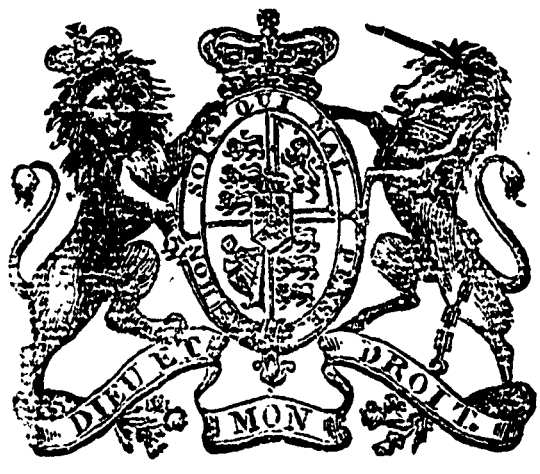


J
105
H31
1823-28

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

FROM WEDNESDAY THE 5TH DAY OF FEBRUARY, TO THURSDAY THE 27TH DAY OF MARCH, 1823.



FREDERICTON :

PRINTED BY GEO. K. LUGRIN, KING'S PRINTER.

1823.



(L. S.)

*By His Excellency Major-General GEORGE TRACEY SMYTH,
Lieutenant-Governor and Commander in Chief of the Pro-
vince of New-Brunswick, &c. &c. &c.*

G. S. SMYTH.

A Proclamation.

WHEREAS the General Assembly of this Province stands prorogued to Wednesday the fifth of this instant June: I have thought fit further to prorogue the said General Assembly, and the same is hereby further prorogued to the first Wednesday in September next ensuing.

Given under my Hand and Seal, at Fredericton, the third day of June, in the year of our Lord one thousand eight hundred and twenty-two, and in the third year of His Majesty's Reign.

By His Excellency's Command,

WM. F. ODELL.

(L. S.)

*By His Excellency Major-General GEORGE TRACEY SMYTH,
Lieutenant-Governor and Commander in Chief of the Pro-
vince of New-Brunswick, &c. &c. &c.*

G. S. SMYTH.

A Proclamation.

WHEREAS the General Assembly of this Province stands prorogued to Wednesday the fourth of this instant September: I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the first Wednesday in December next ensuing.

Given under my Hand and Seal, at Fredericton, the third day of September, in the year of our Lord one thousand eight hundred and twenty-two, and in the third year of His Majesty's Reign.

By His Excellency's Command,

WM. F. ODELL.

(L. S.)

*By His Excellency Major-General GEORGE TRACEY SMYTH,
Lieutenant-Governor and Commander in Chief of the Pro-
vince of New-Brunswick, &c. &c. &c.*

G. S. SMYTH.

A Proclamation.

WHEREAS the General Assembly of this Province stands prorogued to Wednesday the fourth day of December next ensuing: I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the first Wednesday in February next ensuing; *then to meet at Fredericton for the dispatch of business.*

Given under my Hand and Seal, at Fredericton, the twenty-fifth day of November, in the year of our Lord one thousand eight hundred and twenty-two, and in the third year of His Majesty's Reign.

By His Excellency's Command,

WM. F. ODELL.



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

Major-General GEORGE TRACEY SMYTH, Lieutenant-Governor.

FREDERICTON,

WEDNESDAY, 5th FEBRUARY, 1823.

THE General Assembly having been by several Proclamations prorogued until this day, then to meet for the dispatch of business---

The House met---

A Message was delivered from His Excellency the Lieutenant Governor, by *Xenophon Jouett*, Esquire, Gentleman Usher of the Black Rod, requiring the immediate attendance of this House in the Council Chamber.

The House attended accordingly---

When His Excellency was pleased to open the Session by a Speech to both Houses: Of which Mr. *Speaker* had, to prevent mistakes, obtained a copy, which he read to the House, and is as follows:

"Gentlemen of the Council,

"And Gentlemen of the Assembly,

"I congratulate you upon the continuance of the general tranquillity which has for some years past prevailed in Europe, more particularly as it has afforded an opportunity for the arrangement of the Finances and other objects of domestic economy of the United Kingdom, and has further enabled His Majesty to turn his paternal attention to his North American subjects, for the promotion of whose prosperity he has recently been graciously pleased to enlarge their commercial relations with Foreign Countries; thereby affording them a more extended market for the vent of their respective commodities. Such enlarged policy will, doubtless, induce a reciprocal liberality on the part of the Government of those Countries, in their commercial intercourse with
us,

us, as will ensure to the industry and enterprise of our Merchants, advantages of the most valuable nature.

“In consequence of our increasing population, and the number of new settlements constantly forming upon the banks of our Rivers, it becomes daily more necessary to render their Navigation easy and safe, more particularly in the upper parts of them, by removing the obstructions and forming towing paths along their banks, which will materially facilitate the transportation of the internal trade of the Country; I therefore beg to recommend this subject to your consideration, as one of much importance.

“The Great Roads of communication and the other Public Roads, particularly such parts of them where the Statute labour of the Inhabitants is inadequate to their reparation, will also require your attention. The reports of the different Commissioners, shewing the present state of the first of these, together with what was done upon them during the last year, shall be laid before you.

“Your liberality heretofore in making provision for the several Seminaries of Learning, leaves me no room to doubt of your continued support of these highly useful Establishments, and of your readiness to give such further aid for the Education of the Youth of the Country, as its improved and advanced state may require.

“After the experience of two seasons, I can confidently state to you, the advantages which have and must result from the Militia being annually inspected by an Officer accredited for that express purpose, and trust that I shall not vainly urge this measure or any other connected with the improvement of this our Constitutional defence against an enemy, as well as best association for the preservation of good order and public tranquillity.

“*Gentlemen of the House of Assembly,*

“The Treasurer’s accounts and such other papers as may be necessary for your information, shall be laid before you. By the former you will observe that the Revenue of the last year has fallen something short of that of the preceding one, owing to circumstances which appear of a temporary nature, and therefore of no great importance; but at the same time it will be well worthy your consideration to limit your appropriation strictly within the Revenue that may be expected to come into the Treasury during the ensuing year.

“*Gentlemen of the Council,*

“*And Gentlemen of the Assembly,*

“Having already mentioned some of the most important subjects for your consideration, I feel satisfied that it is unnecessary to urge the dispatch of the public business; and I will not fail, at an early period of the Session, to communicate with you by Message, on such other topics as I may conceive necessary for the public welfare.”

Mr. *Simonds* moved for leave to bring in a bill, “to repeal an Act passed in the 3rd year of His Majesty’s Reign, intituled “An Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John.”

Leave granted.

On motion of Mr. *Stubs*, resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, in answer to his Speech.

Ordered that Mr. *Stubs*, Mr. *H. Peters*, and Mr. *R. Simonds*, be a Committee for that purpose.

On motion of Mr. *Smith*, ordered that the Clerk of the Crown or his Deputy, do attend this House with the last Writ issued to the Sheriff of the County of Westmorland, for the election of a Member for the said County, with the return thereon, as soon as the same may be made.

Mr. *Stubs* moved for leave to bring in a bill, “to repeal the Acts for regulating,

lating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Leave granted.

On motion of Mr. *Miles*, ordered that the *Speaker* do issue his Warrant to the Clerk of the Crown in Chancery, to make out a new Writ for the election of a Member to serve in General Assembly for the County of Sunbury, in the room of *Amos Perley*, Esquire, deceased.

On motion of Mr. *Simonds*, ordered that the Journals of this House be daily, or so soon as a copy of the same can be prepared by the Clerk, printed, and that he furnish ninety copies thereof for the use of the Legislature.

On motion of Mr. *Stubs*, ordered that a Committee be appointed to examine what Laws have expired or are near expiring, and report thereon.

Ordered that Mr. *Stubs*, Mr. *Fraser*, and Mr. *McKay*, be a Committee for that purpose.

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

THURSDAY, 6th FEBRUARY, 1823.

PRAYERS.

Mr. *Simonds*, pursuant to leave, brought in a bill, "to repeal an Act passed in the third year of His Majesty's Reign, entitled "An Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John."

Which was read a first time.

On motion of Mr. *Simonds*, resolved that the House do go into consideration of the Speech of His Excellency the Lieutenant-Governor, in Committee of the whole House, on Saturday next.

The Clerk of the Crown attended with the Writ and Return, pursuant to the order of yesterday, and it appearing thereby that *Malcolm Wilmot*, Esq. is duly elected a Member of this House for the County of Westmorland, in the room of *Joseph Crandal*, Esquire, whose seat was declared vacated.---It is ordered, that Mr. *Smith* and Mr. *Clarke*, do attend the Commissioner with Mr. *Wilmot*, and see him qualified.

Mr. *Stubs*, by leave, presented a Petition of the Grand Jury for the County of Charlotte, praying that an Act might pass, directing that the Justices of the General Sessions for the said County of Charlotte, should cause to be laid before the Grand Inquest at the April Session in each and every year, a statement of the County accounts, with the vouchers, to be examined by them.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Clarke*, by leave, presented a Petition of sundry Inhabitants of the Parish of St. Stephens, in the County of Charlotte, praying that the said Parish may be divided.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Stubs* moved for leave to bring in a bill, "to incorporate sundry persons by the name of the Trustees of the Poor of the Parish of St. Andrews."

Leave granted.

Mr. *Stubs*, pursuant to leave, brought in a bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Which was read a first time.

Mr.

Mr. *Smith*, from the Committee appointed to attend the Commissioner with Mr. *Wilmot*, and see him qualified, reported that the Committee had attended to that duty, and that Mr. *Wilmot* had taken the oaths prescribed by Law Upon which, Mr. *Wilmot* took his seat.

Mr. *Clarke* moved for leave to bring in a bill, "to erect a part of the Parish of Saint Stephens, in the County of Charlotte, into a separate Parish."

Leave granted.

Mr. *Slason* moved for leave to bring in a bill, "further to alter and amend the Laws now in force for assessing, collecting, and levying rates for Parish charges."

Leave granted.

Mr. *Stubs*, pursuant to leave, brought in a bill, "to incorporate sundry persons by the name of *The Trustees of the Poor of the Parish of St. Andrews*."

Which was read a first time.

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

FRIDAY, 7th FEBRUARY, 1823.

PRAYERS.

Mr. *Speaker* laid before the House, a letter received by him from Edward J. Jarvis, Esquire, late Clerk, accompanied with documents and an account of expenses incurred by him in arranging the books, papers, and records of the House, agreeable to a resolution passed on the 14th of February last.

Ordered that they lie on the table.

Mr. *Ritchie*, by leave, presented a Petition from Robert Ludgate, a Settler on the great road leading from Saint John to Saint Andrews, praying further aid to enable him to make an establishment for the accommodation of travellers.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Smith* moved for leave to bring in a bill, "In amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons."

Leave granted.

Mr. *J. Wilmot*, by leave, presented a Petition of Richard Hichings, a Settler on Great Seal Island, praying pecuniary aid to assist him in forming a settlement thereon.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Read a second time, a bill, "to repeal an Act, passed in the third year of His Majesty's Reign, intituled an Act further to continue the Acts for more effectually repairing the Streets and Bridges, in the City and County of Saint John."

Ordered that the bill be committed to-morrow.

Read a second time, a bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Mr. *Stubs*, from the Committee appointed to prepare an Address in answer to His Excellency's Speech at the opening of the Session, reported a draft thereof, which he read in his place, and the same being delivered in, and again read, at the Clerk's table, was, on motion, committed to a Committee of the whole House.

Mr. *Speaker* left the Chair.

Mr.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee reported that they had gone into consideration of the Address, and had agreed to the same with amendments, which being read as amended, was agreed to by the House, and is as follows:

“To His Excellency Major-General GEORGE TRACEY SMYTH, Lieutenant-Governor and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

“The Humble Address of the House of Assembly.

“May it please your Excellency,

“We the Representatives of the loyal People of this Province, learn with great satisfaction, that the tranquillity which has for some years past prevailed in Europe, has enabled His Majesty's Government not only to improve the Financial concerns, and to attend to other objects of the domestic economy of the United Kingdom, but has also enabled His Majesty further to extend his paternal care to his North American Subjects, by placing their Commerce upon a more extended and liberal footing, thereby affording increased encouragement to their industry and enterprise: And we trust that such enlarged policy will be imitated by the Governments of those Countries with which we are, by the late commercial regulations, permitted to trade.

“The improvement of the navigation of the Rivers is an object of importance, and we shall give it an early and attentive consideration.

“We shall also pay diligent attention to the means best calculated to improve the Roads throughout the Province.

“The several Seminaries of Learning which have been encouraged and established by your Excellency, cannot fail of producing great and lasting benefits. The solicitude of your Excellency to extend the blessings of education to all classes of the community, demand the warmest thanks of the present, and will be highly and justly appreciated by succeeding generations. The House will not fail of paying attention to an object of so great importance as the Education of the Youth of this Country.

“The House are aware of the importance of a well regulated Militia, not only as a Constitutional defence against an enemy, but for the preservation of good order and public tranquillity.---This subject will receive due attention.

“We regret that the Revenue of the last year has fallen short of that of the preceding; but it is gratifying at the same time to learn from your Excellency, that the deficiency is occasioned by temporary circumstances.

“We thank your Excellency for your salutary recommendation of limiting the appropriations of the year to the probable receipts; of the necessity of which, experience has convinced us.

“Such other objects as your Excellency may be pleased to call our attention to by Message, shall meet with an early and distinct consideration, and it shall be our endeavour to give due dispatch to public business.”

Ordered that the report be accepted, and the Address as amended be engrossed.

On motion of Mr. *Johnston*, resolved, that forty Copies of the bill, “to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province, and to make more effectual provision for the same,” be printed for the use of the Members of this House.

Mr. *Simonds* moved for leave to bring in a bill, “to amend an Act, intituled “An Act to alter and amend the Laws now in force for assessing, collecting, and levying of rates for Public charges.” Leave granted.

Mr. *R. Simonds*, by leave, presented a Petition of Edward H. Cutler, praying

ing to be allowed the difference between the long and short duty on nineteen puncheons of rum imported by him.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *Clarke*, by leave, presented a Petition of sundry Mill Holders, in the Parish of St. Stephens, in the County of Charlotte, praying for leave to be incorporated.

Which he read in his place.

Ordered that the same be received and lie on the table.

On motion, Ordered that Mr. *Simonds*, Mr. *Ritchie*, and Mr. *J. Wilmot*, be a Committee to wait upon His Excellency the Lieutenant-Governor, to know at what time he will be pleased to receive the House with their Address.

Mr. *Stubs*, by leave, presented a petition accompanied with vouchers, of Edward Foster, praying that the sum of £137 10. being the duty on 25 puncheons of Rum imported into this Province, may be refunded, the same having been exported to the United States in 1821:

And also a Petition, accompanied with vouchers, of Alexander Thompson, of Campo Bello, praying for a drawback on nine puncheons of Rum exported by him to the United States, amounting to £44 15 10.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *Clarke* moved for leave to bring in a bill, "to establish certain Mill and Log Owners in the Parish of St. Stephens, as a Corporate Body."

Leave granted.

Mr. *Stubs*, by leave, presented a Petition of Cadwallader Curry, of Campo Bello, in the County of Charlotte, praying that the sum of £31 16 8, may be granted him, for the drawback on ninety casks of Molasses exported by him to the United States:

Also a Petition of Cadwallader Curry, praying that the sum of £59 2 0½, being the aggregate amount of the non-resident tax on sundry cargoes imported by him in 1819, may be allowed him:

And also a petition of Cadwallader Curry, praying that the sum of £48 may be granted to him, being the amount of duties on sundry cattle imported by him from the United States, and exported and landed in the Island of Trinidad, in the year 1819:

Which several petitions he read in his place.

Ordered that they be received and referred to the Committee of Supply.

Mr. *Clarke*, pursuant to leave, brought in a bill, "to establish certain Mill and Log Owners in the Parish of St. Stephens, as a Corporate Body."

Which was read a first time.

Mr. *R. Simonds*, by leave, presented a Petition of John M. Johnston, of Mirimachi, praying to be reimbursed the sum of £38, being the amount exacted under the non-resident Act.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

On motion of Mr. *Stubs*, resolved that a Committee be appointed to examine all accounts for the support of transient Poor, and indigent Emigrants, that may be presented to this House for Legislative aid.

Ordered that Mr. *Stubs*, Mr. *Miles*, Mr. *Wetmore*, Mr. *Allen*, Mr. *W. Peters*, Mr. *Smith*, Mr. *R. Simonds*, and Mr. *J. Wilmot*, be a Committee for that purpose.

Mr. *Clarke*, by leave, presented a Petition of the Overseers of the Poor for the

the Parish of St. Stephens, in the County of Charlotte, praying that the remuneration might be made for monies expended for the support of transient Poor in that Parish.

Which he read in his place.

Ordered that the same be received and referred to the Committee appointed to examine the accounts for the support of transient Poor and indigent Emigrants.

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

SATURDAY, 8th FEBRUARY, 1823.

PRAYERS.

Mr. *Slason*, pursuant to leave, brought in a bill, "further to alter and amend the Laws now in force for assessing, collecting, and levying rates for Parish charges."

Which was read a first time.

The order of the day being read, the House according thereto resolved itself into a Committee of the whole House, in consideration of His Excellency the Lieutenant-Governor's Speech.

Mr. *Speaker* left the Chair.

Mr. *M'Kay* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *M'Kay*, from the Committee, reported that they had gone into consideration of His Excellency's Speech to them referred, and that the Committee had made two resolutions, which he read, and being delivered in at the Clerk's table, were again severally read, and agreed to by the House---and are as follows :

1st.---Resolved, that a Committee be appointed to inquire what sums have been heretofore granted for the improvement of the Navigation of the several Rivers in this Province, the amount of what has been expended of the said grants, and the best means now to be adopted for removing obstructions in the said Rivers, and improving the towing paths along the banks of the same.

2nd.---Resolved, that it is expedient in the opinion of this Committee, that the Acts for the encouragement of Schools in this Province, should be revised and amended, and that a Committee be appointed for that purpose.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

On motion, ordered that Mr. *Fraser*, Mr. *M'Kay*, Mr. *Miles*, Mr. *J. Wilmot*, Mr. *W. Peters*, Mr. *Wetmore*, Mr. *M. Wilmot*, and Mr. *R. Simonds*, be a Committee to carry into effect the first resolution :

And that Mr. *Smith*, Mr. *R. Simonds*, and Mr. *Stubs*, be a Committee to carry into effect the second resolution.

Mr. *Simonds*, Chairman of the Committee appointed to examine and report on the accounts furnished by the Attorney General at the last Session of the Legislature, reported that they had examined the same, and submitted the following report :

Statement A, contains a list of 79 Bonds, and a paper attached to one of them, for duty on Tea, received between 1st May, 1815, and 19th March, 1821.

The whole amounting to £5884 17 11½

Statement B, contains a list of 67 Bonds received between 19th March, 1821, and 4th March, 1822, Amount, 2545 12 3½

£8430 10 3
C, con-

C, contains a general account and state of the Bonds received as per statement A and B, as follows :

Collected on Bonds received from the Province Treasurer,	1032	17	2½
Two Bonds given by Commissary Price, cancelled by an Act of the Legislature,	1018	14	0
A Bond given by White & Manks who left the Province, before it was received,	37	0	0
Collected on Bonds received from Shediac,	36	6	8
Ditto on Bonds received from Mirimachi,	1302	19	0½
Ditto on Bonds received from St. Andrews,	205	13	4
Three of these Bonds returned to the Deputy Treasurer, amounting to	71	6	11
Another Bond secured to be paid under Rule of Court, to the Deputy Treasurer.	198	16	11
Of the Bonds received from West Isles, four have been returned to the Deputy Treasurer, the whole four amounting to	323	13	2
A Certificate of drawback on Hatheway's Bond, to the amount of	49	5	5
Thomas Dodd's Bill from Saint Peters, (protested) received in part	62	13	9
	<u>£4339</u>	6	5
Leaving still to be accounted for	4091	3	10

£8430 10 8

I, contains a statement of interest received on Bonds in the hands of the Attorney General. £258 8 9

M, is an account of taxable costs on Bonds, called Moose Island Bonds . 146 11 6

P, the amount of payments to the Treasurer, . 2548 1 10

R, an account of taxable costs on suits brought to final Judgment and Execution, . 311 11 3

The Bonds in the hands of the Attorney General, were received as follows : that is to say,

From the Province Treasurer, to the amount of	£3105	17	9½
“ Shediac,	215	12	½
“ Deputy Treasurer Goldsmith,	54	8	0
“ Mirimachi,	3309	19	6½
“ St. Andrews,	1061	8	7½
“ St. Peters, (a Bill of Exchange)	84	13	1
“ West Isles,	589	11	2

£8430 10 8

The Attorney General's account with the Province Treasurer is thus stated.

He charges himself with cash received as per account C, and interest account I,	£2898 18 9
And he takes credit as follows :	
1st, For balance due him on account of Bonds received anterior to May, 1815,	£ 22 6 8
2nd. Commission on £ 2898 18 9, at 4 per Ct.	115 19 2
3rd. Payments to the Treasurer, per account P,	2548 1 10
4th, Taxable costs on Moose Island Bonds per account M, a permanent charge against the Province,	146 11 6
	£2832 19 2
Balance due the Treasurer,	£ 65 19 7
He takes a further credit of taxable costs on suits brought to final Judgment and Execution, per account R, to be accounted for when received,	£311 14 3
Deduct balance as above,	65 19 7

Leaves a balance due the Attorney General of £245 14 8

"The Attorney General does not expect that the charge of taxable costs in suits brought to final Judgment, be a permanent one, but he indulges an expectation that he will be permitted to retain in his hands such part of it as may appear fair and equitable.

"The charge of 4 per cent, on monies actually received, he considers a slender compensation for the time and trouble expended, and the services performed.

"It appears that twenty suits were commenced for the recovery of the amounts secured on the Moose Island Bonds.

"The whole of the accounts are clearly stated, and may be referred to for every information that may be further required."

Which he read to the House,
Ordered that the report be received and lie on the table.

Mr. *Scots*, Chairman of the Committee appointed to examine what Laws have expired or are near expiring, made the following report :

An Act for granting further aid in support of the Grammar School in the Town of St. Andrews, 60. G. 3. c. 2, will expire at the end of this Session.

An Act for regulating the Fisheries in the County of Northumberland, 39. G. 3, c. 4, and continued 60 G. 3, c. 4, will expire at the end of this Session.

An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail, 54 G, 3, c. 6, and continued 60 G. 3, c. 4, will expire at the end of this Session.

An Act to empower and authorise the Justices of the County of Westmorland at their General Sessions of the Peace, to regulate the grazing and depasturing

pasturing of the several Marshes, Low Land, or Meadows within the said County, 54 G. 3, c. 13, and continued 60 G. 3, c. 4, will expire at the end of this Session.

An Act in amendment of an Act, intituled, "an Act for regulating the Fisheries in the County of Northumberland," 56 G. 3, c. 3, and continued 60 G. 3, c. 4, will expire at the end of this Session.

An Act more effectually to provide for the support of a Nightly Watch in the City of St. John, 56 G. 3, c. 17, and continued 60 G. 3, c. 4, will expire at the end of this Session.

An Act to encourage the establishment of Schools in this Province, 56 G. 3, c. 23, and continued 60 G. 3, c. 4: And also

An Act in addition to and in amendment of an Act, intituled "an Act to encourage the establishment of Schools in this Province," 58 G. 3, c. 16, and continued 60 G. 3, c. 4, will expire at the end of this Session.

An Act to authorize the Justices of the Peace in their General Sessions, to establish Ferries in their respective Counties, 58 G. 3, c. 4, will expire at the end of this Session.

An Act for the preservation of Oysters in the Counties of Westmorland and Northumberland, 58 G. 3, c. 7, will expire at the end of this Session.

An Act for raising a Revenue in this Province, 3 G. 4, c. 9, will expire on the 1st day of April next.

An Act for regulating the inspection of Fish for home consumption, 58, G. 3, c. 19, and continued 60 G. 3, c. 4: Also

An Act in addition to and amendment of an Act, intituled "an Act for regulating the inspection of Fish for home consumption," 60 G. 3, c. 23: And also

An Act in addition to the several Acts now in force, for regulating the inspection of Fish for home consumption, 2 G. 4, c. 12, will expire at the end of this Session.

Which he read to the House.

Ordered that the same be received and lie on the table.

The order of the day being read for the commitment of the bill, "to repeal an Act passed in the 3rd year of His Majesty's Reign intituled "An Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of St. John," was thereupon ordered to be discharged.

And on motion, was ordered to be committed on Wednesday next.

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

MONDAY, 10th FEBRUARY, 1823.

PRAYERS.

Read a second time, a bill, "further to alter and amend the Laws now in force for assessing, collecting, and levying rates for Parish Charges."

Ordered that the bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the bill to them referred, and in the Committee the following resolution was moved and seconded:

"Resolved

“ Resolved that the further consideration of the bill be postponed for three months.”-- That on the question being put thereon, the Committee divided as follows :

YEAS.	NAYS.
Mr. SPEAKER,	Mr. SIMONDS,
Mr. VAIL,	Mr. R. SIMONDS,
Mr. SMITH,	Mr. RITCHIE,
Mr. WILMOT.	Mr. ALLEN,
Mr. WETMORE,	Mr. JOHNSTON,
Mr. CAMPBELL,	Mr. SLASON,
Mr. FRASER,	Mr. W. PETERS,
Mr. SCOVIL,	Mr. STUBS,
	Mr. M'KAY,
	Mr. DOW,
	Mr. J. WILMOT.

That it therefore passed in the negative.

And that he was directed to report progress and ask for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Simonds*, Chairman from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, to know when he would receive the House with their Address, reported that they had attended to that duty, and that His Excellency was pleased to say that “ he would receive the House with their Address to-morrow at one o'clock, in the Council Chamber.”

Mr. *Stubs* moved for leave to bring in a bill, “ for regulating the inspection of Fish for home consumption.”

Leave granted.

Mr. *Simonds*, pursuant to leave, brought in a bill, “ to amend an Act, intituled “ An Act to alter and amend the Laws now in force for assessing, collecting, and levying of rates for public charges.”

Which was read a first time.

Mr. *Stubs* moved for leave to bring in a bill, “ to continue an Act intituled “ An Act for granting further aid in support of the Grammar School in the Town of Saint Andrews.”

Leave granted.

Mr. *Smith*, pursuant to leave, brought in a bill “ in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons.”

Which was read a first time.

Read a second time, a bill, “ to establish certain Mill and Log Owners in the Parish of Saint Stephens, as a Corporate Body.”

Ordered that the bill be committed to-morrow.

Mr. *Stubs*, pursuant to leave, brought in a bill, “ for regulating the inspection of Fish for home consumption :” Also

A bill, “ to continue an Act intituled “ An Act for granting further aid in support of the Grammar School in the Town of Saint Andrews.”

Which were read a first time.

Mr. *Johnston* from the Committee appointed at the last Session to examine the accounts of the Deputy Treasurer of West Isles, made the following report :

“ That they find the difference of £354 3 5, between his accounts of 1820 and 1821, to arise in the following manner :--

In

“In his account current with the Province for 1820, he did not include a return of drawback, amounting to £367 3 5, in consequence of one of the vouchers wanting a signature; but he charges the Province with £13 for stationary, which was not allowed him. In his account current of 1821, having received the necessary vouchers for the drawbacks of £367 3 5, he charges the Province with the same, and credits the sum of £13 for stationary not allowed him---which makes the balance of £5847 13 1, brought forward by him in 1821, correct---viz.

Balance of account current of December, 1820,	£6201 16 6
To which add stationary not allowed,	13 0 0
	<hr/>
	£6214 16 6
Deduct drawbacks,	367 3 5
	<hr/>
Balance,	£5847 13 1

Agreeably to the account current of the Deputy Treasurer of 1821.

Which he read to the House.

Ordered that the report be received and lie on the table.

Mr. *Stubbs* moved for leave to bring in a bill, “to repeal the Acts for encouraging the raising of Bread Corn.”

Leave granted.

Mr. *Smith*, moved for leave to bring in a bill, “to repeal the Laws now in force for the encouragement of the Fisheries of this Province.”

Leave granted.

Mr. *R. Simonds*, moved for leave to bring in a bill, “in addition to an Act, to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to this Province, and to provide buildings for the accommodation of the same.”

Leave granted.

Mr. *Stubbs* moved for leave to bring in a bill, “to repeal an Act intituled “An Act to impose a duty on certain articles imported into this Province,” also an Act intituled “An Act to explain and amend an Act intituled “An Act to impose a duty on certain articles imported into this Province.”

Leave granted.

The House then adjourned until to morrow morning, at ten o'clock.

TUESDAY, 11th FEBRUARY, 1823.

PRAYERS.

Mr. *Smith* moved for leave to bring in a bill, “to continue an Act 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 Land, or Meadows, within the said County.”

Leave granted.

Mr. *Stubbs* moved for leave to bring in a bill, “to continue an Act intituled “An Act to authorize the Justices of the Peace in their General Sessions, to establish Ferries in their respective Counties.”

Leave granted.

Mr. *Smith* moved for leave to bring in a bill “to continue an Act intituled “An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail.”

1823

Leave granted.

Mr. *M. Wilmot* moved for leave to bring in a bill, "to empower the General or Special Sessions of the Peace in the County of Westmorland, to establish such rules and regulations in establishing water fences in any situation in said County that may require the same."

Leave granted.

Mr. *M. Wilmot*, pursuant to leave, brought in a bill, "to empower the General or Special Sessions of the Peace in the County of Westmorland, to establish such rules and regulations in establishing water fences in any situation in said County that may require the same."

Which was read a first time.

The order of the day being read, the House according thereto resolved itself into a Committee of the whole House, on a bill, "to establish certain Mill and Log Owners in the Parish of St. Stephens, as a Corporate Body."

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee reported that they had gone into consideration of the bill to them referred,---That in the Committee the following resolution was made:

"Resolved that the further consideration of the bill be postponed until the next meeting of the Legislature."

Ordered that the report be accepted.

Mr. *Stubs*, pursuant to leave, brought in a bill, "to repeal the Acts now in force for encouraging the raising of Bread-Corn." Also

A bill, "to continue an Act intituled "An Act to authorize the Justices of the Peace in their General Sessions, to establish Ferries in their respective Counties."

Which were read a first and second time.

Ordered that the said bills be committed to-morrow.

Mr. *Smith*, pursuant to leave, brought in a bill, "to repeal the Laws now in force for the encouragement of the Fisheries in this Province." Also

A bill, "to continue an Act 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 the several Marshes, Low Land, or Meadows, within the said County." Also

A bill, "to continue an Act intituled "An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail."

Which were read a first and second time.

Ordered that the said bills be committed to morrow.

Mr. *H. Peters* moved for leave to bring in a bill, "to continue an Act intituled "An Act more effectually to provide for the support of a Nightly Watch in the City of St. John."

Leave granted.

Read a second time, a bill "to amend an Act intituled "An Act to alter and amend the Laws now in force for assessing, collecting, and levying of rates for public charges."

Ordered that the bill be committed on Thursday next.

Read a second time, a bill "to incorporate sundry persons by the name of the Trustees of the Poor of the Parish of Saint Andrews."

Ordered that the bill be committed on Thursday next.

Mr. *Peters*, pursuant to leave, brought in a bill, "to continue an Act intituled An Act more effectually to provide for the support of a Nightly Watch in the City of Saint John."

Which was read a first and second time.

Ordered that the bill be committed to-morrow.

Read a second time, a bill, "to continue an Act intituled "An Act for granting further aid in support of the Grammar School in the Town of Saint Andrews."

Ordered that the bill be committed on Tuesday the 18th instant.

Read a second time, a bill, "for regulating the inspection of Fish for home consumption."

Ordered that the bill be committed on Friday next.

Mr. *M. Wilmet* moved for leave to bring in a bill, "to continue and amend an Act intituled "An Act for the preservation of Oysters in the Counties of Westmorland and Northumberland."

Leave granted.

The House waited upon his Excellency the Lieutenant-Governor, with their Address in answer to His Excellency's Speech; and being returned, Mr. *Speaker* reported that His Excellency was pleased to make the following reply thereto:

"Gentlemen,

"I thank you for this Address, and receive it as an earnest of your good will to pay every attention to the consideration of such subjects as it may be my duty to submit to you, and of your desire to give due dispatch to the public business."

Mr. *Johnston* moved for leave to bring in a bill, "in addition to an Act to regulate the exportation of Fish."

Leave granted.

Mr. *R. Simonds* moved for leave to bring in a bill, "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

Leave granted.

Mr. *Stubs*, pursuant to leave, brought in a bill, "to repeal an Act intituled "An Act to impose a duty on certain articles imported into this Province," also an Act intituled "An Act to explain and amend an Act intituled "An Act to impose a duty on certain articles imported into this Province."

Which was read a first and second time.

The House resolved itself into a Committee of the whole House, on further consideration of the bill "further to alter and amend the Laws now in force for assessing, collecting, and levying rates for Parish charges."

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

A Message from His Excellency the Lieutenant-Governor.

Mr. *Speaker* resumed the Chair.

Mr. Secretary *Odell* delivered the Message, as follows:

"I am commanded by His Excellency, to lay before the House of Assembly the Treasurer's accounts for the last year."

And then Mr. Secretary *Odell* withdrew.

Mr. *Speaker* left the Chair.

Mr. *Johnston* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the bill to them referred, that they had made progress therein, and that he was directed to ask for leave to sit again.

Ordered that the report be accepted and leave granted.

Ordered that Mr. *H. Peters*, Mr. *Stubs*, and Mr. *Smith*, be a Committee to examine and report upon the Treasurer's accounts.

Mr. *Stubs* moved for leave to bring in a bill, "to alter and amend an Act intituled

intituled "An Act to provide for and maintain an armed Cutter for the protection of the Revenue of the Province."

Leave granted.

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

WEDNESDAY, 12th FEBRUARY, 1823.

PRAYERS.

Mr. *Smith*, Chairman from the Committee appointed to revise and amend the Acts for the encouragement of Schools in this Province, reported that they had attended to that duty, and had prepared a bill for that purpose. Which was handed in at the Clerk's table, and there read a first time, under the title of "A bill for the establishment of Schools in this Province."

The order of the day being read for the commitment of the bill, "to repeal an Act passed in the 3rd year of his Majesty's Reign, intituled "An Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John."

Ordered, that the said order be now discharged, and that the House do go into consideration of the same on Monday next.

