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JOURNAL,

AND

PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY,

Of the Province of NOVA - SCOTIA.

Thursday, 5th March, 1789.

ON this Day, being the first Day of the Session, twenty-three Members being met (in obedience to His Excellency the Lieutenant Governor's Proclamation) in their House.

House met.

A Message was sent to the Secretary of the Province to inform him a Quorum of the House were assembled.

George Wm. Sherlock, Esqr; returned duly elected Member for the Town of Liverpool, was sworn in presence of the Honorable the Master of the Rolls, and the Clerk, and took his Seat.

Member for Liverpool takes his Seat.

A Message was delivered from his Excellency the Lieutenant Governor by the Secretary of the Province, acquainting the House, that having appointed their late Speaker, S. S. Blowers, Esq; a Member of His Majesty's Council, it was His Excellency's Pleasure, that they should proceed to the Choice of a new Speaker, and present him immediately for his Approbation.

Message from His Excellency desiring a Speaker to be chosen.

Captain Howe named Richard John Uniacke, Esq; and Mr. Putnam proposed Major Barclay; the House proceeded to their Choice, when Mr. Uniacke was chosen, conducted to, and placed in the Chair according to established Custom.

Speaker chose.

A Message was received from His Excellency the Lieutenant Governor, commanding the Attendance of the House in the Council Chamber.

His Excellency requires the Attendance of the House.

Mr. Speaker elect, with the other Members present went up to attend his Excellency, when he spoke to the following Effect:

The Speaker elect and House attend.

May it please your Excellency,

“ The House of Assembly, in Obedience to your Commands, and according to ancient Usage, have proceeded to elect a Speaker, and I have the Honor to acquaint your Excellency that their Choice hath fallen upon me.”

His Excellency approve of the Speaker elected.

Then the Secretary of the Province by his Excellency's Command declared his Approbation of their Choice.

Then Mr. Speaker said :

Mr. Speaker's Speech to His Excellency.

“ Your Excellency having been pleased to approve the Choice of the House of Assembly, confers on me the highest Honor, and fills me with Sentiments of Gratitude, which I feel myself at a loss for Words to express.

“ The high and important Office, which I am now about to discharge, fills me with great Apprehension, lest I may not at this early Period of Life, have acquired that accurate Knowledge of Parliamentary Proceedings, as well as that quickness of Discernment, necessary to form a Speaker of the House of Assembly ; but when I consider, the very great Favor and Indulgence, which I have on all Occasions experienced from your Excellency, I am led to hope, that the Errors which I may commit, will meet on your part, a favourable Construction and gracious Pardon.

“ I cannot begin the discharge of my Duty, without assuring your Excellency, that it shall be my constant Endeavour to prove myself on all Occasions, a dutiful and faithful Subject to our most Gracious King, as well as a zealous Supporter of the British Government in this Province, and I flatter myself, with the pleasing Hope and Expectation, that the same Unanimity and Loyalty, which has heretofore on all Occasions distinguished the Representatives of the People of this Province, will continue to appear in all their future Deliberations.

“ I most humbly intreat your Excellency to pardon my Boldness in thus publicly addressing you, although I may be deficient in Words to express my Feelings on this Occasion, I trust, and hope, I shall never want a grateful Heart, to remember and acknowledge your great Favour and Kindness.

“ It is with the greatest Pleasure, and fullest Confidence in your Excellency's Government, that I proceed in the discharge of my Duty, by humbly demanding in the Name of the House of Assembly, a Continuance of their usual and accustomed Privileges, that they have Freedom of Speech in their Debates, with power of punishing their own Members, that they may be unmolested in their Persons, and when the public Good shall require it, I may by Direction of the House have free Access to your Excellency's Person.”

His Excellency's Answer.

To which the Secretary by His Excellency's further Command, said, His Excellency most willingly granted what was desired.

After which His Excellency was pleased to open the Session with the following SPEECH:

GENTLEMEN of the Council and House of Assembly.

I HAVE called you together, at the time I thought most convenient for you, to consider the present State of the Affairs of the Province; and the best Measures to be pursued for the Advantage of it.

His Excellency's Speech to the House.

These Considerations will comprehend your Engagements to discharge the Debt to Individuals: consequently the State and Ability of the Treasury to discharge that Debt; and the sufficiency of the Revenue, arising from the different Duties, now by Law imposed for that purpose, together with the means of supplying any Deficiency; if the Revenue Laws have fail'd in the Produce expected from them.

These several Matters, Gentlemen, with others that may relate to them, will require your most mature Deliberations. And I trust, that the Result of them will be beneficial and happy. The more they shall agree with the Constitution, and Commercial System of Great Britain, the more shall we be united with the Parent State; and thereby, derive every Advantage, that may follow the most intimate Connection.

The proper Officers will lay before you, all Papers necessary for your Information. And I recommend a speedy Dispatch of the Public Business to you, that a Recess may the sooner leave you at Liberty, to return to your Private Affairs.

The House being returned,

The Speaker reported, that they had attended upon his Excellency; and that he had been pleased to make the Speech before mentioned; a Copy of which being read, it was thereupon

Ordered, That Major Barclay, Captain Howe, and Mr. Day be a Committee to prepare an Address in Answer to His Excellency's Speech.

Committee appointed to prepare an Address.

Ordered, That Mr. James, Mr. Schwartz, Mr. Digby, Mr. Day and Mr. M' Monagle be a Committee, to join a Committee of His Majesty's Council, for the purpose of Examining the public Accounts and reporting thereon. And that the Council be acquainted with the same.

Committee appointed to examine public Accounts.

The House adjourned to Eleven o'Clock To-Morrow.

Friday, 6th March, 1789.

The Committee appointed to prepare an Address in Answer to His Excellency's Speech reported the following Draft, which being twice read, was unanimously agreed to and ordered to be engrossed.

Address reported.

To HIS EXCELLENCY
J O H N P A R R, Esq;
*Lieutenant-Governor and Commander in Chief in and over his Majesty's
Province of Nova-Scotia, and its Dependencies, Vice Admiral of the
same, &c. &c. &c.*

The humble ADDRESS of the HOUSE of REPRESENTATIVES
IN GENERAL ASSEMBLY.

May it please your Excellency,

“ **WE** the Representatives of the Province of *Nova-Scotia* in General
“ Assembly convened (his Majesty's ever liege and most dutiful
“ Subjects) beg your Excellency's Acceptance of our warmest Thanks,
“ for your Attention to our Convenience in assembling us at this Sea-
“ son of the Year, and for your polite and judicious Speech on the
“ Occasion.

“ Your Excellency may rely on every Exertion in our power, condu-
“ cive to the Welfare of this Province, and on our Endeavours to de-
“ vise such Ways and Means for the discharge of the Public Debt, as
“ shall appear to us most apt to contribute to the Ease of Individuals,
“ and least to the Inconvenience of the Inhabitants in general.

“ The Experience of past Ages bears Testimony, that the Constitution
“ of Great Britain, was laid on Principals of Justice, Wisdom, and
“ sound Policy; while the Permanency of the Superstructure raised on
“ that Basis, adds a modern Proof of the probability of its Durztion:
“ We shall therefore invariable adopt the Jurisprudence of our Pa-
“ rent Kingdom, and assimilate our Commercial System to that of hers
“ in every instance, the local Situation of this Province will admit.

“ Inclination as well as Duty, will lead us to a Dispatch of Business,
“ in order that your Excellency, may thereby the sooner be enabled
“ to permit us a Return to our private Vocations.”

Report from Com-
missioners of Whale
Fishery presented.

A Copy of the Report of the Commissioners for the Encouragement
of the Whale Fishery to His Excellency the Governor was presented,
read, and ordered to lie on the Table.

Ordered, That no Petition of a private Nature be received after
Thursday the Nineteenth Instant.

Petition of *Jonath.
Randall* presented.

Captain *Howe* presented a Petition from *Jonathan Randall*, and on
Motion the same was read and thereupon

Ordered, That in future all Petitions be read, at the Time of their
being presented.

Message from
Council respecting
their Committee on
public Accounts.

A Message from His Majesty's Council acquainting the House that
they had appointed Mr. *Newton*, Mr. *Cochran* and Mr. *Morris* to be
a Committee to join the Committee of the House on the Examining
of the public Accounts and that their Committee was ready to meet
the Committee of the House at any time they should propose.

Order thereon.

Ordered, That the Committee of the House attend on Monday next,
and that they acquaint the Committee of the Council accordingly.

The

The *Secretary* of the Province having signified to the House, that His Excellency was ready to receive their Address, and the same having been engrossed,

The *Speaker* and the House waited on His Excellency therewith.

The House being returned,

The *Speaker* resumed the Chair and acquainted the House, that His Excellency was pleased to make the following Answer to their Address:

House wait on His Excellency with their Address.

GENTLEMEN,

I THANK you for your loyal and affectionate Address, and am happy to find that your Sentiments of the Benefits to be derived to the Province by an intimate Connection with the Mother Country, and its Government, are formed on true Principles. I shall be ready to concur with you in every Measure of public Utility, and to assist your Deliberations to the utmost of my Power."

His Excellency's Answer.

The House adjourned to 11 o'Clock To-Morrow.

Saturday, 7th March, 1789.

Mr. *Cochran* presented a Petition from *Ephraim Whiston*, in behalf of himself and others, Coopers, residing in the Town of *Halifax*; read, and ordered to lie on the Table.

Petition from *Eph: Whiston* presented.

Mr. *Hill* presented a Petition from *John Lawson*, read, and ordered to lie on the Table.

Petition from *John Lawson* presented.

Mr. *Hill* moved for leave to bring in a Bill to amend the Act for *Regulating the Exportation of Fish, and the Assize of Barrels, Staves, &c.* leave given.

The House adjourned to Monday at Eleven o'Clock.

Monday, 9th March, 1789.

Captain *Howe* presented a Petition from *Andrew Riche*, read, and ordered to lie on the Table.

Petition from *Andrew Riche* presented.

Mr. *Leckie* presented a Petition from *John Harris*, and also a Petition from *Robert Archibald* and others, read, and ordered to lie on the Table.

Petitions from *John Harris* and *Robert Archibald* presented.

A Copy of a Letter from the late *Speaker* to the *Provincial Agent*, and his Answer thereto; were laid before the House, read, and ordered to lie on the Table for the Information of the Members.

Correspondence with the *Agent* received by the House.

Major *Barclay* moved for leave to bring in a Bill, in Amendment of the several Acts relative to the repairing of *High Ways, Roads, &c.* and also a Bill in Amendment of the several Acts relative to the Registering of *Deeds, Conveyances, &c.* leave given.

Petition from *Eph. Whiston* and others considered.

The Petition from *Ephraim Whiston* and others was read, and considered, and two of the Subscribers having also been examined in support of the same.

Motion ~~thereon~~.

Resolved and ordered, That *Mr. Hill*, *Mr. Leckie* and *Capt. Howe* be a Committee of the House to wait on His Excellency the *Lieutenant Governor* to request, that he will take all Measures necessary to prevent the Importation of ready made Fish Barrels and other Articles as specified in the Petition.

The House adjourned to 11 o'Clock To-Morrow.

Tuesday, 10th March, 1789.

Petition from *Matthew Hutchins* presented.

Major *M'Niel* presented a Petition from *Matthew Hutchins*, read, and ordered to lie on the Table.

Petition from *John Blake* presented.

Mr. Pyke presented a Petition from *John Blake*, read, and ordered to lie on the Table.

Petition from *Catherine Creamer* presented.

Mr. Marchinton presented a Petition from *Catherine Creamer*, read, and ordered to lie on the Table.

Petition from *James Morden* presented.

Major *Barclay* presented a Petition from *James Morden*, Esq; read, and ordered to lie on the Table.

Bill relative to Registering of Deeds &c. read first time.

Presented and read a first time, a Bill intituled, *An Act in Amendment of the several Acts passed in the 32d and 34th Years of His late Majesty's Reign, and in the 1st, 5th and 12th Years of his present Majesty, relative to the Registering of Deeds and Conveyances made of or that may Effect Lands, Tenements and Hereditaments.* And on Motion, ordered to lie on the Table for further Consideration.

Mr. Belcher moved for leave, to bring in a Bill for the Amendment of the several Acts relating to *Schools and Schoolmasters*, leave given.

Report of Committee on Petition of *Ephraim Whiston* and others.

The Committee appointed to wait on His Excellency the *Lieutenant Governor* on the Subject of the Petition of *Ephraim Whiston* and others, reported, that His Excellency had been pleased to say he would take the same into Consideration, and give such Directions as may be necessary to remedy the Grievances complained of by the Petitioners.

The House adjourned to 11 o'Clock To-Morrow.

Wednesday, 11th March, 1789.

Petition from *Robert Collins* presented.

Mr. Hill presented a Petition from *Robert Collins*, read, and ordered to lie on the Table.

Petitions from *John Sergeant* and Administrators of *Ephraim Dean* presented.

Mr. Marchinton presented a Petition from *John Sergeant*, and also a Petition from the Administrators of *Ephraim Dean*, deceased, read, and ordered to lie on the Table.

Mr. De

Mr. *Drew* presented a Petition from *W. Connam Tonge, Esq;* read, and ordered to lie on the Table.

Petition of *W. C. Tonge* presented.

Presented and read a first time, a Bill intituled, *An Act in Amendment of the several Acts passed in the First and Twenty-Eight Years of His Majesty's Reign, relative to the repairing of High Ways, Roads, Bridges, &c* ordered to lie on the Table.

Bill relating to *High Ways &c.* read first time.

Read a second time the Bill relative to the *Registering of Deeds, &c.* ordered to be read a third time To-Morrow.

Bill relating to *Registering Deeds, &c.* read second time.

The Committee on the public Accounts having pursuant to the desire of the House, given them a Statement of the public Debt; the same was read, and on motion of Major *Barclay*, the House went into a Committee of Ways and Means.

House went into Committee of Ways and Means.

M. Fillis took the Chair.

The *Speaker* resumed the Chair.

The *Chairman* of the Committee reported Progress, and prayed leave to sit again, which the House agreed to.

Report.

The House adjourned to 11 o'Clock To-Morrow.

Thursday, 12th March, 1789.

Mr. Fillis presented a Petition from *Daniel Wood, Esq;* Sen. and also one from *Daniel Wood, Esq;* Jun. read, and ordered to lie on the Table.

Petitions from *Dan. Wood, Sen.* and *Dan. Wood, Jun.* presented.

