

place so appointed, and there to let out to the lowest bidder such allotment or allotments, and at the same time to enter into written Contracts for the faithful performance of the work in time and manner set forth in such Contracts; and in cases where the work required to be performed cannot be conveniently let at Auction, it shall be the duty of said Commissioners to agree with fit and proper persons to perform the same by days labour; provided that in no case shall more than one quarter part of any grant be so expended; and the said Commissioners shall severally keep an exact account of such monies, and shall produce receipts in writing of the several and respective persons to whom any part of the said money shall be paid, as vouchers of such payment, and render an account thereof upon oath, (which oath any one of the Justices of the Peace in the several Counties is hereby authorized to administer,) to be transmitted to the Secretary's Office, on or before the first day of December next, to be laid before the General Assembly at the next Session.

III. And be it enacted, That the before mentioned sums of money shall be paid by the Treasurer out of the monies in the Treasury, or as payment may be made at the same, by Warrant of His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Executive Council, for which Warrants no fee or deduction shall be demanded or taken from the persons in whose favor they may issue.

Money to be paid by the Treasury by Warrant.

IV. And be it enacted, That the said Commissioners intrusted with the expenditure of the said several and respective sums of money, shall for their time and trouble be allowed to retain at and after the rate of five per centum out of the said sums so intrusted to them respectively, together with a reasonable compensation for actual work and labour performed by them on the said several Roads and Bridges.

Compensation to Commissioners.

V. And be it enacted, That the said Commissioners shall expend the several and respective sums of money on the Roads on or before the first day of October: Provided always, That nothing herein contained shall extend or be construed to extend to prevent any Commissioners from expending money after the first day of October, when it shall be necessary to expend the same for building Bridges, removing rocks, stumps, trees or other obstructions.

Money to be expended before the first of October.

VI. And be it enacted, That none of the before mentioned sums of money or any part thereof, shall be laid out or expended in the making or improving any alteration that may be made in any of the said Roads, unless such alterations shall have been first duly laid out and recorded.

No money to be expended on alterations not recorded.

CAP. XXXIX.

An Act to regulate Dockage, Wharfage and Cranage in the City of Saint John and in the Parish of Portland.

Passed 4th April 1842.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, an Act made and passed in the twenty sixth year of the Reign of King George the Third, intituled *An Act establishing the Rates to be taken for Wharfage and Cranage of Ships and other Vessels within the limits of this Province*, and also an Act made and passed in the fifty fourth year of the same Reign, intituled *An Act to repeal an Act, intituled 'An Act in alteration and amendment of an Act for establishing the Rates to be taken for Wharfage and Cranage,' and for substituting other alterations and amendments*

26 G. 3, c. 49.

54 G. 3, c. 9, not to extend to the City of Saint John and Parish of Portland.