Mr. *R. Simonds*, pursuant to leave, brought in a bill, "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

Which was read a first time.

The order of the day being read for the commitment of the bill, "to continue an Act intituled "An Act more effectually to provide for the support of a Nightly Watch in the City of Saint John."

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Fraser*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

The order of the day being read for the commitment of the bill, "to continue an Act 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 Land or Meadows, within the said County."

The House according thereto resolved itself into a committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

The order of the day being read for the commitment of the bill, "to continue an Act intituled "An Act to authorize the Justices of the Peace in their General Sessions, to establish Ferries in their respective Counties."

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr.

Mr. *Speaker* left the Chair.

Mr. *Wetmore* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Wetmore*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

The order of the day being read for the commitment of the bill, "to repeal the Acts now in force for encouraging the raising of Bread Corn."---

Thereupon ordered that the same be discharged.

The order of the day being read for the commitment of the bill, "to repeal the Laws now in force for the encouragement of the Fisheries in this Province."---

Thereupon ordered that the same be likewise discharged.

The order of the day being read for the commitment of the bill, "to continue an Act intituled "An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail."---

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

A Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the Message, as follows :

"Mr. *Speaker*,---I am commanded by His Excellency the Lieutenant-Governor to lay before this Honourable House, a Return made by the Naval Officer,--who reports to His Excellency, that owing to vessels not having been regular in their entries at West Isles, his Return is unavoidably incomplete as far as regards that Port."

Mr. Secretary *Odell* then withdrew.

The House resolved itself into a Committee of the whole House, on a bill, "to repeal an Act intituled "An Act to impose a duty on certain articles imported into this Province," also an Act intituled "An Act to explain and amend an Act intituled "An Act to impose a duty on certain articles imported into this Province."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had made progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *R. Simonds* presented a Petition of Peter V. Flaglor, a Settler on the Miramichi Portage, praying for pecuniary Legislative aid, to enable him to continue the establishment on the said Portage.

Ordered that the same be received and referred to the Committee of Supply

Mr. *J. Wilmot* moved for leave to bring in a bill, "further to continue the Acts more effectually for repairing the Streets and Bridges in the City and County of Saint John."

Leave granted.

Read as engrossed, a bill "to continue an Act intituled "An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail."

Ordered that Mr. *Smith* and Mr. *Vail*, do carry the same to the Council, and desire their concurrence.

Read as engrossed, a bill, "to continue an Act intituled "An Act to authorize the Justices of the Peace in their General Sessions, to establish Ferries in their respective Counties."

Ordered that Mr. *Miles* and Mr. *Campbell*, do carry the same to the Council, and desire their concurrence.

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

THURSDAY, 13th FEBRUARY, 1823.

PRAYERS.

Mr. *Johnston*, pursuant to leave, brought in a bill, "in addition to an Act to regulate the exportation of Fish."

Which was read a first and second time.

Ordered that the said bill be committed to-morrow.

Mr. *Vail*, from the Committee appointed at the last Session of the General Assembly, to examine and report on the most practicable method of carrying into effect the building of a bridge over Hammond River, in King's County, on the great road of communication, near the late Nathaniel Golding's farm, and the probable expense of the same, reported that they had attended to that duty, and submitted the following report :

That the River is 214 feet wide; and the western bank is well fortified with rocks and stone to resist the force of the ice; and that on the eastern side it will be necessary to raise an abutment with cedar logs, brush and gravel, five feet above the level of the intervale, and on the upper side of said abutment, to raise a sufficient bank with logs, brush, and gravel, with a gradual slope to prevent the ice coming in direct contact with the east end of the bridge. And they are further of opinion, that the bridge must consist of one entire arch, from bank to bank; and that if the said bridge is well and faithfully built, and warranted for seven years, it will cost about £750.

(Signed)

JOHN C. VAIL,
BENJN. WILSON,
D. B. WETMORE.

The House resolved itself into a Committee of the whole House, on further consideration of the bill "further to alter and amend the Laws now in force for assessing, collecting, and levying rates for Parish charges."

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments---Which he read in his place and delivered in at the Clerk's table, where being again read as amended, was agreed to by the House, under the title of a bill, "to alter and amend the Laws now in force for assessing, collecting, and levying County rates."

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Simonds* moved for leave to bring in a bill, "in addition to an Act intituled "An Act to regulate and provide for the support of the Poor in this Province."

E

Leave

Leave granted.

The order of the day being read for the commitment of the bill, "to incorporate sundry persons by the name of The Trustees of the Poor of the Parish of Saint Andrews."

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *R. Simonds*, from the Committee, reported that they had made progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

The order of the day being read for the commitment of the bill, "to amend an Act intituled "An Act to alter and amend the laws now in force for assessing, collecting, and levying of rates for public charges."---

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

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

FRIDAY, 14th FEBRUARY, 1823.

PRAYERS.

Read as engrossed, a bill "to continue an Act intituled "An Act more effectually to provide for the support of a Nightly Watch in the City of Saint John."

Resolved that the bill do pass, and

Ordered that Mr. *J. Wilmot* and Mr. *W. Peters*, carry the same to the Council, and desire their concurrence.

Read as engrossed, a bill "to continue an Act 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 Land or Meadows, within the said County."

Resolved that the bill do pass, and

Ordered that Mr. *Scovil* and Mr. *M. Wilmot*, carry the same to the Council, and desire their concurrence.

Read as engrossed, a bill, "to alter and amend the Laws now in force for assessing, collecting and levying County rates."

Resolved that the bill do pass, and

Ordered that Mr. *Slason* and Mr. *Wetmore*, carry the same to the Council, and desire their concurrence.

The Order of the day being read for the commitment of the bill "for regulating the inspection of Fish for home consumption."

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr.

Mr. *Speaker* left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Fraser*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments---Which he read in his place and delivered the same in at the Clerk's table, where being again read as amended, was agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Ordered that the Petition of David Gibson, praying a return of transient duties paid on goods imported by him to Miramichi in the year 1818, be not received.

Mr. *Clarke* moved for leave to bring in a bill, "to protect the Lumbering interest upon the River St. Croix, and its branches within this Province."

Leave granted.

Mr. *Clarke*, pursuant to leave, brought in a bill, "to protect the Lumbering interest upon the River St. Croix, and its branches within this Province."

Which was read a first time.

Read a second time, a bill, "for the establishment of Schools in this Province."

Mr. *Simonds*, pursuant to leave, brought in a bill, "in addition to an Act, to alter an Act to provide for sick and disabled Seamen, not being paupers belonging to this Province, and to provide buildings for the accommodation of the same."

Which was read a first time.

Mr. *Simonds*, from the Committee, appointed at the last Session of the General Assembly, to inquire into the practicability of erecting a bridge over the falls of the River St. John, between the Parishes of Portland and Lancaster,---the best means to be adopted of carrying into effect the building of such bridge, and to ascertain the proper site for the same---submitted the following report:

"That they proceeded during the recess to examine the proper situation for such a bridge, and they have had the inspection of plans of the same. These plans, with other necessary information, were communicated to a Gentleman celebrated for his skill in erecting bridges, who, after mature deliberation, concluded that it was not altogether impracticable to erect a bridge over the said Falls; and his ideas on the subject are detailed at length in a letter, dated 12th December, 1822. This letter, with other interesting papers, the Committee now beg leave to submit to this Honourable House, and to recommend that a Committee be appointed to continue inquiries on the subject, during the approaching recess of the General Assembly."

Which he read in his place, and being delivered in at the Clerk's table, was again read; and, thereupon, ordered to be received and lie on the table, together with the documents accompanying the same, for the information of the Members.

On motion of Mr. *Stubs*, resolved that a Committee be appointed further to inquire, during the recess of the House, into the practicability, and probable expense, of building a bridge across the Falls at the mouth of the St. John River, and that this House will defray the expense incurred thereby.

Ordered that Mr. *Simonds*, Mr. *Ritchie*, Mr. *Johnston*, Mr. *J. Wilmot*, and Mr. *Chipman*, be a Committee to carry into effect the said resolution.

The order of the day being read for the commitment of the bill, "in addition to an Act, to regulate the exportation of Fish.---

The House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr.

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments---Which he read in his place and delivered the same in at the Clerk's table, where being again read as amended, was agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Read a second time, a bill "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

Ordered that the bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same with amendments---Which he read in his place and delivered the same in at the Clerk's table, where being again read as amended, was agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

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

SATURDAY, 15th FEBRUARY, 1823.

PRAYERS.

Read a second time, a bill, "in addition to an Act, to alter an Act to provide for sick and disabled Seamen not being paupers belonging to this Province, and to provide buildings for the accommodation of the same."

Read a second time, a bill, "to protect the Lumbering interest upon the River Saint Croix, and its branches within this Province."

Ordered that the said last mentioned bill be committed on Wednesday next.

Read as engrossed, a bill, "to amend an Act intituled "An Act to alter and amend the Laws now in force for assessing, collecting, and levying of rates for public charges."

Ordered that Mr. *Simonds* and Mr. *Vail*, do carry the same to the Council, and desire their concurrence.

On motion of Mr. *Stubs*, resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that he will be pleased to direct to be laid before this House, an account of all sums of money collected by the Collector of His Majesty's Customs in this Province, and his Deputies, up to the 5th January last, in and by virtue of an Act of the Imperial Parliament of the United Kingdom of Great-Britain and Ireland, passed in the last Session, intituled "An Act to regulate the Trade between His Majesty's Possessions in America and the West Indies, and other Places in America and the West Indies."

Ordered that Mr. *Stubs*, Mr. *Miles*, and Mr. *Wetmore*, be a Committee to wait on His Excellency with the above Address.

Read as engrossed, a bill, "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

On motion of Mr. *R. Simonds*, ordered that the said bill be re-committed on Thursday next.

Read as engrossed, a bill "for regulating the inspection of Fish for home consumption."

Read

Ordered that Mr. *Stubs* and Mr. *Campbell*, do carry the same to the Council, and desire their concurrence.

Mr. *Clarke* moved for leave to bring in a bill, "in addition to an Act, intituled "An Act for the regulation of booms, for securing masts, logs and lumber, in the County of Charlotte."

Leave granted.

Mr. *Clarke*, pursuant to leave, brought in a bill, "in addition to an Act, intituled "An Act for the regulation of booms for securing masts, logs and lumber, in the County of Charlotte."

Which was read a first time.

Mr. *Stubs*, from the Committee, appointed to wait upon His Excellency the Lieutenant-Governor, with the Address of the House of this day, praying that he would be pleased to order an account of all monies received up to the 5th of January, by the Collector of His Majesty's Customs, or his Deputies, on account of duties on imports levied by the late Act of Parliament---reported that they had performed that duty, and that His Excellency was pleased to say, "that he would attend to it immediately."

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

MONDAY, 17th FEBRUARY, 1823.

PRAYERS.

Read a second time, a bill, "in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons."

Ordered that the bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the bill to them referred, and made progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *M'Kay* presented a petition of sundry Inhabitants residing at Maguadavic, praying that a Law might pass for the more effectually to punish persons detected in stealing Saw Logs and Timber, and for removing marks from the same.

Which he read in his place.

Ordered that the same be received and lie on the table.

Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the Message.

"NEW-BRUNSWICK.

"MESSAGE TO THE HOUSE OF ASSEMBLY,

17th FEBRUARY, 1823.

"G. S. SMYTH.

"The Lieutenant-Governor directs to be laid before the House, an account of expenses, amounting to £64 1 8, which have been incurred by sending a detachment of His Majesty's Troops to Miramichi, to aid the Civil Power; and recommends that provision be made for the payment of the same, as well as for such further contingencies as may arise for the continuance of this measure, which has been adopted by the advice of His Majesty's Council.

The following is the account referred to in His Excellency's Message---viz.

Account of expenses incurred by sending a detachment of His Majesty's Troops to Miramichi :

Amount

Amount paid for transporting Baggage, . . .	£24	0	0
Amount paid for ferriage and piloting Troops, . . .	2	11	8
Hire of Barracks from July to 1st May } next, at £3 15 0 per month, }	37	10	0
	<hr/>		£64 1 8

The order of the day being read for the commitment of the bill, "to repeal an Act passed in the 3rd year of His Majesty's Reign, intituled "An Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John."---Thereupon

Ordered: that the said order be further discharged, and that the House do go into consideration of the same on Thursday next.

The House resolved itself into a Committee of the whole House on a bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and made progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

TUESDAY, 18th FEBRUARY, 1823.

PRAYERS.

Mr. *Johnston*, by leave, presented a Petition of the Mayor, Aldermen, and Commonalty of the City of Saint John, praying Legislative aid to assist them in securing the Bar extending from Carleton in the said City, in a south-easterly direction towards Partridge Island; Likewise a Petition of the said Mayor, Aldermen, and Commonalty, praying Legislative aid to enable them to extend the breakwater at the mouth of the Harbour of St. John, for the more effectually to protect the said Harbour from violent gales, and for the better security of vessels lying at anchor in the same.

Which he read in his place.

Ordered that the said Petitions be received and referred to the Committee of Supply.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

A Message from his Excellency the Lieutenant-Governor.

Mr. *Speaker* resumed the Chair.

Mr. Secretary *Odell* delivered the Message.

“NEW-BRUNSWICK.
“MESSAGE TO THE HOUSE OF ASSEMBLY,
“18th FEBRUARY, 1823.

“G. S. SMYTH.

“The Lieutenant-Governor informs the House of Assembly, that in pursuance of a representation made by the Collector of his Majesty’s Customs at Saint John, he had, with the advice of His Majesty’s Council, appointed a number of persons to assist in collecting the duties lately given to the Province by an Act of the Imperial Parliament: He directs to be laid before the House, an account of expenses incurred by this measure, amounting to £79 5, and recommends to the House to make provision for payment of the same, and also for defraying similar expences in future.

“A copy of the Minute of Council on this subject, is also herewith sent for the information of the House. G. S. S.

(COPY.)

In Council, at Saint John, 12th September, 1822,---

Present,

His Excellency the Lieutenant-Governor,

&c. &c.

“Read a letter from Collector Wright, stating the necessity of appointing a certain number of Tide-Waiters, as a means of preventing the evasion of His Majesty’s duties.

“Whereupon advised, that three Tide-Waiters be appointed at 5s. per day each. And in the event of it appearing necessary, His Excellency is further advised, to appoint a Tide-Surveyor, with the salary of £100 per annum; and that all Officers employed in collecting the Province duties, shall be intitled to one moiety of the Seizing Officer’s share, when the seizures shall be made in consequence of their information.”

Extract from the Minutes,

“WM. F. ODELL.”

Then Mr. Secretary *Odell*, delivered the following Message from His Excellency the Lieutenant-Governor:

“Mr. *Speaker*,---I am commanded by His Excellency, to lay before this Honourable House, the reports of the several Supervisors of great roads throughout the Province:”

Ordered that the same lie on the table for the information of the Members.

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into further consideration of the bill to them referred, and that he was directed to report progress, and move for leave to sit again.

Ordered that the report be accepted and leave granted.

The order of the day being read for the commitment of the bill, “to continue an Act, intituled “An Act for granting further aid in support of the Grammar School, in the Town of Saint Andrews.”---

Thereupon ordered; that the said order be discharged.

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

WEDNESDAY, 19th FEBRUARY, 1823.

PRAYERS.

Ordered that the several reports of the Supervisors laid before the House by

by Message from His Excellency the Lieutenant-Governor, yesterday, be read at the Clerk's table.

The reports were accordingly read.

Mr. *Simonds*, by leave, presented a Petition of the Overseers of the Poor of the Parish of Portland, praying Legislative aid to assist them in the support of disbanded Soldiers, Soldiers' Widows, and other transient Poor within the said Parish.

Which he read in his place.

Ordered that the same be received and referred to the Committee appointed to examine accounts for the support of transient Poor and indigent Emigrants.

Mr. *Fraser*, by leave, presented a Petition, together with sundry accounts and vouchers, from the Overseers of the Poor of the Parish of Fredericton, praying to be reimbursed in the sum of £341 14 11, expended by them between the 1st January, 1822, and 1st January, 1823, for the support of transient Poor within the said Parish.

Which Petition he read in his place.

Ordered that the same be received and referred to the Committee appointed to examine accounts for the support of transient Poor and indigent Emigrants.

Mr. *M'Kay*, by leave, presented a Petition of the Governor and Trustees of the Madras School in New-Brunswick, praying that further Legislative aid may be granted for the support of the Institution. Accompanying the Petition is the annual report of the state of the said Madras School, for the year 1822.

The Petition together with the report, being read, were ordered to be received and referred to the Committee of Supply.

The House resolved itself into a Committee of the whole House, in further consideration of the bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had made further progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

On motion, the House resolved itself into a Committee of the whole House, in consideration of a bill, "to repeal the Acts now in force for encouraging the raising of Bread-Corn."

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same with amendments, under the title of "A bill to repeal an Act, intituled "An Act for granting bounties on grain raised in this Province."

Ordered that the report be accepted and the bill as amended engrossed.

The House resolved itself into a Committee of the whole House, in consideration of the bill, "to repeal the Laws now in force for the encouragement of the Fisheries in this Province."

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that the Committee had made the following resolution :

“ Resolved that the consideration of the bill be postponed for three months.”

Ordered that the report be accepted.

Mr. *Johnston*, by leave, presented a Petition from Hugh Gibony, a Debtor confined in the Gaol of the County of Saint John, praying that the Law relating to Insolvent Debtors may be so amended as to give further relief.

Mr. *Johnston*, by leave, likewise presented a Petition from James Fox, praying similar relief.

Which several Petitions he read in his place.

Ordered that the same be received and lie on the table.

The order of the day being read for the commitment of the bill, “ to protect the Lumbering Interest upon the River St. Croix, and its branches within this Province.”---

Thereupon ordered, that the said order be now discharged, and that the House do go into Committee of the same on Saturday next.

Read a second time, a bill, “ in addition to an Act, intituled “ An Act for the regulation of booms for securing masts, logs, and lumber, in the County of Charlotte.”

Ordered that the same be committed to-morrow.

Mr. *Westmore*, by leave, presented a Petition of sundry Inhabitants of King's County, praying an amendment of the Act “ for the establishment of Grammar Schools in this Province.”

Ordered that the same be received and lie on the table.

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

THURSDAY, 20th FEBRUARY, 1823.

PRAYERS.

Mr. *Johnston*, by leave, presented a Petition of His Majesty's Justices of the Peace for the City and County of Saint John, praying for Legislative aid to assist them in the support of transient Poor within the said City.

Accompanying the Petition are particular accounts and affidavits of the expences incurred for the year 1822, amounting to £401 6 4½.

Which Petition he read in his place.

Ordered that the same be received and referred to the Committee appointed to examine the accounts for the support of transient Poor and indigent Emigrants.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill, “ to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same.”

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had made further progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

The order of the day being read for the commitment of the bill, “ to repeal an Act passed in the 3rd year of His Majesty's Reign, intituled “ An Act

Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John."

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and made progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

The order of the day being read for the recommitment of the bill, "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland,"---

Thereupon ordered, that the said order be discharged.

The order of the day being read for the commitment of the bill, "in addition to an Act, intituled "An Act for the regulation of booms for securing masts, logs, and lumber, in the County of Charlotte."---

Ordered that the same be likewise discharged.

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

FRIDAY, 21st FEBRUARY, 1823.

PRAYERS.

Mr. *Johnston*, by leave presented a Petition from the Mayor, Aldermen, and Commonalty of the City of St. John, praying that no Law might pass to take from the said Mayor, Aldermen, and Commonalty, the right vested in them of "laying out and repairing the Streets and Bridges in the City and County of Saint John."

Accompanying the Petition is a copy of a minute of a Common Council held at the City Hall of the said City, on the 11th day of February inst.

Which several papers he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Johnston*, also by leave, presented a Petition of Nehemiah Merrit, praying that the sum of £100 may be refunded being the amount of duties paid on a cargo of rum and molasses imported by him from Demerara into Moose Island, while in possession of His Majesty's forces.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *J. Wilmot*, by leave, presented a Petition of Joseph Green, praying to be reimbursed the sum of £6 14 5, being the amount of duties paid by him on 15 puncheons of molasses damaged in consequence of shipwreck. The Petition is accompanied by a certificate of John Chaloner, Gauger, that the facts stated therein are true.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill, "to repeal an Act passed in the 3rd year of His Majesty's Reign, intituled "An Act further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration

ration of the bill to them referred, and that upon the question whether the "further consideration of the bill be postponed until the next Session of the General Assembly," the Committee divided as follows:

YEAS.	NAYS.
Mr. SPEAKER,	Mr. SIMONDS,
Mr. VAIL,	Mr. R. SIMONDS,
Mr. CLARKE,	Mr. SMITH,
Mr. W. PETERS,	Mr. ALLEN,
Mr. JOHNSTON,	Mr. SCOVIL,
Mr. H. PETERS,	Mr. DOW,
Mr. M. WILMOT,	Mr. FRASER,
Mr. WETMORE,	Mr. M'KAY,
Mr. SLASON,	
Mr. RITCHIE,	
Mr. MILES,	
Mr. CAMPBELL,	
Mr. J. WILMOT.	

And that it therefore passed in the affirmative.

Ordered that the report be accepted.

The House resolved itself into a Committee of the whole House, in further consideration of the bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had made further progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

SATURDAY, 22nd FEBRUARY, 1823.

PRAYERS.

Mr. *Wetmore* moved for leave to bring in a bill, "to alter and amend an Act intituled "An Act to establish Grammar Schools in several Counties in this Province."

Leave granted.

Mr. *Wetmore*, by leave, presented a Petition of the Rector, Church-Wardens, and Vestry, of Trinity Church, in the Parish of Kingston, in King's County, praying that a Law might pass to authorize them to exchange a part of the School Lot for lands belonging to Walter Bates, Esq. and also to enable them to convey to His Majesty's Justices of the Peace of the said County, a portion of the aforesaid Lot, in order to secure the County buildings to the said Justices.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Wetmore* moved for leave to bring in a bill, "to authorize and empower the Rector, Church-Wardens, and Vestry, of Trinity Church, in the Parish of Kingston, in King's County, to make certain conveyances of Lands now held by them in trust, in exchange for other Lands, and for other purposes therein mentioned."

Leave granted.

Mr.

Mr. *J. Wilmot*, by leave, presented a Petition of Richard Slack, praying pecuniary aid to enable him to keep an establishment for the accommodation of Travellers, on the road between the Loch Lomond and Black River Settlements, in the County of Saint John.

Which he read in his place

Ordered that the same be received and referred to the Committee of Supply.

The House resolved itself into a Committee of the whole House, in further consideration of the bill, "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in, this Province, and to make more effectual provision for the same."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had made further progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *R. Simonds*, by leave, presented a Petition of a number of Merchants and Traders of Miramichi, praying that a Law might be passed in order to punish persons detected in picking up, defacing, and selling Timber found drifting in the Miramichi River.

Which he read in his place.

Ordered that the same be received and lie on the table.

On motion the House resolved itself into a Committee of the whole House, on a bill "in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons."

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into further consideration of the bill to them referred, and had agreed to the same with amendments---Which he read and delivered in at the Clerk's table, where being again read were agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *H. Peters*, Chairman from the Committee appointed to examine the Treasurer's accounts, reported as follows:

A, is the account of the ordinary duties collected at Miramichi, for 1822 amount	£3390 0 1
From which deduct the Deputy Treasurer's Commission, 300 0 0	300 0 0
	Nett amount of duties for 1822, £3090 0 1
In the Province Treasurer's general account No. 11, he is credited a remittance of	£3261 19 11
In the Deputy Treasurer's account current B, he charges paid for drawbacks,	28 9 9
Bonds remitted to the Attorney General for collection from 31st December, 1821, to 31st December, 1822,	1050 18 8
And credits a balance remaining in office on bonds,	2872 5 8
C, is the account of ordinary duties collected at Shediac, amount,	92 15 8
From which deduct the Deputy Treasurer's commission, 10 per cent.	9 5 7
	Nett amount of duties for 1822, £83 10 1
	In

In the Province Treasurer's general account No. 11, he is credited a remittance of £75 15 0

D, is the Deputy Treasurer's account current, shewing a ballance of bonds and cash remaining in office, £93 5 2.

E, is the account of the ordinary duties collected at Richibucto, for 1822, amount £258 17 10

From which deduct the Deputy Treasurer's Commission, 10 per cent, 25 17 9

Nett amount of duties for 1822, £233 0 1

In the Province Treasurer's general account No. 11, he credits a remittance of £513 14 7½

F, is the Deputy Treasurer's account current. He omits to credit the amount of cash on hand 31st December, 1821, £33 2 9¼. He charges his remittance to the Province Treasurer, £352 2 11½, being £161 11 8 less than the Province Treasurer in his general account No. 11, credits him. He charges bonds put insuit £107 10 0, and a warrant on the Treasury, £26 6 0 ---leaving a balance in bonds in office by his statement, £415 7 2½. This account requires explanation---he has not forwarded any statement of the money collected on account of sick and disabled Seamen.

G, is the account of ordinary duties collected at St Andrews in 1822, amount, £8051 13 1½

H, is the account of duties on Live Stock, in 1822, 214 0 0

I, is the account of duties on Merchandize imported by Aliens in 1822, amount, 16 4 2

He credits the amount for Auction duties in 1822, 2 3 5

£8284 0 8½

From which deduct the Deputy Treasurer's Commission, 300 0 0

Nett amount of duties in 1822, £7984 0 8½

K, is the account of Duties on Merchandize imported from the United States in 1822, amount, £77 1 7½

L, is the account of Drawbacks on Goods which have been exported, amount, £5072 10 5½

In the Province Treasurer's general account No. 11, he is credited with a remittance of £2210 7 8

In the Deputy Treasurer's account current M, he credits bonds received from the late Treasurer at West Isles, amount £4980 11 6, and for bonds returned by the Attorney General £53 3 4. He charges £165 2 6, not credited in the Province Treasurer's general account. He charges for Printing and Postages £1 18 4, and £34 4 paid the Gauger at Saint Andrews. He also charges amount of bonds sent to the Attorney General for collection £919 17 1---leaving a balance of bonds and cash of £11,896 7 3½.

N, is the account of the ordinary duties collected at West Isles to 31st March, 1822, amount £120 15 0

O, is an account of Duties on Goods entered for exportation, amount 458 11 0

£579 6 0

From which deduct his Commission, 10 per cent, 57 18 6

Nett amount of Duties to 31st March, 1822, £521 7 6

P, is the account of Drawbacks up to 31st March, 1822, amount £911 9 8

In the Province Treasurer's general account, he is credited a remittance of £719 9 1½

Q, is the late Deputy Treasurer's account current with the Province Treasurer, by which it appears that the bonds in office on the 31st March, 1822, were transmitted to the Deputy Treasurer at St. Andrews, and that the balance in office of cash on that date was paid to the Province Treasurer.

No. 1, is an account of the Light-House Duties collected at St. John, for the year 1822, amount £1200 9 4.

Annexed to which is an account current leaving a balance of £786 16 2½

No. 2, is an account of the ordinary duties collected at St. John, for the year 1822, amount 13,424 7 3½

No. 3, is an account of duties on Merchandize imported by Aliens, in 1822, amount 1614 14 4

No. 4, Horse and Cattle duty for ditto, 47 0 0

No. 5, Auction duty for ditto, 296 19 1

£15,169 16 11

No. 6, is an abstract of warrants allowed and paid at the Province Treasury, for the year 1822, amount £17,590 18 7½

No. 7, is an account of Drawbacks allowed and paid at the Province Treasury for the year 1822, amount 2682 11 10

No. 8, is his charge for Cash paid for interest on Loan, 129 4 9

No. 9, is an Inventory of Treasury Notes destroyed, 9 15 0

No. 10, is an account of bonds put in the hands of the Attorney General for collection, 79 1 6

£20,491 11 8½

Balance in Chest, in Bonds and Cash, £29,171 0 3

No. 11, is his general account for 1822. He credits } a moiety of a fine received from Alderman Van Horne, } 2 10 0

Auction duty on goods sold at Fredericton, 6 8 7½

Received from Henry Wright, Esquire, for duties } collected by him under the Act of Parliament, } 422 3 0

Cash received from the Attorney General at sundry } times, } 1855 7 5

£2286 9 0½

No. 12, is a general account of coningent expenses incurred in the Treasurer's office, in 1822, including two several accounts of John Chaloner, for Gauging, amounting to £99 3 0, also an account of Alexander Miller, Tidewater, amounting to £68 8 9, and an account for Stationary, Postages and advertising, £23 19 5.

No. 13, is the account of duties on articles imported from the United States, viz.

At Saint John, £417 9 9

At Saint Andrews, 77 1 7½ — £494 11 4½

He charges a warrant in favour of Commissioners for managing the Revenue Cutter, £500---leaving a balance in his favour £5 8 7½.

No. 14, is an abstract of the Revenue raised in the following places---viz

Saint John, £15,169 16 11

Saint Andrews, 8284 0 8½

Miramichi, 3390 0 1

Richibucto, 258 17 10

West Isles, 579 6 0

Shediac, 92 15 8

£27,774 17 2½

No

No accounts are received from the Deputy Treasurers at Westmorland, York, or Saint Peters.

The following sums have been received for sick and disabled Seamens' duty---viz.

No. 15, at Saint John,	79,472 Tons Shipping, at 1d.	£331	2	8
16, ,, Miramichi,	97,108 ,, ,, ,, ,,	404	12	4
17, ,, Saint Andrews,	30,873 ,, ,, ,, ,,	128	12	9
18, ,, West Isles,	1626 ,, ,, ,, ,,	6	15	7
19, ,, Richibucto,	12,300 ,, ,, ,, ,,	51	5	0
20, ,, Shediac,	4334 ,, ,, ,, ,,	18	1	2
	<u>225,713</u>	<u>£940</u>	<u>9</u>	<u>6</u>

In the Province Treasurer's general account of sick and disabled Seamens' duty, No. 15, he credits amount received from

Miramichi,---balance of last year,	-	-	£477	2	4
Richibucto,	-	-	31	8	3½
Shediac,	-	-	25	11	0
West Isles,	-	-	94	4	4
Saint Peters,	-	-	16	3	6
Collected at Saint John,	-	-	331	2	8
			<u>£1107</u>	<u>3</u>	<u>5½</u>

And he charges warrants to the Overseers of the Poor at

Saint John,	£665	6	0½
Warrant to Commissioners of Marine Hospital,	271	0	0-----936
			<u>6</u>
			<u>0½</u>

Leaving a balance in his hands of. £170 17 5

Your Committee beg leave to state the funds in the Province Treasury, up to the 31st December, 1822 :

Balance as by the Province Treasurer's gen. account No. 11,	£29,171	0	3
Deduct money on loan,	2153	19	0
		<u>27,037</u>	<u>1</u>
			<u>3</u>
Balance in the hands of the Deputy Treasurer at St. Andrews,	11,896	7	3½
Miramichi,	-	-	2,872
Richibucto,	-	-	415
Shediac,	-	-	93
		<u>£42,314</u>	<u>6</u>
			<u>6¾</u>

Bonds placed in the hands of the Attorney General for collection, in 1822, £2156 7 3.

Your Committee are not informed what proportion of the same was collected by the Attorney General in 1822, and paid over to the Province Treasurer.

From the above is to be deducted drawbacks and appropriations, for which warrants have not been issued, amounting to a very considerable sum.

The Province Treasurer recommends an increase of salary to the Tidewaiter at Saint John, of 1s 3d per day.

No credit is given either by the Treasurer or any of his Deputies, for any difference on cash in hand caused by the change of currency, as directed by a resolve of the House, on the 26th February last.

Your Committee beg to recommend, that the Loan for which the Province is paying interest, be paid off.

All which is respectfully submitted to this Honourable House.

HARRY PETERS,
PETER STUBS,
RUFUS SMITH.

Mr.

Mr. *R. Simonds*, by leave, presented a Petition of a number of Inhabitants of Miramichi, praying pecuniary aid to enable them to build a Naval Hospital. Which he read in his place

Ordered that the same be received and referred to the Committee of Supply.

On motion moved and seconded, Resolved that the House do on Wednesday next resolve itself into a Committee of the whole House on Ways and Means.

The order of the day being read for the commitment of the bill, "to protect the Lumbering interest upon the River St. Croix, and its branches within this Province."---Thereupon ordered, that the said order be discharged.

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

MONDAY, 24th FEBRUARY, 1823.

PRAYERS.

On motion of Mr. *Stubs*, resolved that a Committee be appointed to examine and report what appropriations made from 1816 to 1822 inclusive, have not been carried into effect, and what sums yet remain unpaid.

Ordered that Mr. *Stubs*, Mr. *Ritchie*, and Mr. *J. Wilmot*, be a Committee for that purpose.

Mr. *Stason*, by leave, presented a Petition of a number of Inhabitants of the Parish of Woodstock, in the County of York, praying Legislative aid to assist them in erecting a Bridge across the Maduxnekeek river in the said Parish. Accompanying the Petition is a subscription amounting to £140 5, towards building the same.

Which he read in his place.

Ordered that the same be received and referred to a Committee to be appointed to inquire what sums are requisite for the improvement of the Roads and Bridges throughout the Province.

Mr. *Wetmore*, by leave, presented a Petition of a number of Inhabitants of King's County, praying that Commissioners may be appointed to examine and report what place is most suitable for building the Bridge over Hammond River, in the said County.

Which he read in his place.

Ordered that the same be received and lie on the table.

On motion of Mr. *Fraser*, resolved that a Committee be appointed, to consist of one Member from each County, to inquire and report what further sums are necessary for the improvement of the roads and bridges throughout the Province.

Ordered that Mr. *Fraser*, Mr. *M'Kay*, Mr. *Ritchie*, Mr. *Miles*, Mr. *Wetmore*, Mr. *Scovil*, Mr. *R. Simonds*, and Mr. *Smith*, be a Committee for that purpose.

On motion the House resolved itself into a Committee of the whole House, in consideration of the bill "for the establishment of Schools in this Province."

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the bill to them referred, and made progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Stubs*, by leave, presented a Petition from the Overseers of the Poor of the Parish of Saint Andrews, praying to be reimbursed the sum of £58 10 11, expended by them in support of transient Poor in the said Parish.

Which he read in his place.

Ordered

Ordered that the same be received and referred to the Committee appointed to examine the accounts for the support of transient Poor and indigent Emigrants.