Mr. Pyke presented a Petition from *John Schneider*, in Behalf of himself and others, Bakers residing in the Town of *Halsbury*; the same was read, and considered, and on Motion of *Mr. Patrum* resolved, and ordered, That *Mr. Hill*, *Capt. Howe*, and *Mr. Letkie* be a Committee to wait on His Excellency the *Lieutenant Governor*, to request he would give Directions to prevent the further Importation of Ship Bread from the American States agreeably to the Prayer of the Petitioners.

Petition from *John Schneider* and others presented.

Order thereon.

Mr. Pyke presented a Petition from *John Osterman*, read, and ordered to lie on the Table.

Petition from *John Osterman* presented.

Mr. Belcher moved, that the Seats of Major *M'Niel*, *Capt. Howe* and *Mr. Smith* be vacated, they holding Offices under Government that renders their sitting as Members in this House inadmissible and unconstitutional, and the same being seconded.

Mr. Belcher's Motion to vacate Seats of Members.

Mr. Day moved, that the Consideration of *Mr. Belcher's* Motion be deferred until the Report from the Committee of Public Accounts is

Division of House
thereon.

received by the House, which being seconded and put, and the House dividing thereon, there appeared

For the Motion,

Mr. Fillis,
Mr. Dight,
Mr. Cochran,
Mr. Wollenhaupt,
Mr. Bulkeley,
Col. Tonge,
Mr. Pyke,
Mr. Northrup,
Mr. Schwartz,
Mr. Jessen,
Mr. Dennison,
Mr. Hill,
Mr. Dickson,
Mr. Dewolf,
Mr. M^o Monagle,
Major Crane,
Mr. Archibald.

Against the Motion,

Mr. Marchinton,
Mr. Wilkins,
Mr. Leckie,
Mr. Belcher,
Major Milledge,
Mr. James,
Mr. Putnam,
Major Barclay.

Mr. Putnam then moved, that the House do proceed in the Consideration of Mr. Belcher's Motion on the Day subsequent to the House receiving the Report from the Committee on the Public Accounts, agreed to.

Message from His
Excellency the Go-
vernor on subject of
Judges Conduct.

The following Message was received from His Excellency the Lieutenant Governor by the Deputy Secretary of the Province :

“ IN Consequence of your Address to me, in your last Session, that Enquiry should be made into the Conduct of the Judges of the Supreme Court on several Charges which had been brought against them for Misbehaviour in Office. I accordingly with His Majesty's Council proceeded on that Enquiry and called on the Judges to answer, which having been considered together with the several Allegations brought in support of the Charges, I did with the unanimous Opinion of the Council agree, that the Charges against the Judges were not supported by the Proofs which accompanied your Address.

“ The whole of the Proceedings have been long since transmitted to His Majesty's Minister but I have not yet received any Answer thereto.

“ JOHN PARR.”

Address of the
House on the Con-
duct of the Judges
read.

Major Barclay moved, that the Address of this House to His Excellency the Lieutenant Governor in their last Session on the Subject of the Judges together with His Excellency's Answer thereto, be read ; which was done accordingly.

Charles Morris, Esq; returned duly elected for the County of Halifax, took the usual Oaths and his Seat.

Member for County of Halifax takes his Seat.

Major Barclay moved an Address be presented to His Excellency the Lieutenant Governor, praying, that a Copy of the Minutes of the Council, and the other Papers, relative to the Trial of the Judges may be laid before this House, for their Satisfaction, which being seconded and put, and the House dividing thereon, there appeared,

Motion for Address to His Excellency the Governor.

For the Motion,

- Major Milledge,
- Mr. James,
- Mr. Schwartz,
- Mr. Wilkins,
- Mr. Leckie,
- Major Crane,
- Mr. Day,
- Mr. Belcher,
- Col. Tonge,
- Mr. Marchinton,
- Mr. Archibald,
- Mr. M^cMonagle,
- Major Barclay.

Against the Motion,

- Mr. Fillis,
- Mr. Dight,
- Mr. Dickson,
- Mr. Wollenhaupt,
- Mr. Cochran,
- Mr. Sberlock,
- Mr. Jessen,
- Capt. Howe,
- Mr. Dewolf,
- Mr. Northup,
- Mr. Hill,
- Mr. Pyke,
- Mr. Dennison,
- Mr. Bulkeley.

Division of House thereon.

Major Milledge then moved, whether the Message from His Excellency the Lieutenant Governor relative to the Trial of the Judges is satisfactory, which being seconded and put, and the House dividing thereon, there appeared,

Motion on His Excellency's Message relative to the Trial of Judges.

For the Affirmative,

- Mr. Fillis,
- Mr. Dight,
- Mr. Jessen,
- Mr. Northup,
- Mr. Dickson,
- Mr. Dennison,
- Mr. Pyke,
- Capt. Howe,
- Mr. Cochran,
- Mr. Dewolf,
- Mr. Wollenhaupt,
- Mr. Sberlock,
- Mr. Morris,
- Mr. Hill,
- Mr. Bulkeley.

Against it,

- Mr. Day,
- Col. Tonge,
- Mr. James,
- Mr. M^cNiel,
- Mr. Leckie,
- Major Crane,
- Mr. Wilkins,
- Mr. M^cMonagle,
- Mr. Belcher,
- Mr. Marchinton,
- Mr. Schwartz,
- Mr. Archibald,
- Major Milledge,
- Major Barclay.

Mr. Day moved, that a Committee be appointed to search for Precedents relative to vacating the Seats of Members accepting and holding Offices under Government, and lay such Information as they may acquire before the House, which being put passed in the Affirmative,

Committee appointed on subject of vacating Seats of Members.

and Major *Bartley*, Major *Milledge* and Mr. *Bulkeley* were appointed for that purpose.

The House adjourned to 11 o'Clock To-Morrow.

Friday, 13th March, 1789.

Mr. *Schwartz* moved for leave to bring in a Bill to alter and amend the *Light House Act*, leave given.

Bill relative to repairing of Highways read second time.

Read a second time the Bill relative to the repairing of Highways, &c.

House went into Committee on above Bill.

The House went into Committee on the Consideration of the above Bill, and also the Bill relative to the Registering of Deeds, &c.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

Report of Committee.

The *Chairman* of the Committee reported, that they had taken the above Bills into Consideration, and agreed to the same with Amendments; which Report the House agreed to, and the Bills, as passed in the Committee, were ordered to be engrossed.

Committee appointed to prepare Bill for Regulating Elections.

On Motion of Capt. *Howe* ordered, that Capt. *Howe*, Mr. *Jessen* and Major *Milledge* be a Committee to prepare a Bill for the better regulating and conducting Elections of Representatives in this Province.

Capt. *Howe* moved for leave to bring in a Bill for the Amendment of the *Fireward Act*, leave given.

Major *Crane* moved for leave to bring in a Bill for Taxing of Batchelors, and also a Bill for Taxing of Dogs, leave given.

Major *Milledge* moved for leave to bring in a Bill to continue and amend the *Licence Duty Act*, leave given.

Petition from Alex. Copland presented.

Mr. *Dight* presented a Petition from *Alexander Copland*, read, and ordered to lie on the Table.

The House adjourned to 11 o'Clock To-Morrow.

Saturday, 14th March, 1789.

Mr. *Schwartz* moved for leave to bring in a Bill to amend the Act relative to the selling of Flour, Bread, &c. leave given.

Petition from Phineas Lovet, jun. presented.

Capt. *Howe* presented a Petition from *Phineas Lovet, jun.* read, and ordered to lie on the Table.

Petition from John Hemminton presented.

Mr. *Schwartz* presented a Petition from *John Hemminton*, read, and ordered to lie on the Table.

The Committee appointed to wait on His Excellency the Lieutenant Governor on the Subject of the Petition from the Bakers residing in Halifax, reported, that His Excellency was pleased to say, he would give such Directions as may be necessary to remedy the Grievance complained of by the Petitioners.

Report of Committee on the Subject of the Bakers Petition.

The Bill relative to the Registering of Deeds, and the Bill relative to the repairing of Highways, &c. being engrossed, the same were read a third time, passed, and sent to the Council by Mr. Cochran.

Bill relative to Registering Deeds, &c. and the Bill relative to repairing Highways, &c. passed and sent to the Council.

Presented and read a first time a Bill in Amendment of an Act, intitled, An Act to prevent Frauds in the selling of Flour and Biscuit or Ship Bread in Casks.

Bill to prevent Frauds in the selling Flour, &c. read first time.

Mr. Wilkins presented the following to the House :

“ As from every Information relative to the Investigation of the Conduct of the Judges, respecting their improper and irregular Administration in Office, of which they had been accused in a late Session in this House, it evidently and fully appears, that His Excellency the Lieutenant Governor has been deceived by the evil and pernicious Advice of his Privy Council, and has by their Means been inadvertently induced to give his Sanction to a mode of Trial absurd, unjust and altogether unconstitutional, and such as tended rather to excite the Indignation and increase the Discontents of the Public than to allay their Jealousies and satisfy their Minds, and such as tended from the very Nature of it, not to display the Innocence of the two unfortunate Judges, but indelibly to fix a Stigma of Guilt and Reproach upon them, whatever their real Merit or Demerit might have been, and as those Gentlemen's respectable private Characters, their social Connections as well as their high and important Offices gave them an indubitable Claim to a more candid, public and solemn Investigation of their Conduct; and such as should have left after their Acquittal, not even the least Suspicion of Criminality (the contrary of which is now most obviously and universally the Case) in consequence of which the Fountains of public Justice from a strong Suspicion of being tainted are in danger of being rendered entirely useless to the Public.”

And thereupon moved, That an humble and respectful Address be presented to His Excellency the Lieutenant Governor, that he will be pleased to remove from his Presence those evil and pernicious Counsellors until His Majesty's Pleasure shall be known, which being seconded.

Mr. Wilkins Motion for addressing Governor to remove his evil Counsellors.

Mr. Day moved, that the further Consideration of Mr. Wilkin's Motion be deferred until Monday, which being put, and passing in the Negative.

Mr. *Wilkins* Motion was then put, and the House dividing thereon, there appeared,

Division of the House thereon:

For the Motion Nine,

Mr. James,
Mr. Wilkins,
Mr. Leckie,
Mr. Collins,
Mr. Belcher,
Mr. Marchinton,
Major Milledge,
Major Barclay.

Against it Twenty,

Mr. Fillis,
Mr. Dewolf,
Mr. McMonagle,
Major Crane,
Mr. Dennison,
Mr. Archibald,
Mr. Dickson,
Mr. Dight,
Mr. Sberlock,
Mr. Morris,
Mr. Bulkeley,
Mr. Northup,
Mr. Schwartz,
Mr. Wollenbaupt,
Mr. Pyke,
Capt. Howe,
Mr. Jessen,
Mr. Hill,
Mr. Cochran,
Mr. Day,
Col. Tonge,

Message from the Council with the Bill for the Amendment of the Law, &c. for Concurrence.

A Message from the Council with a Bill, intituled, *An Act for the Amendment of the Law, and the better Advancement of Justice,* sent down for Concurrence, read a first time, and ordered to lie on the Table.

The House adjourned to Monday at Eleven o'Clock.

Monday, 16th March, 1789.

Col. *Tonge* stated to the House, that upon the Division of the House on Saturday last he misconceived the Question, and requested that his Name might appear on the side of the Majority. Agreed to.

Bill for Amendment of the Law, &c. read second time.

Read a second time the Bill for the *Amendment of the Law, &c.* and ordered to be committed on Thursday next.

Bill to prevent Frauds in selling of Flour, &c. read a second time.

Read a second time the Bill, *to prevent Frauds in the selling of Flour, &c.* and ordered to be committed To-Morrow.

House in Committee of Ways and Means.

The House went into Committee of Ways and Means.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

Report proceedings.

The *Chairman* reported, that the Committee had come to the following Resolutions, and prayed leave to sit again, which the House agreed to.

Resolved,

Resolved, That the Impost Duty of three Pence per Gallon on Spirits, and five Shillings per Cnt. on Brown Sugar be continued for another Year.

Resolved, That the Sunk Duty on the several Articles as it now stands (excepting on Tobacco and Coffee) be continued for another Year.

A Message was received from the Council with the Bill relative to the *Registering of Deeds, &c.* and the Bill relative to the *repairing of High Ways, &c.* sent down with Amendments, read, and *ordered* to lie on the Table.

Message from Council with Bill relative to *repairing of High Ways, &c.* and Bill relative to *Registering of Deeds, &c.* with Amendments.

A Message was received from the Council with a Letter from the *Bishop of Nova Scotia* to His Excellency the *Lieutenant Governor*, on the Subject of the *Academy at Windsor*, and recommended by His Excellency to the Consideration of the House, read, and *ordered* to lie on the Table.

Message from Council with Letter from *Bishop of Nova Scotia* to the *Lieut. Governor*, relative to the *Academy at Windsor*.

Mr. *Belcher* moved for leave to bring in a Bill *to lay an Impost Duty upon certain enumerated Articles imported into this Province from the United States of America*, leave given.

Resolved, That this House will attend Divine Service at *St. Paul's Church* on Sunday next.

Resolution to attend Divine Service.

Presented and read a first time a Bill, intituled, *An Act in Amendment of the Act for regulating and maintaining a Light House on Sambro Island.*

Bill in Amendment of *Sambro Light House Act*, read first time.

The House adjourned to 11 o'Clock To-Morrow.

Tuesday, 17th March, 1789.

Mr. *Pyke* presented a Petition from *John Stairs*, read, and *ordered* to lie on the Table.

Petition from *John Stairs* presented.

Major *Milledge* presented a Petition from *George Bell* in behalf of himself and others, read, and *ordered* to lie on the Table.

Petition from *Geo. Bell* and others presented.

The House having agreed to the Amendments proposed by the Council to the Bill relative to the *Registering of Deeds, &c.* and also to the Bill relative to *Highways, &c.* the same as amended were read, passed, and sent back to the Council by Mr. *Day*.

Bill relative to *Registering Deeds, &c.* and Bill relative to *Highways, &c.* amended and sent to the Council.

The House went into Committee on the Consideration of the Bill *to prevent Frauds in the selling of Flour, &c.*

House went into Committee on Bill *to prevent Frauds in selling Flour &c.*

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

The *Chairman* reported, that the Committee had considered the above Bill, and agreed to the same, which Report the House agreed to, and *ordered*, that the Bill as passed in the Committee be engrossed.

Report of the Committee.

Bill in Amendment of *Sambre Light House Act* read a second time.

Read a second time the Bill for the Amendment of *Sambre Light House Act*.

The House adjourned to 11 o'Clock To-Morrow.

Wednesday, 18th March, 1789.

Petition from *Thomas Hamilton* presented.

