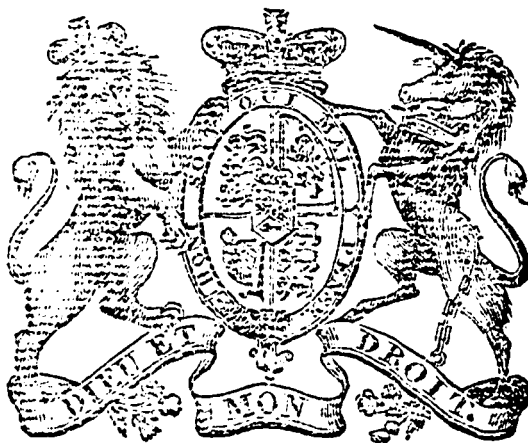


JOURNAL
OF THE
HOUSE OF ASSEMBLY
OF THE
PROVINCE
OF
NEW-BRUNSWICK:

FROM THURSDAY THE 11th DAY OF JANUARY, TO SATURDAY THE 16th DAY OF MARCH, 1816.



FREDERICTON :

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1816.

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

MAJOR-GENERAL GEORGE TRACEY-SMYTH, PRESIDENT.

FREDERICTON, THURSDAY, the 11th day of JANUARY, 1816.

THE GENERAL ASSEMBLY having been Prorogued by several Proclamations until this Day, then to meet for the dispatch of Business. The House met.

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

HIS HONOR the PRESIDENT commands this Honorable House to attend him in the Council Chamber immediately ; accordingly the House went up to attend His HONOR the PRESIDENT in the Council Chamber ; and having returned

Read a first time, " a Bill to ascertain Rateable Estates in this Province and " for other purposes therein mentioned."

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

" *Gentlemen of the Council; and*

" *Gentlemen of the Assembly,*

" THE most important objects that I have to recommend to your deliberation
" (after what concerns the Revenue, and the ordinary exigencies of the Pro-
" vince) are the renewal of the Militia Law,--the permanent establishment of
" Schools in the several Counties, for the Instruction of Youth,--the opening and
" amending of the Roads,--and the improvement of the navigation of our principal
" Rivers.

" I shall not dwell upon the evident importance of the establishment of such a
" Militia Law as will enable the Loyalty of the Province to be brought forward
" in

“ in its defence upon any sudden emergency, however apparently unnecessary it
 “ may be to anticipate such a call in our present state of Peace.

“ The great advantages resulting to every Country, from those habits of tem-
 “ perance, industry and loyalty, in the people at large, which are generally the re-
 “ sult of an early, and well directed education, are so obvious, that I need not
 “ press this important subject on your consideration.

“ There are few things which will more essentially contribute to the speedy and
 “ permanent settlement of the Province than the establishment of good Roads ;
 “ this object, therefore, will, I have no doubt, meet with your cordial support ; in
 “ the mode, however, hitherto pursued, of appropriating Monies for this purpose,
 “ there is reason to apprehend that the Sums voted have not been so productive
 “ as they might have been under different arrangements, and I therefore recom-
 “ mend the adopting some general plan, which your wisdom and experience will
 “ point out, for giving greater effect to any future grants for this service.

“ With the establishment of Roads is intimately connected the improvement of
 “ the navigation of our Rivers, not only as it concerns the general convenience
 “ and advantage of the Inhabitants, but also as the means of facilitating and ex-
 “ tending the Commerce of the Province.

“ *Gentlemen of the Assembly,*

“ The Treasurer’s account, and such other documents as may be necessary for
 “ your information, shall be laid before you ; by these you will find that the flou-
 “ rishing state of our Commerce, and the consequent increase of the Revenue,
 “ have been such as to put into your hands ample means of laying a foundation
 “ for great and permanent improvements, in points intimately connected with the
 “ future prosperity of the Province.

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

“ After a contest so long and arduous, so obstinate and sanguinary, as hardly
 “ to have a parallel, a contest in which the nation, to which it is our pride and
 “ happiness to belong, has borne a most distinguished part, Europe at length re-
 “ poses in a secure and honorable Peace.

“ During the continuance of our long warfare, the successes of the Enemy have
 “ at times been such as to excite the most serious apprehensions ; but a final
 “ stroke was given to his illegitimate power in the great and mighty Battle of
 “ Waterloo---a Battle fought by our matchless HERO, the DUKE of WELLING-
 “ TON, and in which most sanguinary contest, the bravery and discipline of the
 “ Army under his command were eminently conspicuous ; and while, with the
 “ deepest feeling of thankfulness, we acknowledge the signal mercies that have
 “ been vouchsafed to us, amidst surrounding desolation, let us not forget the
 “ brave men, by whose unexampled exertions, under DIVINE PROVIDENCE, the
 “ glory of the British Nation has been raised to such a brilliant height, and the
 “ best interest of mankind so nobly preserved.

“ It must be truly gratifying to every generous mind to witness the prompti-
 “ tude, with which the nation has stepped forward, to relieve, by their liberality;
 “ in the only way practicable, the sufferings of those brave Men who have survi-
 “ ved, and the Families of those who fell in the Field of Battle. In so laudable an
 “ exertion of Patriotism, I trust this loyal Province will not be surpassed by any
 “ part of the King’s Dominions.

“ I sincerely congratulate you upon the increasing prosperity of the Province,
 “ which, while other Countries have been groaning under the distresses incident to
 “ war, has been wholly exempted from any of those calamities ; and when we
 “ consider that, under the favor of DIVINE PROVIDENCE, it is to the British Con-
 “ stitution that we are principally indebted for the many advantages we now

“ possess

“possess ; it must confirm our steady and zealous attachment to that Sovereign and that Country which has extended to this Colony a Constitution so nearly resembling the pre-eminent original.”

On Motion of Captain *Agnew*, Resolved, that an Address be presented to His HONOR the PRESIDENT in answer to his Speech.

Ordered, that Captain *Agnew*, Mr. *R. Pagan*, and Mr. *Street*, be a Committee to prepare the same.

Ordered, on Motion of Mr. *Street* that the Reverend *James Somerville* be Chaplain of this House in the room of the Reverend *James Bissett*, deceased.

Captain *Agnew* gave notice of his intention to bring forward, at an early day, a motion respecting the expenditure of public Money.

Ordered, that *George Kilman Lugin*, King's Printer, do forthwith strike off Fifty Copies of His HONOR the PRESIDENT'S Speech to this House.

The House then adjourned until to-morrow morning at eleven o'Clock.

FRIDAY, the 12th day of JANUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Campbell* in the Chair, went into consideration of His HONOR the PRESIDENT'S Speech.

The *Speaker* resumed the Chair---the Chairman reported, that the Committee had gone into consideration of His HONOR the PRESIDENT'S Speech, and that it was their opinion that a Committee should be appointed to examine what Laws have expired or are near expiring, and to report thereon.---And also, that a Committee be appointed to revise the Militia Law.

Ordered, that Mr. *Leonard*, Mr. *Johnston*, and Mr. *William Pagan*, be a Committee to examine what Laws have expired, or are near expiring, and that the *Attorney General*, Mr. *Campbell*, Mr. *Humbert*, Major *Ward*, and Major *Allen*, be a Committee to revise the Militia Law.

Ordered that the Journal of this House be daily, or as soon as a copy of the same can be prepared by the Clerk, printed by the King's Printer, and that he furnish fifty Copies thereof, for the use of the Legislature.

Mr. *Humbert* gave notice that he intended to bring forward to-morrow, a Motion respecting the House being deprived of the use of the room adjoining that in which the House sits.

Ordered, that the further consideration of His HONOR the PRESIDENT'S Speech, be postponed until to-morrow.

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

SATURDAY, the 13th day of JANUARY, 1816.

PRAYERS.

Mr. *Humbert*, by leave, brought in “ a Bill to regulate the exportation of Plaster of Paris otherwise called Gypsum, from this Province,” which was read a first time by its title.

Mr. *Humbert*, by leave, brought in “ a Bill to provide for the relief of sick and disabled Seamen in the several Sea Ports and Harbors within this Province,” which was read a first time by its title.

Mr. *Humbert* gave notice that he should postpone his motion respecting the Room adjoining the House of Assembly Room, until Tuesday next.

Mr.

Mr. *Belding*, by leave, brought in "a Bill for increasing the number of Members to represent the County of Northumberland," which was read a first time by its title.

The House adjourned until Monday morning next, at 11 o'Clock.

MONDAY, the 15th day of JANUARY, 1816.

PRAYERS.

Read a second time "a Bill to ascertain Rateable Estates in this Province, and for other purposes therein mentioned."

Ordered that the said Bill be committed on Monday next, and that twenty copies thereof be immediately printed for the use of the Members.

Captain *Agnew* of the Committee appointed to prepare an Address in answer to His HONOR the PRESIDENT'S Speech, reported a draught thereof, which he read in his place, and the same being delivered and read at the Clerk's Table was on motion of Mr. *William Pagan* committed to a Committee of the whole House.

The *Speaker* left the Chair.

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

The House in Committee went into consideration of the Address in answer to His HONOR the PRESIDENT'S Speech, and having gone through the same, paragraph by paragraph

The Chairman left the Chair of the Committee.

The *Speaker* resumed the Chair.

The Chairman reported that the Committee had agreed to the Address with amendments, which was read as amended, and is as follows :--

" To His Honor Major-General GEORGE STRACEY SMYTH, President
" 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 HONOR,

" The House are highly pleased with the Speech of your HONOR at the opening of this Session of the Legislature.

" Sensible of the importance of the objects recommended by your HONOR, the House will, without delay, take them into their serious consideration.

" Their utmost endeavours will be used to frame such a Militia Law as they trust will, on any sudden emergency do justice to the loyalty of the Province, and be suitable to its present peaceful situation.

" To cultivate the advantages resulting from habits of temperance, industry, and loyalty, alluded to by your HONOR, as the effects of an early and well directed education, is a duty the Legislature owe the Country too obvious to be neglected.

" The House will readily provide for the improvement of the Roads, and under the suggestion of your HONOR, endeavour to give greater effect to their Grants for this service, by providing a different arrangement in the expenditure---and, convinced of the importance of the Navigation of our Rivers this latter subject shall also have their serious consideration.

" The House will pay every attention to the Treasurers Accounts and such other Documents as by your HONOR'S direction, may be laid before them; and are highly gratified to understand that the increase of the Revenue will enable them to lay the foundation of such improvements as may promote the future

“ future prosperity of the Province.

“ The House most cordially congratulate your HONOR on the signal Victory obtained in the great and mighty Battle of Waterloo, achieved by our matchless Hero the DUKE of WELLINGTON : by whose unparalleled skill and exertions, and by the bravery and discipline of the Army under his command, the glory of the British nation has been raised to such a brilliant height. Europe at length reposes in peace, and under DIVINE PROVIDENCE the best interests of Mankind have been nobly preserved

“ With the deepest feeling of sensibility the House notice the promptitude with which the nation has stepped forward to relieve by its liberality, the Sufferers in this memorable, but sanguinary conflict ; and they rejoice to find the loyal Province of New-Brunswick following so laudable an example.

“ That the increasing prosperity of this Province (whilst other countries have been suffering under all the calamities of war) is a blessing under DIVINE PROVIDENCE derived from our happy Constitution, the House are truly sensible : And in the due appreciation of the benefits and advantages they enjoy, are, and will ever remain steadily confirmed in their uniform and zealous attachment to their King and Country.”

And being read a second time, resolved unanimously that the same be engrossed, signed by the Speaker and presented to His HONOR the PRESIDENT by the whole House.

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

TUESDAY, the 16th day of JANUARY, 1816.

PRAYERS.

Ordered, that Captain *Agnew* and Mr. *Street* wait on his HONOR the PRESIDENT to know when he will be pleased to receive this House with their Address.

The *Speaker* stated to the House that during the recess he had received a Letter from *Lewis M. Wilkins, Esquire, Speaker* of the House of Assembly of the Province of Nova-Scotia, respecting the Plaister of Paris trade, which was read, and ordered to lie on the Table.

Captain *Agnew* from the Committee appointed to wait on His HONOR the PRESIDENT, to know when he would be pleased to receive this House with their Address, reported that His HONOR said that he would receive the same on Thursday next at one o'Clock, in the Council Chamber.

Ordered, that Mr. *Botsford* be of the Committee to revise the Militia Law, in the room of Mr. *Humbert*, who has leave to withdraw from the same.

Mr. *Leonard* from the Committee appointed to enquire what Laws have expired, or are near expiring, reported, that

“ An Act for the better regulation of Licences to Inns, Taverns, and Houses for selling strong Liquors by retail,” will expire on the 7th of March, 1816, or at the end of the present Session of the General Assembly.

That “ An Act further to continue for a limited time, an Act intituled an Act for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province,” will expire at the end of the present Session.

That “ An Act to empower and authorize the Justices of the County of Westmorland at their General Sessions of the Peace to regulate the grazing and depasturing of the several Marshes, low Lands and Meadows within the said County,” will expire on the 7th of March, 1816, or at the end of the present Session of the General Assembly.

That "An Act to continue for a limited time an Act to provide for the more effectually repairing the Streets and Bridges in the City and County of Saint John," will expire on the 7th of March, 1816, or at the end of the present Session.

That "An Act to continue an Act for raising a Revenue in this Province, and the Acts in amendment thereof," will expire on the 1st of April, 1816.

That "An Act for laying additional Duties on certain Articles imported into this Province," will expire on the first of April, 1816.

That "An Act to continue and amend an Act, entitled an Act, for regulating the Militia," will expire at the end of the present Session.

That "An Act for the preservation of Oysters in the Counties of Westmoreland and Northumberland," will expire at the end of this Session.

That "An Act to provide for the accommodation and billeting of His MAJESTY'S Troops and the Militia when on their march," expires at the end of this Session.

That "An Act for the more effectual prevention of Desertion from His MAJESTY'S Forces," and an Act in addition to an Act, entitled "An Act for the more effectual prevention of Desertion from His MAJESTY'S Forces," expired in the year 1815, and that that part of an Act, entitled "an Act for encouraging and extending Literature in this Province," which provides for the establishment of County Schools, will expire on the 5th of March next.

Mr. *Humbert* gave notice that he should postpone bringing forward the motion respecting the Room adjoining the Room in which the House sits, until Friday next.

Read a second time "a Bill for increasing the number of Members to represent the County of Northumberland," and ordered that the further consideration thereof be postponed until Tuesday next.

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

WEDNESDAY, the 17th day of JANUARY, 1816.

PRAYERS.

Mr. *Attorney General* from the Committee appointed to revise the Militia Law brought in a Bill under the following title, viz. "A Bill for the organization and regulation of the Militia of this Province," which was read a first and second time and ordered to be committed on Friday next.

Mr. *P. Fraser* presents a petition from *James Kidston*, praying that duties to the amount of £44 : 10s : 3d exacted from him as a transient trader, may be refunded to him, which was received, and

Ordered to lie on the Table.

On Motion of Mr. *Attorney General*, ordered, that the House do go into Committee of the whole House in further consideration of His HONOR the PRESIDENT'S Speech.

The *Speaker* left the Chair,

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

Mr. *Campbell* left the Chair of the Committee.

The *Speaker* resumed the Chair.

The Chairman of the Committee reported that the Committee had directed him to report progress, and that it is the opinion of the Committee, that a select Committee be appointed to prepare a Bill for the permanent establishment of Schools throughout the Province.

Ordered

Ordered, that Mr. *Attorney General* and Mr. *Botsford* be a Committee to prepare a Bill for the permanent establishment of Schools throughout the Province.

Mr. *R. Pagan* presents a Petition from the Inhabitants of Saint Andrews, in the County of Charlotte, and others, praying assistance toward the erection of a Grammar School in Saint Andrews which is ordered to lie on the Table.

Resolved, on motion of Mr. *Attorney General*, that an humble Address be presented to His HONOR the PRESIDENT praying that his HONOR will be pleased to order that this House be furnished with Copies of such parts of the Royal Commission and Instructions as may be necessary for the information and guidance of the House.

Ordered that Mr. *Attorney General* and Mr. *Humbert* be a Committee to present the same.

Read a second time "a Bill to regulate the exportation of Plaister of Paris otherwise called Gypsum, from this Province; And ordered to be committed on Saturday next.

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

THURSDAY, the 18th day of JANUARY, 1816.

PRAYERS.

Mr. *Speaker* communicated to the House a letter which he had received from *A. L. Lockwood*, Maritime Surveyor, Royal Navy, on the subject of a Light-House on South Seal-Island, and of a Survey of the Bay of Fundy, which was ordered to lie on the Table.

Mr. *Robert Pagan* presented a petition from *Hugh Johnston and Son*, and *John Ward and Son*, praying for an additional draw-back on Rum by them exported in 1813, which was ordered to lie on the Table.

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

"GENTLEMEN,

"I thank you for this Address, and I hope that your exertions for the welfare and advantage of the Province, in which I shall most heartily co-operate, will be crowned with success."

Mr. *Leonard* presented a Petition from sundry persons of King's County, praying a sum of Money to lay out and make a Carriage Road from Gondola Point to the City of Saint John, which was ordered to lie on the Table.

Mr. *Attorney General*, by leave, brought in a Bill to erect into a Town or Parish the settlement on the Washadamoiac River, commonly called New-Canaan Settlement, which was read a first time.

A general statement of the Treasurer's Accounts by order of His HONOR the PRESIDENT, was laid before the House, and ordered to lie on the Table.

Mr. *Campbell* presented a Petition from the Rector, Wardens and Vestry of St. Stephens in the County of Charlotte, praying aid towards erecting a Church in that Parish. Ordered that the same lie on the Table.

Mr. *Humbert* presented two Petitions from the Mayor, Aldermen, and Commonalty of the City of Saint John, the first praying an increase of Firemen in said City; the other praying an increase of Constables in said City, which were ordered to be laid on the Table.

On Motion of Mr. *Agnew*, resolved that an humble Address be presented to His HONOR the PRESIDENT praying that he will cause to be laid before the House, the Accounts and Vouchers which have been transmitted to the Secretary's

ry's Office, from the several and respective Persons who have been intrusted as Commissioners with the expenditure of Money on the Roads and Bridges throughout the Province, under the provisions of any Act or Acts of the General Assembly, passed in the years 1812 and 1814, and also, that His HONOR will be pleased to order to be laid before the House an account of the expenditure of the sum of £300 granted at the last Session for the purpose of assisting the Indians of the Malacite Tribe, in making settlements on, and cultivating and improving any Lands which may be granted them, or for their use.

Ordered, that Mr. *Agnew* and Mr. *Taylor* do present the same to His HONOR the PRESIDENT.

Mr. *Humbert*, by leave, brought in a Bill to increase the number of Firemen in the City of Saint John, and also a Bill to increase the number of Constables in the City of Saint John, which were read a first time.

Mr. *Botsford*, by leave, brought in a Bill to prevent the cutting or breaking down the Bank of any River, Sea Bank or Dykes, and for the preservation of the same, which was read a first time.

The Committee of Correspondence laid before the House several papers which were ordered to lie on the Table.

Mr. *Humbert* presented a Petition from the Justices of the Peace for the City and County of Saint John, praying to be reimbursed for expences incurred for the support of frozen Seamen, which was ordered to lie on the Table.

Mr. *William Pagan* presented a Petition from the President and Directors of the public Grammar School in the City of Saint John, praying for their aid, which was ordered to lie on the Table, together with Books of Accounts presented with the said Petition.

Mr. *Botsford* presented a Petition from the Roman Catholics residing in the City of Saint John, praying for aid to enable them to finish their Chapel, which was ordered to lie on the Table.

Mr. *Solicitor General* presented a Petition from *William Harris* praying farther aid towards establishing himself on the Miramichi Portage. Ordered to lie on the Table.

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

FRIDAY, the 19th day of JANUARY, 1816.

PRAYERS.

Mr. *Speaker* presented several Letters and Papers from *Nathaniel Atcheson*, Esquire, and the Province Agent, which were ordered to lie on the Table.

Mr. *Humbert* presents a Petition from *Elizabeth Tilton*, Widow of *Clayton Tilton*, praying for further aid. Ordered to lie on the Table.

Ordered that the Order of the Day for the House to resolve itself into a Committee upon the Bill for the organization and regulation of the Militia of this Province be now read, and the said Order being read accordingly, the House resolved itself into the said Committee.

Mr. *Speaker* left the Chair.

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

Mr. *Humbert* left the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

The Chairman of the Committee reported that the Committee had gone into the consideration of the Bill before them, had made some progress, and asked leave to sit again, which the House agreed to.

Mr. *Attorney General* reported that the Committee appointed to present the

Address

Address to His HONOR the PRESIDENT, praying for Copies of certain parts of the Royal Commission and Instructions, yesterday attended to that duty.

On motion of Mr. *Botsford*, resolved that a Committee be appointed to enquire by what authority this House is deprived of the use of the Committee Room now occupied by the Secretary of the Province. Ordered that Mr. *Botsford* and Mr. *Humbert* be a Committee for that purpose.

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

SATURDAY, the 20th day of JANUARY, 1816.

PRAYERS.

The Order of the Day being read. Ordered that the further consideration of the Gypsum Bill, be postponed until Tuesday next.

Mr. *Humbert* presented a petition from the Mayor, Aldermen and Commonalty of the City of Saint John, praying for "an Act to establish and provide for the support of a nightly Watch within the City of Saint John," which was ordered to lie on the Table.

Mr. *Humbert*, by leave, brought in a Bill to establish and provide for the support of a nightly Watch within the City of Saint John, which was read a first time.

Mr. *Humbert* presented a Petition from *John Munro*, praying relief from the House for work done on the Roads under a Contract with *Charles I. Peters*, Esquire, a Commissioner. Ordered that the said Petition be not received.

Mr. *Humbert*, presented a Petition from *John Munro* and other Inhabitants of Saint John, praying aid in opening a Road from Frog-Pond to Loch-Lomond, which was ordered to lie on the Table.

On motion of Mr. *Bliss*, resolved that the House do go into Committee in further consideration of His HONOR the PRESIDENT'S Speech.

The *Speaker* left the Chair.

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

The Chairman left the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

The Chairman reported that it is the opinion of the Committee, that a Committee should be appointed to prepare and bring in a Bill to establish and regulate the great Roads of Communication in this Province, and for improving and repairing the same, and that a Committee should be appointed for the purpose of ascertaining what sums are wanted for the bye Roads and Bridges in the several Counties in this Province. Which report was received.

Ordered, that Mr. *Attorney General*, Mr. *Botsford*, and Mr. *R. Pagan* be a Committee to bring a Bill to establish and regulate the general Roads of Communication in this Province and for improving and repairing the same.

Ordered that Mr. *Agnew*, Mr. *Street*, Mr. *Leonard*, Mr. *Johnston*, Mr. *Campbell*, Mr. *Chapman*, Mr. *Belding*, and Mr. *Attorney General* be a Committee for the purpose of ascertaining what sums are wanted for the bye Roads and Bridges in the several Counties of this Province.

Mr. *Solicitor General* presented a Petition from *Jane M'Pherson*, Widow of the late Door Keeper of this House, praying relief. Ordered to lie on the Table.

Mr. *Attorney General* gives notice that he shall move that the order of Monday last for going into the consideration of the Assessment Law, on Monday next, be postponed until Wednesday following.

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

MONDAY,

MONDAY, the 22d day of JANUARY, 1816.

PRAYERS.

Extracts from the Royal Instructions to Sir *George Prevost*, Bart. dated the twenty-second day of October, 1811, were laid before the House by order of His HONOR the PRESIDENT.

Read a second time, a Bill to establish and provide for the support of a night-ly Watch within the City of Saint John. Ordered that the said Bill be committed.

Read a second time, a Bill to increase the number of Constables in the City of Saint John. Ordered that the said Bill be committed to-morrow.

Read a Second time, a Bill to increase the number of Firemen in Saint John. Ordered that the said Bill be committed to-morrow.

Mr. *Agnew* from the Committee appointed to present the Address to His HONOR the PRESIDENT, praying that he will cause to be laid before the House the Accounts and Vouchers which have been transmitted to the Secretary's Office from the several and respective Persons who have been intrusted as Commissioners with the expenditure of Money on the Roads and Bridges throughout the Province under the provision of any Act or Acts of the General Assembly passed in the years 1812 and 1814; and also, that His HONOR will be pleased to order to be laid before the House an account of the expenditure of the sum of £300 granted at the last Session for the purpose of assisting the Indians of the Malicite Tribe in making Settlements on and cultivating and improving any Lands which may be granted them or for their use, reports that the Committee had presented the said Address.

The order of the day being read. Ordered that the further consideration of the Assessment Law be postponed until Thursday next.

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

TUESDAY the 23d day of JANUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Humbert* in the Chair went into farther consideration of the Militia Bill. The *Speaker* resumed the Chair

The Chairman reported that the Committee had agreed to the Bill with amendments, and being read, on motion of Mr. *Attorney General*, ordered that the report be not received until to-morrow.

Ordered, that the farther consideration of the Bill to increase the number of Constables in the City of Saint John, be postponed until to-morrow. Ordered that the Bill to increase the number of Firemen in the City of Saint John, be postponed until to-morrow.

Ordered that the consideration of the Bill for encreasing the number of Members to represent the County of Northumberland, be postponed till to-morrow.

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

WEDNESDAY, the 24th day of JANUARY, 1816.

PRAYERS.

The House in Committee, Mr. *P. Fraser* in the Chair, went into consideration of a Bill to increase the number of Constables in the City of Saint John. The
Speaker

Speaker resumed the Chair. The Chairman reported that the Committee had agreed to the Bill, which report was received. Ordered, that the Bill be engrossed.

Ordered, on motion of Mr. *J. Fraser*, that the further consideration of the Bill for increasing the number of Members to represent the County of Northumberland, be postponed until Wednesday next.

The House in Committee, Mr. *Campbell* in the Chair, went into consideration of a Bill to increase the number of Firemen in the City of Saint John. The *Speaker* resumed the Chair. The Chairman reported that the Committee had agreed to the Bill, which report was received. Ordered, that the Bill be engrossed.

Resolved, in consideration of the general good conduct of the New-Brunswick Fencible Regiment, that the sum of £200, be vested in the hands of His Honor the PRESIDENT, for the purpose of affording temporary relief to such of the non-commissioned Officers and Privates of the said Regiment, about to be disbanded at this inclement season of the year as may be found entitled to, and in need of the same.

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

The papers requested by the Address of the 18th inst. were laid before the House, by order of His Honor the PRESIDENT. Ordered that the same do lie on the table.

Mr. *W. Pagan* by leave brought in a Bill to alter an Act, entitled an Act, to alter and amend an Act, intituled "An Act, for the further regulation of Fisheries, and for preventing their decay," and also to alter another Act, intituled "An Act, for the further regulation of Fisheries, and for preventing their decay;" which was read a first and second time, and ordered to be committed on Friday next.

Mr. *Botsford* from the Committee, appointed to inquire by what authority this House is deprived of the Committee-Room, now occupied by the Secretary of the Province. Reported as follows:---

That your Committee in pursuance of the order of this House, have made the necessary inquiry. In the course of which, they were informed by *William F. Odell*, Esquire, Secretary of the Province, that he had fitted up the above alluded to Room, and had occupied the same as the Secretary's Office, in conformity to an order of His MAJESTY'S Council, made the 12th day of August, 1814.

That the said order, as your Committee were further informed by the Secretary of the Province, had been made upon the suggestions of some of His MAJESTY'S Council, which were to the following effect:

That the many and very important public Papers, that were of necessity deposited in the Secretary's Office, would be less liable to accident and loss by having the Secretary's Office in the Province Hall, than if kept in any private Dwelling House.

That as it was necessary for His MAJESTY'S Council to have frequent reference to, and occasion for public Papers on file in the Secretary's Office, and great delays had arisen in transacting the Public business, owing to the distance of the said Office from the Council Chamber. It was thought that the fitting up, and allotting the Room above alluded to, for the use of the Secretary's Office, would greatly tend to the dispatch of the Public business.

That your Committee have caused a copy of the order of His MAJESTY'S Council above-mentioned, as also a copy of another order relating to the said Room, entered in the Council Books the 15th day of March, 1810, to be made, which they beg leave herewith to submit.

And your Committee beg leave further to state, that they find that the Room the subject of this inquiry, had previously to its being allotted for the use of the

Secretary's Office, been used by the Judges of His MAJESTY'S Supreme Court of Judicature for this Province for their accommodation.

That your Committee have made a number of extracts from the Journals of the House, which in their opinion, have a relation to the subject of this inquiry, and which they beg leave to submit to the House. The Speech of His Excellency the Lieutenant-Governor, delivered to the two Houses in their Session, held in the year 1791, contains the following paragraph:---

“ It is also highly requisite that some provision be made for the decent accommodation of the General Assembly and the Courts of Justice; I have therefore directed a plan for this purpose, to be prepared and submitted to your consideration.” That the House in their answer to the said Speech, as entered on their Journals, replied in the following words: viz. “ We shall pay all due attention to the plan which your Excellency has directed to be prepared and laid before us as the decent accommodation of the General Assembly, and the Courts of Justice, are objects exceedingly desirable.” That your Committee also find the following entries made in the Journals during the said Sessions; “ and that a select Committee be appointed to inspect and examine the Plan and Building referred to in His Excellency the Lieutenant-Governor's Speech, and report to the House therein.”

“ Ordered, That the said report be accepted, and that Mr. *Dixon*, Mr. *Glenie*, Mr. *Rogers*, Mr. *Hardy* and Capt. *Lyman*, be a Committee to inspect and examine the Plan and Building referred to in His Excellency's Speech, and report thereon.”

“ Resolved, That it is the opinion of this Committee, that Commissioners be appointed by the House to prepare and report at the next Session, a Plan and Estimate of the expence of proper Buildings for the accommodation of the General Assembly, and the Courts of Justice; and that the sum of £100, be granted to the said Commissioners, to purchase such Boards and Plank therefor, as may require seasoning before they are wrought up. Ordered that the said report be accepted.”

That your Committee find the following entry on the Journals of the House for their Session, held in the year 1792.---Viz:

“ The Commissioners appointed last Session, to prepare a Plan and estimate of the expence of proper Buildings for the accommodation of the General Assembly and Courts of Justice. Reported a Plan and Estimate thereof, which was ordered to lie on the Table.”

That in the Speech delivered to the House, on the opening of the Sessions in the year 1793, your Committee find the following words: “ A Plan of a suitable Building for the decent accommodation of the General Assembly and the Courts of Justice, and for which a convenient situation in the Town of Fredericton has been allotted, was recommended to the consideration of the late House of Assembly.” That the answer of the House of Assembly to His Excellency's Speech, contains the following paragraph: “ We are fully satisfied of the importance of the objects so particularly and earnestly recommended by your Excellency, that some plan of a suitable Building for the decent accommodation of the General Assembly and Courts of Justices, should be adopted and provided for.”

That your Committee on searching the Journals of the House, for the Session in the year 1793, find the following entry.---Viz:

“ The Honorable *John Saunders*, Esq. by order of His Excellency the Lieutenant-Governor made a report of the expenditure by him, of a part of the sum granted in the last Session for the purchase of Boards and Plank for Building a House for the accommodation of the General Assembly and Courts of Justice.” “ Ordered, That it lie on the Table.”

That in the Journals of the House for the Session in the year 1801, your

Committee find the following Message from the Lieutenant-Governor to the House of Assembly.

*“ Message from the Lieutenant-Governor, to the House of
“ Assembly, 4th February, 1801.*

“ THOMAS CARLETON.

“ The Lieutenant-Governor informs the House of Assembly, that from the
“ several sums granted to him by acts of appropriation of the last Session for
“ defraying expences of the Province, together with the amount formerly ap-
“ propriated to the purchase of materials for erecting a Building for the accom-
“ modation of the General Assembly and Courts of Justice, he has been able to
“ apply to that important Service nearly *five hundred pounds*, which with other
“ sums amounting to about *five hundred* more, have been expended in erecting a
“ suitable Building for that purpose in Fredericton, and that the further expence
“ for finishing what has been thus begun, will probably not exceed *seven or eight*
“ *hundred pounds*, for which the Lieutenant-Governor recommends the requisite
“ provision to the consideration of the House.”

That your Committee find that in the year 1792, the sum of *one hundred pounds*, was granted in the following words, viz. “ To such person or persons
“ as His Excellency the Lieutenant-Governor shall be pleased to nominate for
“ that purpose, the sum of *one hundred pounds* to purchase such Board and Plank
“ as may require seasoning before they are wrought up, for the building of a
“ House to accommodate the General Assembly and the Courts of Justice, at
“ such place as His Excellency shall point out;” and also that the further sum
of *three hundred and fifty pounds* was granted in and by a Law of this Province,
entituled an Act, for appropriating certain monies for defraying the expences of
the Province, passed the 21st day of February, 1801, in the words following, viz.
“ To His Excellency the Lieutenant-Governor, towards completing the Build-
“ ing for the accommodation of the General Assembly and the Courts of Jus-
“ tice in Fredericton, the sum of *three hundred and fifty pounds*.”

That your Committee by a reference to the original Plan of the Province Hall,
find that the above alluded to Room is designated and marked on the same as a
Committee Room, and for which purpose they also find it was used by a Com-
mittee appointed by the House in the Sessions during the summer of 1808.

W. BOTSFORD.

STEPHEN HUMBERT.

IN COUNCIL, 15th MARCH, 1810.

It is the advice of this Board, that His Honor the PRESIDENT, do assign the
Room between that occupied by the House of Assembly, and that allotted for
the Supreme Court, in the Province-Hall as a Library, for the use of the Le-
gislation and the Supreme Court, and that a proper Person be appointed to
keep the Keys and have charge of the Province-Hall.

