

ACTS

OF THE

GENERAL ASSEMBLY

OF

HIS MAJESTY'S PROVINCE

OF

New-Brunswick,

PASSED IN THE YEAR

1820.



FREDERICTON:

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MDCCCXX.

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ANNO REGNI
GEORGI II.

Britanniarum Regis, Anno Sexagesimo.



AT the GENERAL ASSEMBLY of the Province of NEW-BRUNSWICK, begun and holden at FREDERICTON, on the *first* day of FEBRUARY, *Anno Domini*, 1820, in the *sixtieth* Year of the Reign of our said Sovereign Lord GEORGE the THIRD, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, KING, Defender of the Faith, &c. being the first Session of the *Seventh* General Assembly convened in the said Province.

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THE
A C T S
OF THE
GENERAL ASSEMBLY,
&c.

CAP. I.

An ACT to continue and amend an Act, intituled "An Act for raising a Revenue in this Province," and to repeal the one made in amendment thereof.

expired

Passed the 20th of March 1820.

WHEREAS it is expedient, that an Act made and passed in the fifty-ninth year of His Majesty's Reign, intituled "An Act to amend and continue an Act, intituled an Act for raising a Revenue in this Province," should be repealed---

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the same Act be, and it is hereby repealed, saving the right of recovery of any penalties and forfeitures inflicted and incurred under and by virtue of the provisions of the same.

Act of 59 Geo 3, c. 18, repealed.

And

Deputy Treasurers.

And whereas in and by the sixth section of an Act made and passed in the fifty-eighth year of His Majesty's Reign, intituled "An Act for raising a Revenue in this Province," it is provided that the Deputies appointed by the Treasurer, and approved of by the Lieutenant-Governor or Commander in Chief, are authorized to receive and retain ten Pounds for every hundred Pounds they shall receive, for their services. *And whereas* it is thought that in some of the Counties in this Province, the amount received and detained by the Deputy Treasurers, at and after the rate of ten per cent. is more than proportionate to their services,

Deputy Treasurers to retain 10 per cent. but not exceeding £300 per annum.

II. *Be it therefore further enacted by the Lieutenant-Governor, Council, and Assembly,* That the Deputy Treasurers so appointed and approved as aforesaid, be allowed to receive and retain the sum of ten Pounds for every one hundred Pounds, provided that the same does not exceed the sum of three hundred Pounds to any one Deputy for his services in any one year. *And whereas* in and by the ninth section of the last herein before recited Act, no provision is made for dutiable articles reported for exportation, (and reshipped without being landed) and put on board any other ship or vessel than the same bottom in which they were imported.

Dutiable articles reported for exportation in any other vessel, directed to draw

III. *Be it therefore further enacted,* That whenever any dutiable articles reported for exportation, pursuant to the directions contained in the ninth section of the same Act, shall be reshipped and put on board of any ship or vessel, either in the harbours of the City of Saint John, Saint Andrews, or in the Miramichi River, from and out of the same bottom

bottom in which such articles were imported, and shall be actually exported in any such ship or vessel to any port or place without the limits of this Province, then and in such case, any monies which may have been paid for the rates and duties arising thereon, shall be repaid, and the bond or bonds which may have been taken to secure the said duties, shall be cancelled, and considered of no validity, in the same manner as if the said articles had been exported in the same bottom in which they were imported.

Provided always, that the evidence to be required of such exportation in any ship or vessel other than the same bottom in which such dutiable articles shall have been imported, shall be the following oath, to be taken and subscribed by the master of the vessel in which they were imported, before the Treasurer or his Deputy at either of the said Harbours of the City of Saint John, Saint Andrews, or at Miramichi, to wit,

I, _____ do swear, that the following articles, to wit, _____ were imported into this Province, in the vessel called the _____ whereof I am master, and are the

same articles mentioned and specified in the entry and report of the same vessel and cargo, at this office, on the _____ day of _____

That the said articles are now in the same state and condition in which they were at the time of importation into this Province, and that no part thereof hath been landed since the entry and report thereof, as aforesaid; and that the same articles have been really and bona fide shipped and put on board of the vessel called the _____ in the harbour of _____ whereof _____ is master, and that

Evidence to be required of such exportation.

Oath of the master of the vessel.

Oath of the owner, importer, or consignee.

that the same or any part thereof are not again to be landed in any part of this Province, to the best of my knowledge and belief.---So help me God. *And further*, that the owner, importer, or consignee, of the same articles, shall at the same time make and subscribe an affidavit, to be endorsed on the foregoing affidavit of the said master, before the said Treasurer, or his said Deputy, stating that he is the owner, importer, or consignee, of such articles ; and that the contents of such affidavit so made by the said master, are just and true, according to the best of his knowledge and belief. *And further*, that the master of the ship or vessel on board of which such articles have been reshipped, shall at the same time make and subscribe an affidavit, in like manner to be endorsed on the said first mentioned affidavit, that the articles therein mentioned, are actually on board of his said ship or vessel, and that the same or any part thereof, are not again to be landed in any part of this Province, to the best of his knowledge and belief. *And provided further*, that it shall be incumbent on the owner, importer, or consignee, of such dutiable articles, (previous to the repayment of any monies which may have been paid for the duties and rates arising thereon, or before the cancelling the bond or bonds which may have been given to secure the payment thereof,) to produce to the Treasurer, or to his Deputy at Saint John, Saint Andrews, or Miramichi, from which such dutiable articles were so reshipped as aforesaid, a certificate under the hand and seal of the Collector or principal Officer of the Customs, at the port or place to which such

Previous to any drawback being paid, evidence required of such exportation.

such

such articles shall have been exported, that the same have been there landed. *And provided also*, that it shall be further incumbent on the owner, importer, or consignee, upon producing such certificate, to make and subscribe the following oath, before the Treasurer, or his Deputy at either of the said ports of Saint John, Saint Andrews, or Miramichi, from which such articles may have been exported as aforesaid, to wit :---I do swear that the following articles by me imported into this Province, in the vessel called the _____ whereof _____ was master, and which were specified in the entry and report of the same vessel and cargo, at this office, on the _____ day of _____ for exportation, which were shipped and put on board of the ship or vessel _____ whereof _____ was master, then laying in the harbour of _____ have been really and bona fide, as I verily believe, landed at _____ and that the same, or any part thereof, are not again to be landed in any part of this Province, to the best of my knowledge and belief.

Owner, importer, or consignee, to make oath,

as to the port where such articles so exported have been landed.

IV. *And be it further enacted*, That if any dutiable articles shall be fraudulently re-landed, in any part of this Province, after being reshipped or put on board of any ship or vessel in either of the said Harbours of Saint John, Saint Andrews, or at Miramichi, for exportation as aforesaid, the same shall be forfeited, proceeded against, and applied in the manner prescribed in and by the third section of the same recited Act.

Dutiable articles fraudulently re-landed, to be forfeited.

And whereas it is thought advisable, that upon the exportation of any Rum and Brown Sugar

Sugar from and out of this Province, and which upon their importation were subject to the long duties imposed in and by the first section of the same recited Act, no greater sum should be reserved for the use of the Province than what is reserved upon the exportation of any Rum or Brown Sugar which upon their importation were subject to the short duties. *And whereas* it is thought advisable that a drawback should be allowed upon all Molasses exported from and out of this Province---

Drawback allowed upon Rum, Brown Sugar, and Molasses, exported.

V. *Be it therefore enacted*, That upon the exportation of any Rum or Brown Sugar from and out of this Province, and upon which the long duties have been paid, or secured to be paid, agreeably to the provisions of the same Act, there shall be allowed the following drawback, to wit: Upon every gallon of Rum, *eleven-pence*; and for every hundred weight of Brown Sugar, *three shillings and six-pence*; and upon the exportation of all Molasses, upon which any duties have been paid, or secured to be paid as aforesaid, there shall be allowed a drawback of *all* the duties which have been so paid, or secured to be paid as aforesaid, excepting *two shillings and six-pence* for each and every hogshead of Molasses; all of the said dutiable articles to be subject nevertheless to the proviso contained in the twelfth section of the same Act, and to the provisions of, and proof required by the thirteenth section of the same Act, excepting where the same is hereinafter altered.

No Rum or Brown Sugar which were subject to the long

VI. *And be it further enacted*, That no Rum and Brown Sugar imported into this Province, and which at the time of the importation

portation thereof were subject to the payment of the long duties, nor any Molasses, shall be entitled to the drawback in the next preceding section mentioned, unless the owner or consignee shall make oath at the time of the importation thereof into this Province, before the Treasurer or either of his Deputies, that he is owner or consignee of such Rum, Brown Sugar, and Molasses, and that the same are owned by, and are the exclusive and sole property of British Subjects; and shall also at the time of the exportation thereof, make the like oath before the Treasurer, or either of his Deputies, who are hereby required and authorized to administer the said oaths.

duties, nor Molasses, to be entitled to drawback, unless proof be given that they are the property of British Subjects.

VII. *And be it further enacted*, That in all cases of claims for the payment of any drawback allowed upon the exportation of any dutiable articles from and out of this Province, the production of a certificate from the British Consul, or Judge of the Inferior Court, as to the hand writing of any Collector or Principal Officer of the Customs at the port or place to which such dutiable articles shall have been exported, as is directed in and by the same recited Act, shall be dispensed with.

Certificate of the British Consul, &c. dispensed with.

VIII. *And be it further enacted*, That the same recited Act to which this is an amendment, be, and the same is hereby further continued, (excepting where the same is hereby altered and amended,) and declared to be in full force until the first day of April which will be in the year of our Lord one thousand eight hundred and twenty-one, and no longer.

Limitation.

CAP. II.

An ACT for granting further aid in support of the Grammar School in the Town of Saint Andrews.

Passed the 20th of March 1820.

Preamble.

WHEREAS the sums heretofore granted to the President and Trustees of the Grammar School established in the Town of Saint Andrews, for the support of the said Grammar School, have been found insufficient for the purposes intended---

Additional annual grant of £100.

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That there be annually included in the estimate of the ordinary expenses of the Province, and granted to the President and Trustees of the said Grammar School, in addition to the sum of one hundred Pounds heretofore granted, the sum of one hundred Pounds, to be applied by them towards the support of the said School, and to defray the contingent expenses thereof.

Limitation

II. *And be it further enacted,* That this Act shall continue and be in force for the term of three years, and thence until the end of the then next Session of the General Assembly.

*Continued for 3 yrs by 4. 5. 6. L. 15
29th - 31. 4. 6. 5.*

CAP. III.

An ACT to continue and make perpetual the Act for the preservation of River and Sea Banks or Dykes, that is near expiring.

Passed the 20th of March 1820.

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That an Act made and passed in the fifty-seventh year of His Majesty's Reign, intituled "An Act to prevent the cutting or breaking down the bank of any River, Sea Bank, or Dyke, and for the preservation of the same," be, and the same is hereby continued and made perpetual.

Act of 25 Geo. 3.
c. 16. made perpetual.

CAP.

CAP. IV.

An ACT to continue several Acts of the General Assembly that are near expiring.

Passed the 20th of March 1820.

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That an Act made and passed in the thirty-ninth year of His Majesty's Reign, intituled "An Act for regulating the Fisheries in the County of Northumberland": also an Act made and passed in the fifty-fourth year of His Majesty's Reign, intituled "An Act for the better regulation of Licences to Inns, Taverns, and Houses for selling strong Liquors by retail": also another Act made and passed in the fifty-fourth year of His Majesty's Reign, intituled "An Act to empower and authorize 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, or Meadows, within the said County": also an Act made and passed in the fifty-sixth year of His Majesty's Reign, intituled "An Act in amendment of an Act, intituled an Act for regulating the Fisheries in the County of Northumberland": also another Act made and passed in the fifty-sixth year of His Majesty's Reign, intituled "An Act more effectually to provide for the support of a Nightly Watch in the City of Saint John": also another Act made and passed in the fifty-sixth year of His Majesty's Reign, intituled "An Act to encourage the establishment of Schools in this Province": also an Act made and passed in the fifty-eighth year of

Act of 39 Geo. 3, c. 4

54 Geo. 3, c. 6.

54 Geo. 3, c. 12.

56 Geo. 3, c. 1

56 Geo. 3, c. 11

56 Geo. 3, c. 22.

58 Geo. 3, c. 16

and 58 Geo. 3.
— 19.

continued for 3
years.

His Majesty's Reign, intituled "An Act in
" addition to and in amendment of an Act,
" intituled an Act to encourage the estab-
" lishment of Schools in this Province":
and also another Act made and passed in the
fifty-eighth year of His Majesty's Reign,
intituled "An Act for regulating the inspec-
" tion of Fish for home consumption"—
be, and the same Acts are hereby declared
to be continued and in full force for three
years, and thence to the end of the then next
Session of the General Assembly.

CAP. V.

An ACT for altering the terms of holding
the Court of General Sessions of the
Peace, and Inferior Court of Common
Pleas, in the County of King's.

Passed the 20th of March 1820.

WHEREAS the terms appointed for
holding the Courts of General Ses-
sions of the Peace, and Inferior Court of
Common Pleas, in the County of King's,
have been found inconvenient---For remedy
thereof.

Preamble.

added after
by 3. G. 4. c. 12.

Courts of General
Sessions of the
Peace and Infe-
rior Court of
Common Pleas,
in King's County,
to be held on first
Tuesday in Janu-
ary.

No Process to
abate, or business
to be discontinued,
by reason of
the alteration.

I. *Be it enacted by the Lieutenant-Governor,
Council, and Assembly,* That the said Courts
shall hereafter be holden on the first Tues-
day in January, instead of the first Tuesday
in March, in each and every year.

II. *And be it further enacted,* That no pro-
cess shall abate, or other business of what
nature or kind soever, be discontinued, by
reason of the alteration of the said term, but
shall, and may be proceeded upon, heard
and determined, at the terms herein ap-
pointed, in the same manner as they might
have been proceeded upon, had no altera-
tion been made.

CAP.

CAP. VI.

An ACT to confirm the Charter of the Madras School in New-Brunswick, and to extend the powers of the Governor and Trustees of the same.

Passed the 20th of March 1820.

WHEREAS by His Majesty's Royal Charter, or Letters Patent under the Great Seal of this Province, bearing date the twenty-third day of August, in the year of our Lord one thousand eight hundred and nineteen, and in the fifty-ninth year of His Majesty's Reign, a Corporation was erected and created, with perpetual succession, by the name of "*The Governor and Trustees of the Madras School in New-Brunswick,*" with certain powers, rights, and privileges, as are in the same Royal Charter or Letters Patent expressed and contained---

Printed:

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the same Charter or Letters Patent be, and the same are hereby declared to be good, valid, perfect, authentic, and effectual, in the Law, and shall stand, and be taken, reputed, deemed, and adjudged good, perfect, sure, available, authentic, and effectual in the Law, according to the tenor and effect of the same Charter or Letters Patent; and that the same be, and are to all intents and purposes hereby ratified and confirmed.

The Charter of the Corporation of the Governor & Trustees of the Madras School, declared to be good and valid in Law.

Ratified and confirmed.

