

Technical and Bibliographic Notes / Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.
- Additional comments / Commentaires supplémentaires:

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked below /
Ce document est filmé au taux de réduction indiqué ci-dessous.

10x		14x		18x		22x		26x		30x	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	12x		16x		20x		24x		28x		32x

08. 24th November to 26th January 1809.

JOURNAL
AND
PROCEEDINGS
OF THE
HOUSE OF ASSEMBLY,

1808/9. —



PROCLAMATION.

BY HIS EXCELLENCY

SIR GEORGE PREVOST, BARONET,

Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

WHEREAS the General Assembly of this Province stands prorogued to Monday the 14th day of November next:

I have therefore thought fit, further to prorogue the said General Assembly, until Thursday the twenty-fourth day of November next; then to meet for the Dispatch of Business; of which all persons concerned are hereby required to take notice, and govern themselves accordingly.

Given under my Hand and Seal at Arms, at Halifax, this 10th October, 1808,
in the 48th year of his Majesty's reign.

GEORGE PREVOST.

By His Excellency's Command,

SAM. HOOD GEORGE.

G O D S A V E T H E K I N G .

JOURNAL AND PROCEEDINGS
OF THE
HOUSE OF ASSEMBLY,
OF
THE PROVINCE OF NOVA-SCOTIA.

THURSDAY, 24th NOVEMBER, 1808.

A MESSAGE from His Excellency the Lieutenant-Governor, by Mr. Secretary George :
Mr. Speaker,

His Excellency the Lieutenant-Governor commands this House to attend His Excellency, immediately, in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend His Excellency in the Council Chamber ;

And being returned,

Mr. Speaker reported that the House had attended His Excellency in the Council Chamber, where His Excellency had been pleased to make a **SPEECH** ; of which Mr. Speaker said he had, to prevent mistakes, obtained a Copy, which he read to the House, and is as follows :

Mr. President and Gentlemen of His Majesty's Council,

Mr. Speaker, and Gentlemen of the House of Assembly,

IT is with satisfaction, I again meet you in General Assembly ; feeling assured, from your former conduct, that your deliberations will be directed to promote the honor of His Majesty's Government, and the safety and prosperity of this Province.

When we last met, the critical situation of affairs, occasioned by the war in which His Majesty is justly engaged for the defence of his Crown, the independence of his People, and the commerce of his Subjects, filled our minds with serious apprehensions ; it is, therefore, with great pleasure, I now congratulate you on the favourable alteration in the aspect of public affairs.

The patriotic and determined spirit of the Spaniards, to maintain the independence of their nation, and resist the usurpation and despotism of France, has enabled His Majesty to discontinue hostilities against Spain.

The success which has hitherto attended his Majesty's great exertions in this just and glorious cause affords the most flattering hopes, that the friendly connexion so long wished for by both nations, and now so happily formed, will be permanent.

The

The glorious victories obtained by his Majesty's armies in Portugal, have enabled his Majesty to secure the dominions of an ancient Ally, from a cruel and rapacious enemy.

The constancy and success with which his Majesty's Ally, the King of Sweden, has maintained the honor and independence of his Crown, against a formidable confederacy, allow us to hope, under the blessing of Divine Providence, that the rest of Europe, animated by such glorious examples, will join in the noble efforts now making for her peace and independence.

The readiness with which the Colonies of Spain and Portugal have united with the Mother Countries, has completed the overthrow of measures planned for the destruction of British Trade, by a general confederacy, formed under the influence of France; and the present flourishing state of the commerce and revenue of Great-Britain, proves that the arts and intrigues of France cannot materially affect them.

When I turn my thoughts to the affairs of this Province, I find much to congratulate you upon:—We can now fully and fairly estimate the effects of the Embargo, so long and so rigorously imposed on the commerce of the United States, by the Government of that country. The manner in which their general restriction of trade has been carried into execution, leaves no doubt as to the real object intended to be accomplished by it. The project has totally failed; and the British Nation has derived sufficient experience from the measure, to be convinced that her Colonies and Commerce can be as little affected by the Embargo of America, as by the Blockading Decrees of France. New sources have been resorted to with success, to supply the deficiencies produced by so sudden an interruption of commerce; and the vast increase of Imports and Exports of this Province proves that the Embargo is a measure well adapted to promote the true interest of his Majesty's North-American Colonies.

The abundant crops of every kind, with which it has pleased the Almighty to bless this Province; the great increase of Agriculture and Fisheries, and the considerable supply of timber which we have sent to the Mother Country;—The augmentation of our Revenue; and, above all, the just sense which the people of this country entertain of the happiness they enjoy under his Majesty's truly paternal Government, afford ample cause for congratulation, and give unquestionable proofs of the prosperity and rapid increase of this valuable Province.

After the close of the last Session, I took the earliest opportunity to give effect to the Act then passed for the better regulation of the Militia Forces; and I feel great satisfaction in informing you, that twenty-six Battalions are completely organized, and placed in a state of training and instruction; and I have every hope, from the general zeal and good disposition of the people, that the Province will acquire a great degree of permanent security from the measure,—I have already caused a large proportion of the Militia to be armed and accoutred; and I have ordered the Quartermaster General to lay before you the proper accounts of this expence, that measures may be adopted to liquidate and pay the same, in conformity with your Resolution relative thereto.

The tour I made through the midland and western Districts of the Province, afforded me a just conception of many local points; and particularly the importance of good public roads.—I have paid every attention in my power to the expenditure of the monies voted for that service; and the proper accounts in that Department are directed to be laid before you.—Besides calling your attention to that important object, I must also recommend to you such measures as may be judged beneficial for the improvement of the Agriculture and Fisheries of this Province; and to encourage Settlers to occupy and cultivate the waste lands.

Gentlemen

Gentlemen of the House of Assembly,

The limited period to which the Revenue Laws are continued being near at hand, that object will require your immediate attention. I have no doubt you will grant such Supplies as shall be necessary for the support of his Majesty's Government, and for increasing the prosperity and safety of the Province; for which purpose I have directed the proper Officers to lay before you the accounts of receipt and expenditure of the Revenue for the past year. If the means which the continuance of the present laws may provide for the exigencies of Government the ensuing year, should be inadequate, your experience will suggest such further aid as shall be necessary, and least inconvenient to the general interests of the Province.

Gentlemen of his Majesty's Council, and House of Assembly:—

In obedience to his Majesty's commands, I shall shortly proceed on a particular foreign service: it affords me satisfaction, that, during my temporary absence, the Civil Administration, in conformity to his Majesty's Instructions, will devolve to the Honorable ALEXANDER CROKE. The experience I have had of his knowledge, integrity and ability, leaves no doubt in my mind, but that his best exertions will be used to promote the honor of his Majesty's Government, and the true interest and welfare of the Province. To your confidence, therefore, I strongly recommend him; and I indulge every hope, that, on my return, I shall find the same unanimity prevailing in the several Departments, which, I have hitherto experienced.

GEORGE PREVOST.

On motion, *ordered*, that Mr. Hutchinson, Mr. Robie and Mr. Tonge, be a committee to prepare an Address in answer to his Excellency's Speech.

Resolved, That no Petition, of a private nature, be received after Monday, the 5th day of December next.

JOHN CUNNINGHAM, Esq. returned duly elected as a Representative for the County of Sydney, took the usual oaths, and his seat.

Then the House adjourned until to-morrow, at twelve of the clock.

Friday, 25th November, 1808.

PRAYERS.

The House met and adjourned until To-morrow, at One of the Clock.

Saturday, 26th November, 1808.

PRAYERS.

Mr. Pyke presented to the House, an account from Mr. Treasurer Wallace, of all monies received by him into, and payments by him made from, the Province Treasury, between the 31st October, 1807, and 31st October, 1808.

Ordered, That the account do lie on the table, to be perused by the members of the House.

On motion, *ordered*, That Mr. Lawson, Mr. Ritchie, Mr. Collins, Mr. Crane, and Mr. James, be a committee of this House, for the purpose of examining the public accounts, jointly with a committee of his Majesty's Council; and that the clerk do acquaint the Council therewith.

B

On

On motion, *ordered*, That Mr. Rolie, Mr. Hutchinson, and Mr. Haliburton, be a committee to examine into and report on the expiring laws.

On motion, *resolved*, That a committee be appointed to examine into the expenditure of all monies granted for roads and bridges, which have not yet been accounted for to the Legislature, and report thereon to the House.