Whereupon ordered, that the Room in question be assigned as a Library, for the
uses before-mentioned; and it is further ordered, that the Clerk of the Supreme
Court be appointed to take charge of the Buildings and the Yard, and that
the Building be not allowed to be used for any other purposes than for the
accommodation of the Legislature, the Supreme Courts of Justice and the
Privy Council, without special permission.

IN COUNCIL, 12th August, 1814.

Ordered, that the middle Room on the ground floor in the Province-Hall, be
allotted and fitted up for the use of the Secretary's Office, the expence of so
doing to be defrayed out of the monies granted for Provincial Contingencies.

Extract from the Minutes.

WM. F. ODELL.

Ordered; that the said Report be received.

D

Ordered,

Ordered, that the House do now go into Committee, for the further consideration of the Militia Bill.

The *Speaker* left the Chair.

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

The *Speaker* resumed the Chair.

Mr. *Humbert* from the Committee, reported that he was directed by the Committee, to report the Bill with amendments under its title, and he delivered the Bill at the Clerk's Table, and the said Bill was read as amended, and ordered to be engrossed.

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

THURSDAY, the 25th day of JANUARY, 1816.

PRAYERS.

Read an engrossed Bill to increase the number of Firemen in the City of Saint John. Resolved that the Bill do pass. Ordered that Mr. *Humbert* and Mr. *Chapman*, do carry the Bill to the Council and desire their concurrence.

Read an engrossed Bill to increase the number of Constables in the City of Saint John. Resolved that the Bill do pass. Ordered that Mr. *Humbert* and Mr. *Chapman*, do carry the Bill to the Council, and desire their concurrence.

Read a second time, a Bill to provide for the relief of sick and disabled Seamen in the Sea Ports and Harbours within this Province, and ordered to be committed on Tuesday next.

The Order of the Day being read. Resolved that the House do now go into Committee on the Bill to ascertain Ratable Estates in this Province.

The *Speaker* left the Chair,

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

Message from the Council.

Mr. *Campbell* left the Chair of the Committee.

The *Speaker* resumed the Chair.

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

“ MR. SPEAKER,

“ The Council do agree to the resolution sent up by the Assembly, for vesting in the Hands of His HONOR the PRESIDENT, the sum of *two hundred pounds* for affording temporary relief to such of the Non-Commissioned Officers and Privates of the New-Brunswick Regiment, &c. &c. &c.”

And then Mr. *Robinson* withdrew.

Message from the PRESIDENT.

“ NEW-BRUNSWICK.

“ G. S. SMYTH.

“ MESSAGE to the HOUSE of ASSEMBLY, 25th JANUARY, 1816.

“ The PRESIDENT impressed with the utility of Circuit Courts, and Courts of Oyer and Terminer and Gaol Delivery, being held at some stated and convenient season in every year, in the several and respective Counties in the Province, and of the importance of lessening, so far as may be practicable, the expences attending the trial of causes in the Circuit Courts, recommends to the consideration of the House of Assembly the making of some suitable provision to defray the expences of the Judges in attending those Courts, and the establishment of a competent Salary for the Clerk of those Courts, in lieu of the travelling charges to which he is now intitled, in order that measures may be adopted for carrying into effect these salutary purposes without delay.

“ G. S. S.”

The

The *Speaker* left the Chair.

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

The *Speaker* having resumed the Chair.

Mr. *Campbell* from the Committee reported that the Committee had directed him to report that the Committee had made some progress in the Bill before them, and asked leave to sit again. Ordered that the report be received.

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

FRIDAY, the 26th day of JANUARY, 1816.

PRAYERS.

Mr. *Leonard* presented a petition from the Wardens and Vestry of Saint Paul's Church in the Parish of Hampton, King's County, praying for further aid, which was ordered to lie on the Table.

Mr. *Street* presented a Petition from *Stephen Humbert*, Esquire, praying a Draw-back on four Pipes of Brandy, re-shipped for Gaudaloupe, which was ordered to lie on the Table.

The House in Committee. Mr. *Campbell* in the Chair, went into the further consideration of the Bill to ascertain Ratable Property in this Province.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that the Committee had made further progress on the said Bill, and begged leave to sit again. Ordered that the report be received.

Mr. *Dunn* by leave brought in a Bill to lay a Tax on Dogs, which was read a first and second time, and ordered to be committed.

Mr. *J. Fraser* presented two petitions, one from *John Gordon*, praying relief from the regulations of the Miramichi Fishery Laws, and another from *Andrew Hay*, praying the same, which were ordered to lie on the Table.

Mr. *R. Pagan* by leave brought in a Bill to establish a Grammar School in the Town of St. Andrews, which was read a first and second time, and ordered to be committed.

Mr. *J. Fraser* by leave brought in a Bill, in amendment of an Act, entitled "An Act, for regulating the Fisheries in the County of Northumberland," which was read a first time.

Ordered, that Mr. *Bliss* and Mr. *Johnston*, do wait on His HONOR the PRESIDENT, with the resolution of the 24th instant.

The House in Committee. Mr. *Attorney General* in the Chair, went into consideration of the Bill to alter and amend the Fishery Laws.

The *Speaker* resumed the Chair.

The Chairman of the Committee, reported that the Committee had directed him to report the Bill under the title of a Bill to alter an Act, entitled "An Act, to alter and amend an Act, entitled "An Act for the further regulation of Fisheries, and for preventing their decay; and also to alter another Act, entitled "An Act for the further regulation of Fisheries, and for preventing their decay;" and he delivered the Bill at the Clerk's Table, and the said Bill was read and ordered to be engrossed.

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

SATURDAY, the 27th day of JANUARY, 1816.

PRAYERS.

Ordered, that the Accounts laid before this House by order of His HONOR the PRESIDENT, be referred to the Committee of Accounts.

The

The House in Committee. Mr. *Leonard* in the Chair, went into consideration of a Bill to lay a Tax on Dogs.

The *Speaker* resumed the Chair.

Mr. *Leonard* from the Committee reported that he was directed by the Committee to report that the farther consideration of the Bill to lay a Tax on Dogs should be postponed for three Months. Ordered that the report be received.

Read a Second time a Bill in amendment of an Act intituled "An Act for regulating the Fisheries in the County of Northumberland," and ordered to be committed.

The House in Committee. Mr. *Street* in the Chair, went into consideration of a Bill in amendment of an Act intituled "An Act for regulating the Fisheries in the County of Northumberland."

The *Speaker* resumed the Chair.

Mr. *Street* from the Committee, reported that he was directed by the Committee to report the Bill with amendments under its title, and he delivered the Bill at the Clerk's Table, and the said Bill was read as amended, and ordered to be engrossed.

Ordered that the consideration of the Plaister of Paris Bill be postponed until Monday next.

The House in Committee. Mr. *Agnew* in the Chair, went into consideration of the Bill to establish a nightly Watch in the City of Saint John.

The *Speaker* resumed the Chair.

Mr. *Agnew* reported that he was directed by the Committee to report that they had made some progress in the business before them, and asked leave to sit again. Ordered that the report be received.

MONDAY, the 29th day of JANUARY, 1816.

PRAYERS.

Read an engrossed Bill in amendment of an act intituled, "An Act for regulating the Fisheries in the County of Northumberland." Resolved that the Bill do pass.

Ordered that Mr. *J. Fraser* and Mr. *Belding* do carry the Bill to the Council and desire their concurrence.

Read an engrossed Bill to alter and amend an Act, intituled "An Act to alter and amend an Act intituled an Act for the further regulation of Fisheries and for preventing their decay;" And also to alter another Act intituled, "An Act for the further regulation of Fisheries and for preventing their decay." Resolved that the Bill do pass.

Ordered, that Mr. *J. Fraser* and Mr. *Belding* do carry the Bill to the Council and desire their concurrence.

Mr. *Johnston* presented a petition from *Ebenezer Dibblee*, late Postman, between Sackville and Fredericton, praying relief, which was ordered to lie on the Table.

Read a second time a bill to prevent the cutting or breaking down the Banks of any River, Sea-Bank or Dyke, and for the preservation of the same, and ordered to be committed.

The House in Committee. Mr. *Agnew* in the Chair, went into consideration of a Bill to regulate the exportation of Plaister of Paris.

The *Speaker* resumed the Chair, and the Chairman reported that he was directed to report progress, and ask leave to sit again. Ordered that the report be received.

On motion made and seconded, ordered that the further consideration of the Bill to regulate the exportation of Plaister of Paris, otherwise called Gypsum, from this Province, be postponed for three months.

On

On motion made and seconded, ordered that Mr. *R. Pagan*, Mr. *Humbert* and Mr. *Campbell*, be a Committee to bring in a Bill to regulate the Plaister of Paris trade.

The House in Committee. Mr. *Campbell* in the Chair, went into the further Consideration of the Assessment Bill.

The *Speaker* resumed the Chair. Mr. *Campbell* from the Committee, reported that the Committee had directed him to report that they had agreed to the Bill under the title of "A Bill to ascertain Ratable Estates in this Province, and for other purposes therein mentioned," with amendments, and that, the Committee having divided upon the question, whether the following words in the 3d Section of the Bill, viz :--" Provided always that no Collector shall be allowed his percentage on any greater Sum than he may actually have collected and paid in," should stand part thereof; The question was put thereupon, and the division was as follows :--

YEAS.

Mr. *R. Pagan*,
 Mr. *Botsford*,
 Mr. *Easterbrooks*,
 Mr. *P. Fraser*,
 Mr. *W. Pagan*,
 Mr. *Chapman*,
 Mr. *Johnston*,
 Mr. *Speaker*,
 Mr. *J. Fraser*,
 Mr. *J. Taylor*.

NAYS.

Mr. *Dunn*,
 Mr. *Humbert*,
 Mr. *Street*,
 Mr. *Belding*,
 Mr. *Agnew*,
 Mr. *Attorney General*.
 Mr. *Leonard*,
 Mr. *Sol. General*,
 Mr. *Allen*.

And it therefore passed in the affirmative, and he delivered the Bill at the Clerk's Table, and the Bill being read, is ordered to be engrossed.

The House in Committee. Mr. *Agnew* in the Chair, went into farther consideration of the Bill to establish a nightly Watch in the City of Saint John.

The *Speaker* resumed the Chair.

Mr. *Agnew* from the Committee, reported that the Committee had directed him to report, that the Committee had agreed to the Bill, under the title of "A Bill to establish and provide for a nightly Watch within the City of Saint John," with an amendment, and he delivered the same at the Clerk's Table, and the same being read, was ordered to be engrossed.

Mr. *Botsford* from the Committee appointed to bring in a Bill to encourage Schools in this Province, brought in the same, which was read a first and second time, and ordered to be committed.

Mr. *Botsford*, by leave, brought in a Bill to establish Grammar Schools in the several Counties of this Province, which was read a first and second time, and ordered to be committed.

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

TUESDAY, the 30th day of JANUARY, 1816.

PRAYERS.

The House in Committee. Mr. *Botsford* in the Chair, went into the consideration of a Bill to provide for the relief of sick and disabled Seamen.

The *Speaker* resumed the Chair.

Mr. *Botsford*, from the Committee reported that he was directed by the Committee to report that it was their opinion, that the farther consideration of the Bill to provide for sick and disabled Seamen, be postponed for three months.-- Ordered that the report be received.

Mr. *Dunn* presented a Petition from the Rector Wardens and Vestry of St. Andrews, praying for aid, which was ordered to lie on the Table.

The House in Committee. Mr. *Campbell* in the Chair, went into the further consideration of His HONOR the PRESIDENT'S Speech.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that he was directed by the Committee to report that they had gone into the further consideration of His HONOR the PRESIDENT'S Speech, and that it was the opinion of the Committee, that a select Committee be appointed to inquire and report what Rivers in the Province require the attention of the Legislature, and by what means the navigation thereof may be improved; and also that it is the sense of the Committee that the House should resolve itself into a Committee of supply at an early day.

Ordered that Mr. *Johnston*, Mr. *Agnew* and Mr. *Street*, be a Committee to inquire what Rivers in the Province require the attention of the Legislature, &c.

Mr. *R. Pagan* by leave brought in a Bill to constitute the Island of Grand-Manan, &c. into a distinct Town or Parish, which was read a first and second time, and ordered to be committed.

Mr. *James Fraser* by leave brought in a Bill to give two additional terms to the Inferior Court of Common Pleas of Northumberland, which was read a first and second time, and ordered to be committed.

A MESSAGE from the COUNCIL, by Mr. *Justice Chipman*.

Mr. *Justice Chipman* delivered the Message.

“ Mr. *Speaker*,

“ The Council agree to the Bill to increase the number of Firemen in the City of Saint John, with amendments; and the Council have agreed to the Bill to increase the number of Constables in the City of Saint John.”

And the Council have passed a Bill to explain an Act, entitled “ An Act, for erecting a Parish in the City of Saint John, and incorporating the Rector, Church-Wardens and Vestry of the Church of England, in the several Parishes of this Province;” to which Bill they desire the concurrence of this House. And also,

The Council have passed a Bill to alter and amend an Act, entitled “ An Act in addition to an Act entitled, an Act for regulating Juries and declaring the qualification of Jurors.” To which Bill they desire the concurrence of the House.

And then Mr. *Justice Chipman* withdrew.

Read a first and second time, a Bill sent down for concurrence to explain an Act intitled “ an Act for erecting a Parish in the City of Saint John, &c. and ordered to be Committed.

Read a first and second time a Bill sent down for concurrence, to alter and amend an Act entitled “ An Act in addition to an Act entitled an Act for regulating Juries, &c. and ordered to be committed.”

The House proceeded to take into consideration the amendments made by the Council to the Bill to increase the number of Firemen in the City of Saint John, and the said amendments being severally read, were upon the question severally put thereupon, agreed to by the House.

Ordered that Mr. *W. Pagan* and Mr. *Dunn* do carry the Bill to the Council and acquaint them that the House hath agreed to the amendments made by the Council.

The Message from His HONOR the PRESIDENT of the 25th instant, being read,

Resolved, on motion of Mr. *Attorney General*, that a select Committee be appointed to take the same Message into consideration, and to make report thereon by Bill or otherwise; ordered that Mr. *Attorney General*, Mr. *Botsford* and Mr. *Agnew*, be a Committee for that purpose.

The House in Committee. Mr. *Leonard* in the Chair, went into the consideration of a Bill to prevent the cutting or breaking down Banks, &c.

The *Speaker* resumed the Chair.

Mr. *Leonard* from the Committee reported that he was directed by the Committee to report the Bill to the House without amendments, and he delivered the Bill at the Clerk's Table, and the Bill was read, and ordered to be engrossed.

Mr. *R. Pagan* from the Committee appointed to bring in a Bill to regulate the Plaister of Paris Trade, brought in a Bill for that purpose, which was read a first and second time, and ordered to be committed.

Mr. *Street*, by leave, brought in a Bill to revive and continue sundry Acts of the General Assembly, that are near expiring, which was read a first time.

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

WEDNESDAY, the 31st day of JANUARY, 1816.

The House in Committee. Mr. *P. Fraser* in the Chair, went into consideration of a Bill to constitute the Island of Grand-Manan, and its appurtenances into a distinct Parish.

The *Speaker* resumed the Chair.

Mr. *Fraser* from the Committee, reported that he was directed to report the Bill "under the title of "A Bill to constitute the Island of Grand-Manan and its appurtenances in the County of Charlotte into a distinct Town or Parish," with an amendment, and he delivered the Bill at the Clerk's Table, and the said Bill was read as amended, and ordered to be engrossed.

The House in Committee. Mr. *Botsford* in the Chair, went into consideration of a Bill to increase the number of Courts of Common Pleas, to be held in the County of Northumberland.

The *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee reported, that he was directed to report the Bill under the title of "A Bill to give two additional Terms in each year for the sittings of the Inferior Court of Common Pleas, in the County of Northumberland," with an amendment, and he delivered the Bill at the Clerk's Table, and the said Bill was read as amended, and ordered to be engrossed.

Read a second time, a Bill to revise and continue an Act entitled "An Act to revive and continue sundry Acts of the General Assembly that have expired," and ordered to be committed.

The House in Committee. Mr. *Agnew* in the Chair, went into consideration of the Gypsum Bill.

A Message from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the Bill in amendment of the Act for regulating the Fisheries in the County of Northumberland. And also,

The Council have passed a Bill to provide for the punishment of Horse-stealing; to which the Council desire the concurrence of the House.

And the Council have passed a Bill to enable the Mayor of the City of Saint John, to grant Licenses to certain Persons and for certain purposes therein mentioned, to which the Council desire the concurrence of this House; and then Mr. Justice *Saunders* withdrew.

The *Speaker* left the Chair. Mr. *Agnew* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Agnew* from the Committee, reported that he was directed to report progress on the business before them, and asked leave to sit again. Ordered that the report be received.

Read a first and second time, a Bill sent down from the Council for concurrence,

rence, to enable the Mayor of the City of Saint John, to grant Licenses to certain Persons, and for certain purposes therein mentioned, and ordered to be committed.

Read a first and second time, a Bill sent down from the Council for concurrence, to provide for the punishment of Horse-stealing, and ordered to be committed.

Read an engrossed Bill to ascertain Ratable Property, &c. Resolved that the Bill do pass.

Ordered that Mr. *Attorney General* and Mr. *Bliss*, do carry the Bill to the Council and desire their concurrence.

Ordered that Mr. *Dunn*, Mr. *Allen*, and Mr. *Easterbrooks*, be a Committee to prepare and bring in a Road Bill.

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

THURSDAY, the 1st day of FEBRUARY, 1816.

PRAYERS.

Read an engrossed Bill to organize and regulate the Militia of this Province. Resolved that the Bill do pass.

Ordered that Mr. *Botsford* and Major *Ward*, do carry the Bill to the Council and desire their concurrence.

Ordered that the further consideration of the Gypsum Bill, be postponed until Tuesday next.

Ordered that the further consideration of the Bill for increasing the number of Members to represent the County of Northumberland, in General Assembly, be postponed until Thursday next.

The House in Committee. Mr. *Allen* in the Chair, went into consideration of a Bill sent down for concurrence from the Council, to alter and amend an Act for the regulation of Juries, &c.

A MESSAGE from the COUNCIL.

Mr. *Allen* left the Chair of the Committee. The *Speaker* resumed the Chair. Mr Justice *Chipman* delivered the Message.

Mr. *Speaker*,

The Council have passed a Bill to explain and amend an Act entitled "An Act relating to Wills, Legacies, Executors and Administrators, &c." to which they desire the concurrence of this House, and then Mr. Justice *Chipman* withdrew.

The *Speaker* left the Chair. Mr. *Allen* resumed the Chair of the Committee.

A MESSAGE from the COUNCIL.

Mr. *Allen* left the Chair of the Committee. The *Speaker* resumed the Chair. Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the Bill to alter "the Act for the further regulation of Fisheries, &c." And then Mr. Justice *Saunders* withdrew.

The *Speaker* left the Chair. Mr. *Allen* resumed the Chair of the Committee.

The *Speaker* resumed the Chair.

Mr. *Allen* from the Committee, reported, that he was directed by the Committee to report, that they had gone into consideration of the Bill before them, and that it was the sense of the Committee that the farther consideration thereof, should be postponed for three months. Ordered that the report be received.

MESSAGE

MESSAGE from His HONOR the PRESIDENT.

“ NEW-BRUNSWICK.

“ G. S. SMYTH.

“ MESSAGE to the HOUSE of ASSEMBLY, 31st JANUARY, 1816.

“ The PRESIDENT directs to be laid before the House of Assembly, a letter from
“ the *Attorney General*, with two papers accompanying that letter, which will
“ shew the steps that have been taken towards the recovery of the Money paid
“ for the purchase of the Sloop Brunswicker, formerly the Commodore Barry,
“ with damages for the non-performance of Captain *Brenton's* agreement, in
“ compliance with the Address of the House at the last Session, and also an es-
“ timate by the *Attorney General* of the expences already incurred, with the pro-
“ bable amount of such as will be necessary in the event of the House recom-
“ mending the Prosecution to be continued. G. S. S.”

Ordered to lie on the Table.

MESSAGE from His HONOR the PRESIDENT.

“ NEW-BRUNSWICK.

“ G. S. SMYTH.

“ MESSAGE to the HOUSE of ASSEMBLY, 31st JANUARY, 1816.

“ The prosperous state of the Revenue of the Province induces the PRESI-
“ DENT to embrace the present Session to submit to the consideration of the
“ House, the making of a suitable provision for a residence for the Lieutenant-
“ Governor, or Commander in Chief of the Province. G. S. S.”

Ordered to lie on the Table.

Read a first and second time a Bill sent down from the Council for concu-
rence, to explain and amend an Act entitled “ An Act relating to Wills, Lega-
“ cies, Executors, Administrators, &c.” and ordered to be committed on Mon-
day next.

The House in Committee. Mr. *Street* in the chair, went into consideration
of the Bill sent down from the Council for concurrence, to provide for the pu-
nishment of Horse Stealing.

The *Speaker* resumed the chair.

Mr. *Street* from the Committee reported that he was directed by the Commit-
tee to report that they had gone into consideration of the Bill before them, and that
they had concurred in the same. Ordered that the same be returned to the Council.

The House in Committee. Mr. *James Fraser* in the chair, went into consider-
ation of a Bill sent down from the Council for concurrence, to enable the Mayor
of the City of Saint John to grant Licences to certain persons and for certain pur-
poses therein mentioned. The *Speaker* resumed the chair.

Mr. *J. Fraser* from the Committee reported that he was directed to report that
the Committee had gone into consideration of the said Bill and that it was the
sense of the Committee that the farther consideration of the said Bill should be
postponed for three months. Ordered that the report be received.

Ordered that his HONOR the PRESIDENT'S Message of this day on the sub-
ject of the Sloop Brunswicker be refered to a Select Committee, and that Mr.
R. Pagan, Mr. *Botsford* and Mr. *Campbell* be a Committee for that purpose.

Mr. *R. Pagan* by leave brought in a Bill in addition to and to explain an Act
entitled “ An Act to explain and amend the Laws now in force, for regulating
the exportation of Fish and Lumber, which was read a first time.

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

FRIDAY, the 2d day of FEBRUARY, 1816.

PRAYERS.

Read an engrossed Bill to constitute the Island of Grand-Manan and its ap-
purtenances.

purtenances in the County of Charlotte into a distinct Town or Parish. Resolved that the Bill do pass.

Ordered that Mr. *R. Pagan* and Mr. *Dunn* do carry the same to the Council, and desire their concurrence.

Read an engrossed Bill to give two additional terms in each year for the sittings of the Inferior Court of Common Pleas in the County of Northumberland.

Resolved that the Bill do pass.

Ordered that Mr. *R. Pagan*, and Mr. *Dunn* do carry the Bill to the Council and desire their concurrence.

Read an engrossed Bill to establish and provide a nightly Watch in the City of Saint John. Resolved that the Bill do pass.

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

Read an engrossed Bill to prevent the cutting or breaking down the Bank of any River, Sea-Bank or Dyke, and for the preservation of the same. Resolved that the Bill do pass.

Ordered that Mr. *Ward* and Mr. *Humbert* do carry the same to the Council and desire their concurrence.

The House in Committee. Mr. *Leonard* in the Chair, went into consideration of a Bill sent down from the Council for concurrence to explain an Act entitled "An Act for erecting a Parish in the City of Saint John, and incorporating the Rector, Church Wardens, and Vestry of the Church of England, &c.

The *Speaker* resumed the Chair.

Mr. *Leonard* from the Committee reported that the Committee had directed him to report the Bill to the House with amendments, and he delivered the Bill at the Clerk's Table, and the said Bill was read a third time as amended. Resolved that the Bill with the amendments do pass.

Ordered that Mr. *Leonard* and Mr. *Taylor* do carry the Bill to the Council and acquaint them that this House hath agreed to the same with the amendments.

Read a second time a Bill in addition to, and to explain an Act to explain and amend the Laws now in force regulating the exportation of Fish and Lumber. Ordered to be committed.

On Motion of Mr. *Bliss*, resolved that the House do now go into consideration of His HONOR the PRESIDENT'S Message respecting the providing a suitable place of residence for the Lieutenant-Governor or Commander in Chief.

The *Speaker* left the Chair. Mr. *Campbell* took the Chair of the Committee.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that he was directed to report the following resolution.---viz :

Resolved that it is, in the opinion of this Committee, expedient that the expense of providing a residence for the King's Representative be defrayed by the Province ; and that a Committee should be appointed to enquire whether the House at present occupied by His HONOR the PRESIDENT can be hired for any and what term of Years, and at what Rent : And also whether the same is for sale and at what price, and to report thereon.

Ordered that the said report be received, and that Mr. *Botsford*, Mr. *J. Fraser* and Mr. *Allen*, be a Committee to make the above enquiry.

The House in Committee. Mr. *Allen* in the Chair, went into consideration of a Bill to revise and continue an Act entitled, "An Act to revive and continue sundry Acts, &c."

The *Speaker* resumed the Chair.

Mr. *Allen* from the Committee reported progress and asked leave to sit again. Ordered that the report be received.

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

SATURDAY,

SATURDAY, the 3d day of FEBRUARY, 1816.

PRAYERS.

Mr. *Johnston* from the Committee appointed to enquire into the improvement of the Navigation of the Rivers, reported

That the Committee appointed to take into consideration the recommendation of His HONOR the PRESIDENT'S Speech relative to the improvement of the Navigation of the Rivers of the Province, have gone into the consideration of that subject, and beg leave to report to the House

That viewing the River Saint John as the principal or Chief River of the Province, and the Navigation of that River as having the first claim to their attention, under the recommendation contained in His HONOR the PRESIDENT'S Speech at the opening of the present Session, they have therefore given full consideration to its Navigation between the City of Saint John and Fredericton. It appearing to the Committee that that part of the River Saint John is much injured in its navigation by sunken Logs and Trees, which, at present obstruct the Channel in many parts of the River, where at present it is Navigated by Vessels of burthen,

That the Shoals known as the Oromocto Shoals greatly interfere with the navigation of the said River at particular seasons, and that the Channel in front of the town of Fredericton, is also interrupted by sunken Logs and not of depth sufficient for the Vessels employed in carrying freight between Fredericton and Saint John, or for the Vessels which have been built and are now building at Fredericton.

That the Committee are of opinion that the establishment of one or two Ballast Lighters with proper Windlasses, Drags, and other necessary apparatus will be proper for the improvement of the navigation in that part of the said River above referred to, and beg leave to submit to the House the propriety of granting a sum adequate to such a purpose, which the Committee are of opinion, might be carried into effect by a grant of £200.

That the Committee also regard the said River above Fredericton and its Branches, as capable of great improvement, by removing a part of the Rocks in its several Rapids, and opening a clear passage of from 4 to 6 rods in width, so as to facilitate the passage of rafts of Timber downwards, and also to promote a flat-bottomed navigation by tracking.

The expence which would be incurred in the last mentioned service, would in the judgment of the Committee, require a grant of the sum of £435 or thereabouts.

That the Committee not being at present informed as to the claims which any other of the Rivers of the Province may have to their consideration; they have it not in their power to make any specific report as to them, until they receive information as to the state of such Rivers respectively, and the nature and present state of their navigation.

HUGH JOHNSTON.

S. D. STREET.

S. AGNEW.

Ordered that the said report be received.

Mr. *Johnston* presented a petition from *Lewis Hucstis*, keeper of the Partridge Island Light-house, praying aid, which was ordered to lie on the Table.

The House in Committee. Mr. *Attorney General* in the Chair, went into consideration of a Bill in addition to and amendment of the acts to regulate the surveying of Lumber, &c.

The *Speaker* resumed the Chair.

Mr. *Attorney General* from the Committee, reported that he was directed to report that that Committee had made progress in the business before them, and asked leave to sit again. Ordered that the said report be received.

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

MONDAY, the 5th day of FEBRUARY, 1816.

PRAYERS.

Ordered that Mr. *James Fraser*, Mr. *William Pagan*, and Mr. *Campbell*, be a Committee to examine the Treasurer's Accounts this day laid before the House, and report thereon.

Mr. *Belding* presented a petition from the Parish of Norton, (King's-County), praying aid for its Church, which was ordered to lie on the Table.

The House in Committee. Mr. *Campbell* in the Chair, went into consideration of a Bill sent down from the Council for concurrence, to explain and amend an Act relating to Wills, Legacies, Executors and Administrators, &c.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that he was directed to report progress; and also, that it is the sense of the Committee, that a select Committee be appointed to examine and report upon the said Bill. Ordered that the report be received.

Ordered that Mr. *Attorney General*, Mr. *Solicitor General*, Mr. *Botsford* and Mr. *Street*, be a Committee for that purpose.

The House in Committee. Mr. *Attorney General* in the Chair, went into the farther consideration of the Bill to alter and amend the Laws now in force for the exportation of Lumber.

MESSAGE from the COUNCIL. The *Speaker* resumed the Chair.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the Militia Bill, and then Mr. Justice *Saunders* withdrew.

The *Speaker* left the Chair. Mr. *Attorney General* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Attorney General* from the Committee reported that he was directed to report that the Committee had agreed to the Bill under the title of "a Bill in addition to, and to explain an Act entitled an Act to explain and amend the Laws now in force for regulating the exportation of Fish and Lumber," with amendments, and he delivered the Bill at the Clerk's Table, and the same Bill was read as amended and ordered to be engrossed.

The House in Committee. Mr. *Agnew* in the Chair, went into farther consideration of a Bill to revise and continue "an Act entitled an Act to revise and continue sundry Acts that have expired."

The *Speaker* resumed the Chair.

Mr. *Agnew* from the Committee reported that he was directed by the Committee to report that the Committee had agreed to the Bill with amendments under the title of "a Bill to continue and make perpetual two Acts of the General Assembly, that are near expiring," and he delivered the same at the Clerk's table, and the same being read with the amendments, were ordered to be engrossed.

The House in Committee. Mr. *Humbert* in the Chair, went into consideration of a Bill to establish Grammar Schools in the several Counties of this Province. The *Speaker* resumed the Chair.

Mr. *Humbert* from the Committee reported that he was directed to report progress and ask leave to sit again. Ordered that the report be received.

The House in Committee. Mr. *James Fraser* in the Chair, went into consideration of a Bill to encourage the establishment of Schools in this Province.

The *Speaker* resumed the Chair.

Mr. *Fraser* from the Committee reported progress, and asked leave to sit again. Ordered that the report be received, and the further consideration postponed until Wednesday next.

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

TUESDAY,

TUESDAY, the 6th day of FEBRUARY, 1816.

PRAYERS.

On motion of Mr. *Attorney General* ordered that the Extract from the Royal Instructions laid before this House by His HONOR the PRESIDENT, on the 22d day of January last, in answer to their Address, be inserted in the Journal of this day.

Extract from the Royal Instructions to Sir GEORGE PREVOST, Bart. dated the twenty-second day of October, 1811,

11th. And whereas by our Commission to you under our Great Seal of our United Kingdom of Great Britain and Ireland, you are authorized and empowered, with the advice and consent of our Council to summon and call General Assemblies of the Freeholders, Inhabitants of our Province under your Government and with the advice and consent of the said Council and Assembly or the major part of them, to make, constitute and ordain Laws, Statutes, and Ordinances for the Public peace, welfare, and good government of our said Province. It is our will and pleasure, that the following regulations be carefully observed in the framing and passing of all such Laws, Statutes and Ordinances, as are to be passed by you with the advice and consent of our said Council and Assembly.---viz :

That the style of enacting the said Laws, Statutes and Ordinances, be by the Governor, Council and Assembly and no other.

That each different matter be provided for by a different Law, without including in one and the same Act such things as have no proper relation to each other.

That no clause be inserted in any Act or Ordinance which shall be foreign to what the title of it imports and that no perpetual clause be part of any temporary Law.

That no Law or Ordinance whatever be suspended, altered, continued, revived or repealed by general words, but that the title and date of such Law or Ordinance be particularly mentioned in the enacting part.

That no Law or Ordinance, respecting private property, be passed without a clause suspending the execution until our pleasure be known, nor without a saving of the right of Us, our Heirs and Successors, and of all Bodies Politic and Corporate, and of all other Persons, except such as are mentioned in said Law or Ordinance, and those claiming by and under them; and before such Law or Ordinance is passed, proof must be made before you in Council, and entered upon the Council Book, that public notification was made of the Party's intention to apply for such Act in the several Parish Churches where the Lands in question lie, for three Sundays, at least successively, before any such Law or Ordinance shall be proposed, and you are to transmit and annex to the said Law or Ordinance a Certificate under your hand, that the same passed through all the forms abovementioned.

That in all Laws or Ordinances for levying Money or imposing Fines, forfeitures or penalties; express mention be made that the same is granted or reserved to Us, our Heirs and Successors, for the Public uses of the said Province, and the support of the Government thereof, as by the said Law or Ordinance shall be directed, and that a clause be inserted declaring that the Money arising by the operation of the said Law or Ordinance shall be accounted for unto Us here in this Kingdom, and to the Commissioners of our Treasury, or our High Treasurer for the time being, and audited by our Auditor-General of our Plantations or his Deputy.

That all such Laws, Statutes and Ordinances be transmitted by you within three months after their passing or sooner if an opportunity offers, to Us by one of our principal Secretaries of State, and Duplicates thereof to the Committee

of our Privy Council for Trade and Plantations, for their information, that they be fairly abstracted in the Margins and accompanied with very full and particular observations upon each of them, that is to say, whether the same is introductory to a new Law, declaratory of a former Law, or does repeal a Law then before in being ; and you are also to transmit in the fullest manner the reasons and occasion for enacting such Laws and Ordinances, together with fair Copies of the Journals and Minutes of the proceedings of the Council and Assembly which you are to require from the Clerk's of the said Council and Assembly.

