

## CAP. IV.

An ACT to make more effectual provision for repairing the Aboideau or Bridge across the Marsh Creek in the City and County of Saint John.---  
Passed the 30th of July, 1808.

*Repeated*

**W**HEREAS the Aboideau or Bridge across the Marsh Creek in the City and County of *Saint John*, upon the *Westmorland Road*, so called, was originally built in part at the public expence of the Province, the residue of the expence of the building thereof being defrayed by the proprietors of the Marsh Lands from which the tide was shut out by the said Bridge: *And whereas* the said Bridge is of great public utility, and it is expedient that effectual means should be provided for the repairing of the same from time to time so that the same may not go to ruin.

I. *Be it enacted by the President, Council and Assembly, That* whenever the said Bridge or Aboideau shall stand in need of being repaired for the preservation and security thereof, it shall and may be lawful for the said proprietors of the said Marsh Lands or of the greater part thereof, and they are hereby authorised and required to make a representation to the Justices of the Court of General Sessions of the Peace in the said County of *Saint John*, setting forth the necessity of such repairs, and the said Justices in the said Court or the greater part of them then and there assembled, are hereby authorised and required upon any such application so to be made to them forthwith to appoint three or more commissioners not being proprietors of such Marsh Lands, as they in their discretion shall think fit, to inspect and examine the state and condition of the said Bridge, and make report thereon without delay to the said Court, and at the same time to report to the said Court the sum which in the opinion of the said commissioners or of the greater part of them, may be necessary for repairing the said Aboideau and Bridge, and if upon such report, the proprietors of the said Marsh Lands or any of them, shall give security with two good sureties in a Bond to be entered into to the Treasurer of the said County in a penalty equal to the sum so to be reported by the said commissioners, with condition to pay into the hands of the said Treasurer, one equal third part (the whole into three equal parts to be divided) of the said sum so to be reported by the said commissioners, and the proprietor or proprietors of any Mill or Mills already erected or hereafter to be erected at and adjoining or contiguous to the said Bridge, shall give similar security for the payment of one other equal third part of such sum to be reported as aforesaid, and if there shall be no Mill or Mills at and adjoining or contiguous to the said Bridge, if then and in such case the said proprietors of the said Marsh Lands or any of them shall give similar security for the payment of one equal moiety or half part of the sum so to be reported as aforesaid, then and in either of the cases before mentioned upon security to be given as aforesaid for the payment of two third parts or of one

*Preamble.*

*Proprietors of the Marsh to represent the necessity of repairing the Bridge to the Justices in Sessions, who are to appoint Commissioners to examine and report.*

*and upon security given by the proprietors of the Marsh, and by the proprietor of any Mill that may be erected at the said Bridge, for payment of one half or two thirds, as the case may be, of the expence, the residue to be raised by Assessment upon the County.*