II. *And whereas* in and by the said Charter, or Letters Patent, it is declared, "that it shall be the duty of the said Governor and Trustees of the Madras School in New-Brunswick, (among other things) to hold and keep the Central School always in the City of Saint John, and to extend the benefits

fits of the Institution to every other part of the Province, from time to time, and as often as the funds and means of the said Corporation will enable them so to do." *And whereas* provision may hereafter be made for the establishment of Branches of the said Provincial School, to be held and kept at the Seat of Government of the said Province, in Fredericton, and other parts of the Province: *Be it therefore further enacted*, that

Special meetings of the said Governor and Trustees, may be held at the Seat of Government,

special meetings of the same Governor and Trustees of the Madras School in New-Brunswick, may be summoned and held in the manner as pointed out in and by the said Charter and Letters Patent, at the said Seat of Government of the said Province,

solely for regulation of such other Schools as may be established in the Province, under their direction.

solely for the regulation and government of any such other Schools as may hereafter be established in the Province, under the direction of the said Governor and Trustees of the Madras School in New-Brunswick; at which said special meetings the Clerk and Treasurer of the said Corporation may severally attend, either in person or by deputy, as they shall from time to time find the same to be convenient.

Clerk and Treasurer may attend in person or by deputy.

CAP. VII.

An ACT to enable the Justices of the Supreme Court to enlarge the time of the sittings of the said Court, when the same shall be expedient.

Passed the 29th of March 1820.

For enable

WHEREAS it frequently happens that the established duration of the terms of the Supreme Court is not sufficient for the requisite trial of causes and the hearing of matters depending in the said Court---

I.

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That from and after the passing of this Act, it shall and may be lawful for the Justices of the said Court, if they shall deem the same to be expedient, to adjourn the sittings of the said Court to the week next succeeding the said terms respectively, and that all causes and matters heard and determined on any day during the week next succeeding the said terms respectively, pursuant to such adjournment, shall have the same and the like force and effect, to all intents and purposes, as if such causes and matters had been heard and determined at any time during the said terms respectively, and that all parties concerned shall take due notice of such adjournments, from time to time respectively, and govern themselves accordingly: subject always to such rules and regulations as may by the Justices of the said Court, from time to time in that behalf, be made and established. *Provided* that no trials of any issues by Jury shall be had at any such adjourned sittings; any thing herein contained to the contrary notwithstanding.

II. *Provided also and be it further enacted,* That the days of the teste and return of all Writs in the said Court, shall be and remain the same as heretofore established; any thing in this Act to the contrary thereof in anywise notwithstanding.

The Justices of the said Court may adjourn the sittings to the next week succeeding the Terms.

All causes and matters heard and determined in the week next succeeding the said Terms, shall have force and effect. Parties concerned to take due notice, &c.

But no trials by Jury shall be had at adjourned sittings.

The days of teste and return of Writs, to remain as heretofore.

CAP. VIII.

copied
An ACT to explain, amend, and continue an Act, intituled "An Act to encourage the raising of Bread-Corn on new Land."

Passed the 22d of March 1820.

Preamble.

WHEREAS doubts have arisen, whether in and by the first section of an Act made and passed in the fifty-seventh year of His Majesty's Reign, intituled "An Act to encourage the raising of Bread-Corn on new land," persons raising grain on new land are not entitled to receive the bounty on two crops of grain, provided the same is raised within two years from the time when the wood thereon shall have been cut down, burned, or cleared off the said land.---To prevent such doubt in future,

Bounties not to be received for more than one crop on the same new land.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That no person or persons shall be entitled to receive any of the bounties, by the said Act given, for more than one crop of grain raised on the same new land in this Province.

And whereas it is found expedient to limit the lowest quantity of grain that shall be entitled to any of the bounties allowed in and by the said Act,

Not for a less quantity than ten Bushels.

II. *Be it therefore further enacted,* That no person or persons shall be entitled to any of the bounties allowed in and by the said Act, unless the quantity of the different kinds of grain so raised by such person or persons, and for which the said bounties are claimed, shall amount in the whole to ten bushels.

Oath required.

III. *And be it further enacted,* That to the oath required to be taken by the owner or occupier of the land, as set forth in the said section

section of the said Act, there be added the following words after the words " was taken off," viz. " and that they were of the first " and only crop of grain raised on land " from which the wood was so cut down, " burnt, or cleared off, as aforesaid.

IV. *And be it further enacted,* That the said Act be, and the same is hereby further continued (excepting where the same is hereby altered and amended) and declared Limitation. to be in full force for five years, and thence to the end of the then next Session of the General Assembly.

CAP. IX.

An ACT to provide for the cancelling the Treasury Notes that have been issued in this Province.

Passed the 22d of March 1820.

WHEREAS the greater part of the Preamble. Notes which have been issued pursuant to an Act made in the fifty-eighth year of His Majesty's Reign, intituled " An Act " to provide for punctuality of payment at " the Treasury," are now in the Treasury, and it is expedient that the remainder should also be called in and cancelled---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That all the Notes now in the Treasury, amounting to eight thousand one hundred and forty-nine Pounds, five Shillings, be cancelled by the Treasurer, on or before the first day of June next ensuing, in the presence of the Hon. Ward Chipman, Hugh Johnston, and John Ward, Esquires, or any two of them, who shall give to the Treasurer a certificate of the number and amount of the notes so cancelled. All notes now in the Treasury to be cancelled before the first of June 1820.

II.

The Treasurer to give notice to holders of notes to bring the same in for payment, in money or note bearing interest.

II. *And be it further enacted*, That the Treasurer shall within one month after the passing of this Act, by advertisement in the Royal Gazette, call upon all persons holding any of the Treasury notes now outstanding, to bring in the same, on or before the first day of October next, and receive payment thereof, either in money or in a note or notes, in part of the loan authorized by an Act made and passed in the fifty-ninth year of His Majesty's Reign, intituled "An Act to enable the Province Treasurer to borrow the sum of nine thousand Pounds, for paying off bounties and other debts payable by the Laws of this Province."

Notes so brought in, to be cancelled.

III. *And be it further enacted*, That the Treasury notes so brought in, shall be cancelled by the Treasurer, in the presence of the persons named in the first section of this Act, or any two of them, who shall give to the Treasurer a certificate of the number and amount of the notes so cancelled.

CAP. X.

An ACT to increase the Fees of Marshals in the City Court of the City of Saint John, in certain cases.

Passed the 25th of March 1820.

Preamble.

WHEREAS the Fees at present established for Marshals, in the City Court of the City of Saint John, on certain Processes issuing out of the said Court, are found insufficient and inadequate to the duty performed---

Marshals' Fees.

Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That from and after the passing of this Act, the fee to the Marshal on every summons issuing out
of

of the said Court, and served by such Marshal, shall be one shilling; and on every attachment, so issuing and served, shall be one shilling and six-pence; any law, usage, or custom to the contrary notwithstanding.

CAP. XI.

An ACT to authorize and empower the Inferior Courts of Common Pleas in the respective Counties of this Province, to appoint Commissioners to take Bail in the same Courts.

Passed the 25th of March 1820.

WHEREAS great inconvenience has arisen in distant parts of the different Counties of this Province, in putting in special bail in the Inferior Courts of the respective Counties, for want of Commissioners being appointed to take the same---

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That from and after the passing of this Act, it shall and may be lawful for the respective Inferior Courts of Common Pleas in the several Counties of this Province, to appoint Commissioners to take bail in the same Courts, in such distant parts of their respective Counties, as the majority of the Justices of any of the said Courts, in term assembled, shall at any time or times, see fit and necessary; and such Commissioners to take bail as aforesaid, shall be appointed by the said Inferior Courts aforesaid, in the same manner as Commissioners to take bail are appointed in the Supreme Court.

The Inferior Courts of Common Pleas may appoint Commissioners to take Bail in the same Courts.

CAP. XII.

An ACT for granting Bounties on Grain raised in this Province.

Passed the 25th of March 1820.

WHEREAS the granting of bounties on grain, the growth of this Province, will induce the inhabitants to raise larger quantities, and thereby promote the culture thereof---

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That there shall be allowed and paid for every bushel of Wheat, Rye, Indian Corn, Barley, and Oats, which shall be raised by any owner or occupier of land, and within any one year during the continuance of this Act, the following bounties, namely: For every bushel of clean merchantable Wheat, the sum of ninepence, provided the whole quantity so raised, and for which the bounty shall be claimed, shall not be less than two hundred bushels; for every bushel of good clean merchantable Rye, the sum of ninepence, provided the whole quantity of Rye so raised; and for which the bounty shall be claimed, shall not be less than three hundred bushels; for every bushel of good clean merchantable shelled Indian Corn, the sum of ninepence, provided the whole quantity so raised, and for which the bounty shall be claimed, shall not be less than two hundred bushels; for every bushel of good clean merchantable Barley, the sum of sixpence, provided the whole quantity so raised, and for which the bounty shall be claimed, shall not be less than two hundred bushels; and for every bushel of good clean merchantable Oats, the sum of fourpence, provided the whole quantity of Oats so raised, and

*repealed by
4. 9. 4. 6. 14.*

Preamble.

Bounty allowed per Bushel on Wheat, Rye, Indian Corn, Barley, and Oats.

Quantities of each required to be raised.

and for which the bounty shall be claimed, shall not be less than five hundred bushels.

II. *And be it further enacted,* That to entitle any owner or occupier of land to any of the foregoing bounties, such owner or occupier shall first take the following oath, the same to be set down in writing, and his or her name be thereto subscribed, namely, I do swear, that hundred bushels of good, clean, merchantable were really and truly raised by me on land in my occupation, situate in the Parish of and that the whole are actually of the growth of the year and that the same hundred bushels of or any part thereof, have not been included by me in any claim made for the bounty allowed under and by virtue of an Act, intituled "An Act to encourage the raising of Bread-Corn on new land," nor are they entitled so to be.---So help me God. Which said oath shall be made before any Justice of the Peace of the County wherein such person shall reside, who is hereby authorized to administer the same, and which oath shall be accompanied by a certificate of such Justice, that he verily believe the facts therein stated to be true.

Oath to be taken by owner or occupier of land.

III. *And be it further enacted,* That it shall and may be lawful for the Justices of the Peace in the several Counties, at their General Sessions, or at any Special Sessions holden for that purpose, first giving six weeks previous notice of such Special Sessions, to determine and settle all claims for bounties given by this Act, and they shall determine the same, on the oath and certificate herein-before required to be made being produced

The Justices in Sessions to determine upon claims for bounties.

produced before them, or on the oath of the person claiming the bounty, being made before them at such General or Special Session, and shall certify, in one general schedule, all such claims as they shall then and there allow, and transmit the same to the Secretary of the Province.

Bounties to be paid by warrant in favor of the General Sessions, who shall distribute the same.

IV. *And be it further enacted*, That it shall and may be lawful for the Lieutenant-Governor or Commander in Chief for the time being, to draw by warrant on the Treasury, by and with the advice and consent of His Majesty's Council, the amount of such schedule, in favor of the General Sessions of the Peace of the respective Counties from which such schedule shall be transmitted as aforesaid, and to be by them paid and distributed to the respective claimants.

No person to be entitled to bounty under this Act, who shall have claimed for the same land under the Act of 57 Geo. 5. c. 5.

V. *And be it further enacted*, That no person, upon any pretence whatever, shall be entitled to receive any of the bounties given in and by this Act, for any grain raised on new land and for which such person shall have claimed any of the bounties allowed in and by the provision of an Act, intituled "An Act to encourage the raising of Bread-Corn on new land." *Provided always*, that nothing herein contained shall prevent any person from including any grain raised on new land, (and for which the bounties allowed by the said last recited Act have not been claimed, nor are intended to be claimed) in the quantity entitled to any of the bounties given by this Act.

Limitation.

VI. *And be it further enacted*, That this Act shall continue and be in force five years, and from thence to the end of the next Session of the General Assembly.

CAP.

CAP. XIII.

An ACT to incorporate sundry persons by *Vid: 2.9.4.6.20*
 the name of the *The President, Directors,*
and Company of the Bank of New-Brunswick.

Passed the 25th of March 1820.

WHEREAS it is thought that the es-
 tablishment of a Bank at the City of Preamble.
 Saint John, would promote the interests of
 the Province by increasing the means of cir-
 culation---

I. *Be it enacted by the Lieutenant-Governor,*
Council, and Assembly, That the Honorable
 John Robinson, the Honorable William
 Black, the Honorable Samuel D. Street,
 Henry Wright, Hugh Johnston, Thomas
 Millidge, Nehemiah Meritt, Ward Chipman,
 jun. Zalmon Wheeler, Robert Pagan, Peter
 Fraser, Harry Peters, John Campbell, Charles
 I. Peters, Henry Smith, Mark Needham,
 Thomas Wyer, jun. Christopher Scott, Elijah
 Miles, and William Botsford, their associates,
 successors, or assigns, be, and they are hereby
 declared to be, a Body Corporate, by the
 name of *The President, Directors, and Com-*
pany, of the Bank of New-Brunswick, and that
 they shall be persons able and capable in
 law to have, get, receive, take, possess, and
 enjoy, houses, lands, tenements, heredita-
 ments, and rents, in fee simple or otherwise,
 and also goods and chattels, and all other
 things real, personal, or mixt, and also to
 give, grant, let, or assign, the same, or any
 part thereof, and to do and execute all other
 things in and about the same, as they shall
 think necessary for the benefit and advantage
 of the said Corporation, and also that they
 be persons able and in law capable to sue
 and be sued, plead and be impleaded, answer
 and

Names of persons
 to be a Body Cor-
 porate, styled The
 Pres-^d, Direc-
 tors & Co of the
 Bank of New-
 Brunswick.

Capable to sue &
 be sued, &c.

and be answered unto, defend and be defended, in any Court or Courts of Law and Equity, or any other places whatsoever, in all and all manner of actions, suits, complaints, demands, pleas, causes, and matters whatsoever, in as full and ample a manner as any other person or persons are in law capable of suing and being sued, pleading and of being impleaded, answering and of being answered unto, and also that they shall have one common seal to serve for the ensealing of all and singular their grants, deeds, conveyances, contracts, bonds, articles of agreement, assignment, powers and warrants of attorney, and all and singular their affairs and things touching and concerning the said Corporation, and also that they the President, Directors, and Company, or the major part of them, shall from time to time and at all times, have full power, authority, and licence, to constitute, ordain, make, and establish, such laws and ordinances as may be thought necessary for the good rule and government of the said Corporation. *Provided* that such laws and ordinances be not contradictory or repugnant to the laws or statutes of that part of the United Kingdom of Great Britain and Ireland called England, or repugnant or contrary to the laws and statutes of this Province.

Shall have a Common Seal.

The President, Directors, and Company, may make Laws for government of the said Corporation.

Capital to amount to £50,000.

Ord. 2. Ser:
4th Dec. 20
A. G. L. C. 3.

II. *And be it further enacted*, That the capital or stock of the said Corporation shall consist of current Gold and Silver Coins of the Province to the amount of fifty thousand Pounds; the sum of twenty-five thousand Pounds, one half part thereof, to be paid in current Gold and Silver Coins of the Province, on or before the first day of September next ;

next; and the further sum of twenty-five thousand Pounds, the residue thereof, on or before the first day of September, which will be in the year one thousand eight hundred and twenty-one; the whole amount of said Stock to be divided into shares of fifty Pounds each, making in the whole one thousand shares.

In shares of £50 each.

III. *And be it further enacted*, That the said Corporation shall have full power and authority to take, receive, hold, possess, and enjoy, in fee simple, any lands, tenements, real estates, and rents, to any amount not exceeding three thousand Pounds. *Provided nevertheless*, that nothing herein contained shall prevent or restrain the said Corporation from taking or holding real estate to any amount whatsoever by mortgage, taken as collateral security for the payment of any sum or sums of money advanced by, or debts due to the said Corporation. *Provided further*, that the said Corporation shall on no account lend money upon mortgage, or upon lands or other fix'd property, nor such be purchased by the said Corporation upon any pretext whatsoever, unless by way of additional security for debts contracted with the said Corporation in the course of its dealings.