Ordered, That Mr. Collins, Mr. Haliburton, and Mr. Morton, be a committee, for the above purpose.

Mr. Pyke (Quarter Master General of the Militia) by order of His Excellency the Lieutenant Governor, delivered to the House, an account of arms and accoutrements issued to the Militia, by direction of his Excellency, between the 30th August last, and the 17th November instant, amounting to £.10,767 5 6½.

Ordered, That the account do lie on the table, to be perused by the members of the House.

Then the House adjourned until three o'Clock, P. M.

The House met agreeably to the adjournment.

A petition of Nathaniel Symonds was presented by Mr. Cunningham, and read, praying to be allowed a commission, for expending, as a commissioner, the sum of 40l. granted in the year 1807, for opening a road from the south line of Adington, to the great road leading from Guysborough to Musquodoboit.

Ordered, That the petition be referred to the committee appointed to examine into the expenditure of monies granted for roads and bridges.

Mr. Hutchinson reported from the committee appointed to prepare an Address in answer to his Excellency's Speech, and presented an Address accordingly, which he read in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

TO HIS EXCELLENCY

SIR GEORGE PREVOST, BARONET,

Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE ADDRESS OF THE HOUSE OF REPRESENTATIVES IN GENERAL ASSEMBLY:

May it please your Excellency,

WE, his Majesty's faithful Subjects, the Commons of his loyal Province of Nova-Scotia, beg leave to thank your Excellency for your Speech at the opening of the present Sessions of the General Assembly.

The favourable changes which have taken place in the affairs of Europe, since we last met, have excited general joy in this Province; and allow us to hope a speedy termination, or a successful continuance of the war, in which his Majesty is so justly engaged for the defence of his Crown, and the independence of his Empire.

The high-spirited and patriotic determination of the Spanish nation, to resist the Invaders of their country; the successes which have hitherto attended his Majesty's great exertions in support of their just and glorious cause; the constancy of his Majesty's

Majesty's Ally, the King of Sweden, and the brilliant achievements of his Majesty's troops in Portugal, which have rescued from the yoke of despotism the dominions of a faithful and ancient Ally, afford a strong assurance to the world, that the unprincipled usurpations of France, may at length be successfully withstood.

The loyalty and affection with which the Provinces of Spain and Portugal have united their destiny, with that of their Parent States, cannot but be gratifying to the people we represent, as it exhibits to the world an additional instance to the one afforded by this Province, of Colonies remembering the debt of gratitude due to the nations from which they derived their origin, and by which their infancy was protected. The effects of this union have proved so beneficial to the commerce of Great Britain, that we may confidently consider it placed beyond the reach of injury, from the intrigues of France, and the arts of her open or secret Allies.

We most heartily join in your Excellency's congratulations upon the affairs of this Province; the Embargo so long continued, and rigorously enforced, in the United States of America, by the Government of that country, has produced upon the prosperity of Great-Britain and her Colonies, effects far different from those we believe to have been intended by its authors. The rapidly increased commerce and agriculture of this Province, and the general prosperity of all his Majesty's North American Colonies, have proved to us that, guarded by his Majesty's paternal care, we have, by the blessing of Divine Providence, but little to wish that his Majesty's dominions do not afford; for these advantages, and for the abundant crops of every kind, with which the Province has been favored, we offer to the Almighty our most humble thanks.

The general spirit manifested by the Militia throughout the Province, for acquiring discipline, affords just grounds for confidence, that the measures adopted by your Excellency for their organization and instruction, will not fail to render this force completely effective, and a powerful resource for defence in case of danger. We shall not fail to make provision for the arms and accoutrements, agreeably to the pledge given to your Excellency in the last Session.

We duly appreciate your Excellency's exertions for acquiring a personal knowledge of the Colony you govern, and are much gratified to find that your Tour through the mid-land and western districts has impressed your Excellency with a sense of the great importance of good roads of communication; the improvement of these, the promoting our agriculture and fisheries, and encouragement of new settlers, have ever been favorite measures of this branch of the Legislature, and will continue to engage our most serious consideration.

We will pay immediate attention to the investigation of the public accounts, and to the making of adequate provision for the honorable support of his Majesty's government, and for advancing the prosperity and securing the safety of the Province; and, should any additional burthens be necessary for these important purposes, we shall impose them, in the full confidence that they will be cheerfully borne by the loyal people we represent.

Although from the numerous proofs we have received during your short administration, of your Excellency's zeal and ability for promoting the interests of this Province, we must consider even your temporary absence as a public loss; yet we cannot regret the occasion which may present an opportunity for the display of your talents in a more extensive field, for the service of our Sovereign, and for an increase of that reputation your Excellency has already so honorably acquired.

Our knowledge of the character and ability of the Gentleman on whom the civil command

command of the Province is to devolve, gives us just hopes that his Administration will be conducive to the interest of the Colony; and we assure your Excellency that nothing will be wanting on our part to render it agreeable to him.

We beg leave to offer our prayers for the success of the gallant troops under your Excellency's command; and for your individual health, and safe and early return to this Province.

Resolved. That the said Address be presented to his Excellency by the whole House.

Ordered, That the Clerk do wait on his Excellency the Lieutenant-Governor, to know his pleasure when he will be attended by the House.

Then the House adjourned until Monday at ten of the clock.

Monday, 28th November, 1808.

PRAYERS.

The Clerk reported that he had, pursuant to order, waited on his Excellency the Lieutenant-Governor, to know when he would be pleased to receive the Address of the House, and that his Excellency had been pleased to appoint Wednesday next at One of the Clock at the Government House.

Then the House adjourned until to-morrow at eleven of the clock.

Tuesday, 29th November, 1808.

PRAYERS.

Mr. Secretary George acquainted the House that he had a message from his Excellency, the Lieutenant-Governor, signed by his Excellency, and he presented the said message to the House.

And the said message was read by Mr. Speaker, all the Members being uncovered, and is as follows;

Mr. Speaker and Gentlemen of the Assembly,

I have directed the account of expences incurred since the last Session for repairs, and the requisite additions to the Government House, to be laid before you; and as Mr. Charles Stepenson, the Commissioner, appointed for the expenditure of the monies voted, is soon to leave the Province, he has been directed to attend for the purpose of giving the House such necessary information, as may be required relative thereto; it will appear by the accounts, that the sum voted has been exceeded, owing to the erection of a Root House in the Garden, which I trust you will provide for by an additional grant. The Commissioner will also state to you the further aids wanted to complete the iron railing, and other work, to be done in and about the House, for your consideration.

GEORGE PREVOST.

Ordered, That the said message do lie on the table to be perused by the members of the House.

Mr. Secretary George, by order of his Excellency the Lieutenant-Governor, delivered to the House a memorial of John Howe, Esq. & Son, addressed to his Excellency

excellency; and also an account for printing performed by them for the Provincial Government, from December 8, 1807, to November 8, 1808; amounting to £1438 9 6; which memorial and account his Excellency recommended to the consideration of the House.

The said memorial and account were read, and thereupon, *ordered*, that the same be referred to Mr. Pearson, Mr. Haliburton, and Mr. Robertson, who are to examine into the merits of the same, and report thereon to the House.

On motion, *resolved*, that this House will to-morrow take into consideration that part of his Excellency's Speech, at the opening of the Session, which relates to the arms and accoutrements supplied to the Militia, by order of his Excellency.

Then the House adjourned until to-morrow at twelve of the clock.

Wednesday, 30th November, 1808.

PRAYERS.

Mr. Speaker, and the House, attended his Excellency the Lieutenant-Governor with their Address, pursuant to the Resolution of Saturday last.

And being returned,

Mr. Speaker reported that his Excellency had been pleased to give this answer :

FOR the very loyal, liberal, and spirited Address I have just heard, I beg leave to offer you, Mr. Speaker, and the Gentlemen of the Assembly, my best thanks.

The tribute of gratitude you have so handsomely paid to the Parent State, is as honourable to yourselves as it will be gratifying to our beloved Sovereign.

I would not fail to express my thankfulness for the prayers you have put up to the Almighty Dispenser of all Victory, for an honorable and glorious termination of the Service to be undertaken by the Armament the King has placed under my command.

On motion, the order of the day was read, and thereupon,

On motion of Mr. Tonge, *resolved*, that the consideration of the same be postponed until to-morrow.

