

JOURNAL
OF THE
HOUSE OF ASSEMBLY
OF THE
PROVINCE
OF
NEW-BRUNSWICK:

From TUESDAY the 11th day of JANUARY, to MONDAY the 7th
day of MARCH, 1814.



SAINT JOHN:

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JOURNAL
OF THE
HOUSE OF ASSEMBLY
OF THE
PROVINCE OF NEW-BRUNSWICK.

Major-General Sir THOMAS SAUMAREZ, President.

FREDERICTON,

TUESDAY, the 11th day of JANUARY, 1814.

THE GENERAL ASSEMBLY having been prorogued by several Proclamations until this day, then to meet for the despatch of business; the House met.

Xenophon Jouett, Esquire, Gentleman Usher of the Black Rod, delivered the following Message:—

“ His HONOR the PRESIDENT requires the attendance of this Honorable House in the Council Chamber;” upon which the House immediately attended His HONOR the PRESIDENT in the Council Chamber; and having returned.

Read a first time a Bill for the regulation of fees in all actions hereafter to be brought in the Supreme Court of this Province, whenever the sum or matter in demand shall not exceed the sum of *twenty pounds*.

The *Speaker* then reported that the House had attended His HONOR the PRESIDENT in the Council Chamber, and that he was pleased to make the following Speech to both Houses, a copy of which he read in his place, and is as follows:—

“ *Gentlemen of the Council, and*

“ *Gentlemen of the Assembly,*

“ As no change of importance in the condition of this Province has occurred since your last meeting in General Assembly, the principal objects which I have to recommend to your present deliberation are the necessary provisions of the Revenue and Appropriation for the ensuing period, and a review of the Militia Law, which may perhaps, by some amendments, be rendered more efficient for the essential purposes of defence for which we are so loudly called upon to be in a constant state of preparation.

“ The Royal Approbation of the Act passed with a suspending clause in the last Session for the further increase of the Revenue of this Province has been publicly notified. A copy of the order of His Royal Highness the PRINCE REGENT in Council, made for this gracious purpose in the name and on behalf of His MAJESTY shall be laid before you.

“ Such other subjects as I may have to propose for your consideration, shall, in the course of the Session, be communicated by Message.

“ *Gentlemen*

" *Gentlemen of the Assembly,*

" I have directed the Treasurer's accounts and such other documents as may be required for your further information, to be laid before you. From the state of the Treasury I am happy to find the Revenue has, in the last, been more productive than any former year.

" *Gentlemen of the Council, and*

" *Gentlemen of the Assembly,*

" While we lament the infatuation by which the Government of the United States has been led to take a course directly the reverse of that which every free people, in a similar situation, ought to have pursued, we have reason to hope this frenzy will not be of long duration. It broke out, in a declaration of War against His MAJESTY, at a time when the sanguinary usurper of France had become more than ever formidable in Europe, and his lust of universal dominion appeared to be no longer considered as a hopeless and romantic passion. In that moment the unnatural ambition of his American Partizans was fired with a hope of sharing in his expected triumph over that Country which alone continued with effect to resist his destructive career, the Country from which they were themselves descended. But a merciful providence has since opened a prospect which may well animate the courage and the hopes of suffering nations. The glorious successes which have crowned the Arms of His MAJESTY and of his reviving Allies in Europe, and the disappointed efforts of unprovoked hostility in America, may with reason be considered as pledges of a 'Consummation devoutly to be wished' in which the wise and good of every Country will rejoice to see a general restoration of peace and independence to those nations which have so long suffered the horrors of revolution, oppression and desolation.

" In the mean time whatever may be the course of approaching events, it will be most sincerely my ambition to contribute, by every means in my power, to the security and prosperity of the Province committed to my administration."

On motion of Mr. P. Fraser, resolved that an address be presented to His HONOR the PRESIDENT in answer to his Speech. Ordered, that Mr. W. Pagan, Mr. Leonard, and Mr. P. Fraser, be a committee to prepare the same.

The House then adjourned until to-morrow morning at 11 o'clock.

WEDNESDAY, the 12th day of JANUARY, 1814.

PRAYERS.

On motion of Capt. Agnew, ordered, that the Speaker do issue his warrant to the Clerk of the Crown, to make out a new Writ for the electing of a Member to serve in General Assembly for the County of York, in the room of Duncan M'Leod, Esquire, deceased.

Ordered that the Clerk of the Crown or his Deputy do attend this House forthwith, with the last Writ issued to the Sheriff of the County of Westmorland, for the election of a Member, for the said County, and the return thereto.

The House in committee Mr. Leonard in the chair, went into consideration of His HONOR the PRESIDENT'S Speech. The Speaker resumed the chair, and the chairman reported progress, and that the committee were of opinion, that a committee should be appointed to examine what Laws are near expiring, and report thereon further, and a committee to revise the Militia Law, whereupon ordered, that the consideration of His HONOR the PRESIDENT'S

DENT's Speech be postponed until to-morrow, and that Mr. *McDonald*, Mr. *Ward*, and Mr. *Knapp*, be a committee to examine what Laws have lately expired, or are near expiring, and to report thereon.

The House then adjourned until to-morrow morning at 11 o'clock.

THURSDAY, the 13th day of JANUARY, 1814.

PRAYERS.

The Deputy Clerk of the Crown attending with the Writ and return pursuant to the order of yesterday, and it appearing thereby that *William Botsford*, Esquire, is duly elected a Member of this House for the County of Westmorland, in the room of *Amos Botsford*, Esquire, deceased; it is ordered that Mr. *Chapman* and Mr. *Campbell*, do attend the commissioner with Mr. *Botsford*, and see him qualified, who accordingly attended and being returned, report that, Mr. *Botsford* had taken the oaths prescribed by Law, upon which he took his seat.

Mr. *McDonald* from the committee appointed to examine what Laws have lately expired, or are near expiring, reported that an Act to continue for a limited time, an Act, entitled, "An Act for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province:" will expire on the twenty first day of February next.

That "An Act to impose a duty on certain articles imported into this Province, and "An Act to authorise the Justices of the Peace for the Counties of York and Charlotte, respectively, to regulate the Assize of Bread in the Towns of Fredericton and Saint Andrews," and "An Act more effectually to prevent the incumbering and filling up of Harbors, and to authorise the appointment of Harbor-Masters" will expire on the seventh day of March next.

That "An Act for regulating the Militia," and "An Act to provide for the accommodation and billeting of His MAJESTY's troops and the Militia when on their march," will expire at the end of the present Sessions of the General Assembly of this Province.

That "An Act to continue and amend the Act for raising a Revenue in this Province and the Act in amendment thereof," and "An Act for laying additional duties on certain articles imported into this Province," will expire on the first day of April next.

That "An Act to provide for the more effectually repairing the Streets and Bridges in the City and County of Saint John," and "An Act to prevent the the destruction of Moose on the Island of Grand Manan," and "An Act to provide for the erection of Fences and Gates across the Highways, leading through intervale lands in Queen's County, and the County of Sunbury, where the same may be found necessary," will expire on the fourteenth day of March next.

That "An Act for the better securing the navigation of certain harbors in the County of Northumberland," and an Act to continue an Act, entitled, "An Act to prevent illicit and clandestine trade, and for imposing a duty upon certain articles illegally imported or brought into this Province, to be levied and paid after the condemnation and sale thereof," will expire on the first of April 1815.

Mr. *P. Fraser*, of the committee appointed to prepare an Address in answer to His HONOR the PRESIDENT's Speech, reported a draught thereof, which he read in his place, and the same being delivered and read at the Clerk's

Clerk's table, was on motion of Capt. *Agnew*, committed to a committee of the whole House. The *Speaker* left the chair.

The House in committee, Mr. *Campbell* in the chair, went into consideration of the Address in answer to His HONOR the PRESIDENT'S Speech, and having gone through the same, paragraph by paragraph. The *Speaker* resumed the chair, the chairman reported that the committee had agreed to the Address with amendments, which was read as amended, and is as follows:—

To His Honor Major General Sir THOMAS SAUMAREZ, President and Commander of the Province of New-Brunswick, &c. &c. &c.

The Humble Address of the House of Assembly.

“MAY IT PLEASE YOUR HONOR,

“The House of Assembly truly sensible of the importance of those principal objects recommended by your Honor, ‘the Revenue and appropriation for the ensuing period,’ and ‘a revisal of the Militia Law,’ will make them the subjects of their most serious deliberation.

“His MAJESTY'S Royal Approbation of the Act of the last Session ‘for the further increase of the Revenue of this Province,’ and the Order of His Royal Highness the PRINCE REGENT thereon, are communications from your Honor highly gratifying to the House, ever ambitious to obtain His MAJESTY'S approbation.

“The House also beg leave to assure your Honor, of their due and faithful attention as well to such other subjects, as shall be proposed by your Honor, for their consideration during the present Session, as to the Treasurer's accounts, and all other papers and documents which your Honor may direct to be laid before them; and they derive high satisfaction from your Honor's communication of the improved state of the Revenue during the year past.

“The folly and ingratitude of the Government of the United States in the prosecution of the present war against Great-Britain, and the unworthy motives (so correctly detailed by your Honor) which have led to this unnatural devotion of their powers, in support of a sanguinary usurper, against that Country which gave birth to their ancestors, and protection to themselves, must consign them among nations to obloquy and contempt; and the House unite with your Honor in ascribing to the immediate interference of a merciful providence the glorious successes which have crowned with victory the Arms of His MAJESTY and his Allies in Europe, and blasted the hopes and unavailing efforts of unprovoked hostility on this Continent; which appear to be pledges of an happy consummation, and of a general restoration of Peace and independence to the suffering nations.

“The House have also the fullest confidence, that, your Honor's wise and prudent administration will contribute not only to the present security, but also to the future prosperity of this Province;” and being read a second time, resolved unanimously that the same be engrossed and signed by the *Speaker*, and presented to His HONOR the PRESIDENT by the whole House.

Mr. *Johnston* presented the Saint John Light House accounts to the House, which are ordered to lay on the table.

Mr. *R. Pagan* moves for leave to bring in a Bill to make perpetual, several Acts of the General Assembly, which are near expiring.

On motion ordered, that Capt. *Agnew*, Mr. *Dunn*, and Mr. *Chapman*, be a committee to bring in a Bill for regulating, laying out, and repairing Highways

ways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province.

On motion ordered, that Mr. R. Pagan, Mr. Johnston, and Mr. Knapp, be a committee to bring in a Bill to alter and amend an Act, entitled, "An Act for assessing, collecting and levying County rates."

Ordered that, Mr. Botsford, Mr. Campbell, and Mr. Allen, be a committee to revise and amend the Militia Law.

The House then adjourned until to-morrow morning at 11 o'clock.



FRIDAY, the 14th day of JANUARY, 1814.

PRAYERS.

Mr. Botsford and Mr. McDonagh, are appointed a committee to wait on His HONOR the PRESIDENT, to know when he will be pleased to receive the House with their Address.

Mr. Botsford of the committee, appointed to wait on His HONOR the PRESIDENT, to know when he will be pleased to receive the House with their Address, reported that His HONOR the PRESIDENT, said he would receive the same this day at two o'clock, in the Council Chamber.

The House waited upon His HONOR the PRESIDENT with their Address in answer to His HONOR's Speech, and being returned, Mr. Speaker reported that the House had presented their Address, and that His HONOR was pleased to make the following reply, viz.

"Gentlemen of the Assembly,

"I return you my sincere thanks for this Address, and gladly avail myself of the occasion to express my entire confidence in your zeal and ambition to second my best endeavors to secure and promote the welfare and prosperity of this Loyal Colony."

Mr. R. Pagan by leave brought in a Bill to make perpetual several Acts of the General Assembly that are near expiring; which was read a first time.

The House then adjourned until to-morrow morning at 11 o'clock.



SATURDAY, the 15th day of JANUARY, 1814.

PRAYERS.

Read a second time, a Bill to make perpetual several Acts of the General Assembly which are near expiring, and ordered to be committed.

The House in committee Capt. Agnew, in the chair, went into consideration of a Bill to make perpetual several Acts of the General Assembly which are near expiring. The Speaker resumed the chair, the chairman reported that the committee had agreed to the Bill, which report was received. Ordered, that the Bill be engrossed.

The House then adjourned until Monday morning next at 11 o'clock.



MONDAY, the 17th day of JANUARY, 1814.

PRAYERS.

Read a third time an engrossed Bill to make perpetual, several Acts of the General Assembly that are near expiring. Resolved that the Bill do pass. Ordered that, Mr. R. Pagan and Mr. Easterbrooks, do carry the Bill to the Council and desire their concurrence.

B

Capt.

Capt. *Agnew* brought in by leave, a Bill for the regulation of fees to be taken on the prosecution of certain actions in the Supreme Court, which was read a first and second time, and ordered to be committed.

Mr. *Attorney General*, moves for leave to bring in a Bill, in further addition to an Act for the better ascertaining and confirming the boundaries of the several Counties within this Province, and for subdividing them into Towns or Parishes, and also, a Bill in addition to an Act, entitled, "An Act relating to Wills, Legacies, Executors and Administrators, and for the settlement and distribution of estates of intestates," which is granted, and the said Bills were read a first time.

The House then adjourned until to-morrow morning at 11 o'clock.

TUESDAY, the 18th day of JANUARY, 1814.

PRAYERS.

Capt. *Agnew* the chairman of the committee appointed to bring in a Bill for regulating, laying out, and repairing Highways and Roads and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, reported a draught of the Bill, which was read a first and second time, and ordered to be committed.

The House in committee, Mr. *M'Donald* in the chair, went into consideration of a Bill for the regulation of fees to be taken on the prosecution of certain actions in the Supreme Court. The *Speaker* resumed the chair, the chairman reported that the committee had agreed to the Bill, which report was received. Ordered, that the Bill be engrossed.

Mr. *R. Pagan* the chairman of the committee appointed to bring in a Bill to alter and amend an Act, entitled, "An Act for assessing, collecting, and levying County Rates," reported the draught of a Bill under the following title, viz. a Bill to repeal an Act, entitled, "An Act for assessing, collecting, and levying County Rates," and also, an Act, entitled, an Act in addition to an Act, entitled, an Act for assessing, collecting, and levying County Rates, and also, an Act, entitled, "An Act in amendment of an Act, entitled, an Act for assessing, collecting, and levying County Rates, and to provide for assessing, collecting, and levying County Rates in future," which was read a first time.

Twelve o'clock, the House adjourned until two o'clock to attend His HONOR the PRESIDENT'S Levee in Honor of Her MAJESTY'S Birth Day.

Two o'clock the House met pursuant to the above adjournment.

Read a second time a Bill to repeal an Act, entitled, "An Act for assessing, collecting, and levying County Rates," and also, "An Act, entitled, an Act, in addition to an Act, entitled, an Act, for assessing, collecting, and levying County Rates," and also, an Act, entitled, "An Act in amendment of an Act, entitled, an Act, for assessing, collecting, and levying County Rates, and to provide for assessing, collecting, and levying County Rates in future," and ordered to be committed.

The House then adjourned until to-morrow morning at 11 o'clock.

WEDNESDAY, the 19th day of JANUARY, 1814.

PRAYERS.

An engrossed Bill for the regulation of fees to be taken on the prosecution of certain actions in the Supreme Court, being read, on motion of Mr. *R. Pagan*,

ty of Sunbury, where the same may be found necessary," which is granted.

Mr. *Attorney General* moves for leave to bring in a Bill to continue an Act, entitled, "An Act to provide for the accommodation and billeting of His MAJESTY'S Troops, and the Militia, when on their march," which is granted.

The House then adjourned until to-morrow morning at 11 o'clock.



FRIDAY, the 21st day of JANUARY, 1814.

PRAYERS.

Mr. *Taylor* moves for leave to bring in a Bill in addition to an Act, entitled, "An Act for regulating the exportation of fish and lumber, and for repealing the laws now in force regulating the same," which is granted; and the same Bill was given in at the Clerk's table, and read a first and second time, and ordered to be committed.

Resolved that the House go again into committee on the Bill for laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province. The *Speaker* left the chair. Mr. *Leonard* took the chair of the committee. The *Speaker* resumed the chair. Mr. *Leonard* from the committee, reported that the committee, had directed him to report, that it is their opinion that the present Law be continued for two years, and that upon that question the committee had divided,

YEAS.

Mr. *Easterbrooks*,
 Mr. *Chapman*,
 Mr. *Humbert*,
 Mr. *Ward*,
 Mr. *Johnston*,
 Mr. *Speaker*,
 Mr. *Belding*,
 Mr. *Yeamans*,
 Mr. *Knapp*,
 Mr. *Taylor*,
 Mr. *Agnew*.

NAYS.