Mr. *Stubs*, also by leave, presented a Petition from John M'Kenny, of West Isles, in the County of Charlotte, praying that a drawback of L5 may be allowed him on a puncheon of rum, being part of 51 puncheons imported by him in 1820, and exported to the United States—the said puncheon of rum, having leaked out in consequence of a defect in the cask:—Accompanying the Petition is a certificate and affidavit of the facts stated therein, and a receipt of the Deputy Treasurer of Saint Andrews, of the duty having been paid on the said puncheon of rum.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

The House resolved itself into a Committee of the whole House, in further consideration of the bill “to incorporate sundry persons by the name of *The Trustees of the Poor of the Parish of Saint Andrews*.”

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee the following resolution was moved and seconded:

“Resolved that it is the opinion of this Committee that the further consideration of this bill be postponed until the next access of the General Assembly, and that a copy of the said bill be read at the General Sessions of the Peace to be held in and for the County of Charlotte, for the information of the inhabitants in the said County.”

That upon the question being put, the Committee divided as follows:

YEAS, 10,—NAYS, 8. And that it therefore passed in the affirmative.

Ordered that the report be accepted.

The House resolved itself into a Committee of the whole House, in consideration of the bill “in addition to an Act, to provide for sick and disabled Seamen not being Paupers belonging to this Province, and to provide buildings for the accommodation of the same.”

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen* from the Committee, reported that they had gone into consideration of the bill to them referred, and made progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Clarke*, pursuant to leave, brought in a bill, “to erect a part of the Parish of St. Stephens, in the County of Charlotte, into a separate Parish.”

Which was read a first time.

On motion the House resolved itself into a Committee of the whole House, in consideration of the bill “in addition to an Act, intituled “an Act for the regulation of booms for securing masts, logs, and lumber, in the County of Charlotte,”

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration

sideration of the bill to them referred, and made progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

TUESDAY, 25th FEBRUARY, 1823.

PRAYERS.

Mr. *Wetmore*, by leave, presented a Petition from Rachel Martin, praying that the Provincial allowance may be granted her for teaching a School in the Parishes of Horton and Hampton, in King's County."

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *Campbell*, by leave, presented a Petition from the Trustees of Schools in the Parish of West Isles, in the County of Charlotte, praying that the Provincial allowance of £20 may be granted to John M'Cracken, for teaching a School on Deer Island, in the year 1821.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

On motion of Mr. *Johnston*, ordered that the bill "in addition to an Act, to regulate the inspection of Fish," be re-committed.

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Fraser*, by leave presented a Petition from Mathew Brannen, praying remuneration for long and extra services as Clerk in the Secretary's Office.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Read as engrossed, a bill "to repeal an Act, intituled "an Act for granting bounties on grain raised in this Province."

Ordered that Mr. *H. Peters*, and Mr. *Scovil*, do carry the same to the Council and desire their concurrence.

Mr. *M'Kay*, by leave, presented a Petition from Zebedee Liniken, of Saint David's, in the County of Charlotte, praying relief in his present distressed situation, occasioned by severe losses by fire and other misfortunes.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

A Message from the Council.

Mr. Justice *Jarvis* delivered the Message, as follows :

"Mr. *Speaker*,---The Council have agreed to the following bills sent up to them for concurrence :

"A bill to continue an Act intituled "An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail :"

"A bill to continue an Act intituled "An Act more effectually to provide for the support of a Nightly Watch in the City of Saint John :"

"A bill to continue an Act 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 Land or Meadows, within the said County :"

"A bill

“A bill to continue an Act intituled “An Act to authorize the Justices of the Peace in their General Sessions, to establish Ferries in their respective Counties :”

And then Mr. Justice *Jarvis* withdrew.

Mr. *Simonds*, by leave, presented a Petition from a number of Inhabitants of the City of Saint John, engaged in Commerce and other business, praying that no Law in nature of a Bankrupt Law, might be passed in this Province.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Wetmore*, pursuant to leave, brought in a bill, “to alter and amend an Act intituled, “An Act to establish Grammar Schools in several Counties in this Province.”

Which was read a first time.

Mr. *R. Simonds*, by leave, presented a Petition from a number of Inhabitants of Miramichi, in the County of Northumberland, praying that a Law might pass in addition to and in amendment of the Law for regulating the exportation of Lumber.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *R. Simonds* moved for leave to bring in a bill, “to amend an Act intituled “An Act to regulate the exportation of Lumber, and to repeal all Acts now in force relating to the same,” so far as the same Act relates to the County of Northumberland.”

Leave granted.

The House resolved itself into a Committee of the whole House, in further consideration of the bill “in addition to an Act intituled “An Act for the regulation of booms, for securing masts, logs, and lumber, in the County of Charlotte.”

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, under the title of a bill “in addition to an Act intituled “An Act for the regulation of booms for securing masts, logs, and lumber, in the County of Charlotte.”

Ordered that the report be accepted and the bill as amended engrossed:

Read a second time, a bill “to erect a part of the Parish of St. Stephen, in the County of Charlotte, into a separate Parish.”

Ordered that the same be now committed.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same under the title of a bill “for erecting a part of the Parish of St. Stephen and the country adjacent, in the County of Charlotte, into a separate and distinct Town or Parish.”

Ordered that the report be accepted and the bill engrossed.

Mr. *Stubs*, by leave, presented a Petition from a number of Inhabitants of the Parish of Saint George, in the County of Charlotte, praying an amendment to the Act for regulating the cutting of Saw Logs on the Magaguadavic River.

Which he read in his place.

Ordered

Ordered that the same be received and lie on the table.

The House resolved itself into a Committee of the whole House, in further consideration of the bill "for the establishment of Schools in this Province."

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported they had made progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

WEDNESDAY, 26th FEBRUARY, 1823.

PRAYERS.

A Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the Message, as follows:

"NEW-BRUNSWICK.

"MESSAGE TO THE HOUSE OF ASSEMBLY,

25th FEBRUARY, 1823.

"G. S. SMYTH.

"The *Lieutenant-Governor* directs to be laid before the House, a memorial of the Honourable Ward Chipman and others, with the papers therein referred to, on the subject of opening a Canal between the Bay of Fundy and the Gulph of St. Lawrence, and recommends to the House to make provision to reimburse the sums paid by the Subscribers, and also to remunerate the Persons employed on the Survey for the services performed by them, and for which they have not been compensated.

"He also recommends to the House, the making of suitable provision to enable the *Lieutenant-Governor* to take the requisite steps for making the proposed survey and exploration, by persons competent to such service.

"G. S. SMYTH."

Mr. Secretary *Odell* then withdrew.

The memorial and the several reports and other papers accompanying the same, being read to the House, were ordered to lie on the table for the information of the Members.

The House resolved itself into a Committee of the whole House, in further consideration of the bill "for the establishment of Schools in this Province."

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the bill to them referred---That upon the question being put for striking out the following section of the bill---videlicet,

"III. *And be it further enacted*, that the Justices of the General Sessions of the Peace of the several and respective Counties in this Province, shall; and they are hereby required, once in each and every year, to certify in writing to His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, the number of School Houses built or provided in the several Parishes in their respective Counties, the names of the Masters employed to teach in the same, and the sum of money subscribed by the Inhabitants for the support of each School; upon which certificate, there shall be allowed for the further support of such Schools, a sum of money at and after the rate of twenty pounds for each and every School mentioned in the said certificate; the same

“to be drawn from the Treasury of the Province by warrant from His Excellency the Lieutenant-Governor or Commander in Chief for the time being by and with the advice of His Majesty’s Council, in favour of the Trustees of Schools of the several Parishes in the respective Counties in this Province, and by the said Trustees to be applied in support of the Schools so mentioned as aforesaid in the said certificate, according to the true intent and meaning of this Act. *Provided nevertheless*, That no one School in any Town or Parish shall receive in any one year, a larger sum than twenty pounds out of the Treasury of the Province. *And provided also*, that no School shall be intitled to the said allowance of twenty pounds unless the Inhabitants of the Town or Parish in which such School shall be established, shall have raised, subscribed, and paid the sum of twenty pounds in further support thereof. *And provided also*, that no larger sum than one hundred pounds shall be paid out of the Treasury of this Province, to the Schools in any one Town or Parish, in any one year.”

The Committee divided---YEAS 5,---NAYS 13. It therefore passed in the negative: And that he was directed further to report, that they had agreed to the bill with amendments---Which he read, and being delivered in at the Clerk’s table, were again read, and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

The order of the day being read for going into Committee of the whole House on Ways and Means,---

Thereupon ordered, that the said order be discharged, and that the House do go into Committee on the same, to-morrow.

Mr. *Wetmore*, pursuant to leave, brought in a bill, “to authorize and empower the Rector, Church Wardens, and Vestry of Trinity Church, in the Parish of Kingston, in King’s County, to make certain conveyances of lands now held by them in trust, in exchange for other lands, and for other purposes therein mentioned.”

Which was read a first time.

Mr. *Stubs*, by leave, presented a petition from John Paterson, accompanied by several certificates and affidavits, praying that the sum of £66 10 10, and £104 9 2, together with interest and costs of suit, may be refunded, being for transient and other duties paid by him.

Which he read in his place

Ordered that the same be received and referred to the Committee of Supply.

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

THURSDAY, 27th FEBRUARY, 1823.

PRAYERS.

Mr. *Slason*, by leave, presented a Petition from a number of Inhabitants of the Parishes of Woodstock, Northampton, Wakefield and Kent, in the County of York, praying that the upper part of the said County of York may be formed or erected into a separate County.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Smith*, from the standing Committee appointed to examine, liquidate, and report, on Public and Private accounts, reported as follows:

A, is an account of W. P. Sayre, one of the Commissioners for Roads in the County of Westmorland of money expended by him on the Road near Dorchester Island, this account is accompanied with the necessary vouchers and affidavit.

It appears that the Commissioner has expended £18 7 6, and he credits the sum of £40 received from the Treasury ;---Contracts are made for the remainder of the sum in his hands, but owing to the lateness of the season, when the £18 7 6 was expended, he considered that it would be more advantageous to the Public, to delay any further work until next Season :

The Commissioner charges 5 per cent on the £40 received by him, which he is intitled to when the same is expended, and there is then the sum of £19 12 6 to be expended, and accounted for.---The sum already expended was laid out under the personal direction and inspection of the Commissioner.

B, this is an account of twenty-one days attendance of William Hazen, Solomon Perley, and Philip Nase, in exploring the proper route for the road leading from Fredericton to St. John, by the Oromocto and Nerepis, the above named Gentlemen have charged no sum for their services, and they rely on this House to grant them such compensation as they may judge reasonable.

C, is the requisite voucher for the expenditure of £20 by William Moore, on the road from his house to the main road near Tower-Hill; this voucher is now laid before the House agreeably to their order of the 18th March, 1822. The expenditure of all the money in William Moore's hands, is now satisfactorily accounted for.

D, this is an account from Thomas C. Lee, (late Supervisor of the Western District of Roads) for 1821, he charges £20 for cutting windfalls and keeping the road open from Fredericton to St. Andrews, from August 1821 to August 1822. This account is accompanied with the necessary voucher and affidavit;---And vouchers are produced for all the charges made in the Supervisors account last year.

The Supervisor again claims a sum of £6 which he charged last year, but which the House did not then allow to him.

The balance due from the Supervisor to the Province last year was £24 7 6 from which deduct the £20 as above stated, and he will owe the Province £4 7 6.

E, this is an account of Colin Campbell, Esquire, Supervisor of the Road from Fredericton to St. Andrews, for the sum of £151 5 expended by him thereon, in 1822: In this account the Supervisor's commission of 10 per cent is included, amounting to £13 15. An affidavit is annexed to the same, and the account of the Contractors are produced, and signed by them, but not receipted, in consequence of the Supervisor not receiving a warrant on the Treasury, to pay their demands :---It will be proper to direct the necessary receipts to be laid before the Committee at the next Session of the General Assembly.

Two of the Contracts entered into by the Supervisor, are not yet completed, he having stopped the work until the snows are melted next Spring---these two Contracts amount to £18 10.

Of the above sum of £151 5 0 the sum of £85 was expended in rebuilding the bridge over the Maguagadavick the accounts are clearly stated, and are satisfactory.

A report is furnished by the Supervisor, which may be referred to for much interesting and useful information.

Ordered that the report be received and lie on the table.

The House according to order resolved itself into a Committee of the whole House on Ways and Means, of raising a Revenue in this Province.

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that in the Committee two resolutions

solutions were made, which he read and delivered in at the Clerk's table and which were again severally read, and agreed to by the House; and are as follow:

1. "Resolved that it is the opinion of this Committee that the existing imposts should be continued, with the exception of those that are imposed under the Act passed in the second year of His Majesty's Reign, intituled "An Act to increase the Revenue of this Province, by imposing a duty on certain Merchandize, "and that the Law for raising a Revenue in this Province should be continued."

2. "Resolved that it is the opinion of this Committee that a duty should be imposed upon all strong liquors, distilled within this Province."

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

And further ordered, that Mr. *Simonds*, Mr. *Smith*, and Mr. *M'Kay*, be a Committee to prepare a bill to revise and continue the Act for raising a revenue in this Province, agreeably to the first resolution.

And that Mr. *Ritchie*, Mr. *Stubs*, and Mr. *J. Wilmot*, be a Committee to carry into effect the second resolution.

Mr. *Campbell*, by leave, presented a Petition from the President and Trustees of the Saint Andrews Grammar School in the County of Charlotte, praying that the grant of £200 per annum, may be continued for the support of the said School.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. *Clarke*, by leave, presented a Petition from a number of Inhabitants of the Parish of Saint Andrews and Saint Stephens, praying for Legislative aid to assist them in establishing a Courier on the road between the said Parishes.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *R. Simonds*, by leave, presented a Petition from William and John Burnie of Miramichi, praying to be reimbursed in the sum of £25 15, being the transient duty of $2\frac{1}{2}$ per cent, on goods imported by them in the year 1817.

Which he read in his place.

Ordered that the said petition be not received.

Mr. *M'Kay*, by leave, presented a Petition from Joseph Haynes, praying an allowance for drilling the Charlotte County, embodied Militia under the command of Captain C. Campbell, and the York County embodied Militia, under the command of Major J. M. Bliss, in the years 1812 and 1813.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *R. Simonds*, by leave, presented a Petition from Christopher Parker, praying for Legislative aid to build a School House and support a School in the Parish of Nelson, in the County of Northumberland.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *Stubs* moved for leave to bring in a bill "to alter and amend an Act, intituled, "An Act to regulate the cutting of Saw Logs on the River Maguagadavic, and its various branches."

Leave granted.

Mr. *Ritchie*, by leave, presented a Petition from Patrick Keheler, praying that the sum of £49 12 may be granted to him, being the amount paid for bringing the mail from Robinstown, in the United States, over to Saint Andrews, from the 1st May, 1820, to 1st February, 1823.

Which he read in his place.

Ordered that the said Petition be not received.

Mr. *R. Simonds*, moved for leave to bring in a bill, to alter and amend the Acts relating to the College of New-Brunswick, and the Grammar School in the City of St. John. Leave granted.

Mr. *R. Simonds* moved for leave to bring in a bill to amend the Act regulating "the exportation of Lumber, as far as the same relates to the exportation of Lumber from the River Miramichi." Upon the question being put thereon; the House divided. YEAS 5. NAYS 13.

It therefore passed in the negative.

On motion of Mr. *Clarke*, the House resolved itself into a Committee. of the whole House in consideration of the "bill to protect the lumbering interest upon the River St. Croix and its branches within this Province."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported they had made progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

FRIDAY, 28th FEBRUARY, 1823.

PRAYERS.

On motion of Mr. *Simonds*, Resolved, that the House do on Monday next resolve itself into a Committee of the whole House, in consideration of supplies to be granted for Public services.

Read a second time, "A bill to alter and amend an Act intituled, an Act to establish Grammar Schools in several Counties in this Province."

Ordered that the same be now committed.

Mr. *Speaker* left the Chair.

Mr. *M'Kay* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *M'Kay*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

Read a third time, as engrossed. "A bill for erecting a part of the Parish of St. Stephens, and the Country adjacent in the County of Charlotte into a separate and distinct Town or Parish."

Resolved, that the bill do pass, and---Ordered, that Mr. *Miles* and Mr. *Slason* do carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, "A bill in addition to an Act, to regulate the exportation of Fish.

Resolved that the bill do pass---And ordered that Mr. *Johnston* and Mr. *Scovil* do carry the same to the Council and desire their concurrence thereto.

A Message from the Council.

Mr. *Street* delivered the Message, as follows:

"Mr. *Speaker*,--The Council have concurred in passing a bill "for regulating the inspection of Fish for home consumption" with amendments, to which amendments the Council desire the concurrence of this Honourable House."

And then Mr. *Street* withdrew.

Read a second time, a bill, "to authorize and empower the Rector, Church Wardens, and Vestry of Trinity Church, in the Parish of Kingston, in King's County,

County, to make certain conveyances of lands now held by them in trust, in exchange for other lands, and for other purposes therein mentioned."

Ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that he was directed to report progress, and move for leave to sit again.

Ordered that the report be accepted and leave granted.

The House proceeded to take into consideration the amendments made by the Council to the bill "for regulating the inspection of Fish for home consumption."

The said amendments being severally read to the House, were as follow :

Section I. at A, insert "And at their first General Sessions in every year afterwards during the continuance of this Act."

At B, insert, "As soon as conveniently may be, after the passing, and in every year afterwards, during the continuance of this Act."

At C, dele, "In each and every year."

At D, insert, "And in case of the death, or of the removal of any such Inspector to any other place of residence during the period, for which he shall have been so appointed, some other person shall be sworn and appointed in his stead in like manner as is in such cases provided in and by the first section of an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for the appointment of Town or Parish Officers in the several Counties of this Province."

Section III. at E, insert "by taking the same out of the barrels in which they shall have been salted down, and repacking the same, so that the species and quality of all such fish may be ascertained."

At F, insert "as aforesaid."

Section V. at G, insert "in the manner herein before in that behalf directed."

The question being put, upon the said amendments, they were not concurred in by the House.

Mr. *Stubs* moved for leave to bring in a bill "to regulate the inspection of fish for home use and not intended for exportation."

Leave granted.

Mr. *Wetmore* moved for leave to bring in a bill "to explain and amend an Act intituled An Act to encourage the raising of Bread Corn on new land."

Leave granted.

On motion the House resolved itself into a Committee of the whole House, in consideration of the bill "to continue an Act intituled "An Act for granting further aid in support of the Grammar School in the Town of Saint Andrews."

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same without any amendments. That upon the question being put for filling up the blank for the number of years in the said bill with the number "three" the Committee divided---YEAS, 10---NAYS, 9, and that it passed in the affirmative.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *R. Simonds* moved for leave to bring in a bill, "to amend an Act, intituled

ruled "An Act subjecting real estates in the Province of New-Brunswick, to the payment of debts, and directing the Sheriff in his proceedings thereon."

Leave granted.

Read a third time as engrossed, "a bill in addition to an Act, intituled "An Act for the regulation of booms for securing masts, logs, and lumber, in the County of Charlotte."

Resolved that the bill do pass.---And ordered that Mr. *Clarke*, and Mr. *R. Simonds*, carry the same to the Council and desire their concurrence thereto.

Mr. *Ritchie* moved for leave to bring in a bill, "to encourage the Commerce of this Province, by granting bounties on the exportation of certain articles."

Leave granted.

Mr. *Johnston* moved for leave to bring in "a bill in amendment of an Act, to encourage Inhabitants of this Province, who are engaged in prosecuting the Cod and scale Fisheries, by granting bounties on the same."

Leave granted.

Mr. *R. Simonds*, pursuant to leave, brought in a bill "to alter and amend the Acts relating to the College of New-Brunswick, and the Grammar School in the City of St. John."

Which was read a first time.

Mr. *Simonds* moved for leave, to bring in "a bill to repeal an Act, intituled "An Act to increase the Revenue of this Province, by imposing a duty on certain Merchandize."

Leave granted,

Mr. *Wetmore*, pursuant to leave, brought in "a bill to explain and amend an Act. intituled "An Act to encourage the raising of Bread-Corn on new land."

Which was read a first and second time.

Read a third time as engrossed, "a bill in further amendment of the Laws now in force. for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons."

Resolved that the bill do pass.---And ordered that Mr. *Smith* and Mr. *Allen*, carry the same to the Council, and desire their concurrence thereto.

Mr. *Stubs*, Chairman from the Committee appointed to examine and report what appropriations made from 1816 to 1822 inclusive have not been carried into effect, and what sums yet remain unpaid, reported as follows :---" That "owing to the abstracts of warrants paid at the Province Treasury in the years "1816 and 1817, not stating the services for which the warrants were given, "and the vouchers being at the Treasurer's office at St. John, they could not ascertain what proportion of the appropriations for those years remain unpaid "though some undoubtedly are still unsettled. That the appropriations of 1818, "1819 and 1821, appear to have been paid, but that for the year 1820, the "sum of £4,515 granted for Cross Roads, Bridges, and removing obstacles on "the rivers of the Province is unpaid, and £2,236 for the same purposes granted in 1822, and £3,250 of the appropriations for the Great Roads the same "year, and that upwards of £2,000 of appropriations in 1822 for various purposes remain also unpaid, added to these is the sum of £2,153 19 due by the "Province, for money on Loan.---The account will therefore stand thus---

£4,515	granted for Cross Roads, Bridges, &c, in 1820.
2,236	do. do. in 1822.
3,250	do. for Great Roads in 1822.
2,000	do. in 1822 for sundry purposes.
2,153 19	on Loan.

£14,154 19,

"Your

“ Your Committee are aware that this statement may not be critically correct, but they are confident that it is substantially so, and that it will not be too much to assume £500 as the amount of appropriations in 1816 and 1817 still undischarged, and independent of the above, considerable arrearages for bounties on fish and grain and for Schools, in 1822, are unpaid. With this view of the financial concerns of the Province, and the report of the Committee on the Province Treasurer’s accounts for 1822, your Committee consider it their duty to recommend to the House, that no further appropriations whatever be made, except for the preservation and continuance of the present Institutions of the Province, till all demands against the Province are liquidated, which it is very clear that the funds which may be reasonably expected to be paid into the hands of the Province Treasurer this year, will not accomplish.

“ All which is respectfully submitted to this Honourable House.”

PETER STUBS,
ANDREW S. RITCHIE,
JOHN M. WILMOT.

Ordered that the report be received and lie on the table.

Mr. *Stubs*, by leave, presented a Petition from Moses Vernon, Esq. of the Parish of Saint George, in the County of Charlotte, praying that the sum of £158 14, may be granted him, being the amount expended on the great road from Saint John to Saint Andrews, and for removing obstructions in the river Magaguadavic, in the year 1819.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

The House then adjourned until to morrow morning, at ten o’clock.

SATURDAY, 1st MARCH, 1823.

PRAYERS.

The House resolved itself into a Committee of the whole House, in further consideration of the bill, “ to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province, and to make more effectual provision for the same.”

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same with amendments; which he read, and being delivered in at the Clerk’s table, were again severally read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Stubs* moved the following resolution:

“ Whereas the accounts furnished by the Province Treasurer and his Deputies annually to this House, do not give any account of goods entered for exportation on which drawbacks have not been obtained: And whereas such information is highly necessary, in order to enable the House to ascertain with more exactness the available funds in the Province Chest.—Therefore Resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that he would be pleased to direct that the Province Treasurer and his Deputies do in future, in making up their annual returns, state the amount of dutiable articles entered for exportation on which drawbacks have not been paid.”

Ordered

Ordered that Mr. *Stubs*, Mr. *R. Simonds*, and Mr. *Allen*, be a Committee to present the said Address to His Excellency.

Mr. *Simonds*, pursuant to leave, brought in a bill, "to repeal an Act intituled "An Act to increase the Revenue of this Province, by imposing a duty "on certain merchandise."

Which was read a first and second time.

Ordered that the said bill be committed on Monday next.

Mr. *Stubs*, pursuant to leave, brought in a bill, "to alter and amend an Act intituled "An Act to provide for and maintain an armed Cutter for the protection of the Revenue of the Province."

Which was read a first time.

Mr. *Simonds*, pursuant to leave, brought in a bill, "to amend an Act intituled "An Act subjecting real estates in the Province of New-Brunswick, to the payment of debts, and directing the Sheriff in his proceedings thereon."

Which was read a first time.

Read a third time, as engrossed, a bill "to alter and amend an Act intituled "An Act to establish Grammar Schools in several Counties in this Province."

Thereupon ordered that the said bill be recommitted, and that the House do go into Committee of the same on Friday next.

Mr. *Simonds*, Chairman from the Committee appointed to carry into effect the first resolution of the Committee of Ways and Means, made the 27th ult. reported "that in their opinion it is expedient to continue the Revenue Act, "and that they had prepared a bill for that purpose, under the title of "A bill "to continue an Act intituled "An Act for raising a Revenue in this Province."

Which was read a first time.

Mr. *Johnston*, by leave, presented a Petition from a number of Inhabitants of the Parish of Lancaster, praying pecuniary Legislative aid may be granted to Robert Ludgate, to enable him to keep an establishment for the accommodation of Travellers on the great road leading from St. John to St. Andrews.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

The House resolved itself into a Committee of the whole House, in further consideration of the "bill to protect the lumbering interest upon the River St. Croix and its branches within this Province."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had made further progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Stubs*, pursuant to leave, brought in a bill, "for regulating the inspection of Fish for home use, not intended for exportation."

Which was read a first time.

Mr. *Allen*, by leave, presented a Petition from Moses Shaw, praying pecuniary assistance to enable him to make a Tunnel through the Isthmus near the Grand Falls of the river St. John, for the more easy and safe conveyance of Timber from the upper part of the said river.

Which he read in his place.

Ordered that the same be received and lie on the table.

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

MONDAY,

MONDAY, 3rd MARCH, 1823.

PRAYERS.

Mr. *Smith*, from the standing Committee appointed to examine, liquidate, and report on public and private accounts, made a further report---as follows:

F, G, & H. These are three vouchers for money expended by Benjamin Wilson, Esquire, on the great roads, amounting altogether to the sum of £47 10 0.

The whole of the Supervisor's account is now satisfactorily explained, except for a small sum paid to three or four Labourers, who are now out of the way; receipts could not be obtained from them without great trouble and expence. The Supervisor, therefore, hopes the Honourable House will not insist on his incurring any expence to obtain them; He will take the earliest opportunity of procuring and forwarding them.

I. This is an account from John Ingraham, for money expended in clearing the channel of the river St. John, through Bear Island Bar, in 1822. The amount is £50 11 6, and he credits £50, by warrant on the Treasury. An affidavit accompanies this account, but no vouchers are produced.

Ordered that the same be received and lie on the table.

Mr. *Simonds*, by leave, presented a Petition from James M'Lean, of the Parish of Saint Martin's, in the County of Saint John, praying that the sum of £20 may be refunded, being the amount of interest paid by him on a bond to the Province Treasurer.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *M. Wilnot* moved for leave to bring in a bill, "in amendment of an Act for relief against absconding Debtors."

Leave granted.

Mr. *M. Wilnot*, pursuant to leave, brought in a bill, "in amendment of an Act for relief against absconding Debtors."

Which was read a first and second time.

Mr. *Stubs*, by leave, presented a Petition from the Overseers of the Poor of the Parish of Pennfield, in the County of Charlotte, praying to be reimbursed the sum of £6 2, expended by them in support of William M'Court, a transient Pauper.

Which he read in his place.

Ordered that the same be received and referred to the Committee appointed to examine the accounts for the support of transient Poor and indigent Emigrants.

Mr. *Simonds* moved for leave to bring in a bill, "to alter and amend an Act intituled "An Act to provide for the support of a Light House to be built on Partridge Island."

Leave granted.

Mr. *Simonds*, pursuant to leave, brought in a bill, "to alter and amend an Act intituled "An Act to provide for the support of a Light House to be built on Partridge Island."

Which was read a first time.

Mr. *Johnston*, pursuant to leave, brought in a bill, "in amendment of an Act to encourage the inhabitants of this Province who are engaged in prosecuting the Cod and Scale Fisheries, by granting bounties on the same."

Which was read a first and second time.

The order of the day being read for going into Committee of the whole House, in consideration of the bill, "to repeal an Act intituled "An Act to

increase the Revenue of this Province, by imposing a duty on certain Merchandize."---

The House resolved itself into a Committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same with an amendment, which he read, and being delivered in at the Clerk's table, was again read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Wilmot*, pursuant to leave, brought in a bill, "further to continue and alter an Act for the preservation of Oysters in the Counties of Westmorland and Northumberland."

Which was read a first time.

Read a second time, a bill "for regulating the Inspection of Fish for home use, not intended for exportation."

Mr. *J. Wilmot*, by leave, presented a Petition from Richard Lawrence, of the City of St. John, praying that the sum of £47 may be granted to him for repairing 235 stand of arms for the use of the St. John County Militia.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *Stubs*, from the Committee appointed to wait on His Excellency the Lieutenant-Governor, with the Address of the House, pursuant to a resolution of the 1st instant, requesting "that His Excellency would be pleased to direct that the Province Treasurer and his Deputies do in future, in making their annual returns, state the amount of dutiable articles entered for exportation on which drawbacks have not been paid"--Reported that they had performed that duty, and that His Excellency was pleased to say, "he would give directions to the Treasurer immediately."

On motion, the House resolved itself into a Committee of the whole House, upon the re-commitment of the bill, "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

Mr. *Speaker* left the Chair.

Mr. *M'Kay* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *M'Kay*, from the Committee, reported that they had gone into consideration of the bill to them referred, and had agreed to the same with amendments, which he read, and being delivered in at the Clerk's table, were again severally read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

The House according to the order of the day resolved itself into a Committee of the whole House, in consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the business to them referred, and that he was directed to report progress and move for leave to sit again.

Ordered that the report be accepted and leave granted.

On motion the House resolved itself into a Committee of the whole House, in consideration of the bill "for regulating the inspection of Fish for home use, not intended for exportation."

Mr.

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same under the title of a bill "for regulating the inspection of Fish to be consumed within the Province."

Ordered that the report be accepted and the bill engrossed under the title as amended.

Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the Message---as follows :

"Mr. *Speaker*,---I am commanded by His Excellency to lay before the House of Assembly, the accounts of the Collector and Comptroller of His Majesty's Customs in this Province, of the duties received at St. John and the Out-Bay of St. Andrews, under and by virtue of two Acts of Parliament passed in the third year of the Reign of His present Majesty George the Fourth, for the quarter ending 5th January, 1823."

Mr. Secretary *Odell* then withdrew.

Accompanying the accounts is a letter from Henry Wright, Esquire, the Collector of the Port of Saint John, to the Secretary---which was read to the House, and is as follows :

" Custom House, St. John, N. B.
20th Feb. 1823.

" SIR,--I have the honor to acknowledge the receipt of your letter of 15th instant, requesting a detailed statement of all monies collected by me under the 3rd Geo. 4th, cap. 44, to be laid before the House of Assembly.

" I beg leave to inform you, that, in anticipation of such an account being required by that Honourable House, I did furnish some time ago, authenticated copies thereof to the Treasurer of the Province, one set of which, viz. for the broken period in Michaelmas quarter last, he informs me he has already sent to Fredericton, by his Son, the other for Christmas quarter, complete from 10th October, 1822, to 5th January, 1823, the Treasurer has just returned to me, and which I transmit herewith.

" I have the honor to be, Sir,

" Your most obedient humble Servant,

" HY. WRIGHT, Col."

" *Wm. F. Odell, Esq. &c. &c. &c. Fredericton.*"

Ordered that the said accounts, together with the letter accompanying the same, lie on the table for the information of the Members.

Mr. *Stubs*, pursuant to leave, brought in a bill, "to alter and amend an Act intituled "An Act to regulate the cutting of Saw Logs on the river Magaguadavic and its various branches."

Which was read a first time.

Read a second time, a bill "to alter and amend an Act intituled "An Act to provide for and maintain an armed Cutter for the protection of the Revenue of the Province."

Ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, under the title of a bill "to amend an Act intituled "An Act to provide for and

" maintain

“ maintain an armed Cutter for the protection of the Revenue of the Province.”
 Ordered that the report be accepted and the bill engrossed under the title as amended.

Mr. *R. Simonds* moved for leave to bring in a bill, “ to alter the division
 “ line between the Parishes of *New-Castle* and *Northesk*, in the County of
 “ *Northumberland*.”

Leave granted.

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

TUESDAY, 4th MARCH, 1823.

PRAYERS.

The House met pursuant to adjournment, and adjourned again until twelve o'clock.

The House met pursuant to adjournment.

The House resolved itself into a Committee of the whole House, in consideration of a bill, “ in amendment of an Act for relief against absconding
 “ Debtors.”

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

Read a second time, a bill “ further to continue and alter an Act for the
 “ preservation of Oysters in the Counties of *Westmorland* and *Northumberland*.”

Ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

A Message from His Excellency the Lieutenant-Governor.

Mr. *Speaker* resumed the Chair.

Mr. Secretary *Odell* delivered the Message, as follows:

“ NEW-BRUNSWICK.

“ MESSAGE TO THE HOUSE OF ASSEMBLY,

“ 4th MARCH, 1823.

“ G. S. SMYTH.

“ The Lieutenant-Governor directs to be laid before the House of Assembly, a copy of a letter addressed by him to Earl Bathurst, under date of 29th
 “ March last, and of His Lordship's answer thereto, dated 12th June, 1822.

“ G. S. S”

The following are the letters alluded to in His Excellency's Message:

“ *Fredericton, New-Brunswick,*

“ 29th March, 1823.

“ MY LORD,---I have the honor to report to your Lordship, that the Session of the General Assembly of this Province, was concluded on the 22d inst. and I herewith transmit copies of a Message and Resolutions that were entered on the Journals.

“ It will be necessary to state, that the usage alluded to by the House respecting the appropriation of public monies, in their resolve of the 18th March 1822, has been for some years past, as follows,---viz.

“ The

“ The several items of appropriation are sent at different times to the Legislative Council for concurrence, and at the close of the Session are generally all brought up in one bill, for the Lieutenant-Governor’s assent, which bill contains the supply for services recommended, as well as those that are not recommended, the payment of debts for the year preceding, and the appropriations for the year ensuing; by which arrangement the Crown is obliged to approve of much expenditure that may be objectionable, or, by refusing to pass the Bill, prevent the payment of the public creditors, and the necessary services of Government would remain unprovided for.

“ I have for some Sessions past protested against this mode, though without taking any decided step, until the present time, and which I now consider it more particularly my duty to do, upon observing an appropriation for the payment of the services of the Speaker and Members of the Lower House, notwithstanding I communicated to them that His Majesty had disallowed a similar remuneration.