On motion of Mr. Tonge, the message of his Excellency the Lieutenant-Governor, of yesterday, was read, and the House having taken the same into consideration, thereupon,

Resolved, That the accounts of expenditure of monies by Mr. Charles Stephenson, mentioned in the said message, be referred to a committee who are to examine into the same, and report thereon to the House.

Ordered, That Mr. James, Mr. Morton, and Mr. Dimock, be a committee for the above purpose.

Then the House adjourned until To-morrow at twelve of the clock.

Thursday, 1st December, 1808.

PRAYERS.

Mr. Pearson reported from the committee to whom the memorial and account of John Howe & Son were referred; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

That it appears to the committee upon a full examination of the account to them referred, that Messrs. Howe and Son, should be paid, in addition to the several sums granted to them, the sum of one hundred pounds for printing one thousand books of instruction for the Militia; and also the sum of fifty pounds, in full for their services on account of the extra meeting of the General Assembly in this present year, and for all other services.

Ordered, That the report do lie on the table, to be perused by the members of the House.

On motion the order of the day was read, and thereupon,

The House resolved itself into a committee of the whole House, to consider of that part of his Excellency's speech, at the opening of the Session, which relates to the arms and accoutrements supplied to the Militia, by order of his Excellency the Lieutenant Governor.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made some progress in the business to them referred; and that he was directed by the Committee to move for leave to sit again on the further consideration of the same, which report the House agreed to.

Mr. Lawton, presented to the House an account of William Minns, for printing performed by him for Government, between the 17th April, 1793, and the 30th October, 1807, amounting to £.20 11 6.

Ordered, That the account do lie on the table, to be perused by the members of the House.

Then the House adjourned until to-morrow, at twelve of the clock.

Friday, 2d December, 1808.

PRAYERS.

Mr. Secretary George, by order of his Excellency the Lieutenant-Governor, delivered to the House an estimate of the expence for the support of the civil establishment of his Majesty's Government for one year, from the 1st January, 1809.

Ordered, That the Estimate do lie on the table to be perused by the members of the House.

A petition of William Fleming, and David Archibald, was presented by Mr. Archibald.

Archibald, and read, setting forth, that the petitioners were appointed by his Excellency the Lieutenant Governor, commissioners to superintend the expenditure of £.300 upon the Halifax road, from Hall's tavern to Truro, in the last summer; that the commissions were not received by the petitioners until the beginning of July last, and after notice given according to law, it was near the middle of said month before they could proceed to let the repairing of the said road by public sale, which was done at that time, as per copies of the contracts annexed to the petition. That although the petitioners paid every possible attention to the carrying on the said work, yet upon a final examination they find many of the contracts not completed, as mentioned in the statement hereunto annexed, while others, as therein stated, have been completed to their full satisfaction: thus circumstanced, the petitioners humbly crave the advice of the House, whether prosecutions shall be entered against the delinquent contractors and their securities, all of whom are good and sufficient for the amount of the penalties of their respective bonds, or whether a longer period may be allowed them, respectively, to complete the said contracts.

Ordered, That the petition be referred to the committee appointed to examine into the expenditure of monies granted for the service of roads and bridges.

On motion, *ordered,* That the estimate for the support of the Civil Establishment of the Government for the year 1809, be referred to a Committee of Supply; and thereupon,

On motion, the House resolved itself into a Committee of the whole House to consider of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made some progress in the business to them referred; and that the committee, had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Archibald, pursuant to leave given, presented a bill for the appointment of Sheriffs in the two districts of Pictou and Colchester, and the same was read a first time.

Resolved, That the bill be read a second time.

Then the House adjourned until To-morrow, at eleven of the Clock.

Saturday, 3d December, 1808.

PRAYERS.

Mr. Ritchie, pursuant to leave given, presented a bill for regulating Negro Servants, and the same was read a first time.

Resolved, That the bill be read a second time.

Mr. Ritchie offered to the House a petition which he said was signed by James Canty, praying to be reimbursed the sum of £.30 10, which the petitioner had expended in repairing the causeway between the Court House, and the bridge over

Aller's river at Annapolis, in addition to the amount of his contract with Government for performing the said work, and thereupon,

Mr. Pearson moved, that the petition be not received by the House, which being seconded and put, and the House dividing thereon, there appeared for the motion seven, against it seven.

For the motion,

Mr. PEARSON,
Mr. WELLS,
Mr. DIMOCK,
Mr. CUNNINGHAM,

Mr. LOVETT,
Mr. COLLINS,
Mr. PARKER,

Against the motion,

Mr. PYKE,
Mr. NORTHUP,
Mr. CRANE,
Mr. MARSTERS,

Mr. ROBERTSON,
Mr. RITCHIE,
Mr. WARWICK,

Mr. Speaker gave his casting vote for the motion. So it passed in the affirmative.

Mr. Wells, pursuant to leave given, presented an account of Alexander Morrison, for binding up one thousand copies of the book of instructions for the militia forces, amounting to £.31 18 6.

Ordered, That the account do lie on the table.

On motion, the House resolved itself into a committee of the whole House to consider of a Supply to be granted for the support of his Majesty's Government,

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a Supply, which report the House agreed to.

On motion, *resolved*, that a select committee be appointed to take into consideration the situation of the several counties and districts throughout the Province, with respect to the state of the roads and bridges therein, and that they do report to the House the several sums that shall in their opinion appear requisite for the improvement of the same.

Ordered, That Mr. Ritchie, Mr. Dimock, Mr. Collins, Mr. James, Mr. Purdy, Mr. Archibald, Mr. Pearson, Mr. Pool, Mr. Cunningham, Mr. Morton, and Mr. Lawson, be a committee for the above purpose.

Mr. Haliburton moved, that the foregoing committee be instructed, in the first place, to make provision for the main leading roads through the different counties to the capital, which being seconded, Mr. Collins, thereupon, moved the previous question, which being seconded, and put, passed in the negative; the main question was then put, and the House dividing thereon, there appeared for the motion, nine, against it thirteen. So it passed in the negative.

Mr. James reported from the committee to whom the account of Mr. Charles Stephenson was referred; and he read the report in his place, and afterwards delivered it in at the Clerk's table, where it was read, and is as follows:

That the committee have examined the said account, amounting to £.753 15 3, of which there are vouchers for the payment of £.400, and it appears the sum voted has been exceeded £.353 15 3, owing to the erection of a Root House, and repairs and additions made to the Government House, by direction, as the committee was informed by the commissioner, of his Excellency the Lieutenant-Gover-

nor, who considered them requisite to render his residence in said House in any degree comfortable and convenient. The above sum of £.353 15 3, remains unpaid. The committee further report that part of the vote of £.400, has been applied to purposes not contemplated by the act of appropriation, consequently the objects for which it was granted have not been completed, and will, by estimates furnished by said commissioner, require a further aid of £.161 15, to complete the same.

Ordered, That the report do lie on the table.

A petition of Snow Parker and Joseph Freeman, of Liverpool, was presented by Mr. Archibald, and read, praying for a drawback of the duties on 1060 gallons of Rum, and 51½ cwt. of Brown Sugar, exported by them to Boston, in the State of Massachusetts, in July last.

Ordered, That the petition be referred to Mr. Archibald, Mr. Robie, and Mr. Lovett, who are to examine into the same, and report thereon to the House.

A petition of William Blair, was presented by Mr. Marsters, and read, praying to be reimbursed the sum of £.67 10, Expended by him in building a bridge over the north river in Onslow, in the years 1807, and 1808, in addition to the sums granted by the Legislature, and a sum received by him from the licence fund of the district for said bridge.

Ordered, That the petition do lie on the table.

Then the House adjourned until Monday at eleven of the clock.

Monday, 5th December, 1808:

PRAYERS.

A Petition of John and David Dill was presented by Mr. Dimock, and read, praying relief for an injury they sustain by the new road over the Ardoise Hill running through part of their land.

A petition of Edward Robinson, Charles Van Buskirk and others, was presented by Mr. Crane, and read, setting forth that they served in the embodied militia last winter and spring, at Halifax; that, at the time of said militia being discharged, the petitioners were left sick in the Hospital, where they remained upwards of six weeks, without any pay, before they were able to return to their respective homes; and praying relief.