Mr. *Fillis* presented a Petition from *Thomas Hamilton*, as Agent, and in behalf of *Michael Wallace*, read, and ordered to lie on the Table.

Petition from *Alex. Copland* presented.

Mr. *Schwartz* presented a Petition from *Alexander Copland*, read, and ordered to lie on the Table.

Petition from *Nathan Davison* presented.

Major *Crane* presented a Petition from *Nathan Davison*, read, and ordered to lie on the Table.

Motion for Addressing His Excellency the Governor on subject of increasing Representatives for certain Townships.

Mr. *Day* moved, that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, requesting, that he will intreat His Majesty to permit an increase of Representatives for the following Townships in this Province, viz. For the Township of *Wilmot*, in the County of *Annapolis*, one Representative; for the Township of *Douglass* and the Township of *Rawdon*, in the County of *Hants*, each one Representative, which being seconded, and put, and the House dividing thereon, there appeared,

Division thereon.

For the Motion,

- Major Barclay,*
- Capt. Howe,*
- Mr. Day.*

Against the Motion,

- Mr. Filis,*
- Mr. Morris,*
- Mr. Dickson,*
- Major Crane,*
- Mr. Jessen,*
- Mr. Putnam,*
- Major Milledge,*
- Col. Tonge,*
- Mr. Belcher,*
- Mr. Dewolf,*
- Mr. Pyke,*
- Mr. Wollenhaupt,*
- Mr. Hill,*
- Mr. Cochran,*
- Mr. Leckie,*
- Mr. Schwartz,*
- Mr. M' Monagle,*
- Mr. Collins,*
- Mr. Dight,*
- Mr. Archibald,*
- Major M' Niel,*
- Mr. Norshup,*
- Mr. Dannison,*
- Mr. James,*
- Mr. Marchinton,*
- Mr. Bulkeley.*

Major

Major *Milledge* moved, that a Committee be appointed to prepare an Address to His Excellency the *Lieutenant Governor*, requesting, he will intreat His Majesty, to permit an increase of a Member to each Town in this Province to serve in General Assembly in all the Towns not already represented, where there shall be One hundred Resident Freeholders, and upwards, upon an authentic Certificate being produced of such Town being qualified as before; which passed in the Affirmative, and Major *Barclay*, Major *Milledge* and Mr. *Morris* were appointed accordingly.

Motion for addressing His Excellency the Governor on subject of Representatives for all the Towns in this Province not already represented.

Mr. *Hill* moved for leave to bring in a Bill for the relief and Regulation of Free Negroes throughout this Province; leave given.

The Committee appointed to examine for Presidents relative to the vacating Seats of Members holding Offices under Government, reported their Proceedings.

Committee on subject of vacating Seats of Members reported.

Mr. *Archibald* moved for leave to bring in a Bill, to create the District of Colchester into a County; leave given.

The House adjourned to 11 o'Clock To-Morrow.

Thursday, 19th March, 1789.

Presented and read a first time a Bill, intituled, *An Act for continuing and amending of an Act for suppressing unlicensed Houses, and for granting to His Majesty a Duty on Persons hereafter to be licensed.*

Bill in Amendment of Licence Duty Act, read first time.

The Bill to prevent Frauds in selling Flour, &c. was read a third time, passed.

Bill to prevent Frauds in selling Flour, &c. read third time.

Mr. *Morris* presented a Petition from *William Gordon*, in behalf of himself and others, Freeholders in the Settlements of *Pietou*, &c. read, and ordered to lie on the Table.

Petition from *William Gordon* and others presented.

Pursuant to leave given, Mr. *Putnam* presented a Bill, intituled, *An Act for altering the Times for holding the Court of Common Pleas in General Sessions of the Peace in the County of Sydney*, and the same was read a first time.

Bill for altering time of holding Inferior Court at Sydney, read first time.

Presented and read a first time a Bill, intituled, *An Act to impose a Tax on such as own or keep Dogs within this Province.*

Bill for Taxing Dogs read first time.

Mr. *Schwarz* presented a Petition from *Alexander Petilla*, read, and ordered to lie on the Table.

Petition from *Alex. Petilla* presented.

According to Order,

The House went into Committee on the Consideration of the Bill for the Amendment of the Law and Better Advancement of Justice.

House went into Committee on the Bill for the Amendment of the Law &c.

Mr. *Fillis* took the Chair,

The Speaker resumed the Chair,

The Chairman reported, that the Committee had made some Progress

Report of the Committee.

gress in the Consideration of the Bill, and prayed leave to sit again, which the House agreed to.

Message from the Council with a Petition from *George and Foster Sberlock*, and a Petition from *George Deschamps*.

A Message was received from the Council with a Petition from *George and Foster Sberlock*, recommended to the Consideration of the House by His Excellency the Lieutenant Governor, and also a Petition from *George Deschamps*, Esq; which Petitions were read, and ordered to lie on the Table.

Petition from *Richard Kidston* presented.

Mr. *Sberlock* presented a Petition from *Richard Kidston*, in behalf of himself and others, read, and ordered to lie on the Table.

Petition from *James Kavanagh* presented.

Mr. *Hill* presented a Petition from *James Kavanagh*, read, and ordered to lie on the Table.

Mr. *McMonagle*, moved for leave to bring in a bill, to alter and amend the Act for restraining *Hawkers, Pealers and Petty Chapmen*, and also, to restrain *Pawnbrokers*, leave given.

The House adjourned to 11 o'Clock To-Morrow.

Friday, 20th March, 1789.

Bill for laying Duty on Articles from United States of America, Read first time.

Presented and Read a first time, a Bill, intituled, An Act to lay an Impost Duty on certain enumerated Articles imported into this Province from the United States of America, and thereupon Major *Barclay*, moved, that the same be dismissed; which being seconded, and put, and the House dividing thereon there appeared.

Division of House thereon.

For the Motion Thirteen,

- Major Barclay,*
- Mr. Leckie,*
- Mr. Collins,*
- Mr. Hill,*
- Mr. Wilkins,*
- Mr. Sberlock,*
- Major Mc Niel,*
- Mr. Dight,*
- Mr. Pyke,*
- Mr. Fillis,*
- Mr. Cochran,*
- Mr. Bulkeley,*
- Mr. Putnam,*

Against the Motion Sixteen,

- Mr. Jessen,*
- Mr. Woollenhaupt,*
- Mr. McMonagle,*
- Mr. Dickson,*
- Mr. Morris,*
- Mr. Belcher,*
- Major Crane,*
- Mr. James,*
- Mr. Noribup,*
- Mr. Dennison,*
- Mr. Dewolf,*
- Mr. Archibald,*
- Major Milledge,*
- Mr. Day,*
- Mr. Marchinton,*
- Mr. Schwartz,*

Ordered, that the above Bill be read a second time To-Morrow.

The Bill to prevent Frauds in selling of Flour, &c. as passed in the House Yesterday, was sent to the Council by Mr. *Cochran*, who reported, he had delivered it.

Presented and read a first Time, a Bill, intituled, An Act in Amendment

ment of an Act, made in the second Year of his present Majesty's Reign, intituled, An Act for regulating the Exportation of Fish, &c. ordered to lie on the Table.

Read a second time the following Bills, and ordered to be committed :

A Bill for altering Times of holding Court of Common Pleas, &c. in the County of Sydney.

A Bill for taxing Dogs.

A Bill for continuing and amending the Licence Duty Acts.

The House went into Committee on Consideration of the above Bills, and also the further Consideration of the Bill for the Amendment of the Law and better Advancement of Justice.

Mr. Pyke took the Chair.

The Speaker resumed the Chair.

The Chairman reported, that the Committee had made some Progress, and prayed leave to sit again, which the House agreed to.

A Message was received from the Council with the Bill to prevent Frauds in the selling of Flour, &c. sent down with Amendments, read, and ordered to lie on the Table.

The House adjourned to 11 o'Clock To-Morrow.

Bill to amend the Act for regulating Export of Fish, &c. read first time.

Bills read second time.

A Bill for altering time of holding Common Pleas Court &c. at Sydney.

A Bill for Taxing Dogs.

A Bill in Amendment of Licence Duty Act.

House went into Committee on the above Bills.

Report of the Committee.

Message from the Council with the Bill to prevent Frauds in selling of Flour, &c. with Amendments.

Saturday, 21st March, 1789.

Mr. Pyke moved for leave to bring in a Bill for regulating the Common at Dartmouth, leave given.

Read a second time a Bill, for laying an Impost Duty on Articles imported from the United States of America; and also a Bill in Amendment of the Act for regulating the Exportation of Fish, &c.

Presented and read a first time a Bill, intituled, An Act to erect and establish Courts in the several Counties in this Province for the Trial of small Causes; and also a Bill for taxing Batchelors, which Bill, on Motion, was dismissed.

The House went into a Committee on the further Consideration of the Bills committed yesterday.

Mr. Fillis took the Chair.

The Speaker resumed the Chair.

The Chairman of the Committee reported, that they had considered and debated the several Bills before them, and agreed to, and passed the Bill for altering the Times of holding the Court of Common Pleas and General Sessions in the County of Sydney.

The Bill for Taxing Dogs, they agreed to with leaving the Word Dogs out of the Title.

Bill for laying a Duty on Articles from United States of America, read a second time.

Bill for Trial of small Causes in the several Counties, read first time.

Bill for taxing Batchelors, dismissed.

House went into Committee on Consideration of Bills.

Report of the Committee.

The Bill for the Amendment of the Law, &c. they agreed to with several Amendments; and

The Bill relative to the *Licence Duty Acts* they had made some Progress in, and prayed leave to sit again on the further Consideration of the same, which Report was read, and Major *Barclay* thereupon moved, that the Bill relative to the Amendment of the Law, &c. as passed in the Committee, be dismissed, which being negatived; the House then agreed to the Report of the Committee, and the Bill for altering the Times of holding the Court of Common Pleas and General Sessions in the County of Sydney, as passed in the Committee, was ordered to be engrossed.

Bill to enable Creditors and Legatees to recover Debts, &c. from the Council, for Concurrence.

A Message was received from the Council, with a Bill, intituled, *An Act the better to enable Creditors and Legatees to recover their Debts and Legacies of Executors and Administrators*, for Concurrence, the same was read, and ordered to lie on the Table.

Report of the Committee on the public Accounts.

The Committee of His Majesty's Council and House of Assembly appointed to examine the public Accounts, laid before the General Assembly by Order of His Excellency the Lieutenant Governor, report, that they have examined the Accounts, and find them as follows:

Treasurer's Accounts

The Treasurer's Accounts to the 5th of March, 1789, are exact, well stated and properly vouched.

Collectors of Excise and Impost.

The Accounts of the Collectors of Impost and Excise for the District of Halifax, to the 31st December, 1788, are exact, well stated and properly vouched.

Shelburne.

The late Collector of Impost and Excise for the District of Shelburne has rendered his Accounts to the 10th December, 1787, well stated and vouched, and a Balance due as appears by the General State of the Province Debt, £131. 13. 11. of which is in the Hands of his then Deputy, a Mr. *Hutchins*.

Ditto.

The present Collector has rendered his Accounts to the 30th September last, well stated and correct, and has paid the full Balance into the Treasury, since the 30th September, has rendered Accounts to 31st December, and paid a further Ballance of £159. 18. 5.

Liverpool.

The late Collector of Impost and Excise for Liverpool has rendered no Accounts from 1st April to 8th July, 1787, but has paid to the Treasurer £52. 19. and has made over Notes, &c. to the present Collector, amounting to £88. 19. 4.

Ditto.

The present Collector has rendered a partial Account to 30th September, 1788, and it appears a Balance due of £18. 18. 6.

Cornwallis.

The Collector of Impost and Excise at Cornwallis has rendered his Accounts to the 30th June, 1788, and has paid into the Treasury £37. 10. there appears to be due on Bonds £181. 4. 5.

Windsor.

The Collector of Impost and Excise at Windsor has rendered his Accounts very correct and well stated to 31st December, 1788, and has paid the whole Balance, there appears due on Bonds, £111. 12. 2.

The

The late *Collector* of Impost and Excise for *Annapolis*, has rendered no Accounts since October, 1787, and has made no Remittance. *Annapolis.*

The present *Collector* has rendered his Accounts to the 31st December, commencing the 1st April, and has paid in the whole Balance. *Ditto.*

The present *Collector* of Impost and Excise for *Manchester*, has rendered his Accounts to the 30th September, 1787, and has paid the whole Balance, no Accounts since that Period, and there appears to have been then due on Bond £63. 0. 4. *Manchester.*

The *Collector* of Impost and Excise for *Colchester*, has rendered no Account since June, 1786, and has made no Remittance, altho' there appears to have been a Balance in his Hands of £40. 7. 6. *Colchester.*

The *Collector* of Impost and Excise for *Cumberland*, has rendered no Accounts, nor any Remittance. *Cumberland.*

The *Collector* of Impost and Excise for *Lunenburg*, has rendered no Accounts, having made no Collections. *Lunenburg.*

The late *Collector* of the Duty on licensed Houses for the District of *Halifax*, no Accounts has paid to the Treasurer, and the present *Collector* £191. 13. part of old Balance. *Licensed Houses.*

The present *Collector* has rendered very regular and exact Accounts to the 31st December last, and a Balance due of £60. 19. *Ditto.*

The Accounts of the *Overseers* are very regular, and there appears £1378. 3. 2½. to have been paid and due between November, 1787, and December 1788. *Poor House.*

Coroner's Inquest for the District of *Halifax*, between December 1787, and February 1789, has been paid £184. 9. 7. *Coroners Inquest.*

There has been paid for *Ship Building* since Octob. 1787, £749. 3. 9.
Saw Mills - - - - 282. 12.
Different Roads - - - 1160. 6. 7.
Light House at Shelburne - 401. 5. 5.
Flaxseed - - - - 27. 12. 6.
Bridges - - - - 139. 2.

There have been no Accounts from the different *Collectors* of *Licences* for the several Counties throughout the Province.

The Committee agreeable to the Resolution of the last Session have examined the Accounts, produced by the Commissioners appointed by His Excellency the *Lieutenant Governor* to lay out the Monies, voted by the House of Assembly, for the Encouragement of the *Whale Fishery* at *Dartmouth*, and find Contracts and Vouchers to substantiate the several Charges, with a Certificate signed by a Number of the principal Inhabitants, stating their full Satisfaction of the Conduct and Proceedings of the said Commissioners in the Execution of that Business.

Committee on public Account to Cancel Warrants paid by the Treasurer.

On Motion *ordered*, That the Committee of this House on the public Accounts be a Committee to join with a Committee of the Council, for the purpose of cancelling such Warrants drawn by His Excellency the *Lieutenant Governor* on the Treasury of this Province, as have been paid and discharged by the Treasurer.