12th. It is our will and pleasure that you do not give your assent to any Act or Acts for raising Money by the institution of any public or private Lotteries whatsoever, until you shall have first transmitted unto Us by one of our principal Secretaries of State, a Draft or Drafts of such Act or Acts and shall have received our directions therein.

13th. It is our will and pleasure that you are not to give your assent to any Bill for ascertaining the duration of Assemblies, the fixing or altering the qualifications of the Electors or Elected, or establishing any regulations with respect thereto until you shall have transmitted the Draft of such Bill or Bills unto Us by one of our principal Secretaries of State, and shall have received our pleasure thereupon, or that a suspending clause as aforesaid shall be inserted therein.

14th. And whereas great mischiefs may arise from passing Bills of an unusual and extraordinary nature and importance in our Plantations, which Bills remain in force there from the time of enacting until our pleasure be signified to the contrary. We do hereby Will and require you not to pass or give your assent to any Bill or Bills of an unusual and extraordinary nature and importance, wherein our Prerogative, and the Property of our Subjects may be prejudiced, or the Trade and Shipping of this Kingdom any way affected, until you shall have first transmitted unto Us, by one of our principal Secretaries of State, and to the Committee of our Privy Council for Trade and Plantations, for their information, the Draft of such Bill or Bills and shall have received our Royal pleasure thereupon, unless you take care that there be a clause inserted therein, suspending and deferring the execution thereof, until our pleasure shall be known concerning the same.

15th. And it is our further Will and Pleasure that you do not re-enact any Law to which our assent shall have been once refused, without express leave for that purpose first obtained from Us, upon a full representation by you to be made to Us by one of our principal Secretaries of State, and to the Committee of our Privy Council for Trade and Plantations, for their information, in order to be laid before Us of the reasons and necessity for passing such Law, nor give your assent to any Law for repealing any other Law which shall have passed in your Government, and whether the same has or has not received our Royal approbation, unless there be a clause inserted therein, suspending and deferring the execution thereof, until our pleasure shall be known concerning the same.

16th. And it is our express Will and Pleasure that no Law for constituting any Court or Courts of Judicature, or for establishing the Militia, shall be a temporary Law ; and that no Law for granting unto Us any sum or sums of Money, by Duties of Impost, Tonnage or Excise be made to continue for less than one whole Year, as also that no other Laws whatsoever be made to continue for less time than two Years, except only in cases where it may be necessary upon any unforeseen emergency to make provision by Law for a service in its nature temporary and contingent.

17th. It is our Will and Pleasure that you do not on any pretence whatsoever, give your assent to, or pass any Bill or Bills in our Province under your Government, by which the Lands, Tenements, Goods, Chattels, Rights and Credits of Persons who have never resided within our said Province shall be liable to be attached for the recovery of Debts due from such Persons in any

manner

manner inconsistent with the usage and practice within this our Kingdom of Great-Britain until you shall have first transmitted unto Us, by one of our Principal Secretaries of State the Draft of such Bill or Bills, and shall have received our Royal Pleasure thereupon, unless you take care upon the passing such Bill or Bills that a clause be inserted therein suspending and deferring the execution thereof, until our Royal Will and Pleasure shall be known thereupon.

18th. It is our Will and Pleasure that you do in all things conform yourself to the provision contained in our Act of Parliament passed in the fourth year of our Reign intituled, "An Act to prevent paper Bills of credit hereafter to be issued in any of His MAJESTY'S Colonies or Plantations in America from being declared to be a legal tender in payment of Money and to prevent the legal tender of such Bills as are now subsisting from being prolonged beyond the period limited for calling in and sinking the same." And also an Act passed in the thirteenth year of our Reign to explain and amend the above recited Act, passed in the fourth year of our Reign as aforesaid, and you are not to give your assent to, or pass any Act whereby Bills of Credit may be struck or issued in lieu of Money or for payment of Money either to you our Governor or to any other Person whatsoever, unless a clause shall be inserted in such Act, declaring that the same shall not take effect until the said Act shall have been approved and confirmed by Us, our Heirs and Successors.

19th. You are not to suffer any public Money whatsoever, to be issued or disposed of otherwise than by Warrant under your hand, but the Assembly may nevertheless be permitted from time to time to view and examine the accounts of Money disposed of by virtue of Laws made by them as there shall be occasion.

21st. It is our Will and Pleasure that you do not upon any pretence whatsoever on pain of our highest displeasure give your assent to any Law wherein the Natives and Inhabitants of the Province of New-Brunswick are put on a more advantageous footing than those of this Kingdom; or whereby Duties shall be laid upon the Shipping or upon the Product or Manufactures thereof, upon any pretence whatsoever.

22d. It is our Will and Pleasure that you do not give your assent to, or pass any Act whatsoever, for imposing Duties on the importation of any Felons from this Kingdom into the Province under your Government.

50th. And it is further our Will and Pleasure that no Person be allowed to keep a School in the Province under your Government without your Licence first had and obtained, in granting which, you are to pay the most particular attention to the Morals and proper qualifications of the Persons applying for the same, and in all cases where any School has been founded, instituted or appointed for the education of Members of the Church of England, or where it is intended that the Schoolmaster should be a Member of the Church of England, you are not to grant such Licences except to Persons who shall first have obtained from the Bishop of Nova-Scotia or one of his Commissaries, a certificate of their being properly qualified for that purpose.

53d. It is our Will and Pleasure that you do not, upon any pretence whatsoever, give your assent to any Bill or Bills that may hereafter be passed by the Council and Assembly of the Province under your Government for the naturalization of Aliens, nor for the divorce of Persons joined together in Holy Marriage, nor for establishing a title in any Persons to Lands, Tenements and Real Estates in our said Province originally granted to or purchased by Aliens antecedent to naturalization.

The above written Extracts from the Royal Instructions to the Governor of New-Brunswick, are laid before the House of Assembly, by Command of His HONOR the PRESIDENT---22d January, 1816.

WM. F. ODELL.

Read

Read an engrossed Bill in addition to, and to explain an Act, entitled "An Act, to explain and amend the Laws now in force, for regulating the exportation of Fish and Lumber."

Whereupon ordered, on motion of Mr. *Bliss*, that the following proviso be added as a rider to the third section of the said Bill.

"Provided always, that nothing in this Clause shall be construed to extend to any part of the River St. John, or its branches above the Falls at the mouth thereof;" and the said Bill being read as amended. Resolved that the said Bill do pass.

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

The House in Committee. Mr. *Agnew* in the Chair, went into the further consideration of the Plaister of Paris or Gypsum Bill.

MESSAGE from the COUNCIL.

Mr. *Agnew* left the Chair of the Committee. Mr. *Speaker* resumed the Chair. Mr. *Odell* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the Bill to give two additional Terms for the sittings of the Inferior Courts of Common Pleas in Northumberland.---

The Bill to prevent the cutting or breaking of Sea Banks, &c.---

And the Bill to constitute the Island of Grand-Manan into a distinct Town or Parish. And then Mr. *Odell* withdrew.

The *Speaker* left the Chair. Mr. *Agnew* took the Chair of the Committee.

Mr. *Agnew* from the Committee reported that he was directed to report progress and ask leave to sit again, which report was ordered to be received.

Mr. *Botsford* from the Committee appointed to enquire respecting a suitable residence for the Commander in Chief, reports as follows :---

The Committee of the House of Assembly appointed to enquire whether the House at present occupied by His HONOR the PRESIDENT can be hired for any, and what term of years, and at what rent; and also, whether the same is for sale, and at what price, and to report thereon---

Report that they find upon enquiry, that a Lease can be had of the House and Premises now occupied by His HONOR the PRESIDENT for a term of five years or less, subject to the payment of a rent of *two hundred pounds* per annum, and to the repairs that may be necessary.

That your Committee in answer to the application made by them to Colonel *Hailes*, the Agent for His Excellency Lieutenant Governor *Carleton*, with the view of ascertaining whether the said House was for sale, and if so, what would be the price for the same, received a communication from that Gentleman which they beg leave herewith to submit; by which it appears that the House and Premises comprising thirty-six Acres of Land are offered for sale for the consideration of *three thousand five hundred pounds* currency.

That your Committee on finding that the above premises were for sale, proceeded to an examination and survey of the House and out Buildings in which they were attended by Mr. *Robert Smith*, whose knowledge of the Premises enabled him to point out to your Committee, the real state and condition of the whole.

That your Committee for the information of the House, beg leave to state that the Foundation Walls with the exception of a small part appears to be substantial, and in excellent repair; that the Walls and ceilings of the upper parts of the House will require repairs, as also the Roof; the tops of the Chimnies it will be necessary to take down and rebuild. The out Buildings in general with the exception of the Stables are in good condition.

That your Committee have obtained from Mr. *Smith* an estimate of the necessary repair, which they also beg leave herewith to submit, and by which it will

will appear, that the House and out Buildings, will require a sum, at the most, of *four hundred pounds*, to put the whole in good order.

That your Committee are informed that of the Grounds proposed to be sold with the House, are twenty acres subject to a rent of *five shillings and two pence* per Acre, that ten acres are subject to a rent of *seven shillings* per acre, and that the remaining six acres upon which the Buildings are erected, are rent free, the absolute title in fee, being vested in His Excellency the Lieutenant-Governor.

That your Committee are informed that of the Premises, that part only which comprises the ten Acres, will be sold subject to the payment of the rent of *seven shillings* per Acre.

W. BOTSFORD.

JAMES FRASER.

JOHN ALLEN.

FREDERICTON, 5th FEBRUARY, 1816.

GENTLEMEN,

I feel it incumbent on me to explain the principles upon which were founded the terms; which, as the Agent for His Excellency Lieut.-Governor CARLETON, I offered upon your application on the 3d inst. to Sell or Lease for the residence of the Commander-in-Chief of the Province, the Dwelling House, Out-houses and Grounds, now occupied by His HONOR the PRESIDENT. These buildings were erected, and have been kept in repair at so very heavy an expence, within my own knowledge, that I considered the sum of £5000 as a bare equivalent for them, without taking into the estimate any consideration for the very valuable tract of Land contemplated to be included in the purchase; and upon this calculation, I conceive that a rent of £200 per annum, exclusive of repairs, could not be thought unreasonable.

I am well aware that the nature and situation of this Property, are such as to render it fit for no other use, comparatively, than that for which it was designed and to which it has been hitherto appropriated, and that if the present opportunity should not be embraced of disposing of it for that purpose, the eventual loss that would ensue from the decrease of its value, would fall very heavily on His Excellency, whose interests are committed to my care; but at the same time, I feel a just confidence that the Honorable House would never suffer the Government of the Province, to avail itself of such a circumstance in the present negotiation, more especially to the injury of one whose exertions and sacrifices for the public benefit, in promoting the settlement of the Country, in the infancy of the Province, were almost without example, and could not easily be surpassed.

It would be unbecoming in me on this occasion, to call to the recollection or knowledge of the Honorable House more than one circumstance, namely, that His Excellency during the eighteen years of the administration of the Government, never suffered to be taken one farthing of the Fees payable to him on Grants of Land, on Commissions of any description, on Marriage Licences, or any other public instruments, nor any other than the small Fees due at the Custom-House on Registers of Vessels.

Waving, however every consideration of this kind, I have inquired of the very competent judge in matters of this sort whom you took with you in the examination of the Premises on Saturday, the value of the Buildings as they now stand, who assures me that they could not at this time be erected for the sum of £4000. I have also procured a plan of the grounds proposed to be included in the sale, which will herewith be delivered to you for the information of the Honorable House, in which the Garden and upwards of thirty Acres of the most valuable portion of the grounds belonging to his Excellency are included; and being duly sensible of the importance to him, of this occasion, I now take upon myself the responsibility of offering the whole for the sum of £3,500 humbly trusting if this sum should be thought too great, that it will not be materially diminished in the expression of the opinion of the Honorable House, upon the

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subject

subject, to which, whatever it may be, I shall feel it my duty without any farther reserve, most respectfully and cheerfully to submit.

I have the honor to be, with great respect,

Gentlemen,

Your most obedient and very humble Servant,

H. W. HAILES.

To *William Botsford, James Fraser, and John Allen, Esquires, a Committee of the Honorable House of Assembly, &c. &c. &c.*

The necessary repairs wanted to the Government House and out Buildings, to put the whole in good order, will probably cost from *three hundred and fifty to four hundred pounds.*

ROBERT SMITH.

Fredericton, 5th Februcry, 1816.

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

WEDNESDAY, the 7th day of FEBRUARY, 1816.

PRAYERS.

Read an engrossed Bill to continue and make perpetual two Acts of the General Assembly that are near expiring. Resolved that the Bill do pass.

Ordered that Mr. *Street* and Mr. *Taylor* do carry the Bill to the Council and desire their concurrence.

Mr. *Attorney General* from the Committee appointed to prepare a Bill for the regulation and improvement of the great Roads of communication through the Province brought in a Bill for that purpose, which was read a first and second time and ordered to be committed.

On motion of Mr. *Attorney General* made and seconded, resolved that the Rules and Regulations made and established on the 10th January, 1786, as the standing Rules of the House, have been always considered to be and are the standing Rules for the government of this House.

MESSAGE from the COUNCIL.

Mr. Justice *Chipman* delivered the Message,

Mr. *Speaker,*

The Council do request a conference with the Assembly on the subject of the amendments to the Bill to explain the Act for erecting a Parish in the City of Saint John; and then Mr. Justice *Chipman* withdrew.

Resolved that the House do agree to the conference requested by the Council on the amendments to the Bill to explain the Act for erecting a Parish in the City of Saint John, and that Mr. *Attorney General* and Mr. *James Fraser* be a Committee to manage the same conference, and that they acquaint the Council therewith.

The House in Committee Mr. *Agnew* in the Chair, went into the farther consideration of the Gypsum Bill.

A MESSAGE from the COUNCIL.

Mr. *Agnew* left the Chair of the Committee. The *Speaker* took the Chair.

Mr. Justice *Chipman* delivered the Message.

Mr. *Speaker,*

Mr Justice *Chipman* is appointed a Committee to meet the Committee of the House in conference on the amendments to the Saint John Parish Bill.

And then Mr. Justice *Chipman* withdrew.

The *Speaker* left the Chair. Mr. *Agnew* resumed the Chair of the Committee.

The *Speaker* resumed Chair. Mr. *Agnew* from the Committee, reported that

he

he was directed to report that the Committee had agreed to the Bill with amendments, and he delivered the same with the amendments at the Clerk's Table. Ordered that the said Bill be read to-morrow.

Mr. *Attorney General* from the Committee of Conference of the Assembly on the subject of the Bill to explain an Act for erecting a Parish in the City of Saint John, reports as follows :--

The Committee appointed to manage the conference with the Council upon the Bill to explain an Act intitled "An Act for erecting a Parish in the City of Saint John and incorporating the Rectors, Church Wardens and Vestries of the Church of England in the several Parishes in this Province"--Report, that they have attended the conference and met Judge *Chipman*, the manager on the part of the Council, who stated "That the Council agreed fully with the House upon the principle of the amendments made by the House to the Bill as sent down by the Council, but were of opinion that the new clause would be amended by striking out the words *as Glebes* in the three places in which they occur, and by adding the following as a third Section to the Bill.--viz :

III. "And be it further enacted, That all Lands, Tenements, and Hereditaments already granted or hereafter to be granted to the several and respective Rectors, Church Wardens and Vestries as herein before mentioned, for the use and benefit of the Rectors or Ministers of the said several and respective Churches for the time being, shall be held subject to the sole management and direction of such Rectors or Ministers, and shall be used, occupied and enjoyed by them severally and respectively, for the best benefit and advantage of themselves and their Successors in like manner as the Glebe Lands belonging to any Rectory or Parsonage in that part of Great-Britain called England, are there usually held, occupied and enjoyed." and further, that, "should the amendments now proposed be adopted by the House, it would be expedient to alter the Title of the Bill by adding the words '*to amend*' making it read 'A Bill to explain and amend an Act, &c."

The Manager further stated "that he was directed by the Council to deliver the Bill and amendments to the Committee of the House."

T. WETMORE.
JAMES FRASER.

Ordered that the said report be received.

The Order of the day being read, resolved that the further consideration of the Bill for the encouragement of Schools be postponed.

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

THURSDAY, the 8th day of FEBRUARY, 1816.

PRAYERS.

Mr. *Leonard* presented a petition praying for aid to repair the Church at Sussex Vale, King's County, which was ordered to lie on the Table.

Mr. *Agnew* presented a petition from the Justices of the Peace of York, praying that an Act may pass to authorize them to raise *one thousand pounds* towards building a County Court House. Ordered that the same do lie on the Table.

Mr. *Agnew*, by leave, brought in a Bill to authorize the Justices of the general Sessions of the Peace for the County of York to levy an assessment for building a County Court House, which was read a first time.

The House proceeded to take into consideration the amendment made by the Council, to the amendments sent up by the House to the Bill to explain an Act entitled "An Act for erecting a Parish in the City of Saint John, &c." and the said amendments being severally read, were upon question severally put thereupon agreed unto by the House.

Resolved

Resolved that a conference be requested with the Council on the subject matter of the last conference, and that the managers of the last conference do request the same.

The House in Committee. Mr. *James Fraser* in the Chair, went into further consideration of the Bill for establishing Parish Schools.

MESSAGE from the COUNCIL.

Mr. *J. Fraser* left the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. Justice *Chipman* delivered the Message.

Mr. *Speaker*,

The Council do agree to the conference proposed by the Assembly on the subject of the last conference on the amendments to the Saint John Parish Bill, and that Judge *Chipman* be the Committee for managing the same.

And the Council have agreed to the Bill to establish a nightly Watch in the City of Saint John with amendments; and then Mr. Justice *Chipman* withdrew.

Ordered that Mr. *Attorney General* and Mr. *James Fraser* be a Committee to manage the conference on the subject of the last conference, &c.---and that the Committee be instructed to acquaint the Committee of Council, that the House have agreed to the amendments proposed by the Council to be made to that Bill, and that the same has been amended accordingly; and further, that the Committee deliver the same Bill to the Committee of the Council.

The *Speaker* left the Chair. Mr. *J. Fraser* resumed the Chair of the Committee.

A MESSAGE from the COUNCIL.

Mr. *Fraser* left the Chair of the Committee. Mr. *Speaker* resumed the Chair.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

The Council have passed the Bill to make perpetual two Acts of the Assembly that are near expiring, with amendments; and then Mr. *Robinson* withdrew.

The *Speaker* left the Chair. Mr. *J. Fraser* resumed the Chair of the Committee.

The *Speaker* resumed the Chair.

Mr. *J. Fraser* from the Committee reported progress and asked leave to sit again. Ordered that the report be received.

The House proceeded to take into consideration the amendments made by the Council, to the Bill sent up for concurrence, to continue and make perpetual two Acts of the General Assembly that are near expiring, and the said amendments being severally read, were, upon the question severally put thereupon, agreed to by the House. Ordered that Mr. *Leonard* and Mr. *Taylor* do carry the Bill to the Council and acquaint them that this House hath agreed to the amendments made by the Council.

Mr. *Belding* presented a petition from *Walter Bates*, Esquire, Sheriff of King's praying remuneration for expences in securing *H. Moore Smith*, a Prisoner confined in King's County Gaol, which was ordered to lie on the Table.

Mr. *Peters* presented a petition from *Nathaniel Vail* praying aid, which was ordered to lie on the Table.

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

FRIDAY, the 9th day of FEBRUARY, 1816.

PRAYERS.

On motion made and seconded the House went into a Committee of supply; Mr. *Robert Pagan* in the Chair of the Committee.

The *Speaker* resumed the Chair, and the Chairman of the Committee reported that the Committee had come to the following resolutions, and asked leave to sit again.

Resolved

Resolved, that the following Sums be allowed and paid out of the Province Treasury to the following Persons, viz :---

To the *Speaker* of the House of Assembly the sum of *one hundred pounds*:

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

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

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

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

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

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

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

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

To the Door keepers and Messengers attending the Council and Assembly, *ten shillings* per diem each during the present Session.

To the Tide Surveyor in the City of Saint John, from the first day of March, one thousand eight hundred and fourteen, to the first day of March, one thousand eight hundred and fifteen, the sum of *one hundred pounds*, and the like sum of *one hundred pounds* from the first of March, one thousand eight hundred and fifteen, to the first day of March, one thousand eight hundred and sixteen, for his services and expences.

To *Edward Golston Lutwyche, Esquire*, for his services as agent for the Province, for the years one thousand eight hundred and fourteen, and one thousand eight hundred and fifteen, the sum of *two hundred pounds* sterling.

To His HONOR the PRESIDENT and Commander in Chief, for defraying the contingent expences of the Province a sum not exceeding *three hundred pounds*, for the year one thousand eight hundred and sixteen.

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

To His HONOR the PRESIDENT or Commander in Chief for the time being, a sum of *fifty pounds* sterling, for the purpose of paying a Missionary to the Indians for the year one thousand eight hundred and sixteen.

Which report was received, read, and leave granted to sit again.

A MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the amendments to the Bill to explain an Act, intituled, "An Act for erecting a Parish in the City of Saint John, &c." And then Mr. Justice *Saunders* withdrew.

Ordered that the report of the Chairman of the Committee on the Gypsum Bill be now read, and the said Bill being read was ordered to be engrossed.

Read a second time a Bill to authorize the Justices of York to levy an Assessment, &c. and ordered to be committed.

Resolved that the House do now go into Committee on the report of the Committee appointed to enquire what Laws have expired, &c.

The House in Committee. Mr. *Humbert* in the Chair, went into consideration of the said report.

A MESSAGE from the COUNCIL.

Mr. *Humbert* left the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the Bill in addition to, and to explain an Act regulating the exportation of Fish and Lumber, with amendments; and then Mr. *Robinson* withdrew.

The *Speaker* left the Chair. Mr. *Humbert* resumed the Chair of the Committee.

The *Speaker* resumed the Chair.

Mr. *Humbert* from the Committee, reported that he was directed to report that it was the sense of the Committee, that a Committee be appointed to prepare a Bill to continue the following Laws:---

An Act for regulating Licences to Inns, Taverns and Houses, for selling Liquors by retail.

An Act to empower the Justices of the County of Westmorland, at their General Sessions of the Peace, to regulate the Grazing and Depasturing of the several Marshes, low Lands and Meadows within the said County.

An Act for the more effectual prevention of Desertion from His MAJESTY'S Forces, and an Act in addition to an Act, entitled "An Act for the more effectual prevention of Desertion of His MAJESTY'S Forces."

Ordered that the said report be received,; and that Mr. *Attorney General*, be a Committee to bring in the said Bill.

Mr. *J. Fraser*, by leave, brought in a Bill in addition to an Act, intituled "An Act, for erecting a Court-House and Goal, in the County of Northumberland," which was read a first time.

Ordered that no Petition be received, or Bill brought in, after the seventeenth instant, but by order of the House.

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

SATURDAY, the 10th day of FEBRUARY, 1816.

PRAYERS.

The House proceeded to take into consideration the amendments made by the Council to the Bill in addition to, and to explain an Act intituled "An Act to explain and amend the Laws regulating the exportation of Fish and Lumber;" and the said amendment being read, was upon the question put thereupon, agreed to by the House.

Ordered that Mr. *Campbell*, and Mr. *Belding*, do carry the Bill to the Council and acquaint them that this House hath agreed to the amendment made by the Council.

Mr. *Speaker* laid before the House a letter this day received from *Nat. Atcheson*, Esquire, which was ordered to lie on the Table.

Read an engrossed Bill to regulate the Trade of this Province in Plaister of Paris or Gypsum, and to prevent Contraband Trade; and the question was made whether the said Bill should pass, and the House divided.

YEAS.

Mr. *Easterbrooks*,
Mr. *R. Pagan*,
Mr. *Chapman*,
Mr. *Humbert*,
Mr. *Ward*,
Mr. *Johnston*,
Mr. *Belding*,

NAYS.

Mr. *Dunn*,
Mr. *Bliss*,
Mr. *J. Fraser*,
Mr. *Botsford*,
Mr. *Campbell*,
Mr. *Street*,

Mr.

Mr. Attorney General,
Mr. Peters,
Mr. Leonard.

And it having passed in the affirmative, it was ordered that the said Bill do pass, and be sent to the Council for concurrence, and that Mr. *Humbert*, and Mr. *Chapman*, be a Committee to carry up the same.

Mr. *Attorney General* presented a petition from *John Pendlebury*, which was ordered to be referred to the Committee of supply.

The House proceeded to take into consideration the amendments made by the Council to the Bill to establish a nightly Watch in the City of Saint John, and the said amendments were read and are as follows, viz :---

Sec. II. At A dele "an equal," and insert "a."

At B insert "in due proportion."

At C dele "regard being had in making the said Rate, to the abilities of, and likewise to the rent paid by the said several Persons, so to be rated and assessed," and insert,

"Provided always, that the sum to be Assessed upon any one person, in any one year, shall not exceed the sum of *five pounds*, and that in case the amount of the sums so to be Assessed, shall not be sufficient for the purpose contemplated in this Act, then and in such case, the deficiency shall be provided for out of the Funds of the said City."

Sec. IV. At D insert "of the said City."

At E dele "Justices" and insert "a Justice."

At F dele "said."

At G insert "and County of Saint John."

After Sec. VIII. Insert IX. *And be it further enacted*, That this Act shall continue and be in force for four Years, and thence to the end of the next Session of the General Assembly, and no longer.

Council Chamber, 8th February, 1816.---Passed and sent down for concurrence. Wm. F. ODELL, Clk."

And the said amendments being severally read, and the question severally put thereupon, the amendments A. B. D. E. F. and G. were agreed to by the House, and the amendments C. and the last amendment sent down, were not agreed to.

On Motion made and seconded, it was resolved, that the House do request a conference with the Council, on the subject of the amendments sent down by them to the Saint John Nightly Watch Bill---Ordered, that Mr. *Attorney General* and Mr. *Agnew*, do inform the Council therewith.

Mr. *Botsford*, by leave, brought in a Bill to provide for the Travelling charges and expences of the Members of the Legislature in General Assembly, which was read a first time.

The House in Committee, Mr. *Botsford* in the Chair, went into consideration of the general Road Bill.

The *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported progress, and asked leave to sit again; which report was received, and leave granted.

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

MONDAY, the 12th day of FEBRUARY, 1816.

PRAYERS.

Mr. *Street*, presented a Petition from the Wardens and Vestry of Christ's Church, (Magerville) praying aid; which was received, and ordered to be submitted to the Committee of supply.

The

The Committee appointed to examine the Treasurer's Accounts of this Province, report that they have attended to that duty.

And that the Account marked A. contains the particular account of the ordinary Duties on Articles imported into Saint John, between the 1st day of *January*, 1814, and the 31st day of *December*, 1815; amounting to £25,878 : 4 : 7.

B. Is an Abstract of Goods imported into Saint John by Non-residents, in 1814 and 1815; amounting to £303,720 : 17 : 5---the Duties arising therefrom, at 2½ per Cent. amount to £7,593 : 0 : 5.

C. Is an Abstract of Light-House Duties, collected at Saint John, in 1814 and 1815; amount £703 : 9 : 10.

D. Is an Abstract of Auction Accounts rendered; the Duties on which, have been paid into the Treasury, viz.

1814.---Thomas Wyer, St. Andrews, on account,	£50	0	0
J. M. Wilmot, Fredericton, to 1st <i>September</i> , 1814,	4	8	3
Robert W. Crookshank, for Andrew Crookshank, deceased, to 12th <i>February</i> , 1815, - - - -	296	18	3
	<hr/>		
	£351	6	6

No other Auction Accounts have been received.

The Accounts marked E. have been rendered by the late Deputy-Treasurer, for the County of Charlotte; from which it appears, that the Dutiable Goods, imported into that County in 1814 and 1815, together with the Duties on Goods imported by non-residents, have produced a Revenue as follows, viz:

Dutiable Goods in 1814, - - - - -	£1255	16	2
Non-resident Tax, ditto, - - - - -	3816	15	9
	<hr/>		
	£5072	11	11
Dutiable Goods in 1815, - - - - -	2612	5	9
And the Non-resident Tax in ditto, amounts to - - - - -	329	15	11
	<hr/>		
	2942	1	8
	<hr/>		
	£8014	13	7

No Commissions charged.

And by the report of the Committee on the Treasurer's Accounts, the 27th <i>January</i> , 1814, there appeared to be a balance due on Bonds, £338 : 4 : 8; besides a Bond in suit, £633 : 11 : 0; both making - - - -	971	15	8
	<hr/>		
	£8,986	9	3

Towards which, there appears to have been paid into the Province Treasury as follows, viz: by the late Deputy-Treasurer, - - - - -

Treasurer, - - - - -	£3771	1	9
and by the present Treasurer, - - - - -	200	0	0
	<hr/>		
	3971	1	9

Balance to be accounted for, £5015 7 6

No Accounts are as yet, rendered by the Deputy-Treasurer, lately appointed; but he has reported to the Treasurer of the Province, that funds are in his hands from Bonds taken in 1814, to pay the contents of ten Warrants £995, lately drawn for Roads and other Public services in that County.

The Papers marked F. are Accounts and Abstracts, rendered by the Deputy-Treasurer of Northumberland County, containing the particulars of the ordinary

ordinary Duties and Non-resident Tax on Goods imported into Miramichi, in 1814 and 1815, say,

Net amount in 1814, - - - - -	£1327	0	4
Ditto, ditto, 1815, - - - - -	1884	10	1

£3211 10 5

And by the report of the Committee on the Treasurer's Accounts last Session, 27th January, 1814, a balance appeared due on account of Duties in 1813, - - - - -

1072 19 9

£4284 10 2

From the Treasurer's general statement it appears that he has received from *Thomas H. Peters, Esq.* Deputy Treasurer at Miramichi, £2274 : 15 : 11,

So that their remains to be accounted for £2009 : 14 : 3; besides £65 : 1 : 8 due by the late Deputy-Treasurer. See No. 9. Report in Journals, 27th January, 1814.

G. Is Account Current, rendered by the Deputy-Treasurer of Westmorland, 31st December, 1814, balance there due the Province £99 : 2 : 4½; there is no account rendered for 1815; but he has paid £141 : 9 : 4 into the Treasury.

H. Is the Account Current of the Deputy-Treasurer of York County, for 1814 and 1815; balance in favor of the Province, on Bonds not yet due, £101 : 12 : 6½.

I. Shediac---no accounts rendered by the Deputy-Treasurer there for 1813, 1814 and 1815; but he has remitted the Province Treasurer £185 : 13 : 2 on account.

K. Nepissiquid---no accounts from the Deputy-Treasurer there; but he has made a further remittance to the Province Treasurer £120 : 12 : 2.

L. Is a List of 202 Warrants for monies paid out of the Treasury in 1814 and 1815---amount £16,665 : 2 : 7.

M. Is an Abstract of sixty-eight Cases of Drawback, paid at the Treasury in 1814 and 1815, £3086 : 17 : 5.

N. Is the General State of the Public Accounts. The Treasurer with the Province, to 31st December, 1815; balance in the Chest in Cash, Bonds, Notes and Bills £36,148 : 18 : 2.

O. Is an Abstract of Contingent expences at the Treasurer's Office, in 1814 and 1815, amounting to £279 : 10 : 9, including Stationary and Postages £29 : 18 : 9; an Iron Chest, imported from London for the use of the Office, £65---and four several Accounts by John Chaloner, for Guaging and Weighing, in 1814 and 1815, amounting to £184 : 12.

And we further beg leave to remark, that all the accounts rendered by the Treasurer, are methodically stated, accurate and correct in every respect, to our entire satisfaction; all which is respectfully submitted to this Honorable House.

Fredericton, 12th February, 1816.

JAMES FRASER.
W. PAGAN.
COLIN CAMPBELL.

Ordered that the said report be received.

A MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council have directed me to return the Bill to ascertain ratable Property, &c. with amendments; to which amendments, the Council desire the concurrence of this House; and then Mr. Justice *Saunders* withdrew.

Read, a Petition from *William Hazen*, Esquire, Province Treasurer, praying an increase of Salary, and referred to the Committee of Supply.

Read, a Petition from *Wm. Pagan & Co.* praying Drawback on Wine and Rum re-shipped, and referred to the Committee of Supply.

On Motion of Mr. *James Fraser*, made and seconded, the House resolved itself into Committee of the whole.

Mr. *Campbell* in the Chair.

The House went into consideration of the report of the select Committee, appointed to inquire whether the House, at present occupied by His HONOR the PRESIDENT, can be Leased for a Term of years, &c.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Chipman*, delivered the Message.

Mr. *Speaker*,

The Council do agree to the conference requested by the Assembly on the subject of the amendments to the Saint John nightly Watch Bill, and that Mr. Justice *Chipman*, be a Committee for managing the same; and then Mr. Justice *Chipman* withdrew.

Ordered, that Mr. *Attorney General* and Mr. *Agnew*, be a Committee to manage the conference on the part of this House with the Committee of the Council, on the subject of the amendments to the Saint John nightly Watch Bill; and that they prepare reasons to be laid before the House, for not concurring with the same.

Mr. *Attorney General*, from the Committee, appointed to prepare reasons to be offered in the conference requested of the Council, upon the amendments made to the Saint John nightly Watch Bill; reports the following draft of Instructions, which were read as agreed to, and are as follows, viz:

The Committee appointed to manage the conference with the Council upon the subject of the amendments made by them to the Saint John nightly Watch Bill, are instructed to state to the manager on the part of the Council, that although it is at all times with extreme regret that the House engage in discussions with the Council on questions relating to privileges, they cannot, consistent with their duty to their constituents, forbear to remonstrate, whenever the undoubted rights and privileges of the House are infringed, as, in the present instance they conceive them to be, by two of those amendments.

