BRITISH COLUMBIA.

V. R.

PROCLAMATION.

No. 10, A.D. 1863.

By His Excellency, JAMES DOUGLAS, Companion of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of British Columbia, and its Dependencies, Vice-Admiral of the same, &c., &c.

WHEREAS, under and by virtue of an Act of Parliament, made and passed in the Session of Parliament held in the 21st and 22nd years of the Reign of Her Majesty Queen Victoria, intituled "An Act to provide for the Government of British Columbia," and by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, I, JAMES DOUGLAS, have been appointed Governor of the said Colony, and have been authorized by Proclamation under the Public Seal of the said Colony, to make laws, institutions, and ordinances for the peace, order, and good government of the same;

And whereas, by an Agreement, duly executed, bearing date on the 2nd day of February, A.D. 1863, and made between Richard Clement Moody, Colonel of the Royal Engineers, and Chief Commissioner of Lands and Works for British Columbia, acting on behalf of the Government of British Columbia, of the first part, and Joseph William Trutch, therein described, of the other part, for the consideration therein mentioned, and upon the due completion by the said Joseph William Trutch, at his own expense, of an Iron Suspension Bridge, to be called the Alexandra Bridge, across the Fraser River near Chapman's Bar, with proper approaches, the said Government agreed that the Tolls hereinafter created should be granted to him, and his assigns, as a remuneration for his outlay, subject to the observance of the terms and stipulations of the agreement now under recital, and still valid and subsisting;

And whereas, the said Chief Commissioner has certified that such Bridge and approaches have been duly completed according to the said agreement, and the said Joseph William Trutch hath applied to the Government for the stipulated authority to levy the said Tolls;

And whereas, in pursuance of the said agreement, it is expedient that such authority should be granted upon the conditions of the said agreement, and in manner hereinafter appearing;

Now therefore I do hereby delare, proclaim, and enact as follows:

I. From and after the passing of this Act it shall be lawful for the said Joseph William Trutch, his executors, administrators, and assigns, for and during the term of seven years from the date of the passage of this Act, or until the previous determination of such term, in manner hereinafter provided, to ask, demand, sue for, receive, and recover by way of Toll, from all persons whomsoever, the sums following, that is to say: Creation of Tolls.

For every pound avoirdupois of goods, merchandize, stores, productions, and chattels, other than those hereinafter excepted, which shall respectively be taken or carried on, over, under, or across, or past in evasion of the Tolls, the said Bridge, along the valley of Fraser River, and whether by land or water, the sum of one-third of one halfpenny sterling;

And for every loose ox, cow, horse, ass, or mule, other than those hereinafter excepted, and so as aforesaid taken, passing in evasion of the Tolls, or carried, the sum of one shilling and one penny per head;

And for every head of sheep, pigs, colts, goats, or calves, other than those hereinafter excepted, so as aforesaid taken, passing in evasion of the Tolls, or carried, the sum of six pence halfpenny;

For every vehicle used for the conveyance of passengers, drawn by one horse or other animal, the sum of two shillings and one penny;

For every vehicle, as last aforesaid, drawn by two horses or other animals, the sum of four shillings and two pence;

For every vehicle, as aforesaid, drawn by four horses or other animals, the sum of eight shillings and four pence.

Exceptions.

II. Provided nevertheless, that any such Tolls shall not be demandable on goods, chattels, vehicles, or animals belonging to or employed in the service of the Government, or on foot passengers, or vehicles, waggons, or animals, for the time being drawing or laden with, or regularly and solely employed in drawing or packing, freight or farm produce on the Lytton-Alexandria Road, or on farm utensils or farming implements in use upon any farm within 13 statute miles of the said Bridge, or on lumber or manure, or on machinery for steamboat or railroad purposes, or on passengers personal baggage in any vehicle not exceeding fifty pounds weight for each passenger, or on ordinary miners' packs or personal baggage, of the weight aforesaid, carried or borne by passengers respectively using, taken, carried, or passing along, over, or under, or past in evasion of the said Tolls as aforesaid, the said Bridge, and whether by land or water.

Conditions of Grant.

III. Provided always that the rights, tolls, and privileges accorded by this Act are granted, and shall be held by the said Joseph William Trutch, his executors, administrators, and assigns, subject to the several provisions for the regulation of the traffic, reduction and variation of tolls, and as to notice, and with, under, and subject to the several conditions as to the continuous maintenance, repair, painting, and alterations and improvements respectively of the said Bridge and approaches, and also with, under, and subject to the condition of forfeiture of the Tolls, rights, powers, and privileges hereby conferred or to be conferred, upon default as in the said agreement of the second day of February, one thousand eight hundred and sixty-three, is more particularly mentioned or referred to.

Collection and application of Tolls.

IV. All Tolls and duties raised hereunder shall be levied, collected, and paid and applied by, for, and to the proper use of the said Joseph William Trutch, his executors, administrators, and assigns until forfeiture as aforesaid, and after such forfeiture by, for, and to the use of Her Majesty, Her heirs, and successors, and form and be accounted for (less the cost of collection) as General Revenue.

Saving of rights.

V. Nothing herein contained shall be construed in any way beyond the specific provisions of this Act to entitle the said Joseph William Trutch, or any other person whosoever, to infringe any existing private rights, or any existing or future public rights.

Penalty on evasion of Toll.

VI. Any person directly or indirectly evading, or attempting to evade, the payment of any of the duties or tolls hereby imposed shall for such offence be fined treble the amount of toll, or any sum not

exceeding one hundred pounds, and with or without imprisonment, at the discretion of the Magistrate convicting.

VII. Any penalty under this Act may be recovered before any Magistrate in British Columbia in a summary way, and such fines shall be paid to the person or persons for the time being entitled to receive the said Tolls. How recoverable.

VIII. Any Tolls leviable under this Act may be levied and collected either at the Alexandra Bridge or at Yale. Place of Collection.

IX. This Act may be cited for all purposes as "The Alexandra Bridge Toll Act, 1863." Short Title.

Isssued under the Public Seal of the said Colony, at Victoria, Vancouver Island, the twenty-first day of September, in the year of our Lord one thousand eight hundred and sixty-three, and in the twenty-seventh year of Her Majesty's Reign, by me,

JAMES DOUGLAS, [L.S.]

By His Excellency's Command,

WILLIAM A. G. YOUNG.

GOD SAVE THE QUEEN.