

Passed 10th April, 1875.

and judgment shall be given as the very right of the matter may appear, without regard to technical objections, imperfections or defects which do not affect the substantial justice of the case.

71. That nothing in this Act shall impose upon the Town Council the care of the Poor within the said Town; but the Sessions shall continue to have charge of all matters affecting the Poor as heretofore, and shall be empowered to levy and collect a Poor Rate, County Rate, and County School Rate on the people of the Town of Moncton, as if such Town was not incorporated, and remained a part of the Parish of Moncton as before the passing of this Act; and nothing herein shall interfere with the provisions of the Common Schools Act as to the levying and assessing of rates for School purposes in the limits of the said Town.

72. That the first election of Councillors and Assessors under this Act shall be held by the Sheriff of the County of Westmorland and such persons as he may appoint, and any subsequent election by such persons as the Town Council may appoint.

73. That for the purposes of the first election under this Act, the Sheriff of the County of Westmorland shall provide himself so far as practicable, with a list for each Ward of the electors entitled to vote in such Ward, copied from the revised list of electors for the Parish of Moncton for the year; and notwithstanding anything in this Act, such lists shall be and be deemed legal lists of voters for the several Wards for the purposes of the first election, and any defects therein shall not vitiate the proceedings at such election.

74. All Acts or parts of Acts now existing, that are inconsistent with the provisions of this Act, are hereby repealed, so far as they interfere with the operation of this Act and no further; provided that this Act shall not come into operation until three-fifths of the electors qualified to vote as under Section seventy three of this Act, shall determine to accept the same; and for such purpose the Sheriff of the County of Westmorland shall hold a poll to take the votes by ballot of the said electors at such place within the Town as he may appoint, and on some day between the first and the twentieth days of May one thousand eight hundred and seventy five, and in the manner provided by this Act for holding the first election for Councillors and Assessors, after giving five days' notice by posters or otherwise, of the purpose to hold such poll; and if three-fifths of the electors voting at such poll shall be found to be in the affirmative, he shall immediately certify the same to the Lieutenant Governor, who may thereupon publish in the Royal Gazette notice that this Act is in full force and effect, and thenceforth the same shall be in full force and effect.

CAP. XLI.

An Act relating to Water Supply in the City of Saint John on the Eastern side of the Harbour, and the Town of Portland in the County of Saint John, and to Sewerage in the City of Saint John on the Eastern side of the Harbour.

Sec.	WATER SUPPLY.	Sec.	SEWERAGE.
1	Issue of Debentures authorized; amount.	4	Additional issue of Debentures authorized; amount.
2	Proceeds of Debentures, how applied.	5	Interest on Sewerage Debentures, how paid.
3	Sixth Section of Act 28th Victoria, Chapter 29, to be taken as part of this Act; general assessment to be made in case of deficiency.	6	Moneys raised by Sewerage Debentures, how applied.
		7	Fee for permission to enter Sewer.
		8	Other Acts relating to Sewerage and Water Supply shall be taken as part of this Act when they do not conflict.

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

WATER SUPPLY.

Whereas it has become necessary that the Commissioners of Sewerage and Water Supply for the City of Saint John East, and the Town of Portland in the County of Saint John, should extend and increase the Water Supply, and lay down additional main and service pipes in the City of Saint John East, and the Town of Portland in the County of Saint John, and make further improvements at the works in the Parish of Simonds, in the County of Saint John,—

1. The Commissioners of Sewerage and Water Supply of part of the City of Saint John, and Town of Portland in the County of Saint John, are hereby authorized and empowered for the purposes mentioned in the second Section of this Act to make an additional issue of Water Debentures, to an amount not exceeding one hundred and sixty thousand dollars, to be redeemed in forty years from the first day of May in the present year, and to be charged, paid and redeemed in the same manner as the debentures and interest thereof issued under an Act of Assembly made and passed in the eighteenth year of the Reign of Her present Majesty, intituled *An Act to provide for an improved system of Water Supply and Sewerage of part of the City of Saint John, and Parish of Portland in the County of Saint John*, and the several Acts in addition thereto and in amendment thereof relating to Water Supply.

2. The moneys raised under this Act by the sale of Water Debentures as aforesaid shall be appropriated to the laying down of water pipes in the City of Saint John and Town of Portland for the purpose of increased water supply, and also for the erection of gate houses at Lake Lattimer, Little River Reservoir, and old Westmorland Road, and for other purposes connected with making the system of Water Supply more efficient.

3. The sixth Section of an Act made and passed in the twenty eighth year of the Reign of Her present Majesty, intituled *An Act relating to Water Supply in the City of Saint John, and part of the Parish of Portland in the County of Saint John*, shall be considered as forming part of this Act, and shall form part and shall extend and apply to this Act and any assessment to be levied thereunder.

SEWERAGE.

Whereas it is necessary for the purpose of more fully completing the system of Sewerage contemplated by the provisions of an Act made and passed in the twenty eighth year of the Reign of Her present Majesty, intituled *An Act to amend the Law relating to Sewerage in the City of Saint John on the Eastern side of the Harbour*, that the work of Sewerage should be carried on from year to year; and whereas the several sums raised for that purpose by the sale of Sewerage Debentures authorized by the last recited Act, and the Act thirty third Victoria, Chapter eighty five, and the Act thirty sixth Victoria, Chapter seventy three, have been expended by the Commissioners in performing the work contemplated by the said several Acts, and an additional sum is required for the purpose of more effectually carrying on the said work;—

4. The Commissioners of Sewerage and Water Supply of part of the City of Saint John, and Town of Portland in the County of Saint John, are hereby authorized and empowered,