Mr. *R. Pagan*,
 Mr. *W. Pagan*,
 Mr. *Dunn*,
 Mr. *Wetmore*,
 Mr. *Peters*,
 Mr. *Botsford*,
 Mr. *Fraser*,
 Mr. *Allen*,
 Mr. *Campbell*,
 Mr. *M'Donald*.

and that the same had passed in the affirmative; and upon the question being put whether the report should be received, the House divided as follows, viz.

YEAS.

Mr. *Easterbrooks*,
 Mr. *Chapman*,
 Mr. *Humbert*,
 Mr. *Ward*,
 Mr. *Johnston*,
 Mr. *Leonard*,
 Mr. *Belding*,
 Mr. *Yeamans*,
 Mr. *Knapp*,
 Mr. *Taylor*,
 Mr. *Agnew*.

NAYS.

Mr. *R. Pagan*,
 Mr. *W. Pagan*,
 Mr. *Dunn*,
 Mr. *Wetmore*,
 Mr. *Peters*,
 Mr. *Botsford*,
 Mr. *Fraser*,
 Mr. *Allen*,
 Mr. *Campbell*,
 Mr. *M'Donald*.

ordered therefore that the report be received.

Mr. *Humbert* moves for leave to bring in a Bill to continue an Act, entitled, "An Act for regulating, laying out, and repairing Highways and Roads,

Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province," which is granted.

Mr. *R. Pagan* from the committee appointed to bring in a Bill to continue several Acts of the General Assembly that are near expiring, reported a draught of the Bill, which was read a first and second time and ordered to be committed.

Resolved that the House do now go into committee on the Bill in addition to an Act, entitled, "An Act for regulating the exportation of Fish and Lumber, and for repealing the laws now in force regulating the same." The *Speaker* left the chair. Mr. *W. Pagan* took the chair of the committee. *A Message from the Council.* Mr. *W. Pagan* left the chair of the committee. The *Speaker* resumed the chair.

Mr. *Robinson* from the Council, delivered the Message:

"Mr. *Speaker*,

"The Council have passed a Bill to make perpetual several Acts of the Assembly that are near expiring," and then Mr. *Robinson* withdrew.

Mr. *Attorney General* by leave brought in a Bill, to continue an Act, entitled, "An Act to provide for the accommodation and billeting of His MAJESTY'S Troops and the Militia when on their march," which was read a first and second time, and ordered to be committed. The *Speaker* left the chair, the chairman of the committee resumed the chair of the committee. The *Speaker* resumed the chair, the chairman reported that the committee had gone into consideration of the business before them, and had desired him to report the Bill with amendments, and the Bill being read as amended, the House agreed to the report, and ordered the Bill to be engrossed.

Mr. *Johnston* by leave brought in a Bill to continue for a limited time, "An Act to provide for the more effectually repairing the Streets and Bridges in the City and County of Saint John," which was read a first and second time, and ordered to be committed.

Mr. *Peters* by leave brought in a Bill to make perpetual "An Act to provide for the erection of Fences and Gates across Highways leading through intervale lands in Queen's County, and the County of Sunbury where the same may be found necessary," which was read a first and second time, and ordered to be committed.

Mr. *Humbert* by leave brought in a Bill to continue for a limited time, an Act, entitled, "An Act for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province," which was read a first and second time, and ordered to be committed.

The House in committee, Mr. *Botsford* in the chair, went into consideration of a Bill to continue several Acts of the General Assembly that are near expiring. The *Speaker* having resumed the chair, the chairman reported that the committee had agreed to the same, and had ordered him to report it, which was read as reported, agreed to, and ordered to be engrossed.

The House in committee, Mr. *Humbert* in the chair, went into consideration of a Bill to make perpetual "An Act to provide for the erection of Fences with Gates across Highways leading through intervale lands in Queen's County, and the County of Sunbury, where the same may be found necessary." The *Speaker* resumed the chair, the chairman reported that the committee had agreed to the same, and had ordered him to report it, which was read as reported, agreed to, and ordered to be engrossed.

The House in committee, Mr. *Campbell* in the chair, went into consideration of a Bill to continue an Act, entitled, "An Act to provide for the accommodation and billeting of His MAJESTY'S Troops, and the Militia when

when on their march." The *Speaker* resumed the chair, the chairman reported that the committee had agreed to the same, and had ordered him to report it, which was read as reported, agreed to, and ordered to be engrossed. The House then adjourned until to-morrow morning at 11 o'clock.

SATURDAY, the 22d day of JANUARY, 1814.

PRAYERS.

Mr. *Botsford* brought in by leave, a Bill for the better regulation of Licences to Inns, Taverns, Ale-houses, and Houses for selling strong Liquors by retail, which was read a first time.

Ordered that the order of the day for the House to resolve itself into a committee upon the Bill to continue and amend an Act, entitled, "An Act for regulating the Militia," be now read. And the said order being read accordingly. The House resolved itself into the said committee. Mr. *Speaker* left the chair. Mr. *Attorney General* took the chair of the committee. The *Speaker* resumed the chair, the chairman of the committee reported, that the committee had gone into consideration of the Bill before them, and had made some progress, and asked leave to sit again, which the House agreed to, and ordered that the House would again go into committee on the said Bill on Monday next.

Mr. *R. Pagan*, Mr. *Johnston*, and Mr. *P. Fraser* are appointed a committee to examine the Treasurer's accounts.

Read, an engrossed Bill to continue an Act, entitled, "An Act to provide for the accommodation and billeting of His MAJESTY'S Troops, and the Militia when on their march," and also, an engrossed Bill in addition to an Act, entitled, "An Act for regulating the exportation of Fish and Lumber, and for repealing the laws now in force regulating the same;" and also, an engrossed Bill to make perpetual "An Act to provide for the erection of Fences with Gates across Highways leading through intervale lands in Queen's County, and the County of Sunbury, where the same may be found necessary;" and also, an engrossed Bill to continue several Acts of the General Assembly that are near expiring. Resolved that the Bills do pass. Ordered that Mr. *Humbert* and Mr. *Belding* do carry the Bills to the Council, and desire their concurrence.

The House then adjourned until Monday morning next at 11 o'clock.

MONDAY, the 24th day of JANUARY, 1814.

On motion of Captain *Agnew*, resolved, that this House do go into a committee of supply on Wednesday next.

The House in committee, Mr. *Attorney General* in the chair, went into further consideration of a Bill to continue and amend an Act, entitled, "An Act for regulating the Militia." The chairman left the chair of the committee. The *Speaker* resumed the chair, the chairman of the committee reported that the committee had made further progress, and asked leave to sit again, which the House agreed to.

Message from the President.

“ NEW-BRUNSWICK, 24th JANUARY, 1814.

“ THOMAS SAUMAREZ.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The President directs to be laid herewith before the House of Assembly, sundry accounts transmitted by the Quarter Master General of the Militia, and also sundry accounts of monies expended on the roads.

“ He also directs to be laid before the House, and submits to their consideration a petition of the Overseers of the Poor of the Parish of Fredericton, and a similar petition from the Overseers of the Parish of Portland.”

Ordered, that the accounts of the Quarter Master General of the Militia, and also sundry accounts of monies expended on the roads, be referred to the standing committee of accounts, and that the petition of the Overseers of the Poor of the Parish of Fredericton, and a similar petition from the Overseers of the Poor of the Parish of Portland, be referred to the committee of supply.

The House then adjourned until to-morrow morning at 11 o'clock.

TUESDAY, the 25th day of JANUARY, 1814.

PRAYERS.

Read a first and second time, a Bill to explain and amend an Act, entitled, “ An Act for the further increase of the Revenue of this Province,” and ordered to be committed on Thursday next.

Read a first and second time, a Bill for the better regulation of Licences to Inns, Taverns, and Houses for selling strong Liquors by retail. Ordered that the said Bill be committed.

The House in committee, Mr. *Attorney General* in the chair, went into further consideration of a Bill to continue and amend an Act, entitled “ An Act for regulating the Militia.” The chairman left the chair of the committee. The *Speaker* resumed the chair. The chairman of the committee reported that the committee had made further progress, and asked leave to sit again, which was agreed to.

The House then adjourned until to-morrow morning at 11 o'clock.

WEDNESDAY, the 26th day of JANUARY, 1814.

PRAYERS.

The order of the House for going into committee of supply is deferred until Friday next.

Ordered, that the Clerk of the Crown or his Deputy do attend this House with the last writ issued to the Sheriff of the County of York, for the election of a Member for the said County with the return thereon as soon as the same may be made.

The House in committee, Mr. *Attorney General* in the chair, went into further consideration of a Bill to continue and amend an Act, entitled, “ An Act for regulating the Militia.” The chairman left the chair of the committee.

The Deputy Clerk of the Crown attending with the writ and return pursuant to the order of this day, and it appearing thereby that *John Murray Bliss*, Esquire, is duly elected a Member of this House for the County of York, in the room of *Duncan M'Leod*, Esquire, deceased, it is ordered, that

Mr.

Mr. *Botsford* and Mr. *Allen*, do attend the Commissioners with Mr. *Bliss*, and see him qualified, who accordingly attended and being returned, report that Mr. *Bliss*, had taken the oaths prescribed by Law, upon which he took his seat. The *Speaker* left the chair. The chairman of the committee resumed the chair. The chairman of the committee left the chair. The *Speaker* resumed the chair. The chairman reported that the committee had made further progress, and asked leave to sit again, to which the House agreed.

Message from the President.

“NEW-BRUNSWICK, 25th JANUARY, 1814.

“THOMAS SAUMAREZ.

“MESSAGE to the HOUSE of ASSEMBLY.

“The President recommends to the favorable consideration of the House of Assembly, a petition of the Governor and Trustees of the College of New-Brunswick, and also a petition of the President and Directors of the Grammar School in the City of Saint John, which are directed to be herewith laid before the House.” Ordered to be referred to the committee of supply.

Message from the President.

“NEW-BRUNSWICK, 25th JANUARY, 1814.

“THOMAS SAUMAREZ.

“MESSAGE to the HOUSE of ASSEMBLY.

“The President directs to be herewith laid before the House of Assembly, several accounts of Jacob S. Mott, the King’s Printer.” Ordered to be referred to the committee of supply.

Message from the President.

“NEW-BRUNSWICK, 25th JANUARY, 1814.

“THOMAS SAUMAREZ.

“MESSAGE to the HOUSE of ASSEMBLY.

“The Light House on Partridge Island being liable to injury from the firing of heavy guns, on the adjacent battery, it becomes necessary either to erect a new Light House at a sufficient distance from its present situation, or to relinquish that portion which has been judged most eligible for the battery. The President therefore directs to be herewith laid before the House of Assembly, a letter on this subject from the Engineer, together with a plan of the building proposed, and an estimate of the expence, for which he recommends it to the House to make the requisite provision.” Ordered to be referred to the committee of supply.

The House then adjourned until to-morrow morning at 11 o’clock.

THURSDAY, the 27th day of JANUARY, 1814.

PRAYERS.

The order of the day being read, the House went into committee. Mr. *Leonard* in the chair, went into consideration of a Bill to explain and amend an Act, entitled, “An Act for the further increase of the Revenue of this Province.” The *Speaker* resumed the chair. Mr. *Leonard* from the committee, reported that the committee had gone into consideration of the Bill before them, and that it is their opinion that the further consideration of it be deferred for three months, which report is accepted.

Mr. *Fraser* moves for leave to bring in a Bill, entitled, “An Act in amendment to an Act to repeal all the Acts now in force relating to trespasses, and for making new regulations to prevent the same,” which is granted.

The

The House in committee, Mr. *Attorney General* in the chair, went into further consideration of a Bill to continue and amend an Act, entitled, "An Act for regulating the Militia."

A Message from the Council.

Mr. *Attorney General* left the chair of the committee. Mr. *Speaker* resumed the chair.

Mr. *Justice Saunders* from the Council delivered the following Message:—

"Mr. *Speaker*,

"The Council have agreed to the Bill in addition to the Act for regulating the exportation of Fish and Lumber; and also, the Council have agreed to the Bill to continue several Acts of the General Assembly that are near expiring, with amendments, to which they desire the concurrence of this House," and then Mr. *Justice Saunders* withdrew.

The committee appointed to examine the Treasurer's accounts of the Province, report that they have attended to that duty and find them correct, and that,

No. 1, is an account of ordinary Duties on articles imported into St. John, from 8th February, to 24th December, 1813, amounting to £9105:2:4.

No. 2, is an account of Duties on goods imported into Saint John, by non-residents, to 29th December, 1813, amounting to £2183:17:7.

The Treasurer has made several remarks at the foot of this account, which the committee recommend to the particular attention of the House.

No. 3, is an account of Duties on articles sold at Vendue, by W. Taylor and R. Smith, of Fredericton, and Peters and Wiggins, and the Deputy Marshal, at Saint John, from May to December, 1813, amounting to £118:4:2 paid into the Treasury.

No. 4, is an abstract of Light House Duties, from 8th February, to 22d December, 1813, with the Light House accounts current, balance due to the Province in the Treasury, £224:7:6.

No. 5, is the Deputy Treasurer of Charlotte's account of Duties from 16th June, to 2d December, 1813, amounting to £488:8:1. By an account current accompanying this, it appears that there is a balance in bonds, due in that County, of £338:4:8, besides a bond in suit for, £633:11.

No. 6, is the Deputy Treasurer of Northumberland's account of Duties, from 29th May, to 20th November, nett amount £1126:1:9.

As credit is given in the Treasurer's account current for only £58:2, remitted by the Deputy Treasurer, it appears there is a balance of £1072:19:9 due for Duties there.

No. 7, is the Deputy Treasurer of Shediac's account of Duties collected in 1810, 1811, and 1812, amounting to £265:14:11, credit is given in the Treasurer's account current, £174:11:6; on account of these Duties, leaving a balance due of £91:3:5. No statement has been furnished of Duties there for 1813.

No. 8, is the Deputy Treasurer of Westmorland's account current, in which he credits the sum of £346:13:5, received from T. Knapp, Esquire, balance of his collections. He gives credit for Notes of hand and Bonds amounting to £130:1:9, but states no particular Duties from which this sum arose—It appears by the Treasurer's account, that £270:0:5 has been remitted from Westmorland, leaving a balance due of £181:14:8. The committee remark, that a charge of £10 per cent. is made by the Deputy Treasurer on that remittance, although it appears to be only part of the monies paid him by T. Knapp, Esquire, who had before charged a commission of £10 per cent. for collecting it.

No. 9, is the late Treasurer of Northumberland's summary account of

Duties for 1812, amounting to £857:11:8, the Treasurer's credits £772:10 received of him, leaving a balance due of £65:1:8.

Credit is also given by the Treasurer for £10 received from the Deputy Treasurer of York, £28:19:7 from Nipissiquid, and £12 from Tracaday for Duties.—But it appears that no particular account of these have been furnished.

No. 10, is a list of Warrants for monies paid out of the Treasury, amounting to £5504:9:10.

The committee remark, that in one of these warrants, viz. No. 37, for £20, they find the words, by and with the advice and consent of His Majesty's Council, struck out.

No. 11, is an account of Drawbacks, amounting to £1109:12:5.

No. 12, is John Chaloner's accounts for gauging, &c. to 30th December, 1813, amounting to £9:18:3.

No. 13, is an account of expense for Stationary, Postage, &c. for the Treasurer's office amounting to £9:18:3.

No. 14, is the Treasurer's account current with the Province, to 31st December, 1813, stating a balance in his hands in Cash and Bonds of £15,217:17:6; in which sum is included £8008:8:11, paid over to him by the sureties of the late Treasurer.

This report is respectfully submitted by

ROBERT PAGAN,
HUGH JOHNSTON,
PETER FRASER.

Fredericton, 27th January, 1814.

Ordered that the said report be received. The *Speaker* left the chair.

The chairman of the committee on the Militia Bill resumed the chair of committee. The *Speaker* resumed the chair. The chairman of the committee reported, that the committee had directed him to report the Bill to the House, under the title of a Bill to continue and amend an Act for regulating the Militia and an Act explanatory thereof, with amendments; and that it being moved and seconded in the same committee, resolved, that it is expedient that fines imposed by the third and fifth section be recoverable before the Captain or Officer commanding the Company, subject to an appeal to the commanding officer of the battalion, the committee divided, as follows, viz.

YEAS.

Mr. R. Pagan,
Mr. W. Pagan,
Mr. Street,
Mr. Speaker,
Mr. Peters,
Mr. Botsford,
Mr. Fraser,
Mr. Allen,
Mr. Campbell,
Mr. M^cDonald,

NAYS.

Mr. Easterbrooks,
Mr. Dunn,
Mr. Chapman,
Mr. Humbert,
Mr. Ward,
Mr. Johnston,
Mr. Leonard,
Mr. Belding,
Mr. Yeamans,
Mr. Knapp,
Mr. Taylor,
Mr. Agnew,

and upon the question being put whether the report should now be received, resolved that the consideration thereof be postponed until to-morrow.

The House then adjourned until to-morrow morning at 11 o'clock.