A Petition of James Gautier was presented by Mr. Robie, and read, setting forth that for upwards of twenty-three years the petitioner served in the capacity of clerk to the different Secretaries of the Province, and, also, a part of the time, as Deputy Clerk to his Majesty's Council: that, from the infirmities of age, he is now incapacitated from performing the duties of those situations, whereby he is reduced to great want: and praying relief.

A Petition of William Robertson, Lieutenant-Colonel of the 9th battalion of the militia, was presented by Mr. Warwick, and read, setting forth that a detachment of militia from Digby, Clare, Yarmouth and Annapolis, were drafted and embodied under the command of the petitioner, by order of Sir JOHN WENTWORTH, the late Lieutenant-Governor, and did duty at Annapolis for a period of four months, viz. from January to April, 1808.

That the said detachment consisted of two hundred men, many of whom being

indifferently called on, were indifferently prepared with suitable clothing for the season, and were obliged to contract debts at Annapolis, to place them in a suitable dress to perform the duty required of them.

That the said detachment were informed that a proportion of the money voted by this Honorable Assembly, for clothing the militia, to the amount of one pound fourteen shillings per man, would be paid to them, by which they expected to discharge their said debts, and this information was communicated to them by the petitioner in consequence of a letter to that effect received by him from Lieutenant Colonel John Stewart, then commanding the 3d battalion of embodied militia, of which the petitioner's detachment was considered as a part; of which letter, a copy is annexed to the petition, for the information of the General Assembly.

That the petitioner's said detachment has not received any part whatever of the bounty voted by the Honorable Assembly, for clothing of the militia, and praying the premises may be taken into consideration, and such relief afforded to the petitioner and the said detachment of militia, as to the House may seem fit.

Ordered, That the said petitions do lie on the table.

On motion of Mr. Warwick, *resolved*, that a committee be appointed to examine into the expenditure of the sums granted for clothing the embodied militia last winter, and report thereon to the House.

Ordered, That Mr. Robie, Mr. Warwick and Mr. Lawson, be a committee accordingly.

A petition of Ludowick and James Hunter, was presented by Mr. Haliburton, and read, praying relief for an injury they alledge they sustain by making the new road over the Ardoise Hill.

A petition of Archibald Smith, was presented by Mr. Dimock, and read, praying relief for an injury he alleges he sustains by the new road over the Ardoise Hill, running through part of his land.

A petition of Simon Frazer, was presented by Mr. Robie, and read, praying an aid from the House, as an encouragement, and to enable him to carry on works he is erecting on a very extensive scale at Pictou, for the manufacturing of Salt.

A petition of Isaiah Shaw, was presented by Mr. Pool, and read, praying for a drawback of the duty on 480 gallons of rum, exported by him to Passamaquoddie, in the month of July, 1807, amounting to £.14.

Ordered, That the said petitions do lie on the table.

A petition of John Henderfon and Son, was presented by Mr. Archibald, and read, setting forth that upwards of two years ago, the petitioners entered into a contract to build a stone arch, and repair the bridge at Sackville, that the petitioners had nearly completed the arch, &c. when a violent flood of water, owing to heavy rains, swept away the wood work, upon which the arch was constructed, in consequence of which the whole work fell; and praying to be relieved from their contract, and also that the House would grant them such further relief, in the premises, as to them may seem meet.

On motion, *ordered*, That the petition be referred to Mr. Pearson, Mr. Archibald, and Mr. Robie, who are to examine into the merits of the petition, and report their opinion thereon to the House.

A bill for the appointment of Sheriffs in the two districts of Pictou and Colchester, was read a second time.

Resolved,

Resolved, That the bill be committed to a committee of the whole House.

On motion of Mr. Haliburton, *ordered*, that Mr. Haliburton, Mr. Dimock, Mr. Robie, Mr. Lawfon, and Mr. James, be a committee to examine into the accounts of Michael Wallace, Esqr. John Merrick, and others, relative to the New Government House (and which were presented to this House on the 11th and 19th January last) and report thereon to the House.

Mr. Ritchie delivered to the House an amended return from the Sheriff of the County of Annapolis, to the writ for electing one member for the said county, together with the special facts attending the execution of the said writ, agreeably to the order of this House, of the 6th June last.

A petition of John H. Fliether, weigher and gauger, for the port of Halifax, was presented by Mr. Robie, and read, praying for an augmentation to his salary in consequence of the increase of duty in said office.

A petition of Ebenezer Wheaton, was presented by Mr. Crane, and read, praying for some relief in consequence of the loss of the use of his right arm by being bled, when doing duty in the embodied militia last winter at Halifax.

Ordered, That the said petitions do lie on the table.

On motion, *resolved*, that this House will, on Monday the 12th instant, take into consideration the several private petitions now before the House.

Then the House adjourned until to-morrow, at eleven of the clock.

Tuesday, 6th December, 1808.

PRAYERS.

The House met, and adjourned until to-morrow at eleven of the clock.

Wednesday, 7th December, 1808.

PRAYERS.

Mr. Pyke, pursuant to leave given, presented a petition of George Wright, clerk master of the Public Grammar School in the town of Halifax, and the same was read, setting forth, that in the year 1789, he resided at New-York, and enjoyed a salary of 500l. for two situations which he then held, one as master of a private school, the other as pastor to a numerous congregation in the town of Brooklyn; that, in December in the above year, he was invited by the then Trustees of the Halifax Grammar School, Henry Newton, Thomas Cochran, John Newton, and Richard John Uniacke, Esqrs. to come to Halifax, and take charge of said school, assuring him 100l. per annum for himself, and 50l. for an usher, the same being secured to him by a law of the Province; that he placed confidence in the aforesaid assurance—quit his situations in New-York aforesaid, and came to the Province, took charge of the school, and received the aforesaid salaries from 1789 to the end of the last Session of General Assembly; that since that period the said salaries have not been included

in

in the Estimate and Appropriation Act of the Province, by which he is deprived of his allowances aforesaid ; and praying relief.

Ordered, That the petition do lie on the table to be perused by the Members of the House.

A message from his Honor the President, by Mr. Secretary George :

Mr. Speaker,

His Honor the President requires this House to attend his Honor immediately in the Council Chamber.

Accordingly, Mr. Speaker with the House, went up to attend his Honor in the Council Chamber.

And being returned,

Mr. Speaker reported that the House had attended his Honor in the Council Chamber, where his Honor had been pleased to make a Speech, of which Mr. Speaker said he had, to prevent mistakes, obtained a copy, which he read to the House, and is as follows :

Mr. President, and Gentlemen of his Majesty's Council,

Mr. Speaker, and Gentlemen of the House of Assembly.

HIS Majesty having signified his pleasure, that, during the absence of his Excellency Sir GEORGE PREVOST, on a military service, the government of this province should devolve upon me, I have called you together to communicate to you such his Majesty's instructions, and my acceptance of the important trust.

Anxious as I must feel, to perform the duties of this administration to his Majesty's satisfaction, and to the benefit of the Province, it cannot but afford me a subject of great consolation, that this event has taken place at a period when my imperfect abilities may be assisted by the united wisdom of the two great Legislative Councils, at this time assembled.—Though, in the execution of this office, I may perhaps, receive some aid from the habitual attention, to the transactions of nations, and to the British laws and constitution, to which my professional studies have been necessarily directed, and though I may have acquired some little knowledge and experience in the concerns of this country during a considerable residence here ; yet, I shall ever consider, that the surest grounds of information, and the safest rules for my governance, are to be derived from your advice and suggestions. In what must depend upon my own efforts, I shall endeavour, with the most heartfelt zeal, and unremitting application, to promote the honor of his Majesty's Government, and the safety, prosperity and happiness of the Province, in a systematic combination with the good of the whole United British Empire ; with which the best interests of every particular part are equally and inseparably connected.

The flattering picture of political affairs in general, and the encouraging statement of the increased revenues, agriculture, fisheries, and commerce of this Province, which were laid before you by his Excellency at the commencement of the Session, and the proper objects which were then pointed out to your attention, to give permanency to those improvements, render it unnecessary for me to say any thing upon those topics.

