, for the purpose of erecting a new Court House for the use of the said County, to be paid off and discharged in the manner hereinafter mentioned, the same to be taken on loans of not less than fifty pounds, and that Debentures in the following form, or to that effect, shall be prepared and delivered to the person or persons from whom such loan may be obtained, viz:—

Number

County of York, ss.

These are to certify, that [here insert name, residence, and addition of lender,] hath lent and advanced to the Justices of the Peace for the said County of York, the sum of _____ pounds currency, which sum is payable to him, (or her, as the case may be,) together with lawful interest, pursuant to an Act of Assembly made and passed in the sixteenth year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to authorise and empower the Justices of the Peace of the County of York to raise by loan a sufficient sum of money to enable them to erect a new Court House in the said County of York.*— Dated the _____ day of _____ in the year of our Lord one thousand eight hundred and fifty _____.

By order of the Sessions.

C. D. Clerk.

A. B. Justice of Common Pleas.

Which said Debentures shall be signed by one of the Justices of the Inferior Court of Common Pleas and of the Peace for the said County, and countersigned by the Clerk, and shall be respectively numbered according to the time at which the same may be made and issued, and a

memorandum thereof shall be submitted by the Clerk at the next General Sessions, and the same to be entered on the Minutes of the said Court.

2. The moneys so authorised to be borrowed by the said Justices, shall from time to time be paid to and received by the Treasurer of the said County, and shall be paid out by him from time to time when required, by order of the General or Special Sessions, in such sums as may be necessary for the purposes of this Act; and the said County Treasurer shall at every General Sessions of the Peace for the said County, render a just and true account, and on oath if required, of the sums of money received and paid by him on this account, separate and distinct from his other accounts.

3. The holders of such Debentures shall be entitled to receive interest for the same annually, not exceeding six per cent, to be paid by the Treasurer of the County out of the assessments hereinafter mentioned, upon the orders of the said General Sessions, to be made in manner hereinafter mentioned.

4. It shall and may be lawful for the said Justices of the Peace for the said County, and they are hereby authorised and required to make a rate and assessment not exceeding the sum of five hundred pound in the present year, and a rate and assessment of a like sum in each and every succeeding year, besides the charge for assessing and collecting, for paying off and discharging the loans contracted for the purpose hereinbefore mentioned, by virtue of this Act, until the same shall be paid off; the said several sums to be assessed, levied and collected in such proportions, and in the same manner as any other County rates for public charges can or may be assessed, levied and collected, under and by virtue of any Act or Acts of the Assembly made or to be made for assessing, levying and collecting County rates for public charges as aforesaid, and when collected shall be paid into the hands of the said County Treasurer for the purposes of this Act.

5. The moneys to be assessed as aforesaid, shall from time to time be applied, after discharging the yearly interest due on the several principal sums mentioned in the said Debentures, in due order, according to the number, beginning with number one, and that said County Treasurer shall, when, so often as he may be directed by the said General Sessions of the Peace, give one month's public notice, by advertisement in one of the newspapers published in the City of Fredericton, for calling in such and so many of the Debentures as the said Justices are prepared to pay off, specifying the numbers in such advertisement, and the same by and under such orders as aforesaid, shall pay off accordingly, and that from and after the expiration of such notice, the interest on such Debentures shall cease.

6. The said County Treasurer shall be entitled to the sum of one pound five shillings per centum for his services on receiving and paying all the moneys ordered to be assessed by and under the provision of this Act, and no more.