That the House do claim it as their undoubted right to be the sole judges of the extent and duration of the burthens to be imposed from time to time upon the people; and they cannot therefore help viewing the amendment which goes to limit the sum to be assessed upon any one person, for one year, in support of the nightly Watch, to a sum not exceeding *five pounds*; providing at the same time for the excess of that sum by a Tax upon the Funds of the Corporation of the City, (a Tax in no shape contemplated by the Bill)---and also the amendment restraining the existence of the Act to four years, thereby limiting the duration of the burthen, as altogether unparliamentary, and an infringement of the rights of the House.

That the House are by no means disposed to consider the exceptionable amendments as proceeding from a deliberate intention to interfere with their privileges, but originating in misapprehension, and they therefore entertain full confidence in the readiness of the Council to withdraw those amendments, that the House may signify their concurrence with the Council in the others, to which the House have no objections.

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

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that it is the opinion of the Committee that it be

Resolved, that it is highly expedient to make a purchase of the Mansion House, Out-houses and Grounds, now occupied by His HONOR the PRESIDENT, for a residence for the Governor or Commander-in-Chief of the Province

Province for the time being, provided the same can be obtained for the sum of £3,500, and an addition made to the Ground of two small Fields, next adjoining to the Garden to the westward, containing about ten Acres : and provided further, that a title to the Lot of ten Acres next adjoining the Town, can be obtained from the Governor and Trustees of the College (in whom the legal title now is said to be) subject to the Rent of 7s per annum or the redemption of the same Rent by the payment of a sum in gross.

Ordered, that the said report be received, and that Mr. *Botsford*, Mr. *J. Fraser* and Mr. *Allen*, be a Committee to carry the said resolve into effect. -

Read a second time, a Bill in addition to an Act, intituled "An Act for erecting a Court-House, &c. in Northumberland, and ordered to be committed.

Mr. *Botsford*, by leave, brought in a Bill to exclude ignorant and unskillful persons from the practice of Physic and Surgery, which was read a first time.

Mr. *Street* presented a petition from the Sheriff of York, asking reward for extra Services, which was referred to the Committee of Supply.

The Committee of conference of this House on the subject of the Saint John nightly Watch Bill, went to the conference, and being returned, the *Attorney General* reported, that they had given the Committee of the Council the reasons for disagreeing to the said amendments, and left the Bill and amendments with the Committee of the Council.

MESSAGE from His HONOR the PRESIDENT.

"NEW-BRUNSWICK.

"MESSAGE to the HOUSE of ASSEMBLY, 12th FEBRUARY, 1816.

"G. S. SMYTH.

"The PRESIDENT directs to be laid before the House of Assembly, sundry
"Certificates in behalf of Persons who have apprehended Deserters, and to whom
"no Reward has been paid, as the service was performed after the expiration
"of the Law, which provided for those expences."

G. S. S.

Which was read and referred to the Committee of Supply.

"NEW-BRUNSWICK.

"MESSAGE to the HOUSE of ASSEMBLY.

"G. S. SMYTH.

"The PRESIDENT directs to be laid before the House of Assembly, a claim
"of Mr. *John Pearson* of Nova-Scotia, who attended as a principal witness at
"the Trial of Henry Moore Smith; certified by the Honorable Justice *Saunders*."

"G. S. S."

Which was read and refered to the Committee of Supply.

Sundry Accounts of Contingent expences, and an estimate of repairs wanting to the Province Hall were laid before the House, by order of His HONOR the PRESIDENT.

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

TUESDAY, the 13th day of FEBRUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Dunn* in the Chair, went into consideration of a Bill in addition to an Act, for erecting a Court-House and Gaol in the County of Northumberland.

The *Speaker* resumed the Chair.

Mr. *Dunn* from the Committee, reported that he was directed by the Committee to report that the Committee had agreed to the Bill under its title, and he de-

livered

livered the same at the Clerk's Table; and the Bill was read and ordered to be engrossed.

Resolved, that the House do now go into consideration of the amendments sent down by the Council to the Bill to ascertain Ratable Property, &c.; and the said amendments being severally read, resolved that the House do go into Committee on the said amendments.

The *Speaker* left the Chair.

The House in Committee, Mr. *Attorney General* in the Chair, went into consideration of the said amendments.

The *Speaker* resumed the Chair.

Mr. *Attorney General* from the Committee, reports that he was directed to report that the Committee have agreed to the first and sixth amendments, namely, Sec. I. at A, dele "together with," and insert "and of;" at Sec. VIII. at F, dele "next preceding" and insert "sixth;" and as to all the rest of the amendments, the Committee have not agreed. Ordered, that the said report be now received.

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

Message from the Council, by Mr. Justice *Chipman*.

Mr. *Speaker*,

The Council do request a conference with the Assembly on the subject of the last conference respecting the amendments to the Saint John nightly Watch Bill, and that Mr. *Chipman* communicate the same to the Assembly; and then Mr. *Chipman* withdrew.

Resolved, that the House do agree to the conference, requested by the Council on the subject of the last conference on the Saint John nightly Watch Bill; and that the Committee appointed on the former conference, do acquaint the Council therewith, and manage the same on the part of the House.

Mr. *Robert Pagan* from the standing Committee, appointed to examine, liquidate and report on all public and private Accounts, reports that they had examined the several Accounts submitted to them, which were read and are as follow, viz.

The Committee on Public Accounts, beg leave to state that

No. 1, Is report of the expenditure of the sums of £22 : 6 by the late Mr. *Edwin Hazen*, on the Road leading to Martin's Head, accompanied with satisfactory vouchers---the sum of *twenty pounds* was allowed on this Road; therefore, the sum of £2 : 6 is due by the Province, to Mr. *Hazen's* Executors.

No. 2, Is *John Mounl's* report with vouchers and affidavit, of monies laid out by him on the Road and Bridge between Mahogany and Musquash, amounting to £153---he annexes a list of Tool's received from Major *Menzie*.

No. 3, Is *John Chapman* Esquire's report with vouchers, of monies laid out on the Road between Memramcook and Peticodiac, amounting to £200.

No. 4, Is *John Williamson's* affidavit and vouchers of the expenditure of £175 on the Road from *Sherman's* to *James Blakeney's*.

No. 5, Is the report of *Solomon Trites*, one of the Commissioners for the Road, from the Bend of Peticodiac River to *Sherman's*, accompanied with vouchers and his affidavit; it appears he has expended to the amount of £178 : 8 : 3, and only received £175 from the Treasury; but the balance of £3 : 8 : 3 is charged in the account of *David Mills*, another of the Commissioners for that Road.

No. 6, Is the report of *David Mills*, one of the Commissioners for the Road from the Bend of Peticodiac River to *Sherman's*, accompanied with his affidavit and vouchers; it appears he received £175, and expended £167 : 16 : 10, including £3 : 8 : 3 paid to Mr. *Trites*, the other Commissioner, and that £7 : 3 : 2 remains in his hands unexpended.

RECAPITULATION OF THE WITHIN ENTRIES.

390 Gallons	WINE,	- - - - -	at 1/3	24	1	6
32,116 ditto	ditto	- - - - -	„ 1/6	2408	14	
35,455 ditto	RUM,	- - - - -	„ 9d	1367	1	3
383,816 ditto	ditto	- - - - -	„ 10d	15,992	6	8
564 ditto	ditto	- - - - -	„ 10½	24	13	6
54,708 ditto	ditto	- - - - -	„ 1f	2735	8	
23,876 ditto	BRANDY and GIN,	- - - - -	„ 1/6	1790	14	
890 ditto	SHRUB and NOYEAU	- - - - -	„ 10d	37	1	8
76 ditto	ditto ditto	- - - - -	„ 1f	3	16	
71,921 ditto	MOLASSES,	- - - - -	„ 1d	290	13	5
43,275 lbs.	COFFEE,	- - - - -	„ 1d	180	6	3
4464 Cwt. 3 qrs. 11 lbs.	SUGAR,	- - - - -	„ 2/6	558	2	1
2280 Cwt. 0 qrs. 5 lbs.	ditto.	- - - - -	„ 4f	456		4
				£ 25,878	4	8

TREASURY NEW-BRUNSWICK, 1814 & 1815.

Dr.

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

Cr.

		£	S	D	£	S	D			£	S	D	£	S	D
1815								1814							
December 31	To amount of two hundred and two Warrants drawn by His Honor the President on the Treasurer, between the 1st day of January, 1814, and this date, as per abstract and Vouchers - - - - -				16,655	2	7	January 1 1815	By Balance from last year - - - - -				15,227	17	6
	To amount of sixty-eight cases of Drawbacks paid at the Treasury in 1814 and 1815, as per Abstract and Vouchers - - - - -				3,086	17	5	August	By amount received, two payments from Lieut. Col. Nase, for Balance of Fines in the 1st Battalion King's County Militia, per Master Price - - - - -				38	14	
	To amount of three Bonds put in suit against Mr. Black, by the Attorney General - - - - -	64						December 31	By Balance of Light-House Account - - - - - No. 3	703	9	10			
	To do. of one do. against Messrs. James & Nagel - - - - -	121	1	10					By amount of ordinary Duties at Saint John, as per Abstract and one hundred and sixteen entries - - - - -	25,878	4	7			
					762		110		By do. Non-Resident Tax at Saint John as Per Abstract of one hundred and eighteen entries.	7,593	0	5			
					20,504		110		By do. of Auction Duties as per Abstract and Vouchers - - - - -	351	6	6			
	To Balance in the Chest in Cash, Bonds, Notes and Bills - - - - -				36,148	18	2		By duties of 5 Horses and 4 yoke Oxen imported at St. Martin's - - - - -	33			34,556	1	4
									By amount of Remittances from the late Donald McDonald, Esquire, Deputy Treasurer at Charlotte - - - - -	3,771	1	9			
									By do. do. from Thomas Wyer, Esq. at do. - - - - -	200					
									By do. from Thomas Horsefield Peters, Esq. at Northumberland - - - - -	2,274	15	11			
									By do. from the late Jonathan Burnham, Esq. at Westmoreland - - - - -	141	9	4			
									By do. from Win. Harrington, Esq. at Shediack - - - - -	185	13	3			
									By do. from Mark Needham, Deputy Treasurer at York - - - - -	143	14	9			
									By do. from William J. Munroe, Esq. at Nipissiquid - - - - -	120	12				
													6,837	7	2
					56,653								56,653		

Treasurer's Office, Saint John, 31st December, 1815.

WILLIAM HAZEN, Treasurer.

No. 7, Is the account with affidavit and vouchers, of *Michael Ireland*; for the expenditure of £200 on the highway between the Pine Ridge and *James Blakeney's*; in this amount is included £19 : 16 : 8 charged by him for six weeks and four days of his time, and seven days with a Team.

No. 8, Is an account of *Wm. Reed's*, with affidavit of the expenditure of £42 : 15 on the Road leading from Hopewell to Hammond River; in this account a blank charge is made of 14 days work, overseeing and measuring the Road. No credit is given for any money received.

No. 9, Is *Jabez Upham's* account and affidavit, with vouchers of the expenditure of £50 on the Road from the Head of Hammond River to Hopewell.

No. 10, Is *Joshua Upham's* account and affidavit, with vouchers of the expenditure of £30 on the Road from the Widow *Upham's* Farm to the Head of Hammond River.

No. 11, Is *Ichabod Lewis's* account and affidavit with vouchers, of the expenditure of £163 : 18 : 4 on the Road from the Bend of *Peticodiac* to *Shediac*; in this sum is included £25 : 5, for actual labour and superintendance---he gives Credit for £250, leaving a balance of £86 : 1 : 8 not expended.

No. 12, Is *John Killor*, Esquire's account and affidavit with vouchers, of the expenditure of £199 : 9 : 4 on the Road between *M^cEachram's* Bridge and *Shediac*---Credit is given for £200 received; leaving a balance of 10s. 8d. due to the Province.

No. 13, Is *Jacob Powell*, Esquire's account and affidavit with vouchers, of the sum of £218 : 8 : 3 expended by him; £90 of this sum was laid out on the Road from *Buctush* to *Richibucto*, and £128 : 8 : 3 on the Bridge across *Gaspereau* River; only £150 has been received, leaving a balance due to him of £68 : 8 : 3 as stated in his memorial submitted to the House.

No. 14, Is *William Burnett's* account with his affidavit of the sum of £46 : 15 : 3 laid out by him in the year 1813, between *Mr. Guthrie's* and the head of *Belisle*; and of the sum of £159 : 2 : 6 also laid out by him on the same Road in 1814---no Credit is given in the account for monies received for accomplishing this work.

No. 15, Is *William Burnett's* account with vouchers of monies expended, (including £12 : 10 charged by him for 25 days working and superintending,) amounting to £115 : 1 : 3 for labour done between 20th June and 23d July, 1814, on the Road between *Mr. Guthrie's* and the head of *Belisle*; accompanying this report, is a letter from the Honorable Judge *Saunders*, explaining the situation of *Mr. Burnett's* transactions, and stating, that £320 had been laid out by the Commissioner on the Road, and warrants obtained only for the sum of £265 : 3 : 6, leaving a balance due him of £55 : 15 : 6---we refer to Judge *Saunders's* letter for further information relating to *Mr. Burnett's* account.

No. 16, Is *George Harding's* account and affidavit with vouchers, of monies expended on the Road leading from *Belisle* to *Washdemoack*, amounting to £147 : 16 : 2, in which is included £16 : 3 : 9 for his own work and superintending---he gives Credit for £150 received, a balance of £2 : 3 : 10 remains in his hands due to the Province.

No. 17, Is an account and affidavit of *Jesse Gillies*, of monies expended, (including £8 for 16 days work and superintending by him), the whole amounting to £52 : 17 : 6 for monies expended on the Road leading from the *Belisle* to the *Kennebeckacis*. Another paper accompanies *Mr. Gillies* lists of Receipts for £139 : 4 for work done on the same Road between the 26th September and 31st October, 1814; one of these Receipts is *Mr. Gillies's* for £14 : 5, for his work and superintending on the Road---and another accompanying Receipts for £52 : 17 : 6 including *Mr. Gillies's* for £8 for work on the same Road, from 27th June to 27th July, 1814. A third accompanies Receipts for £42 : 15 for clearing out the Road; in which sum is included *Mr. Gillie's* Receipt for £7 : 5 for work and superintending. No statement is furnished of monies received by *Mr. Gillies*.

No. 18, Is *James M. Nab* and *Thomas Fraser's* account with affidavit and vouchers, of the sum of £125 received and expended by them on the Road between the Nashwack and Miramichi.

No. 19, Is *John Henderson's* account with vouchers, of the sum of £149 : 7 : 8 expended on the Road from the Miramichi Court-House to the Richibucto River, in which sums is included £10 for his trouble and attendance; he gives Credit for £200 received, leaving a balance due by him to the Province of £50 : 12 : 4.

No. 20, Is *Wm. Segee's* account with affidavit, of the sum of £50 received and expended in repairing the Highway, from Sunbury Line towards Fredericton.

No. 21, Is *Samuel Smith's* account with affidavit, of the sum of £99 : 17 : 6 received and expended on the Road between *Richard Kimball's* in Burton, and *Daniel Smith's*, South Branch Oromocto.

No. 22, Is *S. Agnew* and *Caleb Fowler*, Esquire's Report with affidavit and vouchers, of the manner in which the sum of £100 received by them was expended towards improving the new Road, from the mouth of the Nashwack to the upper Line of Sunbury.

No. 23, Is *Daniel Morehouse's* statement of a Contract made under his direction in the Parish of Queensbury, on the Road to Mactaquack, for the sum of £50 received by him, and the faithful performance of that Contract by *James Parent*.

No. 24, Is a stated account current with affidavit, of *Peter Fraser*, Esquire, in which the sum of £625 is credited as received by Warrants, from May to December, 1815; and the sum £281 : 8 paid for work done by different parties (including £43 : 19 for Tools of different kinds) on the Roads at different places; a balance of £343 : 12 remains due to the Province.

No. 25, Is *W. F. Odell*, Esq. and *R. Smith's* stated account with affidavit, of the sum £171 : 9 : 10 expended on the Bridge below the Town of Fredericton; credit is given for £50 received from the Treasury, and for £68 : 6 : 5 collected as fines in the Parish of Fredericton; a balance of £53 : 3 : 5 is due to the Commissioners.

No. 26, Is report of *W. F. Odell*, Esq. and *Robert Smith*, stating their appointment as Commissioners for building a Bridge over *Garden's Mill Stream*; that they have received £55 out of the Treasury; that they have made a Contract for Stone during the winter; that the length of the Bridge is 160 feet; and that the probable expence of building a durable Bridge will be *six hundred pounds*.

No. 27, Is account of *W. F. Odell*, Esq. and *Robert Smith*, with affidavit of the expenditure of £121 : 4 : 2 on the Bridge at *Phillis's Creek*--credit is given for £100 received, leaving a balance due to them of £21 : 4 : 2: in this account a blank charge is made for "allowance to Commissioners, 42 days each."

No. 28, Is *John Allen*, Esqr's. account, of the sum of L.50 paid by him to *Benjamin Ried*, in consequence of his fulfilling a contract for work to that amount, between the villages in York County.

No. 29, Is *Charles Duff's* account with vouchers, of the sum of L.49 : 4 : 6 expended by him on the Road from burnt land Brook to *Betts'*; he credits the sum of 15s 6d remaining in his hands.

No. 30, Is *Mark Turner's* account with affidavit and vouchers, of the sum of L.49 expended by him on the Road between Chamcook and Bockabuk; he credits the sum of 20s remaining in his hands.

No. 31, Is *Joseph Porter*, Esquire's account with affidavit and vouchers, of the expenditure of L.50 granted for Road from Bass-wood Ridge, towards the settlement of St. Stephen's.

No. 32, Is a statement by *Aaron Upton*, one of the Commissioners for building a Bridge across *Dennis's Stream*, of their having contracted for Timber, &c, to be ready on the spot by the Spring, and informing that the sum of L.50 allotted, will be far short of the Provincial assistance necessary to complete that extensive Bridge.

No. 33, Is a report of *Robert Pagan* and *John Dunn*, two of the Commissioners for opening a Road from Le Etang to Musquash, stating that Mr. *Vernon*, the other Commissioner, has been employed in exploring the nearest and best Road from Le Etang, to communicate with the Road leading from Dipper, to the Bridge on Musquash river---that men have been employed under his direction in opening a Bridle Path, which was early in January completed to within two miles of that Road, and that a sum of L.128 : 18 : 9 expended on that service, and that a contract has been made for the sum of L.130 for building a Bridge across Le Proa River, at the head of *Macey's Bay*, to be completed in all January. The balance of L.41 : 1 : 3 will be expended in improving the Road.

No. 34, Is report with account, affidavit and vouchers, of *Christopher Hatch* and *Thomas Wyer, Junr.* of the expenditure of L.160 on the road from *D. Bradfords* to *Connecks*---they Credit L.150 received, and state, that it was necessary to expend L.10 more to complete the particular spot, which they pray may be repaid.

No. 35, Is account with affidavit and vouchers, of *Thomas Wyer, junr.* and *Peter Christy, Esqrs.* of the expenditure of L.100 on the Road from *Samuel Connecks* to Pleasant Ridge.

No. 36, Is report of *Hugh M'Kay, Esq.* accompanied with plans of Bridges, &c. stating that Warrants in his favour for L.600 have been issued, but that only L.200 has been yet received by him, which is intended in payment of a Contract entered into, to build a Bridge across Magagaudavic River for that sum, which contract, he sends a copy of,---that he found the monies granted for Bridges, &c. in that quarter, come so far short of the sums necessary to erect and complete them, that he has declined making further Contracts, till his statement of the necessity of further aid can be taken into consideration by the Legislature. The report states, that different proposals have been made to him, in explanation of which, he refers to different plans of Bridges which accompany his report. For further particulars, we beg leave to refer to the report, in which, much pains is taken to give full information on the subject.

No. 37, Is account with affidavit and vouchers, of *Nathan Smith*, of L.25 : 4 : 6 expended by him towards improving the Road from *Nathan Smith's House* in Burton to the Causeway; a balance of 4s. 6d. over-paid, is due from the Province.

No. 38, Is account with affidavit and vouchers, of *Samuel D. Street, Esqr.* of expenditure of L.99 : 15 : 6, on Burton Causey---credit is given for L.150---a balance remains of L. 50 : 4 : 6 due to the Province.

No. 39, Is account with affidavit and vouchers of *Gershom Burnel*, of expenditure of L.25 : 1 : 6 on the Road between *Nathan Smith's* and *Burton Causey*---No credit is given for Money received for this purpose.

No. 40, Is account with affidavit and vouchers, of *Samuel D. Street, Esq.* of the expenditure of L. 50 on the *Burton Causey*.

No. 41, Is account with affidavit and vouchers, of *Samuel D. Street, Esq.* of expenditure of L.25 : 6 on *Burton Causeway*; it is stated, that a balance of only L.24 : 11 : 4 remained in his hands, and that therefore, the sum of 14s. 8d. is due to him by the Province.

No. 42, Is account with affidavit and vouchers, of *Calvin L. Hatheway*, of the expenditure of L.49 : 13 : 8 on the Road in *Burton*; in which sum is included a charge of 11 days superintending, at 15s per day, L.8 : 5; there will from the account thus stated, remain a balance of 6s. 4d. due to the Province.

No. 43, Is account with affidavit and vouchers, of *Gabriel De Veber*, of the expenditure of L.35 : 18 on the Road from the Lower line of the County of *Sunbury*, towards *Edward Burpey's House*---Credit is given for L.50 received; the remaining balance of L.14 : 2 it is proposed to lay out when the weather will admit, the ensuing season.

No. 44, Is account with affidavit and vouchers, of *Calvin L. Hatheway*, of the expenditure of L.56 : 18 on the Road in *Gage-Town*, in which is included

L.8 : 5 for superintending the work 11 days; by this statement, a balance remains of L43 : 2, as credit is given for L.100 received.

No. 45, Is *Samuel Scovil's* account with affidavit and vouchers, of the expenditure of L.150 received by him, on the Road between the Jemseg and Washademoac.

No. 46, Is account of the Commissioners for expending L.300 for the Indians of the Milacite Tribe, stating the purchase for that sum, of a Tract of Land in the Parish of King's Clear, for the use of the Indians, adjoining a Lot belonging to them. In this account reference is had to an order of the President in Council, a copy of which accompanies it, and to which we beg leave to refer.

No. 47, Is *J. Murray Bliss* and *John Allen, Esq.* account current, with affidavit and several vouchers of the expenditure of L.786 on the Main Road, from the French Village to the Grand Falls, in which sum is included L.60 for Tools; the sum of L.950 is credited as received, a balance of L.164 therefore remains in the hands of the Commissioners due to the Province.

Which was read and ordered to be received.

The House in Committee, Mr. *Campbell* in the Chair, went into further consideration of the great Road Bill.

A MESSAGE from the COUNCIL.

Mr. *Campbell* left the Chair of the Committee. Mr. *Speaker* resumed the Chair.

Mr. *Chipman* delivered the Message.

Mr. *Speaker,*

I am directed by the Council to inform this Honorable House, that Judge *Chipman* is appointed a Committee to meet the Committee of the Assembly in conference on the subject of the last conference on the amendments of the St. John Nightly Watch Bill, and that he notify his appointment to the Assembly; and then Mr. *Chipman* withdrew.

Mr. *Campbell* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported progress and asked leave to sit again. Ordered that the said report be received.

Mr. *Attorney General* from the Committee appointed to conduct the conference with the Committee of the Council on the subject matter of the last conference on the Saint John Nightly Watch Bill, reported that they had conferred this day with the Committee of the Council thereon, from whom they had received the following reasons in support of their amendments, to wit.—

Council Chamber, 13th February, 1816.

The Council instruct their Committee appointed to manage the conference with the Assembly upon the subject of the last conference to state to the managers on the part of the Assembly in answer to their communication of the 12th instant, upon the same subject, that the Council have no wish nor inclination at any time, and that they had no intention in the present instance, in any manner, to infringe or interfere with the privileges of the House in Bills imposing any Tax or Burthen upon their constituents,---That the Council do not conceive it necessary on this occasion, to enter into any discussion of the nature or extent of those privileges, as they observe, with great satisfaction, that the House do not, merely on the grounds of their being Bills of this description, object to such amendments of them made by the Council, as are consistent with the views, intentions and meaning of the House in the clauses to which such amendments are proposed; and that the amendments now objected to by the House, appear to the Council to be principally of this latter description.

That the Council conceive the limitation in the amendment to the second section of the Bill, of the sum to be assessed upon any one Person for one year, to a sum not exceeding *five pounds*, to be merely declaratory of what was tacitly implied in the concomitant provisions in the same section of the Bill; because the

the Council could not suppose it to have been the intention of the House in an indirect and what the Council conceived would have been an improper manner to enlarge the jurisdiction of the City Court of the City of Saint John to an indefinite extent; and because it has been, as the Council believe, the invariable practice in all Acts of Assembly authorizing an assessment of any Tax upon the Inhabitants in any part of the Province, in some manner to limit the amount of the sum to be raised under and by virtue of any such Acts; and could it have been the intention of the House, either in this indirect manner, to enlarge the jurisdiction of the City Court, or to leave the sum to be assessed upon that portion of the Inhabitants of the City, in this regard, contemplated in the Bill without any limitation or controul, it would have been, in the opinion of the Council, a ground that would render it their duty altogether to reject the Bill.

That with regard to that part of the amendment which provides for the excess in that behalf mentioned, by what the House are pleased to call a Tax upon the Funds of the Corporation of the City; the Council conceived, that consistently with the grounds set forth in the petition of the Common Council of the City, to the several branches of the Legislature, upon which the Bill in question was founded; this part of the amendment merely explained, rather than provided the obvious means to be resorted to for such excess. The Council, however, have no objection to the striking out of this part of the amendment, if the House should continue to think it of any importance.

That with regard to the amendment, restraining the existence of the Act to four years, the Council direct it to be distinctly stated, that in all cases where the nature of the provisions in any Bill appears to them to be such as to require the test of some experience before they become the subject of a perpetual Law, of which nature they conceive the provisions in the Bill in question to be, they shall feel it to be their indispensable duty to annex a clause providing such test; nor do they conceive, that in so doing, they infringe any of the privileges of the House; be this, however, as it may---the Council have an undoubted right to reject any Bill that they may deem it inexpedient to pass; in the present instance they conceived the Bill to be of too great importance to be rejected on the ground of this or of any of the other objects of amendment, without disclosing to the House the nature of their objections to it.

WM. F. ODELL, CLERK.

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

WEDNESDAY, the 14th day of FEBRUARY, 1816.

PRAYERS.

Read an engrossed Bill in addition to an Act, entitled "an Act, for erecting a Court-House and Gaol in the County of Northumberland." Resolved that the Bill do pass.

Ordered, that Mr. *J. Fraser* and Mr. *Belding*, do carry the same Bill to the Council and desire their concurrence.

Read a second time, a Bill to provide for the Travelling charges and expences of the Members of the Legislature in General Assembly, and ordered to be committed.

The House in Committee, Mr. *Campbell* in the Chair, went into further consideration of the Great Road Bill.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Saunders* delivered the Message.

" Mr. *Speaker*,

" The Council do agree to the conference, proposed on the amendments to
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“ the Bill to ascertain Ratable Estates, and that Judge *Saunders* be a Committee “ to manage the same, and that he communicate this Resolution to the Assembly;” and then Mr. Justice *Saunders* withdrew.

Ordered, that the Committee who requested the conference on the above Bill, do manage the conference on the part of the House, and prepare reasons to be laid before the House, why the House do not agree to the amendments proposed by the Council to the said Bill.

The *Speaker* left the Chair. Mr. *Campbell* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported progress, and asked leave to sit again, which report was ordered to be received.

Mr. *Attorney General*, brought in a Bill to revive and continue, and also to explain two Acts of the General Assembly, for the more effectual prevention of Desertion from His MAJESTY'S FORCES, which was ordered to be committed.

Read a first time, a Bill to amend and continue for a limited time an Act, entitled “ An Act, for regulating, laying out and repairing Highways and Roads, “ and for appointing Commissioners and Surveyors of Highways, &c.”

Mr. *R. Pagan* from the Committee, appointed to prepare reasons to be laid before the House, upon the subject matter of the amendments proposed by the Council to the Bill to ascertain Ratable Estates, &c. reported as follows:

The Committee appointed to manage the conference requested of the Council upon the amendments made to the Bill “ to ascertain Ratable Estates in this “ Province and for other purposes therein mentioned,” are instructed by the House to state to the manager on the part of the Council; that the House are ready to agree to the first and sixth of those amendments, to wit, to strike out the words “ together with” and insert the words “ and of” in the first section, and to strike out the words “ next preceding” and insert the word “ sixth” in the eight section of the Bill; those being merely verbal or literal amendments, and such as appear to the House very proper,---That as to all the other amendments, if they were such as would be deemed expedient to be made; (which the House do not admit) yet they go “ to limit, qualify and alter” the said Bill, and are of such a nature as, in the opinion of the House, strike directly at the root of their indubitable privilege “ to originate all Bills imposing Taxes or burthens “ upon their constituents, and to be the sole judges of the extent and duration “ of those burthens”---that the effect of the objectionable amendments is evidently to take the Tax or burthens from one description of Persons, and impose it upon another: as for instance, to relieve the owners of large and valuable Tracts of unimproved land, which are constantly growing in value by the labors of the owners of small Tracts of but little comparative value, from any part of the assessment, and thereby necessarily to impose additional burthens upon those of the latter description.---This effect of the amendments will, the House are persuaded, be admitted by the Council; and if so, the single point remains to be decided, namely, whether it is, or is not, the privilege of the House “ to be the “ sole judges of the extent of the Tax or burthen to be imposed” or laid upon their constituents. That Parliamentary usage and the constant practice of the Legislature of this Province, having so fully and firmly established the claim of the House to this right, they indulge a hope that the Council will not resist it.

The Committee are further instructed to state that the Bill was prepared and passed with great deliberation and after the fullest discussions of the subject, and with an ardent desire to equalize as nearly as practicable the public burthens, according to the circumstances of the people---that such a Law has been long in contemplation, and in the general expectation of the Province; and as it is limited in its duration to the short term of four years, the House hope and trust that the Council will not persist in the amendments which are objected to, as they must be fully convinced it is utterly impossible for the House to yield the privilege claimed by them, which is equally indubitable with the right of the Council

Council to reject this, or any other Bill passed by the House, if the Council deem it expedient so to do.

Which report was read and ordered to be received,

Mr. *J. Fraser* presented a petition from *William Bannerman*, praying relief from payment of a Bond given to the Deputy Treasurer of Northumberland, for the payment of Duties, which was referred to the Committee of Supply.

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

THURSDAY, the 15th day of FEBRUARY, 1816.

PRAYERS.

Read a second time, a Bill to exclude ignorant and unskilful Persons from the practice of Physic and Surgery, and ordered to be committed.

Ordered, on motion of Mr. *Agnew*, made and seconded, that a Committee of this House be appointed to search the Journal of the Council as to their proceedings upon the Plaister of Paris or Gypsum Bill; and further, that Capt. *Agnew* and Mr. *Johnston*, be a Committee to make such search, and report thereon to the House.

MESSAGE from the COUNCIL.

The *Speaker* resumed the Chair.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

The Council have agreed to the Bill in addition to an Act, for erecting a Court House and Goal in the County of Northumberland; and then Mr. *Robinson* withdrew.

The House in Committee, Mr. *Campbell* in the Chair, went into further consideration of the great Road Bill.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported progress, and asked leave to sit again, which report was received and leave granted.

The Committee of conference of this House on the subject of the Bill to ascertain Ratable Estates, &c. went to the conference and being returned, Mr. *R. Pagan* reported, that they had given the Committee of the Council the reasons for disagreeing to the amendments proposed by the Council, and left the Bill and the amendments with the Committee of the Council.

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

FRIDAY, the 16th day of FEBRUARY, 1816.

PRAYERS.

Mr. *Agnew* from the Committee, appointed to search the Journal of the Council on the subject of the Gypsum Bill, reports that upon searching the Journal of the Council, they found the following entry, made on the 13th February, 1816, viz.

“ Read a second time, the Gypsum Bill.

“ On motion, resolved, that the further consideration of this Bill be put off for three months.”

Mr. *Humbert* presented a petition from *John Ward & Son*, praying further Drawback on Rum reshipped; and also a petition from *Charles Ward*, with a similar prayer; which were ordered to be received, and referred to the Committee of Supply.

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The House in Committee, Mr. *P. Fraser* in the Chair, went into consideration of a Bill to revive and continue, and to explain two Acts of the General Assembly, for the more effectual prevention of Desertion from His MAJESTY'S Forces.

The *Speaker* resumed the Chair.

Mr. *P. Fraser* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill with amendments; and he delivered the same at the Clerk's Table, which Bill being read as amended, was ordered to be engrossed.

MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council do request a conference with the Assembly, on the subject of the conference on the amendments to the Bill to ascertain Ratable Estates; and then Mr. *Saunders* withdrew.

Resolved, that the House do agree to the conference on the subject of the last conference on the amendments to the Bill to ascertain Ratable Estates, and that the Committee appointed to manage the former conference, do acquaint the Council therewith and manage the same on the part of the House.

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

SATURDAY, the 17th day of FEBRUARY, 1816.

PRAYERS.

Read, an engrossed Bill to revive and make perpetual, and also to explain and amend two Acts of the General Assembly, for the more effectual prevention of Desertion from His MAJESTY'S Forces---Resolved that the Bill do pass.

