

3. Any two Justices of the Peace for the said County, shall and may appoint a fit and proper person residing within the limits of the said Parish of Hammond, as Clerk, for the election of Parish Officers, agreeably to the provisions of the said recited Title, for the first year after this Act comes into operation.

4. Provided always, that nothing in this Act contained shall extend or be construed to extend to prevent the recovery of any Parish or other dues, assessments, taxes, penalties, fines or moneys whatsoever, which may be due, incurred, forfeited or unpaid when this Act shall go into operation, but the same shall and may be paid and recovered in like manner as if this Act had not been made.

CAP. XLI.

An Act to authorize the General Sessions of the Peace for the County of Westmorland to convey the Public Wharf at the Bend, in the Town of Moncton, to Her Majesty the Queen, for Railway purposes.

Conveyance to the Queen of a Wharf authorized.

Passed 6th April 1858.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That the General Sessions of the Peace for the County of Westmorland shall have power, and are hereby authorized to convey to Her Majesty the Queen, in fee simple, the Public Wharf at the Bend, in the Town of Moncton, in the County of Westmorland, for Railway purposes.

CAP. XLII.

An Act to revive and continue an Act intituled *An Act to continue and amend an Act to regulate Dockage, Wharfage and Cranage in the City of Saint John and in the Parish of Portland.*

Act 18 V. c. 41, revived and continued.

Passed 6th April 1858.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That an Act made and passed in the eighteenth year of the Reign of Her present Majesty, intituled *An Act to continue and amend an Act to regulate Dockage, Wharfage and Cranage in the City of Saint John and in the Parish of Portland*, be and the same is hereby revived and continued until the first day of May in the year of our Lord one thousand eight hundred and sixty.

CAP. XLIII.

An Act to enable the Corporation of the City of Saint John to effect certain improvements on the Streets in the said City.

Section.

1. Authority to borrow money for purposes of this Act.
2. Debentures to be negotiable and bear interest.
3. Receipt and disbursement of the money borrowed.

Section.

4. Authority to contract for, or employ persons in improving streets, &c.
5. Money borrowed, on what chargeable, and how to be paid off.

Passed 6th April 1858.

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

1. It shall be lawful for the Mayor, Aldermen and Commonalty of the City of Saint John, and they are hereby authorized notwithstanding any thing contained in an Act of Assembly made and passed in the ninth year of the Reign of Her present Ma-

jesty Queen Victoria, intituled *An Act relating to the Public Debt of the Corporation of the City of Saint John*, or an Act made and passed in the seventeenth year of Her said Majesty's Reign, intituled *An Act relating to the Public Debt of the City of Saint John*, to borrow such a sum of money as may be considered advisable for the purposes of this Act, not exceeding in the whole the sum of five thousand pounds, in loans of not less than one hundred pounds each, and to issue Debentures to the lender or lenders thereof, with or without Coupons for interest, in such form as may by them be deemed expedient, which Debentures shall be sealed with the Common Seal of the said Corporation, and signed by the Mayor and Common Clerk, and consecutively numbered according to the times at which they shall be issued, and a record of the same shall be entered by the Common Clerk in the Minutes of the Common Council.

2. The said Debentures shall be negotiable in the same manner as promissory notes payable to bearer, and the respective holders thereof shall be entitled to receive interest upon the same semi-annually, at a rate not exceeding six per cent. per annum, to be paid by the Chamberlain as hereinafter provided.

3. All moneys loaned to the Corporation under this Act shall be paid by the lenders thereof to the Chamberlain, and shall be paid out by him to the contractors or workmen who shall be employed agreeably to the provisions of this Act, upon the orders of the Common Council.

4. The Common Council may contract for the cutting down, raising, levelling, or improving of any street or streets in the City of Saint John on either side of the Harbour, or may employ any number of labourers and workmen upon any of the said streets, or in providing or preparing materials for the improvement thereof, who shall be paid out of the funds hereinbefore provided.

5. The moneys borrowed under the provisions of this Act shall be a charge upon the ordinary yearly assessments for streets, provided for in and by the Act of Assembly made and passed in the seventeenth year of the Reign of Her present Majesty Queen Victoria, intituled *An Act relating to the repair or the repairs of Streets in the City of Saint John*, on the east and west sides of the Harbour respectively, in proportion to the expenditure on either side as follows, that is to say, such part or portion of the said street assessments as shall be necessary to pay the interest as it becomes due on the whole of the moneys borrowed under this Act, and five hundred pounds of the principal shall be set apart every year by the Common Council out of the said assessments *pro rata* according to amounts expended on the east and west sides respectively, until the whole of the said principal money so borrowed, and interest, shall be fully paid, and shall be used and applied to such purpose and none other; and the Chamberlain shall, when and so often as he may be directed by the Common Council, give one calendar months public notice, by advertisement in one or more of the Newspapers of the said City, for calling in such and so many of the Debentures as the Common Council are prepared to pay off, specifying the numbers in such advertisement, beginning with number one, and the same by and under such orders aforesaid shall pay off accordingly, and from and after the expiration of such notice, the interest on such Debentures shall cease.