The Corporation may hold lands, &c. not exceeding £3000,

or to any amount by mortgage, as collateral security.

Shall not lend money on mortgage, &c.

IV. *And be it further enacted*, That whenever three hundred shares shall have been subscribed of the said capital stock, a general meeting of the Members and Stockholders of the said Corporation, or the major part of them, shall take place, by notice in one or more of the public newspapers thirty days previous to such meeting, for the purpose of making ordinary and establishing such bye-laws, ordinances, and regulations,

When 300 shares shall have been subscribed, a general meeting of the Members to be called.

To make ordinary and bye-laws, &c

for

and choosing 13
Directors, to con-
tinue in office one
year.

for the good management of the affairs of the said Corporation, as the Members and Stockholders of the said Corporation shall deem necessary, and also for the purpose of choosing thirteen Directors, being Stockholders and Members of the said Corporation, under and in pursuance of the rules and regulations hereinafter made and provided; which Directors so chosen, shall serve until the first annual meeting for choice of Directors, and shall have full power and authority to manage the concerns of the said Corporation, and shall commence the operations of the said Bank, subject nevertheless to the rules and regulations hereinafter made and provided; at which general meeting, the Members and Stockholders of the said Corporation, or the major part of them, shall determine the amount of payments to be made on each share, also the mode of transferring and disposing of the stock and profits thereof, which being entered on the books of the said Corporation, shall be binding upon the said Stockholders, their successors, and assigns.

Annual meeting
of Stockholders.

V. *And be it further enacted*, That there shall be a general meeting of the Stockholders and Members of the said Corporation, to be annually holden on the first Monday in May in each and every year, at the City of Saint John; at which annual meeting there shall be chosen, by a majority of the said Stockholders and Members of the said Corporation, thirteen Directors, who shall continue in office for one year, or until others are chosen in their room; in the choice of which Directors, the Stockholders and Members of the said Corporation shall vote according

President. how to
be chosen.

according to the rule hereinafter mentioned; and the Directors when chosen, shall at their first meeting after their election, choose out of their number, a President. *Provided always*, that seven of the Directors in office shall be re-elected at such annual meeting for the next succeeding twelve months, of which the President shall always be one.

VI. *And be it further enacted*, That the Directors for the time being shall have power to appoint such Officers, Clerks, and Servants, as they, or the major part of them, shall think necessary for executing the business of the said Corporation, and shall allow them such compensation for their respective services, as to them shall appear reasonable and proper; all which, together with the expenses of Buildings, House-rent, and all other contingencies, shall be defrayed out of the funds of the Corporation; and the said Directors shall likewise exercise such other powers and authorities for the well regulating the affairs of the said Corporation, as shall be prescribed by the bye-laws and regulations of the same.

Directors to appoint Officers, Clerks, &c.

VII. *And be it further enacted*, That not less than seven Directors shall constitute a Board for the transaction of business, of which the President shall always be one, excepting in case of sickness or necessary absence, in which case the Directors present may choose one of their Board as Chairman in his stead---that the President shall vote at the Board as a Director---and in case of their being an equal number of votes for and against any question before them, the President shall have a casting vote.

Not less than 7 Directors to constitute a Board.

No Director to have a salary.

VIII. *And be it further enacted,* That no Director shall be entitled to any salary or emolument for his services; but that the Stockholders and Members of the said Corporation may make such compensation to the President as to them shall appear reasonable and proper.

No person holding less than ten shares, to be a Director.

IX. *And be it further enacted,* That no person shall be eligible as Director, unless such person is a Stockholder and holding not less than ten shares of the capital stock of the said Corporation.

Sureties for the Cashiers and Clerks.

X. *And be it further enacted,* That every Cashier and Clerk of the said Corporation, before he enters upon the duties of his office, shall give bonds, with two or more sureties, to be approved of by the Directors, that is to say, every Cashier in a sum not less than ten thousand Pounds, with a condition for his good and faithful behaviour, and every Clerk, with the like condition and sureties, in such sum as the Directors shall deem adequate to the trust reposed in him.

Number of votes of Stockholders.

XI. *And be it further enacted,* That the number of votes which each Stockholder shall be entitled to on every occasion when in conformity to the provisions of this Act the votes of the Stockholders are to be given, shall be in the following proportion, that is to say,--For one share and not more than two, one vote; for every two shares above two, and not exceeding ten, one vote, making five votes for ten shares; for every four shares above ten, and not exceeding thirty, one vote, making ten votes for thirty shares; which said number of ten votes shall be the greatest that any Stockholder shall be entitled to have.

XII.

XII. *And be it further enacted,* That all Stockholders resident within this Province or elsewhere, may vote by proxy, provided that such proxy be a Stockholder, and do produce sufficient authority from his constituent or constituents so to act.

Stockholders may vote by proxy.

XIII. *And be it further enacted,* That no Member of the said Corporation during the first six months, to be accounted from and after the passing of this Act, shall be entitled to hold or subscribe for more than twenty shares of the said capital stock; that if the whole of the said capital stock shall not have been subscribed within the said six months, so to be accounted as aforesaid, that then and in such case it shall be lawful for any Stockholder or Stockholders to increase his, her, or their subscription, to thirty shares. *Provided always,* that no Stockholder shall be permitted to hold more than fifty shares in the whole, unless the same be acquired by purchase after the said Bank shall have commenced its operation.

For the first six months, no Member shall hold more than 20 shares.

not more than 50 shares after, unless by purchase.

XIV. *And be it further enacted,* That the Directors be, and they are hereby authorized to fill up any vacancy that shall be occasioned in the Board by the death, resignation, or absence from the Province for three months, of any of its Members; but that in the case of the removal of a Director by the Stockholders, for misconduct or mal administration, his place shall be filled up by the said Stockholders, and the person so chosen by the Directors or the Stockholders, shall serve until the next succeeding annual meeting of the Stockholders.

Vacancies in the Board to be filled up by the Directors.

XV. *And be it further enacted,* That before any Stockholder shall be required to make payment

Notice to be given when Stockholders are required to make payment.

payment of any instalment upon the amount of his subscription, fifty days previous notice shall be given by the Directors, in two of the newspapers published in this Province, of the time and place of such payment.

When the operations are to commence.

XVI. *And be it further enacted*, That as soon as the sum of fifteen thousand Pounds shall have been actually paid in on account of the subscriptions to the said Stock, notice thereof shall be given in two of the newspapers published in this Province, and the Directors shall commence with the business and operations of the Bank of the said Corporation. *Provided always*, that no Bank Bills or Bank Notes shall be issued or put in circulation, nor any Bill or Note be discounted at the said Bank, until the said sum of fifteen thousand Pounds shall be actually paid in and received on account of the subscriptions to the capital stock of the said Bank.

Shares to be assignable.

XVII. *And be it further enacted*, That the shares or capital stock shall be assignable and transferable according to the rules and regulations that may be established in that behalf, but no assignment or transfer shall be valid or effectual, unless such assignment or transfer shall be entered and registered in a book to be kept by the Directors for that purpose, nor until such person or persons so making the same, shall previously discharge all debts actually due and payable to the said Corporation---that in no case shall any fractional part of a share, or other than a complete share or shares, be assignable or transferable---that whensoever any Stockholder shall transfer in manner aforesaid, all his stock or shares in the said Bank, to any other person or persons whatever, such
Stockholder

Stockholder shall cease to be a Member of the said Corporation.

XVIII. *And be it further enacted*, That the said Company shall not directly or indirectly deal in any thing excepting in Bills of Exchange, Gold or Silver Bullion, or in the sale of Goods really and truly pledged for money lent and not redeemed in due time, or in the sale of Stock pledged for money lent and not so redeemed; which said Goods and Stock so pledged, shall be sold by the said Corporation at public sale, at any time not less than thirty days after the period for redemption; and if upon such sale of Goods or Stock there shall be a surplus, after deducting the money lent, together with the expenses of sale, such surplus shall be paid to the proprietors thereof respectively.

The Company shall deal in any thing but Bills of Exchange, Gold and Silver, or in the sale of Goods pledged

XIX. *And be it further enacted*, That the joint stock or property of the said Corporation, shall alone be responsible for the debts and engagements of the said Corporation, and that no person or persons who shall or may have dealings with the said Corporation, shall, on any pretence whatsoever, have recourse against the separate property of any present or future Member of the said Corporation, or against their persons, further than may be necessary to secure the faithful application of the funds of the said Corporation.

The joint stock alone is responsible for the debts.

XX. *And be it further enacted*, That every Bond, Bank Bill, or Bank Note, or other Instrument, by the terms or effect of which the said Corporation may be charged or held liable for the payment of money, shall specially declare in such form as the Board of Directors shall prescribe, that payment shall be made out of the joint fund of the said Corporation.

XXI.

Total amount of the debts shall never exceed twice the amount of the Capital Stock.

XXI. *And be it further enacted,* That the total amount of the debts which the said Corporation shall at any time owe, whether by Bond, Bill, or Note, or other contract whatsoever, shall not exceed twice the amount of the capital stock actually paid in by the Stockholders; and in case of any excess, the Directors, under whose administration and management the same shall happen, shall be liable for such excess in their natural and private capacities. *Provided always,* that the lands, tenements, goods, and chattels of the said Corporation, shall also be liable for such excess.

Directors to make half-yearly dividends.

XXII. *And be it further enacted,* That the Directors shall make half-yearly dividends of all the profits, rents, premiums, and interest of the said Corporation, payable at such time and place as the Directors shall appoint, of which they shall give thirty days previous notice in two of the newspapers published in this Province.

Books, &c. to be subject to inspection of the Directors.

XXIII. *And be it further enacted,* That the books, papers, correspondence, and funds, of the said Corporation, shall at all times be subject to the inspection of the Directors, but no Stockholder, not a Director, shall inspect the account of any individual with the said Corporation.

Bills or notes to be signed by the President and Cashier.

XXIV. *And be it further enacted,* That all the Bills or Notes issued by the said Corporation, shall be signed by the President for the time being, and countersigned and attested by the Cashier, and shall be printed and made in stereotype plates, and all Bills or Notes so signed and countersigned, shall be binding on the said Corporation.

XXV.

XXV. *And be it further enacted*, That the said Corporation shall be liable to pay to any bona fide holder, the original amount of any Note of the said Bank, which shall have been counterfeited or ~~attested~~ in course of its circulation to a larger amount, notwithstanding such alteration.

The Company to pay to a bona fide holder, the original amount of any altered Note.

altered

XXVI. *And be it further enacted*, That the said Bank shall be kept and established at the City of Saint John, or at such other place as the Board of Directors may think it necessary to remove the said Bank, on account of any great emergency, for the security thereof.

The Bank to be kept at St. John

XXVII. *And be it further enacted*, That the Directors shall at the general meeting, to be held on the first Monday in May in every year, lay before the Stockholders, for their information, an exact and particular statement of the amount of debts due to, and by the said Corporation, the amount of Bank Notes then in circulation, the amount of Gold and Silver on hand, and the amount of such debts as are, in their opinion, bad or doubtful, also the surplus or profit, if any remaining after deduction of losses and provisions for dividends; which statement shall be signed by the Directors, and attested by the Cashier, and a duplicate statement, so signed and attested, shall be transmitted to the Secretary of the Province, for the information of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, and the Honorable His Majesty's Council. *Provided always*, that the rendering of such statement shall not extend to give any right to the Stockholders, not being Directors, to inspect the account of any individual or individuals with the said Corporation.

General meeting to be held on first Monday in May in each year.

Committee of the
Legislature to
have access to the
Books, &c.

XXVIII. *And be it further enacted,* That any joint Committee hereafter to be appointed by the Honorable the Legislative Council and the House of Assembly, for the purpose of examining into the proceedings of the said Corporation, shall, either during the Session or prorogation of the General Assembly, have free access to all the books and vaults of the same.

Any number not
less than sixty
Stockholders may
call a general
meeting.

XXIX. *And be it further enacted,* That any number of Stockholders, not less than sixty, who together shall be proprietors of three hundred shares, shall have power at any time, by themselves or their proxies, to call a general meeting of the Stockholders, for purposes relating to the business of the said Corporation, giving at least thirty days previous notice in two of the newspapers published in the Province, and specifying in such notice the time and place of such meeting, with the objects thereof, and the Directors, or any seven of them, shall have the like power at any time (upon observing the like formalities) to call a general meeting as aforesaid.

On any dissolution,
measures to
be taken by the
Directors for
closing the concern,
&c.

XXX. *And be it further enacted,* That on any dissolution of the said Copartnership, immediate and effectual measures shall be taken by the Directors then in office, for closing all the concerns of the said Corporation and for dividing the capital and profits which may remain among the Stockholders, in proportion to their respective interests.

Limitation.

XXXI. *And be it further enacted,* That this Act shall continue and be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and forty.

CAP. XIV.

An ACT in addition to an Act, intituled
 “ An Act to authorize the Justices of the
 “ Peace for the City and County of Saint
 “ John, to levy an assessment on the Inha-
 “ bitants of the said City, for the purpose of
 “ building a Poor-House in the said City.”

Passed the 25th of March 1820.

WHEREAS in and by an Act made
 and passed in the fifty-ninth year Preamble.
 of the Reign of His present Majesty, inti-
 tuled “ An Act to authorize the Justices of
 “ the Peace for the City and County of St.
 “ John, to levy an assessment on the Inha-
 “ bitants of the said City, for the purpose
 “ of building a Poor-House in the said City,”
 the Justices of the Peace for the said City,
 and County of Saint John, in their General
 Sessions of the Peace, were authorized and
 empowered to raise by assessment upon the
 Inhabitants of the said City, a sum not ex-
 ceeding seven hundred and fifty Pounds, for
 erecting, building, and finishing a Poor-
 House in the said City, for the reception
 and support of the Poor of the said City.
And whereas the said sum of seven hundred
 and fifty Pounds has been found insufficient
 for that purpose,

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the said Justices of the Peace, in their General Sessions, or the major part of them, are hereby authorized and empowered to raise by assessment within the said City, such further sum as in their opinion may be necessary, not exceeding the sum of five hundred Pounds, for building and finishing the said Poor-House in the said City.

Justices author-
 ized to raise a fur-
 ther sum not ex-
 ceeding £500, for
 finishing the Poor
 House in St. John.

To be assessed in like manner as any rate for support of the Poor in said City.

II. *And be it further enacted*, That such farther sum so deemed by the Justices as necessary for the aforesaid purpose, shall be assessed, levied, and collected, in the same manner as any rate or assessment for the support and relief of the Poor in the said City can or may be rated, assessed, levied, and collected, by virtue of any law now in force, or hereafter to be made, for the like purpose, and to be paid into the hands of such person as the said Justices of the Peace, in their General Sessions, or the major part of them, shall appoint, to be applied to and for the purpose abovementioned.

CAP. XV.

Vid: 2. G. 4. c. 112 An ACT to provide for sick and disabled
2. G. 4. c. 27. Seamen, not being Paupers, belonging to the Province.

Passed the 25th of March 1820.

Preamble.

WHEREAS it has become expedient to provide for such sick and disabled Seamen, who may hereafter be brought into this Province, and are not Paupers of any Parish within the same--

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That from and after the passing of this Act, every ship or vessel that shall arrive at any port or place within this Province, and shall be of the burthen of sixty tons, or upwards, shall pay to the Treasurer of the Province, or his Deputy at the port or place where such ship or vessel may arrive, the sum of one penny per ton for every registered ton such ship or vessel shall be rated at; which said sum of one penny shall be paid as aforesaid, by the master, owner, or consignee, at the time of

Every vessel above 60 tons, to pay one penny per ton on arrival at any port.