Motion for Attendance of Member for Londonderry.

Mr. *Day* moved, That the Speaker of this House do issue his Order, directing the immediate Attendance of Mr. *James Smith*, Member for *Londonderry*, which passed in the Affirmative.

Committee appointed to address His Excellency the *Lieutenant Governor* on the Subject of Lands reserved for Public Schools.

Major *Barclay* moved, That an Address be presented to His Excellency the *Lieutenant Governor*, requesting, that such Lands in the different Townships of this Province as are granted or reserved for the Use of Schools may be vested in Trustees to be by him appointed for that purpose; which passed in the Affirmative, and thereupon *ordered*, that Mr. *Day*, Mr. *Morris*, Mr. *Coebran*, Major *Crane* and Mr. *Belcher* be a Committee for that purpose.

The House adjourned to Monday at Eleven o'Clock.

Monday, 23^d March, 1789.

Treasurer to lay before the House List of Commissioners appointed to carry on public Works.

On Motion, *resolved*, That the Treasurer be requested to lay before the House a List of the different Commissioners who have been appointed by His Excellency the *Lieutenant Governor*, to carry on public Works for three Years last past, together with the Sums of Money paid to them respectively.

Report of Committee on *William Lee's* Accounts.

The Committee appointed in the last Session to examine into the Accounts of *William Lee*, for Expences incurred for the Buildings and Improvements made by him on the Governor's *North Farm* in the Year 1782, *reported*, they had examined the same, and that there appears a Balance due him of £283. 16. Currency.

The Order of the Day being called for.

House went into a Committee on the Subject of Precedents in support of Mr. *Belcher's* Motion.

On Motion of Mr. *Day*, the House went into a Committee of the whole House, to take into Consideration the Report of the Committee to search for Precedents in support of Mr. *Belcher's* Motion, respecting the Vacating Seats of Members who hold Appointments under Government.

Mr. *Pyke* took the Chair.

The *Speaker* resumed the Chair.

Report of the Committee.

The Chairman *reported*, That the Committee, after much Debate, had come to the following Resolution, viz.

Mr. *Belcher's* Motion dismissed.

Resolved, That the Committee have examined the Precedents adduced by the private Committee, and do not find them sufficient to support the Motion made by Mr. *Belcher*, which Report the House agreed to, and thereupon the Original Motion of Mr. *Belcher* was dismissed.

Mr. *W*

Mr. Wilkins moved for leave to bring in a Bill, to establish the three Parishes in Shelburne into two Parishes, leave given.

Agreed, that the House will go into a Committee of Ways and Means To-Morrow Morning.

The House adjourned to 10 o'Clock To-Morrow.

Tuesday, 24th March, 1789.

According to the Order of the Day,

The House went into a Committee of Ways and Means.

Mr. Fillis took the Chair.

The Speaker resumed the Chair.

The Chairman reported, that the Committee had come to the following Resolutions.

Resolved, That the Excise Duty on the several Articles as it now stands, excepting on Playing Cards and Tea, be continued.

Resolved, That an Excise Duty of One Penny per Pound be paid on Gunpowder.

Resolved, That no Credit shall be allowed on Export of Dutiable Articles, except to Canada, New Brunswick, and Newfoundland, and to those Places on no less a Quantity than One Thousand Gallons, which Report was agreed to, and thereupon ordered, that Bills be prepared for the purpose of continuing the several Revenue Acts subject to the several Alterations and Amendments, agreed to by the Committee of Ways and Means.

The House having agreed to the Amendments proposed by the Council, to the Bill for preventing Frauds in the selling of Flour, the same Bill, as amended, and also the Bill for the Amendment of the Law, with the Amendments, proposed by the House to the same, were read, passed, and sent up to the Council by Mr. Schwartz, who reported, he had delivered them.

Presented and read a first time a Bill, intituled, An Act to enable the Inhabitants of the Town Plot of Dartmouth to use and occupy the Common Field, granted them by His Excellency the Lieutenant Governor, in such way as they may think most beneficial to them; and also a Bill, intituled, An Act in Amendment of an Act, intituled, An Act for restraining Hawkers, Pedlars and Petty Chapmen, and to restrain Pawnbrokers; Ordered, to be read a second time To-Morrow.

The Bill for altering Times of holding Court of Common Pleas, &c. in the County of Sydney, was read a third time, passed, and sent to the Council by Mr. Putnam, who reported, he had delivered it.

House went into Committee of Ways and Means.

Report of the Committee.

Bill to prevent Frauds in selling of Flour, and Bill for the Amendment of the Law, &c. sent to the Council.

Bill for regulating the Common of the Town Plot of Dartmouth, and

Bill for restraining Hawkers, Pedlars, Pawnbrokers, &c. read first time.

Bill for altering Times of holding Court of Common Pleas, &c. at Sydney, sent to the Council.

Bill for Trial of
small Causes in the
several Counties,
read second time.

Read a second time a Bill, *to establish Courts in the several Counties for Trial of small Causes*, ordered to be committed, and thereupon

House went into
Committee on
Bills.

The House went into Committee on the Consideration of the above Bill, and on the further Consideration of the Bill *for continuing and amending the Licence Duty Acts*; the Bill for the Amendment of *Sambro Island Light House Act*; the Bill in Amendment of the Act, *for regulating the Exportation of Fish, &c.* the Bill *for laying an Impost Duty on Articles imported from the United States of America.*

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

Report of the Com-
mittee.

The Chairman *reported*, that the Committee had considered the Bill *for amending and continuing the Licence Duty Acts*, and agreed to the same, and prayed leave to sit again To-Morrow, which Report the House agreed to, and the Bill, as passed in the Committee, was ordered to be engrossed and read a third time To-Morrow.

The House adjourned to 10 o'Clock To-Morrow.

Wednesday, 25th March, 1789.

Bill relating to
Hawkers, Pedlars,
&c. and
Bill for regulating
Common at *Dart-*
mouth, read second
time.

Read a second time, the Bill, *relating to Hawkery, Pedlars, &c.* and the Bill *for regulating the Common belonging to the Town Plot of Dartmouth*, and ordered to be committed.

House went into
Committee on Bills.

The House went into a Committee on the Consideration of the above Bills, and the further Consideration of the Bills committed yesterday.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

Report of the Com-
mittee.

The Chairman *reported*, that the Committee had considered and agreed to the Bill in Amendment of the Act *for regulating the Exportation of Fish, &c.* The Bill *for amending Sambro Island Light House Act*; and the Bill *for laying an Impost Duty on Articles imported from the United States of America*, they also agreed to, with Amendments, and prayed leave to sit again To-Morrow, which Report being read, Major *Barclay* thereupon moved, that the Bill *for laying an Impost Duty on Articles imported from the United States of America*, be dismissed, which being seconded and put, and the House dividing thereon, there appeared,

For the Motion,

- Major Barclay,*
- Mr. Fillis,*
- Mr. Pyke,*
- Major M^r Niel,*
- Mr. Hill,*
- Mr. Marchinton,*
- Capt. Howe,*
- Mr. Bulkeley,*

Against the Motion,

- Mr. Day,*
- Mr. Dight,*
- Mr. Jessen,*
- Mr. Wollenhaupt,*
- Major Crane,*
- Mr. Schwartz,*
- Mr. James,*
- Mr. Northup,*

Mr.

For the Motion,

*Mr. Putnam,
Mr. Leckie,
Mr. Pool,
Mr. Sberlock,
Mr. Wilkins,
Mr. Collins.*

Against the Motion,

*Mr. Dickson,
Mr. M'Monagle,
Mr. Morris,
Mr. Cochran,
Mr. Archibald,
Mr. Dewolf,
Mr. Belcher,
Major Milledge,
Mr. Dennison.*

The *Report* of the Committee was then agreed to by the House, and the Bills passed by them were *ordered* to be engrossed, and read a third time To-Morrow.

Agreed to by the House.

A Message was received from the Council with the Bill, *to prevent Frauds in the selling of Flour, &c.* and the Bill for *altering the Times of holding Court of Common Pleas, &c. in the County of Sydney*, agreed to.

Bill to prevent Frauds in the selling of Flour, &c. and Bill for altering Times of holding Court of Common Pleas, &c. at Sydney, agreed to by the Council.

The *Treasurer* laid before the House a List of Commissioners appointed to carry on the public Works in the Years 1786, 1787, and 1788, *ordered* to lie on the Table.

Presented and read a first time, a Bill, entitled, *An Act for the better Regulation of Elections, and laying a Penalty on all Officers and other Persons whatsoever that shall by indirect Practices endeavour to obtain any Election contrary to the Rights, Liberties, and Privileges of the People, and the true Intent and Meaning of this Act.*

Bill for regulating Elections, read first time.

The House adjourned to 11 o'Clock To-Morrow.

Thursday, 26th March, 1789.

Read a second time, the Bill, *for the better Regulation of Elections, &c.* and *ordered* to be committed.

Bill for regulating Elections, read second time.

Read a second time, the Bill, *to enable Creditors and Legatees to recover Debts, &c. of Executors and Administrators*, and *ordered* to be committed To-Morrow.

Bill to enable Creditors and Legatees to recover Debts, read second time.

The following Bills were read a third time, passed, and sent to the Council by Mr. Day, who reported he had delivered them.

Bills read third time, and sent to the Council.

The Bill for *amending and continuing the Licence Duty Acts.*

The Bill in Amendment of Licence Duty Acts.

The Bill for *amending Sambro Island Light House Act.*

The Bill in Amendment of Sambro Island Light House Act.

The Bill for *laying an Impost Duty on Articles imported from the United States of America*; and the Bill, in Amendment of the Act for *regulating the Exportation of Fish, &c.*

The Bill for laying Duties on Articles imported from United States of America.

Bill for *maintaining and establishing an Academy*, read first time.

Pursuant to leave given, Major *Barclay* presented a Bill, entitled, *An Act for Establishing and Maintaining an Academy, as a General Seminary of Learning in this Province*, and the same was read a first time.

According to the Order of the Day.

The House went into Committee on Bills.

The House went into the further Consideration of the Bills committed yesterday, and also in the Consideration of the Bill for *regulating Elections*.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

Report of the Committee.

The Chairman *reported*, That the Committee had considered, agreed to and passed the Bill, *to establish Courts in the several Counties for small Causes*, with Amendments, which Report was agreed to by the House, and the Bill, as passed in the Committee, was ordered to be engrossed, and read a third time To-Morrow.

Committee appointed to report on *Expiring Laws*.

Ordered, that Major *Barclay*, Mr. *Day*, Mr. *Putnam*, Major *Milledge*, and Mr. *Pyke* be a Committee to report on the Laws of this Province which are near expiring, and prepare a Bill for continuing the same.

Petition from *Geo. Smith*, Esq; and others presented.

Mr. *Hill* presented a Petition from *George Smith*, Esq; in behalf of himself and others, Merchants and Traders in the Town of *Havifax*, read, and ordered to lie on the Table.

Bill for *altering times of holding Court of Common Pleas &c. in Colchester*, read first time.

Pursuant to leave given Mr. *Dickson* presented a Bill, entitled, *An Act for altering the times of holding the Court of Common Pleas and General Sessions of the Peace in the District of Colchester*, the same was read a first time.

Bill to *reduce the Parishes in the Town of Shelburne*, read first time.

Presented and read a first time, a Bill, entitled, *An Act for altering and reducing the three Parishes in the Town and District of Shelburne into two Parishes only*.

The House adjourned to 11 o'Clock To-Morrow.

Friday, 27th March, 1789.

Bill to *continue Revenue Laws*, read first and second time.

Presented and read a first time, a Bill, entitled, *An Act to amend and continue in Force the several Laws herein after mentioned*, and on Motion, the same was read a second time, and ordered to be committed.

Bill for *Trial of small Causes in the several Counties*, sent to the Council.

The Bill, *to establish Courts in the several Counties for the Trial of small Causes*, was read a third time, passed, and sent to the Council by Major *Milledge*, who reported he had delivered it.

Bill for *Regulation of Free Negroes*, read first time.

Presented and read a first time, a Bill, intituled, *An Act for the Regulation and Relief of Free Negroes within the Province of Nova-Scotia*.

The House went into Committee on the Bills committed yesterday, and the Bill, *to enable Creditors and Legatees to recover Debts, &c. of Executors and Administrators.*

House went into Committee on Bills.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

The Chairman *reported*, That the Committee had considered, agreed to, and passed the Bill relating to *Hawkers, Pedlars, &c.* which *Report* the House agreed to, and the Bill, as passed in the Committee, was *ordered* to be engrossed.

Report of the Committee.

A Message was received from the Council, with the Bill, in Amendment of the Act, *for regulating the Exportation of Fish, &c.* sent down with Amendments, *ordered* to lie on the Table.

Bill to amend the Act for regulating the Exportation of Fish, with Amendments from the Council.

The Petition of *George Smith, Esq;* and others, Merchants and Traders, praying, that the System of Revenue, as agreed to by the Committee of Ways and Means, might not pass into a Law, was taken into Consideration, and Mr. *Brymer* and Mr. *Kavanagh*, two of the Subscribers to the Petition, having been fully heard in support of the same.

Petition from *Geo. Smith, Esq;* and others, considered.

The House thereupon went into Committee on the Consideration of the Bill, *to amend and continue in Force the several Laws herein after mentioned.*

House went into Committee on Bills.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

The Chairman *reported*, That the Committee had debated, agreed to, and passed the above Bill, with Amendments, which *Report* the House agreed to, and the Bill, as passed in the Committee, was *ordered* to be engrossed, and read a third time To-Morrow.

Report of the Committee.

The House adjourned to 10 o'Clock To-Morrow.

Saturday, 28th March, 1789.

The Bill *to amend and continue the several Laws herein after mentioned*, was read a third time, passed, and sent to the Council by Capt. *Howe*, who reported he had delivered it.

The Bill *to continue Laws therein mentioned*, sent to the Council.

The Committee appointed to prepare an Address to His Excellency the *Lieutenant Governor*, on the subject of *School Lands*, reported the following Draft, which was read, agreed to, and *ordered* to be engrossed and presented.

Address reported on subject *School Lands*.

To His EXCELLENCY

JOHN PARR, Esquire,

Lieutenant Governor and Commander in Chief in and over His Majesty's
Province of NOVA-SCOTIA, &c. &c. &c.

The humble ADDRESS of the HOUSE of REPRESENTATIVES
in GENERAL ASSEMBLY.

