

the amount annually raised in manner aforesaid for water supply and consumption, a general assessment shall be made by Warrant under the hands and seals of the said Commissioners, or a major part of them, on the whole of the said City on the eastern side of the Harbour, and the inhabitants thereof, and on the said district of Portland and the inhabitants thereof, such district to be assessed and to pay fifteen per cent. of the said deficiency as its proportion, to be levied, assessed, and collected in every respect by the same persons, and as regards the real and personal estate and income of the inhabitants, and also the real estate of non-residents and all other things, the poll rate only excepted, in the same manner as any assessment is now or may be hereafter made by law for levying, assessing and collecting County, Town, or Parish charges; and when collected shall be paid to the said Commissioners, and the remainder of the said deficiency to be levied, assessed and collected on the eastern side of the Harbour of the said City, as any other rate levied or imposed upon the said City under the provisions of the Saint John City Assessment Act of 1859, and the several Acts in amendment thereof; and when collected to be paid to the said Commissioners, provided that the Warrants to be issued by the said Commissioners may be issued in the present year at any time before the tenth day of August, and in all succeeding years on or before the tenth day of May in each year.

7. All and every of the powers, functions, duties, acts and things conferred upon, or required or authorized to be done by the Commissioners appointed or to be appointed under and by virtue of the said Act eighteenth Victoria, Chapter 38, hereinbefore mentioned, and the several Acts in amendment thereof, and this Act, may be exercised, ordered, done and performed by two of the said Commissioners, of whom the Chairman shall be one.

8. The provisions of the fourth Section of the Act twenty sixth Victoria, Chapter 28, shall be held and taken to apply to any rate or rates levied and assessed under or by virtue of the Act eighteenth Victoria, Chapter 38, or under any Act in amendment thereof, or this Act; provided that this Act shall not be construed to confirm, legalize or establish any act or thing done or committed by the said Commissioners, or the Water Company incorporated by Act of Assembly made and passed in the second year of the Reign of King William the Fourth, intituled *An Act to incorporate sundry persons by the name of the Saint John Water Company*, contrary to the true meaning or provisions of any law or laws relating thereto.

9. For the purpose of more fully completing the system of water supply contemplated under the said first recited Act, and the several Acts in amendment thereof, the Commissioners are hereby authorized and empowered to make a further issue of Debentures to an amount not exceeding the sum of one hundred thousand dollars in addition to the amount authorized by the provisions of the said Acts, to be charged, paid and redeemed in the same manner as the Debentures and the interest thereof, issued under the said recited Act, and the Acts in amendment thereof.

10. In addition to the last preceding Section of this Act, the Commissioners are hereby authorized and empowered to make a further issue of Debentures to an amount not exceeding fifty two thousand dollars currency, or ten thousand five hundred pounds sterling, for the purpose of paying and

redeeming the sum of ten thousand five hundred pounds sterling issued by the Commissioners, and becoming due and payable in London on the first day of May one thousand eight hundred and sixty seven.

11. If any person assessed under and by virtue of the said first recited Act, or the Acts in amendment thereof, or this Act, shall not pay the amount for which he is liable under such assessment within thirty days after notice of demand thereof, the Commissioners may have the option to issue execution (A), to be signed by the Chairman, against the person so assessed, which execution may be executed by the Sheriff, or any Marshal of the City of Saint John, or any Peace Officer of the City and County of Saint John; provided always, that the proof of such notice of assessment, and the non-payment of such assessment, shall be verified by the affidavit of the Collector or other officer appointed by the Commissioners for that purpose.

12. It shall be lawful for the said Commissioners by Warrant under their hand and seal, to order the Sheriff of the City and County of Saint John to make sale of the real estate, or such part thereof as may be necessary of the said person so assessed, according to the provisions of the 24th Section of the Saint John Assessment Act of 1859, which sale shall be made and conducted in every respect as directed by said Act, and the said Act shall apply to the said Commissioners of Water Supply and Sewerage in the same manner as the same is now enacted therein with reference to the receiver of Taxes for the said City of Saint John, and to all powers, duties, parties and officers therein mentioned, and applicable to the said receiver of Taxes.

13. The Commissioners shall have power to collect all such water rates and assessments as are unsettled at the time of the passing of this Act, and may give the like notice in respect thereof, and take the same proceedings for the collection thereof, as herein provided for assessments made under this Act, and the Act of eighteenth Victoria, Chapter 38, aforesaid, and the Acts in amendment thereof.

14. It shall be lawful for the Commissioners to collect from agreement customers, for steam mills, manufactories, baths, hotels, and all other agreement customers, quarterly, and if not paid, the Commissioners shall have authority to issue executions in the same manner as any other rates and assessments.

15. Where any streets are mentioned in the Act of eighteenth Victoria, Chapter 38, and the Acts in amendment thereof, the same shall apply and extend to squares, roads, alleys, lanes, courts, places, and all other thoroughfares by whatsoever style or like called, and for the carrying out of the provisions of said Acts, or of this Act, and the Chapter 161, 'Of terms, explanations, and general provisions,' of the Revised Statutes, Title xli, shall apply to the said Acts.

16. If any error in the preparation of the Assessment List by the Commissioners be made, they may at any time before a subsequent rating correct such error in such Assessment List; provided that a record of any such corrections or alterations be forthwith filed in the Common Clerk's office.

17. The provisions of the Act eighteenth Victoria, Chapter 38, Sections fourteen and fifteen, shall extend and apply to all persons and officers employed by the Commissioners for making, preparing and completing any plans for levels, sewerage, properties, and all other plans contemplated and necessary for the carrying out of the said Act and Acts in amendment thereof, and this Act.