1st add^d imposed on vessels arriving at St. J. by 7. G. 4. c. 14. & at Newmarket & 5th London by 2. G. 4. c. 16

of entry, at the office of the Treasurer of the Province, or his Deputy, and before breaking bulk or discharging any ballast, at such port or place where such ship or vessel shall so arrive.

II. *And be it further enacted*, That the duty imposed by this Act, when paid as aforesaid, shall be paid over by the Treasurer of the Province, or his Deputy, to the Overseers of the Poor at such port or place where such duty shall be levied and collected in and by virtue of this Act, by warrant under the hand and seal of the Lieutenant-Governor or Commander in Chief (by and with the advice and consent of His Majesty's Council) for the time being.

III. *And be it further enacted*, That the Overseers of the Poor in such ports or places where such duties shall be collected as herein before mentioned, shall render an account of the expenditure of such monies, for such sick and disabled Seamen as may be relieved by the provisions of this Act, under oath, to the Justices of the Peace, at any General Session, within such County where such expenditure shall be made, at least once in every year, which account so rendered, shall be by them transmitted to the Treasurer of the Province.

IV. *And be it further enacted*, That before any sick or disabled Seaman who may be brought into any port or place within this Province, shall be entitled to the benefit of this Act, the master, owner, or consignee, of such ship or vessel bringing such sick or disabled Seaman as aforesaid, shall certify on oath, before any one of His Majesty's Justices of the Peace, at or nearest to the port

To be paid over by the Treasurer to the Overseers of the Poor at such port,

repealed as to 55th by S. S. 4. - C. 27.

by warrant under the hand of the Lieut. Governor.

Vid. 7. S. 4. C. 14. 24th to Minamichi & J. C. Ashworth - 4th 18th 21st

The Officers of the Poor shall render an account, under oath, to the Justices.

Proof required of any sick or disabled Seaman having no property or wages due.

repealed by 3rd 4th C. 27.

port or place where such ship or vessel may arrive, that such sick or disabled Seaman claiming the benefit of this Act, is not possessed of any property, and has not any wages due to him.

Master, owner, or consignee, may take 6d. per month from Seamen's wages, for the said tonnage duty.

V. *And be it further enacted*, That the master, owner, or consignee, of any ship or vessel owned in this Province, may, and they are hereby authorized to demand and take from the wages of every mate, seaman, or other person employed and articulated for the management and navigation of any such ship or vessel, the sum of sixpence per month, to cover the amount of the tonnage duty arising in and by virtue of this Act.

Coasting vessels not liable more than once in a year.

VI. *And be it further enacted*, That this Act shall not extend, or be construed to extend, to make any vessel or vessels denominated and known coasters, liable to pay the said tonnage duty herein before imposed, more than once in each and every year, and to be paid by such vessel or vessels at the first time of entry into any port or place within this Province, in each and every year.

Limitation
repealed by 3^d
9. 4. c. 27.

VII. *And be it further enacted*, That this Act shall be, and continue in force for five years, and thence to the end of the next Session of the General Assembly.

CAP. XVI.

An ACT to provide for opening and repairing Roads and erecting Bridges throughout the Province, and improving the Navigation of certain Rivers therein.

Passed the 25th of March 1820.

Sums to be paid for Roads.

I. **B**E it enacted by the Lieutenant-Governor, Council, and Assembly, That there be allowed and paid out of the Treasury

sury of this Province, to such person or persons as His Excellency the Lieutenant-Governor or Commander in Chief for the time being shall appoint, in addition to the sums already granted by law, and remaining unexpended, the following sums for the purposes hereafter mentioned, that is to say:

The sum of thirty pounds, towards improving the road from Fredericton to the Maryland settlement.

From Fredericton to Maryland.

The sum of one hundred and fifty pounds, towards improving the roads and bridges from the river Nashwacksis to the mouth of the Kiswick Creek.

Nashwacksis to mouth of the Keswick river.

The sum of forty pounds, towards opening a road from the Nashwacksis to the head of the Cardigan settlement of Welsh emigrants.

Nashwacksis to head of Cardigan settlement.

The sum of twenty-five pounds, towards opening a road from John M'Keen's, on the Mactuquach stream, to the new settlement in the rear thereof.

John M'Keen's to the settlement in the rear of Mactuquach.

The sum of ten pounds, towards improving the road from the Nashwacksis mill to Ham-Town settlement.

Nashwacksis mill to Ham-Town.

The sum of forty pounds, towards opening a road from the settlement of Emigrants on the nine mile Lake (Prince William) to the river.

Lake George, rear of Prince William, to the river.

The sum of fifty pounds, towards improving the roads from George Jones' to Jacob Ellegood's.

From George Jones' to Jacob Ellegood's.

The sum of fifty pounds, towards improving the road from Jacob Ellegood's to Adam Allan's on the Poquiock.

Jacob Ellegood's to A. Allan's.

The sum of twenty-five pounds, towards improving the road from Ingraham's mill to Eel river.

Ingraham's mill to Eel river.

The sum of twenty-five pounds, towards improving

- Poquiock to In-
graham's mill. Improving the road from the Poquiock to
Ingraham's mill.
- Eel river to
Woodstock ferry. The sum of twenty-five pounds, for the
road from Eel river to Woodstock ferry.
- Woodstock to
Richmond settle-
ment. The sum of fifty pounds, towards improv-
ing the road from Woodstock to the Rich-
mond settlement.
- Richmond to the
settlement in rear
thereof. The sum of thirty pounds, towards open-
ing the road from Richmond settlement to a
new settlement in the rear thereof.
- From the river to
Jackson settle-
ment. The sum of forty pounds, towards opening a
road from the river to the Jackson settlement.
- From J. Wolver-
ton's to R. Phil-
lips'. The sum of fifty pounds, for the road from
Joseph Wolverton's to Robert Phillips',
Northampton.
- From R. Phillips'
to E. Tompkins'. The sum of fifty pounds, for the road from
Robert Phillips' to Elijah Tompkins'.
- From Tompkins'
to Tobique river. The sum of seventy pounds, towards open-
ing the road from Elijah Tompkins' to the
Tobique river, on the east side.
- From Tobique to
Salmon river. The sum of thirty pounds, towards open-
ing the road from the river Tobique to Sal-
mon river, on the east side.
- Pennyack road. The sum of thirty pounds, towards im-
proving the Pennyack road leading from
Henry White's upper line to the Pennyack
settlement.
- River Nepisigwit
to Restigouche. The sum of one hundred and seventy-five
pounds, to explore, lay out, and open a road
from the river Nepisigwit to the river Resti-
gouche.
- Napan river to the
Miramichi, near
the Church in
Chatham. The sum of fifty pounds, to open and im-
prove a road from the new settlement near
the head of the tide on Napan river, to the
river Miramichi, near the church in Chatham.
- From Caul's Cove
to Pat Taylor's. The sum of fifty pounds, towards opening
and improving a road through the Indian
land, from Caul's Cove to Patrick Taylor's.

The

The sum of fifty pounds, towards completing a bridge across Fleet's Cove, in the Parish of Nelson. Bridge over Fleet's Cove.

The sum of fifty pounds, towards completing a bridge over Clark's Cove, in the Parish of Chatham. Bridge over Clark's Cove

The sum of twenty pounds, towards exploring, laying out, and opening a road from the new settlement on the river Napan, near the head of the tide, to Black river. Napan to Black river.

The sum of forty pounds, towards improving the road from Black river to Dennis' Creek. Black river to Dennis' Creek.

The sum of twenty pounds, towards improving the road from Neguac to Tabusintack. Neguac to Tabusintack.

The sum of twenty pounds, towards improving the road from Tabusintack to Tracadu. Tabusintack to Tracadu.

The sum of forty pounds, towards improving the road from Tracadu to Caraquet. Tracadu to Caraquet.

The sum of one hundred pounds, from Point Escuminac to Richibucto. Point Escuminac to Richibucto.

The sum of seventy-five pounds, from Richibucto to Buctouche. Richibucto to Buctouche.

The sum of seventy-five pounds, from Buctouche to Shediac. Buctouche to Shediac.

The sum of two hundred pounds, for the road from the river Saint John, near Richard Currie's, to the Thoroughfare. From R. Currie's to the Thoroughfare.

The sum of sixty pounds, for the road from New-Castle to Lodowick Cyphers'. Newcastle to Lodowick Cyphers'.

The sum of fifty pounds, for the road from the Grand Lake to the Washademoak Lake. Grand Lake to Washademoak.

The sum of sixty pounds, for the road from Cumberland Point to the Widow Wiggins'. Cumberland Point to Widow Wiggins'.

The

- New-Canaan to Studholm's mill-stream. The sum of fifty pounds, from the Canaan settlement to Studholm's mill-stream.
- George Henry's to Jemseg. The sum of twenty pounds, for the road from George Henry's to the Jemseg.
- New-Ireland to Marcus Palmer's. The sum of twenty-five pounds, for the road from the New-Ireland settlement to Marcus Palmer's.
- Settlement rear of Kimball's grant to river St. John. The sum of twenty-five pounds, for the road from the settlement back of Kimball's grant to the river St. John.
- George Henry's to the great road near Briggs'. The sum of twenty-five pounds, from George Henry's to the great road, near Briggs'.
- Long Creek to the road near Studholm's mill-stream. The sum of twenty-five pounds, for to open a road from Long Creek, near the head of Washademoak Lake, to the great road near the Studholm mill-stream.
- Gondelo Point to the County line near Murphy's. The sum of eighty pounds, for the road from Gondelo Point to the County line, near Murphy's.
- Pickett's mill to Kennebeckasis. The sum of thirty-five pounds, for the road from Pickett's mill to the Kennebeckasis.
- L. Pickett's to head of Belleisle. The sum of twenty-five pounds, for the road from Lewis Pickett's to the head of the Belleisle.
- Hume's to settlement back of Long Island. The sum of thirty pounds, for the road from Hume's to the settlement back of Long Island.
- Bates' to Bostwick's. The sum of twenty pounds, for the road from Bates' to Bostwick's.
- Bates' mill-pond to Hume's. The sum of thirty-five pounds, for the road from Bates' mill-pond to Hume's.
- Long Reach to Elston's. The sum of twenty pounds, for the road from the Long Reach to Elston's, on the Kennebeckasis.
- Jones' mill to back settlement. The sum of twenty pounds, for the road near Jones' mill, to the settlement back of Kimball's manor.

The sum of fifteen pounds, for the road from Jones' mill to the new settlement, on the Nerepis. Jones' mill to new settlement on the Nerepis.

The sum of ten pounds, for the road round Tenant's Cove and across Belleisle Neck. Tenant's Cove & Belleisle neck.

The sum of forty pounds, for the road from the Widow Smith's to the Widow Mal-lery's on Hammond river. Widow Smith's to Widow Mal-lery's.

The sum of twenty pounds, to assist in making a bridge over the east branch of Hammond river, on the Shepody road. Bridge on the east branch of Ham-mond river.

The sum of twenty pounds, to assist in building a bridge over the stream near Mon-mouth Fowler's, in Hampton. Bridge near Mon-mouth Fowler's.

The sum of ten pounds each, for the two roads leading from the Washademoak road to the new Scotch settlements to the east-ward and westward of the same. Two roads from Washademoak to the new Scotch settlements.

The sum of ten pounds, for the road from Warren's settlement to the main road, in Hampton. Warren's settle-ment to main road in Hampton.

The sum of twenty pounds, for the road, near Maybee's, to the Kennebeckasis. Maybee's to Ken-nebeckasis.

The sum of twenty pounds, for the road from near Joseph Baxter's to the settle-ment on the north branch of Hammond river. Baxter's to settle-ment on the north branch of Ham-mond river.

The sum of twenty-five pounds, for the road from Seth Foster's to the head of Long Creek, leading to the Washademoak. Seth Foster's to head of Long Creek.

The sum of ten pounds, for the road from Benjamin Kierstead's to Rouse's. B. Kierstead's to Rouse's.

The sum of twenty pounds, for the road from the Widow Spicer's to the land taken up by Hayward and others, on the old Cum-berland road. Widow Spicer's to Hayward's land.

The sum of ten pounds, for the road from Gordon's to Edward Perley's. Gordon's to Per-ley's.

- Joney's to Pitfield's. The sum of twenty pounds, for the road from Joney's to Pitfield's.
- William Grave's, jun. to Graves' mill. The sum of ten pounds, for the road from William Grave's, jun. to Graves' mill.
- Beache's to bridge below Hallett's. The sum of fifteen pounds, for the road from Beache's to the Bridge below Hallett's.
- Lamb's ferry to Townsend's. The sum of fifteen pounds, for the road from Lamb's ferry to Townsend's.
- Lyon's to Belleisle Creek. The sum of ten pounds, for the road from the Cove, near John Lyon's, to Belleisle Creek.
- Upham's Creek, Sussex Vale. The sum of ten pounds, for the road up Ward's Creek, in Sussex Vale.
- Road up the Nerepis. The sum of fifteen pounds, for the road leading up the Nerepis.
- Bates' mill-pond to road near Raymond's. The sum of ten pounds, to assist in opening a road round Bates' mill-pond, on the east side, to the main road, near Raymond's.
- Between French Village and Gondelo Point. The sum of ten pounds, for the road between the French Village and Gondelo Point.
- Bridge over Morance stream. The sum of fifty pounds, for building a bridge over the Morance stream, on the north-west branch of the Oromocto.
- Bridge and road from Morgan's to Nason's. The sum of fifty pounds, for building a bridge, and repairing the road from the County line, at Mr. Morgan's, to John Nason's, Rushagonish.
- Finishing bridge near John Upton's. The sum of fifty pounds, to build a floating bridge across the Thoroughfare, near John Upton's, in Sheffield.
- Bridge and road to Calvin Camp's. The sum of twenty-five pounds, for building a bridge and repairing the road leading to Calvin Camp's, in Lincoln.
- Bridge near Thos. Hart's. The sum of twenty-five pounds, towards finishing a bridge over the north branch stream, near Thomas Hart's, Oromocto.
- Sam. Smith's to French Lake stream. The sum of twenty-five pounds, for opening a road from Samuel Smith's, in Gary, to the French Lake stream. The

The sum of twenty pounds, towards improving the road from the County line to the settlement at Little river, in Sheffield.

County line to Little river, Sheffield.

The sum of twenty pounds, to open a road from the main road, in Burton, to the settlement in the rear of the front lots, near James Chase's.

From main road in Burton, to back settlement, near Chase's.

The sum of thirty-five pounds, for the road from Sackville to Beaujoggin.

Sackville to Beaujoggin.

The sum of thirty-five pounds, for the road from Stephen Ward's to the Half-way House, on the Bay Verte road.

Stephen Ward's to Half-way House.

The sum of fifty pounds, for building a bridge over Gaspereau river, near Outer Creek.

Bridge near Outer Creek.

The sum of twenty-five pounds, from Gaspereau bridge to Shamogue.

Gaspereau bridge to Shamogue.

The sum of twenty-five pounds, from where the road turns from the Shamogue road to the Little Shamogue.

Shamogue road to Little Shamogue.

The sum of fifteen pounds, for the road from the Bay Verte road to Tignish river.

Bay Verte to Tignish river.

The sum of twenty pounds, for the road from Shamogue to Beaujoggin.

Shamogue to Beaujoggin.

The sum of fifty pounds, for the road from Westcock to Cape Maranguin.

Westcock to Maranguin.

The sum of twenty pounds, for the road from Sinton's to John Gildert's, jun. on the Paulet river.

Sinton's to Gildert's.

The sum of forty pounds, for the road from George Colpit's, on the Little river, to Stives', or the Dutch Village.

Geo. Colpit's to Stives'.