Ordered, that Mr. *Ward* and Mr. *P. Fraser*, do carry the same to the Council and desire their concurrence.

Mr. *Street*, presented a Petition from sundry Inhabitants, (Members of the Church of England) resident in the Parish of Burton, praying aid towards finishing the Church in the said Parish---Ordered to be referred to the Committee of Supply.

Resolved, that the order limiting the time for bringing in Petitions and Bills, be extended to Thursday next.

Mr. *Attorney General*, presented a petition from *Willis Frederick Knox*, praying for remuneration for expences, &c.---Ordered to be referred to the Committee of Supply.

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

MONDAY, the 19th day of FEBRUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Campbell* in the Chair, went into further consideration of the great Road Bill.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Chipman* delivered the Message.

Mr. *Speaker*,

Mr. Justice *Chipman* is appointed a Committee, to confer with the Committee of the Assembly on the subject of the last conference on the amendments to the Bill

Bill to ascertain Ratable Estates, and that he notify his appointment to the House; and then Mr. Justice *Chipman* withdrew.

Mr. *Speaker* left the Chair.

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

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that he was directed by the Committee to report progress, and asked leave to sit again, which is granted.

Mr. *R. Pagan* from the Committee of conference, appointed to meet a Committee of the Council on the subject of the amendments proposed by the Council to the Bill to ascertain Ratable Estates; reports that they have had a conference this day with the Committee of the Council, and received from them in writing, reasons in support of their amendments, which are as follows, viz.

The Council instruct the Committee appointed to manage the conference upon such of the amendments made to the Bill "to ascertain Ratable Estates in this Province, and for other purposes therein mentioned," as are objected to by the Assembly, to state to the managers on the part of the House, in answer to their communication upon the subject, that the Council are fully aware of the importance, if not necessity, of making a Law for the purposes contemplated in the present Bill, and that after so much pains taken in its formation, and its obviating in so great a degree the difficulties and inconveniences that have been hitherto experienced; it was with extreme reluctance that the Council felt themselves constrained to make any amendments that could in any degree hazard its being passed; more especially as it is so limited in its duration, and although some of its provisions might be considered as inadequate for the purposes intended by them, and others objectionable, yet the experience to be had from its operation, it might be hoped, would lead ultimately to the formation of such a Law as would comport with the views and wishes of all parties. The Council deprecate the idea of calling in question or infringing, at any time, any of the constitutional privileges of the House, and are therefore willing, in this instance, without further discussion, to take it for granted that the present may be a Bill of the description contended for on the part of the House; but even under this view of the subject, the adoption of the amendments objected to by the House, appeared to the Council essential and indispensable to prevent the rejection of the Bill. The amendments proposed to the first and second sections of the Bill, which are objected to by the House, are founded upon different, though, as the Council conceive, fundamental principles, which ought not to be departed from; the amendment to the former is indeed of such a nature that the Council cannot wave it--if therefore the House should continue to be of opinion that any Bill for the purposes contemplated in the present, must contain a clause similar to that now under consideration, unqualified with the proposed amendment, the Council fear that all efforts to relieve the Province from the difficulties experienced under the existing Law, will prove unavailable and fruitless, a result which the Council would most deeply lament. The amendments to the second, and consequently to the eleventh section of the Bill, are founded upon a different principle, namely, that property, while it remains altogether unimproved and unproductive, is not in any just or equitable view of the subject, a proper object of taxation. The Council, however, most sincerely desirous that the Bill should not be lost, are willing to submit to its operation in this regard, during the short period for which it is passed, being persuaded that upon a more deliberate view of the subject, and the Lessons that will be in the mean time suggested by experience, a similar provision will not on any future occasion be contended for--the Council therefore consent to withdraw the amendments to the second and eleventh sections of the Bill.

WM. F. ODELL, CLERK.

The House went into consideration of the propositions delivered by the Committee of the Council to the Committee of this House on the proposed amend-

ments to the Bill for ascertaining Ratable Estates; and resolved, that the House cannot agree to the amendment adhered to by the Council, to the Bill to ascertain Ratable Estates in this Province, and for other purposes therein mentioned, which are now adhered to by the Council---Resolved further, that the further consideration of the amendment be postponed for three months.

Mr. *Attorney General*, moved for leave, to bring in a Bill to regulate Assessments in this Province, which was granted.

The House in Committee, Mr. *Street* in the Chair, went into consideration of the Bill for establishing a Grammar School in the Town of Saint Andrews, &c.

The *Speaker* resumed the Chair.

Mr. *Street* from the Committee, reported that he was directed by the Committee to report that they had made some progress in the Bill before them, and asked leave to sit again, which is granted.

The House in Committee, Mr. *P. Fraser* in the Chair, went into consideration of the Bill to prevent ignorant and unskilful Persons from the practice of Physic and Surgery.

Mr. *Speaker* resumed the Chair.

Mr. *P. Fraser* from the Committee, reported that he was directed by the Committee to report that they had made some progress in the Bill before them, and asked leave to sit again, which is granted.

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

TUESDAY, the 20th day of FEBRUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Dunn* in the Chair, went into the further consideration of the Saint Andrews Grammar School Bill.

Mr. *Speaker* resumed the Chair.

Mr. *Dunn* from the Committee reported progress and asked leave to sit again, which is granted.

Read a first and second time a Bill to regulate Assessments in this Province, and ordered to be committed to-morrow.

The House in Committee, Mr. *Campbell* in the Chair, went into further consideration of the general Road Bill.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee reported that he was directed by the Committee to report that the Committee had made some further progress on the Bill before them and asked leave to sit again, which is granted.

The House in Committee, Mr. *Fraser* in the Chair, went into the further consideration of the Bill to exclude ignorant and unskilful persons from the practice of Physic and Surgery.

The *Speaker* resumed the Chair.

Mr. *P. Fraser* from the Committee reported that the Committee had directed him to report progress and asked leave to sit again, which is granted.---

That the Committee having divided upon the question being put whether the further consideration of the Bill should be postponed for three months, the division was as follows :--

YEAS.

Mr. *Chapman*,
Mr. *Humbert*,
Mr. *Ward*,
Mr. *Belding*,
Mr. *Agnew*,

NAYS.

Mr. *Speaker*,
Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Dunn*,
Mr. *Johnston*,

Mr.

YEAS.
Mr. *Easterbrooks*.

NAYS.
Mr. *Street*,
Mr. *Attorney General*,
Mr. *J. Fraser*,
Mr. *Botsford*,
Mr. *Allen*,
Mr. *Campbell*,
Mr. *Taylor*,
Mr. *Leonard*,
Mr. *Solicitor General*.

and it therefore passed in the negative.

On motion of Mr. *P. Fraser*, read a first time a Bill to provide for the erection of an Alms-House, Work-House and House of Correction within the County of York, and for the making of Rules for the management of the same.

Mr. *Attorney General*, by leave, brought in a Bill to promote and encourage the carrying Trade of this Province, for regulating the exportation of Gypsum or Plaister of Paris, which is read a first time.

Read a second time a Bill to continue and amend an Act intituled "An Act for repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province," and ordered to be committed.

Mr. *R. Pagan* gave notice of motion that the House do to-morrow go into Committee upon the report of the Committee of public Accounts.

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

WEDNESDAY, the 21st day of FEBRUARY, 1816.

PRAYERS.

Ordered, that the Resolution of the 12th instant, respecting the purchase of a Residence for the Governor or Commander-in-Chief, be sent up to the Council for concurrence, and that Mr. *Botsford* and Mr. *P. Fraser*, do carry up the same.

The House in Committee, Mr. *R. Pagan* in the Chair, went into the consideration of the Bill to regulate Assessments in this Province, &c.

The *Speaker* resumed the Chair.

Mr. *R. Pagan* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, and he delivered the Bill at the Clerk's Table; which Bill being read, was ordered to be engrossed.

Mr. *J. Fraser*, presented a Petition from the Magistrates of the County of Northumberland, praying aid to enable them to build a Gaol, &c. which was referred to the Committee of Supply.

Mr. *Botsford*, presented a Petition from *Oliver Arnold*, Rector of Trinity Church, in the Parish of Sussex in King's County, praying aid towards a Grammar School at Sussex in King's County, which is ordered to lie on the Table.

Mr. *Humbert*, presented a Petition from sundry Inhabitants of the City of St. John, on the subject of the Plaister trade, which was ordered to lie on the Table.

The House in Committee, Mr. *Botsford* in the Chair, went into consideration of the Bill to continue and amend an Act, intituled "An Act for repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province."

Mr. *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee

mittee to report that they had made some progress on the Bill before them, and asked leave to sit again, which is granted.

Mr. *Attorney General*, by leave, brought in a Bill to enable the Minister and Elders for the time being of the Church, in communion with the Kirk of Scotland, lately erected in the City of Saint John, to hold the same to them and their successors for ever, and for other purposes therein mentioned; which was read a first time.

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

THURSDAY the 22d day of FEBRUARY, 1816.

PRAYERS.

Mr. *Agnew*, presented a Petition from sundry Inhabitants of the Parish of St. Mary's, praying that a Law may pass to enable them to pay their Taxes arising from Island Land, in the Parish of King's Clear, in the Parish of St. Mary, where they reside; and for leave to bring in a Bill for that purpose---Ordered that the Petition do lie on the Table, and leave given to bring in the Bill.

The House in Committee, Mr. *Botsford* in the Chair, went into further consideration of the Bill to continue and amend an Act, intituled "An Act for repairing Highways and Roads, and for appointing Commissioners and Surveyors, of Highways within the several Towns and Parishes in this Province."

The *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee to report that they had made some progress in the Bill before them, and that on motion of Mr. *Bliss*, that the words "Provided always, that nothing in the third section of the said Bill, shall be construed to extend to Apprentices under the age of twenty one years," be a part of the Bill; the Committee divided as follows:---

YEAS.

Mr. *Bliss*,
Mr. *Humbert*,
Mr. *Ward*,
Mr. *Belding*,
Mr. *Agnew*,
Mr. *P. Fraser*,
Mr. *Allen*,
Mr. *Speaker*,
Mr. *Campbell*,
Mr. *Taylor*,
Mr. *Leonard*.

NAYS.

Mr. *Easterbrooks*,
Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Dunn*,
Mr. *Chapman*,
Mr. *Johnston*,
Mr. *Street*,
Mr. *Attorney General*,
Mr. *J. Fraser*.

and it therefore passed in the affirmative; and further, that the Committee asked leave to sit again, which is granted.

Mr. *Agnew*, presented a Petition from sundry Inhabitants of the County of York, praying that the Bill before the House "to exclude ignorant and unskilful Persons from the practice of Physic and Surgery," may not pass into a Law, which was read, and ordered to be received.

Mr. *Robert Pagan*, presented a Petition from *Thomas Wetmore*, Esquire, Attorney General, praying remuneration for services, &c. which was read, and ordered to be referred to the Committee of Supply.

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

FRIDAY,

FRIDAY, the 23d day of FEBRUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Street* in the Chair, went into further consideration of the Saint Andrews Grammar School Bill.

The *Speaker* resumed the Chair.

Mr. *Street* from the Committee, reported, that he was directed to report that the Committee had agreed to the Bill with amendments,---which report was received and the Bill ordered to be engrossed.

Read an engrossed Bill to regulate Assessments in this Province ; and upon the question being put whether the Bill do pass, the House divided as follows:---

YEAS.

Mr. *Sol. General*,
Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Dunn*,
Mr. *Street*,
Mr. *Attorney General*,
Mr. *Botsford*,
Mr. *Allen*,
Mr. *Campbell*,
Mr. *Leonard*,

NAYS.

Mr. *Easterbrooks*,
Mr. *Humbert*,
Mr. *Chapman*,
Mr. *Ward*,
Mr. *Johnston*,
Mr. *Belding*,
Mr. *Agnew*,
Mr. *J. Fraser*,
Mr. *P. Fraser*,
Mr. *Taylor*,

Whereupon Mr. *Speaker* determined the question in the affirmative.

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

Read a first and second time a Bill to alter an Act, intituled " An Act for the better ascertaining and confirming the Boundaries of the several Counties within this Province, and for subdividing them into Towns and Parishes ;" whereupon, on motion made and seconded, resolved, that the consideration of this Bill be postponed until due notice shall be given to the Inhabitants of the County of York by having a Copy of the same Bill openly read at two different Courts of General Sessions of the Peace for the said County.

Mr. *Botsford* from the Committee appointed to purchase a suitable residence for the Lieutenant-Governor or Commander-in-Chief for the time being, reports

The Committee appointed to carry into effect the resolution of the House, relating to the " purchase of the Mansion House, and Out-houses and Grounds, now occupied by His HONOR the PRESIDENT, for a residence for the Governor or Commander-in-Chief of the Province for the time being, provided the same can be obtained for the sum of £3,500, and an addition made to the Ground of two small Fields next adjoining to the Garden to the westward, containing about ten Acres; and provided further, that a title to the Lot of ten Acres next adjoining the Town, can be obtained from the Governor and Trustees of the College, in whom the legal title now is said to be, subject to the rent of 7s. per acre per ann. or the redemption of the same rent by the payment of a sum in gross." Report that your Committee in pursuance of the above resolution of the House, had a communication with Col. *Hailes* upon the subject of the purchase of the Mansion House, Out-houses and Grounds, now occupied by His HONOR the PRESIDENT, in which that Gentleman, as the Agent of His Excellency Lieutenant-Governor *Carleton*, most readily consented to comply with the wish of the House of Assembly, and to accept of the sum of £3,500 for the purchase money of the Premises; in which were included the two small Fields next adjoining the Garden.

That your Committee attended at a meeting of the Governor and Trustees of the College, and submitted to that Board a Copy of the above resolution, and

have received in answer, the Resolve hereunto annexed, which your Committee beg leave herewith to submit.

W. BOTSFORD.
JAMES FRASER.
JOHN ALLEN.

FREDERICTON, 21st February, 1816.

At a Meeting of the College Board, held at Fredericton, 17th February, 1816.

PRESENT.

The Governor,
Mr. Attorney,
Mr. Secretary,
Mr. Robinson,
Mr. Bliss,
Mr. Sproule,
Mr. Odell,
Mr. Mountain.

Mr. *Botsford*, from a Committee of the House of Assembly, laid a Resolution of the House of the 21st instant before the Board, on the subject of the purchase of the Building and Grounds, now occupied by His HONOR the PRESIDENT.

Whereupon, resolved, that this Board do consent to grant and convey to the King for the use of the Province, as far as they may or can do by Law, all their right and title to the Land mentioned in the said Resolve of the House, upon such terms with regard to the Rent, as the General Assembly may deem proper. The Board considering the General Assembly as virtually the patrons of the Institution committed to the care and trust of the Board.

Ordered, that Mr. *Attorney General* and Mr. *Secretary*, be a Committee to prepare an instrument for carrying the preceding Resolution into execution, and that the Seal of the Corporation be affixed thereto.

From the Minutes.

J. M. BLISS, Clerk.

Which was ordered to be received.

The House in Committee, Mr. *J. Fraser* in the Chair, went into the consideration of the Bill to provide for the travelling charges and expences of the Members of the Legislature in General Assembly.

Mr. *Speaker* resumed the Chair.

Mr. *J. Fraser* from the Committee reported, that he was directed by the Committee to report that it was the opinion of the Committee that the further consideration of the Bill before them be postponed for three months. Ordered that the report be received.

The House in Committee, Mr. *Botsford* in the Chair, went into the consideration of the report of the standing Committee of Accounts.

Mr. *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee reported that he was directed by the Committee to report that they had made some progress in the business before them and asked leave to sit again, which is granted.

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

SATURDAY, the 24th day of FEBRUARY, 1816.

PRAYERS.

Read, an engrossed Bill for establishing a Grammar School in the Town of Saint

Saint Andrews, in the County of Charlotte---Resolved, that the Bill do pass.

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

Mr. *R. Pagan* from the Committee on Public Accounts further report.

FEBRUARY 24th, 1816.

The Committee on Public Accounts, further report that

No. 48, Is *James Sproul's* account with affidavit and vouchers of £49 : 17 : 6 expended by him on the Road from the Kennebeckacis River to Belisle; no credit is given for any monies received.

No. 49, Is *John Sherwood*, Senr.'s account, with vouchers, affidavit and statement of the expenditure of £54 : 3 : 9 on the Road from the Finger Board to Belisle---he credits £52 : 10 received, leaving a balance due to him of £1 : 13 : 9

No. 50, Is *M. Mackenzie's* account with affidavit, and statement of the expenditure of £113 on two Bridges, in *Sherwood's* Cove and *Hays's* Brook, on the Road from Indian Town to *Beaubair's* Point---he credits the sum of £70 received, leaving a balance of £43 due him, which he prays may be repaid.

No. 51, Is *J. Murray Bliss*, Esquire's report, with affidavit of the sum of £50 granted towards erecting a Bridge over the Creek below the French village, being by him expended for procuring Stone and materials for that Bridge.

No. 52, Is *Frederick P. Robinson* and *James French's* report, stating that they were appointed late last Autumn, Commissioners for improving the Road on the River Nashwalk, for which £300 is appropriated; but, that owing to the failure of a Contract they had made, and not having accomplished any other, that sum remains unexpended.

Which report was ordered to be received.

The House in Committee, Mr. *Botsford* in the Chair, went into further consideration of the report of the standing Committee of Accounts.

Mr. *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee to report progress, and asked leave to sit again, which was granted.

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

MONDAY the 26th day of FEBRUARY, 1816.

PRAYERS.

Mr. *Attorney General*, laid before the House, a Letter which he has received from *E. G. Lutwyche*, Esq. respecting the Sloop *Brunswicker*---Ordered to lie on the Table.

Read a first and second time, a Bill to promote and encourage the carrying Trade of this Province, by regulating the exportation of Gypsum or Plaister of Paris. Ordered to be committed to-morrow.

Mr. *Agnew* from the Committee for Bye Roads, reported that they had agreed to the several sums to be applied for that purpose, which report was ordered to be received, and referred to the Committee of Supply.

The House in Committee, Mr. *P. Fraser* in the Chair, went into further consideration of the Bill to exclude ignorant and unskilful Persons from the practice of Physic and Surgery.

Mr. *Speaker* resumed the Chair,

Mr. *P. Fraser* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill under its title with amendments, and he delivered the Bill at the Clerk's Table, and the said Bill was read as amended, and ordered to be engrossed.

Resolved

Resolved, that the House do to-morrow go again into Committee on the great Road Bill.

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

TUESDAY the 27th day of FEBRUARY, 1816.

PRAYERS.

The House in Committee, Mr. *Campbell* in the Chair, went into further consideration of the great Road Bill.

The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill under its title with amendments, and he delivered the same at the Clerk's Table, and being read, was ordered to be engrossed.

Read, an engrossed Bill to exclude ignorant and unskilful Persons from the practice of Physic or Surgery. Resolved that the Bill do pass.

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

Ordered, that the order of the day for the consideration of the Gypsum Bill, be postponed until to-morrow.

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

WEDNESDAY, the 28th day of FEBRUARY, 1816.

PRAYERS.

Mr. *James Fraser*, by leave, presented a Petition from sundry Freeholders of the County of Northumberland, praying for an increase of the number of Members, to represent the said County in General Assembly.---Ordered to lie on the Table.

The House in Committee, Mr. *R. Pagan* in the Chair, went into the consideration of the Bill to promote the carrying Trade by regulating the exportation of Gypsum or Plaister of Paris.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

“ The Council do agree to the St. Andrew's Grammar School Bill, and to the Resolution sent up this day, for the purchase of a Residence for the Governor or Commander-in-Chief; and the Council do agree to the Bill to regulate Assessments in this Province, with amendment; to which amendment the Council desire the concurrence of this House,” and then Mr. *Saunders* withdrew.

Mr. *Speaker* left the Chair. Mr. *R. Pagan* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *R. Pagan* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title; and he delivered the Bill at the Clerk's table, which was read and ordered to be engrossed.

The House proceeded to take into consideration the amendments proposed by the Council to the Saint John nightly Watch Bill, and the same being read, resolved that the House do not concur in the said amendments.

Mr.

Mr. *Johnston*, moves for leave, to bring in a Bill more effectually to provide for the support of a Nightly Watch in the City of Saint John, which was read a first time.

Ordered, that the House do to-morrow go into Committee on the Bill for encreasing the number of Members to represent the County of Northumberland.

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

THURSDAY the 29th day of FEBRUARY, 1816.

PRAYERS.

Read, an engrossed Bill for the regulation and improvement of the great Roads of Communication through the Province.---Resolved that the Bill do pass.

Ordered, that Mr. *Fraser* and Mr. *Street*, do carry the same Bill to the Council and desire their concurrence.

Read a second time, a Bill more effectually to provide for the support of a Nightly Watch in the City of Saint John---Ordered to be committed.

Resolved, that the consideration of the following amendment sent down by the Council to the Bill to regulate Assessments in this Province, viz.

Sec. At A, dele "and also upon all Incomes arising from monies deposited or "vested in any Funds without the limits of this Province," be postponed for three months.

On motion made and seconded, for leave to bring in a Bill to ascertain Ratable Property, and to regulate Assessments in this Province; the House divided as follows :

YEAS.

Mr. *Botsford*,
Mr. *Attorney General*,
Mr. *Solicitor General*,
Mr. *Belding*,
Mr. *Dunn*.

NAYS.

Mr. *Easterbrooks*,
Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Chapman*,
Mr. *Humbert*,
Mr. *Ward*,
Mr. *Johnston*,
Mr. *Street*,
Mr. *Agnew*,
Mr. *J. Fraser*,
Mr. *P. Fraser*,
Mr. *Campbell*,
Mr. *Taylor*,
Mr. *Leonard*.

whereupon it passed in the negative.

The House in Committee, Mr. *Leonard* in the Chair, went into consideration of the Bill to increase the number of Members to represent the County of Northumberland in General Assembly.

The *Speaker* resumed the Chair.

Mr. *Leonard* from the Committee, reported that he was directed by the Committee to report that the Committee had not agreed to the Bill before them, and that on the question being put, whether the Bill be agreed to, the Committee divided as follows, viz.

YEAS.

Mr. *Easterbrooks*,
Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Dunn*,

NAYS.

Mr. *Taylor*,
Mr. *Allen*,
Mr. *Campbell*,
Mr. *P. Fraser*,

YEAS.

Mr. *Chapman*,
 Mr. *Belling*,
 Capt. *Agnew*,
 Mr. *Wetmore*,
 Mr. *James Fraser*,
 Mr. *Botsford*.

NAYS.

Mr. *Speaker*,
 Mr. *Street*,
 Mr. *Johnston*,
 Mr. *Ward*,
 Mr. *Humbert*,
 Mr. *Bliss*.

whereupon, Mr. *Leonard*, determined the question in the negative, and on the question being put, whether the Report should be received, the House divided as follows, viz.

YEAS.

Mr. *Taylor*,
 Mr. *Allen*,
 Mr. *Campbell*,
 Mr. *P. Fraser*,
 Mr. *Street*,
 Mr. *Johnston*,
 Mr. *Ward*,
 Mr. *Humbert*,
 Mr. *Bliss*,
 Mr. *Leonard*.

NAYS.

Mr. *Easterbrooks*,
 Mr. *R. Pagan*,
 Mr. *W. Pagan*,
 Mr. *Dunn*,
 Mr. *Chapman*,
 Mr. *Belling*,
 Capt. *Agnew*,
 Mr. *Wetmore*,
 Mr. *James Fraser*,
 Mr. *Botsford*.

whereupon Mr. *Speaker* determined the question in the affirmative---Ordered, that the said Report be received.

The House in Committee, Mr. *Botsford* in the Chair, went into further consideration of the Bill to continue and amend an Act, intituled "An Act for regulating, laying out and repairing Highways, &c.

Mr. *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee to report that they had made some progress in the Bill before them, and asked leave to sit again. which is granted.

The House in Committee, Mr. *Botsford* in the Chair, went into further consideration of the Report of the standing Committee of Accounts.

The *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed to report that they had gone into consideration of the report of the Committee of all public and private Accounts, which are as follow, viz.

The House in Committee, went into consideration of the Report of the standing Committee on all public and private Accounts.

No. 1. Resolved, that it is the opinion of the Committee, that the sum of £2 : 6 be allowed to the Executors of the late *Edwin Hazen*, Esq. deceased, the same being the balance of his account.

No. 2. It appearing to this Committee, that a number of Tools belonging to the Province, are in the hands of *John Mount*---Resolved, that the same be accounted for, or delivered over to such person as shall be authorized to receive them.

No. 3 }
 .. 4 } It appears to the Committee, that the Accounts No. 3, 4 and 5 are
 .. 5 } correct, and are accompanied with the requisite vouchers.

No. 6. It appears to the Committee, that by this Account, there is a balance due to the Province, from *David Mills* of £7 : 3 : 2.

No. 7 }
 .. 8 } It is the opinion of the Committee, that these Accounts are cor-
 .. 9 } rect, and are accompanied with the requisite vouchers.
 .. 10 }

No. 11. It is the opinion of the Committee, that the charge of £25 : 5 in this Account for actual labor and superintendance be not allowed, as the number of

days is not specified in the same---that including the above charge, there appears a balance of £86 : 1 : 8 due the Province.

No. 12. It is the opinion of the Committee, that this Account is correct, and is accompanied with the requisite vouchers.

No. 13. It is the opinion of the Committee, that the balance of £68 : 8 : 3 is due to *Jacob Powell, Esq.*

No. 14 } It is the opinion of the Committee, that these Accounts are correct,
 . . 15 } and that the balance of £55 : 15 : 6 is due to *William Burnett.*

No. 16. It is the opinion of the Committee, that this Account is correct, accompanied with the requisite vouchers, and that the balance of £2 : 3 : 10 remains due to the Province.

No. 17. It is the opinion of the Committee, that *Jesse Gillies*, has accounted for all the Public monies received by him, and that the mistake in his account, arises from his transmitting duplicate accounts for the expenditure of the sum of £52 : 17 : 6 the one with the other without vouchers.

No. 18. It is the opinion, that this account is correct, and is accompanied with the requisite vouchers.

No. 19. It is the opinion, that this account is correct, and that the balance of £50 : 12 : 4 is due the Province.

No. 20 }
 . . 21 } It is the opinion of this Committee, that these Accounts are cor-
 . . 22 } rect, and are accompanied with the requisite vouchers.
 . . 23 }

No. 24. Resolved, that it is the opinion of the Committee, that the sum of *five shillings* per day each, be allowed to the Officers of the New-Brunswick Fencibles, superintending the Military working-parties employed upon the Roads; and that the same amounting in the whole to *nine pounds*, be included in this account, and be deducted from the balance in the hands of *Peter Fraser, Esquire*; and also, that the Tools amounting in value to £43 : 19 be accounted for, or delivered over to such person as shall be authorized to receive them; that the balance of £234 : 12 is due to the Province.

No. 25. It is the opinion of the Committee, that the balance of £53 : 3 : 8 is due to *Wm. F. Odell, Esquire*, and *Mr. Robert Smith.*

No. 26. That this Account is correct, and is accompanied with the requisite vouchers.

No. 27. That the balance of £21 : 4 : 2 is due *Wm. F. Odell, Esquire*, and *Robert Smith.*

No. 28 } That these Accounts are correct, and are accompanied with the
 . . 29 } requisite vouchers.

No. 30. That there is a balance of 20s. due the Province upon this Account.

No. 31 } That these Accounts are correct, and are accompanied with the re-
 . . 32 } quisite vouchers.

No. 33. That there is a balance of £41 : 1 : 3 due the Province in the hands of the Commissioners.

No. 34. That the sum of £10 is due from the Province to *Christopher Hatch*, Esq. and *Thomas Wyer, Jun.*

No. 35. That this Account is correct, and is accompanied with the requisite vouchers.

No. 36. It appears to the Committee, that Warrants have been issued for the sum of £600; but that the sum of £200 only has been made use of, in contracting for the building a Bridge, leaving Warrants in the hands of *Hugh M^c Kay, Esq.* belonging to the Province, to the amount of £400.

No. 37. That the balance of 4s. 6d. is due *Mr. Nathan Smith.*

No. 38. That the sum of £50 : 4 : 6 is due to the Province, from *Samuel D. Street, Esquire*, upon this account.

No. 39. That the balance of 1s. 6d. is due to *Gersham Bonnell.*

No. 40. That this Account is correct, and is accompanied with the requisite vouchers.

No. 41. That the balance of 14s. 8d. is due *Samuel D. Street, Esq.* upon this account.

No. 42. Resolved, that it is the opinion of the Committee, that the sum of £8 : 5 charged in this Account, for superintending the Road eleven days, is an unwarrantable charge, and cannot be allowed.

No. 43. That the sum of £14 : 2 is due to the Province from *Gabriel De Veber*, upon this account.

No. 44. That the sum of £43 is due to the Province from *Calvin L. Hatheway*, over and above the sum of £8 : 5 charged in this account, for superintending the Road for a eleven days; which in the opinion of this Committee, is an unwarrantable charge, and cannot be allowed.

No. 45. That this account is correct, and is accompanied with the requisite vouchers.

No. 46. This account is accompanied with a copy of an order of the PRESIDENT in Council; which account and order, are as follows:

IN COUNCIL, 6th MAY, 1814.

His HONOR the PRESIDENT having communicated to the Council a Message sent by His HONOR to the House of Assembly, during the late Session of the Legislature on the subject of the Oak-pack branch of the Melicete Tribe of Indians, as follows:

“ NEW-BRUNSWICK, 4th FEBRUARY, 1814.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ THOMAS SAUMAREZ.

“ The PRESIDENT informs the House of Assembly, that earnest application
“ has been made to him by the Oak-pack branch of the Melicete Tribe of Indi-
“ ans, stating their anxious desire to have an allotment of Land in the vicinity
“ of this Town, on which they might have a fixed residence, and be able, by em-
“ ployment as labourers in the neighbourhood, to obtain a subsistence, and pre-
“ vent in future, such want and distress as they have of late years frequently suf-
“ fered; and as there are no ungranted Lands in this neighbourhood, these poor
“ people have indulged a hope that some adequate allotment for their relief
“ might be obtained by purchase, to be defrayed by a grant from the Legisla-
“ ture. The PRESIDENT therefore recommends the case of the Petitioners as a
“ subject of importance to the serious consideration of the House. T. S.”

In consequence, the sum of £300 was granted to His HONOR, to be vested in the hands of Commissioners to be appointed by His HONOR, for the purpose of assisting the Indians of the Melicete Tribe in making settlements on, and cultivating and improving any Land which may be granted to them or for their use; and the Indians of this branch of the Tribe having made earnest application to His HONOR, praying that a Tract of 300 acres of Land, lying about ten miles above Fredericton, (about nine acres of which they had formerly bought, and had erected thereon a Chapel and a House for the accommodation of their Priest) should be purchased for their use, and it also appearing that they had been encouraged to expect that Lands should be procured for them, whenever adequate means could be obtained; and the Land in question, being stated to be cultivated to an extent sufficient for their immediate wants. His HONOR therefore, submitted to the consideration of the Council, the expediency of appropriating the sum of £300 above mentioned, in making the purchase in question, more especially at this particular crisis, and as there are no ungranted Lands in any situation which, from the peculiar habits of these people, would be suitable for them, and as it appears that by their established rules and customs of their Tribe, this branch are excluded from any share in the Lands allotted by Government for the use of the Indians on the upper parts of the River. Whereupon on the question

question, whether the sum of £300 granted as above stated, shall be employed for the purpose of purchasing the Land in question; the Chief Justice dissents ---thereupon ordered, that a Warrant issue for the said sum of money £300; payable to Mr. Secretary *Odell*, Judge *Saunders* and *Thomas Wetmore*, Esquire, Commissioners named by His HONOR the PRESIDENT for the purpose, and that they be instructed to make the purchase as prayed for, for the use of this branch of the Melicete Tribe.

Extract from the Minutes.

WM. F. ODELL.

The Commissioners appointed to expend the sum of £300, granted by an Act of the General Assembly, passed the 7th March, 1814, in aid of the Indians of the Melicete Tribe; account as follows, viz.

They charge themselves with this sum, received by a Warrant from His HONOR in Council on the Province Treasurer, dated the May, 1814. ---£300.

They take credit for this sum, paid by them to *Jonathan Estey*, for the purchase of a Tract of Land, (under the direction of an order of the PRESIDENT in Council) containing about 330 Acres, in the Parish of King's Clear, (about 10 miles from Fredericton) and adjoining to a Lot belonging to the Indians on which their Chapel stands. The Lot purchased, having a number of acres cleared and improved, fit for immediate cultivation. The Deed is taken in the King's name and duly registered. £300.

JON. ODELL.

JOHN SAUNDERS.

THOMAS WETMORE.

That in the Committee, the following Resolution was made and seconded, to wit:

Resolved, that the vesting this sum of *three hundred pounds*, in the purchase of a Tract of Land in King's Clear, for the use of the Melicete Indians, is in the opinion of this Committee, a misapplication of the money, and contrary to the meaning and intention of the Grant; and on which resolution, the Committee divided as follows:

YEAS.

Mr. *Sol. General*,
 Mr. *Easterbrooks*,
 Mr. *R. Pagar*,
 Mr. *W. Pagar*,
 Mr. *Dunn*,
 Mr. *Chapman*,
 Mr. *Ward*,
 Mr. *Johnston*,
 Mr. *Belding*,
 Mr. *Agnew*,
 Mr. *Speaker*,
 Mr. *J. Fraser*,
 Mr. *Campbell*.

NAYS.

Mr. *Attorney General*,
 Mr. *Humbert*,
 Mr. *Allen*,
 Mr. *P. Fraser*.

and that it therefore passed in the affirmative.