The present aspect of the subsisting hostilities, and of our various national relations, and the probability that the Government of the United States will be ultimate-

ly actuated by enlightened views for the welfare of their country, under the favor of Providence, and through his Majesty's energetic and successful exertions, seem to promise a continuance of the tranquility which we have hitherto enjoyed, and which affords so blessed a contrast to the calamities inflicted by the Almighty upon so large a portion of the world. Should any unforeseen events, however, require the employment of a military force, our confidence in the regular troops supplied by his Majesty's paternal care for our defence, is greatly increased by the return of that able and experienced commander Major General HUNTER, and the high state of the discipline of the militia, arising from the late regulations, seconded by the spirit and ardour of individuals, affords a substantial pledge, that the Province will likewise find an adequate protection in its own resources, and that its inhabitants are well qualified to display the noble union of the characters of the citizen and the soldier.

In the mean time, I must offer up my wishes and prayers for the success of the expedition; and that our worthy GOVERNOR may speedily return, crowned with fresh laurels in addition to those he has already so honourably acquired; when I may resign, with satisfaction, the administration of the Province into the hands of those who are so much more capable of conducting it.

On motion, *ordered*, That Mr. Hutchinson, Mr. Robie and Mr. Haliburton, be a committee to prepare an address in answer to his Honor's Speech.

On motion of Mr. Archibald, *resolved*, that this House will, to-morrow, take into consideration the petition of Isaac Hatfield and others, freeholders and inhabitants of the County of Annapolis, (presented to the House in the last Session) complaining of an undue election for the said County.

Mr. Secretary George delivered to the House, by order of his Honor the President, for their consideration,

A memorial of Lieutenant Colonel John Beckwith, Adjutant General of the militia forces, addressed to his Honor; and also

A memorial of Michael Wallace, Esq. addressed to his Excellency the Lieutenant Governor.

The memorial of Colonel Beckwith, was read, and is as follows: That the memorialist has done, and still continues to do, the duty of Adjutant General of the militia, since August, 1797, likewise all the duty appertaining to the office of Quarter Master General from that period, until the 29th June last (when a Quarter Master General was appointed) without any pay or emolument whatever, (excepting an allowance of forage for two horses when actually kept, granted from the army department since the 25th June last.)

That the duty of Adjutant General, has, for the last five years, very much increased, and for eighteen months past, still more, so as to occupy nearly the whole time and attention of the memorialist, that likewise some expence has been incurred in the purchase of horses equipment, &c.

The memorialist therefore prays for such compensation for past services, and allowance for the future, as may be judged right, and likewise the assistance of a clerk and an office, which are now become absolutely necessary for carrying on the duty with punctuality and promptitude.

The memorialist has never before come forward with any petition of this kind, having hoped that some provision would have been made either by the Government

ment at Home, or by the Legislature of this Province, for the Adjutant General of the militia.

The memorial of Michael Wallace, was read, and is as follows :

That on the 27th August, 1799, your Excellency's predecessor, Sir John Wentworth, Baronet, appointed your memorialist with four other gentlemen commissioners to procure plans, purchase materials, provide competent workmen, and to erect a building and offices suitable for the residence of his Majesty's Representative in this Province, in Halifax.

That one of the gentlemen, so appointed, declined acting, and the rest having other avocations to attend to, the progress and management of this undertaking devolved almost solely upon your memorialist, who alone provided workmen and materials, and disbursed all the monies expended in carrying on the work.

That your memorialist devoted his whole time daily, early and late, for more than eight years, when his official hours as Treasurer of the Province, did not require his attendance, in superintending and directing the various duties, incident to a work of such magnitude in this country, with that zeal and fidelity the trust required, which has never been questioned, to his knowledge.

That, on the 31st October, 1807, your memorialist's superintendance being no longer necessary, he stated his account, and presented it to Sir John Wentworth, Lieutenant Governor, who directed it to be laid before the House of Assembly during its sitting at the following Session, amounting to £.1412 12 10, of which £.361 2 10, is for monies actually disbursed by your memorialist in payment of materials, and mechanics' wages, and the residue for the usual commission of 5 per cent. on £.21,500 only of the expenditure, which account your memorialist perceives by the Journals of the House of Assembly, has been passed over *ad referendum* to a Committee.

Your memorialist therefore prays, your Excellency may be pleased to direct that measures be taken to remunerate him for his advances, and laborious exertions in the discharge of a commission he never solicited, nor would have accepted, but at the special desire of the Lieutenant Governor, for the furtherance of his Majesty's service.

Ordered, That the said memorials do lie on the table.

On motion of Mr. Haliburton, *resolved*, that this House will, on Monday next the 12th instant, take into consideration the foregoing memorials.

Then the House adjourned until to-morrow, at eleven of the clock.

Thursday, 8th December, 1808.

PRAYERS.

The Order of the Day being read ;

On motion, the petition of Isaac Hatfield and others, and also the two returns of the Sheriff of the county of Annapolis, on the writ for electing one member for the said county, which writ is tested the 4th day of April, 1808, were read, and thereupon,

On motion, *resolved*, that such witnesses as may appear in support of the petition be examined at the Bar of the House.

On motion, *resolved*, that counsel be allowed to appear at the Bar of the House in behalf of Phineas Lovett, Esq. one of the sitting members for the county of Annapolis, who had been petitioned against, and thereupon,

The

The House proceeded on the consideration of the said petition, and having examined, at the Bar of the House, one Henry Barr, the only witness produced on the part of the petitioners, thereupon,

On motion of Mr. James, *resolved*, that the petition be dismissed.

On motion, *resolved*, that all petitions which have been or may be received by the members of this House from their respective constituents, during the present Session, praying aids for roads and bridges, be referred to the select committee on roads and bridges, and not inserted on the Journals of the House.

Mr. Hutchinson reported from the Committee appointed to prepare an address in answer to his Honor the President's Speech, and presented an address accordingly, which he read in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

TO HIS HONOR
ALEXANDER CROKE, L. L. D.

President, and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

The Address of the House of Representatives in General Assembly :

May it please your Honor,

THE House of Assembly beg leave to express their thanks for your Honor's Speech, at the departure of his Excellency the Lieutenant Governor, upon a military service, and for the communication, that, during his absence, the government of the Province has devolved on your Honor.

The thorough knowledge of the excellent Constitution of your native country which your Honor must have acquired, not only by extensive reading and study, but also by long observation of its practical operation, and your experience, by many years residence in this Province, of the close analogy of the form of government established here, to that of the parent state, and of its effects, on the habits and modes of thinking of the people of this colony, impress us with the strongest conviction, that, during his Excellency's absence, the administration of public affairs, will be ably and impartially conducted, to the honor of his Majesty's government; and to the satisfaction of his Majesty's subjects, in this Province.

The favourable aspect of political affairs in general, the flourishing state of our provincial agriculture, fisheries, and commerce, and the well founded expectations of their progressive improvement, afford us the highest present gratification, and open to view, the most flattering prospects of future prosperity.

We sincerely hope that the United States of America, will continue that pacific system, by which they have so greatly benefitted, amidst wars, convulsions, and revolutions, of the States of Europe. But, if the tranquility of this colony, shall be threatened by any unexpected events from without, we have the fullest confidence, that the valour of his Majesty's regular troops, and the spirit and improved discipline of a patriotic Militia, directed by the abilities of our present commanding General, will secure us against all attempts to invade the Province, or to disturb its peace.

With our best wishes for the success of the expedition, and for the late return of his Excellency to his Government, permit us to blend our assurances, that you will find the House of Assembly, at all times disposed to promote the honor of his Majesty's Government in this Province, and the ease of your Honor's administration.

Resolved

Resolved, That the said address be presented to his Honor, by the whole House.

Ordered, That the Clerk do wait on his Honor to know his pleasure when he will be attended by the House.

A Bill for regulating Negro Servants, was read a second time.

Resolved, That the Bill be committed to a Committee of the whole House.

On motion the House resolved itself into a committee of the whole House, on the consideration of the Bill, for the appointment of Sheriffs, in the two Districts of Pictou and Colchester.

Mr. Speaker left the Chair,

Mr. James took the Chair,

Mr. Speaker returned the Chair,

The Chairman reported from the Committee, that they had gone through the Bill to them referred, and had made several amendments thereunto, which they had directed him to report to the House, and he afterwards delivered the Bill with the amendments in at the Clerk's Table.

The said amendments were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

Mr. Ritchie, pursuant to leave given, presented a bill to prevent the highways in this Province being injured by dragging timber, &c. over the same, and the same was read a first time:

Resolved, That the bill be read a second time.