May it please your Excellency,

IN the last Session of this Assembly you were pleased to communicate to this House His Majesty's most gracious Instruction, signifying His Royal Pleasure, that a due Provision should be made for the erecting and maintaining of Schools within this Government, which was most cheerfully received and attended to, and every Assistance that His Majesty's Subjects in this Province could afford, was readily granted, and a PUBLIC SEMINARY established.

Anxious to pursue every Measure that may have a tendency to fulfil the Intention of the above Royal Instruction, we beg leave to remind your Excellency, that there are Lands in every Township which have been set apart for the purpose of Schools, some of which Lands have not been granted or vested in Trustees, and therefore pray, your Excellency will be pleased to cause Grants to be made of all such Lots of Land to Trustees, and vest them with Powers to manage said Lands for the sole Benefit and Use of the several Schools within the respective Townships where the Lands lie."

Bill for regulating
Exportation of Fish,
sent back to the
Council with A-
mendments.

The House having agreed in part to the Amendments proposed by the Council, to the Bill in Amendment of the Act for regulating the Exportation of Fish, &c. the same, as amended by the House, was read, passed, and sent back to the Council by Captain Howe.

Address on subject
of Importation of
Lumber, ordered.

On Motion of Mr. Marchinton, ordered, that Major Crane, Mr. Marchinton and Mr. Leckie be a Committee to prepare an Address to His Excellency the Lieutenant Governor, requesting, he would be pleased to allow the Importation of certain Species of Lumber into this Province from the United States of America.

The Deputy Secretary of the Province presented to the House the Government Estimate for the Year 1789, ordered to lie on the Table.

House went into
Committee on Bills.

The House went into Committee on the further Consideration of the Bills committed yesterday.

Mr. Fillis took the Chair.

The Speaker resumed the Chair.

Report their Pro-
ceedings.

The Chairman of the Committee reported Progress, and prayed leave to sit again To-Morrow, which Report the House agreed to.

A Mes.

A Message was received from the Council, requesting, the House would appoint a Committee to join with a Committee of the Council, to confer on the subject of the Bill, *to amend and continue the several Laws therein mentioned*, and also the Bill for *amending and continuing the Licence Duty Acts*, which the House agreed to, and thereupon Major Barclay, Captain Howe, Mr. Day and Major Milledge were appointed a Committee on the part of the House, and ordered to attend accordingly.

Committee appointed to confer with the Council on Bill to continue *Laws therein mentioned*, and Bill to continue *Licence Duty Acts*.

Read a second time the following Bills, and ordered to be committed.

The Bill for *establishing and maintaining an Academy, &c. in this Province*.

Bill for *Establishing an Academy*.

The Bill for *Regulation of Free Negroes*.

Bill for *regulating of Free Negroes*.
Bill to alter *Times of holding Court of Common Pleas &c. in District of Colchester*.

The Bill to alter *Times of holding Court of Common Pleas, &c. in the District of Colchester*.

And the Bill for *reducing the three Parishes in the Town and District of Shelburne into two only*.

Bill for *reducing the Parishes in Shelburne*.

Major Barclay reported to the House the Substance of the Conference held with the Committee of Council, and the Alterations proposed by them, to be made in the Bill, entitled, *An Act for continuing in Force the several Laws therein mentioned*, as also a Bill for *amending and continuing the Laws laying a Duty on Licensed Houses*.

Committee report Substance of the Conference with Council on Bills.

The House having considered the Report of the Committee,

Resolved, That the Bill for *continuing in Force the several Laws therein mentioned*, be thrown under the Table.

Resolutions thereon.

Resolved, That they adhere to the Bill for *continuing and amending the Laws laying a Duty on Licensed Houses*, and that the same be returned to the Council for their Concurrence.

Major Barclay moved for leave to bring in a Bill, entitled, *An Act to amend and continue in Force the several Laws relating to the Duties of Impost and Excise*, and leave having been given, the above Bill was presented, and read a first time, and on Motion the same was read a second and third time, passed, and sent to the Council by Capt. Howe.

Bill to amend and continue the several Laws relating to the Duties of *Impost and Excise*, passed, and sent to the Council.

The Committee appointed to report on the Laws of this Province near expiring, presented a Bill, entitled, *An Act for continuing in Force the several Acts herein after mentioned*, and the same was read, passed, and sent to the Council by Captain Howe.

Bill for *continuing in Force the several Acts herein after mentioned*, passed, and sent to the Council.

A Message was received from the Council with the Bill, entitled, *An Act for continuing and amending an Act for suppressing Unlicensed Houses, and for granting to His Majesty a Duty on Persons hereafter to be licensed*, agreed to.

Bill for *continuing and amending Licence Duty Acts*, agreed to by the Council.

Bill to amend and continue the several Laws relating to the Duties of Impost and Excise, sent down by the Council with proposed Amendments.

A Message was received from the Council with the Bill, to amend and continue in Force the several Laws relating to the Duties of Impost and Excise, sent down with Amendments, and thereupon

Resolution thereon.

Resolved, That the House cannot admit of Amendments to be made by the Council to a Money Bill, wherefore the same was thrown under the Table, and leave was given to Major Barclay, to bring in a Bill, entitled, *An Act to provide for the support of His Majesty's Government in this Province, by amending and continuing the several Laws for raising a Revenue, as herein after particularly mentioned and expressed.*

The House adjourned to 10 o'Clock on Monday.

Monday, 30th March, 1789.

Bill for amending and continuing Revenue Laws, sent to the Council.

The Bill for amending and continuing the several Laws for raising a Revenue, was presented by Major Barclay, read, passed, and sent to the Council by Captain Howe, who reported he had delivered it.

House went into Committee on Bills.

The House went into Committee on the further Consideration of the Bills committed yesterday.

Mr. *Fillis* took the Chair.

Bill to establish Courts in the several Counties for Trial of small Causes, and the Bill in Amendment of Sambro Light House Act, not agreed to, and also,

The *Speaker* resumed the Chair, to receive a Message from the Council, with the Bill, to erect and establish Courts in the several Counties for Trial of small Causes ;

And the Bill in Amendment of Sambro Island Light House Act, not agreed to.

Bill for continuing and amending Revenue Laws, agreed to by the Council.

And also the Bill for amending and continuing the several Laws for raising a Revenue, agreed to.

The House went again into Committee.

House in Committee on Bills.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

The Chairman reported, That the Committee had considered and agreed to the following Bills :

The Bill for reducing the Parishes in the Town of Shelburne.

The Bill for Altering the Times of holding the Court of Common Pleas &c. in the District of Colchester.

The Bill for regulating the Common belonging to the Town Plot at Dartmouth.

And also agreed to the following Bills with Amendments :

The Bill to enable Creditors and Legatees to recover Debts from Administrators and Executors, and the Bill for the better Regulation of Elections, and prayed leave to sit again To-Morrow, which Report the House agreed to, and the Bills, as passed in the Committee, were ordered to be engrossed.

Report of the Committee on Bills.

A Message was received from the Council with the Bill, entitled, *An Act for continuing in Force the several Acts herein after mentioned*, agreed to.

Bill for continuing in Force the several Acts herein after mentioned, agreed to by the Council.

A Message was received from the Council with a Bill, entitled, *An Act in further Addition to an Act made in the 32d Year of the Reign of King George the Second, entitled, An Act for preventing Trespasses*, sent down for Concurrence, read, and ordered to lie on the Table.

Bill for preventing Trespasses, from the Council for Concurrence.

The House adjourned to 11 o'Clock To-Morrow.

Tuesday, 31st March, 1789.

Read a second time, the Bill, to prevent Trespasses.

Bill for preventing Trespasses, read second time.

The Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, on the Subject of allowing the Importation of Lumber from the United States of America, reported the following Draft:

Address to His Excellency the Lieut. Governor reported.

To HIS EXCELLENCY

JOHN PARR, Esquire,

Lieutenant Governor and Commander in Chief in and over His Majesty's Province of NOVA-SCOTIA, &c. &c. &c.

The humble ADDRESS of the REPRESENTATIVES of the Province of Nova-Scotia in GENERAL ASSEMBLY.

May it please your Excellency,

“ THAT the late Prohibition to import Boards, Clap Boards, and Shingles, from the United States of America, has been attended with great Inconvenience to the Publick, and injurious to the Commercial Interest of this Province. The Town of Halifax has, during the last Year, experienced in a great degree the want of those Articles, and many of its Inhabitants who were anxious to erect new and valuable Buildings have thereby been prevented.

“ We therefore humbly request, your Excellency will be pleased again to permit the Importation of Boards, Clap Boards, and Shingles, from the United States of America; until this Province is enabled to accommodate its Inhabitants with those Articles.”

Which being read, Captain Howe thereupon moved, that the Words “ Clapboards and Shingles ” be left out of the Address, which being seconded and put, and the House dividing thereon, there appeared,

Division of the House thereon.

For the Amendment,

Capt. Howe,
Mr. Jessen,
Mr. Pyke,
Mr. Schwartz,
Mr. Wollenhaupt,
Mr. Collins,
Mr. Dickson,
Mr. Northup,
Mr. M^cMonagle,
Mr. Archibald,
Mr. Dewolf,
Mr. Cochran.

Against it,

Major Barclay,
Mr. Fillis,
Col. Tonge,
Major Crans,
Mr. Dight,
Mr. Leckie,
Mr. Bulkeley,
Mr. Day,
Mr. Hill,
Mr. Putnam,
Mr. Dennison.
Mr. Wilkins,
Mr. James,
Mr. Marchinton,
Mr. Sberlock,
Mr. Belcher,
Major Milledge.

Motion to dismiss
the Address:

Mr. Day moved, that the Address be dismissed, and the Original Resolution respecting the same be rescinded, which being seconded, and put, and the House dividing thereon, there appeared,

For the Motion,

Mr. Day,
Capt. Howe,
Mr. M^cMonagle,
Mr. Northup,
Mr. Belcher,
Mr. Archibald,
Mr. Morris,
Mr. Dickson,
Mr. Jessen,
Mr. Wollenhaupt,

Division of the
House thereon.

Against the Motion,

Major Barclay,
Mr. Fillis,
Col. Tonge,
Major Crane,
Mr. Putnam,
Mr. Collins,
Mr. Cochran,
Mr. Leckie,
Mr. Bulkeley,
Mr. Dight,
Mr. Sberlock,
Mr. Schwartz,
Mr. Marchinton,
Major M^cNiel,
Mr. Poole,
Major Milledge,
Mr. Dewolf,
Mr. James,
Mr. Pyke,
Mr. Wilkins,
Mr. Hill,
Mr. Dennison.

The Address, as reported, was then agreed to, and ordered to be engrossed and presented.

Pursuant

Pursuant to leave given, Mr. Poole presented a Bill, entitled, *An Act to establish the Times of holding an Inferior Court of Common Pleas and General Sessions of the Peace in the Township of Yarmouth, and the same* was read a first time.

Bill to establish an Inferior Court, &c. at Yarmouth, read first time.

The House went into Committee on the further Consideration of the Bills committed yesterday, and the Bill for preventing Trespasses.

Mr. Fillis took the Chair.

The Speaker resumed the Chair to receive a Message from His Excellency the Lieutenant Governor, requiring the Attendance of the House in the Council Chamber.

Message from His Excellency the Lieutenant Governor requiring the Attendance of the House.

The House attended accordingly.

The House being returned.

The Speaker resumed the Chair, and reported, that His Excellency was pleased to give his Assent to the following Bills :

Bills assented to.

A Bill, entitled, *An Act to provide for the Support of His Majesty's Government in this Province, by amending and continuing the several Laws for raising a Revenue, as are herein after mentioned and expressed.*

A Bill, entitled, *An Act for continuing and amending the several Acts for suppressing Unlicensed Houses, and for granting to His Majesty a Duty on Persons hereafter to be licensed.*

A Bill, entitled, *An Act for continuing the several Laws mentioned therein.*

A Bill, entitled, *An Act in Amendment of the several Acts, passed in the 1st and 28th Years of His Majesty's Reign, relative to the Repairing of Highways, Roads, Bridges, &c.*

A Bill, entitled, *An Act for altering the Times appointed for holding the Court of Common Pleas and General Sessions of the Peace in the County of Sydney.*

A Bill, entitled, *An Act in Amendment of the several Acts passed in the 32d and 34th Years of the Reign of His late Majesty King George the Second, and in the 1st, 5th and 12th Years of the Reign of His present Majesty, relative to the Registering of Deeds and Conveyances made of, or which may affect Lands, Tenements and Hereditaments.*

A Bill, entitled, *An Act in Amendment of an Act, made in the 2d Year of His Majesty's Reign, entitled, An Act for regulating the Exportation of Fish, and the Assize of Barrels, Staves, Hoops, Boards, and all other Kind of Lumber, and for appointing Officers to survey the same.*

A Bill, entitled, *An Act in Amendment of an Act made in the 3d Year of His present Majesty's Reign, entitled, An Act to prevent Frauds in the selling of Flour and Biscuit or Ship Bread in Casks.*

The

Address of the House presented.

The *Speaker* also reported, that the House had presented to His Excellency the *Lieutenant Governor* in the Council Chamber the two Addresses, on the Subject of *School Lands*, and the *Importation of Lumber from the United States of America*.

Report of the House on Bills.

Mr. *Fillis*, Chairman of the Committee of the whole House, reported, that they had considered and agreed to the Bill, for preventing *Trespasses*, with Amendments, which Report the House agreed to.

Resolutions moved by Major *Barclay*.

Major *Barclay* moved the following Resolutions :

Resolved, That the House has the sole and exclusive Power of examining and determining the Rights and Qualifications of Electors and Elected, together with the return of Writs, and all Matters incidental to Elections.

Resolved, That from and after this present Session, no Alien or Minor, Judge of the Supreme Court, Persons in Custody on Execution, Persons attainted of Treason or Felony, or convicted of Perjury, Sheriffs or returning Officers for their respective Counties, Persons concerned in collecting the Revenue of this Province, or Officers of Impost and Excise, shall sit or be eligible to a Seat in this House.

House went into Committee on Consideration of the above Resolutions:

On Motion of Captain *Howe* the House resolved itself into a Committee on the Consideration of the above Resolutions.

Mr. *Pyke* took the Chair.

The *Speaker* resumed the Chair.

Report of the Committee.

The Chairman reported, that the Committee had agreed to the first Resolution moved by Major *Barclay*, and rejected the second; and the Sense of the House was taken whether the Report should be accepted, and the House dividing thereon, there appeared,

Division of the House thereon.

