

Councillors, to be nominated and appointed by the said Municipality of the said Town, and at the expiration of every two years thereafter, two others of the above named parties shall in like manner retire, and their places be supplied by two others duly qualified as aforesaid, to be likewise nominated and appointed by the said Municipality of the said Town, until the whole number of the said above named Commissioners shall in turn have retired from the said Board; and that such persons, so to be nominated by the Municipality of the said Town, shall each hold office for the period of ten years, and at the expiration of every such respective period other persons duly qualified as aforesaid, shall in like manner be nominated and appointed in their places, and that at a meeting of the said Board of Commissioners, to be held for that purpose, at least one week previous to each respective time, when it shall be necessary for two of the members of the said Board to retire therefrom, as above mentioned, it shall be determined by lot amongst the then members of the said Board, who shall have been in office as such members for ten years previously, as to which two of such members shall so retire as aforesaid, and that all vacancies occurring in the said Board, within the first period of ten years, by death, resignation, removal or otherwise, shall be filled up by persons to be nominated and appointed by the said Board, and that all vacancies occurring after that period, shall be filled up by the Municipality of the said Town; Provided always, That any retiring member of the said Board, being otherwise duly qualified, shall be eligible for re-election by the Municipality of the said Town.

Retirement of members in rotation.

Members retiring may be re-elected.

V. And be it enacted, That so long as the said above named Commissioners or any of them remain personally liable for the said loan or sum of eleven thousand five hundred pounds, on the security by them given on that behalf as aforesaid, the Municipal Council of the said Town of Port Hope shall be and are hereby declared to be indebted to the said Thomas Gibbs Ridout, Elias Peter Smith, Robert Armstrong, Peter Robertson, William Miller Smith, Francis Beamish, John Ross, and John Shuter Smith, and the survivor or survivors of them, and the executors and administrators of such survivor, in the same amount for which the said last named parties are or shall or may be or remain liable as aforesaid, and the said last above named parties, or the survivor or survivors of them, or the executors or administrators of such survivor, may sue for and recover the same with costs against the said Municipal Council in an action of debt for money paid in any of Her Majesty's Courts of competent jurisdiction in that part of this Province formerly constituting the Province of Upper Canada.

While any of the Commissioners remain personally liable, the Municipal Council shall be indebted to them in a like sum.

VI. And be it enacted, That the said Board of Commissioners shall and may have power, and they are hereby authorized, from time to time, to make By-laws subject to the approval of the Governor in Council, to fix and determine, and to alter, from time to time, as they may see fit, the rate of tolls to be chargeable and paid, on and by all vessels and boats entering the said Harbor, and on all goods, chattels, wares and merchandize shipped or landed on board or out of any vessel or boat in the said Harbor, or between the eastern boundary of lot number one, and the western boundary of lot number ten in the first and broken front concession of the Township of Hope, in the County of Durham, and to ask, demand, re-

Commissioners to have power to make By-laws fixing Tolls.