

the subject to the young man and tried to induce him to sign the paper, falsely affirming it to be one of the young members of their society, whether they had any property or not, when they arrived at legal age, at which Seth, as it happened, had a few days before attained. The latter, however, secretly meditating upon leaving the family soon, had no notion of cutting himself off from any right of property which might some day accrue to him; though now he certainly had no such expectations, and he therefore, firmly refused to comply with the Elder's request. After renewing the attempt several times, and resorting to every art and falsehood which he deemed likely to aid him in his purpose, Higgins was compelled to relinquish his fraudulent design, with no other result than that of exciting the suspicions of Seth that there might have, indeed, something occurred at his uncle's in his favor, and of hastening in his determination to leave and go and see for himself.

By Authority.

GRAND JURY ROOM.
St. Andrews, 19th April, 1841.

The Grand Jury beg leave to submit the following REPORT:

1st.—That the Parish Accounts, generally not having been laid before them, they are unable to report thereon.

2nd.—That the County Treasurer's Account, and the accounts passed at the General Sessions of April and September 1840 included therein, have been investigated and found correct and satisfactory with the following exceptions, viz:—

No. 1. A. J. Wetmore, Esq. £1 10 0
23. Joshua Knight, " 0 10 0
43. A. J. Wetmore, " 2 0 0
51. William Ker, " 2 11 0
82. William Ker, " 9 7 1

Being for fees in criminal cases. No other Magistrates make such charges against the County, and the Grand Jury believe them to be contrary to Law.

6. H. Hatch, Clerk of the Peace £4 16 11

The Grand Jury think £50 per annum in lieu of all fees, ample for this service.

11. John Pike, constable—amount of account, 6 3 0

A part of this sum £2 9 was not allowed, by a former Grand Jury, and this Grand Jury think it should not now be allowed.

44. Owen Bogue, £2 11 9 Extravagant

4. Robert Kelly, 2 7 0 These accounts have not been laid before the Grand Jury.

74. Wilford Fisher, 2 7 0

The following unpaid accounts, viz:—

H. Hatch, Clerk of the Peace, £6 13 4

W. Hatch, do do 11 19 6 4

Being for costs and advice in criminal cases—the Grand Jury think should be covered by the salary as before proposed.

3rd.—That the Accounts submitted for the investigation of the Grand Jury to be passed at the present Sessions are correct and satisfactory with the following exceptions, viz:—

No. 4.—W. Hatch, Clerk of the Peace—

They consider this Account unsatisfactory. The charge for drawing three petitions they think should not be allowed—the salary as before proposed should cover such charges.

8.—W. Hatch, Clerk of the Peace—Same as No. 4.

7.—Robert Ker, No Acc't rendered.

10.—John Steward, do do

13.—Robert Hawthorn—This Acc't submitted to the Court for allowance.

14.—J. B. Henderson, These Acc'ts not certified.

15.—Wm. & S. M. Gilmore, do do

18.—James W. Street, do do

21.—Wm. Smith, (constable), do do

37.—Thos. Quinn, do do

4th.—That the sum of £619 11 4 amount of note and interest paid to the Charlotte County Bank, and charged by the Treasurer is correct, and satisfactorily accounted for. This note is the balance of the County Debt due the Charlotte County Bank, arising out of money borrowed for the New Gaol Commissioners, and for other purposes, which has been satisfactorily explained by the County Treasurer.

The Grand Jury have pleasure in reporting that all the monies which have passed through the hands of the said Commissioners have been fully accounted for as follows, viz:—

Dr. GAOL COMMITTEE

For Provincial Grant, £750 0 0

" Paid by County Treasurer as per acc't rendered, 1853 2 8

" Interest on deposits, 1 15 3

" Acceptance favor Aymar dated 7th Aug. 1833—200 0 0

less this sum included in note for £632 5 3

151 6 9

" Note to C. C. Bank, dated 3d April, 1835, 632 5 3

3393 9 11

By amount of contract with D. D. Morrison, £3253

Less allowed by D.D.M. for change of site, 3200 0 0

Per acc't D. D. M. for extra work, 15 1 0

" Discount and interest on money borrowed for Acc't 170 18 11

" Paid for a Plan 5 0 0

" Half of drawing contract 2 10 0

3393 9 11

Subsequent to the above transaction there appears charged in the County Treasurer's books, as paid to the Gaol Committee per Beverly Robinson, Esq. the following sums, viz:—

15th April, 1835, £26 6

21st April, " 100 0

3rd July, " 25 0

£201 6 0

Amount brought over £201 6 0

Also on the 19th Oct. 25 0

21st " 150 0

24th Dec. 50 0

Paid to G. Miller 225 0 0

And on the 17th March, 1836, Paid to J. Rodger 25 0 0

Amount all to £451 6 0

Which has been applied in liquidation of so much of the note for £924 3s 3d given 21st Sept. 1835, including the above note of £632 5 3 assumed by the County.