For accepting the Report,

Against it,

- Mr. *Fillis*,
- Mr. *Derwolf*,
- Mr. *Pyke*,
- Mr. *M^cMonagle*,
- Mr. *Dight*,
- Mr. *Day*,
- Mr. *Bulkeley*,
- Mr. *Jessen*,
- Mr. *Morris*,
- Mr. *Schwartz*,
- Mr. *Cochran*,
- Mr. *Dennison*,
- Major *M^cNiel*,
- Capt. *Howe*,
- Mr. *Hill*,
- Mr. *Sherlock*,
- Mr. *Dickson*,
- Mr. *Wollenhaupt*.

- Major *Barclay*,
- Mr. *Archibald*,
- Mr. *Wilkins*,
- Major *Milledge*,
- Mr. *Marchinton*,
- Major *Crane*,
- Mr. *Belcher*,
- Mr. *Northrup*,
- Mr. *Pool*,
- Mr. *Putnam*,
- Mr. *James*,
- Mr. *Leckie*.

The Report of the Committee was then agreed to.

The House adjourned to 10 o'Clock To-Morrow.

Wednesday

Wednesday, 1st April, 1789.

The following Bills were read a third time, passed, and sent to the Council by Mr. Schwartz, who reported he delivered them.

The Bill relating to *Hawkers, Pedlars, &c.*

The Bill for *regulating the Common belonging to the Town Plot at Dartmouth.*

The Bill for *altering the times of holding the Court of Common Pleas, &c. in the District of Colchester.*

The Bill for the *Regulation and Relief of Free Negroes.*

The Bill for *reducing the three Parishes in the Town of Shelburne into two only.*

And also the Bill *to enable Creditors and Legatees to recover Debts, &c. of Executors and Administrators*; and the Bill for *preventing Trespasses*, with Amendments.

The Bill *for the better Regulation of Elections*, was read a third time, and the Sense of the House being taken whether the same should pass and be sent to the Council, and the House dividing thereon, there appeared,

For passing the Bill,

- Captain Howe,
- Mr. Wollenhaupt,
- Mr. Schwartz,
- Mr. Fillis,
- Mr. Jessen,
- Mr. Morris,
- Mr. M^o Monagle,
- Mr. Northup,
- Mr. Pyke,
- Mr. Bulkeley,
- Mr. Sberlock,
- Mr. Hill,
- Mr. Cochran,
- Mr. Dewolf,
- Mr. Day,
- Col. Tonge.

Against the passing,

- Major Barclay,
- Mr. Archibald,
- Mr. James,
- Mr. Dennison,
- Mr. Poole,
- Mr. Putnam,
- Mr. Belcher,
- Mr. Dight,
- Mr. Dickson,
- Mr. Wilkins,
- Major Crane,
- Major Milledge,
- Mr. Collins,
- Mr. Marchinton,
- Mr. Leckie.

Bills sent to the Council.

Bill relating to *Hawkers and Pedlars, &c.*

Bill for *regulating Common at Dartmouth.*

Bill for *altering Times of holding Courts &c. in District Colchester.*

Bill for *regulation free Negroes.*

Bill to *reduce Parishes in Town of Shelburne.*

And also Bill to *enable Creditors and Legatees to recover Debts, &c.*

And the Bill for *preventing Trespasses*, with Amendments.

Bill for *regulating Elections*, read third time.

Division of the House thereon.

The Bill was then passed, and sent to the Council by Mr. Schwartz.

Resolved, That whenever a Division of the House is demanded, the Lobby shall be cleared and the Door locked previous to the Division, and that no Member shall be admitted until the Question is decided on, notwithstanding he may have heard the Merits debated.

Resolution respecting the Division of the House.

Read a second time the Bill *to establish an Inferior Court, &c. in the Township of Yarmouth*, and ordered to be committed.

Bill to *establish an Inferior Court &c. at Yarmouth*, read second time.

House went into Committee on Bills.

The House went into the Consideration of the above Bill, and the further Consideration of the *Academy Bill*.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

Report of the Committee.

The Chairman *reported*, That the Committee had agreed to the Bill for *establishing an Inferior Court, &c. at Yarmouth*; and had also agreed to the *Academy Bill*, with Amendments, which *Report* the House agreed to, and the Bills, as passed in the Committee, were ordered to be engrossed.

Message from the Council with the Bill for altering times of holding Court &c. in the District of Colchester, agreed to.

A Message was received from the Council, with the Bill, for altering the Times of holding the Court of Common Pleas, &c. in the District of Colchester.

A Bill for preventing Trespasses, for Concurrence.

A Bill, entitled, *An Act in further Addition to an Act made in the 32d Year of the Reign of King George the Second, entitled, An Act for preventing Trespasses, for Concurrence*;

The Bill for regulating of Elections, with Amendment.

And the Bill for the better regulating of Elections, with Amendments, which Amendments were considered, and agreed to by the House, and thereupon ordered, that the Bill be amended, passed, and sent to the Council To-Morrow.

The House adjourned to 10 o'Clock To-Morrow.

Thursday, 2d April, 1789.

The Bill for regulating Elections, sent to the Council.

The Bill for the Regulation of Elections, as amended, and the Bill for establishing an Inferior Court, &c. at Yarmouth, were read, passed, and sent to the Council by Mr. *Bulkeley*.

Committee appointed to confer on subject of Bill for preventing Trespasses.

Ordered, that Major *Barclay*, Mr. *Hill*, Mr. *Bulkeley*, Mr. *Belcher*, and Major *Crane* be a Committee to confer with a Committee of the Council on the Subject of the Bill, for preventing Trespasses, sent down by the Council.

Bill in Amendment of Shelburne Light House Acts, read first time.

Pursuant to leave given, Mr. *Leckie* presented a Bill, entitled, *An Act in Amendment of the Act for regulating and maintaining a Light House at the Entrance of the Harbour of Shelburne*, and the same was read a first time.

According to the Order of the Day,

The House went into Committee on the Consideration of Private Petitions.

Mr. *Fillis* took the Chair.

Committee appointed to confer with the Council on subject of Bills.

The *Speaker* resumed the Chair to receive a Message from the Council to inform the House they had appointed a Committee to confer with the Committee of this House on the Bill for preventing Trespasses, and

and on the Subject of the Bill, for laying an Impost Duty on Articles imported from the United States, ordered, that the Committee attend accordingly.

The House went again into Committee.

Mr, *Fillis* took the Chair.

The *Speaker* resumed the Chair.

The Chairman reported progress, and prayed leave to sit again, agreed to.

A Message was received from the Council with the Bill for *establishing Inferior Court, &c. at Yarmouth*, agreed to.

The Bill for the *Regulation of Free Negroes*, and the Bill relating to *Hawkers, Pedlars, &c.* not agreed to.

A Message from the Council to acquaint the House they agree to the first and second Amendment proposed by the House to the Bill, to enable Creditors and Legatees to recover Debts, &c. from Executors and Administrators, but that they do not agree to the additional Clause proposed by them to the Bill.

Major *Barclay* stated the Substance of the Conference with the Committee of the Council, on the subject of the Bill, for laying an Impost Duty on Articles imported from the United States, and the Bill for preventing Trespasses, agreed, that the House will take the above Report into Consideration To-Morrow.

The House adjourned to 10 o'Clock To-Morrow.

Message from the Council with the Bill, to establish an Inferior Court, &c. at Yarmouth, agreed to.

Bill for Regulation of Free Negroes, and Bill relating to Hawkery, Pedlars, &c. not agreed to.

Message from the Council on subject of Bills.

Committee of House state the substance of Conference with the Council on Bills.

Friday, 3d April, 1789.

The House having considered the Report of the Committee of Conference;

The Bill for preventing Trespasses, was amended, passed, and sent to the Council by Mr. *Cochran*; and resolved, that the Bill for laying a Duty on Articles imported from the United States of America, be thrown under the Table.

Bill for preventing Trespasses, sent to the Council.

Ordered, That Major *Barclay*, Mr. *Hill* and Mr. *Putnam* be a Committee to confer again with the Council on the Subject of the Bill, to enable Creditors and Legatees to recover Debts from Executors and Administrators.

Committee appointed to confer on subject of Bill.

A Bill, entitled, *An Act for founding, establishing and maintaining a College in this Province*, was read, passed, and sent to the Council by Mr. *Cochran*.

Bill for founding and establishing a College in this Province, sent to the Council.

Report of the Committee on Private Petitions.

The Chairman of the Committee on private Petitions, reported as follows :

The Petition of *Phincas Lovet*, sen. Esq; referred over from last Session, was considered, and thereupon

Resolved, That there be granted and paid him the Sum of £63. 5. 10. in full for certain Militia Services performed in the County of *Annapolis*.

The Petition of *Thomas James* and *Wm. Cochran*, referred over from last Session, was considered, and thereupon

Resolved, That the Sum of £810. 9. 2. be granted and paid them in full of their Demand.

The Petition of *Jonathan Randell* was considered, and thereupon

Captain *Howe* moved, that the Sum of £100. be granted and paid him, which passed in the Negative, and on Motion the Petition was dismissed.

The Petition of *Alexander Copland*, and also the Petition of *Thomas Hamilton*, were considered and dismissed.

The Petition of *John Lawson* was considered, and thereupon

Resolved, That the Sum of £38. 8. 9. be granted and paid him, pursuant to the Prayer of his Petition.

The Petition of *Andrew Riche*, and also the Petition of *Alexander Cocken*, were withdrawn.

The Petition of *Robert Archibald* and others, and the Petition of *John Harris* and others, were referred over to the next Session.

The Petition of *Catherine Creamer* was considered, and thereupon

Resolved, That the same be dismissed, the Committee being of Opinion, that if her Demand is just the same should be paid by the County of *Halifax*.

The Petition of *Matthew Hutchins* was withdrawn.

The Petition of *James Morden* was considered, and thereupon

Resolved, That the Sum of £45. be granted and paid him, to complete the Road in *Aylesford*, as stated in his Petition.

The Petition of *John Blake* was considered, and thereupon

Resolved, That the Sum of £11. 8½. be granted and paid him, pursuant to the Prayer of his Petition.

The Petition of *Wm. Tonge* was considered, and thereupon

Resolved, That the Sum of £50. be granted and paid him, as an Encouragement for his spirited Exertions in the Culture of Hemp.

The Petition of *Robert Collins* was considered, and thereupon

Resolved, That the same be referred, together with *William Lawlor's* Petition, to the Committee appointed to examine into the Accounts of *Wm. Lee*, against the Governor's North Farm.

The Petition from the Administrators of *Ephraim Dean*, deceased, and the Petition of *James Kavanagh* were considered, and thereupon

Resolved, That the Commissioners of Bounties and Premiums be authorized to grant a Bounty of Ten Shillings per Ton on the Brig Royal Charlotte, named in the Petitions, to such Person as they may deem entitled to receive the same.

The Petition of *John Osterman* considered, and dismissed.

The Petition of *Daniel Wood*, senr. was considered, and dismissed.

The Petition of *Daniel Wood*, junr. was considered, and withdrawn.

Which Report was read, and Major *Barclay* thereupon moved, that the *Resolve* in Favor of Messrs. *Cochrans* be rejected, which being seconded and put, and the House dividing thereon, there appeared,

Division of the House thereon.

For the Motion,

Against the Motion,

Major Barclay,
Major Milledge,
Mr. Marchinton,
Mr. Fillis,
Major Crane,
Mr. Dight,
Mr. Leckie,
Mr. James,
Mr. Belcher,
Mr. Northup,
Mr. Collins,
Mr. Dewolf,
Mr. Putnam,
Mr. Wilkins.

Mr. Hill,
Major M^cNiel,
Capt. Howe,
Mr. Dennison,
Mr. Pyke,
Mr. M^cMonagle,
Mr. Day,
Mr. Dickson,
Mr. Archibald,
Mr. Morris,
Mr. Bulkeley,
Mr. Sherlock,
Mr. Poole,
Mr. Wollenhaupt,
Mr. Jessen,
Mr. Schwartz.

The several other Resolutions of the Committee being put separately to the House, they agreed to the same, as reported by the Committee, and thereupon

Ordered, That the Resolutions for granting Money be sent to the Council for Concurrence.

Mr. Belcher moved for leave to bring in a Bill, entitled, *An Act for the better support of the Poor, in the respective Counties within this Province, by laying a Duty on the several Articles imported from the United States of America, except such as are herein after excepted*, leave given.

Pursuant to leave given, *Mr. Schwartz* presented a Bill, entitled, *An Act to prevent Pawnbroking*, and the same was read first time.

Bill to prevent Pawnbroking, read first time.

The House went into Committee on the Consideration of private Petitions, and also the Government Estimate for the Year 1789.

Mr. *Fillis* took the Chair.

Council appoint a Committee to confer on subject of Bill to enable Creditors and Legatees to recover Debts, &c.

The *Speaker* resumed the Chair to receive a Message from the Council, informing the House, they had appointed a Committee to confer with the Committee appointed by the House on the Subject of the Bill to enable Creditors and Legatees to recover Debts, &c. and their Committee were ready to meet them immediately.

Order thereon.

Ordered, That the Committee of this House attend accordingly.

The House went again into Committee.

Mr. *Fillis* took the Chair.

The *Speaker* resumed the Chair.

The Chairman reported Progress, and prayed leave to sit again To-Morrow, which Report the House agreed to.

Message from the Council with College Bill, with Amendments.

A Message was received from the Council with the College Bill, agreed to with Amendments, ordered to lie on the Table.

Resolves agreed to by the Council.

A Message was received from the Council, with the following Resolves agreed to :

Resolve in Favor *Phineas Lovet*.

Resolve in Favor *Thomas, James and William Cochran*.

Resolve in Favor *John Lawson*.

Resolve in Favor *John Blake*.

Resolve in Favor *Wm. Cotnam Tonge*.

Resolve in Favor *James Morden*.

Resolve for Bounty to be paid on Brig *Royal Charlotte*.

Bill to amend *Shelburne Light House Act*, read second time.

Read a second time the Bill, to amend the *Shelburne Light House Act*.

The House adjourned to 10 o'Clock To-Morrow.

Saturday, 4th April, 1789.

Conference with the Council on Bill to enable Creditors and Legatees to recover Debts, &c. reported.

Major *Barclay* reported to the House the Substance of the Conference with the Council, on the Subject of the Bill, to enable Creditors and Legatees to recover Debts, &c. of Executors and Administrators.

College Bill sent to the Council.

The House considered and agreed to the Amendments, proposed by the Council, to the College Bill, and the same was amended, passed, and sent to the Council by Mr. *Bulkeley*.

The Chairman of the Committee on private Petitions and the Government Estimate, reported as follows :

The Petition of *John Hemmington* was considered, and dismissed.

The Petition of *Phineas Lovet*, junr. considered, and thereupon *Resolved*, that the Petition be dismissed, the Petitioner having a Remedy already provided by Law.