The sum of fifteen pounds, for the road from George Colpit's, on the Little river, to the upper settlement on the same.

Geo. Colpit's to upper settlement on Little river.

The sum of twenty pounds, for the road from the Dutch Village to Widow Hamilton's.

Dutch Village to Widow Hamilton's.

New-Horton to
Cape Enrage.

The sum of twenty pounds, for the road from New-Horton to Cape Enrage.

Dorchester Island
to the main.

The sum of twenty pounds, for the road from Dorchester Island to the main.

Sackville to settle-
ment back of the
mill-pond.

The sum of twenty-five pounds, for the road from Sackville to the settlement back of the mill-pond.

Settlement on the
north branch of
Peticodiac.

The sum of twenty-five pounds, for the road in the settlement on the north branch of the Peticodiac river.

Jacob Wortman's
to Butternut
ridge.

The sum of twenty-five pounds, for the road from Jacob Wortman's to the Butternut ridge.

Turtle Creek
bridge to the set-
tlement on said
Creek.

The sum of twenty pounds, for the road from Turtle Creek bridge to the settlement on said Creek.

Sinton's to the
Dutch Village.

The sum of fifty pounds, for the road from Sinton's to the Dutch Village.

Bridge over Gas-
pereau to Cape
Tormentine.

The sum of one hundred pounds, from the bridge over Gaspereau river to Cape Tormentine.

Bridge over Beau-
joggin river.

The sum of fifty pounds, for a bridge over Beaujoggin river.

Scotch settlement
to Cheputnecti-
cook.

The sum of twenty-five pounds, for the road from the Scotch emigrant settlement, on the Cheputnecticook ridge to the County road in St. Stephen's.

Scotch Emigrant
settlement to Bass-
wood ridge.

The sum of twenty-five pounds, for the road from the Scotch emigrant settlement, on the Bass-wood ridge to the said County road.

Porter's mill to
A. M'Allister's.

The sum of eighty pounds, for the road from Mr. Porter's mill, in St. Stephen's, to Alexander M'Allister's, in St. David's, on the main road towards Fredericton from St. Stephen's.

Tower-Hill to
head of Oak Bay.

The sum of thirty pounds, for the road from Tower-Hill to the head of Oak Bay.

The

The sum of thirty pounds, for the road from the settlement on Chamcook Lake to the main road leading from St. John to St. Andrew's.

Chamcook Lake to the main road.

The sum of thirty pounds, for the road from Mr. Quinton's to Mr. Pagan's mill-stream.

Quinton's to Pagan's mill-stream.

The sum of fifty pounds, for the road on the western side of the Digdeguash river, commencing at the Wellington bridge, on the great road to St. John.

Road on the western side of Digdeguash.

The sum of fifty pounds, for the road on the eastern side of Digdeguash river, commencing at the bridge, near Alexander McDonald's.

Do. eastern side of Digdeguash.

The sum of fifty pounds, to aid in building a bridge over Frost's stream, near the Wellington bridge.

Bridge over Frost's stream.

The sum of one hundred and twenty pounds, for the road from the second Falls on the Magaguadavic, to the Fredericton road.

Second Falls on Magaguadavic to Fredericton road.

The sum of twenty-five pounds, for the road from Gray's lot, in Letete, to the main communication, near John Dick's farm.

Gray's lot, in Letete, to J. Dick's

The sum of thirty pounds, for the road from Orange Seeley's upper farm, to Wedderhold's brook.

Orange Seeley's upper farm to Wedderhold's brook.

The sum of twenty pounds, towards opening the road from the Pennfield settlement, near Hand's farm, to the road leading to St. John.

Pennfield settlement to St. John road.

The sum of thirty pounds, from the Ferry, at Spinney's, to the County road, in Pennfield.

Spinney's ferry to County road, in Pennfield

The sum of twenty pounds, for the road from the new settlement, at Oak-Hill, to William Maxwell's, in St. Stephen's.

New settlement at Oak-Hill, to Wm. Maxwell's

The

Wm Moore's to
the main road

The sum of twenty pounds, for opening the road from William Moore's to the main road leading to Tower-Hill.

Daniel Lee's to
Hobart's.

The sum of thirty pounds, for the road leading from Daniel Lee's to Hobart's lot, on the west side of Magaguadavic river.

Between Linekin's
& Connick's.

The sum of twenty-five pounds, for the roads between Linekin's and Samuel Connick's.

Mill-Town to settlement
on Moannis stream.

The sum of twenty-five pounds, for the road from Mill-Town, in St. Stephen's, to the settlement on the Moannes stream, in St. Stephen's.

Tobin's farm to
Quaco.

The sum of fifty pounds, for improving the road from Tobin's farm, on the Hammond river, to Quaco.

Head of Hammond river to
Hopewell.

The sum of fifty pounds, for improving the road from the head of Hammond river to Hopewell.

Frog Pond to
Lower Loch-Lomond.

The sum of twenty-five pounds, for improving the road from Frog-Pond to the Lower Loch-Lomond.

Yates' to head of
the Large Lake.

The sum of thirty pounds, for improving the road from Yates' to the head of the Large Lake.

Head of Large
Lake to Quaco
settlement.

The sum of one hundred pounds, for improving the road from the head of the Large Lake until it reaches the Quaco settlement.

From Westmorland road to second
lake, and to the head of the
third lake.

The sum of one hundred and twenty-five pounds, for improving the road from the Westmorland road to the second Lake, and to the head of the third Lake, both belonging to the chain of waters called Loch-Lomond.

From Westmorland road to
Golden Grove.

The sum of twenty-five pounds, for improving the road from the Westmorland road to Marks' settlement, commonly called the Golden Grove.

The sum of fifty pounds, for improving the road from Lower Loch-Lomond to the settlement at Black river.

Lower Loch-Lomond to Black river.

The sum of one hundred pounds, for improving the road from the Forks, on the main road on the Marsh, in the vicinity of Saint John, to Murphy's farm, on the Kennebeckasis.

Forks of the main road, on the marsh, to Murphy's farm.

The sum of twenty five pounds, from Anthony's farm, at Red Head, to Mispick river.

Anthony's farm to Mispick river.

The sum of fifteen pounds, for improving the road from the main road from Charlotte, to the settlement near Negro-Head.

Main road from Charlotte to settlement near Negro Head.

The sum of twenty pounds, for improving the road leading from the main road from Charlotte, to Dipper Harbour.

Main road from Charlotte to Dipper Harbour.

The sum of seventy-five pounds, towards removing rocks in the great Nashwack rapid, and making a towing path along the same.

Removing rocks in the Nashwack Falls, &c.

The sum of fifty pounds, towards improving the Chapel Bar, above Fredericton.

Chapel Bar.

The sum of one hundred and fifty pounds, towards improving the passage through the Meductic Falls, and making a towing path along the same.

Meductic Falls.

The sum of twenty-five pounds, towards removing Fero's rock, (commonly so called) in the river St. John.

Fero's Rock.

The sum of twenty-five pounds, towards removing the rocks in Betts' rapid, in the river St. John.

Betts' Rapid.

The sum of fifty pounds, for making a towing path and removing rocks between Presque Isle and the Restook river.

Between Presque Isle and Restook river.

The sum of one hundred and fifty pounds, for removing rocks and making towing paths from Restook river to the Grand Falls.

Restook to the Grand Falls.

The

- Clearing Simond's Creek. The sum of twenty-five pounds, towards clearing out the mouth of Simonds' Creek, (so called).
- Removing rocks, &c. in Kennebecasis river. The sum of one hundred pounds, towards removing rocks and other obstacles in the Kennebeckasis river from Smith's rapids upwards.
- Leven river. The sum of one hundred pounds, towards removing obstructions in Leven river, leading from lower Loch-Lomond to the Bay of Fundy.
- River St. Croix & its branches. The sum of one hundred pounds, for removing rocks from the channel of the river St. Croix and its branches, within this Province.
- Magaguadavic river, above the Falls. The sum of seventy-five pounds, for removing rocks and facilitating the navigation of the Magaguadavic, above the second Falls.
- Removing rocks in Digdeguash river. The sum of fifty pounds, for removing rocks from the channel of the Digdeguash river.
- Obstructions in Piskehagan. The sum of twenty-five pounds, for the removal of obstructions in the Piskehagan.
- Removing rocks in the SW. branch Miramichi, at the Black Rapids. The sum of fifty pounds, for removing rocks from the channel of the south-west branch of the river Miramichi, at the Black rapids.
- Do. at the White Rapids. The sum of one hundred pounds, towards removing the rocks in said river, at the White rapids.
- From Bay Verte to bridge on Gaspareau. The sum of thirty pounds, for the road from the Bay Verte to the Bridge on Gaspareau river.
- Money to be paid to the persons who labour. II. *And be it further enacted*, That the said several and respective sums of money, and every part thereof, shall be paid to the several and respective persons who shall actually work and labour in making, completing, and repairing the said several roads and bridges, and in improving the navigation of the

the said rivers, or in furnishing materials therefor, at the most reasonable rates that such labour and materials can be provided.

And that the several and respective persons who shall be entrusted with the expenditure of the said several and respective sums, shall keep an exact account of the expenditure thereof, and shall produce receipts in writing, from the several and respective persons to whom any part of the said money shall be paid, as vouchers for such payments, and shall render an account thereof, upon oath, (which oath any Justice of the Peace in the several and respective Counties, is hereby authorized to administer) to be transmitted to the office of the Secretary of the Province, for the inspection and examination of the General Assembly, at their next Session. *And* such Commissioners, or persons intrusted with the expenditure of the said several and respective sums of money, shall stand charged and chargeable with all sums of money intrusted to them and not accounted for as aforesaid, and shall repay the same into the Province Treasury.

Commissioners to account.

III. *And be it further enacted*, That the said Commissioners, or persons intrusted with the expenditure of the said several and respective sums of money, shall, for their time and trouble, be allowed to retain at and after the rate of five per cent. out of the said sums so intrusted to them respectively, together with a reasonable compensation for actual work and labour performed by them on the said several roads and bridges.

Commissioners, for their time and trouble, allowed to retain 5 per Cent.

and reasonable compensation for actual work and labour.

IV. *And be it further enacted*, That all the before mentioned several sums of money shall be paid by the Treasurer, by warrant

Money to be paid by warrant.

of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice and consent of His Majesty's Council, out of the monies now in the Treasury, or as payments may be made at the same, and not otherwise.

CAP. XVII.

An ACT to appropriate a part of the Public Revenue for the services therein mentioned.

Passed the 25th of March 1820.

I. **B**E it enacted by the Lieutenant-Governor, Council, and Assembly, That there be allowed and paid out of the Treasury of the Province, the following sums, to wit,---

Speaker.

To the Speaker of the House of Assembly, the sum of one hundred and fifty pounds.

Members.

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

Chaplains.

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

To the Chaplain of the House of Assembly, the sum of twenty-five pounds.

Clerks.

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 Assistant-Clerk of the House of Assembly, the sum of twenty shillings per diem during the present Session. To

To the Serjeant at Arms attending the Council in General Assembly, twenty shillings per diem during the present Session. Serjeants at Arms.

To the Serjeant at Arms attending the House of Assembly, twenty shillings per diem during the present Session.

To the Door-Keepers and Messengers attending the Council and Assembly, ten shillings per diem to each, during the present Session. Door-Keepers & Messengers.

To the Tide-Surveyor of the City of St. John, the sum of one hundred pounds, for his services and expenses from the first day of March one thousand eight hundred and nineteen, to the first day of March one thousand eight hundred and twenty. Tide Surveyor.

To Thomas Bonnor, Esq. for his services as Agent for the Province, for the year of our Lord one thousand eight hundred and nineteen, the sum of one hundred pounds Sterling. Thomas Bonnor, Esq.

To His Excellency the Lieutenant-Governor or Commander in Chief, for defraying the contingent expenses of the Province, a sum not exceeding two hundred and fifty pounds, for the year of our Lord one thousand eight hundred and twenty. Provincial Contingencies.

To the Adjutants of the Militia of the different Counties of this Province, a sum not exceeding one hundred and ninety pounds, for the year of our Lord one thousand eight hundred and twenty, agreeably to a Law of this Province. Adjutants of Militia.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of fifty pounds Sterling, for the purpose of paying a Missionary to the Indians, for the year of our Lord one thousand eight hundred and twenty. Indian Missionary. To

Treasurer of the
Province.

To John Robinson, Esq. Treasurer of the Province, for his services from the first day of March in the year of our Lord one thousand eight hundred and nineteen, to the first day of March one thousand eight hundred and twenty, the sum of six hundred Pounds.

Nath. Atcheson,
Esq.

To Nathaniel Atcheson, Esq. Secretary to the Society of British North American merchants, and Agent to some of His Majesty's North American Colonies, for his services from February in the year of our Lord one thousand eight hundred and nineteen, to February in the year of our Lord one thousand eight hundred and twenty, the sum of one hundred pounds Sterling, to be remitted by the Committee of Correspondence.

John Chaloner.

To John Chaloner, for Gauging and Weighing, in the year of our Lord one thousand eight hundred and nineteen, the sum of one hundred and seventy pounds, six shillings, and sixpence.

Cod Fisheries.

To His Excellency the Lieutenant-Governor, a sum not exceeding three thousand pounds, to be paid for the encouragement of the Cod Fisheries of this Province, agreeable to a Law of this Province, for the year of our Lord one thousand eight hundred and twenty.

Saint Andrews
Grammar School.

To the President and Directors of Saint Andrews Grammar School, the sum of one hundred pounds, towards defraying the expense of a Master, for the year of our Lord one thousand eight hundred and twenty, agreeable to a Law of this Province.

Keeper of the
Light House.

To the Keeper of the Light-House on Partridge Island, the sum of one hundred and fifty pounds, for his services for the year of our Lord one thousand eight hundred and twenty.

To

To His Excellency the Lieutenant-Governor, for the purpose of enabling the Treasurer to pay Alexander Miller, a Tidewater in the City of Saint John, for his services as such, from the twenty-eighth day of March in the year of our Lord one thousand eight hundred and nineteen, to the twenty-eighth day of March in the year of our Lord one thousand eight hundred and twenty, the sum of sixty-eight pounds, eight shillings, and ninepence.

Alex. Miller.

To the Commissioners to be appointed by His Excellency the Lieutenant-Governor, towards defraying the expenses of a Courier between Fredericton and New-Castle, in the County of Northumberland, for the year one thousand eight hundred and twenty, the sum of one hundred and twenty-five pounds.

Courier between
Fredericton and
New-Castle.

To three such Commissioners as His Excellency the Lieutenant-Governor may appoint, a sum not exceeding one hundred and fifty pounds, for the support of a Packet to ply between Digby and Saint John, for the year to commence from the fifth day of April next, provided a similar provision is made by the Legislature of Nova-Scotia, and no Packet is established at the exclusive expense of the General Post Office for that purpose.

Digby Packet.

To the Governor and Trustees of the College of New-Brunswick, the sum of two hundred and fifty pounds, for the year one thousand eight hundred and twenty, conformable to the provisions of the two Acts of the General Assembly.

College of New
Brunswick.

To the President and Directors of the St. John Grammar School, for the year one thousand eight hundred and twenty, the sum of two hundred and fifty pounds, agreeable

Saint John Gram-
mar School.

to the provisions of the two Acts of the General Assembly.

Saint Andrews
Grammar School,
£100 additional.

To the President and Directors of the St. Andrews Grammar School, the sum of one hundred pounds, in addition to the sum heretofore allowed, conformable to a Bill passed during the present Session, towards the further support of a master, for the year one thousand eight hundred and twenty.

Attorney General
for past services.

