

**PUBLIC** Notice is hereby given, That we, the undersigned, have been duly appointed Trustees for all the Creditors of the Estate and Effects of Marks Downie, late of Chatham, in the County of Northumberland, Tavern Keeper, an absconding Debtor, and have been duly sworn: All persons indebted to the said Marks Downie will on or before the first day of March next, pay to us, or either of us, all sums of money they owe to the said Marks Downie; and all persons having any effects of the said Marks Downie in their hands or custody, will deliver the same to us, or either of us, as aforesaid: and we require all the Creditors of the said Marks Downie, on or before the first day of April next, to deliver to us, or some one of us, their respective accounts and demands against the said Marks Downie, that justice may be done to the parties.—Dated this twenty eighth day of December, A. D. 1857.

JOHN MACDOUGALL, }  
W. MUIRHEAD, } Trustees.  
WM. J. FRASER, }

### LAND SALE.

**T**O be sold at Public Auction, by the undersigned, on Friday the thirtieth day of April next, at twelve o'clock, noon, at the County Court House in Fredericton, pursuant to a Decree of the Court of Equity in a case of Catherine M'Donald and others, Plaintiffs; and James S. Jewett, Defendant:—

A LOT of LAND containing one hundred acres, more or less, situated on the west side of the Hardwood Ridge Road, being part in the Parish of Northfield, and County of Sunbury, and part in the Parish of Canning, in Queen's County, known as the eastern half of Lot No. 18, in Deputy M'Donald's Survey in 1832, and being the Land described in a Mortgage from James S. Jewett, to Alexander M'Donald, dated the fifteenth August 1842.

Terms made known on application to the undersigned, or to James R. Currie, Esq., the Plaintiffs' Solicitor.—Dated at Fredericton, the nineteenth day of January, 1858.

JOHN C. ALLEN, Barrister at Law.



BY AUTHORITY.

ANNO VICESIMO PRIMO VICTORIÆ REGINÆ.

### CAP. VI.

An Act in addition to and amendment of an Act intituled *An Act to authorize that part of the City of Saint John, called Carleton, to obtain Water from Spruce and other Lakes, and the Mayor, Aldermen, and Commonalty of the said City, to issue Scrip to defray the expenses of so doing.*

- Section.
- Preamble; 18 V. c. 6.
  1. Salary of Commissioners.
  2. Two Commissioners may act.
  3. Adoption of plans, and prosecution of works.
  4. Sewers with branches, construction and assessment.
  5. Act not to affect existing Contracts.
  6. Superintendent of works and other officers, appointment of.
  7. Damages, payment and ascertainment of.
  8. Execution upon judgments against the Commissioners.
  9. Style and title for suits, &c.
  10. Fuel, materials, salaries, &c. whence payable.
  11. Assessments for what, on whom, and when to commence.
  12. Rates and assessments, levy and collection of.
  13. Assessments to bind property: recovery.

- Section.
14. In lieu of a Sale, a Memorial of Assessment may be registered.
  15. Books of Accounts; detailed statements; and audit.
  16. Compensation of Auditors.
  17. Water charges, regulation of.
  18. Water charges to be paid to the City Chamberlain, to meet interest.
  19. Sale of Carleton Water Scrip by the City Corporation.
  20. Property in, and injury to works.
  21. Protection in exercise of office.
  22. Liability of the Commissioners.
  - 23, 24. Accounts by subordinate officers; dismissal, and other remedies.
  25. Arrest of officers about to abscond.
  26. Certain parts of 18 V. c. 6, repealed.
  27. Commissioners may make bye laws.
  28. Assessment for the payment of the Water Scrip.

Passed 12th March 1858.

WHEREAS an Act made and passed in the eighteenth year of the Reign of Her present Majesty, intituled *An Act to authorize that part of the City of Saint John, called Carleton, to obtain Water from Spruce and other Lakes, and the Mayor, Aldermen, and Commonalty of the said City, to issue Scrip to defray the expenses of so doing*, has been found defective and insufficient for the purposes for which the same was designed and passed; for remedy thereof,—

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

1. The Commissioners appointed under the said Act shall be paid for their services as such, a salary not exceeding one hundred pounds currency each per annum.

2. All and singular the rights, powers, authorities, privileges and functions of the said Commissioners, under and by virtue of the said recited Act, shall and may at any time be exercised and discharged by the joint assent and authority of the said three Commissioners, or of any two of them; and every order, direction, warrant, contract, agreement, document, or other

instrument in writing, relating to the doing of any matter or thing whatsoever within the scope of the authority and within the intent and meaning of the said recited Act, of the said Commissioners, shall be valid and effectual to all intents and purposes, if signed with the names and in the respective proper hand-writing of any two or more of such Commissioners.

3. The Commissioners are hereby authorized and empowered, with all convenient speed to adopt and carry into effect all such plans, operations, measures and works, for supplying the inhabitants of Carleton aforesaid with water, as they may deem meet and advisable. The extent to which such plans, operations and works shall be carried out, and the specific area or portion of the whole extent of Carleton aforesaid, in, over or through which such works and operations shall be carried on at any one time, or within any given period of time, being wholly in the discretion of the said Commissioners, (not exceeding in cost the sum of twenty five thousand pounds, as provided for in the said recited Act), and to be from time to time determined upon, as to them may seem meet and expedient.

4. The Commissioners shall, as soon as they may deem it practicable and expedient, construct and lay down through and along the several Streets of Carleton aforesaid, good and sufficient sewers, with proper branch drains and pipes for such houses as they may from time to time deem fit to receive the same; and all such branch drains shall be laid down and fitted at the public expense from the main sewer to the line of the street, or in case of back sewerage, to the rear line of each dwelling or tenement, but it shall not be compulsory on the said Commissioners to expend or lay out any part or portion of the funds or moneys raised or to be raised under and by virtue of the said recited Act, or of this Act, or for the constructing or laying down of any such sewers, branch drains or pipes; provided, however, that when and as often as the inhabitants, or owners of property (or a majority thereof) of or in any particular street, alley or square in Carleton aforesaid, shall petition or request the said Commissioners to lay down and construct any such sewer and sewerage works as aforesaid, the said Commissioners shall forthwith proceed to lay down and construct such works, and shall make an assessment upon all the inhabitants of, or owners of property in or upon such street, alley or square, and upon all the real and personal estate, situated, or lying in or upon, or fronting upon such street, alley or square, in such proportions as the Commissioners shall