

between the hours of seven o'clock P. M. and six o'clock A. M., lying or lurking in any highway, yard or other place, and not giving a satisfactory account of himself or themselves; and also to take into custody, without warrant as aforesaid, any person who shall, within the limits of the aforesaid district, be charged by any other person with committing any aggravated assault, in every case in which the said Constable shall have good reason to believe that such assault has been committed, although not in view of the said Constable, and that by reason of the recent commission of the offence a warrant could not have been obtained for the apprehension of the offender, in order that such person may be secured till he can be brought before a Justice of the Peace within the said district, to be dealt with according to law.

4. The Justices of the Peace residing within the said district shall, in addition to the powers they now possess, be invested with and shall exercise and execute all other duties and powers as shall be in this Act specified, or in any regulations now or may hereafter be made by the General Sessions, as provided for in this Act.

5. The Justices of the Peace for the said County, at their General Sessions in April in each and every year hereafter, are hereby authorized to make a rate and assessment for a sum not exceeding one hundred dollars for any one year, to defray the expenses of supporting and maintaining said Police establishment, such assessment to be levied and collected on the inhabitants and property residing and being within the limits of said district; such sum shall be assessed, levied and paid agreeably to any Act now or which may be in force for assessing, levying and collecting County rates, and when recovered or collected, shall be paid over to the County Treasurer of said County, to be held and applied under the direction of the Justices of the Peace for the said County for the purposes of this Act.

6. The sums of money recovered or received for fines, penalties and forfeitures incurred and paid under and by virtue of any of the provisions of this Act, committed within the limits of the said district of the Parish of Saint Stephen, shall be paid on the first Monday of each month to the County Treasurer.

7. The County Treasurer shall receive all sums of money received by assessment, and all fines, penalties and forfeitures incurred and paid from every Collector, Magistrate, Constable, or other person paying the same for the purposes of this Act, and he shall keep and hold the same as a separate fund for the purposes of this Act, to be paid over by him from time to time under the order of the General Sessions of the Peace for the said County.

8. All fees recovered by any of the Police for performing the duties of Constables, shall be paid over as received to the Magistrate by whose directions he has performed the duty, to be paid to the County Treasurer in the same manner as fines and forfeitures are directed to be paid over.

CAP. LVI.

An Act to incorporate the Saint Stephen's Branch Railroad Company.

Section.

1. Company incorporated.
2. Capital.
3. First meeting, by whom called.
4. Powers of Corporation.
5. Powers of Corporation invested in President, &c.
6. Rates of fares, by whom established.
7. Company to erect & maintain fences.

Section.

8. Annual meeting, when to be held.
9. Shares deemed personal estate, and transferable.
10. General powers of Directors.
11. Company to commence Railway within two years.
12. Lands reserved for Naval or Military purposes exempt without consent of Her Majesty.

Passed 13th April, 1864.

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

1. That William Todd, Freeman H. Todd, Zachariah Chipman, Robert Watson, John Bolton, John M'Adam, James G. Stevens, George S. Grimmer, Samuel T. King, Nehemiah Marks, A. H. Thompson, Thomas H. Maxwell, John Grimmer, Hugh Cullinan, George F. Hill, George A. Boardman, John E. Moore, P. M. Abbot, their associates, successors, and assigns, are hereby made and constituted a body politic and corporate, by the name of "The Saint Stephen's Branch Railroad Company," and by that name shall have all the general powers and privileges made incident to a Corporation by Act of Assembly in this Province, and may sue and be sued, plead and be impleaded, and shall have and enjoy all proper remedies by law and equity, to secure and protect them in the exercise and use of the rights and privileges, and in the performance of the duties hereafter enjoined, and to prevent all invasion thereof in exercising and performing the same; and the Corporation, so soon as the sum of ten thousand dollars of the capital stock shall be actually paid, are hereby authorized and empowered to locate and construct, and finally complete, alter and keep in repair a Railroad, with one or more sets of rails or tracts, with all suitable bridges, tunnels, viaducts, turnouts, culverts, drains, and all other necessary appendages, from Saint Stephen, in the Parish of Saint Stephen, in the County of Charlotte, in this Province, over the most practicable route from some terminus or point at Saint Stephen, in the Parish of Saint Stephen aforesaid, to the Saint Andrews line of the Railroad of the New Brunswick and Canada Railway and Land Company, whenever the said Corporation may deem it expedient so to do, and to make such branches thereof as they shall deem proper; and the said Company shall be and are hereby invested with all the powers, privileges and immunities which are or may be necessary to carry into effect the purposes and objects of this Act; and for this purpose said Corporation shall have the right to purchase or take and hold so much of the land and other real estate of private persons or Corporations as may be necessary for the location, construction and convenient operation of said Railroad, and branches thereof, and stations connected therewith; and they shall also have the right to take, remove, and use, for the construction and repair of said Railroad and appurtenances, any earth, gravel, stone, timber, or other materials, on or from the land so taken; provided however, that said land so taken for the route of said Railway, shall not exceed six rods in width, except when greater width is necessary for the purpose of excavation and embankment; and provided also, that in all cases said Corporation shall pay for said lands, estate and materials so taken and used, such price as they and the owner or respective owners thereof may mutually agree upon; and in case said parties shall not otherwise agree, the said Corporation shall pay such damages as shall be ascertained and determined in the same manner and under the same conditions and limitations as are provided by the second Section of the Act made and passed in the thirteenth year of the Reign of Her present Majesty, intituled *An Act relating to the Saint Andrews and Quebec Railroad*, as also for the recovery of the same; and the land so taken by said Corporation shall be held as lands taken and appropriated for Highways; and all applications for damages shall be made within three years from the time of taking such land or other property, and not after.