Mr. Lawson reported from the Committee, appointed to join a Committee of his Majesty's Council, to examine the Public Accounts, and he read the report in his place, and afterwards delivered it in at the Clerk's table, where it was read, and is as follows:

Treasurer of the Province.

His Accounts to the 31st October last, have been received, are correct and regularly vouched: there appears a balance at that time in his hands of

£.600 9 0

Collectors of Impost and Excise.

Halifax.

His Accounts to the 30th September last, have been received, and are correct, there appears to be a balance of bonds in the Collector's hands for collection, subject to the usual drawbacks, of

£.24,867 1 2

Balance of bonds to be accounted for by the

Attorney General

500 6 8

£.25367 7 10

Lunenburg.

His Accounts to the 30th September have been received, by which there appears to be collected and secured to the amount of

£.384 8 7

It does not appear that he has made any remittances; he is accountable for

101 18 10

And

And bonds remaining in hand amounting to £.331 10 8

£.433 9 6

Liverpool.

The Collector's Accounts to the 1st November, have been received and are very incorrect; from the best statement which can be made of them, there appears a balance to be accounted for by him of

2105 13 4

Shelburne.

His Accounts to the 30th September, have been received and are correct; there appears to be a balance to be accounted for in bonds and cash of

318 7 9

Tarmouth.

The Collector's quarterly returns to the 30th September, have been received, at which period he remained accountable for the sum of

137 0 3

Annapolis.

The balance due by the former Collector, still remains unpaid amounting to

301 5 2

No payments have been made by the Executors of the Estate of the late Robert Dickson.

The present Collector's accounts to the 1st November, have been received and are correct, there appears to be a balance of bonds in his hands amounting to

482 5 4

Cumberland.

The Collector's accounts are correct, and the balance remitted to the Treasurer.

Colchester.

No returns.

Sydney.

No returns.

King's County.

No returns.

Hants.

The Collector's accounts to the 30th September, have been received, are correct, and the balance remitted to the Treasurer.

Picou.

His returns to 5th November, have been received, and are irregular, it appears by the Treasurer's account, he has paid the sum of
The Treasurer states he has received the further sum of

108 7 7

31 2 0

*Light Houses,
Halifax.*

The Collector's accounts to 30th September, have been received and are correct, he has paid the balance into the Treasury amounting to

631 1 0

Shelburne.

The Collector's accounts to 30th September, have been received, and are correct; he has remitted to the Treasurer the sum of

56 18 7

Liverpool,

Liverpool.

His accounts to the 30th September, have been received are correct, and he has remitted the Treasurer

£.23 15 10

Digby.

The Collector's accounts to 26th May, have been received, at which time he had collected, and paid into the Treasury

8 2 4

The Treasurer's account to 31st October, has been received, and is correct; the balance remaining in his hands amounts to

179 16 2

ANDREW BELCHER, }
CHARLES HILL, } *Committee of Council.*

WILLIAM LAWSON, }
THOMAS RITCHIE, }
GEORGE COLLINS, } *Committee of the House of Assembly.*
JONATHAN CRANE, }
EDWARD JAMES. }

Dr. The Province of NOVA-SCOTIA,

Contra Cr.

1808.		1808.	
October 31. To the following sums appropriated and not yet drawn from the Treasury, viz:		October 31. By balance of the Treasurer's Account	£.600 9 0
Roads and Bridges	£.1012 8 6	Do. Do. Light House Accounts	179 16 2
Balance of casualty Vote for roads and bridges	287 17 6	By securities in the hands of the Collector of Impost and Excise Halifax	25,367 7 10
Do. of Emigrant Vote	17 14 7	Deduct	
Do. of Philadelphia grant	50 0 0	For probable Drawbacks,	12,000 0 0
Do. Survey of Douglafs grant	22 4 4		
For furnishing a Stone Magazine for Powder	180 0 0		
For building and repairing Light Houses	1117 2 9	By balances unremitted and securities in the hands of out port Collectors	3778 1 4 ½
Balance on Fish Bounties	1054 1 0	Deduct	
Alteration and Repairs to Old Government House	170 10 9	For probable Drawbacks	778 1 4 ½
Balance of grant and bounty for Seamen for his Majesty's Ship Halifax	258 15 0		
For a plan of the Province	30 0 0		
Vote of 1807 for John Hall	15 0 0		
Governor's Contingent expenses	100 0 0		
Keeper of Law Library	10 0 0		
For a settlement on West Branch St. Mary's River	30 0 0		
For Do. on East Do.	30 0 0		
For conveying Arms to different parts of the Province	300 0 0		
For purchasing new Furniture for the state rooms of Government House	250 0 0		
To balance	4,935 14 5		
	12,211 18 7		
	£.17,147 13 0		

WILLIAM LAWSON,
 THOMAS RITCHIE,
 GEORGE COLLINS,
 JONATHAN CRANE,
 EDWARD JAMES,

Committee of the House of Assembly.

ANDREW BELCHER,
 CHARLES HILL,

Committee of Council.

3000 0 0

13,367 7 10

£.17,147 13 0

Ordered, That the report do lie on the Table to be perused by the Members of the House.

Mr. Lawton reported further from the committee appointed to join a committee of his Majesty's Council to examine the public accounts, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

Island of Sable.

That the Commissioners accounts to the 24th November, 1808, have been received, and are correct, there appears a balance due them of . . . £.16 6 3.

Public Markets.

The accounts have been received to 31st October, 1808, and are correct, there appears a balance in the hands of the Acting Commissioner of . . . £.1049 12 1

Ordered, That the foregoing report do lie on the Table to be perused by the Members of the House.

Then the House adjourned until to-morrow at eleven of the clock.

Friday, 9th December, 1808.

PRAYERS.

The Clerk reported that he had pursuant to order waited on his Honor the President, to know when he would be pleased to receive the Address of the House, and that his Honor had appointed this day at two o'clock, at his own House.

Mr. Buskirk pursuant to leave given presented a petition of Robert Thomson and the same was read, praying a compensation for services performed by him as health officer for the port of Shelburne, between the 19th June, 1805, and the 9th May last, as per account annexed.

Ordered, That the petition do lie on the table.

The Speaker and the House attended his Honor the President with their address pursuant to the resolution of yesterday.

And being returned,

Mr. Speaker reported that his Honor was pleased to give this answer :

Mr. Speaker, and Gentlemen of the House of Representatives,

THE testimony of your friendly disposition towards me, contained in this Address is truly grateful to my feelings ; and the performance of my public duties will become a pleasure, under the flattering assurances of the favour and support of the Representatives of a free Country, already endeared to me by a long acquaintance.

Confident as I am, that we are perfectly united in our sentiments, and that we completely concur in having only one object to pursue, I trust that our joint efforts will be conducted with harmony and effect to the prosperity of the Province.

ALEXANDER CROKE.

Then the House adjourned until to-morrow, at eleven of the clock.

Saturday,

Saturday, 10th December, 1808.

PRAYERS.

An engrossed Bill, for the appointment of Sheriffs, in the two Districts of Pictou and Colchester, was read a third time,

Resolved, That the Bill do pass, and that the title be, An Act for the appointment of Sheriffs in the two districts of Pictou and Colchester, respectively.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

Mr. Ritchie, pursuant to leave given, presented a petition of John Morehouse, in behalf of himself, and others, and the same was read, praying for a drawback of the Impost Duty on a quantity of rum, and other articles, imported by the petitioners from the island of Bermuda, in July last.

Ordered, That the petition do lie on the table.

Mr. Secretary George, by order of his Honor the President, delivered to the House :

A Report from the Commissioners appointed by his Excellency the Lieutenant-Governor, to expend the sum of £.250, granted in the last Session, for the purpose of providing Furniture for the public rooms in the Government House.

An account of John Merrick, for painting and glazing for the new Government House, from 18th December, 1806, to 21st September, 1808.	£.35	11	3
An account of Hartshorne and Boggs, Do. for Ironmongery, &c. for do. between 1st and 27th September, 1806 (omitted in former account)	8	12	6
An account of Ewing and Bowie, for carpeting for do. to 4th October, 1807 (omitted in former account)	14	15	6
An account of Wm. Farquharson for Mason Work, for do. between 9th and 14th December, 1807.	1	12	6
An account of John Anderson, for do. do. between 9th and 21st December, 1807.	16	11	
An account of John Henderson and Son, for do. between 19th February, 1807, and 15th March, 1808.	1	9	3
An account of Dechman and Spike, for fundry carpenters work for do. between the 2d May, 1807, and 25th January, 1808.	4	1	5½
	£.66	19	4½

Ordered, That the report and accounts do lie on the Table to be perused by the Members of the House.