“ My Message to the House of Assembly of 13th March, was advised by His Majesty’s Privy Council, and that Body, in its Legislative capacity, has entered upon its Journals, on the 22d of the same month, a resolution as a pledge for supporting the advice thus given.

“ It will be proper to add, that I have principally objected to the appropriation for providing for the services of the Speaker and the House of Assembly, agreeably to an Act, chap. 5, passed in 1821, on the presumption that His Majesty would be advised to disallow this Bill, being entirely similar in its nature to the one passed in 1818, chap. 17, on which the Royal Veto has already been communicated.

“ I have the honour to be, my Lord,

“ &c. &c. &c.

(Signed)

“ G. S. SMYTH.”

(EXTRACT.)

“ *Downing-Street, 12th June, 1822.*

“ SIR,---I have the honor to acknowledge the receipt of your letter of the 29th March last, enclosing the copy of a Message which you had sent to the House of Assembly, on the subject of the privilege claimed by them of appropriating the public monies without the intervention of the other Branches of the Legislature.

“ In the event of the House of Assembly renewing in the ensuing Session the objectionable system of uniting in one Bill matters which have been recommended with those which are objectionable, and which have no relation to each other: I am to desire that you will take care to have it well understood, that you have received His Majesty’s instructions not to allow for the future so informal and unconstitutional a proceeding.

“ I have the honor to be, Sir,

“ Your most obedient humble Servant,

(Signed)

“ BATHURST.”

“ *Major-General SMYTH.*”

Mr. *Johnston* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill as amended engrossed.

On motion of Mr. *Fraser*, Resolved that the House do go into Committee of

the whole House, in consideration of the Message received this day from His Excellency the Lieutenant-Governor, on Friday next.

On motion of Mr. *Ritchie*, Resolved that a Committee be appointed to search the Journals of the Honorable the Legislative Council, and ascertain what resolution was entered upon the same on the 22d day of March last, and which is alluded to in the letter of His Excellency the Lieutenant-Governor, of the 29th March, 1822, to the Right Honorable Lord Bathurst, one of His Majesty's Principal Secretaries of State, as communicated to the House with His Excellency's Message of this date.

Ordered that Mr. *Ritchie* and Mr. *R. Simonds*, be a Committee to carry the said resolution into effect.

Read a second time, a bill "to alter and amend an Act intituled "An Act to regulate the cutting of Saw Logs on the river Magaguadavic and its various branches."

Ordered that the said bill be committed to-morrow.

Read a second time, a bill "to continue an Act intituled "An Act for raising a Revenue in this Province."

Ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had made progress in the bill to them referred, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Read a second time, a bill "to alter and amend an Act intituled "An Act to provide for the support of a Light-House to be built on Partridge Island."

Ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Fraser*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

Mr. *Stubs*, by leave, presented a Petition from John Paterson, of Campo Bello, in the County of Charlotte, praying that the sum of £154 15, may be endorsed on a bond given by him as security with one Isaac Barnes, for duties on a cargo of rum, wine, and sugar, imported into this Province in the month of September, 1821, and which was exported to the United States at that time.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

On motion of Mr. *Smith*, the House resolved itself into a Committee of the whole House, upon the recommitment of the bill "for the establishment of Schools in this Province."

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with an amendment, which he read, and being delivered in at the Clerk's table was again read, and agreed to by the House.

Ordered that the report be accepted and the bill as further amended engrossed.

Read a third time as engrossed, a bill "to continue and amend the Acts for regulating the Fisheries in the County of Northumberland." Re-

Resolved that the bill do pass.---And ordered that Mr. *R. Simonds* and Mr. *Vail*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill "to repeal an Act intituled "An Act to increase the Revenue of this Province, by imposing a duty on certain merchandise."

Resolved that the bill do pass.---And ordered that Mr. *Stubs* and Mr. *Campbell*, carry the same to the Council, and desire their concurrence thereto.

The House then adjourned until to morrow morning, at ten o'clock.

WEDNESDAY, 5th MARCH, 1823.

PRAYERS.

Mr. *Fraser*, by leave, presented a Petition from Charles Stewart, Barrack Serjeant, stationed at the Great Falls, praying that an allowance may be granted him for expenses incurred in assisting poor Emigrants travelling on the road to and from Canada.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Read a third time, as engrossed, a bill "for regulating the inspection of Fish to be consumed within the Province."

Resolved that the bill do pass.---And ordered that Mr. *Fraser* and Mr. *Dow*, carry the same to the Council, and desire their concurrence thereto.

Mr. *R. Simonds*, pursuant to leave, brought in a bill "to alter the division line between the Parishes of Newcastle and Northesk, in the County of Northumberland."

Which was read a first time.

On motion of Mr. *Ritchie*, "Resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that His Excellency will be pleased to direct that the accounts of the Commissioners of the Marine Hospital established in the City of Saint John, of the expenditure of monies for the support of that establishment during the last year, be laid before this House."

Ordered that Mr. *Ritchie*, Mr. *Campbell*, and Mr. *J. Wilmot*, be a Committee to present the said Address to His Excellency.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for Public services.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the business to them referred, and that in the Committee sundry resolutions were made, which he read in his place, and being delivered in at the Clerk's table, were again severally read, and agreed to by the House---and are as follow:

Resolved that there be granted to the Chaplain of the Council in General Assembly, the sum of £---

On motion that the blank be filled up with the sum of £20, the Committee divided as follows:

YEAS,---Mr. *Vail*, Mr. *Simonds*, Mr. *R. Simonds*, Mr. *Allen*, Mr. *M. Wilmot*, Mr. *Slason*, Mr. *Ritchie*, Mr. *J. Wilmot*, Mr. *Miles*.

NAYS,---Mr. *Speaker*, Mr. *Fraser*, Mr. *Dow*, Mr. *M'Kay*, Mr. *Campbell*, Mr. *Stubs*, Mr. *Scovil*, Mr. *H. Peters*, Mr. *Clarke*, Mr. *Smith*.

It therefore passed in the negative.

And

And on further motion that the blank be filled up with the sum of £25--- the Committee again divided,---YEAS 10---NAYS 9.
It therefore passed in the affirmative.

To the Chaplain of the House of Assembly, the sum of £25.

To the Clerk of the Council in General Assembly, the sum of £ , and Shillings per diem during the present Session.

On the motion that the blanks be filled up with the sums of £40, and 15s. per diem, the Committee divided as follows :

YEAS,---Mr. Simonds, Mr. R. Simonds, Mr. M. Wilmot, Mr. Slason, Mr. Ritchie, Mr. J. Wilmot, Mr. Miles.

NAYS,---Mr. Speaker, Mr. Vail, Mr. Smith, Mr. Clarke, Mr. H. Peters, Mr. Scovil, Mr. Stubs, Mr. Campbell, Mr. M'Kay, Mr. Dow, Mr. Fraser, Mr. Allen.

It therefore passed in the negative.

And on further motion that the blanks be filled up with the sums of £50 and 20s. per diem, the Committee again divided---YEAS 12---NAYS 7.
It therefore passed in the affirmative.

To the Clerk of the House of Assembly, the sum of £50, and 20s. per diem during the present Session.

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

On the motion for the blank being filled up with the sum of 15s. the Committee divided, as follows :

YEAS,---Mr. Simonds, Mr. R. Simonds, Mr. M. Wilmot, Mr. Allen, Mr. J. Wilmot, Mr. Miles.

NAYS,---Mr. Speaker, Mr. Vail, Mr. Smith, Mr. Clarke, Mr. H. Peters, Mr. Scovil, Mr. Stubs, Mr. Campbell, Mr. M'Kay, Mr. Fraser, Mr. Ritchie.
It therefore passed in the negative.

And on further motion that the blank be filled up with the sum of 20s. the Committee again divided---YEAS 12---NAYS 7.
It therefore passed in the affirmative.

To the Sergeant at Arms attending the Council in General Assembly, the sum of per diem during the present Session.

On motion that the blank be filled up with the sum of 15s. the Committee divided---YEAS 7---NAYS 12.

It therefore passed in the negative.

And on further motion for filling up the said blank with the sum of 20s. It passed in the affirmative.

To the Sergeant at Arms attending the House of Assembly, the sum of 20s. per diem during the present Session.

To the Door-Keepers and Messengers attending the Council and Assembly, the sum of 10s. per diem during the present Session.

To the Tide-Surveyor of the City of St. John, the sum of £100, for his services and expences from the 1st day of March, 1822, to the 1st day of March, 1823.

To Thomas Bonner, Esq. such sum as will procure a Bill of Exchange on England for £100 Sterling, for his services as Agent for the Province, for the year 1822.

To His Excellency the Lieutenant-Governor or Commander in Chief, for defraying the contingent expences of the Province, a sum not exceeding £ for the year 1823.

On motion that the said blank be filled up with the sum of £150, the Committee divided---YEAS 6---NAYS 13.

It therefore passed in the negative.

And

And on further motion that the said blank be filled up with the sum of £250, the Committee again divided, and it passed in the affirmative.

To Nathaniel Atcheson, Esquire, 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 1822, to February 1823, such sum as will procure a Bill of Exchange on England for £100 Sterling, to be remitted by the Committee of Correspondence.

To the Clerk of the Council, the sum of £ , for defraying the expenses of an Assistant during the present Session.

On motion that the blank be filled up with the sum of £25, the Committee divided---YEAS 12---NAYS 7.

It therefore passed in the affirmative.

To John Chaloner, for gauging and weighing in the year 1822. the sum of £99 3 0.

To the Treasurer of the Province, to defray the expenses incurred by him for stationary, blanks, and advertising, the sum of £23 19 5.

To the Adjutants of the Militia of the different Counties in this Province, a sum not exceeding £225, for the year 1823.

To John Robinson, Esquire, Treasurer of the Province, for his services from the 1st day of March 1822, to the 1st day of March 1823, the sum of £600.

To His Excellency the Lieutenant-Governor, for the purpose of enabling the Treasurer to pay Alexander Miller, a Tidewaiter in the City of Saint John, for his services as such, from the 28th March 1822 to the 28th March 1823, the sum of £91 5.

To His Excellency the Lieutenant-Governor, a sum not exceeding £1300, for defraying the expenses of the Speaker and Members of the House of Assembly, for attendance during the present Session, and for travelling charges, agreeably to an Act of the Legislature.

To His Excellency the Lieutenant-Governor, a sum not exceeding £3000, to be paid for the encouragement of the Cod Fisheries of this Province, for the year 1823.

To His Excellency the Lieutenant-Governor, for the encouragement of Schools, the sum of £3000, agreeably to a Law of the Province.

To His Excellency the Lieutenant-Governor, a sum not exceeding £3000, to be paid for the encouragement of raising Bread-Corn on New Lands, agreeably to a Law of the Province.

To His Excellency the Lieutenant-Governor, the sum of £100, to be applied towards the support of the Light House on Briar Island in the Province of Nova Scotia, for the year 1823.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Ritchie*, from the Committee appointed to search the Journals of the Legislative Council, pursuant to a resolution of yesterday, to ascertain what resolution was entered upon the same on the 22d day of March last,---reported that they had attended to that duty, and that they found the following entry thereon :

“ *Fredericton, 22d March, 1822.*

“ PRESENT,---Mr. Justice Saunders, General Coffin, Mr. Justice Bliss, Mr. Street, Mr. Lockwood, Mr. Shore.

“ Mr. Justice Saunders moved that it be resolved, that the system which for some years past has been acted upon by the House of Assembly, in joining together in the same Bill those items which have not been recommended with

those which have, is dangerous to the privileges of the Council, and to the prerogatives of the Crown.

“ Therefore resolved, that the Council, considering it to be their duty as well to defend the just rights of the Crown, as to maintain their own privileges, will not after the present Session, pass any Bill which may contain things different in their nature and not recommended, but will insist upon having those articles which may so differ in their nature, put into separate Bills, that the Crown and the Council may have a free and distinct deliberation upon each, conformably to His Majesty's instructions, (which form a part of our Colonial Constitution) and to the invariable usage and practice of Parliament.”

“ Whereupon, Mr. Justice Bliss moved that it be resolved, that the consideration of this resolution be postponed until the next Session of the General Assembly, and that the Clerk do forthwith furnish the several Members of the Council with copies of the same resolution.

“ Whereupon the Council divided:”

“ CONTENT,---Mr. Justice Bliss, Mr. Street.

“ NOT CONTENT,---Mr. Justice Saunders, General Coffin, Mr. Lockwood, Mr. Shore.

“ And it passed in the negative.

“ And upon the question that the resolution moved by Mr. Justice Saunders, be agreed to --the Council again divided :

“ CONTENT,---Mr. Justice Saunders, General Coffin, Mr. Lockwood, Mr. Shore.

“ NOT CONTENT,---Mr. Justice Bliss, Mr. Street.

“ And it passed in the affirmative.”

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill, “ in amendment of an Act to encourage the inhabitants of this Province who are engaged in prosecuting the Cod and Scale Fisheries, by granting bounties on the same.”

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with an amendment, which he read, and being delivered in at the Clerk's table, was again read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Simonds*, by leave, presented a Petition from a number of inhabitants of the Northwest Branch of the Miramichi river, praying that a Law might pass to enable the majority of the Freeholders and resident Inhabitants of the said Branch, to erect a Boom across the mouth of the same.

Which he read in his place.

Ordered that the same be received and lie on the table.

Read a second time, a bill “ to alter and amend the Acts relating to the College of New-Brunswick, and the Grammar School of the City of St. John.”

The order of the day being read for the commitment of the bill, “ to alter and amend an Act intituled “ An Act to regulate the cutting of Saw Logs on the river Magaguadavic and its various branches.”

Thereupon ordered, that the said order be now discharged.

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

THURSDAY, 6th MARCH, 1823.

PRAYERS.

Mr. *Slason*, moved for leave to bring in a bill, "to alter and amend an Act for appointing Firewards in the Towns of Fredericton and Saint Andrews, and ascertaining their power and duty, and more effectually to prevent fires in the said Towns."

Leave granted.

Mr. *Smith*, from the standing Committee appointed to examine, liquidate, and report on public and private accounts, made a further report---viz.

K. This is G. K. Lugin's account for printing the Acts of the Legislature, the Journals of the House of Assembly, and the Treasurer's accounts, &c. amounting to the sum of £202.

He gives credit for the sum of £150 received from the Treasury---leaving a balance due to him of sum of £52.

L. This is another account from G. K. Lugin, for printing various Acts of the General Assembly, Proclamations, Militia General Orders, &c. &c. amounting to £31 7 6.

M, is a return of Jacob Allen, Commissioner for the road from Poquiock bridge to Ingraham's mills. By the return it appears that he has expended the sum of £23 15, and he charges £1 5 for his commission, which charge is equal to 5 per cent. on £25, and is 1s. 3d. more than he was entitled to. The charge of commission ought to have been 5 per cent. on money actually expended on the road, which was £23 15, and the Commissioner was entitled to his commission on that sum. A voucher accompanies the account, no affidavit is made to it, and it is therefore unsatisfactory.

Ordered that the same be received and lie on the table.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill "to continue an Act intituled "An Act for raising a Revenue in this Province."

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

On motion the House resolved itself into a Committee of the whole House, in consideration of a bill "to alter and amend the Acts relating to the College of New-Brunswick, and the Grammar School in the City of Saint John."

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee the following resolution was made:

"Resolved that the consideration of this bill be postponed for three months."

Ordered that the report be accepted.

Mr. *Slason* moved for leave to bring in a bill, "to erect the upper part of the County of York into a distinct and separate County."

On motion for granting leave, the House divided---YEAS 5---NAYS 12. It therefore passed in the negative.

Read a second time, a bill "to alter the division line between the Parishes of Newcastle and Northesk, in the County of Northumberland."

Read

Read a third time as engrossed, a bill "to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province, and to make more effectual provision for the same."

Resolved, that the bill do pass,---And ordered that Mr. *Stubs* and Mr. *Miles*, carry the same to the Council, and desire their concurrence thereto.

Mr. *Ritchie*, from the Committee appointed to present the Address to His Excellency, of yesterday, praying that he would be pleased to direct the accounts of the Commissioners of the Marine Hospital establishment at the City of Saint John, to be laid before the House---reported "that they had attended to that duty, and that His Excellency was pleased to put into their hands the report of the Commissioners, and the several accounts of monies expended by them for the support of the said establishment."

The same being read to the House, were ordered to lie on the table for the information of the Members.

A Message from the Council.

Mr. *Black* delivered the Message---as follows :

"Mr. *Speaker*,---The Council have agreed to the following Bills sent up for concurrence :

"A bill to repeal an Act intituled "An Act to increase the Revenue of this Province, by imposing a duty on certain Merchandise :"

"A bill in addition to an Act to regulate the inspection of Fish ;" And

"A bill in addition to an Act intituled "An Act for the regulation of booms for securing masts, logs, and lumber, in the County of Charlotte."

"The Council have likewise agreed to the following bills, with amendments ---to which amendments they desire the concurrence of this Honourable House :

"A bill in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons : " Also

"A bill to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

"Mr. *Speaker*,---The Council have passed a bill "in addition to an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for enabling the Justices of the Supreme Court to try all Causes at Nisi Prius, and authorizing Attornies of the Supreme Court to practice in the Inferior Courts of Common Pleas."

"To which they desire the concurrence of this Honourable House." And then Mr. *Black* withdrew.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of a bill "in addition to an Act, to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to this Province, and to provide buildings for the accommodation of the same."

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee the following resolution was moved and seconded :

"Resolved that the further consideration of the bill be postponed for three months."

And that upon the question being put thereon---the Committee divided--YEAS 13---NAYS 4.

It therefore passed in the affirmative.

Ordered that the report be accepted.

Mr. *Fraser* moved for leave to bring in a bill, "to repeal an Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same."

On the motion for granting leave---the House divided---YEAS 12---NAYS 6. It therefore passed in the affirmative.

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

FRIDAY, 7th MARCH, 1823.

PRAYERS.

Mr. *Stubs* moved the following Resolution. "Whereas the appointment of a Tide-Surveyor at West-Isles, has not been found beneficial to the Province--- Therefore resolved, that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that His Excellency would be pleased to direct, that the appointment of a Tide-Surveyor at West-Isles, be discontinued."

Ordered that Mr. *Stubs*, Mr. *M'Kay*, and Mr. *Dow*, be a Committee to present the said Address to His Excellency.

Read a first time, a bill "in addition to an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for enabling the Justices of the Supreme Court to try all Causes at Nisi Prius, and authorising Attornies of the Supreme Court to practice in the Inferior Courts of Common Pleas in this Province."---Which bill originated in the Council, and was sent down to this House by Message, yesterday.

Mr. *Smith* moved for leave to bring in a bill, "to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature of this Province." Leave granted.

The House proceeded to take into consideration the amendments made to the bills sent down by Message from the Council, yesterday.

1st.---The amendments made to "A bill to continue and amend the Acts for regulating the Fisheries in the County of Northumberland."

Which were severally read to the House---and are as follow :

Sec. II. at A, dele "sum of twenty," and insert "the like sum of ten."

Sec. III. at B, dele the remainder of the Section, and insert "that the said herein before recited Acts, excepting wherein the same are hereby altered and amended, together with this Act, shall continue and be in force five years and thence to the end of the then next Session of the General Assembly."

Upon the question being severally put upon the said amendments, they were not concurred in by the House.

2nd.---The amendment made to "A bill in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons." Which was read to the House---and is as follows :

Sec. II. at A, dele "beyond the distance of forty rods," and insert "less than the distance of forty rods, nor more than the distance of eighty rods."

The question being put upon the said amendment, it was concurred in by the House.

The order of the day being read, the House according thereto resolved itself into

into a Committee of the whole House, in consideration of His Excellency's Message of the 4th inst.

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of His Excellency's Message, and that in the Committee the following resolution was made :

Resolved, that it is the opinion of this Committee, that a Select Committee of Privileges be appointed, to whom the Message of His Excellency, with the documents accompanying the same, should be referred, to report thereon to the House.

Ordered that the report be accepted.

And further ordered, that Mr. *Johnston*, Mr. *Fraser*, Mr. *Simonds*, Mr. *Stubs*, and Mr. *H. Peters*, be a Committee of Privileges, to carry the said resolution into effect.

Mr. *Johnston*, by leave, presented a Petition from Elizabeth Tilton, widow of the late Clayton Tilton, Esquire, praying for pecuniary Legislative aid, to assist her in her present distressed situation.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

The House according to the order of the day, resolved itself into a Committee of the whole House, upon the recommitment of the bill, "to alter and amend an Act intituled "An Act to establish Grammar Schools in several "Counties in this Province."

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into the re-consideration of the bill to them referred, and that they had agreed to the same with amendments, which he read, and being delivered in at the Clerk's table, were again read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Ritchie*, by leave, presented a Petition from the Chamber of Commerce of the City of St. John, praying that the sum of £23 may be granted to them, to defray the expense incurred in erecting a Signal Post at Fort Howe.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Read a third time as engrossed, a bill "to continue an Act intituled "An "Act for raising a Revenue in this Province."

Resolved, that the bill do pass---And ordered that Mr. *Johnston* and Mr. *Allen*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill "to alter and amend an Act intituled "An Act to provide for the support of a Light-House to be built on Partridge Island."

On the question being put for passing the said bill---the House divided---YEAS 8---NAYS 11.

It therefore passed in the negative.

And on motion that the said bill be recommitted---the House again divided---YEAS 10---NAYS 8.

It therefore passed in the affirmative.

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

SATURDAY, 8th MARCH, 1823.

PRAYERS.

Mr. *Smith*, pursuant to leave, brought in a bill "to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court."

Which was read a first time.

Mr. *M. Wilmot* moved for leave to bring in a bill, "for altering the Term of holding the Courts of General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland."

Leave granted.

Mr. *R. Simonds* moved for leave to bring in a bill, "in further amendment of the Laws for regulating the Fisheries in the County of Northumberland."

Leave granted.

Mr. *M. Wilmot*, pursuant to leave, brought in a bill "for altering the Term of holding the Court of General Sessions of the Peace and Inferior Courts of Common Pleas in the County of Westmorland."

Which was read a first time.

A Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the following Messages---viz.

"NEW-BRUNSWICK.

"MESSAGE TO THE HOUSE OF ASSEMBLY,

"8th MARCH, 1823.

"G. S. SMYTH.

"The Lieutenant-Governor is under the necessity of recommending to the House of Assembly, to make provision for a Private Secretary, in consequence of the increasing business of the Colony.

"G. S. S"

"NEW-BRUNSWICK.

"MESSAGE TO THE HOUSE OF ASSEMBLY,

"8th MARCH, 1823.

"G. S. SMYTH.

"The Lieutenant-Governor directs to be laid before the House of Assembly, a letter addressed by Richard Price, Esquire, a Magistrate of Northumberland, to the Attorney General, stating services performed by him in the discharge of his public duty: And also a Petition and an account of services performed by sundry Constables of the Parish of Ludlow, and of the Cryer attending an extra Court held in Northumberland, for the trial of persons charged with having been guilty of riots in that County: And recommends these Papers to the favourable consideration of the House.

"He also recommends to their favourable consideration, a memorial of Farnum A. Duston, accompanied by a report of the Attorney General.

"G. S. S."

Ordered that the Messages with the several papers accompanying the same, lie on the table for the information of the Members.

Read a third time as engrossed, a bill "in amendment of an Act for relief against absconding Debtors."

Resolved that the bill do pass---And ordered that Mr. *Smith* and Mr. *M. Wilmot*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill "to alter and amend an Act intituled "An Act to provide for and maintain an armed Cutter for the protection of the "Revenue of the Province."

Resolved that the bill do pass---And ordered that Mr. *M'Kay* and Mr. *Campbell*, carry the same to the Council and desire their concurrence thereto.

Read

Read a third time as engrossed, a bill "to continue an Act intituled "An Act for granting further aid in support of the Grammar School in the Town of St. Andrews."

Resolved that the bill do pass.---And ordered that Mr. *Stubs* and Mr. *Ritchie*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill "further to continue and alter an Act for the preservation of Oysters in the Counties of Westmorland and Northumberland."

Resolved that the bill do pass.---And ordered that Mr. *M. Wilmot* and Mr. *J. Wilmot*, carry the same to the Council and desire their concurrence thereto.

Mr. *R. Simonds*, pursuant to leave, brought in a bill "in further amendment of the Laws for regulating the Fisheries in the County of Northumberland." Which was read a first time.

Mr. *R. Simonds* moved for leave to bring in a bill, "for the regulation of booms for securing masts, logs, and lumber, in certain parts of the County of Northumberland."

Leave granted.

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

MONDAY, 10th MARCH, 1823.

PRAYERS.

Mr. *R. Simonds*, pursuant to leave, brought in a bill "for the regulation of booms for securing masts, logs, and lumber, in certain parts of the County of Northumberland."

Which was read a first time.

On motion, the House resolved itself into a Committee of the whole House, in consideration of a Message received from His Excellency the Lieutenant-Governor, on Saturday the 8th instant.

Mr. *Speaker* left the Chair.

Mr. *Fraser* took the Chair of the Committee.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. *Lockwood* delivered the Message---as follows :

"Mr. *Speaker*,---The Council have concurred in passing a bill, for regulating the inspection of Fish to be consumed within the Province."

And then Mr. *Lockwood* withdrew.

Mr. *Fraser* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Fraser*, from the Committee, reported that they had gone into consideration of His Excellency's Message to them referred, and that in the Committee the following resolutions were made :

1st.---"Resolved, that it is the opinion of this Committee, that an humble Address should be presented to His Excellency the Lieutenant-Governor, praying that he would direct the Attorney General to discontinue proceedings against Farnum A. Duston, and James Bracket, so far as respects the said Farnum A. Duston."

2d.---"Resolved, that the letter addressed by Richard Price, Esq. one of the Magistrates of the County of Northumberland, to the Attorney General, stating services performed by him in discharge of his public duty : And also the Petition and account of services performed by sundry Constables of the Parish of Ludlow, and of the Cryer attending an extra Court held in the said County, for

for the trial of persons charged with having been guilty of riots within the same, be referred to the Committee of Supply."

Ordered that the report be accepted.

Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the Message, as follows :

" NEW-BRUNSWICK.

" MESSAGE TO THE HOUSE OF ASSEMBLY,

" 10th MARCH, 1823.

" G. S. SMYTH.

" The Lieutenant-Governor directs to be laid before the House of Assembly, a report from the Commissioners appointed to make the addition to the Province Hall : And also the amount of an expense incurred to secure the Secretary's office--And recommends provision to be made for the same.

" The Lieutenant-Governor takes this opportunity of stating, that some of the furniture in Government House, provided by him when a private building, is much worn and also unsuitable to the present state of the Province : And recommends to the House to make provision for proper furniture for such as may be considered Public Rooms."

" G. S. S."

Mr. Secretary *Odell* delivered a further Message from His Excellency, as follows :

" I am commanded by His Excellency to lay before the House, a report and accounts of the Commissioners appointed for providing and maintaining the armed Cutter for the protection of the Revenue Laws."

And then Mr. Secretary *Odell* withdrew.

Ordered that the accounts accompanying the Message be referred to the Committee appointed to examine, liquidate, and report on public and private accounts.

The House then adjourned till one o'clock.

The House met pursuant to adjournment.

On motion of Mr. *Stubs*, Resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that he will be pleased to direct the Attorney General to stay all proceedings against Farnum A. Duston and James Bracket, so far as respects said Duston, now a prisoner in Saint Andrews Gaol, by virtue of a Writ of Extent at the suit of the King against him and said Bracket.

Ordered that Mr. *Stubs*, Mr. *Miles*, and Mr. *Campbell*, be a Committee to present the said Address to His Excellency.

Mr. *Stubs*, from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, with the Address of the House of the 7th instant, praying that His Excellency would be pleased to direct, that the appointment of a Tide-Surveyor at West-Isles be discontinued.---Reported " that they had performed that duty, and that His Excellency was pleased to say ; " That he would attend to the wishes of the House, and discontinue the appointment of a Tide-Surveyor at West-Isles."

Ordered that Mr. *Smith* and Mr. *Vail*, do return the bill " in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons," to the Council, with the amendment as concurred in by the House.

Mr. *Ritchie*, pursuant to leave, brought in a bill " to encourage the Commerce

merce of this Country by granting bounties on the exportation of certain articles."

Which was read a first time.

On motion the House resolved itself into a Committee of the whole House, in consideration of a bill "to alter and amend an Act intituled "An Act to regulate the cutting of Saw Logs on the River Magaguadavic and its various branches."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee the following resolution was made :

"Resolved that the further consideration of this bill be postponed for three months."

Ordered that the report be accepted.

Read a second time, a bill "to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature of this Province."

Mr. *Stubs*, by leave, presented a Petition from the Overseers of the Poor of the Parish of St. David's, in the County of Charlotte, praying that the sum of £ 65 7, may be granted them, being the amount expended for the support of Mrs. Robb.

Which he read in his place.

Ordered that the Petition be received and referred to the Committee appointed to examine the accounts for the support of transient Poor and indigent Emigrants.

Mr. *Wetmore*, by leave, presented a Petition from the Overseers of the Poor of the Parish of Kingston, in King's County, praying that the sum of £ 14 1 9½ may be granted them, for the support of transient Poor in the said Parish.

Which he read in his place.

Ordered that the same be received and referred to the Committee appointed to examine accounts for the support of transient Poor and indigent Emigrants.

Read a second time, a bill "in addition to an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for enabling the Justices of the Supreme Court to try all Causes at Nisi Prius, and authorising Attornies of the Supreme Court to practice in the Inferior Courts of Common Pleas in this Province."

Read a second time, a bill "in further amendment of the Laws for regulating the Fisheries in the County of Northumberland."

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

TUESDAY, 11th MARCH, 1823.

PRAYERS.

Mr. *Smith*, by leave, presented a Petition from Benjamin Wilson, Esquire, late Supervisor of great roads, praying that the sum of £ 286 9 may be granted to him, to discharge a debt contracted to that amount for building bridges and repairing several parts of the great roads through the Province, agreeably to a report made by him at the last Session of the General Assembly.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

A Mes-

A Message from His Excellency the Lieutenant-Governor.

Mr. Secretary *Odell* delivered the Message, as follows :

“ NEW-BRUNSWICK.

“ MESSAGE TO THE HOUSE OF ASSEMBLY,

“ 10th MARCH, 1823.

“ G. S. SMYTH.

“ The Lieutenant-Governor directs to be laid before the House, the Adjutant General's report of the Militia of the Province, together with returns of their present strength and of the state of the arms.

“ By this report it will appear that there is a large deficiency of arms which the Province stands pledged to pay for, and which is independent of those that have been issued to the Corps since the year 1821, and now kept in depot, as provided for by a late amendment to the Militia Law.

“ Every exertion has been made to collect the arms in possession of private individuals, but with little effect: And the Lieutenant-Governor therefore recommends to the House, to take this subject into consideration, and make some provision for punishing persons who may improperly retain arms and stores belonging to His Majesty.

“ G. S. S”

Ordered that the Message with the report and documents accompanying the same, lie on the table.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill “ to explain and amend an Act to encourage the raising of Bread-Corn on new land.”

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee it was moved and seconded :---

“ That the blank in the second Section of the Bill, be filled up with the words ‘ two and a half per cent.’ ”

That upon the question being put thereon, the Committee divided--YEAS 4--NAYS 11.

It therefore passed in the negative.

And that he was directed to report progress, and ask leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Stubs*, from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, with the Address of the House, pursuant to a resolution of yesterday, praying that His Excellency would be pleased to direct the Attorney General to stay proceedings against Farnum A. Duston, a prisoner in Saint Andrews Gaol--Reported that they had performed that duty; and that His Excellency was pleased to say ; “ He should comply with the wishes of the House and give the necessary directions.”

Read a second time, a bill “ to encourage the Commerce of this Province, by granting bounties on the exportation of certain articles.”

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill, “ to repeal an Act intituled “ An Act to impose a duty on certain articles imported into this Province:” also an Act “ intituled “ An Act to explain and amend an Act intituled “ An Act to impose a duty on certain articles imported into this Province.”

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee the following resolution was moved and seconded :

“ Resolved that the consideration of the bill be postponed for three months.”

Which was carried in the affirmative.

Ordered that the report be accepted.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill “ to encourage the Commerce of this Province, by granting bounties on the exportation of certain articles.”

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. *Street* delivered the Message, as follows :

“ Mr. *Speaker*,--The Council have agreed to the following bills sent up for concurrence :

“ A bill to continue the Act for raising a Revenue in this Province.” Also,

“ A bill for erecting a part of the Parish of Saint Stephens and the country adjacent, in the County of Charlotte, into a separate and distinct Town or Parish.”

And then Mr. *Street* withdrew.

Mr. *Allen* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that he was directed to report progress and ask leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Stubs* moved for leave to bring in a bill, “ to impose a duty on certain articles imported from any Foreign State in North or South America.”

Leave granted.

Mr. *Stubs*, pursuant to leave, brought in a bill, “ to impose a duty on certain articles imported from any Foreign State in North or South America.”

Which was read a first time.

Mr. *Smith*, from the standing Committee appointed to examine, liquidate, and report on public and private accounts, made a further report--viz.

N, is Wm. F. Odell's account, for 313 Warrants drawn on the Province Treasury, between the 23rd February, 1822, and the 6th of March, 1823, at 5s. each--£78 5.

O, is Thomas Jones' account, for money expended by him as Commissioner on the road between George Jones' and Jacob Ellegood's, in the Parish of Prince William. There are vouchers for £32. He credits £50 received from the Province Treasury--leaving a balance due the Province of £18, which he expects to account for next Session. No affidavit accompanies this account.

P, is Thomas Wyer, Junior's, account, with affidavit and vouchers, for £117 9 10, expended on the great road from Saint John to St. Andrews, in which sum is included his commission as Supervisor, amounting to £10 13 6. He credits £150 received from the Province Treasury, which leaves a balance of £32 10 2, in his hands. It is also accompanied with a very full report of said road, wherein he states that the reason for not laying out the balance, was the late time of the season he received the money. He recommends that some assistance be given to Ludgate, Little, Huston, and Donahou, settlers on the said road.

Q, is an account of expenses incurred in securing the Secretary's office, amounting to the sum of £44 5 2. There are several accounts charging the different items, but only one voucher for £11 0 8.

R, is a Petition from William J. Drummond, to His Excellency the Lieutenant-Governor, stating the expenditure of £104 1 7, on the Shepody road, and prays that £100 more may be granted to further improve the said road. Receipts are produced for the sum of £103 19 10, but no affidavit, and therefore the Petition is not satisfactory.