The Petition of *Geo Bell* and others, withdrawn, the Prayer of the same having been granted in the Licence Duty Act.

The Petition of *John Stairs* read, and thereupon *Resolved*, that the Consideration of the same be deferred to Monday next, and that Notice thereof be given him.

The Petition of *Nathan Davison* considered, and thereupon *Resolved*, that the Sum of £20. be granted and paid him, agreeable to the Prayer of his Petition.

The Petition of *Alexander Copland* considered, and thereupon *Resolved*, that the Certificates produced with the Petition are sufficient to authorize the Collectors of Impost and Excise to make the Allowance prayed for, and which Certificate of the Collectors of Impost and Excise evinces they ought to have done before.

The Petition of *George and Foster Sberlock* considered, and thereupon

Resolved, that the Demand of the Petitioners being £149. 3. 4. appears to be just, but that the same ought to be paid out of the Money usually granted to the Governor for Contingent Expences.

The Petition of *Geo. Deschamps*, Esq; was considered, and thereupon

Resolved, that the same be dismissed, and that the Commissioners to be hereafter appointed by His Excellency the Governor, for the Management of the Revenue, be impowered to give such further Time to Mr. *Deschamps* for the Payment of his Debt (upon his giving good Security) as they may deem fit.

The Petition of *Alexander Petilla* considered and dismissed.

The Petition of *William Gorden* and *Robert Pagan*, in behalf of themselves and the Inhabitants of *Pietou, Margomische, &c.* was withdrawn by Mr. *Morris*, not being properly authenticated.

The Petition of *Richard Kidston* and others, read, and Consideration deterred until the Bill to *restrain Pawnbroking*, be also considered.

Resolved, that no Claim or Demand whatever exhibited by Petition or otherwise shall in future be received in this House, where the Right has accrued more than two Years, previous to the Application to the House.

Resolved, That a Sum of £400. be granted and paid to each of the *Assistant Justices of the Supreme Court*, in lieu of all Fees whatever for the Year 1789. £400.

Resolved, That the Sum of £100. be granted and paid to the *Speaker of the House of Assembly*, for the Year 1789. £100.

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- Resolved*, That the Sum of £100. be granted and paid to the *Solicitor General* for his Services for the Year 1789. - - - £100.
- Resolved*, That there be granted and paid to the *Agent* of the Province £100. Sterling. - - - £100.
- Resolved*, That the Sum of £400. be granted and paid to the *Treasurer* of the Province, for himself, Clerk and Office Rent for the Year 1789. - - - £400.
- Resolved*, That the Sum of £100. be granted and paid to the *Clerk* of the *Council* in General Assembly, for the Year 1789. - £100.
- Resolved*, That the Sum of £100. be granted and paid to the *Clerk* of the *House of Assembly*, for the Year 1789. - - - £100.
- Resolved*, That the Sum of £100. be granted and paid to the *Clerk* of the *Crown*, provided he attends the Supreme Court in all their Sittings for the Year 1789. - - - £100.
- Resolved*, That the Sum of £30. be granted and paid for the Expences of *Council* in General Assembly for the Year 1789. - £30.
- Resolved*, That the Sum of £80. be granted and paid to the *Printer*, for printing for Government and General Assembly for the Year 1789. - - - £80.
- Resolved*, That His Excellency the Lieutenant Governor be empowered to draw Money from the Treasury from time to time to defray the Expences of Maintaining Prisoners, committed to the Goal of Halifax, and not chargeable to the County, the Expenditure of such Sums to be accounted for to the Committee of Public Accounts, at their next Sessions.
- Resolved*, That the Sum of £30. be granted and paid to the *Keeper* of the *Council Chamber* and *House of Assembly*, for the Year 1789. - - - £30.
- Resolved*, That the Commissioners of the Revenue be empowered to pay to the *Waiters* of the Port of *Halifax*, for the Services which they perform, a certain daily Pay, provided the Sum does not exceed £140.
- As also for one Gauger, - - - £80.
- Resolved*, That His Excellency the Lieutenant Governor be empowered (for Contingent Expences) to draw by Warrant on the Treasury any Sum not exceeding £450. for the Year 1789. - £450.
- Resolved*, That there be allowed and paid for the Collection of the Impost and Excise Duties for the District of *Halifax*, Six per Cent, on the Amount of the Collections in lieu of all other Allowances whatsoever.
- Resolved*, That there be allowed and paid to the *Collectors* of *Impost* and *Excise Duties* at the Out Ports, including *Shelburne*, Ten per Cent on the Amount of their Collections.
- Resolved*, That the Sum of £100. be granted and paid to the *Keeper* of the *Light House*, - - - £100.

Resolved,

Resolved, That the Sum of £40. be granted and paid to the *Messenger* to the Governor and Council, - - - £40.

Resolved, That the Sum of £30. be granted and paid to the *Surveyor General of Lands*, to defray the Expence of his Office Rent for Year 1789. - - - £30.

Resolved, That the Sum of £30. be granted and paid to the *Secretary* of the Province to defray the Expence of his Office Rent for the Year 1789. - - - £30.

Resolved, That the Sum of £50. be granted and paid to a *Guager* and *Weigber* for the Port of *Shelburne* for the Year 1789. - £50.

Resolved, That the Sum of £30. be granted and paid to a *Guager* and *Weigber* for the Port of *Annapolis*, for the Year 1789. - £30.

Which Report was read, and Major *Milledge* moved, that the Resolution of the Committee for stipulating the Times for Persons to make their Claim for Demands on Government be deferred, and the House dividing thereon, there appeared,

Division of the
House thereon.

For the Motion,

Major Milledge,
Capt. Howe,
Mr. Hill,
Mr. Bulkeley,
Mr. Day,
Mr. Sberlock,
Mr. Belcher,
Mr. Pool,
Mr. Tonge,
Mr. Pyke,
Mr. Cochran,
Mr. Dickson,
Mr. Crane,
Mr. Northup,
Mr. Dennison,
Mr. Marchinton.

Against the Motion,

Mr. Schwartz,
Mr. Fillis,
Mr. Wollenhaupt,
Major M^rNiel,
Mr. M^rMonagle,
Mr. Dewolf,
Mr. Dight,
Major Barclay,
Mr. James,
Mr. Collins,
Mr. Archibald,
Mr. Morris,
Mr. Leckie.

Major *Barclay* moved, that the Resolutions of the Committee, respecting the Waiters and Gaugers for the District of *Shelburne* and *Annapolis*, be rejected, which being seconded and put, and the House dividing thereon, there appeared,

For the Motion,

Major Barclay,
Major Crane,
Mr. Northup,
Mr. Dennison,
Mr. Dewolf,
Mr. Poole,
Mr. Wollenhaupt,

Against the Motion,

Capt. Howe,
Mr. Collins,
Col. Tonge,
Mr. Jessen,
Mr. Bulkeley,
Mr. Leckie,
Mr. Cochran,

For the Motion,

Mr. Dickson,
Mr. Marchinton,
Mr. Archibald,
Mr. Morris,
Major Milledge,
Mr. Belcher,
Mr. Day,
Mr. Wilkins.

Against the Motion,

Mr. M^cMonagle,
Mr. Pyke,
Mr. Hill,
Mr. Dight,
Mr. Sperlock,
Major M^cNiel.

The several other Resolutions of the Committee being put seperately to the House, they agreed to the same.

Resolution for appointing a Waiter and Gauger at Out Ports.

Resolved, That a fit and proper Person shall be appointed as a Waiter and Gauger in each of the Out Ports and Districts of this Province, and who shall be paid five per Centum on the Net Revenue collected in such Port or District.

Report of Committee on Collins and Lawlor's Accounts.

The Committee appointed to examine the Accounts of *Robert Collins* and *William Lawlor*, report, that they find a Balance due to *Robert Collins* of £121. 17. 4. and a Balance due to *William Lawlor* of £29. 8. 10. which Report the House agreed, together with the Report of the Committee on the Balance due to *William Lee*, and thereupon

Resolutions thereon.

Resolved, That the Sum of £283. 16. be granted and paid *William Lee*, in full of his Demand.

Resolved, That the Sum of £121. 17. 4. be granted and paid to *Robert Collins*, in full of his Demand.

Resolved, That the Sum of £29. 8. 10. be granted and paid to *William Lawlor*, in full of his Demand.

Ordered, that the several Resolutions for granting Money be sent to the Council for Concurrence.

Message from Council with Dartmouth Common Bill, with Amendments.

A Message was received from the Council with the Bill for *regulating the Common belonging to the Town Plot at Dartmouth*, sent down with Amendments.

Motion for limiting Allowance for Support of Poor at Halifax.

Major Barclay moved, that the Sums to be drawn for by the Governor out of the Treasury for the support of the transient and other Poor at *Halifax*, for the Year 1789, should be limited to the Sum of £700, which being seconded and put, and the House dividing thereon, there appeared,

For the Motion,

Major Barclay,
Major Milledge,
Mr. James,
Mr. Poole,
Mr. Collins,
Major M^cNiel,
Mr. Belcher,

Against the Motion,

Col. Fonge,
Mr. Fillis,
Mr. Marchinton,
Mr. Wellenhaupt,
Mr. Schwartz,
Mr. Cochran,
Mr. Buthaley,

For the Motion,

Mr. Dickson,
Mr. Day,
Mr. Archibald,
Mr. Northup,
Mr. Dewolf,
Mr. M^r Monagle,
Mr. Dennison.

Against the Motion,

Mr. Pyke,
Mr. Wilkins,
Capt. Howe,
Mr. Leckie,
Mr. Dight,
Mr. Hill,
Mr. Morris,
Mr. Jessen,
Mr. Sberlock,
Mr. James.

A Message was received from the Council with the following Resolves agreed to :

Resolves agreed to by the Council.

- Resolve in Favor *Nathan Davison.*
- Resolve in Favor *Alexander Copland.*
- Resolve in Favor *George and Foster Sberlock.*
- Resolve in Favor of the *Secretary Province for Office Rent.*
- Resolve in Favor of the *Surveyor General for Do.*
- Resolve in Favor *Robert Collins.*
- Resolve in Favor *William Lawlor.*
- Resolve in Favor *William Lee.*
- Resolve in Favor *Waiter and Gauger at Out Ports.*

Captain *Howe* moved, that the Premiums on the Manufacture of Iron in this Province, as granted last Year, should be continued for the Year 1789, which being seconded and put, and the House dividing thereon, there appeared,

Motion for continuing Premiums on Iron for 1789.

For the Motion,

Mr. Schwartz,
Major Millidge,
Mr. Leckie,
Mr. Cochran,
Mr. Collins,
Mr. Day,
Capt. Howe,
Col. Tonge,
Mr. Hill,
Mr. Morris,
Mr. Pyke,
Mr. Sberlock,
Mr. Dickson,
Mr. Archibald,
Mr. Crane.

Against the Motion,

Major Barclay,
Major M^r Niel,
Mr. Fillis,
Mr. Northup,
Mr. Dennison,
Mr. M^r Monagle,
Mr. Belcher,
Mr. Wollenhaupt,
Mr. Marchinton,
Mr. Poole,
Mr. Dight,
Mr. James,
Mr. Jessen,
Mr. Bulkeley,
Mr. Wilkins,
Mr. Dewolf.

Division thereon.

Read a second time the Bill for amending *Shelburne Light House Act.*

Bill to amend *Shelburne Light House Act*, read second time.

Bill to lay Impost on Articles from the United States, and Bill for better support of Puisne Judges read first time.

Read a first time a Bill, to lay an Impost Duty on Articles imported from United States of America, and a Bill, for the better Support of the Puisne Judges of His Majesty's Supreme Court.

£12. 10. granted to Joshua Smith, Premium on Pot Ash.

Resolved, That the Sum of £12. 10. be granted and paid to Joshua Smith, as a Premium for the first Two Tons and a half of Pot Ash manufactured by him and brought to Market.

£500. to compleat Shelburne Light House.

Resolved, That a Sum not exceeding £500. be granted and paid to compleat the Light House at the Harbour of Shelburne.

£25. to Person for the Care of the Gunpowder belonging to the Town of Halifax.

Resolved, That a Sum not exceeding £25. be granted and paid to such Person as the Governor shall appoint to take care of the Gunpowder belonging to the Town of Halifax.

£19 19. 6. to Anthony Henry, for Stationary.

Resolved, That the Sum of £19. 19. 6. be granted and paid to Anthony Henry, for Stationary supplied for the last Session of General Assembly.

Appropriation Bill read first and second time.

The Appropriation Bill having been brought in, pursuant to the several Resolutions of the House, the same was read a first and second time, and ordered to be engrossed.

The House adjourned to 10 o'Clock on Monday.

Monday, 6th April, 1789.

Bills sent to the Council.

The Appropriation Bill was read a third time and passed.

The Bill for laying Impost Duty on Articles from United States.

The Bill for laying an Impost Duty on Articles imported from the United States of America,

The Bill for the better Support of the Puisne Judges. The Bill to prohibit Pawnbroking,

The Bill for the better Support of the Puisne Judges,

And the Bill to prohibit Pawnbroking, were read a second and third time, and passed.

And the Dartmouth Common Bill.

The House having agreed to the Amendments proposed by the Council to the Dartmouth Common Bill, the same was amended, and also passed, and Capt. Howe delivered the five foregoing Bills to the Council.

Motion to bring in a Bill for the Encouragement of Manufacture of Iron and Culture of Hemp.

Capt. Howe moved for leave to bring in a Bill, entitled, An Act for the Encouragement of the Manufacturing of Iron, and the Cultivation of Hemp in this Province, which being seconded and put, and the House dividing thereon, there appeared,

Division thereon.

For the Motion,

Capt. Howe,
Col. Yonge,
Major Crane,
Mr. Fillis,
Mr. Pyke,
Mr. Archibald,

Against the Motion,

Mr. Marchinton,
Major Millidge,
Mr. James,
Mr. Wollenhaupt,
Mr. Jessen,
Mr. M^o Monagle,

For

For the Motion,

Mr. Sberlock,
Mr. Hill,
Mr. Day,
Mr. Dickson,
Mr. Cochran.

Against the Motion,

Mr. Poole,
Mr. Dewolf,
Mr. Northup,
Mr. Dennison,
Mr. Dight,
Mr. Putnam,
Mr. Schwartz,
Mr. Leckie,
Major M^r Niel,
Mr. Wilkins,
Major Barclay.

The House went into Consideration of the Excuses sent by Members for Non-Attendance during the present Session, and thereupon

Resolved, That the Seat of Mr. James Smith, Member for the Township of Londonderry be declared vacant, he being a public Defaulter.