Mr. Pyke, pursuant to leave given, presented a petition of the Grand Jury, in behalf of themselves, and others, inhabitants of the town and county of Halifax, and the same was read, setting forth : that his Excellency the Lieutenant-Governor did, by letters patent, bearing date the 30th day of November last, grant to the Chief Justice of the Province, and the Attorney General, with the Custos Rotulorum, for the county

of Halifax, for the time being, in trust for the use and benefit of the inhabitants of said town and county of Halifax, a certain tract or lot of ground, situate in the said town of Halifax, commonly called the scite of the old flesh or meat market.

That the scite so granted is central, and will answer the purpose contemplated by the town and county, but that erecting a building on that ground, will tend to narrow the street, and may prove detrimental to the houses, and other property of the inhabitants, in the vicinity, in case of fire; whereas, leaving the ground vacant, and having it levelled, will prove beneficial and convenient to the town and country, provided the town and county of Halifax could be accommodated with a central and suitable situation for a Court House, from the vacant ground contiguous to and adjoining the old Government House, and praying the House would take the premises into consideration, and grant relief by allotting to the inhabitants of the town and county of Halifax, a scite for their Court House as before named.

Ordered, That the petition do lie on the Table to be perused by the Members of the House.

Mr. Ritchie reported from the select Committee on the subject of the roads and bridges throughout the Province, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and thereupon,

Ordered, That the report be referred to the Committee of supply and thereupon,

On motion the House resolved itself into a committee of the whole House, to consider further of a supply to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the Committee had come to several Resolutions thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

Resolved, That it is the opinion of this Committee, that the following sums should be granted and applied for the service of roads and bridges:

Three hundred and fifty pounds for the road from the Windfor road, to Gay's river.

One hundred pounds for the road from Gay's river to Truro.

Fifty pounds for the road from Moore's at Gay's river to Musquodobit.

Fifty pounds for the road from Dickey's to the upper Sewack river.

Seventy five pounds to assist in building the bridge over Salmon river in Truro.

Fifty pounds for the road from Onflow to Tatamagushe.

Thirty pounds to assist the inhabitants of Onflow and Londonderry, to build the bridge over the river Chiganoise.

One hundred pounds for the road from Christie's to the line of Picou district.

Twenty five pounds for the road from the Old Barnes in Truro, to Shubenacadie.

One hundred pounds for the road from the line of Picou, to the Gut Bridge.

Sixty

Sixty pounds to John Patterfon, to discharge the sum incurred for building the Gut Bridge near Pictou, in addition to the sum already paid him by the inhabitants of the said district.

Fifty pounds for the road from East Bridge in Pictou, to the Bridge over the East Branch of St. Mary's river.

Thirty pounds for the road from Charles Brown's to Sutherland's at Margomithe.

Forty pounds for the road from Sutherland's to the line of Sydney county.

Twenty five pounds to assist the inhabitants of Pictou, to build a bridge over the middle river, in addition to the sum of Seventy five pounds, already granted for that purpose.

One hundred and twenty pounds for the road from Mitchell's Farm, to the bounds of the county of Hants.

Twenty pounds for the road from the river John to Pictou.

Fifteen pounds for the road from Londonderry to Remfleg.

Ten pounds for the road from Bafs river to Economy.

Thirty five pounds for the road from St. Margarets Bay, towards Bowers's Farms at Good Wood.

Fifteen pounds for the road from Prospect to St. Margaret's Bay road, in addition to the sum of twenty-five pounds granted for that service.

Two hundred and fifty pounds for building a bridge over Bear River, on the Post Road from Annapolis to Digby, in addition to the sum granted last year.

Seventy pounds for the main road from little Nictaur Bridge to the house of Caleb Shafner, in Annapolis.

Twenty-five pounds for the road from the ferry at Bear River to Lee's mills.

Twenty-five pounds for the main road from Digby to Yarmouth, between Digby and Marr's brook.

Fifty five pounds for the main road between Williams's mill brook and the Petit Passage in Digby.

Forty pounds for the main road from Sciffabou to Yarmouth, between Cape Cove and Salmon River.

Twenty two pounds ten shillings for completing the bridge over the Annapolis river, near Lunn's mills, in the township of Annapolis.

Ten pounds to aid the inhabitants to repair the bridge over saw mill creek on the main road in the township of Annapolis.

Fifty pounds to aid the inhabitants of Wilmot to open a road from Nictaur to the Cornwallis line, on the new projected road from Nictaur to New Canaan.

Fifty two pounds ten shillings for the road from Nictaur to Liverpool, between the six mile tree and the half way tree on the said road.

One hundred and fifty pounds for the road and bridges from Liverpool falls to the half way tree on the Nictaur road.

One hundred pounds for the roads from two miles beyond the town of Liverpool to Broad River, on the main road to Shelburne.

Twenty five pounds for the road from Port Mutton to Port Jolly.

Thirty pounds for the road from Port Jolly to the bounds of Shelburne county.

Forty

Forty pounds for the road to begin one mile from Herring Cove bridge, and to end one mile short of Mill bridge, on the Main road to Lunenburg.

Thirty pounds for the road half a mile from Mill Village to the bounds of Lunenburg county.

Twenty five pounds for the road from one mile beyond Herring Cove bridge to south west cove in lower Port Metway.

Fifty pounds for the road from the bounds of Queen's county to the Town of Shelburne.

Sixty pounds for the road from Shelburne to Barrington, and building a bridge over the river Clyde.

One hundred and ninety pounds for the road from Barrington to Pubnico.

Thirty five pounds for the road from Pubnico to Strawberry point.

One hundred pounds for the road from Cyrus Parry's, to Salmon river, in the county of Annapolis.

One hundred and fifty pounds for the main road from Halifax from the southern bounds of Hant's county to Hugh Brown's.

Fifty pounds for the main road from Emerson's mill, in Windsor, to the river St. Croix.

Twenty five pounds for the main road from Avon bridge to the bounds of King's county.

Forty pounds for the main road in Douglafs, beginning at Chiflom's and ending at Shubenacadie, near Hall's.

Sixty pounds for the main road in Douglafs, from the bridge at Jackson's, near the mill dam, to Christian Henniger's.

Fifty pounds for the main road from Noel leading to Halifax, to the new bridge over the river Kenetcook, in Douglafs.

Twenty five pounds for the main road from the town line of Newport, above James Harvies', to the main road in Rawdon, near Haley's, leading to Halifax.

Fifty pounds for the main road through Rawdon leading to Halifax, beginning at the Douglafs road and ending at Lawrence's.

Twenty five pounds to aid the settlers on the Bafon of Minas to rebuild the bridge over the river Cockmagun.

Fifteen pounds to assist the inhabitants on the Bafon of Minas to rebuild the bridge over the River Petit.

Fifteen pounds for the road from M'Niel's farm, at the Man of War's Land, leading to Petit.

Twenty pounds to assist the inhabitants of Newport in making a causeway over the long swamp near William Barron's.

Twenty pounds for the main road in Windsor leading to Halifax, beginning at Godfry's and ending at the three Mile Plain.

Twenty pounds for the road from Salter's, on the Petit road in Newport, to the Kenetcook bridge.

Thirty five pounds for the road from Windsor to Chester, beginning at the Indian orchard and ending at the Chester line.

Eighty pounds for the road from the Indian gardens to Malignant cove.

One hundred and twenty pounds for the main road from the head of Milford haven to the Indian gardens at Antigonishe.

One hundred pounds for the main road from Antigonishe to the Forks of St. Mary's river.

One hundred pounds for the road from Guyborough to the east branch of St. Mary's river.

One hundred pounds for the new main road from the half way river bridge, on the southern boundary of Horton to the stone bridge in Horton.

Sixty pounds for the road from the Court House in Horton, to Pineo's, on the Post road to Annapolis.

Forty pounds for the road from Pineo's to the western bounds of Aylesford.

Sixty pounds for the road from Silas Rand's, in Cornwallis, to Aylesford church.

Thirty pounds for the road from Scotch bay to Cornwallis.

Twenty pounds for the road from Black Rock to Cornwallis.