FRIDAY,

FRIDAY, the 28th day of JANUARY, 1814.

PRAYERS.

The House proceeded to take into consideration the amendments made by the Council, to the Bill to continue several Acts of the General Assembly that are near expiring, and the said amendments being severally read were upon the question severally put thereupon, agreed to by the House. Ordered, that Mr. *Campbell* and Mr. *McDonald*, do carry the Bill to the Council and acquaint them that, this House hath agreed to the amendments made by the Council.

The order of the day being read, and the question being put whether the report of the committee on the Bill to continue and amend an Act, for regulating the Militia, and an Act explanatory thereof, should be received, it was moved and seconded that the question be deferred until to-morrow, which was carried in the affirmative.

Mr. *Johnston* presented a petition from John Mount, and others, inhabitants at Musquash, praying for the sum of *one hundred pounds* to enable them to erect a bridge over the West branch of the Musquash, which was read and ordered to be referred to the committee of supply.

Mr. *Johnston* presented a petition from James Paul, praying for aid to enable him to keep a Packet-Boat between Saint John and Saint Andrews, which was read and ordered to be referred to the committee of supply.

The order of the day being read, the House went into a committee of supply. Mr. *Humbert* in the chair. The *Speaker* resumed the chair, and the chairman of the committee reported that the committee had come to the following resolutions, and that they asked leave to sit again:—

Resolved, that the following sums be allowed and paid out of the Province Treasury, to the following persons, viz.

To the Speaker of the House of Assembly, the sum of *fifty pounds*.

To the Members of the House of Assembly, for defraying the expences of their attendance during the present session, and for travelling charges, reckoning twenty miles for each day's travel, to be certified by the Speaker, *ten shillings* per diem.

To the Chaplain of the Council in General Assembly, the sum of *twenty pounds*.

To the Chaplain of the House of Assembly, the sum of *twenty pounds*, and the further sum of *five pounds* for travelling charges.

To the Clerk of the Council in General Assembly, the sum of *fifty pounds*, and *twenty shillings* per diem during the present session.

To the Clerk of the House of Assembly, the sum of *fifty pounds*, and *twenty shillings* per diem, during the present session.

To the Serjeant at Arms attending the Council in General Assembly *fifteen shillings* per diem, during the present session.

To the Serjeant at Arms attending the House of Assembly, during the present session, *fifteen shillings* per diem.

To the Door Keepers and Messengers attending the Council and Assembly, *seven shillings* and *six pence* per diem each, during the present session.

To the Treasurer of the Province for his services from the 1st day of March, 1813, to the 1st day of March, 1814, the sum of *three hundred pounds*.

To the Tide Surveyor of the City of Saint John, from the 1st day of March, 1813, to the 1st day of March, 1814, for his services and expences in performing the same, the sum of *one hundred pounds*.

To Edward Goldstone Lutwyche, Esquire, for services as Province Agent for the year 1813, the sum of *one hundred pounds* sterling.

To

To His Honor the President or Commander in Chief, for defraying the contingent expences of this Province, the sum of *three hundred pounds* for the year 1814.

To the Justices of the Peace of the different Counties in this Province; the sum of *three hundred and seventy five pounds* for County Schools, agreeable to the Law of this Province for the year 1814.

To the Adjutants of the Militia in the different Counties in this Province, a sum not exceeding *one hundred and ninety five pounds* for the year 1814, agreeable to a Law of this Province.

To His Honor the President or Commander in Chief for the time being, a sum not exceeding *one hundred and fifty pounds* for rewarding such persons as shall apprehend deserters from His Majesty's service for the year 1814, according to a Law of this Province.

To His Honor the President or Commander in Chief, the sum of *fifty pounds* sterling, for the purpose of paying a Missionary to the Indians for the year 1814.

To the Clerk of the House of Assembly the sum of *one hundred and nineteen pounds nine shillings and six pence* for Stationary, Fuel, and other expences of the present session.

To the Overseers of the Poor of the Parish of Fredericton, the sum *one hundred pounds* in part to reimburse their extraordinary expense incurred in support of disbanded soldiers, who have become impoverished and disabled.

To the Overseers of the Poor of the Parish of Portland, the sum of *fifty pounds* in part to reimburse the extraordinary expences incurred in support of disbanded soldiers, who have become impoverished and disabled.

To the Overseers of the Poor of the City of Saint John, the sum of *fifty pounds* in part to reimburse the extraordinary expences incurred in support of disbanded soldiers who have become impoverished and disabled.

To the Overseers of the Poor of the Parish of Saint Andrews, the sum of *twenty five pounds* in part to reimburse the extraordinary expences incurred in support of disbanded soldiers who have become impoverished and disabled; which report was received, read, and leave granted to sit again.

Read a second time, a Bill in addition to an Act, entitled, "An Act relating to Wills, Legacies, Executors and Administrators, and for the settlement and distribution of Estates of Intestates," and ordered to be committed.

Captain *Agnew*, by leave brings in a Bill for the preservation of Partridges, which is read a first and second time, and ordered to be committed.

Mr. *R. Pagan*, by leave brings in a Bill to alter an Act, entitled, "An Act to alter and amend an Act, entitled, an Act, for the further regulation of Fisheries, and for preventing their decay," which is read a first and second time, and ordered to be committed.

A Message from His Honor the President.

"NEW-BRUNSWICK, 28th JANUARY, 1814.

"THOMAS SAUMAREZ.

"MESSAGE of the HOUSE of ASSEMBLY.

"The President directs to be laid before the House of Assembly, and submits to their consideration a petition of George D. Berton, Esquire, High Sheriff of York County, with two accounts annexed for conveying prisoners to Saint John. T. S."

which was read and referred to the committee of supply.

Ordered on motion of Mr. *R. Pagan*, that there be a call of the House tomorrow morning.

The House then adjourned until tomorrow morning at 11 o'clock.

SATURDAY,

SATURDAY, the 29th day of JANUARY, 1814.

PRAYERS.

Mr. *Attorney General* presents a petition from William Hazen, James Simonds, and James White, of the Parish of Portland, praying aid for repairing the Aboideau and Bridge on the Marsh River, County of Saint John, which is read, and ordered to be referred to the committee of supply.

Resolved, unanimously, that the sum of *one hundred pounds* be vested in the hands of His Honor the President, to be expended in procuring sleighs and sleds, and in any other way which His Honor may think fit, for the accommodation and comfort of the brave volunteer seamen now on their route through this Province to Canada; ordered, that Mr. *Attorney General* and Captain *Agnew*, do wait on His Honor the President, with the same.

Read a first and second time, a Bill, in amendment of an Act, entitled, "An Act, to repeal all the Acts now in force relating to trespasses, and for making new regulations to prevent the same." Ordered that the said Bill be committed.

Read a petition from *John Murray Bliss*, Esquire, Solicitor General of this Province, praying for some provision by way of Salary for the office of Solicitor General. Ordered to be referred to the committee of supply.

The order of the day being read, and the question being put whether the report of the committee on the Bill to continue and amend an Act for regulating the Militia shall be now received, on motion made and seconded. Ordered that the said Bill be recommitted on Monday next.

The House then adjourned until Monday morning next at 11 o'clock.

MONDAY, the 31st day of JANUARY, 1814.

PRAYERS.

Resolved unanimously, that an Humble Address be presented to His Honor the President, requesting that he will be pleased to direct to be laid before this House, such information as he may be possessed of respecting the state and number of the arms, and other military appointments in possession of the several Regiments of Militia in this Province. Ordered that, Mr. *Campbell* and Mr. *Allen*, do wait on His Honor the President with the same.

On motion, ordered, that the order of the day for recommitting the Militia Law, be postponed until to-morrow.

The House in committee, Captain *Agnew* in the chair, went into consideration of the Bill for the better regulation of Licences to Inns, Taverns, and Houses for selling strong Liquors. The *Speaker* resumed the chair, the chairman of the committee reported that the committee had directed him to report the Bill under its title, with amendments, and he delivered the Bill at the Clerk's Table, and the said Bill was read as amended, and ordered to be engrossed.

Message from the President.

NEW-BRUNSWICK, 31st JANUARY, 1814.

THOMAS SAUMAREZ.

MESSAGE to the HOUSE of ASSEMBLY.

The President submits to the consideration of the House of Assembly, a letter from the *Attorney General* on the subject of some witnesses who were lately summoned to attend the trial of a criminal for a murder com-

“ mitted in the County of Northumberland,” which was read, and ordered to be referred to the committee of supply.

Message from the President,

“ NEW-BRUNSWICK, 31st JANUARY, 1814.

“ THOMAS SAUMAREZ.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The President deems it his duty, at this critical time to express to the
 “ House of Assembly his decided opinion, that, in order to render the Mi-
 “ litia Law efficient for the purposes of defence, a provision for annually
 “ training the several battalions during six days *at least*, is indispensably ne-
 “ cessary. He also considers it of great importance to have a provision for
 “ levying and collecting fines of delinquents in the discharge of Militia du-
 “ ties, without the interference of the Civil Magistrate, and also, an effectu-
 “ al provision for having such arms as he may be able issue to the Militia,
 “ kept safely and in good repair;” which was read, and ordered to lie on the
 table.

The House in committee, Mr. *Ward* in the chair, went into considerati-
 on of a Bill for the preservation of Partridges. The *Speaker* resumed the
 chair. The chairman of the committee reported that the committee had
 directed him to report the Bill under its title with amendments, and he de-
 livered the Bill at the Clerk’s table and the said Bill was read as amend-
 ed, and ordered to be engrossed.

The House then adjourned until to-morrow morning at 11 o’clock.



TUESDAY, the 1st day of FEBRUARY, 1814.

PRAYERS.

Read the following letter from EDWARD COLLIER, Esquire, Command-
 ing a detachment of seamen now on their route for the service of the Lakes
 in Canada:

“ Fredericton, 1st February, 1814.

“ GENTLEMEN,

“ In behalf of the officers and seamen destined for the service of the
 “ Lakes under my command, I beg leave to return my warmest acknow-
 “ ledgements for the very liberal assistance afforded them by so handsome
 “ a vote of the House of Assembly, which will so much alleviate their suf-
 “ ferings and contribute so largely to their comfort during so arduous a
 “ march, and I trust their future conduct will in every respect merit this
 “ particular mark of support and attention.

“ I have the honor to be, Gentlemen,

“ Your very humble Servant,

“ EDWARD COLLIER, Commander.

“ *To the Honorable the House of Assembly, Fredericton.*”

Read a petition from Peter Clinch of the County of Charlotte, praying
 for the suspension of “ An Act to authorise the Justices of the County of
 Charlotte to levy an assessment for paying off the County debt, and for fi-
 nishing and completing the County Gaol and Court House lately erected in
 said County,” and ordered that the petition do lie on the table.

Resolved unanimously, that the further sum of *two hundred pounds*, be
 vested in the hands of His Honor the President, to be expended in procur-
 ing sleighs and sleds, and in any other way His Honor may think fit, as well
 for the further accommodation and comfort of the volunteer seamen, as for
 the

mixt or unmixt, to any person whatsoever (travellers excepted) on the Lord's day, commonly called Sunday, under the penalty of *forty shillings*, to be recovered, levied, and applied as is provided in and by the second section of this Act." Resolved, that the Bill do pass, and ordered, that Mr. *Botsford* and Mr. *Fraser*, do carry the Bill to the Council, and desire their concurrence.

Read an engrossed Bill for the preservation of Partridges. Resolved, that the Bill do pass, and ordered, that Mr. *Botsford* and Mr. *Campbell*, do carry the Bill to the Council and desire their concurrence.

Read an engrossed Bill to alter an Act, entituled, an Act, to alter and amend an Act, entituled, "An Act, for the further regulation of fisheries, and for preventing their decay." Resolved, that the Bill do pass, and ordered, that Mr. *Botsford* and Mr. *Campbell*, do carry the Bill to the Council and desire their concurrence.

Read a second time, a Bill to give full effect to, and to prevent the evasion of an Act, entituled, "An Act, for the further increase of the Revenue of this Province," and ordered to be committed.

The House in committee, Mr. *Leonard* in the chair, went into consideration of a Bill in amendment of an Act, entituled, "An Act, to repeal all the Acts now in force, relating to trespasses, and for making new regulations to prevent the same.

Message from the Council by Mr. *Justice Saunders*. Mr. *Speaker* resumed the chair.

Mr. *Justice Saunders* delivered the Message:

"Mr. *Speaker*.

"The Council agree to the Bill to continue an Act, intituled, "An Act, to provide for the accommodation and billeting of His Majesty's Troops and the Militia when on their march, with an amendment;" and then Mr. *Justice Saunders* withdrew.

The chairman resumed the chair of the committee. The *Speaker* resumed the chair. Mr. *Leonard* from the committee, reported that he was directed to report the Bill with amendments, under its title, and he delivered the Bill at the Clerk's table, and the said Bill was read as amended, and ordered to be engrossed.

Mr. *Attorney General* by leave, brought in a Bill to authorize the Rector, Church Wardens and vestry of Saint Andrews Church, in the Parish of Saint Andrews, to convey to the King's Majesty, a certain piece of the glebe land of the Parish, for the purpose of erecting military works thereon, which was read a first time.

Order of the day read, and ordered that the recommitment of the Militia Bill be postponed until to-morrow.

Mr. *W. Pagan* by leave, brought in a Bill to repeal an Act, entituled, 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 of the same Act therein recited in lieu thereof.

Mr. *Leonard* presented a petition from William Taylor, praying that the House will make some further provision for continuing the Packet Boat between Digby and Saint John, the ensuing season which was read, and ordered to be referred to the committee of supply.

The House in committee, Mr. *Street* in the chair, went into consideration of a Bill, in addition to an Act, entituled, "An Act, relating to Wills, Legacies, Executors, and Administrators, and for the settlement and distribution of Estates of Intestates." The *Speaker* resumed the chair. Mr. *Street* from the committee reported that the committee had directed him to report that the committee had made some progress in the Bill before them, and asked leave to sit again, which is granted.

Mr.

Mr. R. Pagan by leave, brought in a Bill intituled, "An Act for the further regulation of Fisheries and for preventing their decay," which was read a first time.

The House then adjourned until to-morrow morning at 11 o'clock.

THURSDAY, the 3d day of FEBRUARY, 1814.

PRAYERS.

Read an engrossed Bill in amendment of an Act, intituled, "An Act, to repeal all the Acts now in force relating to trespasses, and for making new regulations to prevent the same." Resolved that the Bill do pass.

Read an engrossed Bill further continuing for a limited time, an Act, intituled, "An Act for regulating, laying out, and repairing Highways and Rouds, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to amend the same." Resolved that the Bill do pass. Ordered that Mr. Fraser and Mr. Knapp, do carry the same Bills to the Council and desire their concurrence.

Read a second time, a Bill to alter an Act, intituled, "An Act for the further regulation of Fisheries, and for preventing their decay," and ordered to be committed.

Read a second time, a Bill 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 of the same act therein recited in lieu thereof," and ordered to be committed.

The House in committee, Mr. Fraser in the chair, went into consideration of a Bill to alter an Act, intituled, "An Act, for the further regulation of Fisheries, and for preventing their decay." The Speaker resumed the chair. Mr. Fraser from the committee reported that the committee had directed him to report that the committee had agreed to the Bill under its title and he delivered the same at the Clerk's table, and the Bill was read, and ordered to be engrossed.

The House in committee, Captain Agnew in the chair, went into consideration of a Bill 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 of the same Act, therein recited in lieu thereof. The Speaker resumed the chair, Captain Agnew reported that the committee had directed him to report, that the committee had agreed to the Bill under its title, and he delivered the same at the Clerk's table, and the same Bill was read and ordered to be engrossed.

Message from the President.

" 2d FEBRUARY, 1814.

" THOMAS SAUMAREZ.

" MESSAGE to the HOUSE of ASSEMBLY.

" The President directs to be laid before the House of Assembly a return made by the Inspecting Field Officer of the Arms in possession of the Militia." Ordered, that the message do lie on the table.

Mr. Attorney General by leave brought in a Bill for the indemnification of Commissioners of Sewers.

Read an engrossed Bill to alter an Act, intituled, "An Act, for the further regulation of Fisheries, and preventing their decay." Resolved that

the Bill do pass, and ordered, that Mr. *W. Pagan* and Mr. *Easterbrooks* do carry the same to the Council and desire their concurrence.