S, is the general account of the Commissioners of the Revenue Cutter, up to 31st December, 1822, wherein they charge for purchase of the vessel, supplies, and wages to the crew, the sum of £1429 12 9. They give credit for a Warrant on the Province Treasury, for £500, which leaves a balance due them of £929 12 9. There are satisfactory vouchers produced for the expenditure of the whole amount. A long report accompanies the account, wherein they state the necessity of further Legislative aid, if it is thought expedient to continue the Revenue Cutter on the present establishment.

Ordered that the same be received and lie on the table.

Mr. Wetmore moved for leave to bring in a bill, "in addition to and amendment of an Act intituled "An Act for erecting a Parish in the City of Saint John, and for Incorporating the Rectors, Churchwardens, and Vestries of the Church of England, in the several Parishes in this Province."

Leave granted.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill "in further amendment of the Laws for regulating the Fisheries in the County of Northumberland."

Mr. Speaker left the Chair.

Mr. Johnston took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Johnston, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill "to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature of this Province."

Mr. Speaker left the Chair.

Mr. H. Peters took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Peters, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, which he read, and being delivered in at the Clerk's table, were again read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Read a second time, a bill "to amend an Act intituled "An Act subjecting real Estates in the Province of New-Brunswick, to the payment of debts, and directing the Sheriff in his proceedings thereon."

Ordered that the said bill be now committed.

Mr. Speaker left the Chair.

Mr. Smith took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Smith, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments,

which he read, and delivered the same in at the Clerk's table, where being again severally read were agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

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

WEDNESDAY, 12th MARCH, 1823.

PRAYERS.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill, "to alter the division line between the Parishes of New-Castle and Northesk, in the County of Northumberland."

Mr. *Speaker* left the Chair.

Mr. *M'Kay* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *M'Kay*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

The House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. *Robinson* delivered the Message, as follows:

"Mr. *Speaker*,---The Council have concurred in passing the bill, to amend the Act to provide for and maintain an armed Cutter."

And then Mr. *Robinson* withdrew.

Mr. *Johnston* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into further consideration of the business to them referred, and that the Committee had made a number of resolutions, which he read, and being delivered in at the Clerk's table, were again read, and agreed to by the House, and are as follow:

Resolved that there be granted to His Excellency the Lieutenant-Governor, a sum not exceeding £2250, out of the first money received into the Treasury, to be applied to the payment of the principal and interests of the loan due from the Province, agreeably to an Act of the General Assembly, for that express purpose.

To Samuel Buchanan, the sum of £20, for airing and taking care of the Province Hall, for the year 1822.

To the Keeper of the Light-House on Partridge Island, the sum of £150, for his services for the year 1823.

To the Commissioners to be appointed by His Excellency the Lieutenant-Governor, towards defraying the expenses of a Courier for the year 1823, between Fredericton and New-Castle, in the County of Northumberland, a sum not exceeding £125.

To the Commissioners to be appointed by His Excellency the Lieutenant-Governor, the sum of £60, to defray the expense of a Courier between New-Castle and Nipisigwit, in the Bay of Chaleurs, in the year 1823.

To the President and Directors of St. Andrews Grammar School, the sum of £200, for the year 1823, towards the support of a Master and to defray the

contin-

contingent expenses of the said School, agreeably to the Acts of the General Assembly.

To the President and Directors of the St. John Grammar School, the sum of £250, for the year 1823, agreeably to the two Acts of the General Assembly.

To the Governor and Trustees of the College of New-Brunswick, the sum of £250, for the year 1823, agreeably to the two Acts of the General Assembly.

To His Majesty's Attorney General, the sum of £100, for past services.

To His Majesty's Solicitor General, for past services, the sum of £50.

To John Head, Inoculating Surgeon for the Vaccine Institution, the sum of £25, for the services performed in the year 1822.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of £50, for the purpose of paying a Missionary to the Indians, for the year 1823: Provided the said Missionary be recommended by the Catholic Bishop of Quebec, and approved of by the Lieutenant-Governor of this Province.

On the motion for the resolution, the Committee divided, as follows:

YEAS,---Mr. Speaker, Mr. Fraser, Mr. M'Kay, Mr. Wetmore, Mr. Scovil, Mr. Peters, Mr. Allen, Mr. Clarke.

NAYS,---Mr. Dow, Mr. Campbell, Mr. J. Wilmot, Mr. Ritchie, Mr. Slason, Mr. M. Wilmot, Mr. Smith, Mr. R. Simonds, Mr. C. Rimonds, Mr. Vail.

It therefore passed in the negative.

To three such Commissioners as His Excellency the Lieutenant-Governor may appoint, the sum of £150, for the support of a Packet to ply between Digby and St. John, for one year, to commence from the 5th day of April next, provided no Packet is established (at the exclusive expense of the General Post Office) for that purpose.

To His Excellency the Lieutenant-Governor, the sum of £175, for the support of the Master of the Grammar School in the County of Northumberland, agreeably to the Acts of the General Assembly.

To His Excellency the Lieutenant-Governor, the sum of £175, for the support of the Master of the Grammar School in the County of Westmorland, agreeably to the Acts of the General Assembly.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Read a third time as engrossed, a bill "to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature of this Province."

Resolved that the bill do pass:---And ordered that Mr. Smith and Mr. Wetmore, carry the same to the Council and desire their concurrence thereto.

On motion, ordered that the bill "to alter and amend an Act intituled "An Act to establish Grammar Schools in several Counties in this Province," be recommitted to-morrow.

Mr. R. Simonds, by leave, presented a Petition from the Governor and Trustees of the College of New-Brunswick, praying that a Law might pass to enable them to surrender the present Charter of the College into the hands of His Majesty, and that further provision may be granted for the support of the Institution.

Which he read in his place.

Ordered that the same be received and lie on the table.

Mr. R. Simonds moved for leave to bring in a bill, "to enable the Governor and Trustees of the College of New-Brunswick, to surrender their present Charter, on obtaining a Royal Charter under the Great Seal of the United Kingdom, and for other purposes therein mentioned."

Leave granted.

On

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill, "to encourage the Commerce of this Province, by granting bounties on the exportation of certain articles."

Mr. *Speaker* left the Chair.

Mr. *Allen* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Allen*, from the Committee, reported that they had gone into consideration of the bill to them referred,---that on the motion for filling up the blank in the first Section, allowing a bounty of 4s. 6d. on each barrel of Wheat Flour exported, the Committee divided equally, and that it was decided in the negative by the Chairman: And on further motion, the blank was filled up with the sum of 4s. 8d. And that he was directed further to report that they had agreed to the bill with amendments.

Ordered that the report be accepted and the bill as amended engrosed.

Mr. *Fraser*, pursuant to leave, brought in a bill, "to repeal an Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same."

The House resolved itself into a Committee of the whole House, in consideration of a bill "in addition to an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for enabling the Justices of the Supreme Court to try all Causes at Nisi Prius, and authorising Attornies of the Supreme Court to practice in the Inferior Courts of Common Pleas in this Province."

Mr. *Speaker* left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Fraser*, from the Committee, reported that they had agreed to the bill to them referred without making any amendment thereto.

The said bill being again read was agreed to by the House.

Ordered that Mr. *H. Peters* and Mr. *Wetmore*, return the bill to the Council, and inform them that the House have concurred therein.

On motion the House resolved itself into a Committee of the whole House, in consideration of the report of the standing Committee appointed to examine, liquidate, and report on public and private accounts.

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the business to them referred, and that he was directed to make the following report :

A, is the account of W. P. Sayre, accompanied with vouchers and affidavit, for the expenditure of £18 7 6. He credits the sum of £40 received from the Treasury. Resolved that he do account for the expenditure of the balance at the next Session of the General Assembly.

B, is an account of 21 days attendance of William Hazen, Solomon Perley, and Philip Nase, in exploring the proper route for the road leading from Fredericton to St. John by the Oromocto and Nerepis. Resolved that the account be referred to the Committee of Supply.

C, is a voucher for the expenditure of £20 by William Moore, exhibited in pursuance of an order of the House of the 18th March, 1822. This voucher is satisfactory.

D, are accounts and vouchers of Thos. C. Lee, which are satisfactory. Resolved that the balance of £4 7 6, be retained by him as a compensation for extra services performed in 1821.

E, are

E, are accounts and affidavit of Colin Campbell, Esquire, Supervisor of the road from Fredericton to St. Andrews, accompanied by a report. The whole are satisfactory. Resolved that the receipts (which he could not obtain in consequence of not receiving the sum granted for that road) be produced at the next Session of the General Assembly.

F, G, & H, are three vouchers for £47 10, expended by Benjamin Wilson, Esquire. The whole of that Supervisor's account is now satisfactorily explained.

I, is an account and an affidavit from John Ingraham, for the expenditure of £50 11 6, in clearing the Channel through Bear Island Bar. He credits £50 by warrant on the Treasury. The account is not satisfactory for want of vouchers. Resolved that Mr. Ingraham do furnish the requisite vouchers at the next Session of the General Assembly.

K & L, are Geo. K. Lugin's accounts for Printing Acts of the Legislature, Journals of the House of Assembly, Treasurer's accounts, Proclamations, Militia General Orders, &c. &c. These accounts are correct. Resolved that they be referred to the Committee of Supply.

M, is the return of Jacob Allen, Commissioner for the road from Poquiock bridge to Ingraham's mills. A voucher accompanies this account, but no affidavit is made to it, and it is therefore unsatisfactory.

And that he was farther directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

THURSDAY, 13th MARCH, 1823.

PRAYERS.

Mr. *Slason*, pursuant to leave, brought in a bill "to alter and amend an Act for appointing Firewards in the Towns of Fredericton and Saint Andrews, and ascertaining their power and duty, and more effectually to prevent fires in the said Towns."

Which was read a first time.

Mr. *Slason* moved for leave to bring in a bill, "to amend an Act intituled "An Act for the better extinguishing Fires which may happen in the Towns of Fredericton and Saint Andrews."

Leave granted.

Mr. *Slason*, pursuant to leave, brought in a bill "to amend an Act intituled "An Act for the better extinguishing Fires which may happen in the Towns of Fredericton and Saint Andrews."

Which was read a first time.

Mr. *Clarke* moved for leave to bring in a bill, "to regulate the construction of Booms and Dams upon the river Saint Croix within this Province, and the driving of Logs, Timber, and other Lumber, down the said river."

Leave granted.

Mr. *J. Wilmot*, pursuant to leave, brought in a bill "further to continue the Acts more effectually for repairing the Streets and Bridges in the City and County of St. John."

Which was read a first time.

On motion, the House resolved itself into a Committee of the whole House, upon the recommitment of the bill "for the establishment of Schools in this Province."

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with an amendment.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Clarke*, pursuant to leave, brought in a bill "to regulate the construction of Booms and Dams upon the river St. Croix within this Province; and the driving of Logs, Timber, and other Lumber, down the said river."

Which was read a first time.

Read a second time, a bill "to repeal an Act intituled "An Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same."

Thereupon ordered that the said bill be committed to-morrow.

Read a second time, a bill "to impose a duty on certain articles imported from any Foreign State in North or South America."

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill "to protect the Lumbering interest upon the river St. Croix and its branches within this Province."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Jarvis* delivered the Message, as follows :

"Mr. *Speaker*,---The Council have agreed to the following bills sent up to them for concurrence :

"A bill to repeal an Act intituled An Act for granting bounties on Grain raised in this Province :

"A bill in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons :

"A bill to continue an Act intituled An Act for granting further aid in support of the Grammar School in the Town of St. Andrews : And

"A bill further to continue and alter an Act for the preservation of Oysters in the Counties of Westmorland and Northumberland."

And then Mr. Justice *Jarvis* withdrew.

Mr. *Simonds* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and made further progress therein, and that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Johnston*, Chairman from the Committee of Privileges appointed in pursuance of a resolution made and passed on Tuesday the 7th instant, to take into consideration His Excellency's Message of the 4th instant, accompanied by a copy of a letter to Lord Bathurst, and His Lordship's answer thereto, relating to the appropriation of the public monies---submitted a report to the House, which he read in his place. And on the question being put for receiving the report, the House divided, YEAS 11---NAYS 7.

It therefore passed in the affirmative.

Ordered that the said report be received and lie on the table : And further ordered that the House do go into Committee of the whole House in consideration of the same, to-morrow.

The order of the day being read for the recommitment of the bill, "to alter and amend an Act intituled "An Act to establish Grammar Schools in the several Counties in this Province."

Thereupon ordered that the said order be discharged.

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

FRIDAY, 14th MARCH, 1823.

PRAYERS.

On motion, the House resolved itself into a Committee of the whole House, upon the recommitment of the bill, "to alter and amend an Act intituled "An Act to establish Grammar Schools in the several Counties in this Province."

Mr. *Speaker* left the Chair.

Mr. *M'Kay* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *M'Kay*, from the Committee, reported that they had gone into further consideration of the bill to them referred, and agreed to the same with an amendment, which he read, and delivered the same at the Clerk's table, where being again read was agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

The order of the day being read, the House according thereto resolved itself into a Committee of the whole House, in consideration of the bill "to repeal an Act intituled "An Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same."

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

On motion, ordered that the Clerk of the Crown in Chancery, or his Deputy, do attend this House with the writ issued to the Sheriff of the County of Sunbury, for the Election of a Member for the said County, with the return thereon as soon as the same may have been made.

A Message from the Council.

Mr. *Robinson* delivered the Message, as follows :

"Mr. *Speaker*,---The Council have concurred in passing the bill, "to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature of this Province."

And then Mr. *Robinson* withdrew.

Mr. *Stubs* made the following motion :

"Whereas the Commission of His Excellency the Lieutenant-Governor, and the Royal Instructions, form a part of the Constitution of this Colony : And whereas the House are not in possession of a copy of His Excellency's Commission---

"Therefore Resolved,---That an humble Address be presented to His Excellency the Lieutenant-Governor, praying that he would be pleased to direct that a copy of such part of his Commission as he may think necessary, be laid before this House."

Ordered

Ordered that Mr. *Campbell*, Mr. *M'Kay*, and Mr. *Miles*, be a Committee to present the said Address to His Excellency.

The order of the day being read, the House according thereto resolved itself into a Committee of the whole House, in consideration of the report submitted yesterday from the Committee of Privileges, appointed in pursuance of a resolution of the 7th instant, to report upon His Excellency's Message of the 4th.

Mr. *Speaker* left the Chair.

Mr. *Ritchie* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Ritchie*, from the Committee reported that they had gone into consideration of the report of the select Committee of Privileges to them referred, that in the Committee it was moved and seconded, that the following paragraph of the said report be struck out, viz :

“ And your Committee beg leave to state, that they can see no good cause for this House departing from the usages and modes of proceeding hitherto pursued by the former Houses of Assembly of this Province.”

And upon the question being put thereon, the Committee divided as follows :---

YEAS,---Mr. R. Simonds, Mr. C. Simonds, Mr. Scovil, Mr. Stubs, Mr. Campbell.

NAYS,---Mr. Speaker, Mr. Vail, Mr. Smith, Mr. Allen, Mr. Johnston, Mr. H. Peters, Mr. M. Wilmot, Mr. Wetmore, Mr. Slason, Mr. J. Wilmot, Mr. Miles, Mr. Dow, Mr. Fraser.

It therefore passed in the negative.

And that on further motion the following resolution was made :

“ Resolved, as the opinion of this Committee, that the report of the select Committee, be adopted by the House,”---and which is as follows :

“ The Committee of Privileges to whom was referred the Message of His Excellency, with the other documents accompanying the same, to report thereon, beg leave to state,

“ That they have made diligent research and inquiry into the usage that has prevailed in the different Legislative Assemblies of this Province, with respect to the subject matter of His Excellency's Message to this House, from their first establishment in the year 1786, until the present time---And the result is as follows---viz.

“ That from the year 1786, the period when the Provincial Establishment was completed and the Legislative Assembly instituted, until the year 1793, the mode uniformly pursued by the different Legislative Assemblies, was to include in one Bill all items of appropriation of what nature soever, as well matters recommended as those that originated with themselves, under the title of “ A Bill for appropriating and disposing of the public monies.” And during the period above stated, your Committee cannot discover that any objections were ever made to this mode of proceeding by either of the other Branches of the Legislature. During the Session of 1793, they find that an estimate of expenses for the public services of the Province for that year, was laid before the House by order of His Excellency the Lieutenant-Governor ; but your Committee, on reference to the Appropriation Bill of that Session, observe that it not only did not make provision for the several objects recommended in the estimate, but that it did embrace various other matters and provisions originated by the House of Assembly ; and your Committee also find that a conference was requested by the Council with the House of Assembly, on the subject of a clause in the Appropriation Bill, granting a certain sum for the purpose of
aiding

aiding and assisting in the education of Youth, in each Parish of the Province. That the object of the Council in requesting the conference, was to state that the appropriating of money for the education of Children, in the different Parishes of this Province, was a new institution, and necessarily required particular regulations; and that if appropriations of that nature were included in general money Bills, the Council would not be left to decide freely on the merits of those regulations; because, although they disapproved of them, they could not reject them, without at the same time rejecting every other article in the general Money Bill; but at the same time observed, *that it is the sole and undoubted right of the House of Assembly, to originate a Money Bill and include therein not only what may be recommended from the Executive Chair, but also such other sums as they think necessary for the Public good, which Bill the Council can neither alter nor amend, but must accept or reject in toto.* Your Committee cannot find that any further objections were made to the Appropriation Bill of this year, *although it did not provide for measures that were particularly and earnestly recommended from the Executive Chair.*

“That in 1794, the bill of appropriation had also the concurrence and assent of the other branches of the Legislature, notwithstanding it did not make provision for the measures so particularly recommended by His Excellency during the preceding Session, and to which he again called their attention, in his Address to the House of that year.

“That in 1795, the appropriations were sent up by Bill as formerly, which Bill did not make provision (as recommended by His Excellency in His Message to the House) for the payment of certain services that had been performed by his directions---*The House deeming it their inherent right to consider and determine upon the expediency of all public services to be provided for by them.*

“That a conference was requested by the Council, on the subject matter of the Bill of Appropriation, at which conference the following objections to the Bill were stated on the part of the Council---viz.

“1st.---“That it provides for the services not recommended, which the Council conceive to be unparliamentary.”

“2nd.---“That some of the services specially recommended by His Excellency in this Session, remain unprovided for, although those services are acknowledged to be for the general defence, and ought therefore to have been among the first objects of provision, while on the contrary greater sums are appropriated for other objects.”

“3rd.---“That the appropriating of sums of money to the several Members for their attendance in General Assembly, does not accord with Parliamentary usage.”

“To the first of which objections, the House of Assembly replied in the words made use of by the Committee of Council who managed a conference with a Committee of this House on the 9th of March, 1793---*That it is the sole and undoubted right of the House of Assembly, to originate a Money Bill, and to include therein not only what may be recommended from the Executive Chair, but also such other sums as they think necessary for the public good.*

“To the second objection---The House of Assembly observe, *that it is their inherent right to consider and determine upon the expediency of all public services recommended to them to be provided for---*That the services in question are military expenditures, and that all expenditures on military works in Canada, Nova-Scotia, and Newfoundland, for the purposes of public defence, have invariably been included in the extraordinaries of the army, and annually presented to the House of Commons, by the Secretary at War, in the estimate of Army Extraordinaries.

“ To the third objection, the House of Assembly observe, that the payment of Members serving in Parliament, is constitutional and agreeably to the ancient usage and custom of Parliament---That the circumstances and situation of this Province, render any other mode of payment than that hitherto invariably adopted by the Legislature, inexpedient. That the same is conformable to precedents in our own Acts of Assembly (from which the House will not depart without good cause) and hath in estimates of expences laid before the House by order of His Excellency the Lieutenant-Governor, been recommended to be provided for as a Public Service. And the House of Assembly further declare, that they consider the words made use of in the second objection of the Council to the Bill, “and ought therefore to have been among the first objects of provision, while on the contrary, greater sums are appropriated for other objects,” as a reflection upon their proceedings, and an infringement of the privileges of the House of Assembly.

“ That your Committee find at a subsequent conference between the Council and Assembly, that *the Committee of Council were pleased to admit the truth of the premises stated in the answer of the House of Assembly to the second objection urged by the Council against the Bill*, but in consequence of a Resolution of the Council declaring the usage of the House of Assembly, with regard to their Appropriation Bills, contrary to Parliamentary usage; and the same being considered by the Committee of Council in the nature of an Instruction to them, and from which they were not at liberty to depart, it precluded the Committee of Assembly from going into a full investigation of the *first and third* objections of the Council to the Bill. And the House being prorogued on the following day, the Appropriation Bill of that year did not receive the concurrence and assent of the other branches of the Legislature.

“ That in 1796, the Appropriation Bill was sent to the Council for the concurrence under the title of “A Bill for raising a Revenue in this Province, and for appropriating the same, together with the monies now in the Treasury.” Your Committee would here observe, that it did not contain provision for expenses incurred by the direction of His Excellency the Lieutenant-Governor; the payment of which he particularly recommended to the House in his Address of that year, but as heretofore, it embraced various matters not recommended, and entirely different in their nature.---On the subject matter of this Bill, a conference was requested by the Council with the House, when objections to the following effect were made by the Council to the Bill.

“ That the different objects and services were so mixed in the Bill as to preclude them from a free and distinct consideration of each service provided for and each article taxed---That it nominated persons for the performance of public services--That it provided in an unconstitutional manner for the wages of the Members of the House of Assembly, by taking the same out of the Public Treasury, instead of receiving it from their respective Constituents, &c. &c.”

“ To the first of which objections, the House replied---“ That it was couched in such vague and general terms, as to render it impossible for them to speak specifically to the objects and services which were alledged in it, to be mixed in the Bill; but that *if the Council expected that each service provided for, and each article taxed, should be sent up to them in a distinct and separate Bill, for their approbation or rejection, the House considered such mode of proceeding would be contrary to all Parliamentary precedents*, and that if the mixture of objects and services generally alluded to in it, was meant to refer to the appropriation of the Revenue of that year in the Act which raises it, the House cannot help considering the insertion as an infringement of the privileges of the House of Assembly,

sembly, *who alone possess the right of disposing, as well as raising the public money, and in such manner as they only think proper*---That the Bill is confined to one general object, the grant of supplies for the ordinary services and expenses of Government, and many Acts of Parliament comprehend a much greater variety of objects and services than are included in the present Bill."

"That your Committee find at a subsequent conference, it was admitted on the part of the Council, *that it was not expected of the Legislative Assembly, to send up for their approbation or rejection, in a separate Bill, each service provided for, and each article taxed; and that it was not unparliamentary to appropriate the Revenue of the year in the Act that raised it, but that it had not been ever practised in this Province, and that in case of disagreement of opinion between the two Houses, upon any one article of either, the loss of the Revenue and Appropriation would be the consequence.*

"The Revenue and Appropriation Bill did not pass the other branches of the Legislature at this Session.

"That in 1798, the Appropriations were sent up to the Council for their concurrence, under the title of "A Bill for raising a Revenue in this Province, and for appropriating the monies arising therefrom to the public services therein mentioned."---Which Bill did not provide for the recommendations of His Excellency, and was similar in its provision to those of the preceding Sessions.

"That in 1799, your Committee find the following Resolutions on the Journals of the House of Assembly:---viz.

"Resolved, that by the Bills for paying off the debts of the Province for the year 1795, having passed the Council, there thereby now remains no misunderstanding between the two Branches of the Legislature as to the appropriations of public monies."

"Resolved, that to prevent in future any misunderstanding, this House will propose a conference with the Council, for the purpose of agreeing on a general plan for expediting Revenue and Appropriation Bills."

"The result of the conference, your Committee cannot find stated on the Journals of the House of Assembly; but they discover at the next Session of 1801, that the several resolutions for grants of money were sent up to the Council for their concurrence, and such items of appropriations as were returned from them approved of, were included in a Bill, under the title of "A Bill for appropriating certain monies for defraying the expenses of the Province," and sent again to the Council, in the usual way, for their concurrence. And your Committee find that this concession on the part of the Assembly, of their acknowledged rights, has been acceded to by the different Legislative Assemblies of this Province, from that period until the present Session; and they would here particularly remark, that during the period before stated, they cannot discover any one instance of a single item of appropriation being included in the Appropriation Bill, that had previously been rejected by the Council, although they find many instances of the arbitrary abuse of this unconstitutional power on the part of that Branch of the Legislature; and they cannot but express their surprise at the resolution of the Council on the 22d of March last, as a pledge to His Excellency to support him in His Message to this House, and do consider it *an unconstitutional interference with the acknowledged rights and privileges of this House, a reflection upon its proceedings; and as stipulating conditions to this House for the passing of its Bills.*

"But your Committee taking into consideration that the resolution of the Council above alluded to, was not adopted by the unanimous voice of that Body, but on the contrary, that but few of its Members were present at the time it was brought forward, and that four only of the Members present were in fa-

your of it; all of whom, in the situation of Executive Counsellors, had recommended the Message of His Excellency to this House, and consequently, in their Legislative capacity, considered themselves obligated to give their assent to it, as a pledge to support him in the same, do not consider the resolution as the deliberative Act of the Council, and consequently do not feel a disposition to animadvert on it as it most justly merits, and as they would otherwise feel it incumbent on them to do.

“ The Message of His Excellency, your Committee think fully replied to by the Constitutional Authorities, advanced by the Legislative Assemblies in their several conferences with the Council, on the same subject as stated in this Report; but your Committee cannot but express their surprise, that His Excellency should at the last Session make that matter a subject of complaint, which in His Address to this House at a former Session, he particularly recommended to be adopted: your Committee here allude to the permanent provision for the expenses of the Legislature, particularly recommended by His Excellency in His Speech to this House in 1821, which was accordingly made by a Law at that Session, which Law at the time of His Excellency's Message, had not been disapproved of by His Majesty, but on the contrary has had the Royal Sanction.

“ And your Committee would further observe, that they are equally surprised at the paragraph in the letter of Earl Bathurst, in reply to His Excellency's communication to him on the subject of his Message, which states “ the privilege claimed by them of appropriating the public monies without intervention of the other Branches of the Legislature,” and they can account for it in no other manner than by the conclusion that his Lordship had not correctly conceived the communication of His Excellency, otherwise they are of opinion it would have appeared most evident to his Lordship, that by the mode now practised by the House of Assembly, of sending up to the Council, for their concurrence or rejection, each item of appropriation previous to its being included in the Appropriation Bill, a free and distinct consideration of each matter embraced in it, is given to that Branch of the Legislature.

“ That from this review of the proceedings of the former Houses of Assembly of this Province, your Committee have drawn the following conclusions:

“ That the Legislative Assembly of this Province, have at all times claimed the Constitutional right, not only to raise the public money, but to direct and limit the services to which it is to be applied:

“ That they have claimed the right to direct and limit those services, whether they have been recommended from the Executive Chair or not:

“ That they have claimed, and at all times have exercised the right of including in their Appropriation Bills, services of a different nature.

“ And your Committee beg leave to state, that they can see no good cause for the House departing from the usages and modes of proceeding hitherto pursued by the former Houses of Assembly of this Province.

“ All of which is respectfully submitted to this Honourable House.”

HUGH JOHNSTON, Jun.
P. FRASER,
HARRY PETERS.

Ordered that the report be accepted.

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

SATURDAY, 15th MARCH, 1823.

PRAYERS.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into further consideration of the business to them referred, and that the Committee had made a number of resolutions, which he read, and being delivered in at the Clerk's table, were again read, and are as follow:

Resolved, that there be granted to His Excellency the Lieutenant-Governor, the sum of £64 1 8, to defray the expenses incurred in sending a detachment of His Majesty's Troops to Miranichi, to aid the Civil Power.

To His Excellency the Lieutenant-Governor, the sum of £79 5 0, to defray the expenses of several Persons appointed by His Excellency, to assist in collecting the duties lately given to the Province, by an Act of the Imperial Parliament.

To His Excellency the Lieutenant-Governor, the sum of—£— to defray expenses incurred in making a survey for opening a Canal between the Bay of Fundy and the Gulph of St. Lawrence.

On the motion for filling up the Blank with the sum of £370 5 3, the Committee divided as follows:

YEAS---Mr. M'Kay, Mr. Campbell, Mr. Stubs, Mr. Wetmore, Mr. Allen, Mr. R. Simonds, Mr. Vail, Mr. C. Simonds.

NAYS---Mr. Smith, Mr. Wilmot, Mr. Scoyil, Mr. Slason, Mr. Miles, Mr. Dow, Mr. Fraser.

It therefore passed in the affirmative.

To His Excellency the Lieutenant-Governor, a sum not exceeding £150, to enable His Excellency to take the requisite steps for making the proposed survey and exploration necessary towards opening a Canal between the Bay of Fundy and the Gulph of St. Lawrence, by persons competent for such service.

To His Excellency the Lieutenant-Governor, the sum of £50, for services performed by Richard Price, Esq. in discharge of his public duty: And the further sum of £134 8 0, for services performed by 21 Constables of the Parish of Ludlow, and £3 15 0, to the Crier attending an extra Court, held in Northumberland, for the trial of persons charged with having been guilty of riots, in that County.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

MONDAY, 17th MARCH, 1823.

PRAYERS.

On motion of Mr. *Stubs*---Ordered that the motion for the recommitment of the bill "to alter and amend an Act intituled "An Act to provide for the support of a Light House to be built on Partridge Island," be withdrawn.

On motion, Resolved that a Committee be appointed to search the Journals of the Honourable the Legislative Council, to ascertain what resolution has

been passed on a bill intituled "A bill to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in the Province, and to make more effectual provision for the same."

Ordered that Mr. *Stubs* and Mr. *J. Wilmot*, be a Committee to carry the resolution into effect.

Mr. *Stubs*, by leave, presented a Petition from James Ewing, of the City of Saint John, Merchant, praying that the drawback on six puncheons of rum shipped by him to the United-States, in the year 1819, may be granted to him.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Read as engrossed, a bill "to alter and amend an Act intituled "An Act to establish Grammar Schools in the several Counties in this Province."

Resolved that the bill do pass.---And ordered that Mr. *Watmore* and Mr. *Scovil*, carry the same to the Council and desire their concurrence thereto.

Mr. *Campbell*, Chairman from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, with the Address of the House, in pursuance of the resolution of the 15th instant, praying that His Excellency would be pleased to furnish the House with a copy of His Excellency's Commission---Reported that they had attended to that duty, and that His Excellency was pleased to make the following answer thereto:

"The Commission to the Governor-General, under which the Lieutenant-Governor acts, being a public document, lodged in the Secretary's office, the House are at liberty to inspect it, and take such extracts as they may think proper."

Ordered that the report be accepted.---And further ordered, that Mr. *Campbell*, Mr. *M'Kay*, and Mr. *Miles*, the Committee appointed to wait upon His Excellency with the Address, be likewise a Committee to inspect the said Commission of the Governor-General under which the Lieutenant-Governor acts, and to make the necessary extracts therefrom, for the information of the House.

Read a third time as engrossed, a bill "to amend an Act intituled "An Act subjecting real estates in the Province of New-Brunswick, to the payment of debts, and directing the Sheriff in his proceedings thereon."

Resolved that the bill do pass.---And ordered that Mr. *R. Simonds* and Mr. *C. Simonds*, carry the same to the Council, and desire their concurrence thereto.

Mr. *R. Simonds*, pursuant to leave, brought in a bill, "to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College upon the granting of a new Charter."

Which was read a first time.

The Clerk of the Crown in Chancery, having attended with the Writ of Election and Return, pursuant to the order of Friday the 14th instant, and it appearing thereby that *William Wilmot*, Esquire, was duly elected a Member to serve in General Assembly, for the County of Sunbury, in the room of *Amos Perley*, Esquire, deceased.

On motion of Mr. *Simonds*---

Whereas by an Act of the General Assembly of this Province, made and passed in the 58th year of His late Majesty's Reign---It is provided, "that no person shall be capable of being elected a Member to serve in General Assembly, or of sitting or voting therein, who shall be a Minister of the Church
" of

“ of England, or of the Church of Scotland, or a Minister, Priest, Ecclesiastic, or Teacher under any other form or profession of Religious Faith or Worship whatever :” And, whereas, the said *William Wilmot*, Esquire, a Gentleman, returned for the County of Sunbury, is disqualified by the said Act to sit and vote in General Assembly---

“ Resolved therefore, that the said *William Wilmot*, be not allowed to take a seat in this House.”

Upon the question being put thereon, the House divided, as follows :

YEAS---Mr. Vail, Mr. Simonds, Mr. Smith, Mr. Clarke, Mr. Johnston, Mr. H. Peters, Mr. Scovil, Mr. Wetmore. Mr. Miles, Mr. Stubs, Mr. Campbell, Mr. Fraser.

NAYS---Mr. R. Simonds, Mr. Allen, Mr. M. Wilmot, Mr. Slason, Mr. Ritchie, Mr. J. Wilmot, Mr. Dow, Mr. M'Kay.

It therefore passed in the affirmative.

Read a third time as engrossed, a bill “ to repeal an Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same.”

Resolved that the bill do pass.---And ordered that Mr. *Fraser* and Mr. *Stubs*, carry the same to the Council, and desire their concurrence thereto.

Read a third time as engrossed, a bill “ to alter the division line between the Parishes of New-Castle and Northesk, in the County of Northumberland.”

Resolved that the bill do pass.---And ordered that Mr. *R. Simonds* and Mr. *Smith*, carry the same to the Council, and desire their concurrence thereto.

Read as engrossed, the Resolutions of Appropriation, made and passed the 5th instant.

Upon the question being put for sending up the same to the Council, for their concurrence, the House divided, as follows :

YEAS---Mr. Fraser, Mr. Dow, Mr. Miles, Mr. J. Wilmot, Mr. Ritchie, Mr. Slason, Mr. Wetmore, Mr. M. Wilmot, Mr. H. Peters, Mr. Johnston, Mr. Allen, Mr. Smith, Mr. Vail.

NAYS---Mr. M'Kay, Mr. Campbell, Mr. Stubs, Mr. Scovil, Mr. Clarke, Mr. Simonds, Mr. R. Simonds.

It therefore passed in the affirmative.