5th.—That the sum of £68 9 7 paid by the County Treasurer to E. Welsh is correct.

This is part of a debt of £120 18 2 (including interest to December 1835) due from the County originally to the Savings Bank, being for money borrowed, and satisfactorily accounted for in the Treasurer's books. To pay this debt the County assumed for the Savings Bank the following sums, viz:—

To E. Welsh, £68 9 7

" Benefit Society, 139 0 0

" Jacob Paul, 120 10 5

" D. W. Jack, 191 9 2

£420 18 2

The three last mentioned notes are still outstanding against the County.

6th.—That the sum of £311 16 8 balance of the Court House Account is correct as appears from a statement made by D. W. Jack, Esq. one of the Commissioners which is heretofore appended.

The Grand Jury would here remark that the accounts and vouchers laid before them by the County Treasurer, from their systematic and business like style, are highly satisfactory, and reflect much credit upon that gentleman.

Having now concluded their Report, the Grand Jury respectfully beg leave to offer the following suggestions:—

That in future all accounts for the inspection of the Grand Jury be submitted on or before the second day of the Sessions, according to Law.

That all original vouchers passed by the Court be certified by the Clerk of the Peace, and sent to the County Treasurer for payment, instead of orders as at present practiced. This arrangement would save the Grand Jury much time and trouble which is now expended in finding such vouchers, coming as they do from the Clerk of the Peace before them in a very loose and unsatisfactory manner, and would also enable the County Treasurer to state more definitely the items of his account.

That all monies received or expended pass through the County Treasurer's hands.

That a better system be adopted with respect to the expenses of the County Gaol.

1st.—That a Well be dug for the use of the Gaol in order to save £13 per annum now charged for carrying that article.

2nd.—That the Gaoler have a salary of £75 per annum, including all charges now made by him, except for fuel and carrying water, and that he be allowed for the latter service until a Well is made.

3rd.—That the Gaoler board the prisoners, and be allowed 7s 6d per week for each individual.

That an iron door be placed in the Hall of the Debtor's rooms in the Gaol—that they be put in sufficient repair under the direction of the Sheriff, and that the Sheriff be also authorized to furnish fuel for fires in the Gaol as long as he may deem necessary.

That a Bell be obtained and erected for the use of the Court House instead of paying the heavy tax to which the County is now subject for ringing bells, and that a Private Constable be erected near the Court House for the accommodation of persons attending Court.

That the Commissioners of Highways be required to expend the money received in lieu of statute labour according to law.

That the Sheriff be allowed a salary of £75 per annum in lieu of all fees, and for other services now charged by that officer to the County.

That an alteration be made in the appointment of the Overseers of the Poor—that no Grocer be appointed to act as such Overseer, and that a change be made of at least two every year.

That the Report of the Grand Jury and the County Treasurer's Acc't be published annually in some Newspaper published in the County.

Before closing this Report the Grand Jury must advert to the present Court House, a Building well adapted for the purposes of its erection, and creditable alike to the building Committee, and the Contractor. They regret to learn from the Contractor (Mr. Berry) that by endeavouring to make the Building meet the wishes of the inhabitants of the County, he has sustained a heavy loss, and therefore recommend that the Court take his case into consideration.

In conclusion the Grand Jury beg leave to observe that as representing the body of this County, and being conversant with the present prevailing opinion of the people, it would be a neglect of the duty they owe to the Public to separate without recording their unanimous disapproval of many of the extravagant grants of the Legislature at their last Session, and they consider it particularly incumbent upon them to express, on behalf of the freeholders of the County, their indignation and surprise at the unprecedented grant of £1500 sterling made by the Assembly in favour of the Excellency Sir John Harvey, and that in their opinion, such an appropriation of the Public Money was not only in every respect unbecoming, but unconstitutional.

JOS. WILSON, Foreman.

COST OF COURT HOUSE.

Amount paid Thomas Berry Contractor £1350 0 0

Do of sundry accounts not including sums paid to Mr. Berry 125 9 11

Balance transferred to County account 3 3 11

£1478 13 10

By Legislative Grant £600 0 0

Less amt. rec'd. on account of Assessment 1839 £503 5 2

Less amt. paid Assessors of W. Isles and Grand Manan 2 8 2

506 17 0

311 16 8

£1478 13 8

Cost brought down £1475 9 11

Add T. Berry extra expenses 125 0 0

Harris & Allen for stoves 10 0 0

Barlow & Co do 8 0 0

Gilmor for carpeting &c. 6 16 6

Hon N. Parker for Lots 106 0 0

£1731 6 5

D. W. JACK, County Treasurer.

MAGISTRATES' REPORT.