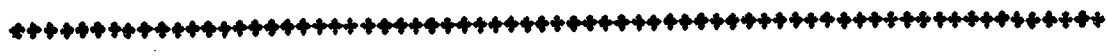
The order of the day being read, the House went into committee on the Militia Bill. Mr. *R. Pagan* in the chair. Mr. *Speaker* resumed the chair. Mr. *R. Pagan* from the committee reported that he was directed by the committee to report that they had made some progress, and asked leave to sit again, which is granted. The *Speaker* left the chair, the chairman of the committee resumed the chair of the committee. The *Speaker* resumed the chair. Mr. *R. Pagan* from the committee reported that the committee had directed him to report that they had agreed to the Bill under its title, with amendments and that the House having divided upon the clause authorizing the recovery of fines before a board of officers, the question was put thereupon and the division was as follows:

- YEAS.
- Mr. *Spcaker*,
 - Mr. *Street*,
 - Mr. *Attorney General*,
 - Mr. *Peters*,
 - Mr. *Botsford*,
 - Mr. *Allen*,
 - Mr. *Campbell*,
 - Mr. *M'Donald*,
 - Captain *Agnew*,
 - Mr. *Bliss*,

- NAYS.
- Mr. *Easterbrooks*,
 - Mr. *W. Pagan*,
 - Mr. *Dunn*,
 - Mr. *Chapman*,
 - Mr. *Humbert*,
 - Mr. *Johnston*,
 - Mr. *Leonard*,
 - Mr. *Belding*,
 - Mr. *Yeamans*,
 - Mr. *Knapp*,
 - Mr. *Fraser*,
 - Mr. *Taylor*,
 - Mr. *Ward*.

and it therefore passed in the negative, and upon the question being put whether the report should now be received, resolved that the consideration thereof be postponed until to-morrow.

The House then adjourned until to-morrow morning at 11 o'clock.



FRIDAY, the 4th day of FEBRUARY, 1814.

PRAYERS.

Read an engrossed Bill to repeal an Act, intituled, "An Act in alteration and amendment of an Act for establishing the rates to be taken for wharfage and crantage," and for substituting other alterations and amendments of the same Act therein recited, in lieu thereof. Resolved that the Bill do pass. Ordered that Mr. *W. Pagan* and Mr. *Johnston*, do carry the Bill to the Council, and desire their concurrence.

The House proceeded to take into consideration the amendment made by the Council to the Bill to continue an Act, intituled, "An Act to provide for the accommodation and billeting of His Majesty's Troops, and the Militia when on their march, and the same is read, and is as follows:

At A, dele "two years," and insert, "one year;" the same amendment being read, and the question put thereupon, was agreed to by the House. Ordered that Mr. *W. Pagan* and Mr. *Johnston* do carry the same to the Council.

Read a second time, a Bill for the indemnification of Commissioners of Sewers. Ordered to be committed.

Read a second time, a Bill to authorize the Rector, Church Wardens, and Vestry

Vestry of Saint Andrews, to convey to the King's Majesty a certain piece of glebe land of the Parish, for the purpose of erecting military fortifications thereon. Ordered to be committed.

Mr. *Bliss* by leave brought in a Bill to authorize the Governor and Council of this Province, to establish a public Market within the town plot of Fredericton, which is read a first and second time, and ordered to be committed.

Resolved that an Humble Address be presented to His Honor the President, requesting information respecting the intended expenditure of the former appropriations for Roads and Bridges. Ordered that Mr. *Leonard* and Mr. *Botsford*, do wait on His Honor the President with the same.

The order of the day being read, and the question being put whether the report of the committee on the Bill to continue and amend an Act, for regulating the Militia, and an Act explanatory thereof, should now be received. Resolved that the report be accepted, and ordered that the Bill be engrossed.

The House in committee, Mr. *Leonard* in the chair, went in consideration of the Bill to authorize the Rector, Church Wardens, and Vestry of Saint Andrews, to convey to the King's Majesty a certain piece of glebe land of the Parish, for the purpose of erecting military fortifications thereon. The *Speaker* resumed the chair. Mr. *Leonard* from the committee reported that the committee had directed him to report, that the committee had agreed to the Bill under its title, and he delivered the same at the Clerk's table, and the Bill being read, is ordered to be engrossed.

Read a second time, a Bill for the indemnification of Commissioners of Sewers, and ordered to be committed.

Mr. *Attorney General* by leave brought in a Bill, in addition to an Act more effectually to provide for the public registering of all marriages solemnized within this Province.

The House in committee, Mr. *Allen* in the chair, went into consideration of a Bill to give full effect to, and to prevent the evasion of an Act, entitled, "An Act for the further increase of the Revenue of this Province." The *Speaker* resumed the chair. Mr. *Allen* from the committee reported, that the committee had directed him to report, that the committee had agreed to the Bill under its title with amendments, and he delivered the same at the Clerk's table, and the same being read, was ordered to be engrossed.

On motion made and seconded, ordered that Mr. *Attorney General*, Mr. *Solicitor General*, and Mr. *Botsford*, be a committee to examine and enquire into the petition of Peter Clinch, and the said committee are to meet tomorrow at three o'clock in the committee room.

The House in committee, Mr. *Dunn* in the chair, went into consideration of a Bill for the indemnification of Commissioners of Sewers. The *Speaker* resumed the chair. Mr. *Dunn* from the committee reported, that the committee had directed him to report, that the committee had agreed to the Bill under its title and he delivered the same at the Clerk's table, and being read, was ordered to be engrossed.

Read a first and second time, a Bill in addition to "An Act more effectually to provide for the public registering of all marriages solemnized within this Province." Ordered to be committed.

The House in committee, Mr. *McDonald* in the chair, went into consideration of a Bill to authorize the Governor and Council of this Province, to establish a public Market within the town plot of Fredericton. Message from the Council. The *Speaker* resumed the chair.

Mr. *Justice Saunders* delivered the following message:

Mr.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill for the preservation of Partridges, and also to the Bill for the better regulation of Licences to Inns, Taverns, and Houses for selling strong Liquors by retail, with amendments; and then Mr. *Justice Saunders* withdrew.

The chairman resumed the chair of the committee. The *Speaker* resumed the chair. Mr. *M^cDonald* from the committee reported, that the committee had directed him to report, that they had agreed to the Bill under its title, and he delivered the same at the Clerk’s table, and being read, was ordered to be engrossed.

Message from the President.

“ NEW-BRUNSWICK, 4th FEBRUARY, 1814.

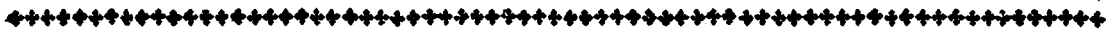
“ THOMAS SAUMAREZ.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The President informs the House of Assembly that earnest application has been made to him by the oak pack branch of the Melicete tribe of Indians, stating their anxious desire to have an allotment of land in the vicinity of this Town, on which they might have a fixed residence, and be able, by employment as labourers in the neighborhood to obtain a subsistence and prevent in future, such want and distress as they have of late years frequently suffered; and as there are no ungranted lands in this neighborhood, these poor people have indulged a hope that some adequate allotment for their relief might be obtained by purchase, to be defrayed by a grant from the Legislature. The President therefore recommends the case of the petitioners as a subject of importance to the serious consideration of the House. T. S.”

Ordered to be referred to the committee of supply.

The House then adjourned until to-morrow morning at 11 o’clock.



SATURDAY, the 5th day of FEBRUARY, 1814.

PRAYERS.

Read an engrossed Bill for the indemnification of Commissioners of Sewers. Resolved that the Bill do pass. Ordered that Captain *Agnew* and Mr. *Taylor*, do carry the Bill to the Council and desire their concurrence.

Read an engrossed Bill to authorize the Governor and Council of this Province, to establish a public Market within the town plot of Fredericton; upon which Mr. *Fraser* presented two several petitions from some of the inhabitants of Fredericton, and other parts of the County of York, praying that the said Bill may not pass, whereupon it is ordered, that the further consideration of the Bill be deferred until Monday next at 12 o’clock.

The House went into consideration of the amendments made by the Council to the Bill for the preservation of Partridges, and the same are read, and are as follow, viz.

At A, insert “ to the use of the person or persons who shall prosecute or sue for the same.”

At B, dele, the remainder of the section.

And also to a Bill for the better regulation of Licences to Inns, Taverns, and Houses for selling strong Liquors, by retail; the amendments being read, are as follows, viz.

Section II, at A, dele “ at the general sessions of the peace to be holden as aforesaid,” and insert, “ at any general or special session of the peace.”

At B, insert “ if any such licenced person or persons shall sell any Wine, Ale,

Ale, Beer, Brandy, Rum, or other strong or spirituous Liquors by retail, in any quantity less than one pint."

† The said amendments being severally read, and the question severally put thereupon, were agreed to by the House. Ordered that Mr. *Agnew* and Mr. *Taylor*, do carry the same to the Council, and acquaint them that the House hath agreed to the said amendments.

Read as engrossed, a Bill to continue and amend an Act for regulating the Militia, and an Act explanatory thereof. Resolved that the Bill do pass. Ordered that Mr. *Ward* and Mr. *Allen*, do carry the Bill to the Council and desire their concurrence.

Leave of absence is granted to Mr. *Humbert*, on his private affairs.

Leave of absence is granted to Mr. *Peters*, on account of his health.

Ordered that Mr. *Fraser*, Mr. *Botsford*, Mr. *McDonald*, Mr. *Yeamans*, Mr. *Belding*, Mr. *Johnston*, and Mr. *Taylor*, be a committee to consider and report the sums requisite to be laid out on the public Roads in this Province.

Read a first time a Bill to enlarge the limits of the several Parishes in the County of Charlotte.

Read a first time a Bill to empower and authorize the Justices of the County of Westmorland, at the general sessions of the Peace, to regulate the grasing and depasturing the several Marshes, Low Lands, or Meadows, within the said County.

The House then adjourned until Monday morning next at 11 o'clock.



MONDAY, the 7th day of FEBRUARY, 1814.

The House in committee, Mr. *W. Pagan* in the chair, went into consideration of a Bill in addition to an Act more effectually to provide for the public registering of all marriages solemnized within this Province. The *Speaker* resumed the chair. Mr. *W. Pagan* from the committee reported, that the committee had directed him to report, that they had agreed to the Bill under its title, and he delivered the same at the Clerk's table, and being read, was ordered to be engrossed.

The order of the day being read for going into consideration of the Bill to authorize the Governor and Council of this Province to establish a public Market within the town plot of Fredericton. Resolved that the Bill do not pass.

Read the papers presented by the committee of correspondence, and ordered that they lie on the table.

Read a petition from sundry inhabitants of the Parish of Burton, in the County of Sunbury, praying for further aid towards the compleating the causeway over *Street's* meadow, in the said Parish. Ordered to be referred to the committee of roads.

Ordered, that Mr. *Attorney General* be added to the committee of roads.

The House in committee, Mr. *Street* in the chair, went into further consideration of supplies to be granted to His Majesty. The *Speaker* resumed the chair. Mr. *Street* from the committee of supply reported, that he was directed by the committee to report that they had come to the following further resolutions, and asked leave to sit again:

Resolved, that the sum of *twenty six pounds* be granted to George D. Berton, Sheriff of the County of York, for expence and trouble incurred in the conveyance of two prisoners, from Fredericton to the gaol of St. John.

To His Honor the President, the sum of *three hundred pounds* for the year 1815, for defraying the contingent expences of the Province for that year.

To the Justices of the Peace for the different Counties in this Province,

the sum of *three hundred and seventy five pounds*, for County schools, for the year 1815.

To the Adjutants of Militia, in the different Counties of this Province, a sum not exceeding *one hundred and ninety five pounds* for the year 1815.

To His Honor the President or Commander in Chief for the time being, a sum not exceeding *one hundred and fifty pounds* for rewarding such persons as shall apprehend deserters from His Majesty's service, for the year 1815.

To His Honor the President or Commander in Chief, the sum of *fifty pounds* sterling, for the purpose of paying a missionary to the Indians for the year 1815.

To the Governor and Trustees of the College of New-Brunswick, to be applied by them towards the tuition of the pupils of the said College, the sum of *one hundred pounds* for the year 1814; and the like sum for the year 1815; and the further sum of *fifty pounds* for each of the said years, for repairs, and to defray the contingent expences of the same College. Ordered that the report be received.

Message from the President.

“ NEW-BRUNSWICK, 7th FEBRUARY, 1814.

“ THOMAS SAUMAREZ.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The President informs the House of Assembly, that by a late instruction, printed copies of all Acts of Assembly are to be transmitted for the information of His Royal Highness the Prince Regent, within six weeks after they are passed, and as experience has shewn the difficulty of getting the Acts printed for transmission within a much longer period by a Printer residing in Saint John, and engaged in other pursuits, the President recommends to the consideration of the House, the expediency of making provision for purchasing a press for the use of Government, in order to have the means of employing a Printer in the public service, and at the seat of Government, a measure which would in many respects be of great public utility.

T. S.”

Ordered to lie on the table.

Message from the President.

“ NEW-BRUNSWICK, 7th FEBRUARY, 1814.

“ THOMAS SAUMAREZ.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The President informs the House of Assembly, in answer to their address of the 4th instant, that it is intended during the existing circumstances, not to expend any of the sums which have been formerly appropriated for roads and bridges, and which have not been already laid out or pledged excepting on the great line of communication leading from Nova-Scotia, to Canada, unless in situations where there may be a peculiar necessity for so doing.

T. S.”

The House then adjourned until to-morrow morning at 11 o'clock.

TUESDAY, the 8th day of FEBRUARY, 1814.

PRAYERS.

Read an engrossed Bill to authorize the Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of Saint Andrews, to convey to the King's Majesty, a certain piece of glebe land of the Parish, for the purpose of erecting military fortifications thereon. Resolved that the Bill do

do pass. Ordered, that Mr. *Attorney General* and Mr. *Yeamans*, do carry the same to the Council and desire their concurrence.

*The House in committee, Mr. *Street* in the chair, went into further consideration of the supplies to be granted to His Majesty for the public service. Message from the Council by Mr. *Odell*. The *Speaker* resumed the chair.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill to repeal an Act in alteration and amendment of an Act, for establishing the rates to be taken for wharfage and cramage, and for substituting other alterations, &c.”

Mr. *Odell* also informed this House that the Council had concurred in passing the Bill further to continue for a limited time, an Act, intituled, “ An Act for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors, of Highways within the several Towns and Parishes in this Province, and to amend the same,” with amendments, and also to a Bill in amendment of an Act, intituled, “ An Act to repeal all the Acts now in force relating to trespasses, and for making new regulations to prevent the same,” with amendments; and then Mr. *Odell* withdrew.

Mr. *Speaker* left the chair. Mr. *Street* resumed the chair of the committee. The *Speaker* resumed the chair. The chairman from the committee reported, that the committee had come to some further resolutions, and asked leave to sit again:

Resolved, that there be granted to the President and Directors of the Grammar School in the City of Saint John, the sum of *one hundred pounds* for the salary of the master of the same, for the year 1814, and a like sum for the year 1815, and a further sum of *fifty pounds* for each of the said years for encreasing the salary of the master, and defraying contingent expences.

That the sum of *one hundred pounds* be granted to the Keeper of the Light House on Partridge Island, for his services for the year 1814, and the like sum for the year 1815.

That the sum of *two hundred pounds* be granted to Nathaniel Atcheson, Esq. Secretary to the Society of British North American Merchants in London, and Agent for some of His Majesty's North American Colonies, for his past services for two years ending February 1814; and that the same be remitted to Mr. Atcheson by the committee of correspondence.

That the sum of *fifty pounds* sterling, be remitted to Nathaniel Atcheson, Esq. Secretary to the Society of British North American Merchants, towards defraying expences of the London Committee, in the Publication of memorials, and other papers for information relating to the situations and claims of this and our Sister Colonies.

That the sum of *one hundred pounds* be granted to John Robinson, William Black, and William Pagan, to reimburse that sum advanced by them to be paid towards the support of a Packet, that has been contracted for and employed to ply between Digby and St. John, since the 15th day of May last for one year, in consequence of a like sum being granted by the Legislature of Nova-Scotia, for the same Packet.

That the sum of *fifty pounds* be granted to James Paul, for his past services in acting with his vessel, as a packet between Saint Andrews and Saint John.

That a sum not exceeding *one hundred and fifty pounds* be granted for the support of a Packet to ply between Digby and Saint John, for one year, to commence the 10th day of May next, and the like sum for the year

1815, provided a similar provision is made by the Legislature of Nova-Scotia, and that no Packet is established at the exclusive expence of the General Post-Office for that purpose; to be paid to such person as His Honor the President may appoint.

That the sum of *fifty pounds* be granted to His Honor the President, towards defraying the expences of a Courier between Fredericton and Newcastle, in the County of Northumberland, to be paid to such person as His Honor may appoint for the year 1814, and the like sum for the year 1815.

That the sum of *three hundred pounds* be granted to His Honor the President to be expended by Commissioners to be appointed by His Honor, in aid of a subscription for the building of a Church and Parsonage in Sackville in the County of Westmorland.

That the sum of *one hundred and fifty pounds* be granted to the Rector, Church Wardens, and Vestry of the Parish of Woodstock, in the County of York, towards completing the Church in the said Parish.

