

purpose of supplying the said Town with gas, oil, or other substances, and for compelling the proprietors or occupiers of real property to allow such work to be done, and to permit such fixtures as may be necessary to be placed in and about their premises, such work and fixtures to be at the cost of the said Town, and to provide for the erection of all works connected with such lighting, or that may be necessary to furnish a supply of gas, oil, or other substances, for the inhabitants of said town; and generally to make all such laws and ordinances as may be necessary and proper for carrying into execution the powers herein vested, or that may hereafter be vested in the said Town Council or in any officer or department of the same, subject to the limitations with respect to penalties contained and prescribed in and by this Act.

48. That the Town Council shall have power to erect a Lock-up House for the said Town, and to assess upon the property and income of the ratepayers any sum that may be voted for that purpose at any annual or special meeting.

49. That the said Council shall have and they are hereby invested with the sole and exclusive power to open, lay out, regulate, repair, amend and clean the streets, lanes and alleys now existing or that may hereafter be found necessary within the said Town, and of such parts of highways and bye-roads (if any) as may be within the limits thereof; and of putting, building drains, sewers, culverts and bridges therein, and to prevent the encumbering of the same in any manner, and to protect the same and every part thereof from encroachment and injury by such laws and ordinances as the said Council may from time to time enact and establish for the purposes aforesaid; and for making, flagging, planking, macadamizing, paving, raising, repairing, lighting, watching, planting and draining any or any part of the streets, squares, commons, lanes, alleys, walks, sidewalks, crossings, roads, bridges, wharves, docks, slips and shores now laid out or erected, or hereafter to be laid out, executed or erected within the limits of the said Town, and to regulate or prevent the encumbering, injuring or fouling of the same by any animals, vehicles, vessels, crafts, lumber, building, or other materials or things in any way or manner whatsoever; and to make, ordain and enforce bye-laws and regulations for the confiscation, sale, removal or destruction of any such incumbrances, or any such nuisance, and to impose penalties on the owners or persons placing the same in such places, and to levy and recover the same by distress and 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 the roads and streets 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 or repairing any common sewer, drain, 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 will be immediately benefited by such improvements, 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 erections, projections, or obstructions whatsoever, which may project into or over any public street, square, or road, at the expense of the proprietors or of the occupants of the real property in 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 streets, roads or highways through the private property of any person or persons without complying with the provisions of any Act or Acts of this Province for providing for the awarding of damages to any person or persons who may be injured thereby.

50. That it shall be lawful for the said Council at any meeting or meetings to be held as hereinbefore 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 maintaining a good and sufficient system of Police in such manner as may by any bye-law of the said Council be provided, 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 poll 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 or joint-stock Company or Corporation, or upon the agencies of foreign Companies whose principal place of business is not within this Province; provided that not more money shall at any time be assessed or levied by the said Council than shall have been previously voted by the electors at the annual meeting, or at any special meeting as hereinafter provided, or as otherwise authorized by the provisions of this Act; and provided also, that in raising any moneys voted for the making and repairing of streets, the rates shall be apportioned, assessed, levied and collected as provided by Section ten of the Act thirty sixth Victoria, Chapter seventy; and provided also, that the said Town Council shall have and possess all the powers and authority of the Commissioners elected under the said Act for the assessing, levying, collecting and expending the money voted at the last annual meeting by the electors of the Town of Moncton under the authority of the said Act.

51. That 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 (if any), printed within the Town, and any inhabitant or person owning property in the said Town may at any time within forty days after the date of such notice, give in to the said Assessors or any one of them, a statement under oath of the value of his property, real or personal, within the Town, and income, and the Assessors shall estimate or assess the property and income of such person at the amount mentioned in such statement, and no more; and the Assessors at the expiration of forty days as aforesaid, shall proceed to assess or appraise the real and personal estate of the several inhabitants of the 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 Clerk a roll or list of such assessment to be prepared in such form as the Council may determine.

52. That 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 make the apportionment of such rates according to the list so filed by the Assessors with the Clerk.