

pect of the said landings, enlargement and improvements, in and by a certain other Act made and passed in the thirty second year of the Reign of Her present Majesty, intituled *An Act to enable the General Sessions of the City and County of Saint John to provide for the payment of the amount remaining unpaid for and on account of the improvements made on the Public Landings at Indiantown, in the Parish of Portland*, shall be ordered and assessed in such proportions and otherwise, as to the amount thereof payable by the said Town or Portland, as provided in the said recited Act; and the warrant for the assessment of the proportion and amount of such assessment payable by the Parish or Town of Portland, by the terms of the said Act, shall be directed to the Assessors of Rates of the said Town, and such proportion and amount shall be assessed, levied and collected in all respects as hereinafter provided in respect of other rates and taxes ordered by the General Sessions of the Peace for the said City and County, to be levied within the said Town, and when so collected shall be paid over to the Treasurer of the said City and County for the purposes of the said recited Act.

#### PORTLAND SLIP.

79. The public slip or landing in the said Town of Portland, extending from the foot of Simonds Street to low water mark, called Thompson's Slip, shall be under the control and direction of the Town Council, who may make rules for the regulation of the same, and wharfage or other dues to be taken thereat; and the said Town Council may from year to year lease the said Slip for the best rents to be obtained therefor, to the use of the said Town, and it shall be the duty of the Supervisor of Roads and of the lessee or lessees of the said Slip, to keep the said public slip clear of all obstructions of every nature and kind whatever, in order that the whole of the said slip or landing may be at all times available for public use as originally intended.

80. No ship, vessel, boat, scow, or other craft, shall be allowed to come into the said public slip last mentioned except for the purposes of discharging or taking in freight, nor shall any raft of timber, logs, knees, deals, boards, spars, or poles, or any single pieces of timber or other lumber as aforesaid, be suffered to be in the said slip upon any pretence whatever, except so much thereof as may be required for immediate use in the adjacent parts of the said Town of Portland, to be immediately hauled to such adjacent parts.

81. Any person or persons who shall bring into the said last mentioned slip any ship, vessel, boat, scow or other craft, or any raft of timber, logs, knees, deals, boards, spars, or poles, or single pieces thereof, contrary to the provisions of the next preceding Section of this Act, shall incur a penalty of eight dollars, and a like sum for each and every day that any of the above descriptions of obstructions shall remain in the said slip; and all of the said penalties shall be recoverable on complaint of the lessee of the said slip, or of the Supervisor of Roads of the said Town, before the Police Magistrate thereof, to the use of the said Town, with costs.

#### CITY ROAD.

82. The City road, so called, between the intersection of the west line of Garden Street, in the City of Saint John, and the Aboideau at the Marsh Creek, and which runs on or adjacent to the dividing line between the said City and the Town of Portland, shall be under the sole control and management of the Town Council of the said Town, who shall have, use and exercise all such powers, rights and privileges in respect thereof, as are vested in the Road Commissioner or Commissioners of Portland, under and by virtue of an Act made and passed in the twenty third year of the Reign of Her present Majesty, intituled *An Act relating to the City road in the City and County of Saint John*, and an Act made and passed in the twenty fourth year of the said Reign, intituled *An Act to amend An Act intituled an Act relating to the City Road in the City and County of Saint John*, subject to the several provisions and restrictions in the said recited Acts contained; and any action hereafter to be brought under the provisions of the said Acts shall be brought in the name of the said Town of Portland.

#### STREETS, &c.

83. The Town Council shall have the sole and exclusive management and control of all roads, bye roads, highways, streets, sidewalks, wharves, docks, slips, ways, lanes, and alleys, within the said Town, and power to open, lay out, regulate, repair, amend, and clean the same, and to put and build drains, culverts and bridges therein, and shall control the expenditure of all Legislative grants for bye roads within the said Town, and of all moneys assessed and collected or expended from the general revenues of the said Town, for and on account of the making, repairing and improvement of any such roads, bye roads, highways, streets, sidewalks, wharves, docks, slips, ways, lanes, and alleys; provided that nothing herein contained shall extend or be construed to extend to authorize the opening of any street, road or highway through the private property of any person or persons, without complying with the provisions of any Act of Assembly providing for compensation therefor; and provided also, that nothing herein contained shall in any way impair, alter or affect the liability to erect and keep in good repair all crossings and bridges across or over any line of railway within the said Town, or to interfere with the powers, rights and privileges of the Commissioners of Sewerage and Water Supply for the City of Saint John on the east side of the Harbour, and a part of the Parish or Town of Portland, in respect of the Water Supply and Sewerage of the said Town.

84. All the provisions of an Act made and passed in the twenty fifth year of the Reign of Her present Majesty, intituled *An Act in amendment and consolidation of the Laws relating to Highways*, and of the several Acts in amendment thereof, except so far as the same are altered by or inconsistent with the terms of this Act, shall extend and apply, and are declared to be in force so far as the same are applicable within the said Town of Portland; provided that the several powers and authorities, rights, privileges and immunities by the said Acts of Assembly vested in the General Sessions of the Peace for the City and County of Saint John, and Commissioners and Surveyors of Roads within the said Town, shall be and the same are hereby vested in the Town Council, to be exercised in such manner and through such officers, agents and persons as they shall prescribe.

85. The Town Council shall make a record of all the Streets within the said Town which are of the full width of fifty feet, and upon which any of the inhabitants actually reside, upon application of any two or more of such inhabitants resident thereon, such application being in writing and accompanied by a plan or survey, in duplicate, prepared by some competent person, of any such Street, in order that all Her Majesty's subjects in the said Town may have the benefit of the work done to improve the Roads and Streets in the said Town; and one copy of every such plan or survey shall in every such case be kept by the Town Clerk, and the other copy thereof filed with the Clerk of the Peace for the City and County of Saint John, as heretofore accustomed.

86. It shall and may be lawful for the Town Council to lay out, record, and establish, all public wharves, and the approaches thereto, in the said Town, as public wharves and approaches, and to keep them at all times free from obstructions; and the said Town Council shall have the same power and authority in respect thereof, as is vested in them in respect of any other public highways; provided always, that such wharves and approaches shall not be of a less width than twenty feet.

87. The Town Council shall have all such powers, rights, and privileges, as are by any Act of Assembly of this Province vested in the General Sessions of the Peace for the City and County of Saint John, or in the Commissioners of Roads of Portland aforesaid, with respect to the "Peoples Street Railway Company," or any Street Railway whatsoever within the limits of the said Town of Portland.

#### SUPERVISOR OF ROADS.

88. The Supervisor of Roads shall, under direction of the Town Council, or any Committee thereof, superintend the work on the roads, bye roads, highways, streets, sidewalks,