

property, toll, income and profits of the said Company, by Section seven of an Act of the General Assembly of this Province made and passed in the twenty ninth year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to incorporate the Fredericton Railway Company*, or by any other Section of the said Act; provided always, and it is hereby declared to be the true intent and meaning of this Act, that should it so happen that there should be no primary mortgage or first charge to the Queen as aforesaid, that then in such case the County Debentures delivered by the said County Council, and the moneys paid by the said City Council as aforesaid, shall attach and stand as a primary mortgage or first charge upon all the property of and belonging to the said Fredericton Railway Company.

4. In order to fix the amount in money advanced and paid by the said City of Fredericton, and the Debentures delivered by the Municipality of the County of York to the said Fredericton Railway Company, the receipt from the President or Treasurer of the said Fredericton Railway Company, of the delivery of the said Debentures by the said County Council, or payment of the money by the said City Council, or a certificate from the President or Treasurer of the said Fredericton Railway Company, stating the number of Debentures received from the said County Council, and money received from the said City of Fredericton, shall be sufficient evidence of such mortgage or charge under this Act; which certificate the said President or Treasurer is required to give upon application made therefor; provided always, that when the said road shall be completed, and the primary or first charge to the Queen, for the benefit of this Province, as provided by the said Act of Assembly, intituled *An Act in aid of the construction of Railways*, shall cease and determine, then and in such case said second mortgage or second charge to the said City of Fredericton and Municipality of the County of York jointly, shall, for the purposes hereinafter mentioned, become a primary mortgage or first charge upon the said line of Railway, stations, station houses, rolling stock and property of every description belonging to the said Fredericton Railway Company.

5. The said second mortgage or second charge in favour of the said City of Fredericton and Municipality of the County of York, is hereby declared to be held solely as a security to the said City of Fredericton and Municipality of the County of York, that the said line of Railway shall be efficiently completed from the said City of Fredericton to Hartt's Mills aforesaid; and when the said second mortgage or second charge shall become a primary mortgage or first charge, the same shall be and remain a continuing security to the said City of Fredericton and Municipality of the County of York, that the said line of Railway as aforesaid shall, for a period of twelve years next after final completion of the Fredericton Railway, or line of Railway as aforesaid, be kept in thorough repair and complete and efficient working order, and used as and for a Railway, and for no other purpose whatsoever.

6. That in case the said Fredericton Railway Company should sell said Railroad to any Government or Railroad Company, the balance, after paying the said Company their subscribed and paid up stock and interest, (if any) shall be paid to the County Council of the Municipality of the County of York, to the extent of the capital or bonus or subsidy given in Debentures by the County Council of the Municipality of the County of York, in conjunction with the City of Fredericton; and that any Government or Railroad Company purchasing said Railroad shall take the same subject to the provisions and conditions of this Section.

7. That the said County Council of the Municipality of the County of York is hereby authorized and empowered to issue Debentures, not exceeding thirty thousand dollars in the whole, in favour of the Fredericton Railway Company, in Debentures of two hundred dollars each, with Coupons attached; time of payment not to be less than five nor more than twenty years from the date of the issuing thereof; the interest to be payable semi-annually.

8. That the said Debentures shall be signed by the Warden and countersigned by the Secretary-Treasurer, and shall have the County Seal attached thereto, and Coupons for the payment of the interest.

9. That the County Council of the Municipality of the County of York are hereby authorized and empowered to make a rate and assessment in each and every year, of a sum of money sufficient to discharge the interest and such part of the principal as shall be necessary to pay and discharge the Debentures as they respectively shall become due, together with the expenses of assessing, levying and collecting the same; all of which several sums of money shall be assessed, levied and collected in the same manner as other County and Parish rates are assessed, levied and collected.

CAP. LXVII.

An Act to incorporate the Saint Andrews Deep Sea Wharf and Railway Company.

Section	Section
1 Company incorporated; when and where Wharf and Railroad may be constructed.	8 Company may sue for assessment.
2 Capital stock; number of Directors; appointment of officers.	9 How to declare.
3 First meeting.	10 & 11 Proof.
4 Bye laws.	12 When shares forfeited and sold.
5 Powers granted to be exercised by Company or their agents.	13 Tolls.
6 Calls, how and by whom made.	14 Annual meeting; choice of Directors; votes; special meetings.
7 Interest on unpaid calls.	15 Shares transferable.
	16 Directors may mortgage property and income of Company.
	17 Entry on reserved lands.

Passed 17th June 1867.

WHEREAS the erection of a Deep Sea Wharf at the Port of Saint Andrews will be of great advantage to the commercial interests of the said Port;—

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

1. That Benjamin R. Stevenson, Charles E. O. Hatheway, George F. Campbell, Robert Stevenson, James R. Bradford, James Russell, their associates, successors, and assigns, are hereby made and constituted a body politic and corporate by the name of "The Saint Andrews Deep Sea Wharf and Railway Company," and by that name shall have perpetual succession, and a common seal, and 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 enjoy all proper remedies by law and in equity to secure and protect them in the exercise and use of the rights and privileges, and in the performance of the duties hereinafter enjoined, and to prevent all invasion thereof in exercising and performing the same; and the said Corporation, as soon as the sum of five thousand dollars of the capital stock shall be actually paid, are hereby authorized and empowered to locate, erect and construct, and finally complete, alter and keep in repair, a Deep Sea Wharf at a point near the western entrance of the Harbour