Thereupon ordered, that Mr. *Johnston* and Mr. *Fraser*, do carry the said resolutions to the Council, and desire their concurrence thereto.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the business to them referred, and that in the Committee a number of resolutions were made, which he read, and being delivered in at the Clerk's table, were again read, and agreed to by the House---and are as follow :

Resolved, that there be granted to His Excellency the Lieutenant-Governor or Commander in Chief, the sum of £ as a remuneration to the Staff Officer who inspected the Militia of the Province, and superintended the details of the same, for the year 1822.

On the motion that the blank be filled up with the sum of £100, the Committee divided---YEAS 4---NAYS 16.

It therefore passed in the negative.

And on further motion, for filling up the said blank with the sum of £150, it passed in the affirmative.

To His Excellency the Lieutenant Governor or Commander in Chief, the sum of £150, as a provision for a Staff Officer, to inspect the Militia of the Province, and to superintend the details of the same, for the year 1823.

To the Adjutant General of the Militia Forces, the sum of £50, for the duties of his office, for the year 1823.

To His Excellency the Lieutenant-Governor, a sum not exceeding £120, to pay the Serjeant-Majors of Militia of this Province, for the time being, who are actually employed: Provided, that each Serjeant Major who shall appear, by a certificate from his Commanding Officer, to have faithfully performed his duty, shall receive £7 10, and no more, in each year.

To the Hon. Anthony Lockwood, Surveyor General of the Province, the sum of £25, to defray the rent of an office, for the year 1822.

That in the Committee it was moved and seconded---Resolved that there be granted to the Adjutant of the Second Battalion Charlotte County Militia, the sum of £5, to remunerate him for expenses incurred in hiring a boat during his attendance on Militia duty, in the year 1822.

And upon the question being put for adopting the said resolution, the Committee divided---YEAS 9---NAYS 10.

It therefore passed in the negative.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

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

TUESDAY, 18th MARCH, 1823.

PRAYERS.

Mr. *Stubs*, from the Committee appointed to search the Journals of the Legislative Council, pursuant to a resolution of yesterday, to ascertain what resolution was entered upon the same, relative to a bill sent up for concurrence on the 6th instant, intitled "A bill to repeal the Acts for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province, and to make more effectual provision for the same,"---Reported that they had performed that duty, and that they found the following entry thereon.

And that the same was carried without a division.

"Resolved, that the further consideration of the bill be postponed for three months."

Ordered that the report be accepted.

On motion of Mr. *Allen*, Resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that His Excellency will be pleased to inform this House, if any, and what answer has been received from His Majesty's Ministers, to the Address of this House, to His Majesty, of the 22d day of March last, on the subject of the duty of one shilling per ton on Pine Timber cut on the Crown Lands, transmitted by His Excellency, to be laid at the foot of the Throne.

Ordered that Mr. *Allen*, Mr. *C. Simonds*, and Mr. *Smith*, be a Committee to present the said Address to His Excellency.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *Johnston* took the Chair of the Committee.

Mr.

Mr. *Speaker* resumed the Chair.

Mr. *Johnston*, from the Committee, reported that they had gone into consideration of the business to them referred, and that in the Committee a number of resolutions were made, which he read, and being delivered in at the Clerk's table, were again read, and are as follow :

Resolved that the Petition of Richard Hichings, praying for Legislative aid to assist him in forming a settlement on Great Seal Island, be not complied with.

That there be granted to Edward H. Cutler, the sum of £17 16 8, being the difference between the long and short duty on 19 puncheons of rum imported by him at Miramichi in 1820.

To Edward Foster, the sum of 137 10, being the duty on 25 puncheons of rum imported into this Province in 1821, and exported to the United States.

To Alexander Thompson, the sum of £44 15 10, for drawback on 9 puncheons of rum exported to the United States in 1820.

To Cadwallader Curry, the sum of £59 2, being the amount of non-resident duty on sundry cargoes exported by him to the United States, in 1819.

Resolved that the Petition from Cadwallader Curry, praying for a return of duty on cattle imported from the United States in 1819, and exported to the West Indies, be not complied with :

And likewise that the Petition from John M. Johnston, praying for a return of non-resident tax paid by him, be not complied with.

That there be granted to Peter V. Flaglor, the sum of £25, to enable him to continue his establishment on the Miramichi Portage, for the accommodation of travellers.

On the question being put for adopting the resolution, the Committee divided, as follows :

YEAS 9---NAYS 7. It therefore passed in the affirmative.

To the Governor and Trustees of the Madras School in New-Brunswick, the sum of £500, towards the support of that Institution throughout the Province.

To the Mayor, Aldermen, and Commonalty, of the City of Saint John, for the purpose of assisting in securing the Bar at the mouth of the Harbour of Saint John, the sum of £250, to be paid when ever His Excellency the Lieutenant-Governor or Commander in Chief shall be furnished with satisfactory certificates that a like sum of £250 has been raised and paid, or secured to be paid, and to be used and applied towards securing the said Bar.

On the question being put for adopting the resolution, the Committee divided, as follows :

YEAS 10---NAYS 9. It therefore passed in the affirmative.

Resolved that the Petition from the Mayor, Aldermen, and Comonalty, of the City of Saint John, praying for further Legislative aid to enable them to extend the Breakwater at the mouth of the Harbour, be not complied with :

And likewise that the Petition from Nehemiah Merritt, Esquire, praying for a return of duties paid by him on West India produce imported into Moose Island, while in possession of His Majesty's Forces, be not complied with:

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *Stubs*, Chairman from the Committee appointed to examine the accounts for the support of transient Poor and indigent Emigrants, made the following report---viz.

A, is the account of the Overseers of the Poor at Saint John, for expenses incurred in that Parish,	£ 401 6 4½
The charges appear reasonable, and the account is correctly stated.	
B, is the account of the Overseers of the Poor at Fredericton, for expences incurred in that Parish,	341 14 11
This account is accompanied with the necessary vouchers and affidavits.	
C, is the account of the Overseers of the Poor at Portland, for expenses incurred in that Parish,	191 14 6
This is not accompanied with either affidavits or vouchers.	
D, is the account of the Overseers of the Poor at Saint Stephen's, for expenses incurred in that Parish,	114 1 11
This account is accompanied with affidavits and vouchers. The charges appear to be unusually high and extravagant.	
E, is the account of the Overseers of the Poor at Saint Andrews, for expenses incurred in that Parish,	68 8 11
This account is accompanied with the necessary vouchers and affidavit, and is correct and reasonable, with the exception of 40s. charged for two coffins and burial of two Strangers.	
F, is the account of the Overseers of the Poor at Saint David, for expenses incurred in that Parish,	65 7 0
This account is accompanied with an affidavit, but no voucher.	
G, is the account of the Overseers of the Poor at Kingston, for expences incurred in that Parish,	14 1 9½
This account is neither accompanied with affidavits or vouchers.	
H, is the account of the Overseers of the Poor at Pennfield, for expenses incurred in that Parish,	6 2 0
This account is accompanied with the necessary vouchers and affidavit.	

Aggregate amount, £1202 17 5

All which is respectfully submitted to this Honourable House.

PETER STUBS,
ELIJAH MILES,
JOHN M. WILMOT,
D. B. WETMORE,
JOHN ALLEN,
RICH. SIMONDS,
RUFUS SMITH.

Ordered that the report be accepted and lie on the table.

The Committee appointed, in pursuance of an order of yesterday, to examine the Governor-General's Commission filed in the Secretary's office, and to make extracts therefrom---reported that they had attended to that duty, and that they had made the following extracts :

“ Extract from the Royal Commission to His Excellency the Lieutenant-General Sir John Coape Sherbrooke, G. C. B. Governor-General of His Majesty's Colonies in North America.”

“ And we do hereby give and grant unto You, the said Sir John Coape
“ Sher-

“Sherbrooke, full power and authority, with the advice and consent of our
 “said Council, to be appointed as aforesaid, so soon as the situation and circum-
 “stances of our Province under your Government will admit thereof, and when
 “and as often as need shall require, to summon and call General Assemblies of
 “the Freeholders and Settlers in the Province under your Government, in such
 “manner and according to such further powers, instructions, and authorities,
 “as shall at any time hereafter be granted or appointed you under our Signet
 “and Sign Manual, or by our order in our Privy Council: And our will and
 “pleasure is, that the persons thereupon duly elected by the major part of the
 “Freeholders of the respective Counties and Places, and so returned, shall before
 “their sitting take the Oaths mentioned in the first recited Act of Parliament
 “altered as above, and also make and subscribe the aforementioned declaration,
 “which oaths and declaration you shall commissionate fit persons, under our
 “Seal of New-Brunswick, to tender and administer unto them, and until the
 “same shall be so taken and subscribed, no person shall be capable of sitting,
 “though elected: And we do hereby declare, that the persons so elected and
 “qualified, shall be called and deemed the General Assembly of that our Pro-
 “vince of New-Brunswick, and that you the said Sir John Coape Sherbrooke,
 “with the advice and consent of our said Council and Assembly, or the major
 “part of them respectively, shall have full power and authority to make, con-
 “stitute, and ordain Laws, Statutes, and Ordinances, for the public peace,
 “welfare, and good government of our said Province, and of the People and
 “Inhabitants thereof, and such others as shall resort thereto, and for the benefit
 “of Us, our Heirs, and Successors; which said Laws, Statutes, and Ordinances,
 “are not to be repugnant, but as near as may be agreeable to the Laws and Sta-
 “tutes of this our United Kingdom of Great Britain and Ireland. Provided that
 “all such Laws, Statutes, and Ordinances, of what nature or duration soever,
 “be, within three months, or sooner, after the making thereof, transmitted to
 “us, under our Seal of New-Brunswick, for our approbation or disallowance
 “of the same; as also duplicates thereof by the next conveyance. And in case
 “any or all of the said Laws, Statutes, and Ordinances, not before confirmed by
 “Us, shall at any time be disallowed and not approved, and so signified by Us,
 “our Heirs, and Successors, under our or their Sign Manual and Signet, or by
 “order of our or their Privy Council, unto you the said Sir John Coape Sher-
 “brooke, or to the Commander in Chief of our said Province for the time being;
 “then such and so many of the said Laws, Statutes, and Ordinances, as shall be
 “so disallowed and not approved, shall from henceforth cease and determine
 “and become utterly void and of none effect, any thing to the contrary thereof
 “notwithstanding.

“And to the end that nothing may be passed or done by our said Council or
 “Assembly, to the prejudice of Us, our Heirs, and Successors: We Will and Or-
 “dain, that you the said Sir John Coape Sherbrooke, shall have and enjoy a neg-
 “ative voice in making and passing all Laws, Statutes, and Ordinances, as afore-
 “said, and you shall and may likewise, from time to time as you shall judge it
 “necessary, adjourn, prorogue, and dissolve, all General Assemblies as aforesaid.”

Commission dated 10th April, 1816.

All which is respectfully submitted to this Honourable House.

JOHN CAMPBELL,
 HUGH M'KAY,
 ELIJAH MILES.

Ordered that the report be accepted.

Read a second time, a bill “to enable the Governor and Trustees of the Col-
 lege of New-Brunswick, to make a conditional surrender of their Charter, and
 for

for the further endowment of the College, upon the granting of a new Charter."

Ordered that the said bill be committed to-morrow.

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

WEDNESDAY, 19th MARCH, 1823.

PRAYERS.

Mr. *Stubs*, by leave, presented a Petition from the Minister, Church-Wardens, and Vestry, of the Parish of Saint George, in the County of Charlotte, praying for pecuniary Legislative aid to enable them to discharge a debt contracted in building a Church in the said Parish, and further to assist them in erecting a Parsonage House therein.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

On motion of Mr. *Miles*,---Ordered that the *Speaker* do issue his Warrant to the Clerk of the Crown in Chancery, to make out a new Writ for the Election of a Member to serve in General Assembly, for the County of Sunbury, in the room of *Amos Pevley*, Esquire, deceased.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the bill, "to protect the Lumbering interest upon the river Saint Croix and its branches within this Province."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

A Message from His Excellency the Lieutenant-Governor.

Mr. *Speaker* resumed the Chair.

Mr. Secretary *Odell* delivered the Message, as follows :

"NEW-BRUNSWICK.

"MESSAGE TO THE HOUSE OF ASSEMBLY,

"15th MARCH, 1823.

"G. S. SMYTH.

"The Lieutenant-Governor directs to be laid before the House, and recommends to their consideration, a report of the Attorney General, on the subject of revising and reprinting the Laws of the Province.

"G. S. S"

And then Mr. Secretary *Odell* withdrew.

Mr. *Simonds* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, under the title of "A bill to protect the Lumbering interest throughout the Province," which several amendments he read, and being delivered in at the Clerk's table, were again read, and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

The House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee---Mr. *Johnston*, the former Chairman, having obtained leave of absence.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. *Black* delivered the Message, as follows :

"Mr.

“ Mr. *Speaker*,---The Council have agreed to the bill, ‘to amend an Act subjecting real estates in the Province of New-Brunswick, to the payment of debts, and directing the Sheriff in his proceedings thereon,’ with an amendment, to which they desire the concurrence of this Honourable House.”

And then Mr. *Black* withdrew.

Mr. *Peters* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the business to them referred, and that in the Committee a number of resolutions were made, which he read, and being delivered in at the Clerk’s table, were again read, and are as follow :

Resolved, that the Petition of Joseph Green, praying that the sum of £6 14 5, may be granted to him, being the amount of duties paid on 15 puncheons of molasses, be not complied with.

That the Petitions of Robert Ludgate, and the Inhabitants of the Parish of Lancaster, praying for pecuniary Legislative aid to assist the said Robert Ludgate in keeping an establishment for the accommodation of Travellers on the road between St. John and St. Andrews, be not complied with.

That the Petition of Richard Slack, praying for the like aid to enable him to keep an establishment on the road between St. John and Loch Lomond, be not complied with.

That the Petition of the Inhabitants of Miramichi, praying for Legislative aid to enable them to build a Marine Hospital, be not complied with.

That the Petition of John M’Kenney, praying for the drawback on rum exported to the United States in 1822, be not complied with.

That there be granted to Rachel Martin, a Licenced Instructress, the sum of £30, for Teaching a School in the Parishes of Norton and Hampton, in King’s County, in the years 1820 and 1821.

That the Petition of the Trustees of Schools in the Parish of West Isles, praying that the Provincial allowance may be granted to them, be not complied with.

That there be granted to Matthew Brannen, the sum of £150, as a remuneration to him for extra services performed as Clerk in the Secretary’s office.

To Zebedee Linikin, the sum of £150, to reimburse him for the expenses incurred in defending a suit brought against him by William Vance, for his conduct as a Captain of Militia, for enforcing the Militia Law against the said William Vance, for delinquency.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Mr. *R. Simonds* moved for leave to bring in a bill, “to enable the Magistrates of the County of Northumberland, to erect a suitable building for the care, cure, and maintenance of sick and disabled Seamen.”

Leave granted.

The order of the day being read for the commitment of the bill “to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College upon the granting of a new Charter,”---

Thereupon ordered that the same be now discharged, and the House do go into Committee of the said bill to-morrow.

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

THURSDAY, 20th MARCH, 1823.

PRAYERS.

Read a second time, a bill "further to continue the Acts for more effectually repairing the Streets and Bridges in the City and County of Saint John."

Thereupon ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee it was moved and seconded:

"Resolved that the further consideration of the bill be postponed for three months."

And upon the question being put thereon, the Committee divided---YEAS 6---NAYS 11. It therefore passed in the negative.

That upon the motion for filling up the blank in the third Section of the said bill, that reduces the sum required to be paid by any person or persons neglecting or refusing to perform his or their Statute Labour agreeably to the Acts of the General Assembly now in force, with the sum of 2s. 6d.---the Committee divided---YEAS 6---NAYS 11. It likewise passed in the negative.

And upon further motion for filling up the said blank with the sum of 2s. 8d. It passed in the affirmative.

And that the following amendment was moved and seconded as a IV. Section to the bill:

"And be it further enacted, That so much of the said recited Act (and to which this Act is an amendment) as relates to the County of Saint John, be, and the same is hereby repealed."

And upon the question being put for adopting the same, the Committee again divided---YAYS 10---NAYS 7. It likewise passed in the affirmative.

And that upon a further resolution being moved and seconded, that the consideration of the said bill be postponed for six months, the Committee again divided---YEAS 14---NAYS 4. It therefore passed in the affirmative.

Ordered that the report be accepted.

Mr. *Campbell*, by leave, presented a Petition from Thomas Donahoe, praying for pecuniary Legislative aid to remunerate him for expenses incurred in assisting poor Travellers on the road between Saint John and Saint Andrews, and further to enable him to continue the establishment on the said road.

Which he read in his place.

Ordered that the same be received and referred to the Committee of Supply.

Mr. *M. Wilmot* moved for leave to bring in a bill, "to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province."

Leave granted.

Read a second time, a bill "to amend an Act intituled "An Act for the better extinguishing fires which may happen in the Towns of Fredericton and Saint Andrews."

Ordered that the said bill be committed to-morrow.

Mr. *M. Wilmot*, pursuant to leave, brought in a bill, "to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province."

Which was read a first and second time, and ordered to be committed to-morrow.

Read

Read a second time, a bill "to alter and amend an Act for appointing Firewards in the Towns of Fredericton and St. Andrews, and ascertaining their power and duty, and more effectually to prevent fires in the said Towns."

Ordered that the said bill be likewise committed to-morrow.

Read a second time, a bill "to regulate the construction of Booms and Dams upon the River Saint Croix within this Province, and the driving of Logs, Timber, and other Lumber, down the said river."

Read a second time, a bill "for altering the Term of holding the General Session of the Peace and Inferior Court of Common Pleas in the County of Westmorland."

Mr. Allen, from the Committee appointed to present the Address to His Excellency, (in pursuance of a resolution of the 18th instant) praying that His Excellency would be pleased to inform the House, if any, and what answer had been received to the Address of the House to His Majesty of the 22d day of March last, relating to the duty on Pine Timber.---Reported "that they had attended to that duty, and that His Excellency was pleased to put into their hands a copy of a Letter from Earl Bathurst, upon the subject, dated the 6th July, 1822;"---which is as follows:

"Colonial Office, Downing-Street,

6th July, 1822.

"SIR,---I have received and laid before The KING, your Dispatch of the 16th May, transmitting a Memorial to His Majesty by the House of Assembly of the Province of New-Brunswick, respecting the regulations established for preventing abuses in cutting Pine Timber on the Crown Lands, and enclosing also a report of the Council, upon the same subject.

"I shall recommend these Documents to the immediate consideration of the Lords Commissioners of the Treasury, to whose department it more particularly belongs, to regulate the details of this subject. In the mean time I have to acquaint you, that I concur generally in the opinions stated in the report of the Council.

"I am, Sir, Sir,

Your most obedient humble Servant,

(Signed) "BATHURST."

"Major-General SMYTH."

Ordered that the report be accepted.

The order of the day being read, the House according thereto resolved itself into a Committee of the whole House, in consideration of the bill "to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College, upon the granting of a new Charter."

Mr. Speaker left the Chair.

Mr. Allen took the Chair of the Committee.

A Message from the Council.

Mr. Speaker resumed the Chair.

Mr. Justice Bliss delivered the Message, as follows:

"Mr. Speaker,---The Council have agreed to the resolutions of appropriation dated 5th March, sent up for concurrence."

And then Mr. Justice Bliss withdrew.

Mr. Allen resumed the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Allen, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered

Ordered that the report be accepted and the bill engrossed.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill "to regulate the construction of Booms and Dams upon the river Saint Croix, within this Province, and the driving of Logs, Timber, and other Lumber, down the said river."

Mr. *Speaker* left the Chair.

Mr. *Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds*, from the Committee, reported that they had gone into consideration of the bill to them referred, and that in the Committee it was, on motion,

"Resolved, that the further consideration of the said bill be postponed for three months."

Ordered that the report be accepted.

Mr. *Smith*, from the standing Committee appointed to examine, liquidate, and report on public and private accounts, made a further report--viz.

S. In a former report of the 11th March, it is stated that only one voucher was produced for £11 0 8, for securing the Secretary's office, since which time the remaining vouchers for £33 4 6, have been produced, which accounts for the whole sum of £44 5 2.

T, is the account of Peter Duffus and Richard Bartlett, Commissioners for expending £40 on the Black River road. The necessary affidavit and vouchers accompany this account. There is no credit for any money received from the Province Treasury.

V, is the account, with affidavit and vouchers, of Peter Duffus and George Matthew, Jun. Commissioners for the expenditure of £50, on the road from Little River to Black River. They give credit for £50 received from the Province Treasury.

Ordered that the same be received and lie on the table.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of the reports from the standing Committee of public and private accounts.

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *R. Simonds*, from the Committee, reported that they had gone into consideration of the business to them referred, and made the following report:

N, is Wm. F. Odell's account, for 313 Warrants drawn on the Province Treasury, at 5s. each---£78 5. This account is satisfactory.

O, is Thomas Jones' account, which is not satisfactory for want of the requisite affidavit, there are vouchers for the expenditure of £32.

Resolved that he do furnish an account, vouchers, and affidavit at the next Session of the General Assembly, for the expenditure of the balance of £18 still remaining in his hands, and an affidavit as to the correctness of his account first above mentioned.

P, is the account of Thomas Wyer, Jun. accompanied with affidavit and vouchers, for the expenditure of £117 9 10, on the great road from Saint John to Saint Andrews. There remains a balance in his hands of £32 10 2.

This account is accompanied by a report---both are satisfactory.

Q, is the account for securing the Secretary's office, which is now satisfactory, all the requisite vouchers having been furnished.

R, is the report of Wm. Drummond, stating the expenditure of £104 1 7, on the Shepody road. Receipts are produced for £103 19 10, but the report is not satisfactory for want of the requisite affidavit.

S, is

S, is the account of the Commissioners of the Revenue Cutter, up to 31st December, 1822, accompanied with vouchers for the amount of monies expended by them. This account, and the report which accompanies it, are satisfactory.

Resolved, that the balance of £929 12 9 due to them, be paid.

T, is the account of Peter Duffus and Richard Bartlett, accompanied with affidavit and vouchers, for the expenditure of £40 on the Black River road. This account is satisfactory.

V, is the account of Peter Duffus and Geo. Matthew, Jun. for the expenditure of £50 on the road from Little River to Black River. This account, being accompanied with the requisite vouchers and affidavit, is satisfactory. And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

Read a third time as engrossed, a bill "for the establishment of Schools in this Province."

Resolved that the bill do pass.---And ordered that Mr. *Smith* and Mr. *Vail*, carry the same to the Council, and desire their concurrence thereto.

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

FRIDAY, 21st MARCH, 1823.

PRAYERS.

On motion of Mr. *Allen*,---" That it be resolved that the Sergeant at Arms "be forthwith ordered to proceed to St. John, with an order from this House, "requiring *Hugh Johnston*, Esquire, to return to his duty as a Member of this "House."

Upon the question being put for adopting the said resolution, the House divided, as follows:

YEAS---Mr. *Allen*, Mr. *H. Peters*, Mr. *M. Wilmot*, Mr. *Slason*, Mr. *Ritchie*, Mr. *J. Wilmot*, Mr. *Dow*, Mr. *Fraser*.

NAYS---Mr. *M'Kay*, Mr. *Campbell*, Mr. *Stubs*, Mr. *Miles*, Mr. *Wetmore*, Mr. *Scovil*, Mr. *Clarke*, Mr. *Smith*, Mr. *Simonds*, Mr. *R. Simonds*, Mr. *Vail*. It therefore passed in the negative.

On motion, ordered that the bill "in amendment of an Act to encourage the Inhabitants of this Province, who are engaged in prosecuting the Cod and Scale Fisheries, by granting bounties on the same," be recommitted.

The House according thereto resolved itself into a Committee of the whole House, upon the recommitment of the same.

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, which he read, and being delivered in at the Clerk's table, were again read, and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration

deration of the business to them referred, and that in the Committee a number of resolutions were made, which he read, and being delivered in at the Clerk's table, were again read, and are as follow :

Resolved, that the Petition of John Patterson, praying for the drawback for duties on rum, sugar, and molasses, exported to the United States, in 1818 and 1819, be not complied with.

That the Petition of Cadwallader Curry, praying for the drawback for duties on 90 hhd. molasses exported to the United States, in 1819, be not complied with.

That the Petition of sundry Inhabitants of the Parishes of St. Andrews and St. Stephens, praying for aid to assist them in the establishment of a Courier between those places, be not complied with.

That the Petition of Christopher Parker, praying for aid to support a School and building a School-House in the Parish of Nelson, in the County of Northumberland, be not complied with.

That there be granted to Moses Vernon, the sum of £158 14, for a balance due to him as late Supervisor of the road from St. John to St. Andrews.

That the Petition of James M'Lean, praying that interest paid by him on a bond to the Province Treasurer, amounting to £20, be not complied with.

That there be granted to Richard Lawrence, the sum of £47, for repairing and cleaning 235 stand of arms, for the use of the St. John County Militia, in the year 1812.

To John Paterson, the sum of £134 15, being drawbacks on rum, wine, and sugar, exported to the United States, in 1821, according to his Petition : It having been satisfactorily proved that these articles were actually exported and landed in the United States, and that such sum be endorsed or received as payment of his bond now in the hands of the Attorney General, for collection.

To Charles Stewart, at the Great Falls, the sum of £20, for aid afforded to distressed Emigrants on their way to and from Canada.

To Elizabeth Tilton, the sum of £20, to relieve her from her distressed situation, having been reduced to extreme want in consequence of the death of her Husband, who was killed while apprehending Deserters from His Majesty's Service.

That the Petition from the Chamber of Commerce of the City of St. John, praying that the sum of £23 may be granted, to reimburse them for erecting a Signal Staff on Fort Howe, be not complied with.

That there be granted to James Ewing, the sum of £7 18 6, for drawback of 3d. per gallon on 634 gallons rum, exported to the United States, in 1819.

To Benjamin Wilson, late Supervisor of the Eastern District, the sum of £286 9, to remunerate him for money expended on the great roads of communication.

That the Petition from the Minister, Churchwardens, and Vestry, of the Parish of Saint George, in the County of Charlotte, praying for aid to assist them in building a Church and erecting a Parsonage-House in the said Parish, be not complied with.

That there be granted to Thomas Donahoe, the sum of £25, to aid him in the support of an establishment for the accommodation of Travellers, on the road leading from St. John to St. Andrews.

To the Widow of the late George L. Wetmore, Esquire, the late Clerk of this House, the sum of £200.

To the Overseers of the Poor of the Parish of St. Andrews, the sum of £66 8 11, being for money advanced by them for the support of transient Poor and indigent Emigrants, in that Parish, in 1822.

To the Overseers of the Poor of the Parish of Pennfield, the sum of £6 2, being for money advanced by them for the support of transient Poor and indigent Emigrants, in that Parish.

To the Overseers of the Poor of the Parish of Saint John, the sum of £401 6 4, to reimburse them for expenses actually incurred in support of transient Poor, and indigent Emigrants, in that Parish.

To the Overseers of the Poor of the Parish of Portland, the sum of £191 4 6, for expences actually incurred in support of transient Poor, Black Refugees, and distressed Emigrants, in that Parish.

To the Overseers of the Poor of the Parish of Fredericton, the sum of £341 14 11; being for expenses actually incurred by them in support of transient Poor, distressed Emigrants, Soldiers and Sailors, for the year 1822.

To His Excellency the Lieutenant-Governor, the sum of £100, for the purpose of enabling the Treasurer to pay Alexander Thompson, a Tide-Surveyor at West Isles, for his services as such from the 18th May last, to this period.

To His Excellency the Lieutenant-Governor, the sum of £75, for the purpose of enabling the Treasurer to pay Peter Smith, a Tide-Surveyor at Saint Andrews, for his services as such from the 18th of May, 1822, to the 18th of May, 1823.

To the Sheriff of the County of Sunbury, for returning *William Wilmot*, Esq. a Member for that County, to serve in General Assembly, the sum of £20.

To the Sheriff of the County of Westmorland, for returning *Malcolm Wilmot*, Esquire, a Member for that County to serve in General Assembly, the sum of £20.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, a sum not exceeding £35, to defray the expenses of Ferriages of Couriers from Fredericton to Halifax and St. John, in the year 1822, and to make up the deficiencies of the grants for the preceding year. And further resolved, that it is the opinion of this Committee that no further sum be granted for the Ferriage of Couriers throughout the Province after the present period.

And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

The several orders of the day being read for the commitment of the following bills---viz.

A bill "to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province"

A bill "to alter and amend an Act for appointing Firewards in the Towns of Fredericton and St. Andrews, and ascertaining their power and duty, and more effectually to prevent Fires in the said Towns": And also

A bill "to amend an Act intituled 'An Act for the better extinguishing Fires which may happen in the Towns of Fredericton and Saint Andrews,' be now discharged.

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

SATURDAY, 22d MARCH, 1823.

PRAYERS.

Read a second time, a bill "for the regulation of Booms for securing Masts, Logs, and Lumber, in certain parts of the County of Northumberland."

Thereupon ordered that the said bill be now committed.

Mr.

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

On motion of Mr. *Ritchie*, Resolved " that a Committee be appointed to search the Journals of the Honourable the Legislative Council, respecting a bill ' to repeal an Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same,' sent up to the Council on the 17th instant, for concurrence."

Ordered that Mr. *Ritchie* and Mr. *Allen*, be a Committee for that purpose.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill, " to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province."

Mr. *Speaker* left the Chair.

Mr. *Smith* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Smith*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

Mr. *H. Peters* moved for leave to bring in a bill, " to appropriate a part of the Public Revenue for the services therein mentioned."

Leave granted.

A Message from the Council.

Mr. Justice *Jarvis* delivered the Message, as follows :

" Mr. *Speaker*,---The Council have concurred in passing a bill; ' for the establishment of Schools in this Province,' with amendments---To which they desire the concurrence of this Honourable House."

And then Mr. Justice *Jarvis* withdrew.

Mr. *Simonds* moved for leave to bring in a bill, " to appropriate a part of the Public Money, to provide for the ordinary services of the Province."

Leave granted.

Mr. *Ritchie*, from the Committee appointed to search the Journals of the Honourable the Legislative Council, in pursuance of a resolution of this day, to ascertain what entry was made thereon relating to the bill, " to repeal the Act providing for the support of sick and disabled Seamen,"---Reported " that they had attended to that duty, and found the following entry :

" Friday, 21st March, 1823.

" Read a third time, the bill ' to repeal an Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to the Province, and to provide buildings for the accommodation of the same.'

" On the question whether the bill do pass,---Resolved in the negative."

Ordered that the report be accepted.

On motion of Mr. *Stubs*,---Ordered that it be a standing regulation of this House that no monies shall be appropriated for sick and transient Poor and indigent Emigrants, in any Parish of this Province, unless it shall appear by a certificate of the Clerk of the Sessions of the Peace for the County in which such Parish is situated, that a return of the account of expenditure of the Overseers of the Poor of such Parish, has been made and allowed, agreeably to the provisions

provisions of an Act "to regulate and provide for the support of the Poor in this Province."

Mr. *Allen* moved for leave to bring in a bill, "to provide for the calling in the Arms issued to the Militia of this Province."

Leave granted.

Ordered that Mr. *Smith*, a Member from the County of Westmorland, and Mr. *Vail*, from King's County, have leave of absence.

On motion, the House resolved itself into a Committee of the whole House in consideration of the bill "to impose a duty on certain articles imported from any Foreign State in North or South America."

Mr. *Speaker* left the Chair.

Mr. *M'Kay* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *M'Kay*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, which he read, and being delivered in at the Clerk's table, were again read, and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Mr. *Wetmore* moved for leave to bring in a bill, "to alter the Act for the establishment of Grammar Schools in several Counties in this Province."

Leave granted.

Mr. *Wetmore*, pursuant to leave, brought in a bill "to alter the Act for the establishment of Grammar Schools in several Counties in this Province."

Which was read a first and second time.

The House proceeded to take into consideration the amendments made by the Council to the bill, "to amend an Act, intituled, an Act subjecting real Estates in the Province of New-Brunswick, to the payment of debts, and directing the Sheriff in his proceedings thereon," sent down for concurrence the 19th instant, and which is as follows :---

Dele the second Section of the Bill, and insert "II. *And be it further enacted*, "that one of the places in which such advertisement is required to be made by the third Section of the said herein before recited Act, shall be the Court-House of the County in which the Premises so to be advertised shall be situated, and that such sale shall be made at the said Court-House, or such other public place in the said County, as the Sheriff shall, in his discretion, think fit."

Resolved that the House do agree to the said amendment---And ordered that Mr. *R. Simonds* and Mr. *C. Simonds*, do return the said bill with the amendment to the Council, and inform them that the House have concurred therein.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill "to amend an Act intituled "An Act for the better extinguishing fires which may happen in the Towns of Fredericton and Saint Andrews."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds* from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

On motion of Mr. *Wetmore*, Resolved that the further consideration of the bill "to authorize and empower the Rector, Church-Wardens, and Vestry of Trinity Church, in the Parish of Kingston, in King's County, to make certain

conveyances of Lands now held by them in trust or exchange for other Lands, and for the purposes therein mentioned," be postponed until the next Session of the General Assembly: And ordered that the Clerk of the House do transmit a copy of the said bill to the Clerk of the Peace for the said County of King's to be read at the General Session to be held for that County.

Read a third time as engrossed, a bill "to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College upon the granting of a new Charter."

Resolved that the bill do pass.---And ordered that Mr. *Fraser* and Mr. *Campbell*, carry the same to the Council, and desire their concurrence thereto.

The House proceeded to take into consideration the amendments made by the Council to the bill, "for the establishment of Schools in this Province," sent down for concurrence this day---and are as follow:

Section III. at A, insert "for the exclusive use and purpose of Schools."

Section IV. dele this Section, and insert "And be it further enacted, That the certificate mentioned in the next preceding Section shall be in the form following, to wit:---At a Court of General Sessions of the Peace held at the Court-House in _____ in and for the County of _____ on the _____ day of _____ one thousand eight hundred and _____

Present

} Esquires, Justices.

The Court of General Sessions of the Peace in and for the County of _____ do hereby certify to His Excellency the Lieutenant-Governor (or the Commander in Chief for the time being) that in the Parish of _____ in the County of _____ the following Schools have been established, viz:

In district number one, a School House has been built, or provided, (as the case may be) for the exclusive use and purpose of a School; that a competent Person, duly Licenced, as by His Majesty's Royal Instructions is directed, has been employed as a Teacher in the same, from the _____ day of _____ to the _____ day of _____ then next following; and that the sum of _____ Pounds has been subscribed and paid by the Inhabitants of the said District, agreeably to the provisions of the Act of Assembly, "for the establishment of Schools in this Province," for the support of the said School during the said period.