No. 47. It is the opinion of the Committee, that the Tools mentioned in this account, be accounted for, or delivered over to such person as shall be authorized to receive them.

Resolved, that it is the opinion of the Committee, that the Surgeon of the New-Brunswick Fencibles, be allowed at the rate of 5s. per day, for his attendance upon, and service rendered to the Military parties while working upon the Roads; and that the amount for such attendance, amounting to £5:10 be deducted from the account, leaving a balance in the hands of *J. M. Bliss* and *John Allen*, Esquires, of £158:10.

No. 48. It appears to the Committee, that this account is correct, and is accompanied with the requisite vouchers.

No. 49. It appears that this account is correct, and is accompanied with the requisite vouchers, and that the balance of £1 : 13 : 9 is due to *John Sherwood, Sen.*

No. 50. It appears to the Committee, that *M. M^cKenzie* has accounted for the money received by him, and that the balance of £43 is due to him from the Province.

No. 51. It appears to the Committee that this account is correct, and is accompanied with the requisite vouchers.

No. 52. It appears by this account, that the sum of £300 remains in the hands of the Commissioners unexpended. Ordered that the said report be received.

Mr. Attorney General, by leave, brought in a Bill to provide for the purchase of a place for the residence and accommodation for the Governor and Commander-in-Chief of the Province. Ordered to be committed to-morrow.

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

FRIDAY, the 1st day of MARCH, 1816.

PRAYERS.

The House in Committee, *Mr. Agnew* in the Chair, went into consideration of the Bill more effectually to provide for the support of a Nightly Watch in the City of Saint John.

The *Speaker* resumed the Chair.

Mr. Agnew from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, and he delivered the Bill at the Clerk's Table, which being read, was ordered to be engrossed.

The House in Committee, *Mr. Street* in the Chair, went into consideration of the Bill to provide for the purchase of a place for the residence and accommodation of the Governor or Commander-in-Chief of the Province.

Mr. Speaker resumed the Chair.

Mr. Street from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title; and he delivered the Bill at the Clerk's Table, which Bill being read, was ordered to be engrossed.

Ordered, on motion of *Mr. Attorney General*, made and seconded, that a Committee be appointed to search the Journal of the Council as to their proceedings upon the Bill for the more effectual prevention of Desertion from His MAJESTY'S Forces; and ordered, that *Mr. Attorney General* and *Mr. Campbell*, be a Committee to make such search, and report thereon to the House.

Read, an engrossed Bill to promote and encourage the carrying Trade of this Province, by regulating the exportation of Gypsum or Plaister of Paris; and on motion made and seconded, it was resolved, that the following words in the third section of the said Bill, viz.

“ The sum of *one hundred pounds*, of lawful money of New-Brunswick, if such
“ Vessel does not exceed one hundred Tons burthen; otherwise, in the sum of
“ *one hundred and fifty pounds* ‘ of like lawful money’ be struck out and the fol-
“ lowing words, viz. ‘ in a sum double the value of the Plaister so intended
“ to be shipped, estimating each Ton at *eighteen shillings*’ be inserted in lieu
“ thereof, and that the word ‘ the’ in the said section be struck out, and the
“ words ‘ a like sum as first herein’ be inserted in its stead, and that the words
“ ‘ sum of *one hundred*, or *one hundred and fifty pounds* according to the tonnage
“ of

“ ‘ of the said vessel as aforesaid’ be also struck out of the said section, and that
 “ the following words ‘ with the Plaister on Board’ be inserted in the ninth sec-
 “ tion, after the words ‘ every such boat or small craft;’” and the question being
 put, whether the Bill as amended should pass, the House divided as follows:

YEAS.

Mr. *R. Pagan*,
 Mr. *W. Pagan*,
 Mr. *Dunn*,
 Mr. *Ward*,
 Mr. *Johnston*,
 Mr. *Street*,
 Mr. *Belding*,
 Mr. *Agnew*,
 Mr. *J. Fraser*,
 Mr. *P. Fraser*,
 Mr. *Allen*,
 Mr. *Taylor*,
 Mr. *Solicitor General*.

NAYS.

Mr. *Easterbrooks*,
 Mr. *Chapman*,
 Mr. *Humbert*,
 Mr. *Botsford*,
 Mr. *Campbell*.

And it passed in the affirmative.

Whereupon ordered, that Mr. *Johnston* and Mr. *Ward*, do carry the Bill to the Council and desire their concurrence.

Read a first and second time, a Bill to continue certain Acts of the General Assembly which are near expiring, and ordered to be committed.

The House in Committee, Mr. *Humbert* in the Chair, went into consideration of the Bill to establish Grammar Schools throughout the Province, &c.

The *Speaker* resumed the Chair.

Mr. *Humbert* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, with amendments, and he delivered the Bill at the Clerk's Table, which being read as amended, was ordered to be engrossed.

MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

“ The Council have agreed to the Bill to exclude ignorant and unskilful Persons from the practice of Physic and Surgery;” and then Mr. *Saunders* withdrew.

Ordered, that the House do to-morrow resolve itself into a Committee of Supply.

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

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 SATURDAY, the 2d day of MARCH, 1816.

PRAYERS.

Read an engrossed Bill to provide for the purchase of a place for the residence and accommodation of the Governor and Commander-in-Chief of the Province; whereupon on motion, ordered that Mr. *Botsford*, Mr. *J. Fraser* and Mr. *Allen*, be a Committee to wait upon His HONOR the PRESIDENT, and request his permission to insert the Honorable *Jonathan Bliss*, Chief Justice; the Honorable *John Robinson* Esq. Speaker of the House of Assembly; *Thomas Wetmore*, Esq.; Attorney General; *W. F. Odell*, Esquire, Secretary, and the Honorable *George Sproule*, Surveyor General of this Province, and their successors in Office in the Bill to provide for the purchase of a place for the residence of the Governor or Commander-in-Chief of this Province, as Commissioners to have the care and superintendance of the Premises.

Mr.



Mr. *Agnew*, by leave, brought in a Bill for granting further aid in support of the College of New-Brunswick, and of the Public School in the City of Saint John, which Bill was read a first and second time, and ordered to be committed.

On motion of Mr. *J. Frary*, an account of the late *William Hazen*, Esq. for the support of Prisoners of War; was ordered to lie on the Table.

Read an engrossed Bill, more effectually to provide for the support of a Nightly Watch in the City of Saint John.---Resolved that the Bill do pass.

Ordered, that Mr. *Johnston* and Mr. *Humbert* do carry the Bill up to the Council and desire their concurrence.

Mr. *Attorney General* from the Committee, to whom was referred His HONOR the PRESIDENT'S Message of the 25th January last, reported a Bill under the title of a Bill to regulate the terms of holding the Circuit Courts, and for defraying certain expences attending the same, which Bill was read a first and second time, and ordered to be committed.

The Committee appointed to search the Journal of the Council, as to their proceedings upon the Bill for the more effectual prevention of Desertion from His MAJESTY'S Forces, report that upon searching the Journal of the Council, they found the following entry made on the 20th February last, viz.

“ Read, the Bill to revise and make perpetual, and also to explain and amend two Acts of the General Assembly, for the more effectual prevention of Desertion from His MAJESTY'S Forces; and on motion, resolved, that the further consideration of this Bill, be put off for three months, which report was ordered to be received.---The order of the day being read, the House went into a Committee of Supply.

Mr. *R. Pagan* in the Chair, went into further consideration of the supplies to be granted to His MAJESTY for the Public service.

The *Speaker* resumed the Chair.

Mr. *Pagan* from the Committee, reported that he was directed to report, that the Committee had come to the following Resolutions, viz.

No. 1. Resolved, that the sum of *fifty pounds* be granted to His HONOR the PRESIDENT, to be paid as rewards for apprehending Deserters, after the late Act had expired; viz. to *Thomas E. Cunliffe*, for two Deserters, *William Smith*, *William Britt*, and *Charles Burt*, for each one Deserter---agrecably to His HONOR'S Message.

No. 2. And also the further sum of *twenty pounds*, to reward Capt. *Wm. Bailey* and a party of Indians, for apprehending two Deserters from the late New-Brunswick Fencibles.

No. 3. Resolved, that the sum of *twenty-five pounds* be allowed to the Clerk of the Council, for defraying the expences of an Assistant Clerk, during the Session of the Legislature.

No. 4. To *Edward Golstone Lutwyche*, Esq. the sum of *twenty pounds* sterling, for Postage and other contingent expences, during the years 1814 and 1815.

No. 5. To the Commissioners of the Light-House on Patridge Island (in addition to the sum remaining unexpended of the Grant in 1812), for building a Wharf, repairing the House for the keeper, building a Vat for the Oil, and digging a Well on the said Island, a sum not exceeding *two hundred pounds*.

No. 6. Resolved, that the sum of *one hundred pounds* be granted to Commissioners to be appointed by His HONOR the PRESIDENT, towards defraying the expences of a Courier between Fredericton and New-Castle, in the County of Northumberland, to be paid to such Person as His HONOR may appoint for the current year.

No. 7. To Commissioners to be appointed by His HONOR the PRESIDENT; the sum of *one hundred pounds*, in aid of Individual subscriptions for the purpose of continuing a Courier between Fredericton and St. Andrews for the year 1816.

No. 8. Resolved, that the sum of *two hundred pounds* be granted to Commissioners to be appointed by His HONOR the PRESIDENT, towards defraying the expences

expences of a Courier between Fredericton and Fort Lawrence, in the Province of Nova-Scotia; and the further sum of *fifty pounds*, in aid of a Courier from the Finger-board to St. John.

No. 9. That the sum of *one hundred pounds* be granted to such persons as His HONOR the PRESIDENT shall appoint as Commissioners, for the purpose of establishing a Courier between Saint Andrews and Saint John.

No. 10. Resolved, that the sum of *fifty pounds*, be paid to *John Pendlebury* for his past services, in employing his vessel as a Packet between Saint Andrews and Saint John.

No. 11. Resolved, that the sum of *three hundred pounds* be granted to the Justices in Sessions for the County of Charlotte, towards finishing the Gaol and Court-House erected in Saint Andrews.

No. 12. That the sum of *five hundred pounds*, be granted to the Justices of the Peace for the County of York, towards building a Court-House for the said County, in the Town of Fredericton.

No. 13. Resolved, that the sum of *five hundred pounds*, be allowed to the Justices of the Peace, for the County of Northumberland, towards building a Gaol in that County.

No. 14. Resolved, that the sum of *one hundred and fifty pounds*, be allowed to the Justices of the Peace for the County of Westmoreland, towards completing the Gaol and repairing the Court-House in that County.

No. 15. Resolved, that the sum of *four hundred and three pounds one shilling and sixpence*, be granted to the Overseers of the Poor of the City of Saint John, to reimburse them for expences incurred in relieving certain sick and disabled Seamen, not being Paupers of this Province.

No. 16. Resolved, that the sum of *three hundred pounds* be granted to the Rector, Church-Wardens and Vestry of the Parish of Saint Stephen's, in aid of Individual subscription, towards building a Church in that Parish.

No. 17. Resolved, that a sum of *two hundred pounds* be granted to the Church-Wardens and Vestry (for the time being) of the Parish of Maugerville, towards completing and repairing the Church and Glebe House of the said Parish.

Whereupon ordered, that the said Report be received, and that the said Resolves, together with the Resolves of the 9th last ult. be engrossed, and that Mr. *Botsford* and Mr. *P. Fraser*, do carry the same up to the Council and desire their concurrence.

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

MONDAY the 4th day of MARCH, 1816.

PRAYERS.

The Committee appointed to wait upon His HONOR the PRESIDENT, with the names of the Hon. *Jonathan Bliss*, Chief Justice; the Hon. *John Robinson*, Esq. Speaker of the House of Assembly; *Thomas Wetmore*, Esq. Attorney General; *Wm. F. Odell*, Esq. Secretary, and the Hon. *George Sproule*, Surveyor General of this Province, and to request his permission to insert the same, and their successors in Office, in the Bill to provide for the purchase of a place for the residence of the Governor or Commander-in-Chief of this Province, as Commissioners, to have the care and superintendance of the Premises--Report, that they have waited upon His HONOR the PRESIDENT, when he was pleased to approve of the nomination of the above Persons as Commissioners for the purpose aforesaid. Ordered, that the report be received.

The House in Committee, Mr. *Botsford* in the Chair, went into consideration of the Bill to authorize the Justices of the General Sessions of the Peace for the County of York, to levy an assessment for building a County Court-House.

Mr. *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, and and he delivered the Bill at the Clerk's Table, which being read, was ordered to be engrossed.

Ordered, that Mr. *Botsford* and Mr. *J. Fraser*, do carry up the Resolves of the 9th of February and the 2d March to the Council, and desire their concurrence.

Ordered, that the Bill to provide for the purchase of a place of residence and accommodation of the Governor and Commander-in-Chief of the Province do pass, and that Mr. *Botsford* and Mr. *J. Fraser*, do carry the said Bill up to the Council and desire their concurrence.

The House in Committee, Mr. *P. Fraser* in the Chair, went into consideration of the Bill for granting further aid in support of the College of New-Brunswick, and of the Public School in the City of Saint John.

The *Speaker* resumed the Chair.

Mr. *P. Fraser* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, and delivered the Bill at the Clerk's Table, which was read, and ordered to be engrossed.

The House in Committee, Mr. *Humbert* in the Chair, went into consideration of the Bill to continue sundry Acts of the General Assembly, which are near expiring.

Mr. *Speaker* resumed the Chair.

Mr. *Humbert* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them, and he delivered the Bill at the Clerk's Table, which was read and ordered to be engrossed.

The House in Committee, Mr. *R. Pagan* in the Chair, went into further consideration of supplies to be granted to His MAJESTY for the Public service.

The *Speaker* resumed the Chair.

Mr. *Pagan* from the Committee, reported that he was directed by the Committee to report that they had agreed to sundry Resolutions, and asked leave to sit again, which is granted.

Resolved, that the sum of £100 be granted towards completing the Road, commonly called the New-Road, from the Nashwalk to the upper line of Sunbury County.

The sum of £200 towards completing the Roads and Bridges from Moncton to the head of the Kiswick Creek.

The sum of £25 for the Road from the Nashwalksis settlement to the River.

The sum of £25 for the Road from the head of the Pennyack settlement, to the Road on the western side of the River Nashwalk.

The sum of £50 for the Road from Fredericton to the Maryland settlement.

The sum of £25 for the Road from the River St. John to Christy's on the Kiswick Ridge.

The sum of £25 for the Road from Christy's (Kiswick Ridge) to Burt's Mill, at the head of the Kiswick.

The sum of £100 for the Road from Kelly's Farm, to Jacob Elligood's, Esq.

The sum of £50 for the Road, thence to the Poquiack.

The sum of £20 for a Bridge over the Poquiack River.

The sum of £50 for a Bridge over Wm. Kelly's Creek, at Prince William.

The sum of £150 for the Road from Joseph Wolverton's to Lawrence Woolsey's.

The sum of £50 for the Road from Richmond, the new settlement in the rear of Woodstock, to the River Saint John.

The sum of £50 for the Road from Lawrence Woolsey's to Elijah Tompkin's Farm, on both sides of the River.

The sums of £53 : 3 : 5 and £21 : 4 : 2 to reimburse Wm. Franklin Odell, Esq. and Robert Smith, Esq. for monies overpaid by them on the Bridge below Fredericton, and the Bridge at Phillis's Creek.

For the County of Sunbury, viz.

The sum of £150 from Oak-point (French Lake) to the Mills on Little River, and for a Bridge.

The sum of £50 from Mersereau's Ferry to Hart's Mill.

The sum of £50 from Rushiguanis to Hart's Mill.

The sum of £50 from Hart's Mills to the Block-house, on the Road to Maga-gaudavic.

The sum of £50 for completing the clearance of Loder's Creek.

The sum of £50 to improve the passage over Hart's Stream.

The sum of £50 to complete a Bridge over Peabody's Mill Stream.

The sum of £50 from Foss's, on the Oromocto, to Smith's on the Niagara Road.

The sum of £30 from the York County Line to the Causeway at Munroe's.

For Queen's County.

The sum of £100 for the Road from the Ferry at Jemseg point, to the Ferry at Brigg's or Watson's.

The sum of £200 from Watson's to the head of the Belisle.

The sum of £250 for the Road from the River Saint John, near Richard Curry's in Waterborough, across the Tongue of Interval, to the thoroughfare, leading from the Grand Lake to the Maquapit Lake.

The sum of £25 for the Road between the Grand and Washademoac Lakes, a little above the narrows.

The sum of £100 for the Road leading from the New-Canaan settlement (so called) to the Ferry at Brigg's and Watson's.

The sum of £50 for the Road from the same settlement to the great Road leading from Saint John to Westmorland, at or near Studholm's Mill Stream.

The sum of £50 for the Road from the same New-Canaan settlement, to the Butter-nut Ridge, to the River Peticodiac.

For King's County.

The sum of £75 from Kingston to Springfield.

The sum of £25 from Salmon River to David Rouse's.

The sum of £25 from John Smith's Mill, on the Patacake, to Samuel Smith's, on the Little River.

The sum of £50 from the Mill Stream to the head of the Belisle.

The sum of £25 from Gidney's on the Kennebeckacis to Kingston Church.

The sum of £100 from Gidney's aforesaid, to Palmer's on the Gondola point Road.

The sum of L.100 from Bate's Mill to Gidney's aforesaid.

The sum of L.100 from Kingston Court-House by Hankin's Ferry, to the Westmoreland Road, near Golding's.

Resolved, that the sum of L.55 : 15 : 6 be paid to Wm. Burnett, to reimburse him for that amount expended on the Road between Guthrie's and the head of Belisle, over and above the sum received from the Treasury.

For the County of Saint John.

The sum of L.150 for a Bridge over Little River.

The sum of L.100 from Little River to Black River.

The sum of L.200 from Black River to Quaco.

The sum of L.100 from Frog-pond, on the Westmoreland Road, to the new settlement on lower Loch-Lomond.

The sum of L.75 from said Westmoreland Road, to the middle Loch-Lomond.

The

The sum of L.100 from said Road near Frog-pond, to Murphy's Farm, on the Road to Gondola point.

The sum of L.150 from Tabor's Farm on Hammond River, to the settlement of Quaco.

The sum of L.100 from Tabor's to Hopewell.

The sum of L.25 from the Hopewell Road to Martin's Head.

The sum of L.2 : 6 to the Executors of the late Edwin Hazen, as balance due him.

For Northumberland County.

The sum of L.100 for opening and repairing a Road through the reserved Lands, from Barnaby's river to Malcolm's Farm, and erecting a Bridge over Turner's Creek.

The sum of L.50 for opening and repairing a Road through the Portage, from Nappan river to Black river.

The sum of L.50 for erecting a Bridge across the brook, commonly called Caul's brook.

The sum of L.50 for opening and repairing the road from Caul's brook, to the Court-House, through the Indian reserve.

The sum of L.200 to explore, lay out and open a Road through the Portage, between the north-west branch of Miramichi and the river Nepisiquid.

The sum of L.50 for erecting a bridge over the Cove at Thomas Purdie's Esquire.

The sum of L.50 for opening and repairing the Road through the swampy ground between Barteboog and Oak-point.

The sum of L.25 for erecting a Bridge over Oyster-river.

The sum of L.50 for erecting a Bridge across the Creek, commonly called Robicheau's Creek.

The sum of L.30 for erecting a Bridge across burnt Church river.

The sum of L.30 for opening and repairing the Road between burnt Church river and the settlement at Tabusentack, through the village of Neguac.

The sum of L.25 to explore, lay out and open a Road from Tabusentack to Tracadý.

The sum of L.25 to explore, lay out and open a Road from Tracadý to Pockmuch.

The sum of L.25 to explore, lay out and open a Road from Pockmuch to Caraquit.

The sum of L.50 to explore, lay out and open a Road from Caraquit to Nepisiquid.

The sum of L.25 for opening and repairing the Road from Cocagne to Buctouche.

The sum of L.30 for erecting a Bridge across the creek, near the Chapel at Buctouche.

The sum of L.25 for opening and repairing the Road from Buctouche to Chockpish.

The sum of L.25 for erecting a Bridge across Chockpish river.

The sum of L.25 for opening and repairing the Road from Chockpish to Richibucto.

The sum of L.30 for opening and repairing the Road from Richibucto to Passibiquackcis.

The sum of L.50 for opening and repairing the Road from Passibiquackcis to Passibiquack.

The sum of L.40 for erecting a Bridge across the creek, commonly called Blanchard's Creek, Richibucto.

The sum of L.25 for opening and repairing the Road from Passibiquack to Point Sapan.

Shediack.

The sum of L.250---this sum, in aid of an individual subscription, towards erecting a Bridge across the river Shediack---the dividing line between Westmoreland and Northumberland.

The sum of L.68 : 8 : 3 to reimburse Jacob Powell, Esq. for monies overpaid by him in building a Bridge across Gaspereau river.

The sum of L.43 to reimburse M. M'Kenzie, Esq. for monies overpaid by him in building two Bridges over Sherwood's Cove and Hays' Brook, on the road leading to Northumberland Court-House.

Westmoreland.

The sum of L.100 towards opening and improving the Road from Sackville to the Beaujoggin settlement on the Gulph St. Lawrence.

The sum of L.100 towards opening and improving the Road leading from Stephen Wand's to the half-way House on the Bay of Verte road, in aid of individual subscription of L.105 : 11.

The sum of L.50 towards improving and repairing the Road from the half-way House to the Bay of Verte.

The sum of L.100 towards improving the Road from the Bay of Verte to Cape Tormentin.

The sum of L.100 towards improving the Road from the Gaspereau river to the Chemogue settlement.

The sum of L.200 towards improving and repairing the Road from M'Eacharm to Shediack.

The sum of L.200 towards improving and repairing the Road from the bend of the Peticodiac river to Shediack.

The sum of L.15 towards opening and repairing the Road from Babcock's to the upper settlement, upon the Paulet river.

The sum of L.50 towards improving the Road from the mouth of the little river, to the upper settlements upon the same.

The sum of L.25 towards repairing the Road from Babcock's to Sinton's.

The sum of L.75 towards repairing the Road from Sinton's to Turtle creek Bridge.

The sum of L.15 towards repairing the Turtle creek Bridge.

The sum of L.60 towards repairing the Road from the Turtle creek Bridge to Peter Lutz.

The sum of L.60 towards repairing the Road from Peter Lutz to Stoney creek.

The sum of £15 towards repairing the Road from Stoney creek to M'Clathey's.

The sum of £100 for opening and repairing the Road from M'Almon's through the back tier of Lots, to the Dutch village, upon the Peticodiac.

The sum of £100 for building a Bridge across the Hopewell river.

The sum of £25 towards improving and repairing the Road from Ebin Coles to Finney's place, so called, in Dorchester.

The sum of £20 towards repairing the Road from the Memramcook Island to the main.

The sum of £25 towards opening and repairing the Road leading from the great road in Sackville, to the settlements upon the ridge, at the head of the Mill-pond.

The sum of £50 towards repairing the Road from Sherman's to the north branch of the Peticodiac river.

The sum of £50 towards repairing the Road from Jacob Wortman's to the Butternut Ridge.

For Charlotte County.

The Sum of £50 to assist the Road from Chiputnecticook Ridge to Saint Stephen's

The sum L.50 to causeway the long swamp between Chiputnecticook.

The sum of £50 for the Road from Basswood Ridge to St. Stephen's.

The sum of £25 for the Road from the new Settlement at Oak Hill to St. Stephen's.

The sum of £100 for the Road from Saint Stephen's to the Widow Moor's.

The sum of £50 to complete the Bridge over Dennis's Stream on the said Road.

The sum of £25 from the Widow Moor's to Shubael Cottrels.

The sum of £50 from Oak Point to Crocker's by way of the Ledge.

The sum of £50 from Linnikin's to Connick's.

The sum of £100 To replace the Bridge over the Wawig near Connick's.

The sum of £40 to assist in Bridging Dennis's Steam on the Road to Tristram Moor's Grist-Mill.

The sum of £30 for the Road from Tower Hill to Digdaguash.

The sum of L.37 : 10 from Wallaces Mill to John Lows on the Mascareen.

The sum of L.37 : 10 from Vernon's at Letang to Beaver Harbor.

The sum of L.75 to assist the winter Road from Digdaguash Settlement to Magaugadavick by the Lake.

The sum of L.50 to repair Bonny River Bridge, and two other Bridges in that Neighborhood,

The sum of L.150 to assist in repairing the Road from the second Falls on the Maguagadavick to the Fredericton Road near the Forks.

The sum of L.75 from the widow Phelon's Lot to the North line of Stewart Seely's Grant.

The sum of L.50 from David Hitchins to the Meeting House in Saint David's.

The sum of L.10 to reimburse Thomas Wyer, junr. and Christopher Hatch for this sum expended by them over the sum of L.150 granted to them for a Road in Saint Andrews Parish, from Daniel Bradford's towards Connicks.

The sum of L.75 from John Oliver's Farm to John Campbell's by Kelly's in the Parish of Saint George.

The sum of L.50 from the new Settlement at Pleasant Ridge to the Settlement at Digdaguash, near Cameron's.

And that the following sums be granted towards improving the Navigation of the river Saint John :--

The sum of L.50 for the Chapel Bar above Fredericton.

The sum of L.50 for the Nashwalk Rapids.

The sum of L.50 for Bear Island Bar above Fredericton.

The sum of L.150 for the Maductic Falls.

The sum of L.25 for Feroe's Rocks above Fredericton.

The sum of L.10 for Bett's Rocks above Fredericton.

The sum of L.50 for the White Rapids below the Great Falls.

The sum of L.100 towards removing sunken Logs and other impediments between Fredericton and Saint John.

MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

The Council do request a conference with the Assembly, on the subject of the great Road Bill; and then Mr. Justice *Saunders* withdrew.

Resolved, that the House do agree to the conference requested by the Council, on the great Road Bill---and ordered, that Mr. *Botsford*, Mr. *W. Pagan* and Mr. *Campbell*, do acquaint the Council therewith, and be a Committee to manage the same on the part of this House.

Read an engrossed Bill to authorize the Justices of the General Sessions of the Peace for the County of York, to levy an Assessment for building a County Court-House---resolved that the Bill do pass.

Ordered

Ordered, that Mr. *Agnew* and Mr. *P. Fraser*, do carry the Bill up to the Council and desire their concurrence.

Read an engrossed Bill for granting further aid in support of the College of New-Brunswick, and of the Public School in the City of Saint John---resolved that the Bill do pass.

Ordered, that Mr. *Agnew* and Mr. *P. Fraser*, do carry the Bill up to the Council and desire their concurrence.

Read an engrossed Bill to continue certain Acts of the General Assembly, which are near expiring---resolved that the Bill do pass.

Ordered that Mr. *Agnew* and Mr. *P. Fraser*, do carry the Bill up to the Council and desire their concurrence.

Read an engrossed Bill to establish Grammar Schools in the several Counties of this Province---resolved that the Bill do pass.

Ordered, that Mr. *Agnew* and Mr. *P. Fraser*, do carry the Bill up to the Council and desire their concurrence.

Message from the PRESIDENT.

“ NEW-BRUNSWICK, 4th MARCH, 1816.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The PRESIDENT directs to be laid before the House of Assembly, and recommends to their consideration, a letter addressed to him on the subject of “ the Printing Press, lately established at Fredericton.”

“ G. S. SMYTH.”

FREDERICTON, 16th February, 1816.

SIR,

It having been considered by your HONOR as of importance to His MAJESTY'S Government to have a Printing Press established at Fredericton, and the King's Printer, whose appointment required him to reside there, being unable, of himself, to procure one, we became responsible to Mr. JOHNSTON for the expence of the Articles imported by him; and we now beg leave to suggest the expediency of the Press and Types being purchased by Government, and kept as Public property, to be lent to the Printer, for the time being, upon proper security, in order that Government may be at all times assured of having, on the spot, the means of employing a proper person to discharge the duties of King's Printer, who may in such case, as we conceive, always be procured.

We have the honor to be Sir, your obedient humble servants,

JOHN SAUNDERS.

THOMAS WETMORE.

WM. F. ODELL.

To His HONOR the PRESIDENT, &c. &c. &c.

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

TUESDAY the 5th day of MARCH, 1816.

PRAYERS.

Mr. *R. Pagan* from the Committee of Accounts, further reports, that

A, Is *George K. Lugrin's* account for Printing Acts, &c. amounting to L.72 : 3 : 10---he credits L.25 received, leaving a balance due to him of L.47 : 3 : 10.

B, Is *Ann Mott's* account for Printing Journals, Manifests, &c. amounting to L.95 : 19 : 8.

C, Is *Wm. Durant & Co.'s* account for Printing, amounting to L.6 : 4.

D, Is the Secretary of the Province account, for issuing 198 Warrants, amounting to L.49 : 10.

E.



E, Is *Robert Smith's* account for Work and Materials for the Province-Hall, amounting to L.289 : 1 : 3, in which is included L.25 : 10 for two Stoves and Pipes, L.95 : 10 : 10 for Masons and Labourers, and 46 days work of *Mr. Smith*, at 12s. 6d---a blank charge is made in this account for providing materials and superintending the work.

F, Is *John Robinson, Esq.* account of monies paid by him for Postage of Public Letters, amounting to L.5 : 14.

Ordered, on motion made and seconded, that a Committee of this House be appointed to search the Journal of the Council as to their proceedings upon the Bill to promote and encourage the carrying Trade of this Province, and further, that *Mr. Humbert* and *Mr. Dunn*, be a Committee to make such search, and report thereon to the House.

The House in Committee, *Mr. J. Fraser* in the Chair, went into consideration of the Bill for the encouragement of Schools.

The *Speaker* resumed the Chair.

*Mr. J. Fraser* from the Committee, reported that he was directed by the Committee to report that it was the opinion of the Committee, that the Bill before them, be referred to a select Committee, of one Member from each County.--- Ordered, that the said report be received, and that *Mr. Botsford, Mr. Allen, Mr. J. Fraser, Mr. Peters, Mr. Street, Mr. Belding, Mr. Humbert* and *Mr. Dunn*, be a Committee for that purpose.

The House in Committee, *Mr. Campbell* in the Chair, went into consideration of the Bill to regulate the times of holding the Circuit Courts, &c.

MESSAGE from the COUNCIL.

The *Speaker* resumed the Chair.

*Mr. Justice Saunders* delivered the Message.

*Mr. Speaker,*

“ The Council have appointed *Judge Saunders* and *General Coffin*, a Committee to manage the conference on the part of the Council, on the great road Bill, and that *Judge Saunders* notify the appointment to the Assembly;” and then *Mr. Saunders* withdrew.

The Committee of conference of this House, on the great road Bill, went to the conference, and having returned, report that they have attended the conference, and met the Honorable *Judge Saunders* and *General Coffin*, the managers on the part of the Council, who stated

COUNCIL CHAMBER, 5th MARCH, 1816.

Resolved, that the Committee be instructed to state to the managers on the part of the House, that the Council have agreed to the great road Bill with amendments, and at the same time, to offer for the consideration of the House, the following Reasons, in support of the amendments:

Reasons to be offered to the Committee of conference, on the part of the Assembly, in support of the amendments proposed to the consideration of the House on the Bill for the regulation and improvement of the great roads, &c.

Amendments from C to E. inclusive.

The reasons for the deviation from the old road proposed by these amendments are, that there is not any necessity for crossing the Little Magagaudavic, which is an object of great importance to Travellers, as at present they often find great difficulty, and sometimes an absolute impracticability of getting over that river---that the high rocky Hill between the two rivers, is also shunned by this means---that the Traveller by this route, would have to cross but one river, instead of two, and that at a place where there is a settler who can render any assistance, and afford any accommodation that may be wanted.

Amendments from F. to I. inclusive.

By following the route proposed by these amendments, the distance from *Fredericton* to the Bridge at *Pennington's* stream is shorter by at least five miles, than by *Kelly's*, and the ground from the *Mactuquac* to the Bridge is very good  
and

and entirely free from Hills, and the distance is but little more than seven miles, of which rather more than five miles are at present unsettled, but as the road will be so well protected in the winter, both from the drifts of Snow and the cold winds, it cannot but be considered as a great advantage---for when it is once well broken it will continue passable the whole winter, and will enable those living in the vicinity of the Bridge, and also all Travellers coming from above, particularly those with loaded sleds, to get to Fredericton several weeks sooner than they could by crossing at Kelley's, as the river near Cunningham's seldom freezes over so as to be travelled upon with safety till after Christmas---as this road is shorter and would be so well sheltered in the winter, there is great reason also to suppose that it would in a great measure supersede the travelling on the river from Pennington's by Cunningham's to the Mactaquac, as there are several rapids in that distance, which not only render the travelling on it insecure, but sometimes occasion such large bodies of ice to be thrown up in places as to make it impassable till late in the winter. There is also good reason for the opinion, that both from the nature of the ground and distance, a road could be made to the Bridge by this route for less than half what it would cost if carried by Kelley's.

By the route by Kelley's, the distance as stated above, is increased not less than five miles, and there are several high hills over which it will be impossible to make a road, where loaded waggons or sleds can travel with any tolerable ease, unless at a very great expence, and roads thus made in this Country on the sides of such high hills, besides the disadvantage of increasing the distance by winding up their sides, are always liable to gully by the heavy rains in the spring and fall, and in the winter to be often rendered dangerous, if not impassable, by the glare ice---after crossing from Kelley's, which will be attended with more difficulty, particularly when the river is high, than at the Mactaquac, the long high hill at Cunningham's must be ascended, after which there are several deep ravines between that hill and the Bridge at Pennington's. The road here is principally over cleared land, and consequently becomes after one or two heavy drifts of snow, very nearly, if not altogether impassable, whereas the road to the Mactaquac being well protected, would remain good the whole winter.