Report of the Committee of Magistrates on County Accounts, on the suggestions and remarks of Grand Jury, in April Sessions 1841

In the 21 Paragraph of Grand Jury's report 1841 April Sessions, notice is taken of certain charges by Magistrates for fees in criminal cases, amounting to £24 11s. 1d. objected to as unlawful by G. Jury.

Your Committee is of opinion that this objection would have been admissible if made before the final adjustment of those accounts. And as your Worship have provided for limiting the fees to the express sums prescribed by law, in all future cases, they deem it inexpedient to recommend any measures for causing the said charges to be refunded, more particularly as they appear to be consistent with the table of fees which heretofore seems to have regulated such charges, and their illegality being even now questionable.

The G. Jury on the account of H. Hatch, Clerk of the Peace, think that the salary of this Officer is too much. Your Committee observe on this remark that Your Worship had seriously deliberated on the salary to the Clerk of the Peace, and decided that it should be £60 and is since £75 by your order, the charge is according to this scale and therefore proper.

The next objection in paragraph 2d is Constable Pike's account, wherein £2 9s. is considered too much. We observe that the Magistrates then in Session passed and paid their account in full, and that it would be inexpedient to recover it.

Sheriff Jones' account and Wilford Fisher's were not laid before them. Your Committee is informed that the Sheriff's acc't. not appearing among the papers put before G. Jury 1841 was an accident and that of Wilford Fisher's was an order of Sessions, which it was not considered necessary to put before them.

Under Paragraph 2d an account of H. Hatch Clerk of the Peace for £6 13 4 and of W. Hatch in same office £11 19 6. These accounts were passed by the Bench in 1840 as being consistent with the terms prescribed at the settlement of the salary.

3d In the account returned to the present Sessions, the Grand Jury have objected to the account of W. Hatch for drawing 3 petitions, this has not been allowed by your Committee of accounts. The other objections of Grand Jury under this Paragraph have been duly attended to before the report was made.

With reference to the observation of Grand Jury about the great expense incurred every year for supplying the Jail with water, your Committee observe that the necessity of providing a permanent supply of water must be evident and would be a great saving to the County; and the present method of carrying off water from the Jail is not only a very heavy current expense, but also a nuisance requiring immediate remedy.

The observation of the Grand Jury relative to the loose manner in which the accounts were put before them by the Clerk of the Peace, that officer has explained, that this has arisen from the very irregular mode in which the returns are made from the different parishes, many of them being received after the Grand Jury have commenced their Session. To remove this evil and much of the confusion which occurs at every Session as well as loss of time to the Justices and Grand Jury, we respectfully recommend to their worship to appoint an auditor, to receive, class, put in order, make observations on, and prepare for examination by the Grand Jury and final audit by the Bench, all accounts and documents relating to the receipts and expenditure of public money belonging to the County subject to the direction of the Bench from time to time.

Your Committee agree with the Grand Jury respecting the report about Court House, and recommend that the Bench do use their influence with the House of Assembly to remunerate Mr. Berry, the builder, for the loss of £325 16 which it has been clearly and satisfactorily shown he has sustained, and recommend that the County do in the mean time guarantee that Mr. Berry, shall suffer no loss.

C. R. HATHEWAY, Chairman.

Sessions Room, April 20, 1841.

The Committee appointed to examine the County accounts for the past year, having attended to that duty, beg leave to report as follows:

1. James McNall Collector Saint Andrews, overcharge of £2 1 0.

2. District No 1, Road account Saint Stephen, correct.

3. Road acc't St. Stephen wants vouchers for £50 1 7.

4. Collector of Rates Saint Stephen, overcharge of £1 8 0 to be paid over.

5. Commissioner of Highways St. George, correct, in advance 18s; claims £2 14 0 which is incorrect.

6. Craig, Collector of Rates Saint George, overcharge 11s 6d to be paid over.

7. Sparks, Collector ditto, overcharge 15s and voucher wanted for £28 5 6.

8. Low, Collector of Rates, overcharge of 7s 6d and £4 4 3 not collected to be explained.

9. Collector Pennfield, £2s to be paid over.

10. Commissioner of Highways Grand Manan, incorrect and unsatisfactory.

11. Poor's accounts Pennfield, correct and 21s 6 1-2d in hand.

12. Hancy Commissioner of Highways, West Isles, due from him 25s.

13. Collector County Taxes Grand Manan, balance due £3 6 9 to be paid over.

14. Commissioner of Highways St. David no voucher and otherwise incorrect.

15. Ditto ditto also incorrect.

16. Commissioner of Roads St. James, incorrect, £3 16 0 deficient.

17. Justice Wetmore's bill of fees disallowed.

18. Charge of evidence from Grand Manan disallowed.

19. Justice McIntosh's bill of fees disallowed.

20. Justice Fisher's bill disallowed.

21. Constable Justison's wants a Magistrate certificate.

22. Overseer of Poor, Pennfield, totally incorrect.

23. Poor Acc't, Saint Patrick, wants Overseer receipt for £21 8 3.

24. Overseers of Poor, Saint Patrick's, wants vouchers.

The following documents correct, requiring no remarks.