That the sum of _____ be granted to His Honor the President, to be expended by Commissioners to be appointed by His Honor in aid of private subscriptions in building a Church and Parsonage House in the County of Northumberland, upon which the House divided, as follows:

YEAS.	NAYS.	NAYS.
Mr. Attorney General,	Mr. Easterbrooks,	Mr. R. Pagan,
Mr. Botsford,	Mr. W. Pagan,	Mr. Dunn,
Mr. Belding,	Mr. Bliss,	Mr. Chapman,
Mr. M'Donald,	Mr. Ward,	Mr. Speaker,
Mr. Johnston.	Mr. Yeamans,	Mr. Knapp,
	Mr. P. Fraser,	Mr. Allen,
	Mr. Campbell,	Mr. Taylor.
	Mr. Agnew,	

and it passed in the negative.

That the sum of *two hundred and fifty pounds*, be granted to His Honor the President, to be applied by His Honor in aid of the exertions of the Members of the Kirk of Scotland, in the erection of a Church in the City of Saint John. Ordered that the report be accepted.

Mr. Wetmore from the select committee appointed to examine and enquire into Peter Clinch's petition, gives in the following report, which is read as follows:

The committee of the House of Assembly to whom was referred the petition of Peter Clinch, Esquire, praying for a suspension of the Act passed in the 52d year of His Majesty's Reign, authorising the Justices of the Peace for the County of Charlotte to an assessment for paying off the County debt, and for finishing and completing the County Gaol and Court House lately erected in the said County, until such time as an account of the debts in particular, and gaol building of the said County should be laid before the House;

“ Report, that they met at the time appointed, and were attended as well
 “ by the petitioner as other of the Magistrates and Representatives of the
 “ County, from whom they received information quite satisfactory to your
 “ committee, upon such of the allegations of the petitioner as were deemed
 “ revelant and proper to be noticed, to induce them to unite in opinion that
 “ the prayer of the petitioner ought not to be complied with.

“ It appeared to your committee that the expences incurred by Agents for
 “ the Penobscot association, were by direction of the Governor of Nova-Scotia
 “ to have been defrayed by the proceeds of the sale of certain water lots
 “ in the town of Saint Andrews, and of mill priviledges in that part of the
 “ County

“ County afterwards forming the said County of Charlotte, and that by the
 “ prudent provisions of the Act of the 26th year of His Majesty’s Reign,
 “ chapter 41st, all those expences were defrayed, and a considerable ba-
 “ lance carried to the public stock of the County, which has been applied
 “ towards discharging the debts incurred in building the first Gaol and
 “ Court House.

“ It further appeared that four of the mill priviledges which had been
 “ sold, have not been paid for; but your committee are strongly inclined
 “ to believe that the reason why prosecutions have not been commenced by
 “ the Treasurer of the County, is that those mill lots were of so little value
 “ as not to be worth the expence, which would necessarily attend the giving
 “ of titles to the purchasers.

“ It further appeared that the *four hundred pounds* assessed in 180 $\frac{1}{2}$,
 “ (which assessment the said Act of the 52d year of the present Reign,
 “ made legal) the greater part was paid except the proportions rated upon
 “ the Parish of Saint George, in which the petitioner resides, and the Pa-
 “ rish of Campo Bello, neither of which Parishes paid any part of their said
 “ proportions, until after the passing of the saure Act, and that the Magis-
 “ trates of the County at large, at a very general meeting of them, resolved,
 “ (and as your committee conceive very justly too) that upon any future
 “ assessment of the County, those Parishes which had advanced their mo-
 “ ney, and which had been applied in part to discharge the County
 “ debts, then bearing interest, should be so far relieved as the interest of
 “ such sums would amount to, to be calculated to the time when the two Pa-
 “ rishes of Saint George and Campo Bello paid their respective quotas of
 “ the same rate.

“ It further appeared that the Magistrates adopted the most correct me-
 “ thod within their power when they made the said assessment, to apportion
 “ it equally among the several Parishes.

“ It also appeared that no other sum of money, except the said sum of
 “ *four hundred pounds* has ever been levied or assessed upon the County
 “ for the building of either of the two Gaols and Court Houses, or for any
 “ other County purposes, and upon a review of all the circumstances, your
 “ committee cannot refrain from noticing the asperity and peculiarity of
 “ the language of the petitioner so unwarranted as it regards the Magistracy
 “ of the County, and so incompatible with the respect due to this House:
 “ all which is humbly submitted.

“ THOMAS WETMORE,
 “ JOHN M. BLISS,
 “ WILLIAM BOTSFORD.”

Ordered that the petition of William Hazen, James Simonds, and James
 White, be referred to the committee of roads.

The House then adjourned until to-morrow morning at 11 o’clock.

 WEDNESDAY, the 9th day of FEBRUARY, 1814.

PRAYERS.

The House proceeded to take into consideration the amendments made
 by the Council to the Bill further to continue for a limited time, an Act,
 entitled, “ An Act for regulating, laying out, and repairing Highways and
 Roads, and for appointing Commissioners and Surveyors of Highways, with-
 in the several Towns and Parishes in this Province, and to amend the same,”

and the same were read, and are as follow:—"dele the second and third sections."

On motion made and seconded, resolved, that the House request a conference with the Council on the subject matter of the said amendment, by them proposed to the said Bill, and that Mr. *R. Pagan* and Mr. *Botsford* do acquaint the Council therewith.

Mr. *M'Donald* moves for leave to have a copy of the petition of Peter Clinch, Esquire, which is granted.

The House proceeded to take into consideration the amendments made by the Council to the Bill in amendment of an Act, entitled, "An Act to repeal all the Acts now in force relating to trespasses, and for making new regulations to prevent the same;" and the same are read and are as follows, viz.

At A, insert "for each and every horse or swine so found going at large."

At B, insert "respectively."

At C, dele "of" and insert "residing in."

At D, insert "respectively."

At E, dele "then to remain until the aforesaid sum or fine of *ten shillings*, together with the usual pound fees, shall be paid for each and every horse or swine so impounded."

At F, insert "respectively"

At G, insert "together with the accustomed fees and charges for keeping the same."

At H, add "whenever such owner or owners shall appear."

The said amendments being severally read, and the question severally put thereupon, were agreed unto by the House. Ordered, that Mr. *Knapp* and Mr. *Yeamans* do carry the same to the Council.

Read an engrossed Bill in addition to an Act more effectually to provide for the public registering of all marriages solemnized within this Province. Resolved that the Bill do pass. Ordered, that Mr. *Knapp* and Mr. *Yeamans* do carry the same to the Council and desire their concurrence.

Read an engrossed Bill to give full effect to, and to prevent the evasion of, an Act, entitled, "An Act for the further increase of the Revenue of this Province." Resolved that the Bill do pass. Ordered, that Mr. *Knapp* and Mr. *Yeamans* do carry the same to the Council and desire their concurrence.

Read a second time, a Bill to empower and authorise the Justices of the County of Westmorland, at their General Sessions of the Peace to regulate the grasing and depasturing of the several Marshes, Low Lands, or Meadows within the said County, and ordered to be committed.

The House in committee, Mr. *Leonard* in the chair went into consideration of the Bill to empower and authorise the Justices of the County of Westmorland, at their General Sessions of the Peace, to regulate the grasing and depasturing of the several Marshes, Low Lands, and Meadows, within the said County. The *Speaker* resumed the chair. Mr. *Leonard* from the committee reported, that he was directed by the committee to report, that they had agreed to the Bill with amendments, and he delivered the same at the Clerk's table, and being read as amended was, ordered to be engrossed.

The House in committee, Mr. *Street* in the chair, went into consideration of further supplies to be granted His Majesty for the public service. Message from the Council. The *Speaker* resumed the chair.

Mr. *Robinson* delivered the Message.

"Mr. *Speaker*,

"The Council have agreed to the Bill for the indemnification of Com-
missioners

dows within the said County. Resolved that the Bill do pass. Ordered that Mr. *Chapman* and Mr. *Easterbrooks* do carry the same to the Council and desire their concurrence.

Mr. *R. Pagan* from the select committee appointed to prepare reasons to be laid before the House, in reply to the amendments proposed by the Council on the road Bill, reported as follows, viz.

The House of Assembly direct their committee of conference upon the subject of the amendments proposed by the Council to the Bill further to continue for a limited time, an Act, entitled, "An Act for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province," to state, that, the House object to the amendments of the Council, because by these amendments the more equal distribution of labor upon the inhabitants according to the estate they may possess is done away, an improvement on the present law, which the House think very important, and which is generally wished for through the Province; they therefore hope the Council will recede from their amendments. Ordered, that the House do to-morrow go into a committee of ways and means.

The House then adjourned until to-morrow morning at 11 o'clock.

FRIDAY, the 11th day of FEBRUARY, 1814.

The order of the day being read, the House resolved itself into a committee of ways and means for providing the necessary supplies for the public service.

Captain *Agnew* in the chair. Message from the Council. The *Speaker* resumed the chair.

General *Coffin* delivered the message.

" Mr. *Speaker*,

" The Council do request a conference with the Assembly on the subject of the last conference on the road Bill;" and then General *Coffin* withdrew.

Resolved, that the House do agree to the conference requested by the Council on the subject of the last conference on the road Bill, and that the committee appointed on the former conference, do acquaint the Council therewith, and manage the same on the part of this House. The *Speaker* left the chair. Captain *Agnew* resumed the chair of the committee. Message from the Council. The *Speaker* resumed the chair.

Mr. *Justice Saunders* delivered the message.

" Mr. *Speaker*,

" Mr. *Odell* and Mr. *Saunders* are appointed a committee to meet the committee of the Assembly, on the subject of the last conference on the road Bill," and then Mr. *Saunders* withdrew.

Message from the President.

" NEW-BRUNSWICK, 11th FEBRUARY, 1814.

" THOMAS SAUMAREZ.

" MESSAGE to the HOUSE of ASSEMBLY.

" The President recommends to the House of Assembly the making provision for erecting two log houses on the route from Fredericton to Saint Andrews, one to be placed at the river Magagaudavic, and the other about midway between that river and the block house on the Oromocto, the whole expence of which, is estimated not to exceed *one hundred and fifty pounds.*" Read and referred to the committee of supply.

The committee of conference of the Assembly on the subject of the road Bill,

Read an engrossed Bill to continue for a limited time, "An Act to provide for the more effectually repairing the Streets and Bridges in the City and County of Saint John." Resolved that the Bill do pass. Ordered that Mr. *Attorney General* and Mr. *Ward* do carry the same to the Council and desire their concurrence.

The *Speaker* communicated to the House the contents of a letter received from James Fraser, Esq. Member of this House for the County of Northumberland, apologizing for his not attending at the present Session on account of ill health.

Mr. *P. Fraser* from the committee appointed to estimate the different sums to be laid out on the roads throughout the Province, made a report of the sums deemed by the committee to be necessary and expedient for that service, which report is accepted, and ordered to be referred to the committee of supply.

The House proceeded to take into consideration the amendments proposed by the Council to the Bill to continue and amend an Act for regulating the Militia, and an Act explanatory thereof, and the same are read and are as follow, viz.

In the title, dele "and an Act explanatory thereof."

In the Preamble, at A, dele "and also an Act made and passed in the same year to explain an Act, entitled, "An Act for regulating the Militia, are" and insert, "is."

Section I. at B, dele "Acts" and insert "Act."

At C, dele "they are" and insert "it is."

At D, dele "are" and insert "is."

At E, dele "their" and insert "its."

Section II. and III. dele the second and third sections and instead thereof, insert the following:

II. And be it further enacted, that the fifth section of the said herein before recited Act, be, and the same is hereby repealed.

III. And be it further enacted, that for the purpose of disciplining and improving the Militia in Martial exercises, the Commander in Chief may at such convenient season of the year as he may judge fit, interfering as little as possible with seed time and harvest, order out and keep together each battalion, together or in divisions within their respective districts, those above fifty years of age excepted, for any time not exceeding six days in each year, and every non-commissioned officer and private wilfully neglecting to appear at the time and place specified in such order, shall be liable to a fine of *twenty shillings* for each and every day that he shall so neglect to appear, and every non-commissioned officer and private who, after having appeared, shall at any time during the said six days, be absent from his company without leave from his commanding officer, shall, for each and every time that he shall be so absent without leave, be liable to a like fine of *twenty shillings*, which fines shall be recovered as herein after mentioned, provided always, that no person shall be required to travel more than thirty miles from his usual place of residence to attend the training of the battalion or the division thereof to which he may belong. And provided also, that persons, other than substitutes, who shall have been embodied and on actual service for the space of twenty days, and also persons who shall have procured substitutes to perform such actual service, shall not be required to attend such drill during the same year in which such actual service shall have been performed.

IV. And be it further enacted, that there shall be allowed and paid out of the Treasury of this Province, annually during the continuance of this Act, a sum not exceeding

to be appropriated

ated for the purpose of defraying the expence of procuring provisions to be issued to the Militia, when so called out, for the purpose of training and disciplining, to be paid as other sums appropriated by law are directed to be paid, and there shall be allowed and issued to every officer, non-commissioned officer and private of the Militia actually attending at such training, the same allowance of meat and bread for every day they shall so actually attend as is usually issued to His Majesty's Troops.

V. And be it further enacted, that it shall be the duty of the several officers commanding Regiments or Battalions, immediately after the Regiment or Battalion shall be dismissed, to nominate and appoint a board to consist of not more than five nor less than three commissioned officers of the Regiment or Battalion; the President not to be under the rank of a Captain, which board shall assemble on the next Monday but one after the Regiment or Battalion shall be dismissed, at such convenient place as the said commanding officer shall direct; and a list of the names of all the delinquents in the Regiment or Battalion who shall have been absent from their respective Companies without leave, shall be laid before the said board, who shall have power to hear and judge of any reasonable excuse to be made, to appear to the satisfaction of the said board, on the part of any such delinquents, and either to impose the fines directed in and by the third section of this Act, or to remit the same as to the said board, in their discretion shall seem just and equitable: and it shall be the duty of the President of the said board without delay to return to the commanding officer of the Regiment or Battalion a list in writing and signed by the said President, of the names of all persons upon whom fines shall be imposed by the said board, and also of the persons to whom the fines shall be remitted, with the reasons for so doing, which lists shall be entered by the Clerk of the Regiment or Battalion in a book to be by him kept for that purpose, and all fines so imposed shall be levied by a non-commissioned officer by an order of the commanding officer of the Regiment or Battalion as directed in and by the seventh section of the said recited Act, which order it shall be the duty of the said commanding officer forthwith to issue, and for want of goods whereon to levy, every such delinquent shall by warrant under the Hand and Seal of such commanding officer be committed to the County Gaol, there to remain not exceeding four days for each days delinquency or until such fine or fines, together with the fees to the non-commissioned officer, and the accustomed Gaol fees are paid, and it shall be the duty of the Gaolers in the several and respective Counties of this Province to receive and keep such delinquent during the time specified in such warrant, and then to discharge him upon payment of the fees to the non-commissioned officer, and the Gaol fees as herein before mentioned.

VI. And be it further enacted, that all fines to be imposed under and by virtue of the third section of the said herein before recited Act, shall be recovered in the same manner as the fines are directed to be recovered in and by the fifth section of this Act, instead of the manner provided in and by the said third section of the said recited Act, any thing in the said recited Act to the contrary notwithstanding.

Section IV. at F, dele "and Companies."

At G, dele "and Companies."

At H, dele "Acts" and insert "Act."

At I, dele "or Company."

After Section VI. at K, insert "And be it further enacted, that all orders to be issued by any commanding officer of Militia under and by virtue
of

tion of a Bill to enlarge the limits of the Parishes of Saint Patrick and Saint George, in the County of Charlotte. The *Speaker* resumed the chair. Mr. *Campbell* from the committee reported, that he was directed by the committee to report, that they had agreed to the Bill and he delivered the same at the Clerk's table, which Bill upon being read, was ordered to be engrossed.

The order of the day being read the House went into further consideration of the amendments sent down by the Council to the Militia Law, and on motion made and seconded, it was resolved, that the House do request a conference with the Council on the subject of the amendments sent down by them to the Militia Bill. Ordered, that Mr. *Botsford* and Mr. *Allen* do inform the Council therewith.

Message from the Council. Mr. *Robinson* delivered the Message.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill to empower the Justices of the County of Westmorland to regulate the grasing and depasturing the Marshes and Low Lands; and to the Bill to give full effect to, and to prevent the evasion of the Act for the further increase of the Revenue;” and then Mr. *Robinson* withdrew.

The House in committee, Mr. *Street* in the chair, went into consideration of further supplies to be granted to His Majesty for the public service. The *Speaker* resumed the chair. Mr. *Street* from the committee reported, that he was directed by the committee to report that they had come to the following resolutions and asked leave to sit again:

Resolved that the sum of *three hundred pounds* be vested in the hands of Commissioners to be appointed by His Honor the President for the purpose of assisting the Indians of the Oak Pack tribe, in making settlements on, and cultivating and improving any land which may be granted to them, or for their use.