By recrossing the river higher up than Wolverton's as mentioned above, there is good high ground to the place of crossing, and then slack water for the Ferry-boat. The rapid water in crossing to Mr. Fraser's lower Farm would be thus avoided, as also the low grounds on that side of the river, but what is of far greater importance, the great inconvenience and difficulty of crossing the Meducticnicick in the spring, and after heavy rains, when it becomes very rapid, would by the route proposed be entirely removed.

#### Amendments at K.

It would be highly advantageous, not only to the Public at large, but also to the settlers on the Nashwalk, that the road from Moncton should be carried so far from the creek that the hills and the side hill road to Weade's may be avoided, which would enable the Inhabitants to bring down their Hay and other heavy articles to Fredericton, with ease and convenience. It would also be highly beneficial to leave the road above Weade's open to the discretion of the supervisor, to make such alterations as he might find to be advantageous, as the present road is not only highly inconvenient, but often absolutely dangerous from the glare ice occasioned by the water from the mountain.

And that they return the Bill so amended to the Assembly for concurrence.

WM. F. ODELL, CLERK.

Amendments to the Bill for the regulation and improvement of the great road.

Sec. I. At A insert "then along the said road."

At B dele "from the entrance of the said road near said Curry's, to the said Mill from."

At C dele "to John Hazen's near the mouth of the Oromocto river, thence by the road leading through the New Geary settlement, so called."

At D insert "by such route as shall be determined on by the supervisors herein after named, after a careful examination and inspection of the ground."

At E dele "the Block-house, near the Forks of the Magagaudavic river, thence by the pleasant ridge" and insert "the great Magagaudavic river below the Forks, thence across the said river."

At F dele "John Kelly's" and insert "the Farm of opposite the Mactuquac."

At G dele "Michael M'Nally's" and insert "the upper shore or point of the Mactuquac."

At H dele "to" and insert "partly along the old road and partly on a new road, cut by the Inhabitants to the new road, cut by Government thence along that road to Pennington's ridge, thence to between two and three miles above."

At I dele "to Mr. Fraser's lower Farm" and insert "above the river Meducticick."

At K dele "following the present road" and insert "along the river Saint John, to meet a road to be laid out on the shortest course, according to the nature of the ground, from Weade's on the west side of the Nashwalk, to the said river Saint John, then along that road to Weades from Weade's."

Sec. II. At L insert "not less than twenty feet."

COUNCIL CHAMBER, 4th March, 1816.--Passed and sent down for concurrence.

WM. F. ODELL.

And that the Managers further stated that they were directed by the Council to deliver the Bill and amendments to the Committee of the House--which report was ordered to be received.

MESSAGE from the COUNCIL.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

"The Council have agreed to the Resolutions of appropriation sent up yesterday, and they have also agreed to the St. John Nightly Watch Bill, and to the Bill to provide for the purchase of a place for the residence of the Governor or Commander-in-Chief;" and then Mr. *Robinson* withdrew.

Mr. *Humbert* from the Committee, appointed to search the Journal of the Council on the subject of the Bill to promote and encourage the Plaister Trade, reports that upon searching the Journal of the Council, they found the following entry:--Read a second time, the Bill to promote and encourage the Plaister Trade. &c.--On motion, resolved that the further consideration of this Bill be put off for three months."

Mr. *Humbert*, by leave, brought in a Bill for the encouragement of the Trade of this Province in the Plaister of Paris, otherwise called Gypsum, which was read a first and second time, and ordered to be committed to-morrow.

Mr. *Speaker* left the Chair. Mr. *Campbell* resumed the Chair of the Committee.

MESSAGE from the COUNCIL.

The *Speaker* resumed the Chair.

Judge *Saunders* delivered the Message.

Mr. *Speaker*,

"The Council have agreed to the Bill to establish Grammar Schools in the several Counties of this Province with amendments.

"The Council have also agreed to the following Bills:--' A Bill to continue certain Acts of the General Assembly.

" ' A Bill for granting further aid in support of the College of New-Brunswick, and of the Grammar School in St. John; and

" ' A Bill to authorize the Justices of York County, to levy an Assessment for a Court-House;" and then Mr. *Saunders* withdrew.

The

Mr. *Speaker* left the Chair. Mr. *Campbell* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Campbell* from the Committee, reported that he was directed by the Committee to report that it was their opinion that the farther consideration of the Bill before them, be postponed for three months; and that upon the question being put whether such postponement should take place, the Committee divided as follows, viz.

YEAS.

Mr. *Easterbrooks*,  
 Mr. *R. Pagan*,  
 Mr. *W. Pagan*,  
 Mr. *Dunn*,  
 Mr. *Chapman*,  
 Mr. *Humbert*,  
 Mr. *Ward*,  
 Mr. *Johnston*.  
 Mr. *Street*,  
 Mr. *Belding*,  
 Mr. *Agnew*,  
 Mr. *Solicitor General*,  
 Mr. *Taylor*,  
 Mr. *Leonard*,  
 Mr. *Allen*,  
 Mr. *P. Fraser*,

NAYS.

Mr. *Attorney General*,  
 Mr. *Peters*,  
 Mr. *Speaker*,  
 Mr. *J. Fraser*,  
 Mr. *Botsford*.

and that it therefore passed in the affirmative.

Ordered that the said report be received.

The House went into consideration of the amendments proposed by the Council to the great Road Bill---whereupon, resolved that the House do agree to the amendments A and B, and that the House do not concur in the other amendments proposed by the Council to the said Bill; and that the House do request a conference with the Council on the subject matter of the last conference on the great Road Bill, and that the same Committee who managed the former conference on the part of the House, do acquaint the Council therewith.

The House went into consideration of the amendments made by the Council to the Bill to establish Grammar Schools in the several Counties of this Province, and the said amendments being severally read, and the question being severally put thereupon, they were agreed to by the House.

Ordered, that Mr. *Agnew* and Mr. *P. Fraser*, do inform the Council therewith.

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

WEDNESDAY, the 6th day of MARCH, 1816.

PRAYERS.

Ordered that Mr. *Campbell* and Mr. *Taylor*, do carry up the Resolves of the 4th inst. to the Council and desire their concurrence.

The House in Committee, Mr. *Agnew* in the Chair, went into consideration of the Bill for the encouragement of the Trade of this Province in Plaister of Paris, otherwise called Gypsum.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

" The Council do agree to the conference requested by the House on the subject

“ ject of the last conference, and have appointed the former Committee to manage the same;” and then Mr. *Saunders* withdrew.

Resolved that the same Committee who managed the conference with the Committee of the Council on the subject of the great Road Bill, be a Committee to manage the present conference, and that they acquaint the Council therewith; and further, that they prepare reasons to be laid before the House, for not concurring in some of the amendments.

The *Speaker* left the Chair. Mr. *Agnew* resumed the Chair of the Committee.

MESSAGE from the COUNCIL. Mr. *Speaker* resumed the Chair.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

“ The Council do agree to the Resolutions of appropriation sent up this day;” and then Mr. *Robinson* withdrew.

Mr. *Speaker* left the Chair. Mr. *Agnew* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *Agnew* from the Committee, reported that he was directed by the Committee to report that they had made some progress in the Bill before them, and asked to leave to sit again, which is granted.

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

The House direct their Committee of conference upon the subject of the amendments to the Bill for the regulation and improvement of the great Roads, to state to the Committee of conference on the part of the Council, that the House have agreed to the amendments proposed at A and B, being clerical improvements---that with respect to the other amendments proposed, the House cannot consent to concur with the Council.

The House judging from the reasons assigned by the Council, for the proposed amendments not agreed to by the House, that it was not the intention of the Council to interfere with the privileges of the House, in the altering of Bills, that impose burthen upon the people, or are for the appropriation of the Public monies, they are therefore not inclined to press this point further than may be necessary to assert their indubitable rights.

The House regret that any difference in opinion, should have arisen as to the eligibility of the Routes mentioned in the Bill, between the Council and the House; but as the same had been established after due deliberation, and upon the fullest information that could be obtained upon the subject, the House indulge the hope that the Council upon reconsidering the subject, will consent to leave the amendments not agreed to, and concur with the House in passing the Bill.

The Committee of conference are therefore instructed to return the Bill with the proposed amendments, to the Committee of conference on the part of the Council. Which report is ordered to be received.

Mr. *Botsford* from the select Committee, to whom was referred the Bill for the encouragement of Schools, reported the same with amendments. Ordered that the said report be received, and the said Bill being read, was ordered to be engrossed.

The House in Committee, Mr. *Agnew* in the Chair, went into further consideration of the Bill for the encouragement of the Trade of this Province in Plaister of Paris, otherwise called Gypsum.

Mr. *Speaker* resumed the Chair.

Mr. *Agnew* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title with amendments, and he delivered the Bill at the Clerk's table, which being Read as amended, was ordered to be engrossed.

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

THURSDAY,

THURSDAY the 7th day of MARCH, 1816.

PRAYERS.

Read an engrossed Bill to encourage the establishment of Schools in this Province, and on motion made and seconded, ordered that the following words be struck out of the second section, to wit:---“ Which limits shall contain at the least, twenty Families to each School”---whereupon resolved that the said Bill do pass.

Ordered that Mr. *Botsford* and Mr. *P. Fraser* do carry up the Bill to the Council and desire their concurrence.

Mr. *Botsford*, by leave, brought in a Bill to regulate and lessen the expences of Trials on the Circuits and other purposes therein mentioned, which was read a first time.

The House in Committee, Mr. *Botsford* in the Chair, went into further consideration of the Bill to continue and amend an Act, intituled “ An Act for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province.”

The *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title with amendments, and he delivered the Bill at the Clerk's Table, which was read as amended, and ordered to be engrossed.

Mr. *R. Pagan* from the Committee of Public accounts further reports---

No. 53, Is *Peter Duperree's* account of the expenditure of £100 on the Roads in the Madawaska settlement---nine vouchers are referred to, but none accompanied the account---no affidavit is made to the account.

F, Is *J. Murray Bliss, Esqr's* account with vouchers of expence incurred in fitting the Windows of the House and Council with Curtains---also for Stoves and Andirons; Chairs, the *Speaker's* Chair, &c.; improvements ordered by the House, amounting to £128 : 6 : 1, of which only £10 has been received, leaving the sum of £118 : 6 : 1 to be provided for---which report is ordered to be received.

MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

“ The Council do request a conference with the Assembly on the subject of “ the last conference;” and then Mr. *Saunders* withdrew.

Resolved that the House do agree to the conference requested by the Council on the subject matter of the last conference, and that the Committee of the House on the last conference, do acquaint the Council therewith, and manage the same on the part of the House.

Resolved, that *Thomas Bonnor, Esq.* of Spring Garden, (London) be appointed the Agent of this Province in Great-Britain, in the room of *E. G. Lutwyche, Esq.* deceased, and that this resolution be sent to His MAJESTY'S Council for their concurrence.---Ordered that Mr. *Attorney General* and Mr. *W. Pagan*, do carry up the same.

Message from His HONOR the PRESIDENT, by *Xenophon Jouett, Esq.* Usher of the Black Rod.

Mr. *Speaker*,

“ His HONOR the PRESIDENT commands this Honorable House to attend “ His HONOR immediately in the Council Chamber;” accordingly Mr. *Speaker* with the House, went up to attend His HONOR the PRESIDENT in the Council Chamber, when His HONOR was pleased to give his assent to the several Public and private Bills following, viz.

A Bill to increase the number of Constables in the City of Saint John.

A Bill to increase the number of Firemen in Saint. John.

A Bill in amendment of an Act, entitled "An Act for regulating the Fisheries in the County of Northumberland."

A Bill to alter an Act, entitled "An Act for the further regulation of Fisheries, and for preventing their decay, and also to alter another Act, entitled "An Act to alter and amend an Act, entitled "An Act for the further regulation of Fisheries, and for preventing their decay."

A Bill to provide for the punishment of Horse-stealing.

A Bill for the organization and regulation of the Militia of this Province.

A Bill to give two additional Terms in each year for the sittings of the Inferior Court of Common Pleas in the County of Northumberland.

A Bill to prevent the cutting or breaking down the Bank of any River, Seabank or Dyke, and for the preservation of the same.

A Bill to constitute the Island of Grand Manan and its appurtenances, in the County of Charlotte, into a distinct Town or Parish.

A Bill to explain an Act, entitled "An Act for erecting a Parish in the City of Saint John, and incorporating the Rectors, Church-Wardens and Vestries of the Church of England, in the several Parishes in this Province.

A Bill to continue and make perpetual two Acts of the General Assembly that are near expiring.

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

A Bill to provide for the purchase of a Place for the residence and accommodation of the Governor or Commander in Chief of the Province.

And Mr. *Speaker* and the House having returned.

The House in Committee, Mr. *R. Pagan* in the Chair, went into further consideration of the Supplies to be granted to His MAJESTY for the Public service.

MESSAGE from the COUNCIL. Mr. *Speaker* resumed the Chair.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

"The Council have appointed the former Managers to manage the present conference;" and then Mr. Justice *Saunders* withdrew.

The Committee of conference on the part of the House went to the conference.

Mr. *Speaker* left the Chair.

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

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

"The Council do agree to the Resolution sent up for the appointment of an Agent for the Province;" and then Mr. *Robinson* withdrew.

Mr. *Botsford* from the Committee, appointed to meet the Committee of conference on the part of the Council on the subject of the last conference, report that they have attended to the conference which was managed on the part of the Council by Judge *Saunders* and General *Coffin*, who delivered to the Committee of the House, a paper containing the following Resolution:---

COUNCIL CHAMBER, 7th MARCH, 1816.

The Council direct their Committee of conference upon the subject of the communication from the Assembly upon the amendments to the Bill for the regulation and improvement of the great Roads, to deliver to the Committee of conference on the part of the Assembly in answer to that communication, the following Resolution:---

Resolved that the Council have an indisputable and constitutional right to make such amendments and alterations as they may think expedient and necessary

sary of such parts of the Bill now under consideration, as do not affect those provisions in it which can be constitutionally insisted upon by the Assembly as their exclusive privilege to make; that those parts of this Bill to which the amendments not agreed to by the Assembly have been offered by the Council are of that description, and ought therefore to have been the subject of a separate Bill; that the Council see no reason to alter their opinion respecting the utility of those amendments, as the facts upon which they are stated to be grounded are not controverted by the Assembly, nor the reasons adduced in support of them in any manner answered: but as, at this very protracted period of the Session, it might be attended with great and serious public inconvenience to risk the consequences which might ensue from a determined adherence to these amendments, for this reason, and for this reason only, the Council consent to withdraw the same, protesting at the same time against the drawing of this measure into a precedent upon any future occasion.

WM. F. ODELL, CLERK.

Which report was ordered to be received.

The *Speaker* left the Chair. Mr. *R. Pagan* resumed the Chair of the Committee. Mr. *Speaker* resumed the Chair.

Mr. *R. Pagan* from the Committee, reported that he was directed by the Committee to report that they had come to sundry the following Resolutions, viz.

Resolved that the sum of £40 be granted to improve the road from the Long Reach near *Sealy's*, to Kennebeckacis Bay.

Resolved that a sum of £100 be granted to the Church-Wardens and Vestry for the time being of the Parish of Burton, in the County of Sunbury, towards repairing and completing the Church in that Parish, to be made payable to the said Church-Wardens and Vestry when, and so soon as a subscription from the Parishes of Burton and Lincoln, shall be made to the amount of £100 for the same purpose.

That the sum of £50 per annum, be granted to His HONOR the PRESIDENT, for the encouragement of two Settlers on the great Road of Communication, leading from the Oromocto in the County of Sunbury, to the Magagaudavic in the County of Charlotte; one of them to settle at or near *Shin Creek*, and the other at the half-way House, so called---the said sum to be paid to the said Settlers, on their becoming bound to His MAJESTY with two sureties, to be approved by the General Court of Sessions at Saint Andrews, that they will clear five Acres each, of the land that may be appropriated and laid out for them, and will also build and reside thereon for a term of six years from the period of their entering on said Lands.

Resolved that the sum of £25 be granted to His HONOR the PRESIDENT, to be applied for the encouragement of a Settler on the Road leading from the Oromocto to the Nerepiss, commonly called Colonel *Ludlow's Road*.

Resolved that the sum of £25 be granted to *William Harris*, the settler on the Portage, leading from the Nashwalk to Miramichi.

To His HONOR the PRESIDENT, a sum not exceeding £250 for sundry necessary repairs wanting in and about the Province Hall.

Resolved that the sum of £35 be granted to His HONOR the PRESIDENT, to repay *Thomas Milledge, Jun. Esq.* the like sum paid to *John Pearson*, a necessary Witness, from *Pictou* in Nova-Scotia, who attended the Trial of *Henry Moore Smith* a Felon, in May, 1815, in King's County.

Resolved that the sum of £150 be granted to His HONOR the PRESIDENT, to enable His HONOR to assist the Methodist Society in discharging a large Debt incurred, and now due by that Society, in erecting the Chapel in St. John.

Resolved that the sum of £200 be granted to His HONOR the PRESIDENT, to be expended by Commissioners to be appointed by His HONOR, in aid of a subscription for the building of a Church and Parsonage in *Queensbury*, in the County of York.

Resolved



Resolved that the sum of £200 be granted to the Rector, Church-Wardens and Vestry of Saint Andrew's Church, in the Parish of Saint Andrews, towards lengthening and repairing the said Church.

Resolved that a sum not exceeding £100 be paid to such Commissioners as His HONOR the PRESIDENT shall appoint, for the purpose of hiring for five years a suitable situation in the City of Saint John, or in its vicinity, for the accommodation of the Commander-in-Chief for the time being, when he may have occasion to visit that City.

Resolved that the sum of £150 be granted to the Rector, Church-Wardens and Vestry of the Parish of Sussex, towards repairing the Church at Sussex Vale.

Resolved that the sum of £50 be granted to the Church-Wardens and Vestry of the Parish of Hampton, for the purpose of finishing that Church.

And asked leave to sit again--which report was ordered to be received.

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

FRIDAY, the 8th day of MARCH, 1816.

#### PRAYERS.

Ordered that Mr. *P. Fraser* and Mr. *Campbell*, do carry up to the Council the Resolves of yesterday, and desire their concurrence thereto.

Read an engrossed Bill for the encouragement of the Trade of this Province in Plaster of Paris, otherwise called Gypsum, and on motion, ordered that the word "American" in the second section, and the words "and Oath" in the Proviso of the 4th section of this Bill be struck out.---Resolved that the Bill do pass.

Ordered that Mr. *Humbert* and Mr. *Dunn*, do carry the Bill up to the Council and desire their concurrence.

Read a second time, a Bill to regulate and lessen the expences of Trials on the Circuits, and for other purposes therein mentioned, and ordered to be committed.

The House in Committee, Mr. *R. Pagan* in the Chair, went into further consideration of Supplies to be granted to His MAJESTY for the Public service.

The *Speaker* resumed the Chair.

Mr. *R. Pagan* from the Committee, reported that he was directed by the Committee to report that they had come to sundry the following Resolves, and asked leave to sit again:

Resolved that the sum of £94:18:9 be granted to the Executors or Administrators of the late Treasurer, *William Hazen*, Esq. for contingent expences incurred by him during the last two years.

Resolved that the sum of £184:12 be granted to *John Chaloner*, Esq. for Gauging and Weighing in the years 1814 and 1815.

Resolved that the sum of £58:6:1 be granted to the Clerk of this House in addition to the former grant of £60, to defray the expence of Curtains, Stoves, Chairs, &c. for the Council Chamber and House of Assembly.

Resolved that the sum of £250 be granted to the Governor and Trustees of the College of New-Brunswick, for the year 1816, conformable to the provisions of two Acts of the General Assembly.

Resolved that the sum of £250 be granted to the President and Directors of the St. John Grammar School for the year 1816, agreeable to the provisions of two Acts of the General Assembly.

Resolved that the sum of £100 be granted to the President and Directors of the Grammar School in the Town of St. Andrews, to be applied by them towards

wards the tuition of the Pupils of said School, and the further sum of £200 towards the erection or purchase of a Building for said School.

Resolved that the sum of £47 : 3 : 10 be granted to *George K. Lugin*, for his account of Printing.

Resolved that the sum of £95 : 19 : 8 be granted to *Ann Mott*, for Printing Journals, Manifests, &c.

Resolved that the sum of £6 : 4 be granted to *Wm. Durant & Co.* for Printing Proclamations, &c.

Resolved that the sum of £49 : 10 be granted to the Secretary of the Province, for his account for issuing Warrants.

Resolved that the sum of £89 : 1 : 3 be granted to His HONOR the PRESIDENT, to pay the balance of *Robert Smith's* account for repairs on the Province-Hall.

Resolved that the sum of £20 : 7 : 6 be paid to the High Sheriff of the County of York, being the amount of his account for sundry services performed to this Province, in the execution of the duties of his Office.

Resolved that there be paid to *John Robinson, Esq.* the sum of £5 : 14 for Postage of Public Letters.

Resolved that there be granted to Commissioners, to be appointed by His HONOR the PRESIDENT, the sum of £100 in aid of a large individual subscription, made for the erection of a Church in the Parish of Chatham, in Northumberland.

And the like sum of £100 also in aid of an individual subscription, made towards building and completing the New Church at *Beaubair's Point* in said County.

Resolved that the sum of £200 be granted to *Thomas Wetmore, Esq.* His MAJESTY'S Attorney General, for past services.

Resolved that the sum of £100 be allowed to *J. M. Bliss, Esq.* for his past services as Solicitor General.

Resolved that the sum of £100 be granted to His HONOR the PRESIDENT, to be vested in the hands of such persons as he may appoint, to enable the Society of Calvinistic Baptists in Fredericton, to discharge a Debt incurred by them in the erection of their Meeting-House in that Town.

Resolved that the sum of £50 be granted to His HONOR the PRESIDENT, to be vested in the hands of such persons as he may think fit to appoint, to enable the Society of Methodist in Fredericton, to discharge a Debt by them contracted in the purchase and fitting up a Chapel in that Town.

Resolved that the sum of £100 be granted to His HONOR the PRESIDENT, for the purpose of assisting the Roman Catholics in the City of St. John, to finish their Chapel in the said City.

Resolved that the sum of £150 be granted to His HONOR the PRESIDENT, to be applied by His HONOR in further aid of the Members of the Kirk of Scotland, in completing the Church erected in the City of St. John.

Resolved that a sum not exceeding £500 be granted in addition to the former grant to the Mayor, Aldermen and Commonalty of the City of Saint John, for the purpose of assisting in erecting a Pier or Brake-water, to be erected at Battery point.

Resolved that the sum of L.200 be granted in aid of individual subscriptions towards finishing a Church in the Parish of Sheffield, for the established Kirk of Scotland, to be vested in the hands of such persons as His HONOR the PRESIDENT may appoint.

Resolved that the sum of £50 be granted to His HONOR the PRESIDENT, to encourage two Settlers on the great Road of Communication, between the Presque Isle and the Grand Falls, in the County of York, whenever land shall be granted to them for that purpose.

Resolved that the sum of £41 : 4 : 2 be granted to *Hugh Mc Kay Esq.* in order

to remunerate him for expences incurred for the relief of Corporal *Wright*, during his sickness at his House with a Typhus Fever, from the eighth day of January, until the seventeenth day of March.

Resolved that the sum of £50 be granted to the Methodist Society on the Nashwalk, to enable them to finish a Chapel which they have erected by their individual subscriptions.

Resolved that the sum of £100 be granted to His HONOR the PRESIDENT, to be applied by Commissioners, to be for that purpose appointed, in aid of a subscription of upwards of £300 towards building a Church in the Parish of Hampstead, in Queen's County, for the accommodation of that and the opposite Parish of Wickham.

Resolved that the sum of £93 : 10 : 9 be paid to the Executors of the late *William Hazen*, Esq. High Sheriff of the City and County of St. John, being monies by him expended in the purchase of Provisions and necessaries for American Prisoners of War confined in the Gaol at St. John, in 1812 and 1813 per account.

Resolved that the sum of L.45 : 2 : 5 be repaid to *William Pagan & Co.*--- short Drawback of one penny half penny per Gallon on 6149 Gallons of Rum, exported in the Schooner *Swift* for Quebec, in April, 1814, and on 502 Gallons of Wine exported for Quebec in the Schooner *Bird* in September, 1813, as appears by their Petition presented the 10th February last.

|                           |                               |                |
|---------------------------|-------------------------------|----------------|
| 6149 Gallons Rum, - - - - | at $1d\frac{1}{2}$ per Gallon | L.38 : 16 : 11 |
| 502 Gallons Wine, - - - - | at 3d do.                     | 6 : 5 : 6      |

L.45 : 2 : 5

Resolved that the sum of L.57 : 12 be allowed to *William Bannerman*, to repay him that amount paid by him to the Deputy Treasurer of the County of Northumberland, for transient Duty on Goods imported into that County in 1814 ---he being a resident there at the time.

Resolved that the sum of L.1000 be granted to His HONOR the PRESIDENT, to be by him vested in the hands of such persons as His HONOR may think fit, for the purpose of encouraging Emigrants from Great-Britain and Ireland, by paying for their passages, or in such other manner as may be thought most expedient.

Resolved that there be repaid to *Hugh Johnson & Son* and *John Ward & Son*, the sum of L.201 : 19 : 6, being a short Drawback of one penny half penny per Gallon, on 32316 Gallons of Rum, exported in the Schooners *Bird* and *Traveler* for Quebec, in September, 1813, as appears by their Petition presented on the 18th January, 1816.

Resolved that there be paid to the Honorable *Ward Chipman*, the sum of fifty *Guineas*, as a compensation for his assiduous and unremitted attention as Chairman of the joint Committee of Council and Assembly, in corresponding with the Agent of the Province and *Nathaniel Atcheson*, Esquire, for many years past, which has been so beneficial to this and our Sister Provinces.

Resolved that the sum of L.23 : 12 : 6 be paid to *Stephen Humbert*, being the amount of a Drawback on 405 Gallons of Brandy, exported to Guadaloupe in the Schooner *Rebecca*, Joseph Rideout, Master, on the 12th June, 1813.

Resolved that there be repaid to *John Ward & Son*, the sum of L.18 : 4, being short Drawback of one penny half penny per Gallon on 2912 Gallons of Rum, exported in the Schooner *Traveller* for Quebec, in May, 1814.

2912 Gallons at  $1d\frac{1}{2}$  per Gallon, is L.18 : 4

as appears by their Petition presented in February, 1816.

Resolved that there be repaid to *Charles Ward*, the sum of L.7 being short Drawback of one penny half penny per Gallon on 1120 Gallons of Rum, exported in the Schooner *Traveller* for Quebec, in May, 1814.

1120 Gallons at  $1d\frac{1}{2}$  per Gallon is L.7

as appears by his Petition presented in February, 1816.

Resolved that the sum of L.50 be granted to His HONOR the PRESIDENT, to be vested in the hands of Commissioners to be appointed by His HONOR for the purpose of assisting the Roman Catholic inhabitants of Madawaska, towards completing their Church.

Resolved that a sum not exceeding L.400 be granted to the Commissioners for superintending the Government House, to repair the same and the out buildings.

Ordered that the report be received.

Message from the PRESIDENT.

“ NEW-BRUNSWICK, 8th MARCH, 1816.

“ MESSAGE to the HOUSE of ASSEMBLY.

“ The PRESIDENT approves of the following Persons as Trustees and Directors of a Grammar School at Saint Andrews.

“ The Rector of St. Andrew's Church, in the Parish of Saint Andrews as President:

- “ *Robert Pagan.*
- “ *John Campbell,*
- “ *John Dunn,*
- “ *Colin Campbell,*
- “ *David W. Jack,*
- “ *Harris Hatch,*
- “ *Thomas Wyer, Jun.*
- “ *John Strang.*”

“ G. S. SMYTH.”

Resolved that an humble Address be presented to His HONOR the PRESIDENT, expressing the great regret of the House at the irregularity that has taken place in the nomination of Supervisors in the great Road Bill, and praying that His HONOR will be graciously pleased to excuse such irregularity in this instance, and pass the Bill notwithstanding.

Ordered that Mr. *Attorney General*, Mr. *Botsford* and Mr. *R. Pagan*, be a Committee to present the said Address.

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

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SATURDAY, the 9th day of MARCH, 1816.

PRAYERS.

Read an engrossed Bill to continue and amend an Act, entitled “ An Act for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province.”---Resolved that the Bill do pass.

Ordered that Mr. *Dunn* and Mr. *Chapman*, do carry up the Bill to the Council and desire their concurrence.

Ordered that Mr. *Campbell* and Mr. *P. Fraser*, be a Committee to prepare and bring in a Bill to provide for the opening and improving the Bye Roads, and erecting Bridges throughout the Province.

Read a second time, a Bill to provide for the erection of an Alms House and Work House within the County of York, and for the making of Rules and Regulations for the management of the same, and ordered to be committed.

The House in Committee, Mr. *Humbert* in the Chair, went into consideration of the Bill to regulate and lessen the expences of Trials on the Circuits, and for other purposes therein mentioned.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

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

Ordered that Mr. *Street* and Mr. *Johnston*, do carry up to the Council, the Resolves of yesterday; and desire their concurrence.

The *Speaker* left the Chair. Mr. *Humbert* resumed the Chair of the Committee. Mr. *Speaker* resumed the Chair.

Mr. *Humbert* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title with an amendment, and he delivered the Bill at the Clerk's Table, which being read as amended, was ordered to be engrossed.

Ordered that Mr. *Street* and Mr. *W. Pagan*, be a Committee to prepare and bring in a Bill to continue and amend an Act, entitled “An Act to provide for the more effectually repairing the Streets and Bridges in the City and County of St. John, which was brought in and read a first time.”

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

MONDAY, the 11th day of MARCH, 1816.

PRAYERS.

The House in Committee, Mr. *Dunn* in the Chair, went into consideration of a Bill to provide for the erection of an Alms House and Work House, within the County of York, and for making Rules and Regulations for the management of the same.

The *Speaker* resumed the Chair.

Mr. *Dunn* from the Committee, reported that he was directed by the Committee to report that it is the opinion of the Committee that the further consideration of the Bill before them, be postponed until next Sessions of the General Assembly, and that the same be twice read in the General Sessions of the Peace for the County of York.

A Message from His HONOR the PRESIDENT, by *Xenophon Jouett*, Esquire, Usher of the Black Rod.

Mr. *Speaker*,

“His HONOR the PRESIDENT, commands this Honorable House to attend His HONOR immediately in the Council Chamber;” accordingly, Mr. *Speaker* with the House, went up to attend His HONOR the PRESIDENT in the Council Chamber, when His HONOR the PRESIDENT, was pleased to give his assent to the several public and private Bills following, viz.

A Bill for the encouragement of the Trade of this Province in Plaister of Paris, otherwise called Gypsum.

A Bill for the regulation and improvement of the great Roads of Communication through the Province.

A Bill to authorize the Justices of the General Sessions of the Peace for the County of York, to levy an Assessment for building a County Court House.

A Bill to continue certain Acts of the General Assembly, which are near expiring.

A Bill in addition to an Act, entitled “An Act for erecting a Court House and Gaol in the County of Northumberland.”

A Bill to exclude ignorant and unskilful Persons from the practice of Physic and Surgery.

A Bill to establish Grammar Schools in several Counties of this Province.

A Bill more effectually to provide for the support of a nightly Watch in the City of Saint John.

A Bill for establishing a Grammar School in the Town of Saint Andrews in the County of Charlotte.

A Bill for granting further aid in support of the College of New-Brunswick, and the Public Grammar School in the City of Saint John.

And the *Speaker* and the House having returned.

Read an engrossed Bill to regulate and lessen the expences of Trials on the Circuits, and for other purposes therein mentioned, and the question being put whether the said Bill should pass, the House divided as follows, viz.

YEAS.

Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Street*,
Mr. *Belding*,
Mr. *Solicitor General*,
Mr. *Attorney General*,
Mr. *J. Fraser*,
Mr. *Botsford*,
Mr. *Campbell*.

NAYS.

Mr. *Easterbrooks*,
Mr. *Dunn*,
Mr. *Chapman*,
Mr. *Humbert*,
Mr. *Ward*,
Mr. *Johnston*,
Mr. *Agnew*,
Mr. *P. Fraser*,
Mr. *Allen*,
Mr. *Taylor*,
Mr. *Leonard*.

Whereupon it passed in the negative. Ordered that the said Bill do not pass.

Resolved that an humble Address be presented to His HONOR the PRESIDENT, requesting that His HONOR will be pleased to send by express, a Copy of the Gypsum Act, duly authenticated, to the Government of Nova-Scotia, to be submitted to the Assembly of that Province, and that Mr. *Attorney General* and Mr. *Humbert*, do present the same.

The House in Committee, Mr. *R. Pagan* in the Chair, went into further consideration of Supplies to be granted to His MAJESTY for the Public service.

MESSAGE from the COUNCIL.

Mr. *Speaker* resumed the Chair.

Mr. *Odell* delivered the Message.

Mr. *Speaker*,

“The Council have agreed to the Bill to encourage the establishment of “Schools;” and then Mr. *Odell* withdrew.

Mr. *Speaker* left the Chair. Mr. *R. Pagan* resumed the Chair of the Committee. The *Speaker* resumed the Chair.

Mr. *R. Pagan* from the Committee, reported that he was directed by the Committee to report that they had agreed to sundry the following resolutions, viz.

To *Nathaniel Atcheson*, Esquire, Secretary to the Society of British North American Merchants in London, and Agent for some of His MAJESTY'S North American Colonies, the sum of L.200 sterling, for his past services for two years, ending February, 1816, to be remitted by the Committee of correspondence.