To Thomas Wetmore, Esq. the Attorney General for this Province, the sum of one hundred pounds, for past services.

Printing the Laws.

To His Excellency the Lieutenant-Governor, the sum of fifty pounds, towards defraying the expenses of printing the Laws of the present Session.

Sam. Buchanan.

To Samuel Buchanan, the sum of twenty pounds, for airing and taking care of the Province Hall, for the year one thousand eight hundred and nineteen.

Adj. and Batt. of
Charlotte militia.

To the Adjutant of the second battalion of the Charlotte County militia, the sum of five pounds, to remunerate him for the expenses he incurred in hiring a boat during his attendance on militia duty, in the year one thousand eight hundred and nineteen.

Sheriff's for executing
Writs of Election, &c.

To the Sheriffs of the several Counties in this Province, for executing the Writs of Election and returning the Members to serve in General Assembly, the following sums, to wit,

To the Sheriff of the County of York, the sum of twenty-five pounds.

To the Sheriff of the County of Westmorland, the sum of twenty-five pounds.

To the Sheriff of the County of Sunbury, the sum of twenty-five pounds.

To the Sheriff of the County of Charlotte, the sum of twenty-five pounds. To

To the Sheriff of the County of Northumberland, the sum of twenty-five pounds.

To the Sheriff of the County of Queen's, the sum of twenty-five pounds.

To the Sheriff of the County of King's, the sum of twenty-five pounds.

To the Sheriff of the County of St. John, the sum of twenty pounds.

To the Sheriff of the City of Saint John, the sum of ten pounds.

To the Treasurer of the Province, to defray the expenses incurred by him for stationary, advertizing, blanks, &c. the sum of twenty-one pounds, nine shillings, and sixpence, for the year one thousand eight hundred and nineteen.

Treasurer for stationary, &c.

To His Excellency the Lieutenant-Governor, a sum not exceeding three thousand pounds, to be paid in bounties for the encouragement of raising Bread-Corn on new lands, agreeable to the Law of this Province, for the year one thousand eight hundred and twenty.

Bounties for raising Bread-Corn.

To the Governor and Trustees of the Madras School in New-Brunswick, the sum of seven hundred and fifty pounds, towards the support of that Institution throughout the Province.

Madras School.

To the Assistant Adjutant General of the militia for the time being, the sum of fifty pounds, for past services.

Assist. Adj. Gen. for past services.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of sixty pounds, to defray the expense incurred in relieving certain distressed and shipwrecked Emigrants.

Relief of distressed and shipwrecked Emigrants.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being,

Bridge over Hoppy well river.

being, the sum of two hundred pounds, to be expended, in aid of individual subscription, in building a bridge over the Hopewell river.

Madras School in Kingston.

To the Trustees of the School in Kingston, (King's County) the sum of sixty pounds, towards supporting the School kept there on the Madras System, it being the same sum granted in the year one thousand eight hundred and nineteen, towards building a School-House in that Parish.

Overseers of the Poor Saint John.

To the Overseers of the Poor of the City of Saint John, the sum of eighty-one pounds, seven shillings, and elevenpence-halfpenny, being the amount expended by them in support of the transient poor Soldiers and Sailors in the said City, in the year one thousand eight hundred and seventeen, over and above the sum of two hundred and fifty pounds granted in the year one thousand eight hundred and eighteen.

Do

To the Overseers of the Poor for the City of Saint John, the sum of three hundred and seventy-two pounds, nineteen shillings, and ninepence-halfpenny, to reimburse them for expenses incurred in the support of poor Soldiers, Sailors, and Emigrants, within the said City, for the year one thousand eight hundred and eighteen.

Do

To the Overseers of the Poor for the City of Saint John, the sum of four hundred and seventy-seven pounds, eight shillings, and sevenpence-halfpenny, to reimburse them for expenses incurred in the support of transient poor Soldiers, Sailors, and Emigrants, within the said City, for the year one thousand eight hundred and nineteen.

To

To the Overseers of the Poor for the Parish of Portland, the sum of one hundred and eighteen pounds, nine shillings, and eightpence, for expenses actually incurred by them in support of distressed Emigrants, old Soldiers, Widows of Soldiers, and their Children, in the years one thousand eight hundred and eighteen and one thousand eight hundred and nineteen. Overseers of the Poor in Portland.

To Robert Leslie, the sum of sixteen pounds, ten shillings, being the amount of his account as a Surgeon and Physician to the sundry transient and distressed Poor in the City of Saint John, in the year one thousand eight hundred and seventeen. Robert Leslie.

To William Howe Smith, the sum of fifty-eight pounds, seven shillings, and sixpence, being the amount of his account for services performed as a Surgeon and Physician, to sundry transient and distressed persons in the City and County of St. John, in the year one thousand eight hundred and sixteen, certified by the Overseers of the Poor of the said City. Wm. H. Smith.

To John Head (Inoculating Surgeon for the Vaccine Institution) the sum of twenty-five pounds, as a small remuneration for the services performed by him. John Head.

To John Head, the sum of thirty-four pounds, fifteen shillings, and tenpence, being the amount of his account for medicine and attendance on transient poor in the City of Saint John, in the year one thousand eight hundred and eighteen. Do.

To William Woodford, Surgeon, the sum of forty pounds, for services rendered to sundry indigent sick persons in the County of York, for the years one thousand eight hundred Wm. Woodford.

dred and sixteen and one thousand eight hundred and seventeen.

Solicitor General.

To William Botsford, Esquire, Solicitor General for this Province, the sum of fifty pounds for past services.

Overseers of the Poor St Andrews.

To the Overseers of the Poor of the Town of Saint Andrews, the sum of eighty-nine pounds, five shillings; the like sum having been advanced by them in the year one thousand eight hundred and eighteen, in support of Emigrant poor in that Town.

For the purchase of provisions, &c. for the immediate relief of the Welch Emigrants in the County of York.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of one hundred and fifty pounds, to be expended by Commissioners to be appointed for that purpose, in the purchase of provisions for the immediate relief of the Welch Emigrants, settlers in the County of York, and seed for the ensuing season.

Commissioners for superintending the repairs of Government House.

To the Commissioners for superintending the repairs of Government House, the sum of four hundred pounds, to repair the same and the out buildings.

The Honorable Mr Justice Bliss.

To the Honorable Mr. Justice Bliss, one of the Commissioners appointed under the Great Seal to swear in the Members returned to serve in the present House of Assembly, the sum of twenty-six pounds, for his services in swearing in the same.

Central Agricultural Society.

To the Central Agricultural Society of New-Brunswick, the sum of three hundred pounds, in aid of that Institution.

Nipisigoit Courier.

To the Commissioners to be appointed by His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of fifty pounds, towards defraying the expense of a Courier, for the present year,

year, between New-Castle, on the river Miramichi, and Nipisiguit, on the Bay of Chaleur, being a continuation of the great road of communication.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of two hundred pounds, for the further improvement of that part of the great road of communication leading from Fredericton to Saint John on the west side of the river Saint John; seventy-five pounds of which said sum of two hundred pounds, are to be laid out in building a bridge near George Hayward's, in Lincoln.

Great Road from Fredericton to St. John, on the west side of the river

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the following sums, for the improvement of such other parts of the great roads of communication as are hereinafter mentioned, that is to say,---

Great Roads.

The sum of five hundred and eighty-three pounds, for the further improving that part of the great road of communication leading from Fredericton to Saint Andrews; eighty-three pounds of which said sum of five hundred and eighty-three pounds, are to be laid out towards building a bridge over the Creek near George Hayward's, in Lincoln.

Fredericton to St. Andrews.

The sum of five hundred and eighty-six pounds, for the further improving that part of the great road of communication leading from Fredericton to the Great Falls.

Fredericton to the Great Falls.

The sum of seven hundred and sixty-six pounds, for the further improving that part of the great road of communication leading from Fredericton to Nipisiguit.

Fredericton to Nipisiguit.

The sum of six hundred and fifty pounds, for the further improving that part of the

Fredericton to the Province line in Westmorland.

great

great road of communication leading from Fredericton to the Province line, in Westmorland; of which said sum, three hundred pounds part thereof shall be expended in repairing and completing the road near Bridge's, on the Portage, between James Blakeney's and Pitfield's; and the further sum of two hundred pounds, other part thereof, shall be expended in improving that part of the said road leading from the Washademoack to the head of Belleisle.

St. John to Saint Andrews.

The sum of five hundred and eighty-three pounds, for the further improving that part of the great road leading from Saint John to Saint Andrews.

Saint John to Westmorland between St. John & the Finger Board.

The sum of seven hundred pounds, for the further improving that part of the great road leading from Saint John to Westmorland, which lies between St. John and the Finger Board; one-half part of which said sum of seven hundred pounds, shall be expended in repairing the road over the great marsh near St. John.

Bend of Petcudiac to Shediac.

The sum of two hundred and sixty-six pounds, for the further improving the great road leading from the bend of Petcudiac river to Shediac.

Amasa Wheldon's to Shediac.

The sum of two hundred and sixty-six pounds, for the further improving the great road leading from Amasa Wheldon's to Shediac.

Fredericton to the Canada line, near Tamiscouta lake

The sum of four hundred pounds, for the further improving that part of the great road leading from Fredericton to the Canada line which lies near the Tamiscouta Lake.

To be paid by Warrant.

II. *And be it further enacted*, That all the beforementioned sums shall be paid by the Treasurer, by warrant of His Excellency the

the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice and consent of His Majesty's Council, out of the monies now in the Treasury, or as payments may be made at the same.

CAP. XVIII.

An ACT to appropriate a further part of the Public Revenue, for the services therein mentioned.

Passed the 25th of March 1820.

1. **BE** it enacted by the Lieutenant-Governor, Council, and Assembly, That there be allowed and paid out of the Treasury of the Province, unto the several persons hereafter mentioned, the followingsums, to wit,---

To the Honorable Anthony Lockwood, Surveyor General for Office rent. the sum of fifty pounds, to defray the expense of office rent.

To Robert Ferguson, Robert Ferguson. the sum of eighty-five pounds, fifteen shillings, to remunerate him for his expenses and services, as one of the Commissioners for opening that part of the road leading from Nipisiguit to Restigouch.

To the President and Directors of the Saint Andrews Grammar School. Grammar School in the Town of Saint Andrews, the sum of two hundred pounds, to enable them to discharge the debt incurred by them in erecting a building for the accommodation of the Scholars.

To Mr. James Taylor, James Taylor the sum of eight pounds, eleven shillings, and threepence, to repay that amount advanced by him, in addition to a subscription which he obtained, to the amount of twenty-two pounds, eighteen shillings,

shillings, and ninepence, for assisting the settlement of eighty Emigrants, by finding them provisions and paying their passages into the country, from the port of Saint John.

Surveyor General
extra labor and
service in com-
pleting a plan of
Survey of the
Isthmus, &c.

To the Honorable Anthony Lockwood, Surveyor General of the Province, the sum of fifty pounds, for his extra labor and service, in completing a plan of survey of the Isthmus between the waters of the St. Lawrence and Chignecto Bay, and to defray the balance due over and above the former grant of one hundred and fifty pounds.

Frederick William
Ladd.

To Frederick William Ladd, the sum of eleven pounds, seven shillings, and ninepence, to repay him that amount paid by him to the Treasurer of the Province, for transient duty on goods imported into the City of Saint John, he being a resident in this Province at the time.

W. Hatheway.

To Warren Hatheway, the sum of twenty-two pounds, ten shillings, being the amount of drawback on five puncheons of rum, containing six hundred gallons, exported in the American schooner Miller, Anthony Brooks master, in the year one thousand eight hundred and seventeen.

Wm. M'Donald.

To William M'Donald, the sum of twenty-nine pounds, eleven shillings, being the amount of a Bond given by him for the transient duty on sundry articles imported into this Province, in one thousand eight hundred and nineteen.

Wm. Abram's.

To William Abram's, the sum of eighty-six pounds, six shillings, to relieve him from a transient duty exacted by the Deputy Treasurer at Miramichi, agreeable to the prayer of his petition.

To

To Hugh Johnston & Company, the sum of one hundred and thirty-eight pounds, nine shillings, and threepence, being a drawback on three hundred puncheons of rum, containing thirty-three thousand, two hundred and thirty-one gallons, exported to Quebec, in the year one thousand eight hundred and nineteen.

Hugh Johnston & Co. for drawback.

To Alexander Edmond and Isaac Lawton Bedell, the sum of twenty-seven pounds, seventeen shillings, and sixpence, being for a drawback on six puncheons of rum, containing six hundred and forty-one gallons, exported by them in the American schooner Lydia, to the United States, and withheld by the Province Treasurer in consequence of an informality in the vouchers relating to this exportation.

Edmond & Bedell for drawback.

To Peter Stewart, the sum of forty-two pounds, six shillings, and eightpence, to relieve him from a transient duty exacted by the Deputy Treasurer of Miramichi.

Peter Stewart.

To the President and Members of the Emigrant Society in the Town of Fredericton, to aid their laudable exertions in extending relief to indigent and suffering Emigrants, the sum of one hundred pounds.

Emigrant Society of Fredericton.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of thirty-five pounds, to defray the expense of the ferriages of Couriers from Fredericton to Halifax and St. John, in the years one thousand eight hundred and eighteen and one thousand eight hundred and nineteen.

Ferriage of Couriers.

To Messrs. Crookshank & Johnston, the sum of seventy-five pounds, or whatever may be their claim for bounty on a fishing voyage,

Crookshank & Johnston.

voyage, performed by the schooner Five Sisters, in the year one thousand eight hundred and seventeen, (the certificate of which were forwarded to the Secretary's office, but by some accident have been mislaid) provided they produce a certificate from the Custom-House at Saint John, of the voyage having been actually performed, and a further certificate of the same nature attested by them, to be laid before His Excellency the Lieutenant-Governor and Council.

Military & Emigrant surveys.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of five hundred and sixty pounds, eight shillings, and elevenpence, to defray the expense incurred in surveying Lots for Military Settlers and Emigrants.

Wm. F. Odell, Esq for issuing Warrants.

To William F. Odell, Esquire, the sum of forty-five pounds, fifteen shillings, for issuing one hundred and sixty-seven Warrants, at five shillings each, between the twenty-seventh day of February one thousand eight hundred and nineteen and the sixteenth day of February one thousand eight hundred and twenty.

Repairs to the Province Hall.

To His Excellency the Lieutenant-Governor or Commander in Chief, for the time being, the sum of ninety-two pounds, ten shillings, and sixpence, to defray the expense in repairs done to the Province Hall, in furnishing tables and chairs for the Council Room, and for fitting up the Committee Room of the House of Assembly.

Geo. K. Lugin, for printing daily Journals.

To George K. Lugin, the sum of eighty pounds, for printing the daily Journals of the present Session.

Printing Journal.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being,

being, the sum of one hundred pounds, towards defraying the expense of printing the Journal of the present Session.

To the Clerk of the House of Assembly, for Fuel, Stationary, Sleigh Hire, and other contingent expenses of the present Session, the sum of two hundred and twenty-eight pounds, one shilling, and threepence.

Contingencies of
the Session.

To the Overseers of the Poor of the Parish of Fredericton, the sum of fifty pounds, to reimburse them for expenses incurred in support of poor Soldiers, Sailors, and Emigrants, within the Parish of Fredericton, for the year one thousand eight hundred and seventeen.

Overseers of Poor,
Fredericton.

To the Overseers of the Poor of the Parish of Fredericton, the sum of one hundred and fifty pounds, to reimburse them for expenses incurred in support of poor Soldiers, Sailors, and Emigrants, in the Parish of Fredericton, in the year one thousand eight hundred and eighteen.