That a sum not exceeding *one hundred and fifty pounds* be granted to His Honor the President to enable him to erect two Log Houses on the route from Fredericton to Saint Andrews: which report is accepted.

The House then adjourned until to-morrow morning at 11 o'clock.

TUESDAY, the 15th day of FEBRUARY, 1814.

PRAYERS.

Read an engrossed Bill to enlarge the limits of the Parishes of Saint Patrick and Saint George, in the County of Charlotte. Resolved, that the Bill do pass. Ordered that Mr. *Dunn* and Mr. *Campbell*, do carry the same to the Council and desire their concurrence.

Resolved, that the Council be requested to appoint a committee to meet a committee of this House, for the purpose of preparing an humble petition to His Royal Highness the PRINCE REGENT, praying that when a negotiation for Peace shall take place between Great-Britain and the United States of America, His Royal Highness will be graciously pleased to direct such measures to be adopted, as he may think proper to alter the boundaries between those States and this Province, so as that the important line of communication between this and the neighboring Province of Lower Canada, by the River Saint John, may not be interrupted. Ordered that Mr. *Leonard* and Mr. *M'Donald*, do carry the same to the Council and desire their concurrence.

The House in committee, Mr. *R. Pagan* in the chair, went into consideration of a Bill to continue an Act for raising a Revenue in this Province,

and the Acts in amendment thereof; and also to a Bill for laying additional duties on certain articles imported into this Province. The *Speaker* resumed the chair. Mr. *R. Pagan* from the committee reported, that he was directed by the committee to report, that they had agreed to the Bills before them, and he delivered the same at the Clerk's table, which Bills being severally read, were ordered to be engrossed.

Resolved, that an humble Address be presented to His Honor the President, requesting that His Honor will be pleased to inform the House what steps have been taken relative to the Province sloop Brunswicker since the Address of this House of the 2d February last, to His Honor the late President. Ordered, that Mr. *W. Pagan* and Mr. *Johnston* do present the same to His Honor the President.

On motion made and seconded, the House took into consideration the report of the committee appointed to examine and inquire into Peter Clinch's petition, which report being read. Resolved that the report be accepted.

The House in committee, Mr. *Street* in the chair, went into consideration of further supplies to be granted to His Majesty for the public service.

Message from the Council. The *Speaker* resumed the chair.

General *Coffin* delivers the Message.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill to authorize the Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of Saint Andrews, to convey to the King's Majesty a certain piece of glebe land of the Parish, for the purpose of erecting fortifications thereon;” and then General *Coffin* withdrew. The *Speaker* left the chair. Mr. *Street* resumed the chair of the committee.

Message from the Council. The *Speaker* resumed the chair.

Mr. *Justice Saunders* delivered the Message.

“ Mr. *Speaker*,

“ The Council have agreed to appoint a committee to meet a committee of the House of Assembly as requested by the House, for the purpose of preparing an humble petition to His Royal Highness the PRINCE REGENT on the subject of the boundary line between the United States and this Province, and also, that the Council do agree to the conference proposed by the House on the amendments to the Militia Bill, and have appointed Mr. *Robinson* and Judge *Saunders* a committee for that purpose;” and then Mr. *Justice Saunders* withdrew.

Resolved, that Mr. *Botsford*, Mr. *Allen* and Mr. *Agnew*, be a committee to manage the conference and prepare reasons on the part of this House, upon the subject of the amendments proposed by the Council to the Militia Bill, and ordered, that they do acquaint the Council therewith. Mr. *Speaker* left the chair. Mr. *Street* resumed the chair of the committee. Mr. *Speaker* resumed the chair. Mr. *Street* from the committee reported, that he was directed by the committee to report, that the committee had agreed to the following further resolutions, and asked leave to sit again:

Resolved, that the sum of *one hundred and fifty pounds* be granted to the Justices of the Peace for the County of Northumberland, towards enabling them to complete the Court House and Gaol in that County.

That the sum of *fifty pounds* be granted to His Honor the President, to be applied towards the encouragement of a settler between the Nashwalk and the Miramichi river.

That the sum of *twenty five pounds* be granted, towards the defraying the expence of printing the Journals of the present Session, and the like sum towards the printing the Laws. Which report is accepted. Ordered,

Ordered, that Mr. *Attorney General* and Mr. *Botsford*, be a committee to meet a committee of the Council, to prepare an humble petition to His Royal Highness the PRINCE REGENT on the subject of the boundary line between the United States and this Province, and acquaint the Council therewith.

The House then adjourned until to-morrow morning at 11 o'clock.

 WEDNESDAY, the 16th day of FEBRUARY, 1814.

PRAYERS.

Mr. *Botsford* from the committee appointed to prepare reasons to be laid before the House upon the subject matter of the amendments proposed by the Council to the Militia Bill, reported as follows, viz.

The House of Assembly direct their committee of conference, upon the subject matter of the amendments proposed by the Council to the Militia Bill, to state that the House cannot concur in the proposed amendments for the following reasons:—

1st. That the ordering out the whole of the Militia to attend general or Battalion-musters for six days, will in the opinion of the House be attended with serious inconveniencies, as it will tend to withdraw the whole of the male inhabitants between sixteen and fifty years of age from their agricultural, and other pursuits, at a time when the Province is called upon to make every exertion for its support.

2d. That the furnishing the Militia, with provisions, and the necessary camp equipage during the six days general muster, will be attended with an expence, which in the opinion of the House will by no means be counterbalanced by the benefits to result from such musters.

3d. That many of the advantages which attend the general musters, will in the opinion of the House be derived from having the Militia exercised, by two or more companies together, at the discretion of the commanding officers of the Battalions; and when at the same time the ease and accommodation of the inhabitants can be consulted.

4th. That great delay, will in the opinion of this House arise from the mode provided by one of the proposed amendments, for the levying and collecting of fines.

5th. That in the opinion of the House, some of the proposed amendments which impose additional burthens upon the people, and appropriate the public monies could not be made by the Council consistently with the usage of Parliament, as they involve principles, which are an infringement of the peculiar privileges of the House.

The House in committee, Mr. *Street* in the chair, went into consideration of further supplies to be granted to His Majesty for the public service. Mr. *Speaker* resumed the chair. Mr. *Street* from the committee reported, that he was directed by the committee to report, that the committee had come to the following further resolutions, viz.

Resolved, that the sum of *one hundred pounds* be granted towards improving and repairing the road from Brownall's to the Bay of Verte.

From the Bay of Verte to Cape Tormintin, and towards building the bridge over the Gaspereau river, the sum of *fifty pounds*.

The sum of *one hundred pounds* for repairing the road across the Marsh between Sackville and Westmorland.

The sum of *fifty pounds* towards repairing the portage from Dorchester to Sackville. The

The sum of *one hundred pounds* towards repairing and improving Memramcook portage.

The sum of *two hundred pounds* towards repairing the road from the bend of the Peticodiac river to Sherman's.

The sum of *two hundred pounds* towards repairing the road from Sherman's to James Blackney's.

The sum of *two hundred pounds* towards repairing the portage from Blackney's to the ridge of Pine Land, about an half mile below Carlisle's.

The sum of *one hundred and fifty pounds* in aid of subscriptions towards erecting a bridge across the Memramcook river, at Lake Belfountain.

The sum of *fifty pounds* towards repairing the Bridge over Studville Mill Stream.

The sum of *one hundred pounds* towards widening and improving the Road from the finger board, to the head of Belisle.

The sum of *fifty pounds* towards improving the road from Kennebeckacis to Hammond river.

The sum of *thirty pounds* from the farm of the late Judge Upham, to Taber's, at the head of Hammond river.

The sum of *one hundred pounds* for improving the road from Taber's to Hopewell.

The sum of *thirty pounds* towards improving the road from Taber's to Quaco.

The sum of *one hundred pounds*, being one third of the estimate of the expences, to be incurred in repairing the aboideau bridge at Simond's Mills; provided that the sum of *two hundred pounds*, shall be expended thereon, by the proprietors of the Land, under the direction of Commissioners.

The sum of *fifty pounds* towards improving the road from Carleton, to John Mount's, in Musquash.

The sum of *one hundred pounds* towards erecting a bridge over the Western branch of Musquash river.

The sum of *twenty pounds* from the main road leading to Hopewell, to Martin's Head.

The sum of *fifty pounds* to assist the inhabitants on the bass wood ridge, to open a road to St. Stephen's.

The sum of *two hundred pounds* to bridge the Digdaguash river.

The sum of *two hundred pounds* to bridge the Magaugadavic river.

The sum of *three hundred pounds* to open a road from the settlement at Letang, in Charlotte County to the settlement at Musquash, in the County of Saint John.

The sum of *one hundred pounds* to clear the road from Conick's, to the river Magaugadavic, near the forks.

The sum of *one hundred pounds* to bridge the Magaugadavic river at that place.

The sum of *three hundred pounds* to open a road from thence, to the Oro-mocto river, in the County of Sunbury.

The sum of *twenty five pounds* to assist the inhabitants on the Chepitnic-ticook ridge, to open the road to St. Stephen's.

The sum of *three hundred pounds* from the head of Belisle, to Jemseg.

The sum of *one hundred pounds* from Gage Town, to the upper line of the County.

The sum of *thirty pounds* towards erecting a bridge over Little river, on the North West side of the Grand Lake.

The sum of *fifty pounds* towards improving the road from the lower line of the County of Sunbury, to Edward Burpe's house.

The sum of *fifty pounds* towards improving the road from Nathan Smith's house, to the Causey.

The sum of *two hundred pounds* towards completing the Causey in Burton.

The sum of *one hundred pounds* towards improving the road from the Oro-mocto to the Block House.

The sum of *one hundred pounds* towards repairing the road and bridges in Lincoln.

The sum of *two hundred pounds* towards repairing the roads and bridges on the river Nashwalk.

The sum of *fifty pounds* for improving the road from the Parish of Lincoln to William Segee's farm.

The sum of *fifty pounds* towards repairing the bridge near Essington's.

The sum of *fifty pounds* towards erecting a bridge over the Creek, below the French Village.

The sum of *fifty pounds* towards widening the bridge over Phillis's Creek.

The sum of *eight hundred and fifty pounds* for improving the road on the general line of communication from the French Village to the Presque Isle.

The sum of *one hundred and fifty pounds* towards making a road from the river Roostock to the Great Falls.

The sum of *one hundred pounds* towards making a road from the Great Fall's, to the Madawaska settlement.

The sum of *one hundred and seventy five pounds*, from the Head of the Nashwalk settlement to Bett's on the Miramichi.

The sum of *two hundred pounds* from Bett's to Fraser's, or Behair's Island.

The sum of *one hundred and fifty pounds* for building ten Gondaloes for the use of the Ferries across ten rivers, between Shediac, and Nappau rivers, inclusive.

The sum of *one hundred pounds* for erecting two bridges across the Chock-pish, and Portage rivers.

For improving the roads from Cocagne to Bucktouchc, *twenty five pounds*.

From thence to Richibucto, *fifty pounds*, and from thence to Passabi-quack, *fifty pounds*.

The sum of *two hundred pounds* to explore, lay out, and open a road from the Richibucto to the Court House in Miramichi.

The sum of *one hundred pounds* be granted towards improving the new road, commonly called the back road, leading from the mouth of the Nashwalk, to the upper line of the County of Sunbury.

The sum of *twenty five pounds* towards improving the back road in Manguerville, from the lower boundary of the County of York, to where the said road joins the Manguerville road, on the bank of the river St. John.

The sum of *thirty pounds* towards completing the winter road from the head of Bates's Mill Pond, so called, in the Parish of Kingston, in King's County, to the river Kennebeckacis.

The sum of *one hundred and fifty pounds* towards completing the road from the bend of the Peticodiac river to Shediac.

Read a second time, a Bill in further addition to an Act, entitled, "An Act for the better ascertaining and confirming the boundaries of the several Counties in this Province, and for subdividing them into Towns or Parishes." Ordered to be committed.

Mr. Campbell has leave of absence on his private business.

The House then adjourned until to-morrow morning at 11 o'clock.

THURSDAY,

mittee in 1812 it appeared, that the sum of *seventeen pounds five shillings and one penny half penny*, then remained in the Commissioner's hands, the sum of *sixteen pounds fifteen shillings* has since been expended, as appears by the report and vouchers; a balance of *ten shillings and one penny half penny* still remains unexpended.

G. Christopher Hatch, Esquire's, account of monies expended in exploring and opening a road from the settlement on Digdequash river to the Pleasant Ridge; the sum of *fifty pounds* was received and expended on that road the account is accompanied with an affidavit and receipt for the sum of *fifty pounds* paid.

No. 1. The Secretary of the Province's account of fees for issuing 59 warrants, amounting to *fourteen pounds fifteen shillings*.

No. 2. Jacob S. Mott's accounts for printing and publishing the Acts and Journals of last Session, amounting to *eighty nine pounds sixteen shillings and three pence*.

No. 3. Jacob S. Mott's account for printing public advertisements, &c. amounting to *fourteen pounds thirteen shillings and six pence*.—The committee remark that in their opinion some of the items in this account are not properly chargeable to the General Assembly, but owing to the decease of Mr. Mott, no explanation can be had on the subject.

No. 4. Jacob S. Mott's account for publishing Militia Orders, &c. amounting to *seven pounds two shillings and one penny*.

No. 5. Samuel Buchannan's account for airing, and taking care of the Province Hall, amounting to *fifteen pounds*.

No. 6. The Honorable George Leonard, Esquire, Quarter Master General of Militia's account of expenditures for the Sloop Brunswicker.—This account is accompanied with distinct and satisfactory vouchers.

From the stated account it appears that the sum of *three hundred and fifty three pounds eight shillings and six pence* has been received out of the Province Treasury—a charge is made of *one hundred and sixty five pounds fifteen shillings and eleven pence half penny*; this sum being a balance due to him on a settlement by the committee last year in liquidating his accounts,—the remaining sum of *one hundred and eighty three pounds sixteen shillings* is the amount of expenditure since the 10th February; from this statement there is a balance of *three pounds sixteen shillings and six pence half penny* in the hands of the Quarter Master General; the account of expenditure for Couriers, with vouchers has been submitted to this committee, but being of opinion that it is not one of the public accounts requiring their examination, they have therefore declined any other report on it; which report was read and referred to the committee of supply.

The House in committee, Mr. Street in the chair, went into consideration of further supplies to be granted to His Majesty for the public service.

Message from the Council. The Speaker resumed the chair.

Mr. Odell, delivers the Message.

“ Mr. Speaker,

“ The Council request a conference with the House of Assembly on the subject of the last conference on the Militia Bill;” and then Mr. Odell withdrew.

Resolved, that the House do agree to the conference proposed by the Council on the subject of the last conference on the Militia Bill.

Ordered that the same committee who managed the last conference on the part of the House do manage the proposed conference and acquaint the Council therewith.

Ordered, that Mr. Dunn and Mr. W. Pagan do carry up the resolutions of

of supply to the Council, and desire their concurrence. The *Speaker* left the chair. Mr. *Street* resumed the chair of the committee.

Message from the Council. Mr. *Speaker* resumed the chair.

Mr. *Justice Saunders* delivers the Message.

“ Mr. *Speaker*,

“ Mr. *Robinson* and *Judge Saunders* are appointed a committee to manage the conference on the part of the Council on the subject of the last conference on the Militia Bill;” and then Mr. *Saunders* withdrew.

Message from the President.

“ NEW-BRUNSWICK, 18th FEBRUARY, 1814.

“ THOMAS SAUMAREZ.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The President directs to be laid before the House of Assembly sundry papers numbered one to five in answer to the Address of the House of the 15th instant, respecting the Sloop Brunswicker. “ T. S.”

Read and ordered to lay on the table.

Read an engrossed Bill, in further addition to an Act for the better ascertaining and confirming the boundaries of the several Counties in this Province, and for subdividing them into Towns or Parishes; and the question being put whether the Bill should pass; the following clause by way of rider was moved and seconded:

And be it further enacted, that this Act shall continue and be in force until the end of the next Sessions of the General Assembly of this Province and no “ longer;” and the question being put thereupon, it passed in the negative; whereupon ordered, that the Bill do pass, and that Mr. *Attorney General* and Mr. *Belding* do carry the Bill to the Council and desire their concurrence.

