

An Act to legalize a certain By-law of the County Council of the United Counties of Northumberland and Durham, and for other purposes.

WHEREAS the County Council of the United Counties of Northumberland and Durham, passed a certain By-law for the purpose of raising the sum of £115,000 under the provisions of the consolidated Municipal Loan Fund Act for Upper Canada, under which By-law a certain portion of such sum has been raised and expended, and a certain portion thereof still remains in the hands of the Receiver General of the Province; And whereas only a certain portion of such unexpended balance will be required for the purposes mentioned in said By-law; And whereas doubts exist as to the legality of the said By-law and as to the authority of the said Council to transfer the Roads constructed under the said By-law to the inferior Municipalities interested therein in accordance with the contracts and agreements entered into between the said Council and such inferior Municipal Councils, and as to the right of the said County Council to enforce payment of any sum that may be found to become due in respect thereof; And whereas doubts exist as to the right of the said County or other Councils aforesaid, to place tollgates upon the roads constructed under the provisions of the said By-law, or to maintain the same or appoint gate-keepers or take security for the performance of their duties, or to collect tolls from persons passing thereon and using the same; And whereas it is expedient to remove such doubts; Therefore Her Majesty, &c., enacts as follows:

I. The said By-law for raising one hundred and fifteen thousand pounds so passed as aforesaid shall be and the same is hereby declared to be legal and valid, any defect therein, or any law, custom or usage to the contrary notwithstanding.

By-law for raising £115,000 confirmed.

II. The said County Council shall have power and is hereby authorised to transfer, convey and assign any road, bridge or other work constructed under the provisions of the said By-law to any Town, Township, or Village Council within the said Counties or either of them, whether such last mentioned Councils have or have not entered into any contract or agreement for the construction of the same or otherwise with the said County Council; and such Town, Township or Village Council shall and may take and accept such transfers, conveyance or assignment.

County Council may assign works to inferior Municipalities, who may accept the same.

III. The contracts or agreements entered into by and between the said Councils or any or either of them, in respect to the said work or any or either of them, or the construction thereof, shall be and the same are hereby declared to be legal and binding upon the said Councils and each and every of them.

Contracts between the Municipalities to be binding.