25. Collector Poor Rates, West Isles.

26. Court House accounts containing twenty-nine vouchers.

27. Acc't C. R. Hatheway and vouchers, Saint Andrews Road return.

28. Commissioner of Roads, West Isles, with vouchers.

29. Commissioner of Highways, St. Stephen.

30. Collector of Rates, Saint James.

31. Overseers of Poor, Grandmanan.

32. Road Account, West Isles.

33. Collector, West Isles.

34. D. Mowatt Commissioner of Roads.

35. Overseer of Poor, West Isles.

36. Collector of Rates, West Isles.

37. Poor Acc't, Saint George.

38. Road Account, Pennfield.

39. Commissioner of Roads, West Isles.

40. Overseer of Poor, Campo Bello.

41. Collector, Saint David.

42. Collector, Pennfield.

43. Poor Acc't, West Isles.

44. Commissioner of Roads, Campo Bello.

45. Collector of Rates, Saint Patrick's.

46. Statute Labour, Saint Patrick's.

47. Overseer of Poor Acc't, Saint David's.

48. Comm'n'r of Highway Acc't Grandmanan.

49. Sheriff's Acc't, April 1841.

50. Sheriff's Acc't, April 1841.

51. Fire-Wards Acc't.

52. Receipt for Fines.

53. Report of Committee for expending £10 on the Experiment in trying Roman cement for pointing Gaol, £2 is reported in hand, but the experiment not being completed recommend that the sum remain in the Commissioners hands to meet further expenses.

54. Account of Money due from D. Gilmor, Boom Master, at Second Falls, on the Magaguadavic, being £7 10, recommend this sum to be expended on boom according to law.

55. Pike, const. bll. Acc't £2 3 6d allowed 25s.

56. M'Nall, const. bll. Acc't, £1 10s, allowed £1 8 6d.

57. Bell Ringer, allowed 12s 6d.

58. Constables for Sessions £9.

59. Shaw and Rankin, constables, charge £1 17 6 allowed £1 12 6.

60. Ass't or Rates for Grandmanan £2 1 5.

61. Griffin, constable, allowed 15 6 6.

62. Shaw, constable allowed 1 19 9.

63. Quinn, constable, allowed 0 10 0.

64. Poor Acc'ts, Saint Andrews, correct.

65. Court House due, £325 16 8.

66. Constable Quinn, allowed 12 0 0.

67. Constable Hawthorn, allowed 12 10 0.

68. Clerk of the Peace, £3 10 0.

69. Clerk do bill, allowed £40 0 8.

70. Assessors' Commission for West Isles allowed £4 16 0.

71. Cryer of the Court, £0 15 0.

72. Constable Felix Smith, allowed £2 12 6.

73. Sampson, (Tin man's) bill, £8 8 3.

74. Rodgers, for glazing, 0 3 0.

75. Patrick O'Shaughnessy, £1 5 8.

76. Wm. Bookwood, Bread Acc't £10 8 9.

77. Gilmor, for Speculum, £2 5 0.

78. Standard, for Printing, £3 16 6.

79. Sparks, for keeping a Lock-up House at Saint George, £2 4 0.

80. Greene, constable, 0 18 6.

81. James W. Street, £3 9 11.

82. John Rodgers, 0 14 6.

83. Constable Haddock, 0 8 0.

84. James Thompson, 0 17 11.

85. Bell Ringer, 0 2 6.

86. Mowat, Coroner, £2 5 6.

87. Constable M'Donald, £2 7 0.

88. Constable Egan, 0 17 6.

89. Thomas Berry, for finishing Rooms in Gaol, £18 15 0.

90. Rob't Douglas, truck'ge to Gaol, £1 10 9.

91. Sheriff's bill for clothes, £1 16 8.

92. William Smith, constable, £4 10 0.

93. Blakely, Bellman, 0 17 6.

94. John B. Henderson, 2 12 6.

95. Constable Supreme Court, 9 12 0.

96. Jailor's Account, 71 5 0.

97. Pheasant, Wharfinger, Balance due from him, £11 2 10.

100. J. B. Henderson—Crget, £3 0 0.

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