Mr. *Botsford* from the committee appointed to conduct the conference with the committee of the Council on the subject matter of the last conference on the Militia Bill, reported that they had conferred this day with the committee of the Council thereon, from whom they had received the following reasons in support of their former objections, to wit:

To the reasons assigned in conference, on the part of the Assembly, as the grounds of their dissent to the amendments proposed by the Council to the Militia Bill; the Council direct their committee to return the following answers:

I. If the inconveniences which must attend the proposed annual training of the several battalions of Militia for six days, will, in the opinion of the Assembly, be so serious, as to outweigh the urgent importance of the object aimed at in this Bill, namely, to render it efficient for the essential purposes of defence at this critical juncture; the Council would propose to the consideration of the House, a provision for enabling His Honor the President to appoint for each battalion, three several periods of twelve days each, to be attended by one-third part of the battalion in succession, so that the whole may in turn have the benefit of a much more thorough instruction, and with less particular inconvenience; but, in all cases whenever the Militia are called out for training; the Council think it ought to be made an indispensable condition that they should be furnished with rations of provisions at the expence of the Province.

II. The Council cannot recede from their proposed amendment respecting the levying and collecting of fines under the Bill in question.

III. The Council most explicitly disclaim even a wish in the smallest degree to infringe the peculiar privilege of the House of Assembly, to grant and appropriate monies for the public service. They simply meant to suggest

gest to that House the making of such provision as might be adequate for that supply of provisions which they consider indispensably necessary for the Militia when assembled for the purpose of being disciplined and trained for the defence of the Province. Wm. F. ODELL, Clerk.

Council Chamber, 18th February, 1814.

The *Speaker* left the chair. Mr. *Street* resumed the chair of the committee. The *Speaker* resumed the chair. Mr. *Street* from the committee reported, that the committee had directed him to report, that they had come to some further resolutions, and asked leave to sit again.

Resolved, that the sum of *fourteen pounds fifteen shillings* be granted to the Secretary of the Province for fees due him for drawing Warrants on the Province Treasury, agreeable to his account.

To the administrators of Jacob S. Mott in discharge of his accounts for printing and publishing the Acts and Journals of the last Session, the sum of *eighty nine pounds sixteen shillings and three pence*.

To the administrators of Jacob S. Mott, in discharge of his account for printing of public advertisements, the sum of *fourteen pounds three shillings and six pence*.

To the administrators of Jacob S. Mott in discharge of his account for publishing Militia Orders the sum of *seven pounds two shillings and one penny*.

That a sum not exceeding *two hundred pounds* be granted for replacing the chimnies of the Province Hall in their former situation, and for painting the walls and wood work of the Assembly Room and other necessary repairs to the building.

That the sum of *sixty pounds* be granted for the purpose of procuring proper hangings for the windows of the House of Assembly and Council Chamber, and also chairs for the former.

To Samuel Buchanan for airing and taking care of the Province Hall, *fifteen pounds*.

That the sum of *ten pounds* be granted to the Sheriff of the County of York for returning John Murray Bliss, Esq. a member for that County to serve in General Assembly.

That the sum of *ten pounds* be granted to the Sheriff of the County of Westmorland for returning William Botsford, Esq. a member for that County to serve in General Assembly.

That the sum of *twenty five pounds* be granted towards cleaning out Simond's Creek in the County of Sunbury.

That the sum of *fifty pounds* granted in the Session of 1812, for improving the road from Fredericton to Rushagoamias, and for a bridge across the same, and not yet applied to such purposes be reappropriated and applied solely towards the erection of a bridge across the Rushagoamias where the High Road of Lincoln crosses the same, in the County of Sunbury, which report was read and accepted.

The House then adjourned until to-morrow morning at 11 o'clock.

SATURDAY, the 19th day of FEBRUARY, 1814.

PRAYERS.

On motion made and seconded. Resolved, that the House will not concur with the Council in the amendments proposed to the Militia Bill, as they consider the same as an infringement of the privileges of this House. Ordered, that Mr. *Attorney General*, Mr. *Botsford* and Mr. *Ward* be a committee

mittee to prepare and bring in a Bill, supplementary to an Act for regulating the Militia, and to continue and amend the same.

Message from the Council.

Mr. *Robinson* delivers the Message.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill to enlarge the Parishes of Saint Patrick and Saint George; and the Bill to continue the Act to provide for “ the more effectually repairing the Streets and Bridges in Saint John:” and then Mr. *Robinson* withdrew.

On motion made and seconded, it was resolved, that an Humble Address be presented to His Honor the President, requesting that he will be pleased to direct such steps to be taken, as may be deemed expedient to recover from the captors of the vessel formerly called the Commodore Barry, since the Brunswicker, the original purchase money, and reasonable damages sustained for the non performance of the engagement entered into by Capt. Brenton, one of the captors, and that this House will provide for any expences attending the same; and that Mr. *W. Pagan* and Mr. *Johnston*, do present the same to His Honor.

The following resolve was moved and seconded.

The House finding that the expence attending the procuring of sleds for facilitating the march of the Volunteer Seamen, and the King's Regiment, on their route from hence to Canada, has been greater than was contemplated.

Resolved, therefore, that the further sum of _____ pounds be granted towards such additional expence, and the question being put whether the resolution should be adopted, the House divided as follows, viz.

YEAS.

Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Dunn*,
Mr. *Belding*,
Mr. *Attorney General*,
Mr. *M'Donald*,
Mr. *Agnew*.

NAYS.

Mr. *Easterbrooks*,
Mr. *Chapman*,
Mr. *Ward*,
Mr. *Johnston*,
Mr. *Yeamans*,
Mr. *Knapp*,
Mr. *Botsford*,
Mr. *Fraser*,
Mr. *Allen*,
Mr. *Bliss*.

and it passed in the negative.

The House in committee, Mr. *M'Donald* in the chair, went into consideration of further supplies to be granted to His Majesty for the public service. The *Speaker* resumed the chair. Mr. *M'Donald* from the committee reported, that he was directed by the committee to report, that they had come to the following further resolutions, and asked leave to sit again.

Resolved, that a sum not exceeding *one hundred pounds* be granted to His Honor the President, to enable him to compensate Major Daniel Morehouse, Mr. William M'Lauchlan, Peter Duperee, and other persons for their extraordinary expences in accommodating the Volunteer Seamen, and King's Regiment on their march to Canada.

That on account of the advanced age, and infirm state of health of the Surveyor General of Lands, the sum of *fifty pounds* be granted him to assist in defraying the expence of a Clerk. Which report is accepted.

Mr. *Attorney General* from the committee appointed to bring in a Bill, supplementary to an Act for regulating the Militia, and to continue and amend

amend the same, brought in the same, which Bill was read a first and second time, and ordered to be committed.

Mr. Knapp has leave of absence on his private affairs.

The House then adjourned until Monday morning next at 11 o'clock.

MONDAY, the 21st day of FEBRUARY, 1814.

PRAYERS.

The House in committee, Mr. W. Pagan in the chair, went into consideration of a Bill, supplementary to an Act for regulating the Militia, and to continue and amend the same.

Message from the Council. The Speaker resumed the chair.

General Coffin delivers the Message.

“ Mr. Speaker,

“ The Council have agreed to the Bill in addition to the Act for the better ascertaining and confirming the boundaries of the several Towns and “ Parishes in the County of Northumberland;” and then General Coffin withdrew.

Message from the Council.

Mr. Justice Saunders delivers the Message.

“ Mr. Speaker,

“ The Council do agree to the resolutions of appropriation sent up by the “ House of Assembly on the 18th instant, excepting the resolution granting “ the sum of *fifty pounds* towards the completing of the Church in the Parish “ of Sheffield, and the resolution granting the sum of *one hundred pounds* to “ assist the Methodist Society in Saint John to discharge a debt incurred by “ building a Chapel;” and then Mr. Saunders withdrew.

Resolved, that Mr. Botsford and Mr. Fraser do carry up the resolutions of supply of the 18th and 19th instant, to the Council, and desire their concurrence. Mr. Speaker left the chair. Mr. W. Pagan resumed the chair of the committee. The Speaker resumed the chair. Mr. W. Pagan from the committee reported, that he was directed by the committee to report that they had agreed to the Bill before them with amendments; and he delivered the same at the Clerk's table, and the same with the amendments being read, was ordered to be engrossed.

Ordered, that Mr. Botsford and Mr. W. Pagan, be a committee to prepare and bring in a Bill for the appropriation of the public money.

Resolved, that the sum of *twenty pounds*, for which the Treasurer has taken credit in his account of Warrants paid, being No. 37, appeared to have been paid without a sufficient authority, as the warrant was not granted by and with the advice and consent of His Majesty's Council.

The House then adjourned until to-morrow morning at 11 o'clock.

TUESDAY, the 22d day of FEBRUARY, 1814.

PRAYERS.

Mr. Speaker communicated to the House the following Letter from Lieut. Col. Robertson, commanding the King's Regiment, viz.

“ Mr. Speaker,

“ His Honor the President Major General Sir Thomas Saumarez having “ intimated to me that your Honorable House of Assembly, has been gene-
“ rously

they had agreed to the Bill before them, with amendments, and he delivered the Bill at the Clerk's table, which Bill together with the amendments being read, was ordered to be engrossed.

The House in committee, Mr. *Botsford* in the chair, went into consideration of a Bill to appropriate a part of the public Revenue for the services therein mentioned.

Message from the Council. Mr. *Speaker* resumed the chair.

Mr. *Saunders* delivers the Message.

“ Mr. *Speaker*,

“ Mr. *Odell* and *Judge Saunders* are appointed a committee to meet the committee of the Assembly in conference on the Militia Bill; and the Council do agree to the resolutions of appropriation sent up on the 21st instant, observing however, that the allowance to Samuel Buchanan appears from its amount to have been intended only for one year, whereas he is entitled to be paid for two;” and then Mr. *Saunders* withdrew.

Mr. *Botsford* resumed the chair of the committee. Mr. *Speaker* resumed the chair. Mr. *Botsford* from the committee reported, that he was directed by the committee to report, that they had agreed to the Bill before them with amendments; which Bill with the amendments, upon being read, was ordered to be engrossed. Message from the Council.

General *Coffin* delivers the Message.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill to continue the Revenue Laws, and the Bill for laying additional duties on certain articles imported into this Province;” and then General *Coffin* withdrew.

Mr. *Leonard* has leave of absence on his private business.

Mr. *Agnew* from the committee of conference on the subject of the Militia Bill, reported that the committee from the Council had delivered to them the following proposition in writing:

“ The committee of conference on the part of the Council, on the subject of the Militia Bill are instructed to state that it is the opinion of the Council, that whatever time may be allotted for the annual training of the Militia, it must be a burthen on those who are enrolled, for which it is not supposed an adequate compensation can be afforded, but as it is not beyond the ability of the Province to afford them pay and provisions when thus called out for the purpose of being prepared for actual service in the general defence; the Council cannot but hope that the Assembly will reconsider this subject and in the present Bill adopt so much of the eighth clause of the Militia Law of 1810, as provides that all persons enrolled except those above forty five years of age shall assemble by Regiments or Battalions or Detachments thereof, one day in the year, or four days successively, if the Commander in Chief shall so order and direct, for the purpose of training and disciplining as aforesaid, the time and place of which general training shall be as the Commander in Chief shall direct and appoint; and whenever the Commander in Chief shall deem it necessary to exercise or review any Regiment or Battalion as aforesaid, more than one day in any one year as aforesaid, the non commissioned officers, drummers, fifers and privates shall be entitled to receive out of the Province Treasury the like pay and allowances for each day more than one as aforesaid, as is provided for the Militia when on actual service.

“ Wm. F. ODELL, Clerk.

“ Council Chamber, 23d February, 1814.”

Which being read, it was moved by Mr. *Fraser*, and seconded, that the House do now go into consideration of the said propositions sent down by

“ Mr. Speaker,

“ The Council do agree to the conference proposed by the Assembly on the subject of the proposition of the Council, and that Mr. Odell and Judge Saunders are a committee for that purpose;” and then Mr. Odell withdrew.

Resolved, that the committee who managed the last conference with the Council on the Militia Bill, do manage the present conference on the subject of the proposition of the Council on the Militia Bill, and prepare an answer thereto.

Message from the Council.

Mr. Robinson delivers the Message.

“ Mr. Speaker,

“ The Council have agreed to the Bill for opening and improving the Roads and erecting Bridges throughout the Province:” and then Mr. Robinson withdrew.

Mr. Agnew from the committee of conference appointed to meet the committee from the Council on the subject of their propositions respecting the Militia Bill, and to prepare an answer to the same. Reported, that the committee had directed him to report the following answer, viz.

That the House of Assembly cannot accede to the propositions of the Council to amend the Militia Bill, as the House thinks them inexpedient and unnecessary. And the question being put whether the said report should be adopted in answer to the propositions of the Council on the Militia Bill; the House divided as follows:

YEAS.

Mr. Easterbrooks,
Mr. W. Pagan,
Mr. Chapman,
Mr. Johnston,
Mr. Yeamans,
Mr. Allen,
Mr. Agnew,

YEAS.

Mr. R. Pagan,
Mr. Dunn,
Mr. Humbert,
Mr. Belding,
Mr. Fraser,
Mr. Taylor.

NAYS.

Mr. Ward,
Mr. Street,
Mr. Attorney General,
Mr. Bliss,
Mr. Botsford,
Mr. M^cDonald.

and it passed in the affirmative.

Ordered, that the said report be received, and that the committee of conference be instructed to state to the committee of conference on the part of the Council, that the House of Assembly cannot accede to the propositions of the Council to amend the Militia Bill, as the House thinks them inexpedient and unnecessary.

Ordered, on motion of Mr. R. Pagan, that Mr. Speaker be added to the standing committee of correspondence.

The House then adjourned until to-morrow morning at 11 o'clock.

FRIDAY, the 25th day of FEBRUARY, 1814.

PRAYERS.

Message from the Council by Mr. Justice Saunders, informing the House of Assembly that the Council have agreed to the Bill supplementary to an Act, entitled, “ An Act for regulating the Militia and to continue and amend the same” with amendments; which amendments being read, are as follow, viz.

Amendments to the Bill supplementary to an Act, entitled, “ An Act for regulating the Militia and to continue and amend the same.”

Preamble—dele the Preamble.

Section I. at A. dele the remainder of the section, and insert, “ fifth, sixth, seventh,

alter and amend a Bill to continue for a limited time the Acts now in force for regulating the Militia.

The House then adjourned until Monday morning next at 11 o'clock.

MONDAY, the 28th day of FEBRUARY, 1814.

Mr. *Solicitor General* from the committee appointed to alter and amend the Bill to continue for a limited time the Acts now in force for regulating the Militia, reported that he was directed by the committee, to report a draft of the same, which he delivered at the Clerk's table, and the same being read a first and second time, was ordered to be committed.

Mr. *Attorney General* by leave brought in a Bill to authorise the Justices of the Peace for the County of Northumberland to hold a special session for the purpose of appointing Town or Parish officers for the present year; which was read a first and second time, and ordered to be committed.

The House in committee, Mr. *Attorney General* in the chair, went into consideration of the alterations and amendments brought in by the committee appointed to alter and amend for a limited time the Acts now in force for regulating the Militia. Mr. *Speaker* resumed the chair. Mr. *Attorney General* from the committee reported, that he was directed by the committee, to report that they had agreed to the amendments to the Bill to alter and amend for a limited time the Acts now in force for regulating the Militia, and had directed him to report the same under the following title, viz.

A Bill to continue and amend an Act, entitled, "An Act for regulating the Militia," which Bill was read, and ordered to be engrossed.

The House in committee, Mr. *Botsford* in the chair, went into consideration of a Bill to authorise the Justices of the Peace for the County of Northumberland, to hold a Special Session for the purpose of appointing Town or Parish officers for the present year. Mr. *Speaker* resumed the chair. Mr. *Botsford* from the committee reported, that he was directed by the committee, to report that they had agreed to the Bill before them, and he delivered the Bill at the Clerk's table, which was read, and ordered to be engrossed.

Read an engrossed Bill to authorise the Justices of the Peace for the County of Northumberland, to hold a Special Session for the purpose of appointing Town or Parish officers for the present year. Resolved that the Bill do pass. Ordered, that Mr. *Attorney General* and Mr. *Fraser* do carry the Bill to the Council and desire their concurrence.

Read an engrossed Bill to continue and amend an Act, entitled, "An Act for regulating the Militia." Resolved that the Bill do pass. Ordered, that Mr. *Ward* and Mr. *Humbert* do carry the Bill to the Council and desire their concurrence.

The House then adjourned until to-morrow morning at 11 o'clock.

TUESDAY, the 1st day of MARCH, 1814.

Message from His Honor the President.

"NEW-BRUNSWICK, 1st MARCH, 1814.

"THOMAS SAUMAREZ.

"MESSAGE to the HOUSE of ASSEMBLY.

"The President directs to be laid before the House of Assembly, an extract of a letter which he has received from His Excellency Sir JOHN C.

"SHERBROOKE.

"I

“ I beg you will be so good to communicate to the Legislature of New-Brunswick, how highly I feel gratified by its liberality and attention to the comfort of the Seamen and Soldiers ordered to Canada, of which I shall not fail to make the most favorable representation.”

Message from the Council.

Mr. *Justice Saunders* delivers the Message.

