

same by distress and the sale of goods, or to award punishment therefor by the imprisonment of the party offending, as may seem discreet and proper in the respective cases, and to regulate the breaking of roads and streets and sidewalks of the said Town in the winter, and to require the owners of horses, sleds and other teams to assist thereat, and to provide for erecting, making and repairing any common sewers, flagging, posts, or pavement of stone, deal, plank or other material, in any public square, street, or place, or for assessing the proprietors or lessees of such real property as may be immediately benefited by such improvement, and to regulate the time and manner in which such assessment shall be collected and paid, and for directing and causing the removal at any time of any future erections, projections or obstructions whatsoever, which may project into or over any public street, square, or road, at the expense of the proprietors or lessees, or of the occupants of the real property on or near which such erection, projection or obstruction may be found; provided that nothing in this Act 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 or Acts of the Province for providing for the awarding of damages to any person or persons who may be injured thereby.

44. At the first meeting of the Council after every annual election, or at any subsequent meeting, the said Council, if they see fit, may nominate and appoint from time to time, for the said Town, any one of the Justices of the Peace residing within the limits of the same to act as Police Magistrate, or may recommend any other person to the Government to be appointed Police Magistrate, and shall instruct and direct all policemen and constables acting under or appointed by the said Council to bring all cases of which said policemen or constables shall have cognizance, or in which they may be called on to act, before the said Police Magistrate, to be dealt with according to law; and all moneys received by the said Police Magistrate, or by any other Magistrate, or by any Councillor acting as such within the limits of said Town, for fines, penalties or forfeitures incurred or paid under the provisions of this Act, or of any bye law made by virtue of the same, or in violation of any statute or common law, shall be paid over by the said Police Magistrate, or such other Magistrate or Councillor acting as such, so far as the same may not be in conflict with existing law whereby returns are required to be made elsewhere, on the first Monday in each month, to the Treasurer of said Town, together with a statement shewing how all such cases brought before such Magistrate or Councillor were disposed of, the amount of fines imposed, whether the same were collected or not, and if not, stating the reason why.

45. It shall and may be lawful for the said Council at any meeting or meetings to be held as hereinafter provided, to direct the raising, assessing, levying, collecting and applying such moneys as may be required for the execution of the powers with which the said Council is hereby invested, and for the maintaining a good and efficient system of police in such manner as may by any bye law of the said Council be provided, either by imposing tolls and rates to be paid in respect to any public works, or in respect to any other matter or thing within the said Town, or by means of any rate or assessment to be assessed or levied on real or personal

property, or both, within the Town, or upon the owners or occupiers thereof in respect of such property, or upon the income of the inhabitants of the said Town derived from any trade, employment, profession or calling within the Province, or upon the polls of the inhabitants, or upon the sale of goods by public auction within the said Town, or upon the capital stock or other trading capital of any bank, banking company, insurance or other trading joint stock Company or Corporation, or upon the agencies of foreign Companies being Companies whose principal place of business is not within this Province; provided that not more money in the whole than five hundred dollars shall in any one year be assessed or levied, or be collected or raised from the said Town, whether by rents or otherwise, in any way or manner whatever by authority of said Council, over and above such amount as may be necessary for the relief of the poor, the support of the fire department, lighting the Town, and making and repairing the streets and roads, and provided also, that the Council may, at their discretion, remit so much of the said rates imposed upon mills and other manufacturing establishments within the said Town as they shall deem just and reasonable, and to borrow money, not exceeding five hundred dollars in any one year, without a two thirds vote by ballot of the ratepayers thereon, and to issue debentures therefor on interest.

46. Immediately upon the annual election of Assessors, as hereinbefore provided, and after they have been sworn into office, the said Assessors shall give public notice of their appointment in one or more of the public newspapers published within the said Town or County of Charlotte, and by public notice in writing, a copy of which shall be posted up in a conspicuous place in each Ward; and any inhabitant or person owning property in the said Town may, at any time within fifteen days after the date of such notice, give into said Assessors, or any one of them, a statement of his property and income in the manner prescribed by the Act relating to the government of Counties, Towns, and Parishes, 1st Revised Statutes, Chapter fifty three, Title eight; and the Assessors, if such statement be attested before a Justice of the Peace, or the Mayor, who are severally hereby authorized to administer such oath, shall estimate or assess the property and income of such person at the amount mentioned in said statement, and no more; and the Assessors, at the expiration of fifteen days as aforesaid, shall proceed to assess or appraise the real and personal estate of the inhabitants of the said Town, and of non-residents having property therein, and the income of the said inhabitants derived from any trade, employment, profession or calling within the Province, (but not from real or personal property), and shall file with the Town Clerk a roll or list of such assessment, to be prepared in such form as the Council may determine, within fifteen days after the expiration of said fifteen days' notice.

47. Whenever the said Council may order any sum of money to be raised by rates or assessment upon the Town as aforesaid, they may appoint one or more of the Assessors then in office to be apportioners of such rates, according to the list so filed by the Assessors with the Clerk.

48. The said Council, by any bye law made for that purpose, shall have power to regulate the time and manner of collecting the rates upon any assessment within the said Town, and to allow a reasonable discount for the prompt payment of such rates, before the list or book shall be placed in the hands of the Collector, and establish a summary method