In district number two, (here insert the same particulars that are required for number one, and so on for all the other Districts in the same Parish.)

The Court of General Sessions therefore humbly pray, that your Excellency will be pleased to direct that a Warrant issue for the sum of _____ in favour of the Trustees of Schools for the Parish of _____ also a Warrant for the sum of _____ in favour of the Trustees of Schools for the Parish of _____ (and so on for the Trustees of the several Parishes included in the Certificate) agreeably to the provision of the said Act.

A. B. Clerk.

The question being severally put for passing the said amendments, they were not concurred in by the House.

Mr. *Stubs* moved for leave to bring in a bill, "for the encouragement of Parish Schools in this Province."

Leave granted.

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

MONDAY,

MONDAY, 24th MARCH, 1823.

PRAYERS.

Mr. *Stubs*, pursuant to leave, brought in a bill "for the encouragement of Parish Schools in this Province."

Which was read a first and second time.

Read a third time as engrossed, a bill "to encourage the Commerce of this Province, by granting bounties on the exportation of certain articles."

Resolved that the bill do pass.---And ordered that Mr. *Miles* and Mr. *J. Wilmot*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill "to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province":

Resolved that the bill do pass.---And ordered that Mr. *Slason* and Mr. *Wetmore*, carry the same to the Council, and desire their concurrence thereto.

Read a third time as engrossed, a bill "to protect the Lumbering Interests throughout the Province."

Resolved that the bill do pass.---And ordered that Mr. *Clarke* and Mr. *M. Wilmot*, carry the same to the Council, and desire their concurrence thereto.

Read a third time as engrossed, a bill "in further amendment of the Laws for regulating the Fisheries in the County of Northumberland."

Resolved that the bill do pass.---And ordered that Mr. *R. Simonds* and Mr. *Clarke*, carry the same to the Council, and desire their concurrence thereto.

Read a third time as engrossed, a bill "to amend an Act intituled "An Act for the better extinguishing fires which may happen in the Towns of Frederickton and Saint Andrews."

Resolved that the bill do pass.---And ordered that Mr. *Slason* and Mr. *Wetmore*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed a bill "to impose a duty on certain articles imported from any Foreign State in North or South America."

Resolved that the bill do pass.---And ordered that Mr. *Stubs* and Mr. *M'Kay*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill "for the regulation of Booms for securing Masts, Logs, and Lumber, in certain parts of the County of Northumberland."

Mr. *R. Simonds*, moved the following amendment for the fifth section, and as a Rider to the said bill.

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

The same being read, and the question put thereon, it was agreed to by the House.

Resolved that the bill with the rider do pass.---And ordered that Mr. *R. Simonds* and Mr. *Clarke*, carry the same to the Council and desire their concurrence thereto.

Also read as engrossed, the resolutions of appropriation made and passed the 12th instant.

Ordered that Mr. *M'Kay* and Mr. *Dow*, do carry the same to the Council and desire their concurrence thereto.

Mr. *Simonds* pursuant to leave brought in a bill, "to appropriate a part of the Public Revenue, to provide for the ordinary services of the Province."

Which was read a first time.

On motion, the House resolved itself into a Committee of the whole House, in consideration of a bill "to alter the Act for the establishment of Grammar Schools

Schools in the several Counties of this Province."

Mr. *Speaker* left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Fraser*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

Mr. *Allen*, pursuant to leave, brought in a bill, "to provide for the calling in the Arms issued to the Militia of this Province."

Which was read a first and second time, and ordered to be committed tomorrow.

Mr. *Ritchie*, from the Committee appointed to carry into effect a resolution made by the Committee of Ways and Means, on Thursday the 27th day of February last, recommending a duty to be laid on strong Liquors distilled in the Province,---Reported that they had attended to that duty, and had prepared a bill for that purpose under the title of a bill "further to increase the Revenue of the Province by imposing a duty upon all rum and other spirituous Liquors which shall be distilled within the same."

Which he handed in at the Clerk's table, and was there read a first time.

On motion of Mr. *Simonds*, resolved that the bill "to alter and amend the Act to provide for the support of a Light-House to be built on Partridge Island," as engrossed, do pass---And

Ordered that Mr. *Simonds* and Mr. *Clarke*, carry the same to the Council and desire their concurrence thereto.

Mr. *Fraser*, from the Committee appointed to enquire and report what further sums are necessary for the improvement of the Roads and Bridges, and for removing obstructions, and deepening the Channels of the Rivers throughout the Province, and forming towing paths along the banks of the same.---Reported "that in consequence of the sum of £10,000 granted in the years 1820 and 1822 for the above purposes, remaining unexpended, and the present limited state of the Funds of the Province, your Committee are of opinion that no further appropriations should be made at this Session."

(Signed)

PETER FRASER,
HUGH M'KAY,
ELIJAH MILES,
J. M. WILMOT,
SAMUEL SCOVIL,
D. B. WETMORE,
M. WILMOT,
RICH. SIMONDS.

Ordered that the report be accepted.

On motion of Mr. *Stubs*, the following resolution was made: "Whereas great inconvenience has arisen by reason that a sufficient number of the Acts of the General Assembly have not been published, to supply the Justices of the Peace in the several Counties of this Province with Copies, and whereas it would be very beneficial and proper, that the Clerk of each Parish in every County, should be furnished with a copy of the Acts passed in each Session of the General Assembly; therefore, Resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that he would be pleased to direct that three hundred copies of the Acts of the present Session of the General Assembly, be printed."

Ordered that Mr. *Fraser* Mr. *Campbell* and Mr. *Miles*, be a Committee to present

present the said Address to His Excellency.

On motion, the House resolved itself into a Committee of the whole House, in consideration of the bill "for the encouragement of Parish Schools in this Province."

Mr. *Speaker* left the Chair.

Mr. *R. Simonds* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Simonds* from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

On motion of Mr. *Wetmore*, Resolved that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that His Excellency will be pleased to appoint three Commissioners to examine (during the recess of the General Assembly,) that part of the Great Road of Communication from Saint John to Westmorland, which lies between the fork of the Great Marsh, in the County of Saint John, and Hampton Church; and also the new Road leading from Hampton Church aforesaid, by the way of Darling's Lake, to the Gondola Point Road near John Henigar's, and thence to the Fork of the Great Marsh aforesaid; and report at the next General Assembly, which of the two Roads will be likely to become most beneficial for public use; and at which of the places of crossing Hammond River, a Bridge may most conveniently be built.

Ordered that Mr. *Wetmore*, Mr. *Scovil*, and Mr. *Clarke*, be a Committee to present the said Address to His Excellency.

Mr. *Allen* moved for leave to bring in a bill "relating to the manner of choosing Church-Wardens in the several Parishes in this Province."

On the question being put for granting leave, the House divided,---YEAS, 4---NAYS, 12. It was thereupon carried in the Negative.

The House went into consideration of several Messages received from His Excellency the Lieutenant-Governor:

1st, The Message of the 8th inst: "Recommending that provision should be made for a private Secretary, owing to the encreasing business of the Colony."

Whereupon on motion of Mr. *Stubs*, Resolved that the House, with regret, conceive that at this time it would be inexpedient to provide for a private Secretary for His Excellency the Lieutenant-Governor.

2nd, The Message of the 10th inst. "Recommending provision for building the addition to the Province Hall, and securing the Secretary's Office, and likewise recommending the furnishing of such rooms in the Government House, as would be considered Public Rooms."

Upon that part of the said Message relating to the Province Hall, it was on motion of Mr. *Simonds*, Resolved that it is expedient to make provision for the purpose of finishing the two wings of the Province Building; and that that part of His Excellency's Message as relates thereto, be referred to the Committee of Supply.

And upon the other part, that relates to the furnishing of Government House, it was on like motion of Mr. *Simonds*, Resolved that from the present state of the public funds, the House cannot feel warranted, *at this time*, in making provision for furnishing the Public Rooms at Government House.

And upon a motion made by Mr. *Fraser*, for striking out the words in the resolution "at this time," the House divided---YEAS, 6---NAYS, 7. It therefore passed in the negative.

3rd, The Message of the 19th inst. with a report from the Attorney General, upon the subject of revising and reprinting the Laws of the Province: Whereupon it was, on motion of Mr. *Stubs*, Resolved "that an humble Address be presented to His Excellency the Lieutenant-Governor, praying that he would be pleased to give such directions on the subject of revising and reprinting the Laws of the Province, including those passed at the present Session of the General Assembly, as His Excellency in his wisdom might deem meet; and that this House will defray the expense of the same."

Ordered that Mr. *Stubs*, Mr. *J. Wilmot*, and Mr. *Ritchie*, be a Committee to present the said Address to His Excellency.

Read a third time as engrossed, a bill "to alter the Act for the establishment of Grammar Schools in several Counties of this Province."

Resolved that the bill do pass.---And ordered that Mr. *Ritchie* and Mr. *Dow* carry the same to the Council and desire their concurrence thereto.

On motion of Mr. *Wetmore*, Resolved that the further consideration of the bill "to explain and amend an Act intituled, "An Act to encourage the raising of Bread-Corn on new land"---be postponed until the next Session of the General Assembly.

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

TUESDAY, 25th MARCH, 1823.

PRAYERS.

Read a third time as engrossed, a bill "to alter and amend an Act for appointing Firewards in the Towns of Fredericton and St. Andrews, and ascertaining their power and duty, and more effectually to prevent Fires in the said Towns."

Resolved that the bill do pass.---And ordered that Mr. *Slason* and Mr. *Wetmore*, carry the same to the Council, and desire their concurrence thereto.

Read a third time as engrossed, a bill "for the encouragement of Parish Schools in this Province."

Resolved that the bill do pass.---And ordered that Mr. *Fraser* and Mr. *Dow*, carry the same to the Council, and desire their concurrence thereto.

Read a second time, a bill "to empower the General or Special Sessions of the Peace in the County of Westmorland, to establish such rules and regulations in establishing Water fences in any situation in the said County, that may require the same."

Ordered that the same be now committed.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments, under the title of a bill "to authorize and empower the Justices of the several Counties within this Province, at their respective General Sessions of the Peace, to make regulations for Fencing the Intervale or Low Meadows bordering upon small Rivers or Streams within the said Counties."---Which several amendments he read, and delivered the same in at the Clerk's table, where being again read, were agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

Read as engrossed, the resolutions of appropriation made and passed the 15th, 18th, 19th, and 21st instant.

Ordered

Ordered that Mr. *Ritchie* and Mr. *Slason*, carry the same to the Council and desire their concurrence.

On motion, the House resolved itself into a Committee of the whole House, in consideration of a bill, "for altering the Terms of holding the Court of General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland."

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same without any amendment.

Ordered that the report be accepted and the bill engrossed.

The order of the day being read for the commitment of the bill "to provide for the calling in the Arms issued to the Militia of this Province," the House according thereto resolved itself into a Committee of the whole House, in consideration of the same.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments--- Which he read, and being delivered in at the Clerk's table, were again read and agreed to by the House.

Ordered that the report be accepted, and the bill as amended engrossed.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. *Lockwood* delivered the Message, as follows:

"Mr. *Speaker*,---The Council have agreed to the following bills sent up to them for concurrence:

"A bill in further amendment of the Laws for regulating the Fisheries in the County of Northumberland."

"A bill to alter the Act for the establishment of Grammar Schools in several Counties in this Province."

"A bill to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College upon the granting of a new Charter."

"A bill to impose a duty on certain articles imported from any Foreign State in North or South America."

"A bill to encourage the Commerce of this Country, by granting bounties on the exportation of certain articles."

"A bill for the regulation of Booms for securing Masts, Logs, and Lumber, in certain parts of the County of Northumberland." And

"A bill to amend an Act intituled 'An Act for the better extinguishing Fires which may happen in the Towns of Fredericton and Saint Andrews.'" And then Mr. *Lockwood* withdrew.

Mr. *Peters* resumed the Chair of the Committee.

A Message from the Council.

Mr. *Speaker* resumed the Chair.

Mr. *Street* delivered the Message, as follows :

“ Mr. *Speaker*,---The Council have agreed to the bill, ‘ for the encouragement of Parish Schools in this Province,’ and also to the resolutions of appropriation dated 12th March, and those dated 15th to 19th March inclusive, sent up for concurrence.”

And then Mr. *Street* withdrew.

Mr. *Peters* resumed the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the business to them referred, and that in the Committee a number of resolutions were made, which he read, and being delivered in at the Clerk’s table, were again read---and are as follow :

Resolved that there be granted to the Commissioners of the Revenue Cutter, the sum of £929 12 9, for balance due to them up to the 31st December last, agreeably to their report and account.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of £100, in addition to the sum of £100 granted at the last Session of the General Assembly, towards defraying the expense of revising and printing the Laws of this Province, to the present Session inclusive.

To His Excellency the Lieutenant-Governor, the sum of £500, to be applied to the reparation of such Bridges and parts of the great roads of communication throughout the Province, as may require the same during the present year.

To Joseph Haynes, the sum of £13 12 0, to remunerate him for drilling the Charlotte and York County embodied Militia, in the years 1812 and 1813.

To the Overseers of the Poor of the Parish of St. Stephens, the sum of £50, to reimburse them in part for expenses incurred for support of transient Poor in that Parish, for the year 1822.

To George Morehouse, Deputy Surveyor, the sum of £10, for surveying the road from the river St. John to the Dumfries Lake Settlement, and for inspecting the road from the said Lake to the Magundy Ridge Settlement.

To the Commissioners appointed to make the addition to the Province Hall, a sum not exceeding £300, to enable them to finish the same.

To Daniel Morehouse, late Supervisor for the great road of communication from Fredericton to Canada line, the sum of £1 5 10, balance due him.

To the Hon. E. J. Jarvis, late Clerk of the House of Assembly, the sum of £60, to remunerate him for his services for filing and arranging the papers of the House, agreeably to a resolve of the House the last Session.

To the Hon. E. J. Jarvis, the sum of £27 5 2, for expenses incurred by him in arranging the papers of the House, and a charge for Stationary, agreeably to a resolve of the House in the Session of 1821 and another in the Session of 1822.

On motion for filling up the blank with the sum of £5 15 2---the Committee divided---YEAS, 6---NAYS, 8. It therefore passed in the negative. And on further motion for filling up the said blank with the sum of £27 5 2---It thereupon passed in the affirmative.

To the Clerk of the House of Assembly, for Fuel, Stationary, Sleigh Hire, and other contingent expences for the present Session, the sum of £258 5 9. And that he was directed to move for leave to sit again.

Ordered that the report be accepted and leave granted.

On motion of Mr. R. *Simonds*, ordered that the motion for bringing in a bill, “ to enable the Magistrates of the County of Northumberland, to erect a suitable building for the care, cure, and maintenance of sick and disabled Seamen,” be withdrawn.

A Mes-

A Message was delivered from His Excellency the Lieutenant-Governor, by *Xenophon Jouett*, Esquire, Gentleman Usher of the Black Rod, requiring the attendance of the House immediately at Government House.

The House in obedience to His Excellency's command, attended---and having returned, Mr. *Speaker* acquainted them that His Excellency was pleased to give his assent to the following bills :

“ A bill to continue an Act intituled ‘ An Act for raising a revenue in this Province.’---And also

“ A bill to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College upon the granting of a new Charter.”

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

WEDNESDAY, 26th MARCH, 1823.

PRAYERS.

On motion, the House resolved itself into a Committee of the whole House, in further consideration of supplies to be granted for public services.

Mr. *Speaker* left the Chair.

Mr. *H. Peters* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Peters*, from the Committee, reported that they had gone into consideration of the business to them referred, and that they had made a number of resolutions---Which he read, and being delivered in at the Clerk's table, were again read---and are as follow :

Resolved that there be granted to Geo. K. Lugin, the sum of £52, being a balance due to him for printing the Acts of the Legislature, the Journals of the Assembly, and Treasurer's accounts; and a further sum of £31 7 6, for printing various Acts of the General Assembly, Proclamations, and Militia General Orders.

To Geo. K. Lugin, the sum of £80, for Printing the Daily Journals of the Assembly.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of £50, towards defraying the expence of Printing the Laws of the present Session; and a further sum, not exceeding £100, towards defraying the expense of Printing the Journals of the present Session. And that he was directed further to report that the Committee having completed the business referred to them, it was thereupon resolved that the Committee do now rise.

Ordered that the report be accepted.

Read a second time, a bill “ further to increase the Revenue of the Province, by imposing a duty upon all Rum and other Spirituous Liquors that shall be distilled within the same.”

Ordered that the said bill be now committed.

Mr. *Speaker* left the Chair.

Mr. *Stubs* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *Stubs*, from the Committee, reported that they had gone into consideration of the bill to them referred, and agreed to the same with amendments---Which he read, and being delivered in at the Clerk's table, were again read and agreed to by the House.

Ordered that the report be accepted and the bill as amended engrossed.

A Message from the Council.

Mr. *Black* delivered the Message, as follows :

“ Mr. *Speaker*,---The Council have agreed to the bill “ to alter and amend an Act intituled “ An Act to provide for the support of a Light-House to be built on Partridge Island.”

“ And that they have likewise agreed to the bill ‘ to alter and amend an Act for appointing Firewards in the Towns of Fredericton and St. Andrews, and ascertaining their power and duty, and more effectually to prevent fires in the said Towns,’ with amendments---To which they desire the concurrence of this Honourable House.”

And then Mr. *Black* withdrew.

Mr. *Fraser* moved the following resolution :

“ Whereas it appears to this House by the report of the Commissioners of the Marine Hospital established at the City of Saint John, that the expences and disbursements of the said establishment will greatly exceed the duty which will be collected at St. John, under and by virtue of the provisions of the Act made “ for the support and maintenance of sick and disabled Seamen not being Paupers belonging to the Province.”

“ And whereas in the opinion of this House, the benefits to be derived from the said establishment, will not warrant so great an expenditure of the Public money : And whereas the bill passed by the House at the present Session, “ for repealing the Act to alter an Act to provide for sick and disabled Seamen not being Paupers belonging to this Province, and to provide buildings for the accommodation of the same,” has not been concurred in by the Honourable the Legislative Council---

“ Thereupon resolved, that this House will not make any other provision for the support of the Marine Hospital, than what is derived from the duty imposed by the Act intituled ‘ An Act to provide for sick and disabled Seamen not being Paupers belonging to this Province.”

And upon the question being put for passing the said resolution, the House divided as follows :

YEAS,---Mr. Fraser, Mr. Dow, Mr. Miles, Mr. J. Wilmot, Mr. Ritchie, Mr. Slason, Mr. Wetmore, Mr. H. Peters, Mr. Allen, Mr. M. Wilmot.

NAYS,---Mr. Simonds, Mr. R. Simonds, Mr. Clarke, Mr. Scovil, Mr. Stubs, Mr. Campbell, M'Kay.

It therefore passed in the affirmative.

Read a third time as engrossed, a bill “ for altering the Terms of holding the Court of General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland.”

Resolved that the bill do pass,---And ordered that Mr. *M. Wilmot* and Mr. *Clarke*, carry the same to the Council and desire their concurrence thereto.

Read a third time as engrossed, a bill “ to authorize and empower the Justices of the several Counties within this Province, at their respective General Sessions of the Peace, to make regulations for Fencing the Intervale or Low Meadows bordering upon small Rivers or Streams within the said Counties.”

Resolved that the bill do pass,---And ordered that Mr. *Clarke* and Mr. *Wetmore*, carry the same to the Council, and desire their concurrence thereto.

A Message from the Council.

Mr. *Shore* delivered the Message, as follows :

“ Mr. *Speaker*,---The Council have agreed to the resolutions of Appropriation dated 21st instant, sent up for concurrence.”

“ And I am directed to acquaint the Honourable the House of Assembly, that the Council have made the following resolution :

“ Resolved that the peculiar exigencies of the present moment, in conse-
“ quence

“ quence of the alarming state of the health of His Excellency the Lieutenant-Governor, (which will not admit of any delay in bringing the present Session to a close) alone prevents a particular examination by the Council of the several Appropriations made by the House of Assembly, for the support of transient Poor and distressed Emigrants in the several Parishes and Places in this regard specified in the resolutions which are now concurred in by the Council, in this behalf; and that their concurrence in the same shall not be drawn into a precedent for their concurrence in any future resolutions of a similar nature---The Council being of opinion, that such appropriations out of the Public Treasury of the Province, ought to be discontinued.”

“ And I am directed further to inform the House, that the Council have agreed to the bill “ to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province.”

And then Mr. *Shore* withdrew.

Mr. *Simonds* moved the following resolution :

“ Whereas the report of the majority of the Select Committee of Privileges, as received by this House on the 14th inst. being highly objectionable, for the following reasons---that is to say :

1st---Because, professing to give a faithful account of the proceedings of former Houses of Assembly in this Province, it does not detail the whole of the proceedings of the year 1799,---having omitted to state, that in that year four *Bills* of Revenue and Appropriation were sent to the Council for concurrence.

2d.---Because the report conveys an unjust reflection on the Executive, by stating that the Governor had made the Act of 2 G. 4. c. 5. a matter of complaint, when he had recommended the passing of the same, and that the said Act had not been disallowed at the time of such complaint being made, but had received the Royal Sanction, the Committee were not in possession of any facts to warrant any such reflection ; on the contrary, it does appear evident that the Royal Sanction to the Act above recited, was not received in this Country until after the close of the last Session.

3d.---The report states that in 1801, the House of Assembly, in consequence of a conference with the Council, the result of which is not on the Journals, conceded to the Council a most important right, by adopting the mode of sending each item of appropriation to that Branch of the Legislature for concurrence, previous to their being put into a *Bill*, and that they find many instances of the arbitrary abuse of the unconstitutional power thus yielded to them by the House.

4th.---And because the report concludes by recommending to the House, a perseverance in the practice which has prevailed for some time past, which is acknowledged to be a surrender of the rights of the House, and contrary to the principles of the British Constitution, and the invariable practice of the Imperial Parliament---

“ Therefore resolved, that the report of the majority of the Select Committee of Privileges, be not retained on the Journals of this House.”

And on motion of Mr. *Allen*, for the previous question, viz :-- “ That that question be not now put.”

The House divided---YEAS 10---NAYS 7.

It therefore passed in the affirmative.

Read a third time as engrossed, a bill “ in amendment of an Act to encourage the Inhabitants of this Province, who are engaged in prosecuting the Cod and Scale Fisheries. by granting bounties on the same.”

Resolved that the bill do pass.---And ordered that Mr. *Ritchie* and Mr. *J. Wilmot*,

Wilmot, carry the same to the Council, and desire their concurrence thereto.

Read a third time as engrossed, a bill "to provide for the calling in the Arms issued to the Militia of this Province."

And on motion of Mr. *Wetmore*, the following was moved as a Rider to the said bill:

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

Resolved that the bill with the Rider do pass.---And ordered that Mr. *M'Kay* and Mr. *Campbell*, carry the same to the Council and desire their concurrence.

Mr. *Simonds*, from the standing Committee appointed to examine, liquidate, and report on public and private accounts, made a further report---viz.

W, is an account of the expenditure of £50, granted by the Legislature in 1821, for the purpose of purchasing Farming Implements and Seeds for the Black Refugees settled near the Loch Lomond, by Mr. George Cody. He credits £50 received from the Treasurer.

It appears by the account, that every attention to economy has been paid by Mr. Cody, the proper affidavit is annexed to the account, and the whole is satisfactory.

X, is the account of the Clerk of the House of Assembly, for contingent expences of the present Session---amounting to £258 5 9. The necessary vouchers are produced.

Ordered that the same be received and lie on the table.

Read as engrossed, the resolutions of Appropriation made and passed yesterday (the 25th) and this day.

Ordered that Mr. *Stubs* and Mr. *Miles*, carry the same to the Council and desire their concurrence thereto.

The House proceeded to take into consideration the amendments made by the Council to the bill "for appointing Firewards in the Towns of Fredericton and St. Andrews, &c." sent down for concurrence this day. The said amendments being severally read to the House, are as follow:

Sec. V, at A, dele "Town Plots." and insert "Towns."

„ „ at B, dele "closely shut."

Sec. IX, at C, dele the remainder of the Section, and insert

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

The question being severally put for passing the said amendments, they were not concurred in by the House.

Read a third time as engrossed, a bill "further to increase the Revenue of the Province, by imposing a duty upon all rum and other Spirituous Liquors that shall be distilled within the same."

Resolved that the bill do pass.---And ordered that Mr. *Ritchie* and Mr. *Wetmore*, carry the same to the Council and desire their concurrence thereto.

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

A RETURN of all Ships and Vessels having entered inwards at the Naval Office, at the undermentioned Ports in the Province of New-Brunswick, between 1st January, 1822, and 1st January, 1823, with their Cargoes.

SAINT JOHN.

Vessels entered, 371. Tonnage, 78,088. Men, 2650.
 " cleared, 392. " " 82,248. " " 3841.
 Passengers, 3721.

IMPORTED.

Bread,	898 Barrels.	Sugar,	375 Casks.
Flour,	23,685 Do.	Coffee,	8270 Lbs.
Crackers,	808 Kegs.	Pimento,	203 Bags.
Indian and Oat-Meal,	1614 Casks & Bags.	Hams,	22 Casks.
Indian Corn,	15,906 Bushels.	Boards and Plank,	4,032,000 Feet.
Barley and Oats,	192 Casks & Bags.	Staves,	849,000 No.
Beans and Pease,	217 Casks.	Shingles,	8,494,000 Ditto.
Rice,	140 Do.	Naval Stores,	2500 Barrels.
Beef and Pork,	1168 Barrels.	Raisins,	160 Boxes.
Bricks,	164,000 No.	Tobacco,	169 Casks.
Butter,	12 Firkins.	Merchandise,	11,446 Packages.
Cheese,	147 Hampers.	Porter,	217 Casks & Hampers.
Raw Hides,	2873 No.	Horses,	1 No.
Cordage,	3013 Coils.	Neat Cattle,	64 Do.
Coals,	2778 Chaldrons.	Sheep,	391 Do.
Soap and Candles,	1344 Boxes.	Salt,	3165 Tons.
Dry Fish,	1150 Quintals.	Linn,	7199 Bars.
Pickled ditto,	4 Barrels.	Hollow-ware,	4184 Pieces.
Smoked Herrings,	50 Boxes.	Onions,	1100 Barrels.
Fish Oil,	16 Barrels.	"	5000 Bunches.
Tea,	416 Chests.	Apples,	1230 Barrels.
Cotton,	111 Bales.	Copper,	798 Bolts.
Rum,	2768 Puncheons.	Chain Cables,	15 No.
Brandy & Geneva,	278 Casks.	Earthenware,	940 Crates.
Wine,	153 Do.	Nails,	968 Casks & Bags.
Molasses,	860 Ditto.	Paints and Oils,	1366 Jars and Kegs.

EXPORTED.

Pine Timber,	79,122 Tons.	Potatoes,	9,415 Bushels.
Birch Timber,	7,520 Do.	Rice,	28 Tierces.
Masts and Spars,	2,147 No.	Tobacco,	320 Casks.
Poles,	383 No.	Naval Stores,	818 Barrels.
Lathwood,	10,047 Cords.	Rum,	933 Puncheons.
Handspikes,	7,933 No.	Molasses,	157 Casks.
Oar Rafters,	59,285 Feet.	Sugar,	8 Do.
Boards, Planks, } and Deals, }	8,277,000 Do.	Pimento,	436 Bags.
Staves,	2,392,000 No.	Butter,	79 Firkins.
Shingles,	2,842,000 Do.	Gypsum,	4931 Tons.
Billets,	4,310 Do.	Grindstones,	1844 No.
Shooks,	268 Bunches.	Coals,	390 Chaldrons.
Dry Fish,	20,817 Quintals.	Beef and Pork,	197 Barrels.
Pickled Do.	5,840 Barrels.	Beef and Mutton,	456 Kits.
Salmon,	2,271 Kits.	Apples,	181 Barrels.
Smoked Herrings,	548 Boxes,	Onions,	294 Do.
Fish Oil,	216 Barrels.	Furs,	12 Casks.
Flour,	1,117 Do.	Balsom,	58 Bottles.
Bread,	426 Barrels and Sacks.	Spirits, Turpentine,	388 Gallons.
Meal and Corn,	512 Barrels.	Essence of Spruce,	65 Kegs.
Crackers,	539 Kegs.	Cheese,	15 Casks.

MIRAMICHI.

Vessels entered, 408. Tonnage, 100,502. Men, 4932.
 " cleared, 375. " 98,655. " 4569.
 Passengers, 594.

IMPORTED.

Bread,	661 Barrels.	Wine,	44 Casks,
Flour,	5066 Do.	Molasses,	313 Ditto.
Crackers,	17 Kcgs.	Sugar,	292 Do.
Indian and Oat-Meal,	2034 Casks & Bags.	Coffee,	220 Lbs.
Barley and Oats,	2271 Bags & Casks.	Hams,	38 Casks.
Beans and Pease,	293 Casks.	Staves,	49,000 No.
Rice,	13 Do.	Naval Stores,	95 Barrels.
Beef and Pork,	2871 Barrels.	Raisins,	127 Boxes.
Bricks,	27,000 No.	Tobacco,	384 Casks.
Butter,	705 Firkins.	Merchandise,	1329 Packages.
Cheese,	54 Hampers.	Porter,	347 Casks & Hampers.
Cordage,	225 Coils.	Salt,	362 Tons.
Coals,	759 Chaldrons.	Iron,	842 Bars.
Soap and Candles,	640 Boxes.	Hollow-ware,	339 Pieces.
Dry Fish,	366 Quintals.	Apples,	178 Barrels.
Pickled ditto,	686 Barrels.	Earthenware,	82 Crates.
Smoked Herrings,	418 Boxes.	Nails,	220 Casks & Bags.
Tea,	155 Chests.	Paints and Oils,	270 Jars and Kegs.
Rum,	463 Puncheons.	Glass,	15 Casks.
Brandy & Geneva,	50 Casks.		

EXPORTED.

Pine Timber,	129,932 Tons.	Boards, Planks, } 1,796,000 Feet.	
Birch Timber,	3,361 Do.	and Deals, }	
Masts and Spars,	3,205 No.	Staves,	139,000 No.
Poles,	147 No.	Shingles,	272,000 Do.
Lathwood,	3,461 Cords.	Billets,	14,609 Do.
Handspikes,	1,325 No.	Battens,	1941 Do.
Oar Rafters,	10,710 Feet.	Pickled Fish,	1426 Barrels.
		Rum,	55 Puncheons.

SAINT ANDREWS.

Vessels entered, 116. Tonnage, 24,772. Men, 1180.
 " cleared, 121. " 24,075. " 1144.

IMPORTED.

Bread,	249 Barrels.	Wine,	15 Casks.
Flour,	853 Do.	Molasses,	434 Do.
Indian and Oat-Meal,	235 Casks and Bags.	Sugar,	50 Do.
Indian Corn,	3296 Bushels.	Coffee,	2150 Lbs.
Rice,	19 Casks.	Pimento,	674 Bags.
Beef and Pork,	197 Barrels.	Boards and Plank,	125,000 Feet.
Cordage,	257 Coils.	Staves,	718,000 No.
Coals,	25 Chaldrons.	Shingles,	172,000 Do.
Soap and Candles,	116 Boxes.	Tobacco,	20 Casks.
Tea,	21 Chests.	Merchandise,	696 Packages.
Rum,	750 Puncheons.	Salt,	592 Tons.
Brandy and Geneva,	10 Casks.	Iron,	1770 Barr.

MIRAMICHI.

Vessels entered, 408.	Tonnage, 100,502.	Men, 4932.
" cleared, 375.	" 98,655.	" 4569.
Passengers, 594.		

IMPORTED.

1,020	Do.	1941
Oar Rafters,	Battens,	Do.
	Pickled Fish,	1426
	Rum,	Barrcls.
		55
		Puncheonſ.

SAINT ANDREWS.

Vessels entered, 116.	Tonnage, 24,772.	Men, 1180.
" cleared, 121.	" 24,075.	" 1144.

IMPORTED.

Bread,	249	Barrcls.	Wine,	15	Caskſ.
Flour,	853	Do.	Molasses,	434	Do.
Indian and Oat-Meal,	235	Caskſ and Bagſ.	Sugar,	50	Do.
Indian Corn,	3296	Buſhcls.	Coffcc,	2150	Lbſ.
Rice,	19	Caskſ.	Pimento,	674	Bagſ.
Beef and Pork,	197	Barrcls.	Boards and Plank,	125,000	Feet.
Cordage,	257	Coilſ.	Staves,	718,000	No.
Coals,	25	Chaldronſ.	Shinglcſ,	172,000	Do.
Soap and Candles,	116	Boxcſ.	Tobacco,	20	Caskſ.
Tea,	21	Cheſtſ.	Merchandiſe,	696	Packageſ.
Rum,	750	Puncheonſ.	Salt,	592	Tonſ.
Brandy and Geneva,	10	Caskſ.	Iron,	1770	Barr.

SAINT ANDREWS.

EXPOR TED.

Pine Timber,	18,629 Tons.	Smoked Herrings,	680 Boxes,
Masts and Spars,	1,532 No.	Fish Oil,	9 Barrels.
Poles,	1,050 No.	Flour,	245 Do.
Lathwood,	754 Cords.	Bread,	195 Barrels and Sacks.
Handspikes,	1,220 No.	Meal and Corn,	470 Barrels.
Oar Rafters,	1,584 Feet.	Tobacco,	8 Casks.
Boards, Planks, } and Deals, }	5,980,000 Feet.	Naval Stores,	622 Barrels,
Staves,	1,096,000 No.	Rum,	255 Puncheons,
Shingles,	2,988,500 Do.	Pimento,	52 Bags.
Dry Fish,	6,394 Quintals.	Beef and Pork,	20 Barrels.
Pickled Do.	541 Barrels.	Apples,	45 Do.
		Onions,	46 Do.

WEST ISLES.

Vessels entered, 33. Tonnage, 5222. Men, 254.
 " cleared, 42. " 6057. " 267.

IMPOR TED.

Raw Hides,	100 No.	Molasses,	170 Casks.
Cordage,	7 Coils.	Sugar,	117 Do.
Dry Fish,	2,220 Quintals	Coffee,	180 Lbs.
Fish Oil,	60 Barrels.	Pimento,	389 Bags.
Cotton,	2 Bales.	Merchandise,	15 Packages.
Rum,	695 Puncheons.	Salt,	53 Tons.

EXPOR TED.