“ Mr. *Speaker*,

“ The Council have agreed to the Bill to authorise the Justices of Northumberland, to hold a Special Session for the purpose of appointing Parish officers, and that the Council do request a conference with the House of Assembly on the subject of the Bill to continue and amend the Militia Law;” and then Mr. *Saunders* withdrew.

Ordered, that Mr. *R. Pagan* and Mr. *Fraser* do acquaint the Council, that the House do agree to the conference proposed by the Council on the subject of the Bill to continue and amend the Militia Law, and that they, together with Mr. *Humbert*, be a committee to manage the same on the part of the House.

Message from the Council.

General *Coffin* delivers the Message.

“ Mr. *Speaker*,

“ Mr. *Odell* and *Judge Saunders* are appointed a committee to meet the committee of the Assembly in conference on the Militia Bill;” and then General *Coffin* withdrew.

Mr. *R. Pagan* from the committee of conference appointed to meet the committee of conference on the part of the Council, reported that they had received from them the following resolution of the Council, which being read is as follows, viz.

“ COUNCIL CHAMBER, 1st MARCH, 1814.

“ Resolved, that the committee of conference on the subject of the Militia Bill be instructed on the part of the Council to propose that, as the two Houses have not been able to agree on any amendments of the existing Law, the further discussion of that subject be deferred to a future opportunity, and for the present, that the Act of 1813, be continued to the end of the next Session of the General Assembly.

“ Wm. F. ODELL, Clerk.”

Resolved, that the House do now go into consideration of the proposition this day sent down by the Council, on the subject of the Militia Law, whereupon it was resolved, that a conference be requested with the Council on the subject matter of the last conference on the Militia Bill. Ordered that Mr. *R. Pagan* and Mr. *Fraser*, carry this request to the Council.

Message from the Council.

Mr. *Odell* delivers the Message.

“ Mr. *Speaker*,

“ The Council do agree to the conference proposed by the Assembly, and that the former committee be appointed to manage the same;” and then Mr. *Odell* withdrew.

Ordered, that the same committee who managed the last conference, do manage the present conference on the part of the House, and do assign the following reasons for the non concurrence to the last proposition of the Council, on the subject of the Militia Bill, viz.

The committee of conference are instructed to state to the committee of conference on the part of the Council, that the House cannot consistently with its pledge to His Honor the President at the opening of the Session, agree to the proposal of the Council to wave all discussion on the Militia Law,

" COUNCIL CHAMBER, 2d MARCH, 1814.

" The committee of conference are instructed to state to the committee of conference on the part of the House of Assembly, that the Council are sincerely desirous to agree with the House of Assembly in such amendments of the Militia Law as would fully redeem the pledges of the two Houses to His Honor the President, at the opening of the Session, which were to adopt such amendments as would render the Law more efficient for the essential purposes of defence, for which important object His Honor has since, by Messages of the 31st January to both Houses, deemed it his duty to express his opinion, that a provision for an annual training of the several Battalions of Militia during six days at least, is indispensably necessary.

" That the Council anxious to attain this object, but at the same time aware that it must unavoidably impose a heavy and unequal burthen on those who are enrolled in the Militia, have proposed to the Assembly to make provision for lightening this burthen, at least so far as to furnish the Militia with provisions while thus called out to be prepared for actual service, in case of necessity, for the general defence. This proposal however, was not only rejected by the House of Assembly but was considered as an infringement of their peculiar privileges; in such an imputation the Council could not acquiesce consistently with their duty to guard against any innovations in the constitution of this Colonial Legislature. Yet anxious to avoid at this time all particular discussions of that nature they merely disclaimed the imputation, in the hope of finding the House of Assembly alike disposed to abstain from questions of privilege at a juncture like the present, and endeavor as far as the circumstances of the Province would admit to meet the wishes of His Honor the President, which can only be prompted by a sincere ambition to contribute every thing in his power to the safety and welfare of the Colony committed to his Administration.

" After several fruitless conferences on this subject, the Council have, as a measure of conciliation proposed that, as the two Houses have not been able to agree on any amendments of the existing Law, the further discussion of that subject be for the present deferred, and that the Act of 1813, be continued to the end of the next Session of the General Assembly. This measure though it was actually adopted on Friday last by the House, and was ordered to be on their part proposed to the Council for their concurrence, is now on being proposed on the part of the Council, rejected by the House of Assembly, and a Bill sent up with provisions to which the Council cannot agree, since it is in their opinion much less efficient for the essential purposes of defence than the Act of 1813, for the amendment of which the Council still are anxious, but are fearful it cannot be obtained at present.

" It is stated, on the part of the House of Assembly, that by simply continuing the Act of 1813, many material benefits would be lost to the country, particularly the imposition of a fine upon aliens, and the recovery of fines before the Captains, the latter of which is stated to have been adopted by the House of Assembly, at the strong recommendation of the Council. To this statement the committee on the part of the Council is instructed to answer that their recommendation was to provide for the recovery of fines not before a Captain, to which they have serious objections, but before a board of officers. But if the House of Assembly continue to be of opinion that the proposed fine upon aliens, and the recovery of fines before a Captain, would be an amendment to the Act of 1813, the
" Council

Message from the Council.

Mr. *Odell* delivered the Message.

“ Mr. *Speaker*,

“ Mr. *Odell* and *Judge Saunders* are a committee to wait upon His Honor the President with the committee of the Assembly to request that His Honor will transmit the joint Address of the Council and Assembly;” and then Mr. *Odell* withdrew.

The House then adjourned until to-morrow morning at 11 o'clock.

FRIDAY, the 4th day of MARCH, 1814.

On motion made and seconded, ordered, that a committee be appointed to search the Journals of the Council as to their proceedings on the Bill to continue and amend an Act, entitled, “ An Act for regulating the Militia.” Mr. *Street* and Mr. *Agnew* are appointed a committee for that purpose.

Mr. *Street* from the committee appointed to search the Journals of the Council reported, that no entry had been made on the said Journal respecting the Militia, since the last communication to this House.

Message from the Council.

Mr. *Saunders* delivered the Message.

“ Mr. *Speaker*,

“ The Council have agreed to the Militia Bill with amendments;” and then Mr. *Saunders* withdrew.

The House in committee, Mr. *M'Donald* in the chair, went into consideration of the amendments proposed by the Council to the Bill to continue and amend an Act, entitled, “ An Act for regulating the Militia;” which are as follow, viz.

Section II, at A. insert “ or by companies, as he in his discretion may think best.”

At B. dele “ two” and insert “ six.”

Section III, dele the 3d Section.

“ COUNCIL CHAMBER, 4th MARCH, 1814.

“ Approved and sent down for concurrence.

“ W. M. F. ODELL, Clerk.

The *Speaker* resumed the chair. Mr. *M'Donald* from the committee reported, that he was directed by the committee to report the following resolution, viz.

Resolved, unanimously, as the sense of this committee, that the amendments proposed by the Council, should not be concurred in. Which report is accepted.

On motion made and seconded. Resolved, that a conference be requested with the Council upon the subject of the amendments proposed by the Council to the Militia Bill. Ordered, that Mr. *Attorney General* and Mr. *Street* do acquaint the Council therewith.

Message from the Council.

Mr. *Robinson* delivered the Message.

“ Mr. *Speaker*,

“ The Council do agree to the conference proposed by the Assembly on the amendments to the Militia Bill, and Mr. *Odell* and *Judge Saunders* are a committee for that purpose;” and then Mr. *Robinson* withdrew.

Ordered, that Mr. *Attorney General* Mr. *Street* and Mr. *M'Donald* be a committee to manage the conference on the part of this House, with the committee of the Council on the subject of the amendments to the Militia Bill,

“ conference on the amendments to the Militia Bill, and that Mr. Odell and Judge Saunders are a committee to manage the same;” and then Mr. Robinson withdrew.

Resolved, that the House do agree to the free conference requested by the Council on the subject of the last conference on the amendments to the Militia Bill, and ordered, that the committee which managed the last conference do manage the present on the part of this House, and acquaint the Council therewith.

Mr. Attorney General from the committee appointed to conduct the free conference with the committee of the Council on the amendments proposed by the Council to the Militia Bill, reports, that they have attended the conference which was managed on the part of the Council by Mr. Odell and Judge Saunders; that the said committee of the Council have this day delivered to them a paper containing the following proposition, viz.

“ COUNCIL CHAMBER, 5th MARCH, 1814.

“ The committee of free conference on the subject of the last conference are instructed to state, that the Council are at all times, and especially in the present situation of the Province, sincerely desirous to concur, as far as they consistently can, in every measure proposed by the House of Assembly; in this conciliatory disposition they would now *wave* objections which they continue to think important, and without further discussion, guarding only against any future inference of precedent prejudicial to the constitution of this Colonial Legislature, would agree to the present Bill, but as the practice, which has hitherto, perhaps inadvertently, been adopted by both Houses, not only of limiting the *time*, but also of prescribing the *manner* in which the Militia are to be trained, appears to the Council, upon a deliberate review of the subject to be clearly unparliamentary; they deem it their indispensable duty, on the present occasion, to request that the House of Assembly will give this suggestion that deliberate consideration which is due to every point of constitutional practice, and, in this view, the Council hope the House of Assembly will concur in passing the present Bill, with the first amendment proposed by the Council, and with an alteration of their second amendment in lieu of which they propose to limit the time of training to four days, as proposed by the Assembly in a former Bill, instead of six days, and the Council direct their committee to return the Bill, thus amended to the House of Assembly.

“ W. M. F. ODELL, Clerk.”

The House in committee, Mr. Street in the chair, went into consideration of the proposition delivered by the committee of free conference on the part of the Council to the committee of free conference on the part of this House, on the Militia Bill. The Speaker resumed the chair. Mr. Street from the committee reported, that he was directed by the committee to report the following resolutions, viz.

Resolved, unanimously, that, it is the opinion of the committee, that the amendments proposed by the Council, cannot be concurred in.

Resolved, further, that, it is the opinion of this committee, that it is consonant to the usage of the mother country, as well as of this, and the Sister Province, to limit by Law, not only the *time* but the *manner* in which the Militia are to be trained. Which report is accepted.

Mr. Attorney General from the committee of free conference appointed to draw up reasons for disagreeing to the last amendments made by the Council to the Militia Bill, reported, the following reasons which are read, and agreed unto by the House, viz.

The House having with the same spirit of conciliation which appears to regulate

NEW-BRUNSWICK, 1813.

Dr.

General State of the Public Accounts with WILLIAM HAZEN, Treasurer.

Cr.

1813	To Amount of Warrants paid since the first of January, per	£	S	D	1813	By Amount of Cash, Bonds, Notes and Bills delivered over by the	£	S	D	
	vouchers in Number - - - - - } 1	5504	9	10	March	Sureties of the late William S. Oliver, Esq. being the balance	8108	8	11	
	Ditto of Drawbacks per vouchers in - - - - - No. 2	1109	12	5		of the Treasurer's Accounts for 1812, - - - - - No. 6				
September 18	John Chaloner's Guaging Account, - - - - - 3	54	16			Ditto received from James Codner, Esq. a penalty for purcha-				
October 31	Ditto ditto. - - - - - 4	21	0	6		sing soldiers necessaries, - - - - -				
	Account for Stationary and Postage, - - - - - 5	9	18	3		Balance of Light House Account, - - - - - No. 7.	224	7	6	
	Balance in Cash and Bonds, - - - - -	15217	17	6		Amount of the ordinary Duties at St. John, per vouchers, No. 8.	9105	2	4	
						Amount of Non-Resident Tax, per do. - - - - - No. 9.	2133	17	7	
						Amount of Auction Duties, per do. - - - - - No. 10.	118	4	2	
						Amount of remittances from the Deputy Treasurer at Charlotte,	904		6	
						Ditto ditto from the Deputy Treasurer at Northumberland,	53		2	
						Do. from Alexander Taylor, Esq. late do. on account for 1812.	772		10	
						Ditto from the Deputy Treasurer at Westmorland including				
						the balance of Cash delivered over by the late Deputy Titus	270		5	
						Knapp, Esq. - - - - -				
						Ditto from the Deputy Treasurer at York, - - - - -	10			
						Ditto from the Deputy Treasurer at Shediac for sums collect-				
						ed by him in 1810, 1811 and 1812, - - - - -	174	11	6	
						Do. from W. J. Munroe, Esq. for Duties at Nipisiquid in 1812,	22	19	7	
						Ditto from Thomas Ferguson, Esq. for do. at Tracadu.	12			
		21917	14	6			21917	14	6	

RECAPITULATION OF THE WITHIN ENTRIES.	
926 Gallons of WINE,	
15,701 ditto	at 1/3
672 ditto	" 7/4
158,014 ditto	" 9/4
35,032 ditto	" 10 1/4
15,819 ditto	" 1d
3,521 Pounds COFFEE,	" 66
\$,036 Cwt. 1 qr. 11 lb. SUGAR,	" 14 1/2
550 Cwt. 0 qr. 19 lb. ditto,	" 379 10 10
	" 110
	" 8
	£ 9105 2 4

N. B.—The several Accounts and Returns which ought to have been rendered at the Out-Ports in time for the Current Year, are not yet received.

Treasurer's Office, Saint John, 31st December, 1813.

(Signed)

WILLIAM HAZEN, Treasurer.

A Bill, entitled, "An Act to provide for opening and improving roads and erecting bridges throughout the Province."

A Bill, entitled, "An Act to continue an Act, entitled, An Act for raising a Revenue in this Province, and the Acts in amendment thereof."

A Bill, entitled, "An Act to give full effect to, and to prevent the evasion of an Act, entitled, An Act for the further increase of the Revenue of this Province."

His Honor the President was then pleased to give his assent to the several public and private Bills following, viz.

A Bill, entitled, "An Act to make perpetual sundry Acts of the General Assembly that are near expiring."

A Bill, entitled, "An Act in addition to an Act, entitled, An Act for regulating the exportation of Fish and Lumber."

A Bill, entitled, "An Act to continue several Acts of the General Assembly that are near expiring."

A Bill, entitled, "An Act to continue an Act, entitled, An Act to provide for the accommodation and billeting of His Majesty's Troops and the Militia when on their march."

A Bill, entitled, "An Act for the preservation of Partridges."

A Bill, entitled, "An Act for the better regulation of licenses to Inns, Taverns and Houses for selling strong liquors by retail."

A Bill, entitled, "An Act further to continue for a limited time the Act for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province."

A Bill, entitled "An Act in amendment of an Act, entitled, An Act to repeal all the Acts now in force relating to trespasses, and for making new regulations to prevent the same."

A Bill, entitled, "An Act to repeal an Act in alteration and amendment of an Act for establishing the rates to be taken for Wharfage and Cranage."

A Bill, entitled, "An Act for the indemnification of Commissioners of Sewers."

A Bill, entitled, "An Act to authorise the Rector, Church Wardens and Vestry of St. Andrews, to convey to the King's Majesty, a certain piece of glebe land of the said Parish, for the purpose of erecting military fortifications thereon."

A Bill, entitled, "An Act in addition to an Act more effectually to provide for the public registry of all Marriages solemnized within the Province."

A Bill, entitled, "An Act to empower and authorise the Justices of the County of Westmorland at their General Sessions of the Peace, to regulate the grazing and depasturing of the several marshes, low lands and meadows within the said County."

A Bill, entitled, "An Act to enlarge the limits of the Parishes of St. Patrick and St. George in the County of Charlotte."

A Bill, entitled, "An Act to continue an Act to provide for the more effectually repairing the Streets and Bridges in the City and County of St. John."

A Bill, entitled, "An Act in further addition to an Act for the better ascertaining and confirming the boundaries of the several Counties in this Province, and for subdividing them into Towns and Parishes."

A Bill, entitled, "An Act to authorise the Justices of the Peace for the County of Northumberland to hold a Special Session for the purpose of appointing Town or Parish officers for the present year."

A Bill, entitled, " An Act to continue and amend an Act, entitled, An Act for regulating the Militia."

After which His Honor was pleased to make the following Speech to the Council and Assembly.

*Gentlemen of the Council, and
Gentlemen of the Assembly.*

In closing the present Session I have only to express my hope that the several Bills now enacted, may be found in their operation, to answer the purposes of public benefit, for which on your part they must have been intended. To this it shall be my ambition to contribute as far as may be in my power, nor can I entertain a doubt of your zeal and diligent attention in your recess to encourage and animate the people to that only observance of the Laws which is at all times essential to the public prosperity, and to those cheerful exertions to which at this time they are called in order to be duly prepared for any emergency that may threaten their future peace and preservation.

And afterwards the Honorable Chief Justice *Bliss*, by His Honor the President's command, said:

*Gentlemen of the Council, and
Gentlemen of the Assembly.*

It is His Honor the President's will and pleasure that this General Assembly be prorogued to the second Tuesday in June next, and this General Assembly is accordingly prorogued to the second Tuesday in June next to be then here holden.