The sum of L.50 sterling to be remitted to *Nathaniel Atcheson*, Esquire, Secretary to the Society of British North American Merchants, towards defraying the expences of the London Committee in the publication of Memorials and other papers for information, relating to the situations and claims of this and our Sister Colonies.

To the Treasurer of the Province for his past services, from the first day of March, one thousand eight hundred and fourteen, to the first day of March, one thousand eight hundred and fifteen, the sum of L.500; and a like sum from the first day of March, 1815, to the first day of March, 1816.

To *Charles I. Peters*, Esquire, the sum of L.50 for his attendance during the present Session, and preparing Bills under the direction of the House of Assembly, and also 10s. per diem to defray his expences; the number of days to be certified by the *Speaker*.

Resolved that a sum not exceeding L.1500 be granted to His HONOR the PRESIDENT, for the purpose of erecting under the direction of the Secretary and Surveyor General of the Province, two suitable Buildings for a Secretary's and a Surveyor General's Office, agreeable to the plan laid before the House, the same to be built by Contract, to be publicly advertised for, and preference given to the lowest offer.

Resolved that the sum of L.50 be granted to the Church Wardens and Vestry of the Parish of Westfield, towards completing the Church in that Parish.

Resolved that a sum not exceeding L.3000 be granted, to be paid in bounties for the encouragement of the Cod Fisheries of this Province, agreeable to a Bill to be brought in for that purpose.

Resolved that the sum of L.150 be granted to *George K. Lugin*, to assist him in discharging the debt incurred by him in establishing himself at Fredericton, as King's Printer.

Resolved that the sum of L.50 be granted to His HONOR the PRESIDENT, to be vested in the hands of such person or persons as His HONOR shall please to appoint, to be applied in aid of voluntary subscriptions, for completing the Meeting-House of the Anabaptist Congregation in the lower part of the Parish of Sheffield.

To *Nathan Frink*, Esquire, the sum of L.75 : 4 : 3 to reimburse him for the expences of a Law suit, incurred by him when in the execution of his duty as an overseer of the Fisheries, in the County of Charlotte.

To *Jane McPherson*, widow of the late *Alexander McPherson*, late Door-keeper of this House, in consideration of her situation, as stated in her Petition, and of her late husband's good conduct for many years in the execution of the above office, the sum of L.100.

Resolved that the sum of L.44 : 10 : 3 be repaid to *James Kidston*, for non-resident Tax paid by him--he not being considered liable thereto.

Resolved that the sum of L.100 be granted to His HONOR the PRESIDENT, towards defraying the expence of Printing the Journals of the present Session.

Resolved that the sum of L.50 be granted to His HONOR the PRESIDENT, towards defraying the expence of Printing the Laws of the present Session.

Resolved that the sum of L.100 be granted to Miss *Hannah Winslow*, and the like sum to Miss *Eliza Winslow*, the unmarried Daughters of the late Honorable *Edward Winslow*, deceased, in consideration of the numerous services rendered to the Public by that Gentleman, while a Member of His MAJESTY'S Council in this Province.

And asked leave to sit again, which report was received and leave granted.

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

TUESDAY, the 12th day of MARCH, 1816.

PRAYERS.

Ordered that Mr. *Johnston* and Mr. *Ward*, do carry up to the Council, the Resolutions of yesterday, and desire their concurrence.

Ordered, on motion made and seconded, that a Committee of this House be appointed to search the Journal of the Council as to their proceedings upon the Road Bill; and further, that Mr. *Dunn* and Mr. *Humbert*, be a Committee to make such search, and report thereon to the House.

Mr. *Campbell* from the Committee, appointed to prepare a Bill to provide for opening and repairing Roads, and erecting Bridges throughout the Province, and improving the Navigation of the River St. John and its branches, brought in the same, which Bill being read a first and second time, was ordered to be engrossed.

The

The House resolved itself into a Committee of the whole, on the consideration of ways and means of providing the necessary supplies for the Public service.

Mr. *Street* in the Chair. Mr. *Speaker* resumed the Chair.

Mr. *Street* from the Committee, reported that they had taken into consideration the business to them referred, and upon the following resolve, viz.

“Resolved that it is the opinion of this Committee, that the Laws now in existence for raising a Revenue in this Province, be continued for one year;” being moved and seconded, the Committee divided as follows, viz.

YEAS.

Mr. *Easterbrooks*,
Mr. *Dunn*,
Mr. *Chapman*,
Mr. *Belding*,
Mr. *Agnew*,
Mr. *Attorney General*,
Mr. *Solicitor General*,
Mr. *Botsford*,
Mr. *P. Fraser*,
Mr. *Campbell*.

NAYS.

Mr. *R. Pagan*,
Mr. *W. Pagan*,
Mr. *Humbert*,
Mr. *Ward*,
Mr. *Johnston*,
Mr. *Speaker*,
Mr. *J. Fraser*,
Mr. *Taylor*,
Mr. *Leonard*.

And it passed in the affirmative.

Ordered that the said report be received, and that Mr. *Attorney General* and Mr. *P. Fraser*, be a Committee to prepare and bring in a Bill for the above purpose.

Resolved further, that it is expedient to extend the Credit now given for the payment of Duties in certain cases.

The Committee appointed this day to search the Journal of the Council as to their proceedings upon the Bill to continue and amend an Act for regulating, laying out and repairing Highways, &c. &c. report, that upon searching the Journal of the Council, they found the following entry, made on the 9th March, 1816:---

“Read, a Bill from the Assembly, to continue and amend an Act for regulating, laying out and repairing Highways, &c. &c.”

“On motion, resolved that the further consideration of this Bill be put off for three months;” which report was ordered to be received.

Mr. *Attorney General*, by leave, brought in a Bill, further to continue an Act, entitled “An Act for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province;” which was read a first and second time, and ordered to be engrossed.

Read a second time, a Bill further to continue an Act, entitled “An Act to provide for the more effectually repairing the Streets and Bridges in the City of St. John,” and ordered to be engrossed.

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

WEDNESDAY, the 13th day of MARCH, 1816.

PRAYERS.

Mr. *Botsford* from the Committee, to whom was referred the Message of His HONOR the PRESIDENT, on the subject of the Sloop *Brunswicker*, reports that---

The Committee having carefully examined the Papers relating to that Vessel, it appears to them that the Sloop *Brunswicker*, formerly the American Revenue Cutter, the *Comodore Barry*, was captured by His MAJESTY’S Ships the *Maidstone* and *Spartan*, and brought into the port of St. John, where she was sold in the month of August, in the year 1812, by Capts. *Burdett* and *Brenton*, to Messrs.

William

William Pagan, Hugh Johnston and Nehemiah Merritt, of the City of St. John, for the sum of *twelve hundred and fifty pounds* currency,---That the capture and sale of the said vessel, having taken place previous to any Declaration of War on the part of the United Kingdom against the United States---no regular condemnation could then be had; but to secure the purchasers, an agreement was made by the captors, in the words following, viz.---“ These may certify, that we have
 “ this day, sold to *William Pagan, Hugh Johnston and Nehemiah Merritt*, the Prize
 “ Sloop *Commodore Barry*, captured by His MAJESTY’S Ships *Maidstone* and
 “ *Spartan*, under our respective commands, for the sum of *one thousand two hun-*
 “ *dred and fifty pounds* currency, purchased by them for the service of the Pro-
 “ vince, should it meet the approbation of His Excellency General SMYTH, and
 “ as a regular condemnation cannot now be had for the said vessel, we do hereby
 “ engage to procure a condemnation, with such other documents as may be ne-
 “ cessary to entitle the said vessel to a British Register, as soon as the same can
 “ be had in regular course, free of any expence to the purchasers. It is under-
 “ stood, that in the purchase is included all the Guns, Ammunition, Stores,
 “ Provisions, Boats, and every thing else belonging to the said Sloop when cap-
 “ tured, as witness our hands at St. John, New-Brunswick, this 8th August,
 “ 1812.”

(Signed)

“ EDWARD BRENTON.”

This agreement was not signed by Captain *Burdett*.---It appears that the above vessel was purchased by Messrs. *Pagan, Johnston and Merritt*, with the intention of offering her to His HONOR the PRESIDENT, for the use of the Province, being well adapted for the protection of the coasts of the Bay of Fundy, which were at that time much exposed to the depredations of the American Privateers; an offer of the said vessel was accordingly made to His HONOR the PRESIDENT by the purchasers, immediately after their purchase, which was at first declined; but afterwards accepted of, and the vessel was bought in for the use of the Province, for the same sum of *one thousand two hundred and fifty pounds* currency. This vessel was soon after fitted out, and employed in the service of the Province, in which she continued until the following winter of 1813; when in consequence of a resolution of the House of Assembly, recommending to His HONOR the PRESIDENT, to discharge the said Sloop from the Public service; she was dismantled and laid up.

Your Committee think it necessary to insert here the copy of the Letter, written by the Attorney General of this Province, in pursuance of the direction of His HONOR the PRESIDENT, in consequence of the above alluded to resolution to the Hon. *Richard J. Uniack*, Esquire, the Attorney General of Nova-Scotia, and his reply, which are as follow:---

“ ST. JOHN, 28th April, 1813.

“ Dear Sir,

“ An American Cutter called the *Commodore Barry*, captured shortly after
 “ the Declaration of War on the part of America, by the *Spartan* and *Maid-*
 “ *stone* Frigates, and sent into this Port, and sold by Captains *Burdett* and *Bren-*
 “ *ton*, to three Merchants here, who purchased her with an expectation that she
 “ would be taken for the use of the Province; the captors agreed to procure a
 “ condemnation of the vessel, and all the necessary documents to enable the
 “ purchasers to obtain for her a British Register; the vessel was taken into the
 “ service, and now belongs to the Province. It is said that she has been con-
 “ demned as a *Droit of Admiralty*, but I dont recollect of noticing her name in
 “ any lists which I have seen of vessels condemned, and it is uncertain yet, whe-
 “ ther any steps have been taken by the captors to procure a condemnation, so
 “ as to perfect the title of the purchasers, which now operates to the prejudice
 “ of the Province; being directed by His HONOR the PRESIDENT to take pro-
 “ per steps for securing the Province from loss of the purchase money, I am
 “ under the necessity of requesting you to be so obliging as to inform me if any
 “ thing,

“ thing, and what has been done in the Court of Vice-Admiralty at Halifax, to
 “ procure the condemnation, or whether it is probable any steps will soon, and
 “ when be taken for that purpose.

“ Whenever she is condemned, it must I take it, be to the King in right of
 “ his Crown, and I suppose the sum for which she is bid off at the Marshall’s
 “ Sales, must be deposited, to abide the order of the Treasury. Possibly Mr.
 “ *Wright*, the Agent for the captors at Halifax, may be instructed to purchase
 “ the vessel in at the sale; if so, all difficulties would be removed—may I ven-
 “ ture, to beg the favor of you, to make the enquiry of him, and to inform him that
 “ the purchasers hold a written obligation of Captain *Brenton*, to procure the
 “ necessary documents to entitle the vessel to a British Register, as soon as the
 “ same could be had in regular course, free of any expence to the purchasers.”

“ I have the honor to be,

“ Dear Sir,

“ Your most obedient,

“ And very humble servant,

“ T. WETMORE.”

Hon. *Richard John Uniack*, Esq.

Attorney General, &c. &c. Nova-Scotia.

“ HALIFAX, 15th May, 1813.

“ SIR,

“ I have received both of your Letters of the 29th April. The captors have
 “ never brought in any papers or documents, on which I could found any pro-
 “ ceedings for the condemnation of the vessel you describe, called the Commo-
 “ dore Barry; however, to forward the business, I have petitioned for a moni-
 “ tion which has issued, and have to request that whatever papers or documents
 “ can be had respecting her, may be brought in on oath before the Commissioner,
 “ who is appointed for that purpose with you, so that they may get into the
 “ Registry, and I will proceed to obtain a decree of condemnation, when that
 “ takes place, I will speak with the Agent appointed to manage the Droits of
 “ the Crown, respecting the sale. Mr. *Wright*, nor none of Capt. *Brenton*’s
 “ friends here will interfere, so that your Province will have to buy her in, and
 “ I have no doubt, but upon a proper representation, Capt. *Brenton* will replace
 “ the money.”

“ I am Sir,

“ With great respect,

“ Your very humble servant,

“ RICHARD J. UNIACK.”

It appears that the above Letter of the Attorney General of this Province, had been written in consequence of directions given by His HONOR the PRESIDENT, to ascertain what had been done in the Court of Vice-Admiralty by the captors, towards the condemnation of the vessel, and not for the purpose of having the vessel seized.

In a Letter from Mr. *Uniack*, dated Halifax, the 19th June, 1813, to the Attorney General of this Province, is the following passage:—“ I have to acknowledge the receipt of your Letter of the 29th ult. I have at length obtained the papers of the Commodore Barry, which were lodged with Mr. *Wright*, and have obtained a final decree for her condemnation, as a Droit to the King; she will be delivered to the Agents for the American Commissioners for sale, and Mr. *Wright* assures me, that he has on behalf of Capt. *Brenton*, taken steps to have her bought in, that the engagements may be fulfilled.”—No steps were taken by Mr. *Wright*, to buy the vessel in, and it appears by another Letter from Mr. *Uniack*, dated the 10th April, 1814, that he afterwards declined entering into any negotiation for the settlement of the business.

It appears that the vessel was sold as a Droit to the Crown, on the 4th July, 1815,

1815, at Saint John, for the sum of *seven hundred and thirty pounds*, and was bought by a Mr. *Noah Disbrow* of that place, on his own account, and not on the behalf of the Province.

It appears that the House of Assembly at the last Session, presented an Address to His HONOR the PRESIDENT, requesting "that he would be pleased to direct such steps to be taken, as might be deemed expedient to recover from the captors of the vessel, formerly called the Commodore Barry, since the Brunswicker, the original purchase money, and reasonable damages sustained for the non-performance of the engagement entered into by Capt. *Brenton*, one of the captors, and that the House would provide for any expence attending the same."

That in consequence of this Address, the Agent of the Province was instructed to apply to Capt. *Brenton*, for the re-payment of the original purchase money, with a reasonable sum for damages sustained, which application was made, but evaded as appears by the Letter of Mr. *H. Abbott*, addressed to Mr. *Clarke*, the Solicitor of the Agent,--That your Committee cannot but express their astonishment, at the reasons assigned in Mr. *Abbott's* Letter, for the refusal of Captains *Brenton* and *Burdett*, to reimburse the Province, and beg leave here to remark, that the application made in the first instance, by Messrs. *Pagan*, *Johnston* and *Merritt*, for the Commodore Barry, was in the ordinary way--a mere verbal request to become the purchasers, which was complied with on the part of the captors, for a valuable consideration; when your Committee take into consideration the time when, and the circumstances under which the vessel was sold to the original purchasers, they cannot but think, that Captains *Brenton* and *Burdett* were aware, that the vessel was to be immediately employed in the service of the Province, otherwise the very object, the protection of the Bay of Fundy, for which she had been purchased, would have been defeated.

As Capt. *Brenton* had undertaken by his agreement, "to procure a condemnation with such other documents as may be necessary to entitle the said vessel to a British Register;" it was not necessary for the purchasers to notify the captors, that the vessel was without a Register, as it was a fact well known to them--nor was it so essential for the safety of the vessel, as she was in the Public service of the Province.

Mr. *Abbott*, in his Letter, acknowledges "that Capt. *Brenton* is aware that he promised to procure a condemnation of the vessel; but the loss of all her papers, which was not to be foreseen, prevented the execution of that promise."--If this circumstance could at any time have been urged as a justification for the captors not fulfilling their promise, it will cease to have any weight when it is known, that the papers necessary for the condemnation of the vessel were found in the possession of Mr. *Wright*, the Agent of Capt. *Brenton*, where they must have been left by the captors.

Your Committee from a careful examination of all the papers, are decidedly of the opinion, that there is not the slightest ground for the charge, that the purchasers procured the seizure of the vessel under the plea of her having no Register, unless the herein-before recited Letter of the Attorney General of this Province can be so construed.

That although your Committee are of the opinion, that the captors are liable to reimburse the original purchase money, and that Capt. *Brenton* in particular, by his agreement, is responsible for the damages sustained by reason of the non-performance of the same--yet, when they take into consideration the great delay and expence that would necessarily attend the prosecution of a Law suit; they are of the opinion, that it will be most advisable to accept of the sum of *seven hundred and thirty pounds* currency, at which the vessel was sold to Mr. *Disbrow*, and not to Messrs. *Pagan & Co.* as is incorrectly stated in Mr. *Abbott's* Letter.

Your Committee cannot forbear here to remark in justice to Messrs. *Pagan*, *Johnston* and *Merritt*, that their conduct in the purchasing of the vessel was
the

the most disinterested, and proceeded from a wish to promote the interest and welfare of the Province---for this purpose they took upon themselves the risk of having the vessel left upon their hands; and when the same was accepted of by His HONOR the PRESIDENT, they did not benefit by the transaction, having sold her for the sum at which she was purchased by them from the captors.

Your Committee beg leave to recommend to the consideration of the House, the expence incurred by the Attorney General in the prosecution of this business thus far, and a remuneration for his service.

W. BOTSFORD.

R. PAGAN.

Which report is ordered to be received, and referred to the Committee of supply.

Read an engrossed Bill, further to continue an Act, entitled " An Act for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province." Resolved that the Bill do pass.

Ordered that Mr. *W. Pagan* and Mr. *Easterbrooks*, do carry the Bill up to the Council and desire their concurrence.

Read an engrossed Bill further to continue an Act, entitled " An Act to provide for the more effectually repairing the Streets and Bridges in the City of Saint John." Resolved that the Bill do pass.

Ordered that Mr. *W. Pagan* and Mr. *Easterbrooks*, do carry the Bill up to the Council and desire their concurrence.

Read a Bill to continue and amend the several Acts now in force for raising a Revenue in this Province, and upon the question whether the Bill be engrossed, the House divided as follows, viz.

YEAS.

Mr. *Easterbrooks*,
 Mr. *Dunn*,
 Mr. *Chapman*,
 Mr. *Street*,
 Mr. *Belding*,
 Mr. *Agnew*,
 Mr. *Attorney General*,
 Mr. *Solicitor General*,
 Mr. *Botsford*,
 Mr. *P. Fraser*,
 Mr. *Campbell*,
 Mr. *Allen*,
 Mr. *Leonard*.

NAYS.

Mr. *R. Pagan*,
 Mr. *W. Pagan*,
 Mr. *Humbert*,
 Mr. *Ward*,
 Mr. *Johnston*,
 Mr. *J. Fraser*,
 Mr. *Taylor*.

And it passed in the affirmative, and the Bill was ordered to be engrossed.

It being moved by Mr. *R. Pagan*, and seconded, that it be resolved that it is inexpedient to continue the whole of the Revenue Laws which have been enacted during the late war, as an unnecessary burden is thereby imposed on our constituents in time of Peace, and the trade of the Province needlessly embarrassed; thereupon Mr. *Attorney General* moved the previous question, that the question upon the said resolution be not now put, which being seconded, the House divided as follows, viz.

YEAS.

Mr. *Dunn*,
 Mr. *Chapman*,
 Mr. *Street*,
 Mr. *Belding*,
 Mr. *Agnew*,
 Mr. *Attorney General*,
 Mr. *Solicitor General*.

NAYS.

Mr. *R. Pagan*,
 Mr. *W. Pagan*,
 Mr. *Humbert*,
 Mr. *Ward*,
 Mr. *Johnston*,
 Mr. *J. Fraser*,
 Mr. *Taylor*,

Mr. *Botsford*,

Mr. Botsford,
Mr. P. Fraser,
Mr. Campbell,
Mr. Allen.

Mr. Leonard.

The previous question thereupon passed in the affirmative.

The House in Committee, Mr. R. Pagan in the Chair, went into further consideration of the Supplies to be granted to His MAJESTY for the Public service.

MESSAGE from the COUNCIL.

Mr. Speaker resumed the Chair.

Mr. Robinson delivered the Message.

Mr. Speaker,

“ The Council have agreed to the last resolutions of appropriations sent up
“ by the House, excepting the following, viz.

One hundred pounds to the Society of Calvinistic Baptists in Fredericton, to discharge a Debt incurred by them in the erection of their Meeting-House.

Fifty pounds to the Society of Methodists in Fredericton, to enable them to discharge a Debt contracted in the purchase and fitting up a Chapel.

One hundred pounds to the Roman Catholics in St. John, to finish their Chapel.
Fifty pounds to the Methodist Society on the Nashwalk, to enable them to finish a Chapel which they have erected.

Fifty pounds to the Roman Catholic Inhabitants of Madawaska, towards completing their Church.

One hundred and fifty pounds to assist the Methodist Society in discharging a large Debt incurred, and now due, in erecting a Chapel in St. John.

Fifty pounds in aid of voluntary subscriptions, for completing the Meeting-House of the Anabaptist Congregation in Sheffield.

WM. F. ODELL, CLERK.

“ And that the resolution granting to *Charles I. Peters, Esq.* the sum of *fifty pounds* for his attendance during the present Session, and preparing Bills under the direction of the House of Assembly, and also *ten shillings* per diem, to defray his expences be agreed to; but that it be not considered as a precedent for a similar appropriation upon any future occasion---

“ And that the Council have agreed to the Bill further to continue the Act for regulating and repairing Highways and Roads, &c. with amendments, to which amendments the Council request the concurrence of the House---

“ And that the Council have agreed to the Bill further to continue the Act to provide for the more effectually repairing the Streets and Bridges in the City and County of St. John, with an amendment, to which amendment the Council request the concurrence of the House;” and then Mr. Robinson withdrew.

Mr. Speaker left the Chair. Mr. R. Pagan resumed the Chair of the Committee. The Speaker resumed the Chair.

Mr. R. Pagan from the Committee, reported that he was directed by the Committee to report that they had come to some further, the following resolutions, viz.

Resolved that the sum of £100 be granted in aid of Individual subscriptions towards erecting a suitable Church on the Nashwalk, in the County of York, to be vested in the hands of such persons as His HONOR the PRESIDENT may appoint.

To the Clerk of the House of Assembly, the sum of £176 : 9 : 4 for Stationary, Fuel and other expences of the present Session.

That a sum not exceeding £50 be granted to His HONOR the PRESIDENT, to defray the expences of an Express sent to Nova-Scotia, with a Copy of the Gypsum Bill, in consequence of an Address from this House, and of preparing the said Copy.

Resolved that the sum of £200 be granted to the Mayor, Aldermen and Commonalty,

monalty of the City of Saint John, in aid of removing the ridge of Rock in Prince William Street, between Queen's and St. James's Street.

Resolved that the sum of £100 be granted to the Overseer's of the Poor of the Parish of Fredericton, to reimburse in part the extraordinary expences incurred in the support of disbanded Soldiers, and the Widows and Families of deceased Soldiers.

The sum of £25 to *E. Tilton*, in consequence of her application by Petition, and in discharge of all future application.

Resolved that the sum of £60 : 3 : 4 be granted to His HONOR the PRESIDENT, to defray expences incurred relating to the Sloop Brunswicker, per account.

Resolved that the sum of £50 be granted to His HONOR the PRESIDENT, to be applied in such manner as His HONOR may think proper, towards the relief of the Family of *Ebenazar Dibble*, who suffered losses, as stated in his petition, in performing services as the Carrier of the Mails between Fredericton and Westmoreland.

Resolved that the sum of £100 be granted to His HONOR the PRESIDENT, towards defraying the expence of revising and reprinting the Acts of the General Assembly, passed since the year 1805, and of framing and printing an Index thereto; to form a second volume to the Acts republished to that year inclusive.

Which report is ordered to be received.

The House went into consideration of the amendment proposed by the Council to the Bill further to continue an Act, entitled "An Act for regulating, laying out and repairing Highways, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province;" and the said amendment being twice read, was agreed to by the House.

Ordered that *Mr. Street* and *Mr. Johnston*, do carry the Bill and amendment to the Council and acquaint them that the House hath agreed to the amendment made by the Council.

The House proceeded to take into consideration the amendment made by the Council to the Bill further to continue an Act, entitled "An Act to provide for the more effectually repairing the Streets and Bridges in the City and County of St. John;" and the said amendment being read, was upon the question put thereupon, agreed to by the House.

Ordered that *Mr. Street* and *Mr. Johnston*, do carry the Bill and amendment to the Council, and acquaint them that this House hath agreed to the amendment made by the Council.

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

THURSDAY the 14th day of MARCH, 1816.

PRAYERS.

Read as engrossed, a Bill to provide for opening and repairing Roads, and erecting Bridges throughout the Province, and improving the Navigation of the River St. John and its branches.

Ordered that the said Bill do pass, and that *Mr. Campbell* and *Mr. P. Fraser*, do carry the Bill up to the Council and desire their concurrence.

Read as engrossed, a Bill to continue and amend the several Acts now in force, for raising a Revenue in this Province.

Ordered that the said Bill do pass, and that *Mr. Campbell* and *Mr. P. Fraser*, do carry the Bill up to the Council and desire their concurrence.

Mr. Attorney General, by leave, brought in a Bill to encourage the Fisheries of this Province; which Bill was read a first and second time, and ordered to be committed.

Ordered that *Mr. Campbell* and *Mr. P. Fraser*, do carry up to the Council the Resolves of yesterday and desire their concurrence thereto.

Mr. *Street* from the Committee, appointed to bring in a Bill to appropriate a part of the Public Revenue for the purposes therein mentioned, brought in the same; which Bill, upon being read a first and second time, was ordered to be engrossed.

The House in Committee, Mr. *Botsford* in the Chair, went into consideration of the Bill to encourage the Fisheries of this Province.

The *Speaker* resumed the Chair.

Mr. *Botsford* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, with amendments, and he delivered the Bill at the Clerk's table; which being read as amended, was ordered to be engrossed.

Read a second time, a Bill to enable the Minister and Elders for the time being of the Church in Communion with the Kirk of Scotland, &c.—Ordered to be committed.

The House in Committee, Mr. *Allen* in the Chair, went into consideration of a Bill to enable the Minister and Elders for the time being of the Church in Communion with the Kirk of Scotland, &c.

The *Speaker* resumed the Chair.

Mr. *Allen* from the Committee, reported that he was directed by the Committee to report that they had agreed to the Bill before them under its title, and he delivered the Bill at the Clerk's table; which Bill being read, was ordered to be engrossed.

MESSAGE from the COUNCIL.

Mr. Justice *Saunders* delivered the Message.

Mr. *Speaker*,

“The Council have agreed to the Resolutions of Supply sent up this day;” and then Mr. *Saunders* withdrew.

Read a second time, a Bill to erect into a Town or Parish, the Settlement on the Washademoac River, commonly called New-Canan settlement.—Ordered to be committed.

Read an engrossed Bill to enable the Minister and Elders for the time being of the Church in Communion with the Kirk of Scotland, lately erected in the City of Saint John, to hold the same to them and their successors for ever, and for other purposes in the same mentioned.—Resolved that the Bill do pass.

Ordered that Mr. *W. Pagan* and Mr. *Johnston*, do carry up the Bill to the Council and desire their concurrence.

Resolved that an humble Address be presented to His HONOR the PRESIDENT, requesting that His HONOR will be pleased to give directions for the running of the Boundary Line between King's and Queen's Counties; the Boundary Line between Westmoreland and King's and Queen's Counties; the Boundary Line between Saint John and King's Counties, and the Boundary Line between St. John and Westmoreland, or so much thereof as may be considered necessary for the present, and that the House will at the next session, make provision for defraying the expence thereof—Ordered that Mr. *Attorney General*, Mr. *Botsford* and Mr. *Johnston*, do present the same Address.

The House in Committee, Mr. *R. Pagan* in the Chair, went into consideration of a Bill to erect into a Town or Parish, the settlement on the Washademoac River, &c.

The *Speaker* resumed the Chair.

Mr. *R. Pagan* from the Committee, reported that he was directed by the Committee to report that they had gone into consideration of the Bill before them, under the title of a Bill to erect into a separate Parish, all the Lands in Queen's County, in the rear of the Parishes of Wickham and Waterborough—and he delivered the Bill at the Clerk's table; which Bill being read was ordered to be engrossed.

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

FRIDAY,

FRIDAY, the 15th day of MARCH, 1816.

PRAYERS.

Read an engrossed Bill to encourage the Fisheries of this Province.---Resolved that the Bill do pass.

Ordered that Mr. *J. Fraser* and Mr. *Humbert*, do carry the Bill up to the Council and desire their concurrence.

Read an engrossed Bill to appropriate a part of the Public Revenue for the purposes therein mentioned.---Resolved that the Bill do pass.

Ordered that Mr. *P. Fraser* and Mr. *Ward*, do carry the Bill up to the Council and desire their concurrence.

Resolved that an humble Address be presented to His HONOR the PRESIDENT, requesting that His HONOR will be pleased during the ensuing recess of the General Assembly, to give directions for the removal of the Secretary's Office, and that the Room now used for that purpose, be fitted up for the accommodation of the House of Assembly, as a Committee Room.

Ordered that Mr. *Attorney General*, Mr. *Botsford* and Mr. *Johnston*, do present the same Address.

Ordered that 200 Copies of the Journal of the present Session of this House, be printed without delay.

On motion, ordered that the further consideration of the Bill, sent down by the Council to explain and amend an Act, entitled "An Act relating to Wills, Legacies, Executors and Administrators, and for the settlement and distribution of the Estates of Intestates," be postponed until the next Session of the Legislature.

Resolved that an humble Address be presented to the PRESIDENT, requesting that His HONOR will be pleased to give directions for the Publication of the Acts of the present Session in the Gazette---the great Road Act and some others entire, and others in abstract as may be deemed expedient.

Resolved that the Communication from *A. L. Lockwood*, Maritime Surveyor, (Royal Navy) on the subject of a Light House, on the South-seal Island, is entitled to favorable consideration, and that it is the opinion of this House, that the subject of the said Communication, should be taken up early in the next Session of the General Assembly.

Read an engrossed Bill to erect into a separate Parish, all the Lands in Queen's County in the rear of the Parishes of Wickham and Waterborough.---Resolved that the Bill do pass.

Ordered that Mr. *Botsford* and Mr. *Allen*, do carry the Bill up to the Council and desire their concurrence.

Mr. *R. Pagan*, Mr. *W. Pagan* and Mr. *Dunn*, have leave of absence on their private affairs.

MESSAGE from the COUNCIL.

Mr. *Robinson* delivered the Message.

Mr. *Speaker*,

"The Council have agreed to the following Bills:"

"The Bill to continue the Revenue Laws.

"The Bill to encourage the Fisheries.

"The Bill to enable the Minister and Elders of the Church lately erected in St. John, to hold the same, &c.

"The Bill for opening and repairing Roads, &c.

"The Bill to appropriate a part of the Public Revenue; and

"The Bill to erect into a separate Parish, the Lands in the rear of Wickham and Waterborough;" and then Mr. *Robinson* withdrew.

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

SATURDAY,

SATURDAY, the 16th day of MARCH, 1816.

PRAYERS.

Message from His HONOR the PRESIDENT, by *Xenophon Jouett*, Esq. Usher of the Black Rod.

Mr. *Speaker*,

His HONOR the PRESIDENT commands the immediate attendance of this Honorable House in the Council Chamber; accordingly Mr. *Speaker* with the House, went up to attend His HONOR the PRESIDENT in the Council Chamber; where the *Speaker* addressed His HONOR the PRESIDENT to the effect following, to wit:

MAY IT PLEASE YOUR HONOR,

The House of Assembly anxious that this their last Session should be distinguished by important services to the Province, have provided for all the objects recommended by your HONOR. They have passed a permanent Militia Bill; a Bill for the establishment of Schools in every Parish, and several other Bills for the encouragement of Literature. They have granted unusually large Supplies for the improvement of Roads, and have made such regulations for the expenditure thereof, as they trust will render them effectual. Liberal Supplies have also been granted for other services, and the House have provided for punctual payments at the Treasury, by continuing all the Revenue Laws now in force.

The Bills for these purposes they now tender for your HONOR's acceptance, praying your assent thereto; and the House have the fullest confidence that your HONOR's judicious management will render these Grants beneficial to the Province.

Then Mr. *Speaker* delivered the following Bills as engrossed upon Parchment, to the Clerk of the Council, viz.

A Bill to appropriate a part of the Public Revenue for the services therein mentioned.

A Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province, and improving the Navigation of the River St. John and its Branches.

A Bill to continue and amend the several Acts now in force, for raising a Revenue in this Province.

His HONOR the PRESIDENT was then pleased to give his assent to the several Public and private Bills following, viz.

An Act to encourage the establishment of Schools in this Province.

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

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

An Act to encourage the Fisheries of this Province.

An Act to erect into a separate Parish all the Lands in Queen's County, in the rear of the Parishes of Wickham and Waterborough.

An Act to enable the Minister and Elders for the time being of the Church in communion with the Kirk of Scotland, lately erected in the City of St. John, to hold the same to them and their successors forever, and for other purposes in the same mentioned.

After which His HONOR was pleased to make the following Speech to the Council and Assembly :---

Gentlemen

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

Having given assent to the several Bills which have been passed by you this Session, it only remains for me to offer my best wishes, that the success of the measures provided for, may equal our most sanguine expectations.

Your laborious exertions through a long Session to enact salutary Laws, and your liberal grants for the encouragement of zeal and industry throughout all classes of the community, merit the warmest gratitude from the Public at large; and I cannot refrain from expressing the satisfaction I feel in having been so fortunate as to suggest measures for your deliberation, which have been thought worthy of occupying a large proportion of your attention.

And afterwards the Honorable Chief Justice *Bliss*, by His HONOR the PRESIDENT'S command, said

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

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