



BY AUTHORITY.

ANNO TRICESIMO SECUNDO VICTORIÆ REGINÆ.

CAP. LXXXI.

An Act in addition to and in amendment of an Act to provide for the erection of a Public Wharf at Richibucto.

Sec.	Sec.
1 Justices authorized to assess.	with detailed statement of money received and expended.
2 Committee appointed; their duty.	8 Moneys heretofore assessed to be paid to Treasurer.
3 Treasurer to give Bonds.	9 Obstructions to be removed.
4 Contracts, how let.	10 When Committee shall commence construction of Wharf, &c.
5 After completion of Wharf, Sessions to make regulations.	11 Parts of former Act repealed.
6 Per centage allowed Treasurer.	
7 Committee to furnish Sessions	

Passed 21st April, 1869.

WHEREAS the Wharf to be erected as provided in and by the said recited Act, will be on the County ground, and therefore the property of the people of the whole County of Kent; and whereas the Parish of Richibucto in said County has been already assessed for one half of the amount authorized by the said Act;—

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

1. The Justices of the Peace for the County of Kent, or so many of them as shall attend at any General Sessions of the Peace, or at any Special Sessions called for that purpose, to be holden at the Court House in and for the said County, be and they are hereby authorized and required to make a rate and assessment on the several Parishes of Welford, Saint Louis, and Carleton, in the said County, for a sum not exceeding five hundred dollars in addition to the sum already assessed upon the said Parish of Richibucto, for defraying the expense of building and finishing the Wharf in the first Section of the said recited Act mentioned, and for the erection of a Warehouse thereon.

2. The said General or Special Sessions are hereby further authorized and required at the time of levying such assessment, to appoint three fit and proper persons, being residents of the Town of Richibucto, and not being Justices of the Peace for said County, to be called 'The Richibucto Public Wharf Committee;' who shall have the management and control of erecting and finishing the said Wharf and Warehouse according to a plan and specification to be agreed upon and furnished by such General or Special Sessions; and the Committee so appointed shall choose some responsible person who shall be Treasurer, and who shall receive and hold all moneys levied and collected under this Act, and pay the same out from time to time as the said Committee, or any two of them, shall direct in writing for the purposes aforesaid.

3. The Treasurer so selected under this Act shall give a bond in the sum of five hundred pounds, to the Clerk of the Peace of the said County for the time being, for the faithful discharge of his duties, and for the payment of all moneys coming to his hands under this Act according to law; and in case the said bond shall be forfeited, the Clerk of the Peace may in his own name prosecute the same, and all moneys recovered thereon shall be paid to the County Treasurer, subject to the order of such Committee, in the same manner and for the same purposes as the money assessed

and collected by and under the second Section of this Act; such bond to be given, with two sufficient sureties, before the Collector of Rates shall pay over any moneys collected for the purposes aforesaid.

4. All contracts that shall be entered into by such Committee for materials for the said Wharf and Warehouse, and for building the same, shall be let by public auction, of which one months previous notice in writing, published in three public places in each Parish in the said County, shall be given by such Committee, who shall take security for the performance of any and every such contract with sufficient sureties for the performance thereof.

5. Any General or Special Sessions, after the completion of the said Wharf and Warehouse, shall make regulations governing the rates of wharfage and warehousing goods, and for repairing the said Wharf and Warehouse, and for collecting all tolls that may be imposed for that purpose, and may employ and pay a Wharfinger, or may rent the said Wharf and Warehouse annually by auction, at such time as they may appoint, to the highest bidder; provided always, that all moneys accruing therefrom shall be paid to the County Treasurer, and be held by him in the same manner as other County funds.

6. That the Treasurer selected by the Committee under this Act, shall be entitled to retain and keep one per cent. on all moneys assessed and collected under this Act, or which he shall receive by virtue hereof, for his trouble in receiving and disbursing the same.

7. That the said Committee shall at every General Sessions, until the said Wharf and Warehouse are completed, furnish to the Clerk of the Peace for the said County, a full and detailed statement of the money received and expended by them under this Act, to be laid before the said Sessions; and if the said Sessions shall be dissatisfied with the proceedings of such Committee, they may displace them, or any of them, and appoint others in their stead, who shall have the like powers as are given to such Committee under this Act.

8. All moneys heretofore assessed and collected under the said recited Act, by whomsoever held, shall be paid to the Treasurer selected by the Committee appointed under this Act, and be held by him for the same uses and purposes and be applied in the same manner as the moneys assessed and collected under this present Act.

9. The said Committee are hereby authorized and empowered to remove any obstructions or erections that may be in front of the County ground on which such Wharf is to be erected, as mentioned in the said recited Act, and which may interfere with the erection and construction of the said Wharf.

10. That so soon as the moneys authorized to be assessed and collected under the said recited Act are recovered by the Treasurer appointed under this Act, it shall be the duty of the said Committee forthwith to proceed with the construction of the said Wharf and Warehouse, as provided in and by the several provisions of this Act; provided always, that if the said Committee find that materials for building the same cannot be procured in the summer season at a reasonable rate, they may defer the procuring of the same until the next winter after the passing of this Act.

11. Such parts of the said recited Act to which this is an amendment, as are repugnant to and inconsistent herewith, are hereby repealed.