Do.

To the Overseers of the Poor of the Parish of Fredericton, the sum of seventy pounds, to reimburse them in part for expenses incurred amounting to three hundred and five pounds, in support of poor Soldiers, Sailors, and Emigrants, within the Parish of Fredericton, for the year one thousand eight hundred and nineteen.

Do.

To Thomas Bonnor, Esquire, the Province Agent, for his services rendered in recovering money due from Captain Brenton, on account of the sloop Brunswicker, the sum of thirty-three pounds Sterling.

Thomas Bonnor,
Esq.

To Thomas Wetmore, Esq. the Attorney General, for his services rendered relating to the recovery of the money due from
Captain

Attorney General

Captain Brenton, on account of the sloop Brunswicker, the sum of twenty-five pounds.

Clerk of the Council for an Assistant.

To the Clerk of the Council, the sum of twenty-five pounds, for defraying the expense of an Assistant during the present Session of the Legislature.

Exploring the Country between Petcutiac River and the Nashwack

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of fifty pounds, to be by him expended in employing persons to explore the wilderness land which lies between Petcutiac river and the Nashwack river, that the distance between the said rivers may be ascertained, and the nature of the country examined as to its capability of making settlements.

To be paid by Warrant.

II. *And be it further enacted*, That all the beforementioned sums of money shall be paid by the Treasurer, by warrant of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice and consent of His Majesty's Council, out of the monies now in the Treasury, or as payments may be made at the same.

CAP. XIX.

An ACT for the further increase of the Revenue of the Province.

Passed the 25th of March 1820.

Preamble.

WHEREAS it is expedient to increase the Revenue of this Province---

Duty of 7s. 6d. per ton on Plaster of Paris imported into Charlotte County.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That from and after the passing of this Act, a duty of seven shillings and sixpence per ton shall be paid upon all Plaster of Paris, otherwise called Gypsum, that shall be brought or imported into the County of Charlotte in this Province.

II.

*repealed by
2. 9. 4. C. 15.*

II. *And be it further enacted*, That the Lieutenant-Governor or Commander in Chief for the time being, is hereby authorized and empowered, by and with the advice of His Majesty's Council, by warrant under his hand and seal, to appoint some fit and discreet person as a Preventive Officer, with power and authority to enforce the payment of the duty herein before imposed upon all Plaster of Paris imported or brought into the County of Charlotte, and to prevent the evasion thereof, and for the purpose of carrying the provisions and regulations of this Act into full effect; which person when so appointed shall give bonds to His Majesty, in the sum of six thousand Pounds, with two sufficient Sureties in three thousand Pounds each, and shall be sworn to the faithful discharge of his duty, and shall keep a public office either at Indian Island, so called, or at Snug Cove, on the Island of Campo Bello, in Passamaquoddy Bay; which Officer so appointed and named, is hereby authorized and required to visit in his own person, or cause to be visited by any person or persons by him employed in and by virtue of this Act, any ship or vessel having Plaster of Paris on board, and which shall arrive or come within the County of Charlotte aforesaid, or being in any port or place within this Province, and shall and may either by himself or other person or persons so by him employed as aforesaid, demand the register and other papers of such ship or vessel; which register and other papers as aforesaid, shall be deposited at the office of the Preventive Officer aforesaid, and there remain until the duty by this Act imposed shall be satisfied and paid.

Lieut. Governor to appoint a Preventive Officer to enforce the payment of said duty.

Who shall give bonds, and be sworn to the faithful discharge of his duty.

Shall keep an office at Indian Island or Campo Bello.

Duty of Preventive Officer.

Vessels arriving with Plaster on board, the master to make report & entry at the office of the Preventive Officer, under oath,

III. *And be it further enacted,* That the master, owner, or consignee, of every ship or vessel having any Plaster of Paris on board, which shall arrive or come within the County of Charlotte aforesaid, shall within twenty-four hours after her arrival, and before bulk is broken, make report and entry under oath, at the office of the Preventive Officer aforesaid, (who is hereby authorized and required to administer the same,) of the vessel's name, the port or place at which such vessel shall have laden her cargo, and the number of tons of Plaster of Paris such cargo shall consist of; and such master, owner, or consignee, shall deposit and leave the register, and other papers of such ship or vessel as aforesaid, in the office of the Preventive Officer aforesaid; which register and papers as aforesaid, shall be and remain in the said office, until the duty by this Act imposed shall be paid.

and deposit the register and papers.

Penalty for landing any Plaster before report and entry.

IV. *And be it further enacted,* That if any master, owner, or consignee, or any other person or persons whatsoever, shall land or attempt to land, from any ship or vessel, on any of the shores of the coves, harbours, creeks, or places, within the County of Charlotte, or shall reship or attempt to reship, from on board any ship or vessel, any Plaster of Paris, on board any boat or other vessel, within the said County of Charlotte, before report and entry shall be made, as in the next preceding section of this Act is required, and a permit first had and obtained from the Preventive Officer aforesaid, to land or unlade such Plaster of Paris, which permit the said Preventive Officer is hereby authorized and required to give, and for which he shall take

take and receive two shillings and ninepence, and no more, such ship or vessel from which such Plaster is landed, or from which such Plaster is reshipped or put on board any other vessel or boat, shall be deemed by this Act to be forfeited, together with her boat or boats, tackle and apparel, and all Plaster of Paris found on board such vessel, shall be detained, and information shall and may be thereupon made by His Majesty's Attorney General, in the Supreme Court of this Province, and proceeding had to condemnation and sale, according to the course of the said Court; and upon such condemnation and sale thereof, the proceeds, after deducting the costs and charges of prosecution, shall be paid into the Province Treasury, for the use of the Province. *Provided always*, that no vessel so seized and prosecuted, shall or may be bonded, but the same be proceeded against without delay, to condemnation.

How to be recovered.

V. *And be it further enacted*, That for the better enforcing of this Act, the Preventive Officer aforesaid may, and he is hereby authorized to employ one or more boat or boats, not exceeding three, and one or more men, not exceeding ten, to work and manage the said boat or boats; and the said boat or boats so employed, and every vessel that may be seized by virtue of this Act, shall while they are under the immediate care and direction of the Preventive Officer as aforesaid, wear and carry at the mast head, or on some conspicuous part of the rigging of such boat or boats or vessel, a red burgee flag, with the word "*Preventive*," in white letters, inscribed thereon.

Preventive Officer may employ boats and men. &c.

Penalty on any
master of a vessel
refusing to deliver
the register, &c.

VI. *And be it further enacted,* That if any master or commander of any ship or vessel having Plaster of Paris on board, in any port or place within this Province, shall refuse when thereunto demanded by virtue of this Act, to deliver the register and other papers to the Preventive Officer, or to such other person by him appointed by virtue of this Act, such ship or vessel of which such master or commander shall so refuse to deliver such register and other papers as aforesaid, shall be deemed and taken to be forfeited and prosecuted, and the proceeds to be applied in manner and form as is provided in and by the third section of this Act; and any master of any ship or vessel, or any other person or persons whomsoever, who shall insult or attempt to insult, abuse or resist any Officer appointed by this Act, while in the execution of any of the duties enjoined by this Act, and being convicted thereof, upon any bill, plaint, or information, to be had or made before any Court of Justice having competent jurisdiction to try the same, shall forfeit and pay the sum of fifty pounds, with costs, for each and every offence; which fine when recovered, shall be paid over to the Treasurer of the Province, for the use of the same.

Plaster landed
without payment
of the duty, to be
forfeited.

VII. *And be it further enacted,* That if any Plaster of Paris shall at any time be found on the shores in any cove, harbour, or place, within the County of Charlotte aforesaid, on which the duty by this Act imposed has not been paid, such Plaster of Paris so landed as aforesaid, shall and may be seized by the Preventive Officer by this Act appointed, or by any Deputy Treasurer of the County
of

of Charlotte aforesaid, and by him or them, or either of them, prosecuted as in manner contained in the third section of this Act, to final condemnation, and the proceeds of such seizure, after deducting costs, shall be applied, the one moiety to the Officer seizing the same, and the remainder to the Treasurer of the Province, for the use of the same.

VIII. *And be it further enacted*, That every ship or vessel arriving or coming within the County of Charlotte, or being in any port or place within this Province, having Plaster of Paris on board, shall have their names painted on their stern, as required by Act of Parliament; and any ship or vessel not having her name painted on her stern as aforesaid, shall be deemed forfeited, and shall and may be seized by the Preventive Officer as aforesaid, and prosecuted to final condemnation, in manner and form as is directed and prescribed in and by the fourth section of this Act, and the proceeds to be applied as in the next preceding section of this Act is provided.

Vessels having on board Plaster of Paris, to have their names on the stern, or to be deemed forfeited.

IX. *And be it further enacted*, That any person or persons refusing to produce their papers when required, or when so required shall produce any false or fraudulent clearance, certificate, paper or papers, voucher or vouchers, in order to evade any of the provisions of this Act, such offender or offenders shall forfeit and pay the sum of one hundred pounds, to be recovered and applied as in the sixth section of this Act.

Penalty for refusing to produce papers, or producing false papers.

X. *And be it further enacted*, That in case of the death, or removal from office for misconduct, of such person so to be appointed as aforesaid, to carry into effect the provisions

In case of death or removal from office, of the Preventive Officer, the Lieut. Governor to appoint another.

sions of this Act, as Preventive Officer, the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, is hereby authorized and empowered to appoint some other fit and discreet person in the room of such person so dead or removed from office.

Preventive Officer
to account with
the Treasurer once
every 3 months.

XI. *And be it further enacted*, That the person to be appointed as aforesaid, to carry the provisions of this Act into effect, as Preventive Officer aforesaid, shall account with the Treasury of the Province once in every three months, during his continuance in office, and shall pay over into the hands of the Treasurer of the Province, all the monies he may then have collected or received under and by virtue of the provisions of this Act.

Allowed to retain
ten per cent. for
his services.

XII. *And be it further enacted*, That the person so to be appointed as aforesaid, to carry into effect the provisions of this Act, as Preventive Officer as aforesaid, shall be allowed to retain for his services and trouble while in office, at and after the rate of ten per cent. on all the monies collected by him under and by virtue of this Act, and also for defraying all the expenses incurred in hiring boats and men, and other incidental charges.

Duration.

XIII. *And be it further enacted*, That this Act shall continue and be in force for three years, and from thence to the end of the next Session of the General Assembly, and no longer.

CAP. XX.

An ACT in addition to an Act, intituled an Act for the further increase of the Revenue of the Province.

Repealed by
2. G. 4. C. 13.

Passed the 29th of March 1820.

WHEREAS in and by an Act made Preamble. and passed in the sixtieth year of His Majesty's Reign, intituled "An Act for the further increase of the Revenue of the Province," it is among other things enacted, that a duty of seven shillings and sixpence per ton, be paid upon all Plaster of Paris imported or brought into the County of Charlotte. *And whereas* it is deemed expedient to extend the provisions of the said Act,

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That from and after the passing of this Act, a like duty of seven shillings and sixpence per ton, as is imposed in and by the herein before recited Act, in the County of Charlotte aforesaid, be also imposed and paid upon all Plaster of Paris imported or brought into the harbour of the City of Saint John; which duty of seven shillings and sixpence per ton shall be paid as in the next succeeding section of this Act is required, by the master, owner, or consignee, of any ship or vessel so arriving in the harbour of Saint John aforesaid; before bulk is broken, and within twenty-four hours after the arrival of such ship or vessel as aforesaid.

A Duty of 7s. 6d. per ton to be paid on Plaster of Paris imported into the harbour of Saint John.

II. *And be it further enacted,* That for the better securing and carrying into effect the provisions of this Act, it shall be the duty of the Preventive Officer appointed, or to be appointed by virtue of the herein before re-

The Preventive Officer to appoint a Deputy.

His duty.

cited Act, to appoint a fit person, to be approved by His Excellency the Lieutenant-Governor or Commander in Chief for the time being, to act as Deputy Preventive Officer, who shall keep an office in the City of Saint John, and give bonds to His Majesty, in two sufficient sureties in the sum of two thousand pounds each, and shall be sworn to the faithful performance of his duty, and who is hereby authorized and required to board and visit any ship or vessel having any Plaster of Paris on board, entering or intending to enter the harbour of the City of Saint John aforesaid, and to demand the register and other papers of such ship or vessel as aforesaid, and deposit them at the office of the Deputy Preventive Officer, until the duty by this Act imposed shall be secured and paid; and if any master, owner, or consignee, or other person or persons whomsoever, shall land or attempt to land, ship or attempt to ship, or shall reship any Plaster of Paris within the harbour of Saint John aforesaid, before entry is made and the duty secured or paid as in this Act is required, such ship or vessel so offending, and all Plaster of Paris so attempted to be landed, shipped, or reshipped, contrary to the true intent and meaning of this Act, shall be deemed and taken to be forfeited.

No Plaster to be landed or reshipped to westward of Quaco, excepting at St. John.

III. *And be it further enacted,* That no Plaster of Paris shall be landed or reshipped in any port or place to the westward of Quaco Head, so called, on the north side of the Bay of Fundy, excepting the harbour of the City of Saint John aforesaid, and the County of Charlotte, as is provided for in the herein before recited Act; and if any person

son or persons whomsoever, shall land or attempt to land, ship or attempt to ship, or in any way or manner assist in landing or reshipping any Plaster of Paris in any port or place to the westward of Quaco Head aforesaid, other than the harbour of Saint John and the County of Charlotte aforesaid, such offender or offenders, shall each and every one, forfeit and pay for each and every offence, the sum of fifty pounds; and every ship or vessel from which such Plaster of Paris shall be landed or reshipped, or any ship or vessel that shall be found taking, or having on board any such Plaster of Paris as aforesaid, with all such Plaster of Paris so landed, shipped, or attempted to be landed or reshipped, on being found on board, contrary to the true intent and meaning of this Act, shall be taken and deemed to be forfeited.

Penalty for landing or shipping.

IV. *And be it further enacted*, That before any Plaster of Paris shall be laden or taken on board any ship or vessel in the harbour of Saint John, with intent to export the same to any port or place without this Province, a permit for that purpose shall be obtained from the office of the Deputy Preventive Officer, who is hereby authorized and empowered to grant the same, and for which permit he may demand and take two shillings and ninepence, and no more; and if any ship or vessel shall be found lading, taking, or having any Plaster of Paris on board before such permit shall be obtained, such ship or vessel, with all Plaster of Paris found on board, shall be deemed and taken to be forfeited.

A permit from the Dep. Preventive Officer to be obtained before any Plaster be shipped.

The Deputy
Preventive Officer
may employ
boats and men.

V. *And be it further enacted,* That the Deputy Preventive Officer appointed in and by virtue of this Act, for the harbour of St. John, shall and may employ one or more boat or boats, and two or more men, to work and manage the same, in boarding and visiting any ship or vessel having Plaster of Paris on board, and for other purposes authorized in and by virtue of this Act, for the better carrying into effect the provisions thereof; and all and every such boats, and any ship or vessel under the directions and immediate care of the Deputy Preventive Officer aforesaid, shall wear and carry at the mast head, or some conspicuous part of the rigging of such boats or vessel, a red burgee flag, with the word "*Preventive,*" in white letters, marked thereon.

May retain 5 per
cent. for his ser-
vices.

VI. *And be it further enacted,* That the person so to be appointed as Deputy Preventive Officer as aforesaid, to carry into effect the provisions of this Act, shall be allowed to retain for his services and trouble while in office, at and after the rate of five per cent. on all the monies collected by him under and by virtue of this Act, and also for defraying all the expenses incurred in hiring boats and men, and other incidental charges.