Seat of Mr. James Smith, Member for Londonderry, declared vacant.

Resolved, That the Seat of Stephen Delancey, Esq; elected Member for the Township of Annapolis, be declared vacant, the King having been graciously pleased to appoint him to an Office in one of the Bahama Islands.

Seat of Stephen Delancey, Member for Annapolis, declared vacant.

Resolved, That the Seat of Joseph Aplin, Esq; Member for the Township of Barrington be declared vacant, in consequence of his being absent from this Province for two Years last past.

Seat of Joseph Aplin Esq; Member for Barrington, declared vacant.

Resolved, That the Speaker do apply to the Governor for Writs to be issued to elect Members for the foregoing Townships.

Speaker to apply to the Governor for new Writs for the above Townships.

Resolved, That in Case Elisha Lawrence, Esq; Member for King's County, shall not return to this Province at the time Proclamation shall be made to call this House together for their next Session, the Speaker shall apply to the Governor for a Writ to issue to elect another Member in his Room.

Resolution respecting the Attendance of Elisha Lawrence, Member for King's County.

Resolved, That the Speaker do transmit Col. Lawrence a Copy of the foregoing Resolution.

Resolved, That the Speaker shall inform the Governor, that it is the particular Request of the House, that he will order Mr. James Smith, late Member for the Township of Londonderry, to be prosecuted as a public Defaulter.

Resolution for Mr. James Smith, late Member for Londonderry, to be prosecuted as a public Defaulter.

Resolved, That the Speaker shall inform the Governor, that it is the Request of the House, that he will please to direct the Persons who he shall hereafter appoint Commissioners of the Revenue, to prosecute without Distinction all public Defaulters and other Persons who have received public Monies and have not accounted for the Expenditure thereof.

Resolution for all public Defaulters to be prosecuted.

Message from His Excellency the Lieut. Governor, respecting Lands for public Schools.

The following Message was received from His Excellency the Lieutenant Governor, by the Deputy Secretary of the Province :

“ G E N T L E M E N ,

“ When the Surveys and Descriptions of the respective School Lots, which have been laid out within the several Townships, are lodged with the Surveyor General, your Request shall be attended to.”

Committee appointed to wait on His Excellency the Lieut. Governor, on the subject of Lumber from the United States.

Major Barclay moved, that a Committee of this House be appointed to wait on His Excellency the Lieutenant Governor, on the subject of the Importation of Lumber from the United States of America, which was agreed to by the House; and Major Barclay, Mr. Marchinton and Mr. Morris were appointed for that Purpose.

House went into Committee on Bill to amend Shelburne Light House, and Petition of John Stairs.

The House went into Committee on the Consideration of the Bill to amend the Shelburne Light House Act, and the Petition of John Stairs.

Mr. Fillis took the Chair.

The Speaker resumed the Chair.

The Chairman reported, that they had debated the Bill to amend the Shelburne Light House Act, and agreed to the same with Amendments; and that they had considered the Petition of John Stairs, together with the Proofs produced by him in support of the same, and thereupon

Report of the Committee.

Resolved, That the Collectors of Impost and Excise for the District of Halifax, do give Mr. Stairs Credit for twenty-two Pounds on the back of his Bond, as prayed for in his Petition, which Report the House agreed to, and the Bill, as reported by the Committee, was ordered to be engrossed, and also ordered, that the Resolution in Favor of John Stairs be sent to the Council for Concurrence.

Committee appointed to confer with the Council on the subject of the Appropriation Bill.

A Message was received from the Council requesting a Conference on the subject of the Appropriation Bill, and thereupon Mr. Wilkins, Capt. Howe and Mr. Fillis were appointed a Committee for that Purpose, and attended accordingly.

Commissioners of the Revenue to examine the Accounts of the Commissioners appointed to carry on public Works, and report at the next Session.

Resolved, That the Commissioners of the Revenue do examine the Accounts of such Commissioners, as have been appointed by His Excellency the Lieutenant Governor, to carry on the public Works, and who have received Monies for that Purpose, and report thereon to the House at their next Session.

Report of the Committee on subject of Importation of Lumber from United States.

The Committee appointed to wait on His Excellency the Lieutenant Governor, on the subject of the Address, praying the Importation of Boards, Clapboards, &c. from the United States, reported, that His Excellency is willing to comply with the Request, provided the Species of Boards are designated in the Address by the Word Pine, which Report was agreed to, and the Word Pine inserted in the Address accordingly.

A Mes.

A Message was received from the Council with the Bill, to provide for the better Support of the Puisne Judges, and the Resolve in Favor of John Stairs, agreed to.

The Bill for reducing the Parishes at Shelburne, and the Bill to prohibit Pawnbroking, not agreed to.

Mr. Wilkins stated to the House the Substance of the Conference with the Council, on the Subject of the Appropriation Bill, and the House adhering to their Bill, the same was sent back to the Council.

Resolved, That the Speaker do correspond with the Provincial Agent on the Business of the Province in general, as has been customary herefore.

The House adjourned to 12 o'Clock To-Morrow.

Bill for the better Support of the Puisne Judges, and Resolve in favor John Stairs, agreed to, and the Bill for reducing the Parishes at Shelburne, and Bill to prohibit Pawnbroking, not agreed to by the Council. Substance of Conference with the Council on Subject of Appropriation Bill.

Speaker to correspond with Provincial Agent on the Business of the Province.

Tuesday, 7th April, 1789.

The Bill in Amendment of the Shelburne Light House Act, was read a third time, passed, and sent to the Council by Capt. Howe.

A Message was received from the Council with the Bill, to lay an Impost Duty on Articles imported from the United States, agreed to.

Resolved, on Motion of Mr. Dight, that the Speaker, on delivering the Appropriation Bill for Assent, should express to His Excellency the Lieutenant Governor the high Sense which the House have of his great Attention to the various Duties of his Station, as well as to the Expenditure of the public Money.

Resolved, That the Speaker do lay before His Excellency the Lieutenant Governor a Statement of the very great Injury which the Trade of the Province suffers, for want of Custom Houses being established in the Ports of Lunenburg, Liverpool, Annapolis and the Bay of Minas, and that he also do request the Agent of the Province, to use his best Endeavours to accomplish so necessary a Purpose.

A Message was received from the Council as follows :

“ His Majesty’s Council having had under Consideration the Bill, “ entitled, An Act for applying certain Monies therein mentioned for the “ Services of the Year 1789, and for appropriating the Supplies in this “ Session of General Assembly, and for funding the Province Debt, agree to “ the Bill so far as it respects the Votes of Money, granted in this Ses- “ sion of General Assembly, and will readily concur with the House “ in any Bill which can be devised for funding the Provincial Debt on “ a Plan consistent with the Engagement of the Public to its Creditors.

“ His Majesty’s Council are of Opinion that the Appropriation Bill “ should regularly be made to respect the Business of the present Ses-

The Bill to amend the Shelburne Light House Act, sent to the Council.

The Bill to lay an Impost Duty on Articles from the United States, agreed to by the Council.

Resolution respecting the Establishment of Custom Houses in the Out Ports.

Message from the Council.

“ sion only, and the Application of the Monies granted in it; they
“ therefore cannot agree to that Part of it which professes to fund the
“ whole of the Provincial Debt, especially as it appears to them to
“ place the Holders of the public Securities on a different Footing from
“ what they are put by former Laws, which being perpetual Acts of
“ the Government cannot be repealed by Implication, and are equally
“ binding on Debtor and Creditor.”

Resolution thereon.

Resolved, That the unauthenticated Paper delivered by the Council's Messenger the House consider as a Mark of Disrespect offered to them, and therefore return it to the Council, the House considering the Parliamentary Mode of Communication between the two Houses should be by open Conference, and Capt. *Howe*, Mr. *Day* and Mr. *Bulkeley* were appointed to communicate the foregoing Resolution to the Council.

The House adjourned to 10 o'Clock To-Morrow.

Wednesday, 8th April, 1789.

Speaker and the House inform His Excellency the Lt. Governor they had finished the public Buſinets.

The Speaker and the House waited on His Excellency the *Lieutenant Governor* and informed him, that they had finished all the Buſinets which was before them.

Resolution for the Relief of distressed Loyalists residing in this Province.

Resolved, (Whereas many of the American Loyalists residing in this Province, from Ignorance, Poverty and retired Situation, were prevented exhibiting their Claims to the Commissioners appointed by Acts of Parliament to enquire into the Losses and Services of that Description of Persons, within the Periods limited by the said Acts) That the Speaker be directed, to write the Provincial Agent, *Richard Cumberland*, Esq; of the Distress of many of those Loyalists, to point out that most of them have but very small Demands for Losses sustained during the late War in America, in consequence of their Loyalty to His Majesty and attachment to the British Constitution, and that their not exhibiting their Claims, as aforesaid, was certainly owing to their Ignorance, Poverty, or remote Situations, and to desire his Exertions to procure an Act of Parliament, to enable those Persons to present their Claims and receive a Compensation.

Council propose a free Conference of both Houses on Subject of Appropriation Bill.

A Message was received from the Council, proposing a free Conference of both Houses on the Subject of the *Appropriation Bill*, and the Message sent by them to the House yesterday, and thereupon

Resolution thereon.

Resolved, That the House do agree to the Conference, and that Mr. *Wilkins*, Capt. *Howe* and Mr. *Putnam* be appointed to communicate the above Resolution to the Council, and agree on the Mode of Confering, and when, and where it shall take place, and report to the House thereon.

Mode of confering reported to the House.

Mr. *Wilkins* reported from the Committee, that the Council was ready to receive the House in open Conference immediately in the Coun-

Council Chamber, the Conference to be held by the Members of both Houses standing.

Resolved, That the House do attend the Council, and that Mr. *Wilkins*, Capt. *Howe* and Mr. *Day* be a Committee to assist the Speaker on the Conference.

Resolution thereon.

The Speaker and the House attended accordingly.

House attend the Council.

The House being returned from the Conference,

House return.

The Speaker resumed the Chair and *reported*, That the House had out of Respect to His Majesty's Council requested that the Conference should be held, the Council sitting and the House standing, which had been agreed to, and both Houses had freely conferred on the Subjects proposed by the Council, and had, at the request of the Council, left the *Appropriation Bill* with them.

The Speaker reports the Substance of the Conference with the Council.

A Message was received from the Council, requesting to renew the Conference with the House, which was agreed to, and

Council request to renew the Conference.

The Speaker and House attended accordingly.

House attend them.

The House being returned, the Speaker resumed the Chair, and

House return.

Reported the further Conference with the Council, and that the House had requested from the Council Time to adjourn to their own House to consider the same.

Substance of further Conference stated to the House.

The House having proceeded to consider the Subject of such Conference,

Resolved, That it is the inherent Right of this House to originate all Money Bills, and that they cannot admit of any Amendments to be made therein by the Council.

Resolution thereon.

The House returned to the Council Chamber.

House return to the Council Chamber.

The Speaker resumed the Chair again, and *reported*, that the Council agreed to the *Appropriation Bill*, as formed by the House.

Speaker reports that the Council agreed to the *Appropriation Bill*.

The House adjourned to 12 o'Clock To-Morrow.

Thursday, 9th April, 1789.

A Message was received from the Council with the Bill, to amend the *Shelburne Light House Act*, not agreed to.

Bill to amend the *Shelburne Light House Act*, not agreed to by the Council.

A Message was received from His Excellency the *Lieutenant Governor*, requiring the Attendance of the House in the Council Chamber.

Message from His Excellency the *Lt. Governor*.

The Speaker and the House attended accordingly.

House attend His Excellency.

The Speaker presented to His Excellency the *Lieutenant Governor* the Bill, for appropriating the Supplies granted to His Majesty in this Session of the *General Assembly*, and spake to the following Effect :

May it please your Excellency,

“ It is with the highest Pleasure that I obey the Commands of the House of Assembly by presenting to you a Bill for appropriating the several Supplies, which they have with the utmost Chearfulness and Unanimity granted for the Support of His Majesty's Government.

Speakers Speech to His Excellency.

“ They are assured, that their Proceedings in this Session will be
 “ a convincing Proof to your Excellency of their steady and inviolable
 “ Duty to His Majesty, from which principal (cultivated by their
 “ warmest Affections) they will never on any Occasion depart; justly
 “ sensible of the innumerable Blessings and Advantages which this Pro-
 “ vince in a peculiar Manner enjoys under the Government of our
 “ Most Gracious Sovereign, we flatter ourselves with the hope, that
 “ the same grateful Sentiments with which every Heart is now warmed,
 “ will continue to distinguish this House in all its future Sessions.

“ It is with the greatest Satisfaction that I do in the Name of the
 “ Commons, and by their particular Command, return to your Ex-
 “ cellency their unfeigned Thanks for your Prudence and Candour in
 “ the Execution of the high Trust committed to you, and more espe-
 “ cially for your great Care and Attention to the Expenditure of public
 “ Money, and we feel the most pleasing Assurances, that the Happi-
 “ nefs and Tranquility, which this Province now enjoys will not be
 “ interrupted so long as your Excellency shall continue to preside
 “ over it.”

Bills assented to.

His Excellency was then pleased to give his Assent to the following Bills :

- A Bill, entitled, *An Act for the better Support of the Poor in the respective Counties within this Province by laying an Impost Duty on all Articles imported into this Province from the United States of America, except as are herein after excepted.*
- A Bill, entitled, *An Act for the better Regulation of Elections.*
- A Bill, entitled, *An Act for founding, establishing and maintaining a College in this Province.*
- A Bill, entitled, *An Act to enable the Inhabitants of the Town Plot of Dartmouth to use and occupy the Common Field granted them by His Excellency the Lieutenant Governor, in such way as they may think most beneficial to them.*
- A Bill, entitled, *An Act to provide for the better support of the Puisne Judges of His Majesty's Supreme Court.*
- A Bill, entitled, *An Act for establishing the Times of holding an Inferior Court of Common Pleas and General Sessions of the Peace in the Township of Yarmouth.*
- A Bill, entitled, *An Act for altering the Times of holding the Court of Common Pleas and General Sessions of the Peace in the District of Colchester.*
- A Bill, entitled, *An Act in further Addition to an Act made in the 32^d Year of the Reign of King George the Second, entitled, An Act for preventing Trespasses.*
- A Bill, entitled, *An Act for applying certain Monies therein mentioned for the Services of the Year 1789, and for appropriating the Supplies granted in this Session of General Assembly, and for funding the Province Debt.*

Then the Secretary of the Province, by His Excellency's Command, declared the GENERAL ASSEMBLY prorogued to Wednesday the First Day of July next, and the same was prorogued accordingly.