Masts and Spars,	125 No.	Potatoes,	235 Bushels.
Oar Rafters,	3,800 Feet.	Rice,	14 Tierces.
Boards, Planks, } and Deals, }	2,646,000 Do.	Tobacco,	43 Casks.
Staves,	372,000 No.	Naval Stores,	178 Barrels.
Shingles,	1,420,000 Do.	Molasses,	20 Casks.
Shooks,	328 Bunches.	Sugar,	16 Do.
Dry Fish,	5,215 Quintals.	Pimento,	50 Bags.
Pickled ditto,	337 Barrels:	Gypsum,	50 Tons.
Smoked Herrings,	1,869 Boxes.	Beef and Pork,	105 Barrels.
Fish Oil,	26 Barrels.	Apples,	27 Ditto.
Flour,	261 Do.	Onions,	263 Ditto.
Bread,	281 Barrels and Sacks.	Essence of Spruce,	55,000 Bunches.
Meal and Corn,	819 Barrels.		5 Kegs.

RICHIBUCTO.

Vessels entered, 69. Tonnage, 12,735. Men, 594.
 " cleared, 62. " 12,696. " 533.

IMPOR TED.

Bread,	245 Barrels.	Brandy & Geneva,	8 Casks.
Flour,	269 Do.	Wine,	2 Ditto.
Indian and Oat-Meal,	125 Casks and Bags.	Molasses,	24 Ditto.
Indian Corn,	3 Bushels.	Sugar,	19 Do.
Rice,	3 Casks.	Coffee,	50 Lbs.
Beef and Pork,	182 Barrels.	Pimento,	1 Bag.
Coals,	30 Chaldrons.	Naval Stores,	56 Barrels.
Soap and Candles,	61 Boxes:	Tobacco,	8 Casks.
Tea,	9 Chests.	Merchandise,	140 Packages.
Cotton,	6 Bales.	Salt,	133 Tons.
RUM,	52 Puncheons.	Iron,	780 Bars.

RICHIBUCTO.

Pine Timber,
Masts and Spars,
Poles,
Lathwood,
Handspikes,

16,159 Tons.
1 No.
297 No.
473 Cords.
1,398 No.

EXPORIED.
Oar Rafters,
Boards, Planks,
and Deals, }
Staves,

229 Feet.
79,000 Feet.
26,000 No.

SHEDIAC.

Vessels entered, 19.
" cleared, 23.

Tonnage, 4,334.
" 5,235.

Men, 220.
" 266.Passengers, 19.

IMPORTED.

Bread,
Rice,
Beef and Pork,
Cordage,
Soap and Candles,
Rum,
Brandy and Geneva,
Wine,
Molasses,

30 Barrels.
1 Cask.
17 Barrels.
2 Coils.
8 Boxes.
5 Puncheons.
5 Casks.
1 Ditto.
6 Ditto.

Sugar,
Coffee,
Merchandist,
Porter,
Salt,
Iron,
Earthenware,
Nails,
Paints and Oils,
3 Casks.
112 Lbs.
172 Packages.
3 Casks & Hampers
250 Tons.
616 Bars.
8 Crates.
35 Casks & Bags.
11 Jars and Kegs.

EXPORIED.

Pine Timber,
Masts and Spars,
Poles,
Lathwood,
Handspikes,

7,209 Tons.
118 No.
26 Do.
206 Cords.
378 No.

Oar Rafters,
Boards, Planks,
and Deals, }
Staves,
Billets,

374 Feet.
36,000 Do.
22,000 No.
11,232 Do.

SAINT PETERS.

Vessels entered, 23.
" cleared, 23.

Tonnage, 3,727.
" 3,727.

Men, 201.
" 193.

IMPORTED.

Bread,
Flour,
Beef and Pork,
Tea,
Rum,
Brandy & Geneva,

42 Barrels.
119 Do.
28 Do.
2 Chests.
11 Puncheons.
2 Casks.

Wine,
Naval Stores,
Tobacco,
Merchandise,
Salt,

2 Casks.
6 Barrels,
5 Casks.
32 Packages.
10 Tons.

EXPORIED

Pine Timber,
Masts and Spars,
Lathwood,
Dry Fish,

4518 Tons.
145 No.
188 Cords.
1,250 Quintals.

Pickled Fish,
Fish Oil,
Furs,

159 Barrels.
3 Do.
1 Cask.

ENTRIES OF SHIPS AND MERCHANDISE

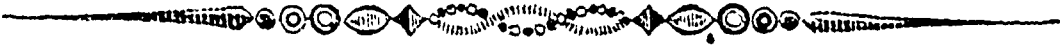
SUBJECT TO THE ORDINARY PROVINCIAL DUTIES AT MIRAMICHI, NEW-BRUNSWICK,

Between the 31st day of December, 1821, and the 31st day of December, 1822, and of the Duties Collected and secured thereon.

Date of Entry.	Vessels' Names.	Masters' Names.	From Whence.	Rum at 1s.		Rum 10d.		Brandy and Cognac 1s. 6d.		Wine 1s. 6d.		Whiskey 1s.		Shrub 4s.		Sugar 4s.			Sugar 2s. 6d.			Molasses 1d.		Coffee 1d.		Duty.				
				Casks.	Gallons.	Casks.	Gallons.	Casks.	Gallons.	Casks.	Gallons.	Casks.	Gallons.	Casks.	Gallons.	Cwt.	Qrs.	Lbs.	Cwt.	Qrs.	Lbs.	Casks.	Gallons.	Casks.	Bags.	Lbs.	£	s. d.		
1822.																														
May	13 Sir Wm. Wallace.	Anderson,	Aberdeen.	2	185																					9	5	0		
	16 Margaret,	Bowler,	Halifax.	8	974																					78	5	3		
	" Sally Ann.	Hawbolt,	Do.	17	1908										53											115	17	0		
	" General Brown	Sharp,	Liverpool.	9	1014			4	503	2	108															111	7	4		
	17 Dorothy,	Taylor,	Do.	4	432			2	256	4	206															59	9	0		
	20 Louisa,	Oswald,	Aberdeen.	5	560																					31	16	4		
	" Minerva,	Fisher,	Halifax.	4	408			1	116																	41	7	1		
	" Geo. Canning.	Potter,	Greenock.							1	136															16	11	0		
	" Streallan Castle,	Elliott,	Liverpool.	6	684			4	445	1	127															83	3	6		
	22 Royalist,	Asbridge,	Do.	15	1528			5	640																	147	11	9		
	23 Weston.	Collinson.	Halifax.	20	2309					3	90															170	5	5		
	" Prince George,	Duncanson.	Leith					6	716																	53	14	0		
	24 Dowson.	Robinson.	Liverpool.	4	436					1	57															36	16	8		
	29 Anglin,	Glaister,	Whitehaven.	6	654																					49	10	6		
	" Mearns,	M'Arthur,	Port Glasgow	15	1682			4	466	3	50															144	6	7		
	" Pilot,	Law,	Aberdeen.	9	981			6	747																	105	1	5		
	" Feronia,	Pearson,	Sunderland.	1	103			1	122																	14	11	0		
	31 Amity,	Living,	Halifax.																							8	7	1		
June	1 Diana,	Fulfe,	Dundee.					3	376																	28	4	0		
	20 Maria,	Duchburne.	Dublin.							14	1561																117	1	6	
	22 Angélique,	Hureau,	Halifax.	12	1388			1	145	10	710															136	18	1		
	" Hope,	Middleten.	Newry.																								26	6	0	
	26 Fort de,	Hilson,	Limerick.									4	536														34	0	0	
	July 2 Thomas.	Henney,	Halifax.	11	1188																						4	403	7	
	31 Margaret,	Bowden,	Do.	31	3574					4	232																4	446	2	
August	19 Good Intent,	Pond.	Do.																								1	1	0	
	" Sally Ann,	Hawbolt,	Do.	39	4526																						246	2	2	
	24 Union.	Penn,	Liverpool.	3	313																						15	1	0	
	31 Expedition,	Watson,	Aberdeen.	20	2263																						118	16	3	
Sept.	4 Angelique,	Hureau,	Halifax.	23	2613																						13	1	0	
	20 Hope,	Stoddart,	Do.	4	456																						2	10	0	
	23 Lydia,	Robinson,	Liverpool.	3	315																						15	1	0	
	" Louisa,	Oswald,	Aberdeen.	2	227			4	495																		4	8	5	
	30 Prince George,	Duncanson,	Greenock.	8	1050					1	139																6	1	0	
Oct.	1 Amwell,	Mason,	Aberdeen.																									1	0	0
	9 Haras,	M'Arthur,	Port Glasgow	10	1070																							7	1	6
	11 " "	Charters,	Liverpool.	6	658																						2	0	0	
	12 Regent.	Clarke.	Do.	4	438																						2	0	0	
	17 Dean,	Hamilton,	Do.	6	648			2	260																		6	1	3	
	" Angelique,	Hureau,	Halifax.																									4	435	3
Nov.	1 Sally Ann.	Hawbolt,	Do.	32	3658																						13	1276	4	
	1 John and Mary,	Mason,	Do.	21	2385																							31	3755	0
	1 Margaret,	Bowden,	Do.	27	3098																							76	3	17
	23 Alert,	Howes,	P. E. Island	17	1667																							43	2279	0
				104	245921			113	528744	3	2161	11	1016	3	251236	104											1257	2508	1	1

THOS. H. PETERS.

Deputy Treasurer for the District of Miramichi.



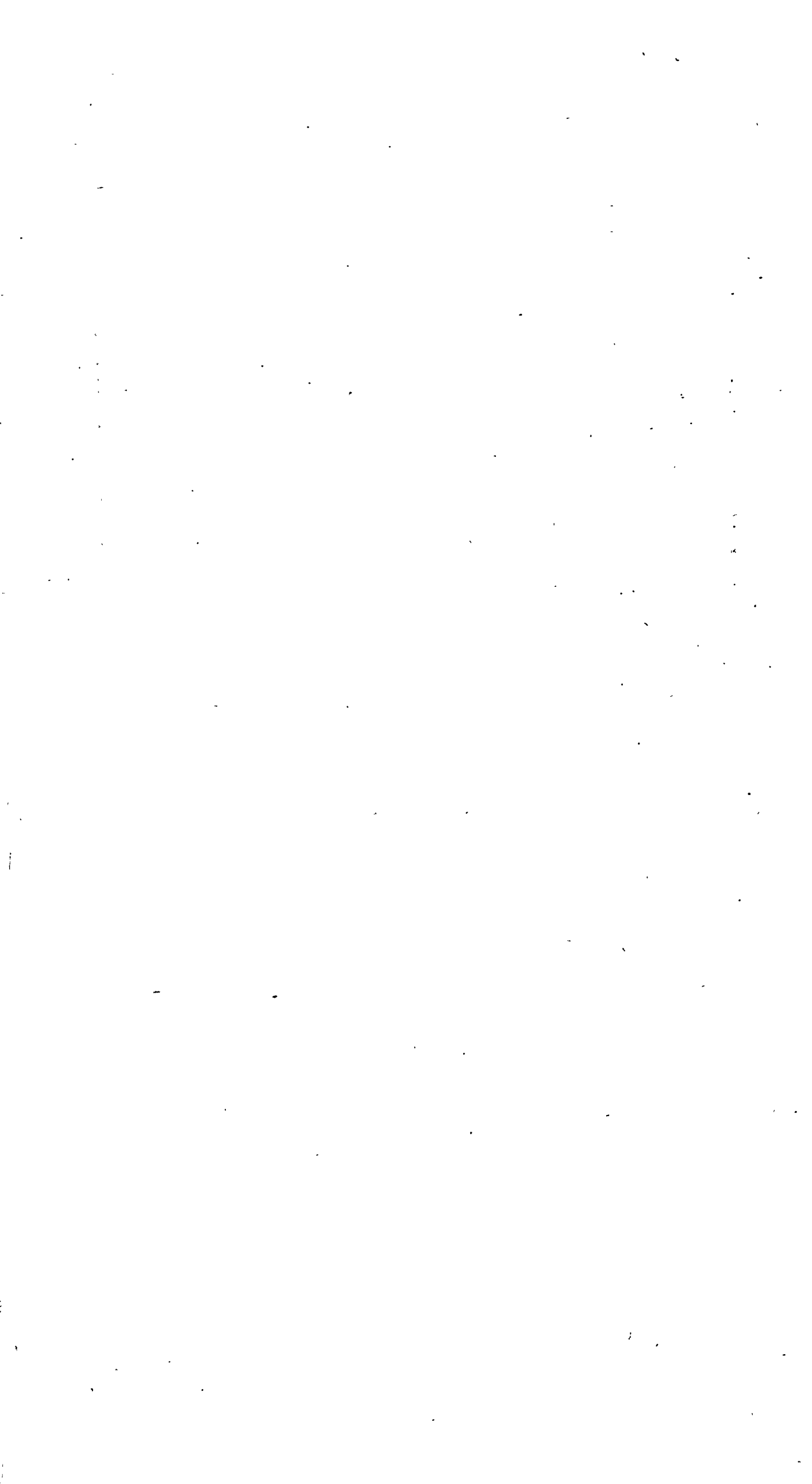
ABSTRACT of DUTIES 1822.

Rum - - - - -	45921	Gallons at 1s, Od.	£2296 1 0
Brandy, Gin, &c. - - - - -	5287	" " 1 6	396 10 6
Wine, - - - - -	3416 $\frac{1}{2}$	" " 1 6	276 4 9
Whiskey, - - - - -	1216	" " 1	60 16
Shrub, - - - - -	251	" " 0 4	4 3 8
	Cwt. qrs. lbs.		
Sugar - - - - -	1236 3 10 $\frac{1}{2}$	" " 4 0 per Cwt.	247 7 5
Molasses, - - - - -	26.598	Gallons at 0 1 per Gal.	110 16 6
Coffee, - - - - -	4323	Lbs. 0 1 per Lb.	18 0 3
			£ 3390 0 1
		Deduct Deputy Treasurer's Commission	300
			£3090 0 1

31st December, 1822.

THOS. H. PETERS.
Deputy Treasurer for the District of Miramichi.





GENERAL ACCOUNT OF MERCHANDISE,

Subject to Provincial Duties, imported into St. John, in New-Brunswick, between the 1st day of January and the 31st day of December, 1822.

Number of Entry	Date of Entry	Vessels' Names.	Masters' Names.	Whence From.	Wine, Gin, and Brandy.		Rum and Whiskey.		Shrub & Sassa.		Coffee.		Molasses.		Brown Sugar.		AMOUNT.
					Casks	Gallons at 1 s. 3 d.	Casks	Gallons at 1 s. 3 d.	Cwt.	Lbs. at 1 d.	Gals. at 1 d.	Gals. at 1 d.	At 2 s. 6 d.	At 4 s.	Cwt.	Cwt.	
1	Jan.	9 Brig Eliza,	Dudue,	Jamaica.													11
2	Feb.	2 Sloop Elizabeth,	Baxter,	Do.													85
3	"	11 Brig Harriet Newell,	Squier,	Do.													18
4	"	18 Brig commerce,	Deblois,	Do.													54
5	Mar.	4 " Eliza,	M'Lean,	Demerara.													15
6	"	5 Sch. Blockade,	Rees,	Jamaica.													14
7	"	21 Brig Frances Ann,	Hollett,	Demerara.													40
8	"	27 Sr. Robin & Rainbow,	Crowell & S.S.	Barrington.													38
9	"	29 Brig Olivebranch,	Thain,	Jamaica.													19
10	"	" " Antelope.	Scallon,	Do.													7
11	April	16 " Squirrel,	Mason,	Do.													9
12	"	" Sloop Rein Deer,	Appleby,	West Isles.													2
13	"	24 Sch. Sally & Ruth,	Porter,	Yarmouth.													15
14	"	" " Cornwallis,	M'Donald,	Jamaica.													5
15	"	" " Amelia,	Richard,	Demerara.													10
16	"	" " James,	Cronk,	Barbadoes.													1
17	"	" " Phebe,	Wooster,	Halifax.													26
18	"	29 Brig Laxford,	M'Arthur,	Demerara.													60
19	"	" " Brunswick,	Everitt,	Jamaica.													9
20	"	" " Lucy Ann,	Henderson,	Demerara.													5
21	May	1 Ship Juno,	Cole,	Aberdeen.													24
22	"	3 Brig Mayflower,	Cock,	Jamaica.													15
23	"	" " Evander,	Deasy,	Aberdeen.													5
24	"	5 Ship Shallett,	Mason,	Liverpool.													11
25	"	" Ship Sarah,	Stinchcombe,	Jamaica.													7
26	"	" Ship James,	Garrison,	Liverpool.													17
27	"	10 Brig Mongo Park,	Faulke,	Jamaica.													23
28	"	11 Sch. Mary Ann,	Aitchison,	Grenada.													1
29	"	" " Union,	Frost,	Antigua.													3
30	"	13 Brig Jessie,	Ellis,	Liverpool.													12
31	"	Ship Orestes,	Nicholson,	London.													2
32	"	14 Sch. Mary Ann,	M'Lean,	St. Lucia.													12
33	"	15 Brig Canada,	Davidson,	London.													16
34	"	" " Clyde,	Morrison,	Greenock.													2
35	"	" " Eliza,	Dudue,	Jamaica.													7
36	"	" " Clear Air,	M'Kenzie,	Do.													3
37	"	" " Harriet,	Collins,	Liverpool.													17
38	"	Schooner Marie,	Utley,	Yarmouth.													1
39	"	Ship Ann Grant,	Hume,	Greenock.													26
40	"	Schr. Lively,	Gowdy,	Liverpool, N. S.													15
41	"	Schr. Louise,	Hamm,	St. Vincens.													7
42	"	Ship Jane,	Boag,	Port Glasgow.													2
43	June	1 Brig Willington,	Anderson,	London.													38
44	"	" " Commerce,	Lancaster,	Trinidad.													26
45	"	" " Peggy,	Ellis,	Jamaica.													4
46	"	" " Conet,	Lawrence,	Dublin.													1
47	"	" " Trafalgar,	Johnston,	Barbadoes.													3
48	"	21 Sch. Maria,	Haley,	Halifax.													11
49	"	27 Brig Swift,	Sewart,	Jamaica.													9
50	July	1 " Olivebranch,	Thain,	Do.													10
51	"	" " Frances Ann,	Hollett,	Demerara.													10
52	August	5 Sch. Lark,	Osborne,	Halifax.													4
53	"	Brig Antelope,	Scallon,	Jamaica.													8
54	"	Schr. Trial,	Holmes,	Halifax.													17
55	"	Brig Mayflower,	Cock,	Jamaica.													11
56	"	Schr. Cornwallis,	M'Donald,	Do.													9
57	"	Brig Victory,	Gray,	Do.													15
58	"	" " Robert,	Baxter,	Do.													1
59	"	" " Laxford,	Cock,	Berlice.													2
60	Sept.	30 " Mungo Park,	Faulke,	Jamaica.													18
61	"	" " Evander,	Deasy,	Aberdeen.													2
62	"	" " Shamrock,	Milne,	Cuba.													18
63	"	" " Eliza,	Dudue,	Jamaica.													0
64	"	16 " Trafalgar,	Johnston,	Do.													0
65	"	17 Ship Protector,	Lunnan,	Liverpool.													10
66	"	Brig Sarah,	Stinchcombe,	Jamaica.													4
67	"	" " Brunswick,	Everitt,	Demerara.													5
68	"	Sloop England,	Stoney,	Jamaica.													10
69	"	Custom House Sales,	Allen,	Sunderland.													11
70	Oct.	25 Ship Bibern,	Ellis,	Jamaica.													6
71	"	Brig Peggy,	Cole,	Demerara.													11
72	"	" " Lucy Ann,	Hume,	Greenock.													6
73	"	Brig Ajax,	Aimstrong,	Liverpool.													5
74	"	" " Glenanner,	Setter,	Aberdeen.													4
75	"	" " Clyde,	Morrison,	Greenock.													18
76	"	Ship Castlereagh,	Garrison,	Liverpool.													13
77	"	" " Nautilus,	Tully,	London.													6
78	"	" " Nautilus,	Mitchell,	Plymouth.													6
79	"	Brig Olivebranch,	Thain,	Jamaica.													5
80	"	" " Dispatch,	Hughson,	Demerara.													6
81	"	" " William,	Floyd,	Do.													11
82	"	" " Francis Ann,	Westcott,	Trinidad.													1
83	"	" " Royalist,	Asbridge,	Liverpool.													13
84	"	" " Harriet,	Cole,	Do.													5
85	"	" " Erato,	Robinson,	Jamaica.													9
86	"	" " Jessie,	Milroy,	Dumfries.													18
87	"	" " Blockade,	Richards,	Demerara.													13
88	"	Brig Commerce,	Rees,	Jamaica.													15
89	"	Schr. Ranger,	M'Lean,	Trinidad.													10
90	"	Brig Bee,	Adams,	Halifax.													18
91	Nov.	Schr. Friendship,	Richards,	Halifax.													9
92	"	" " Anclia,	Garrick,	Demerara.													2
93	"	Brig Robert,	Baxter,	Jamaica.													11
94	"	Schr. Mary Catharine,	Tobin,	Halifax.													2
95	"	Brig Victory,	Gray,	Madeira.													6
96	"	" " Two Sons,	Walton,	St. Andrews.													1
97	"	Brig Antelope,	Kyle,	Jamaica.													3
98	"	26 Sch. James,	Cronk,	Barbadoes.													6

39537228700289322630016565 33021509248783749874092901 3 322 1 1344 7 31

Province Treasury, Saint John, New-Brunswick, December 31st, 1822.
JOHN ROBINSON, P. Treasurer.

Abstract of Duties collected and secured at St. John,

in the Year 1822.

Dutiable Articles.	Quantities.	Rates of Duty.	AMOUNT.
		ls. 3d.	£
Wine, - - - Gallons	3722	1s. 6	232 12 6
Wine, Brandy, and Gin, - - -	28700	10	2152 10 0
Rum and Whiskey, - - -	226300	3	9429 3 4
Do. and do. - - -	16569	9	828 9 0
Shrub, - - - Lbs.	302	3	3 15 6
Coffee, - - - Gallons	9248	1	38 10 8
Molasses, - - - Cwt.	74927	1	312 3 11
Brown Sugar, - - -	2901 $\frac{3}{4}$	2	362 14 4 $\frac{1}{2}$
Do. do. - - -	322 $\frac{1}{4}$	4	64 8 0
			13424 7 0 $\frac{1}{2}$

Province Treasury, St. John, December 31st, 1822.
JOHN ROBINSON, P. Treasurer.

ENTRIES OF SHIPS AND MERCHANDIZE

Subject to the Ordinary Provincial Duties at Richibucto, between the 1st day of January and the 31st day of December 1822.

Date of Entry.	Vessels' Names.	Masters' Names.	From whence.	Wine 1s. 6d.		Rum 1s.		Brandy and Gin 1s. 6d.		Coffee 1d.		Molasses 1d.		Sugar 4s.		AMOUNT. £. s. d.		
				Casks.	Gallons.	Casks.	Gallons.	Casks.	Gallons.	Casks.	Rounds.	Casks.	Gallons.	Cwt.	lbs.		£.	s.
May 18	Schr. Eliza,	Forest,	Halifax.			4	449					4	379	24	3	29	0	4
20	Ship Mary,	Munro,	Leith.			1	30									1	10	0
31	Brig Thompson,	Thompson,	Liverpool.			9	952	2	262					13	3	70	0	6
June 1	" Relief,	Dodd,	P. E. Island.			2	220									1	0	0
22	Schr. Boat Lively,	Johnstone,	Pictou.			2	125							2	2	1	0	0
July 17	3rig Nancy,	Johnston,	New-fd.-id.			2	125									6	5	0
August 9	Schr. Eliza,	Forest,	Halifax.			5	567	1	10			4	395	27	2	36	4	11
24	Ship Cyrus,	Robertson,	Leith.			1	6	3	368			3	300			30	14	9
October 12	Brig Ann,	Maulson,	Liverpool.			7	787					2	184	13		41	1	0
Nov. 11	Schr. Susan,	Le Blanc,	Halifax.			4	461					1	125	17		32	11	4
						418	134359	6	640	1	1	1	125	17		£258	17	10

Richibucto, December 31st, 1822.

BEN. M. GOLDSMITH, Deputy Treasurer.

Abstract of Duties for 1822.

88 Gallons Wine	at 1s. 6d.	-	-	-	-	£ 6 12 0
3591 " Rum	" 1 0	-	-	-	-	179 11 0
640 " Gin and Brandy	" 1 6	-	-	-	-	48 0 0
1258 " Molasses	" 0 1	-	-	-	-	5 4 10
97 Cwt. 2Qrs. Sugar.	" 4 0	-	-	-	-	19 10 0
						£258 17 10

Richibucto, December 31st, 1822.

BEN. M. GOLDSMITH, Depy. Treasurer.

ENTRIES OF SHIPS AND MERCHANDIZE

Subject to the Ordinary Province Duties at Shediac, New-Brunswick, between the 31st day of December 1821, and the 31st day of December 1822.

1822 Date of Entry.	Vessels' Names.	Masters' Names.	Where From.	Rum at 1s.		Wine, Brandy and Gin 1s. 6d.		Sugar 2s. 6d.		Molasses 1d.		Amount of Duties.			
				Casks.	Gallons.	Casks.	Gallons.	Cwt.	Gals.	Casks.	Gallons.	£.	s. d.		
May 29	Ship Wolga,	Brown,	Hull.	1	38	5	627						48	13	6
June	Brig Dart,	Gibson,	Sunderland.			1	120						9	0	0
June	Sr. Ld. M'Donald,	Long,	Newfd. land.	2	160					1	100		8	8	4
July 15	Brig Matty,	Johnston,	Whitchaven.	4	451								22	11	0
Nov. 18	Schr. Hope,	Harrington,	Halifax.	7	644	7	774	10	1	2	208		4	2	10
													£9	11	18

Shediac, New-Brunswick, January 1st 1823.

WILLIAM HARRINGTON, Depy. Prov. Treasurer.

ABSTRACT of DUTIES,

From the 31st December 1821, to the 31st December 1822.

644 Gallons of Rum	at	1 0	£ 32 4 0
774 do of Wine, Brandy, and Gin	"	1 6	58 1 0
10 Cwt. of Sugar	"	2 6	1 5 0
308 Gallons of Molasses	"	0 1	1 5 8
			92 15 8
			9 5 6 $\frac{3}{4}$
			83 10 1 $\frac{1}{4}$
			18 1 2
			£ 101 11 3 $\frac{1}{4}$

Amount of Commission on £92 15 8 at 10 per cent

4334 Tons of Shipping at 1d. per ton for Disabled Seamen

Shediac, New-Brunswick, January 1st, 1823.

WILLIAM HARRINGTON, Depy. Prov. Treasurer.



PROVINCE of NEW-BRUNSWICK,

General State of the Public Accounts with John Robnison, Province Treasurer,

Cr.

Dr.

Date.	Payments.	Amount.	Date.	Receipts.	Amount.
1822			1822		25252 0 6½
Dec.	31 To Amount of 277 Warrants on the Province Treasury, paid between 1st January, 1822, and this date, as per Account. - - - - - No. 6	1759 0 18 7½	Jan.		
"	To do. of 109 Cases of Drawbacks paid at the Treasury in 1822, as per do. - - - - - No. 7	2682 11 10	Feb.	210	
"	To do. paid on account of Interest of Loan, as per do. - - - - - No. 8	129 4 9½	July	6 8 7½	
"	To do. of Treasury Notes destroyed as per do. No. 9	915 0	Nov.	422 3	
"	To do. of Bonds sent to the Attorney General to be put in Suit, as per List. - - - - - No. 10	79 1 6	Dec.	1855 7 5	2286 9 0½
"	To Balance remaining in the Province Treasury this day in Bonds and Cash. - - - - -	29171 0 3	"	786 16 2½	
			"	13424 7 3½	
			"	61414 4	
			"	47	
			"	29619 1	151691611
			"	2210 7 8	
			"	3261 19 11	
			"	719 9 1½	
			"	513 14 7½	
			"	75 15	
			"	145 15	
			"	17 4 2	
			"	10	6954 5 6
		£496212 0			£496212 0

Saint John, New-Brunswick, December 31st, 1822.
JOHN ROBINSON,



THURSDAY, 27th MARCH, 1823.

In consequence of the extreme illness of His Excellency the Lieutenant-Governor, the House met at 7 o'clock this morning.

A Message from the Council.

Mr. *Lockwood* delivered the Message, as follows :

“ Mr. *Speaker*,---The Council have agreed to the bill ‘ for altering the Terms of holding the General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland.’ ”

And then Mr. *Lockwood* withdrew.

A Message from the Council.

Mr. *Black* delivered the Message, as follows :

“ Mr. *Speaker*,---The Council have agreed to the resolutions of Appropriation, dated 25th and 26th March, sent up by the House for concurrence : And they have likewise agreed to the bill ‘ to increase the Revenue of the Province, by imposing a duty upon all Rum and other Spirituous Liquors that shall be distilled within the same :’ And also to the bill ‘ to provide for the calling in the Arms issued to the Militia of this Province.’ ”

And then Mr. *Black* withdrew.

Read a first, second, and third time, the bill “ to appropriate a part of the Public Revenue for the services therein mentioned.”

Resolved that the bill do pass.---And ordered that Mr. *M'Kay* and Mr. *Campbell*, carry the same to the Council and desire their concurrence thereto.

Read a second and third time, the bill “ to appropriate a part of the Public Revenue for the ordinary services of the Province.”

Resolved that the bill do pass.---And ordered that Mr. *Stubs* and Mr. *Miles*, carry the same to the Council and desire their concurrence thereto.

A Message from the Council.

Mr. *Black* delivered the Message, as follows :

“ Mr. *Speaker*,---The Council have agreed to the bill ‘ to appropriate a part of the Public Revenue to provide for the ordinary services of the Province’ : And also the bill ‘ to appropriate a part of the Public Revenue for the services therein mentioned.’ ”

And then Mr. *Black* withdrew.

A Message was delivered by the Gentleman Usher of the Black Rod, requiring the attendance of the House in the Council Chamber.

The House having attended, the Clerk of the Council read a Commission under the Great Seal of the Province, appointing His Honor the *Chief Justice*, and the Honorable *Ward Chipman*, and *John Murray Bliss*, Esquires, or any two of them, Commissioners in the name and behalf of His Excellency the *Lieutenant-Governor*, to assent to, and enact certain Bills which had been passed by the Legislative Council and House of Assembly, during the present Session : the titles of which Bills were recited in the said Commission.

His Honor the *Chief Justice*, and the Honorable *Ward Chipman*, Esquire, two of the Commissioners so appointed by and under the authority of the said Commission, thereupon gave, in behalf of His Excellency, assent to the Bills so named in the said Commission---And which are as follow :

“ A bill to continue an Act intituled An Act for the better regulation of Licences to Taverns, Inns, and Houses for selling Strong Liquors by retail.”

“ A bill to continue an Act intituled An Act more effectually to provide for the support of a Nightly Watch in the City of Saint John.”

“ A bill to continue an Act 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 Land or Meadows, within the said County."

" A bill to continue an Act intituled An Act to authorize the Justices of the Peace, in their General Sessions, to establish Ferries in their respective Counties."

" A bill in addition to an Act to regulate the exportation of Fish."

" A bill in addition to an Act intituled An Act for the regulation of Booms for securing Masts, Logs, and Lumber, in the County of Charlotte."

" A bill to repeal an Act intituled An Act to increase the Revenue of this Province, by imposing a duty on certain merchandize."

" A bill for regulating the inspection of Fish to be consumed within the Province."

" A bill in further amendment of the Laws now in force for the support and relief of confined Debtors, and for the further relief of Debtors with respect to the imprisonment of their persons."

" A bill for erecting a part of the Parish of St. Stephen and the Country adjacent, in the County of Charlotte, into a separate and distinct Town or Parish."

" A bill to amend an Act intituled An Act to provide for and maintain an armed Cutter for the protection of the Revenue of this Province."

" A bill to repeal an Act intituled An Act for granting bounties on grain raised in this Province."

" A bill in amendment of an Act for relief against absconding Debtors."

" A bill to continue an Act intituled An Act for granting further aid in support of the Grammar School in the Town of St. Andrews."

" A bill further to continue and alter an Act for the preservation of Oysters in the Counties of Westmorland and Northumberland."

" A bill to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature of this Province."

" A bill in addition to an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled An Act for enabling the Justices of the Supreme Court to try all causes at Nisi Prius, and authorising Attornies of the Supreme Court to practice in the Inferior Courts of Common Pleas in this Province."

" A bill to amend an Act intituled An Act subjecting real estate in the Province of New-Brunswick to the payment of Debts, and directing the Sheriff in his proceedings thereon."

" A bill to amend an Act intituled An Act for the better extinguishing Fires which may happen in the Towns of Fredericton and St. Andrews."

" A bill for the regulation of Booms for securing Masts, Logs, and Lumber, in certain parts of the County of Northumberland."

" A bill to encourage the Commerce of this Province, by granting bounties on the exportation of certain articles."

" A bill to impose a duty on certain articles imported from any Foreign State in North or South America."

" A bill in further amendment of the Laws for regulating the Fisheries in the County of Northumberland."

" A bill to alter the Act for the establishment of Grammar Schools in several Counties in this Province."

" A bill for the encouragement of Parish Schools in this Province."

" A bill to alter and amend an Act intituled An Act to provide for the support of a Light-House to be built on Partridge Island."

" A bill.

“ A bill for altering the Term of holding the General Sessions of the Peace and Inferior Courts of Common Pleas in the County of Westmorland.”

“ A bill to explain and amend the Laws now in force for the organization and regulation of the Militia of this Province.”

“ A bill further to increase the Revenue of the Province, by imposing a duty upon all Rum and other Spirituous Liquors that shall be distilled within the same.”

“ A bill to provide for the calling in the Arms issued to the Militia of this Province.”

“ A bill to appropriate a part of the Public Revenue to provide for the ordinary services of the Province.”

“ A bill to appropriate a part of the Public Revenue for the services therein mentioned.”

His Honor the *Chief Justice* then addressed both Houses to the following effect :

“ *Gentlemen of the Council,*

“ *and Gentlemen of the Assembly,*

“ It being His Excellency's will and pleasure that this General Assembly be prorogued to the first Wednesday in June next: We the Commissioners appointed under and by virtue of the Commission under the Great Seal of the Province, do, in behalf of His Excellency, prorogue this General Assembly, and the same is accordingly prorogued to the first Wednesday in June next.”