To account with
the Treasurer.

VII. *And be it further enacted,* That the person to be appointed as Deputy Preventive Officer as aforesaid, shall account with the Treasurer of the Province, and pay over all monies he may have collected, in like manner as is prescribed in and by the eleventh section of the said Act.

Forfeitures under
this Act, how to
be recovered.

VIII. *And be it further enacted,* That the forfeitures by this Act inflicted upon any ship or vessel, or Plaster of Paris, shall be re-
covered

covered and applied in like manner as is prescribed in and by the fourth section of the said recited Act; and all penalties inflicted upon any person or persons offending against the provisions of this Act, shall be recovered and applied in like manner as is prescribed in and by the sixth section of the same Act.

IX. *And be it further enacted*, That this Act shall continue and be in force during the continuance of the Act to which this Act is an addition, and no longer. Limitation.

CAP. XXI.

An ACT to prevent the taking of Fish in the different Harbours and Rivers of this Province, with Drift Nets.

*Repealed as to
the Province
by 9. L. 4. C. 27.*

Passed the 29th of March 1820.

WHEREAS the practice of drifting for fish has been found greatly injurious to the fisheries in this Province, notwithstanding the restrictions and regulations made thereon by the several Acts of the General Assembly---

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That from and after the passing of this Act, no person or persons shall use any drift net or nets, for taking any fish, in any of the harbours, creeks, coves, or navigable rivers of this Province, or within the harbour of St. John, or within two miles around Partridge Island, at the entrance of the same harbour; and any person or persons so using any drift net or nets, for the purpose aforesaid, shall forfeit and pay the sum of ten pounds, upon due conviction thereof, by the oath of one or more credible witness or witnesses, before any two of His Majesty's

No drift net to be used.

Penalty for using any drift net, how to be recovered.

Majesty's

Majesty's Justices of the Peace in the County where such offence shall be committed, to be levied by warrant of distress and sale of the offender's goods and chattels, rendering the overplus, if any, to such offender; and twenty pounds for the second offence, to be recovered with costs, by action of debt, bill, plaint or information, in any Court of Record in this Province; and fifty pounds for the third and every subsequent offence, to be recovered, with costs, in the manner last mentioned; which penalties, on conviction, shall be paid to the informer.

Overseers of the Fisheries, to seize any nets found drifting.

II. *And be it further enacted*, That it shall be the duty of the Overseers of the Fisheries which have been already appointed, or which may hereafter be appointed by the Justices of the Peace in their General Sessions, held or to be holden in the respective Counties of this Province, pursuant to the authority given in and by the second section of the herein before recited Act, intituled "An Act for regulating the Fisheries in the different rivers, coves, and creeks, of this Province," to remove and seize any net or nets that shall be found drifting contrary to the provisions of this Act; and such Overseer or Overseers, who shall at any time wilfully and knowingly delay, neglect, or refuse, to perform the duty by this Act enjoined, to forfeit and pay the sum of ten pounds; to be sued for, recovered, and applied in the same manner as the penalty of ten pounds in the first section of this Act can or may be sued for, recovered, and applied.

Penalty on Overseers neglecting so to do.

Not to prevent any Overseer from benefiting by the penalties.

III. *And be it further enacted*, That nothing in this Act shall extend, or be construed to extend, to prevent any Overseer or Overseers

seers of the Fisheries, for any City or Parish in this Province, from benefiting by the recovery of any of the penalties by this Act inflicted, provided such Overseer or Overseers shall be the first to take notice of any net or nets so used in drifting against the provisions of this Act.

IV. *And be it further enacted*, That such part and so much of an Act made and passed in the fiftieth year of His Majesty's Reign, intituled "An Act for the further regulation of the Fisheries, and for preventing their decay," and also such part and so much of an Act made and passed in the fifty-second year of His Majesty's Reign, intituled "An Act to alter and amend an Act, intituled an Act for the further regulation of Fisheries, and for preventing their decay," as allow of, and regulate the practice of using nets for taking fish by drifting, be, and the same are hereby repealed.

Part of the Act of 50 Geo. 3, c. 25, repealed.

Also part of the Act 52 Geo. 3, c. 15.

CAP. XXII.

An ACT to provide for, and encourage the settlement of Emigrants in this Province.

copied

Passed the 29th of March 1820.

WHEREAS it is deemed expedient for the interests of the Province, to facilitate the settlement of industrious and enterprising Emigrants from the Mother Country---

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, is hereby authorized and empowered to appoint a number

Lieut. Governor to appoint Committees in each County,

ber of discreet persons, not exceeding three in each of the Counties of this Province, which persons when so appointed, shall serve as a Committee in their respective Counties, whose duty it shall be to enquire into the characters, testimonials, and claims, of all such Emigrants as may arrive at, or come into their respective Counties from the Mother Country, with an intention of becoming settlers therein, and shall also enquire into the probable means that such Emigrants possess, of becoming useful settlers in the Province; and in all cases where such investigation shall prove satisfactory, the Committee making such enquiry shall report and recommend such Emigrants to His Excellency the Lieutenant-Governor or Commander in Chief for the time being, for location tickets for the lots to be surveyed and laid out in the several Counties as is hereafter mentioned.

to inquire into the characters, claims, &c. of Emigrants,

and to recommend for location.

Lots to be laid out in each County.

II. *And be it further enacted*, That for the accommodation of poor Emigrants, such a number of lots, and to contain so many acres each as His Excellency the Lieutenant-Governor or Commander in Chief, by and with the advice of His Majesty's Council, may be pleased to limit and direct, shall be laid out and surveyed in the several Counties of this Province, and in such parts of the said Counties, as His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice aforesaid, shall think expedient.

Location tickets to be granted to Emigrants.

III. *And be it further enacted*, That whenever His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council,

Council, shall be pleased to grant a location ticket to any Emigrant for any of the lots so to be laid out and surveyed as aforesaid, upon the recommendation of any of the Committees so to be appointed for the several Counties as aforesaid, the same shall be granted upon the like terms and conditions upon which location tickets have heretofore been given to poor Emigrants.

IV. *And be it further enacted,* That whenever it shall be represented to His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by any of the Committees of the several and respective Counties, that a settlement or settlements have been formed upon the lots in any of the Counties, so laid out and surveyed as aforesaid, by Emigrants, and that the same, from their interior and remote situation, require a road or roads to be made for the accommodation thereof, that then and in such case, the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, is hereby empowered to order and direct a road or roads to be laid out for the accommodation of such settlement or settlements, under the direction of the Committee of the County in which such settlement or settlements shall be made.

Roads may be laid out for the accommodation of Emigrant settlements.

V. *And be it further enacted,* That in order to defray the expenses of laying out and surveying the said lots in the said several and respective Counties of this Province, and for laying out and making roads for the accommodation of the settlers in the same, there shall be allowed to His Excellency the Lieutenant-Governor or Commander in

Grant of £800 for defraying the expense of surveys, &c.

Chief for the time being, the sum of eight hundred pounds, to be paid out of the Province Treasury, and to be by him expended and laid out, by and with the advice of His Majesty's Council, for the purposes herein before mentioned.

Committees to transmit accounts to the Secretary's office.

VI. *And be it further enacted*, That the said Committee shall keep an exact account of the monies expended by them or under their direction, by virtue of this Act, and shall produce vouchers therefore, which account and vouchers shall be transmitted by them respectively; to the office of the Secretary of the Province, for the inspection of the General Assembly.

Limitation.

VII. *And be it further enacted*, That this Act shall continue and be in force for two years, and from thence to the end of the next Session of the General Assembly.

CAP. XXIII.

expired
An ACT in addition to and amendment of an Act, intituled " An Act for regulating the inspection of Fish for home consumption."

Passed the 29th of March 1820.

Preamble.

WHEREAS great neglect having arisen in the performance of the duties of Inspector of Fish for home consumption, appointed under and in pursuance of the directions of an Act made and passed in the fifty-eighth year of His present Majesty's Reign, intituled " An Act for regulating the inspection of Fish for home consumption," it is deemed expedient that a penalty should be inflicted upon the Inspectors so neglecting their duty---

I. *Be*

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That any Inspector of Fish for home consumption appointed or to be appointed in pursuance of the directions of the herein before recited Act, who shall in any manner wilfully or negligently omit or neglect well and truly to examine all Fish for home consumption, that shall come under his inspection, in pursuance of the directions of the herein before recited Act, or who shall put his mark on any empty barrel in which fish is intended to be salted down, or suffer it to be done knowingly by any other person, or lend his branding iron to any other person for the purpose of marking fish barrels, or any barrel in which any fish shall be salted down, to pass the same as merchantable, without having first duly examined the fish in the same, and ascertained the quality thereof, or shall pass any fish as merchantable, contrary to the directions of the herein before recited Act, or shall in any other manner, wilfully or negligently omit or neglect any of the duties of such Inspector, as declared by the herein before recited Act, every such Inspector so offending, shall for each and every such offence, (besides the forfeiture of his bond, to be given as in and by the said herein before recited Act is directed) forfeit and pay the sum of three pounds, upon due conviction thereof, by the oath of one or more credible witness or witnesses, before any one of His Majesty's Justices of the Peace in the County where such offence shall be committed, to be levied by warrant of distress and sale of the offender's goods, rendering the overplus, if any, to such offender; one half of

Penalties on Inspectors of Fish neglecting the duties required of them.

How to be recovered.

of which penalty shall, on conviction, be paid to the informer, and the other half to the Overseers of the Poor of the Town or Parish where such offence shall be committed, to be applied to the use of the Poor.

Penalty on any person other than the Inspector, using his brand.

II. *And be it further enacted*, That if any person or persons, other than a sworn Inspector, shall use any Inspector's brand in branding any barrels in which fish is intended to be packed, such offender or offenders shall forfeit and pay the sum of five shillings for each and every barrel they shall so brand; which forfeiture shall be recovered and applied in the manner prescribed in the first section of this Act.

Limitation.

III. *And be it further enacted*, That this Act shall be, and is hereby declared to be in force and effect until the expiration of the herein before recited Act.

CAP. XXIV.

An ACT further to alter and amend an Act, intituled "An Act for the establishment, regulation, and improvement, of the Great Roads of communication through the Province."

Passed the 29th of March 1820.

Preamble.

WHEREAS the road leading from Fredericton to Northumberland, as established in and by an Act made and passed in the fifty-sixth year of His Majesty's Reign, intituled "An Act for the establishment of the Great Roads of communication throughout the Province," is to cross at the Forks of the river Miramichi, to Babcock's, and to continue on that side of the said river to Indian Town, and then to recross the same river

*repealed by
3. E. 4. C. 31. 2. v.*

river, which part of the said road having been found to be very inconvenient---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the said road shall not in future cross and recross the said river as aforesaid, but be continued on the western side of the said river to Indian Town, and be laid out in such manner as the Supervisor or Supervisors shall think fit.

The road not to cross and recross the Minanichi river.

II. *And whereas* great inconvenience has arisen in consequence of the ordinary statute labor of all persons residing upon the Great Roads of communication, being under the authority and direction of the Supervisors of the said roads, as is provided in and by the tenth section of the said herein before recited Act---

Be it therefore further enacted, That the said tenth section of the same Act be, and the same is hereby repealed. *And whereas* great and unnecessary expenses have been incurred, owing to the great number of Supervisors that were appointed in and by the third section of the same Act--and whereas it is found expedient to reduce the number of the said Supervisors,

Sec. 10 of the Act 56th Geo 3, c. 22, repealed

III. *Be it therefore further enacted,* That the third section of the same Act be, and the same is hereby repealed, and that the persons therein named be no longer deemed as Supervisors, but that their powers as such do cease and be at an end, saving where they may be necessary for the recovery of any forfeiture and penalties inflicted and incurred under and by virtue of the provisions of the same Act, and saving their liability to account for the monies intrusted to, and received by them respectively as Supervisors aforesaid.

Sec. 3. of Act 56th Geo 3, c. 22, repealed.

IV.

The Lieut. Gov.
to appoint two
Supervisors of the
Great Roads.

IV. *And be it further enacted,* That the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, is hereby authorized and empowered to appoint, by warrant under his hand and seal, two fit and discreet persons to be Supervisors of the Great Roads throughout the Province, which persons when so appointed shall give security in the sum of three thousand pounds each, and be sworn to the faithful discharge of their duty respectively, and be vested with all the powers and authority which the former Supervisors possessed, and be subject to all the restrictions, provisions, and limitations of the same Act, and of the Acts made in addition to and in amendment thereof, except where they are in and by this Act altered.

Who shall give
security, and be
sworn.

Their powers.

To be allowed ten
per cent.

V. *And be it further enacted,* That each of the said Supervisors shall be allowed to retain for his services at and after the rate of ten per cent. for every hundred pounds that shall be expended by him out of the monies granted for the use of the said roads. *Provided,* that no one Supervisor shall receive a larger sum than two hundred and fifty pounds in any one year.

but not more than
£250 per annum.

Lieut. Governor
to appoint others
in case of death or
removal.

VI. *And be it further enacted,* That in case of the death, or removal from office for misconduct, of either or of both of the said Supervisors, the Lieutenant-Governor or Commander in Chief for the time being, is hereby authorized and empowered to appoint, by and with the advice of His Majesty's Council, other fit person or persons in the room of such Supervisor or Supervisors so deceased or removed from office.

VII.

VII. *And be it further enacted,* That no Supervisor to be appointed under and by virtue of this Act, shall on any account whatever be concerned in trade or any dealings in merchandize. Supervisors shall not be in trade.

VIII. *And be it further enacted,* That all contracts to be made by the Supervisors, or either of them, for labour and other expenditure for the public roads, shall be by them paid in the current money of the Province, and that the said Supervisors shall severally account in manner as required in and by the first herein before recited Act. Payments to be made in current money.

IX. *And be it further enacted,* That all the Great Roads as established by the said Act made in the fifty-sixth year of His Majesty's Reign, and by the Acts made in addition thereto and amendment thereof, as also by this Act, shall be divided into two districts; the one district to comprise such parts of the Great Roads which lead through the following Counties, to wit,---the Counties of Northumberland, Westmorland, Saint John, and King's, with the exception of that part of the Great Road which lies between the Le Proe river and the City of Saint John---the other district to comprise such parts of the Great Roads which lead through the following Counties, namely, the Counties of York, Charlotte, Sunbury, and Queen's, and that part of the Great Road which lies in the County of Saint John between the Le Proe river and the City of Saint John; the one district to be superintended by one of the said Supervisors, and the other district by the other Supervisor, for the term of two years, and at the expiration thereof then to exchange districts, and to continue to exchange every two years while in office. Great Roads throughout the Province, to be divided into two districts. To be superintended by the Supervisors each 2 years alternately. X.

Penalty for altering, stopping up, &c. any Great Road.

How to be recovered,

and applied.

X. *And be it further enacted,* That if any person or persons do, or shall hereafter alter, stop up, or encroach upon any of the Great Roads of communication through the Province, in any way whatever, such person so offending, contrary to the meaning of this Act, shall for every such offence, forfeit the sum of two pounds, to be recovered with cost of suit, before any one Justice of the Peace of the County where such offence shall be committed, upon the oath of one or more credible witness or witnesses, and levied by warrant of distress and sale of the offender's goods and chattels, rendering the overplus, if any, to such offender; and for want of sufficient goods and chattels, the said Justice is hereby required to commit such offender to the common Gaol of the County wherein such offence shall be committed, there to remain for a term not exceeding eight days; which penalty when recovered shall be paid to the Supervisor, for the use of the Great Roads within his district.

E. G. P.

3/9/09.