Thirty pounds for the road from Baxter's harbour to Cornwallis.

Twenty-five pounds for the road from Benjamin's mill, in Horton, towards Nic-taur.

Thirty-five pounds for the road from lower Horton bridge towards Mount Den-son, in Falmouth.

Forty five pounds for the road and bridges from Partridge island, on the main road to the south bounds of Cumberland county, and to pay such person as the Surveyor General may appoint for ascertaining the bounds of said county, provided the said service to be performed by him shall not exceed five pounds; to be approved of by such person as may be appointed commissioner for the expenditure of the present vote of money.

Thirty pounds for the road from the main road leading from Partridge island to Cumberland, to Advocate harbour.

One hundred and forty pounds for the road between Chester and Windsor, the expenditure to commence on the said road nine miles from the town of Chester, and to end within two miles of the Forks of Avon river, in the county of Hants.

One hundred pounds for the road between Koch's mill, at the falls of Lahave river, and the boundary line of Lunenburg and Annapolis counties.

Fifty pounds to open and make the road between Zwicker's mill, at Mush Mush, and the block house on the main road from Annapolis to Lunenburg.

Fifty pounds for the road from Pernette's mills to Petit Rivere.

Fifty pounds for the road from Broad Cove road to the boundary line of Lunenburg and Queen's County.

One hundred and fifty pounds for the road and bridges from the bounds of Londonderry to Amherst.

Fifty five pounds for the road and bridges from Gabriel Purdy's on the Cumberland road to Remisheg harbour.

Thirty five pounds for the road and bridges from Richard Thompson's, on the River Philip, to Andrew Fushner's, on Remisheg harbour.

Seventy pounds for the road and bridges from the bounds of King's county, on the Parrborough road, to Napan bridge, and to pay such person as the Surveyor General may appoint for ascertaining the bounds of the said county, provided the said service to be performed by him, shall not exceed five pounds, to be approved of by

such person as may be appointed Commissioner, for the expenditure of the present vote of money.

Ten pounds for the road and bridges from the main road leading from Cumberland to Parfborough, across to the river Philip.

Thirty pounds for the road and bridges from the upper end of Amherst, to the Gulf of St. Lawrence.

Resolved, That it is the opinion of this Committee, that the sum of seven pounds fourteen shillings and one penny, should be granted to George Boyle, for victualing and lodging certain militia men drafted for his Majesty's service in January last, per account.

Resolved, That it is the opinion of this Committee, that the sum of five pounds nine shillings, should be granted to John Heckman, for victualing and lodging certain militia men, drafted for his Majesty's service in February and March last, per account.

The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again on the consideration of a supply.

The said report and resolutions were severally read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

Ordered, That the Clerk do carry the foregoing resolutions to the Council, and desire their concurrence to the same.

Then the House adjourned until Monday at eleven of the clock.

Monday 12th December, 1808.

PRAYERS.

The Order of the Day being read, thereupon,

On motion the House resolved itself into a committee of the whole House, on the consideration of private petitions.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair;

The Chairman reported from the Committee, that they had made some progress in the business to them referred, and that the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

Resolved, That it is the opinion of this committee, that the petition of J. H. Fliagher should be referred to a committee to be appointed by the House, who are to examine into the allegations of the same, and report thereon.

The Chairman also acquainted the House, that he was directed by the Committee

to

to move for leave to sit again on the consideration of the business to them referred.

The said report and resolution were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the petition of J. H. Fliegner be referred to Mr. Ritchie, Mr. Hutchinson, and Mr. Lawson, agreeably to the resolution of the Committee of the whole House.

Then the House adjourned until to-morrow, at eleven of the clock.

Tuesday, 13th December, 1808.

PRAYERS.

On motion, *ordered*, that the petition of Isaiah Shaw, and also the petition of John Morehouse, and others, be referred to the committee who are to examine into, and report on, the petition of Snow Parker and William Freeman.

Mr. Robie, pursuant to leave given, presented a Bill for the better regulation of Attornies, Solicitors and Proctors, &c. and the same was read a first time.

Resolved, That the Bill be read a second time.

The Order of the Day being read,

On motion, the House resolved itself into a committee of the whole House, on the further consideration of private petitions.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of the same, which report the House agreed to.

On motion, the House resolved itself into a Committee of the whole House to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair;

Mr. Pyke took the Chair;

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made further progress in the business to them referred; and that the Committee had come to a resolution thereupon, which they had directed him to report to the House; and he read the Report in his place; and afterwards delivered it in at the Clerk's table; where it was read, and is as follows:

Resolved, That it is the opinion of this Committee, That the sum of twenty-five pounds should be granted to Adolphus Vieth, for his services as clerk to the Adjutant General of Militia for the present year.

The Chairman also acquainted the House, that he was directed by the Committee

to move for leave to sit again on the consideration of a supply; which the House agreed to.

The said resolution was read throughout a first and second time; and thereupon Mr. James moved, that the same be not received by the House; which being seconded and put, passed in the affirmative.

On motion, the House resolved itself into a Committee of the whole House, to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the Committee had directed him to move for leave to sit again on the consideration of a supply; which report the House agreed to.

Mr. Treasurer Wallace delivered to the House—Plans, Contract, Report, and other documents relating to Briar Island Light House.

Ordered, That the said papers do lie on the Table to be perused by the Members of the House.

Mr. Speaker laid before the House, a letter which he had received this day from Michael Wallace, Esq. and also a letter from Captain Gustavus Stupart, of the Royal Navy, dated Halifax, 8th March last, on the subject of a Light House required near the Gut of Canso, for the safety of vessels approaching and passing along the coast of this Province; and the said letters were read, and thereupon,

Ordered, That the letters do lie on the table to be perused by the Members of the House.

Then the House adjourned until to-morrow at eleven of the clock.

Wednesday, 14th December, 1808.

PRAYERS.

On motion, the House resolved itself into a Committee of the whole House, to consider further of a supply to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made further progress in the business to them referred; and that the Committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

On

On motion of Mr. James, *Resolved*, that the petition of the Adjutant General of Militia, be referred to a Committee, and that the said Committee do call on the Adjutant General for an account of the expences incurred by him in the execution of the said office.

Ordered, That Mr. Crane, Mr. Pearson, and Mr. Hutchinson, be a committee accordingly.

On motion, *ordered*, That the Account of William Minns, be referred to Mr. Merton, Mr. Campbell, and Mr. Robertson, who are to examine into the merits of the same, and report to the House thereon.

A Bill for the better regulation of Attornies, Solicitors, Proctors, &c. was read a second time.

Resolved, That the Bill be committed to a committee of the whole House.

On motion of Mr. Ritchie, *resolved*, That this House will to-morrow take into consideration the several Bills which stand committed.

Mr. Hutchinson, pursuant to leave given, presented a Bill for the regulation of Shipping in the port of Halifax. and for appointing a Harbour Master for the said port, and the same was read a first time.

Resolved, That the Bill be read a second time.

On motion, the petition of the Grand Jury for the town and county of Halifax, was read, and considered by the House, and thereupon,

Mr. Haliburton moved that the petition be dismissed, which being seconded and put, and the House dividing thereon, there appeared—for the motion eighteen, against it, eight; so it passed in the affirmative.

Then the House adjourned until to-morrow at eleven of the clock.

Thursday, 15th December, 1808.

PRAYERS.

Mr. Treasurer Wallace delivered to the House, returns of the live stock in the several counties and districts of the Province, taken by order of Government last Spring; and also the accounts for the expence incurred for performing such service, and thereupon,

On motion, *ordered*, that the said returns and accounts be referred to Mr. Archibald, Mr. Warwick, and Mr. Masters, who are to examine into the same, and report thereon to the House.

On motion of Mr. Haliburton, *resolved*, That a committee be appointed to take into consideration the Act passed in the 47th year of his Majesty's reign, entitled, An Act to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges, and that they do prepare and bring in a Bill for altering and amending the same.

Ordered, That Mr. Campbell, Mr. Robie, and Mr. Roach, be a committee accordingly.

The Order of the Day being read,

On motion the House resolved itself into a committee of the whole House, on the consideration of the several Bills which stood committed.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had deferred the consideration of the Bill for regulating Negroes to this day three months; and that the Committee had directed him to move for leave to sit again on the consideration of the Bills to them-referred.

The said report was, upon the question put thereupon, agreed to by the House.

On motion, the House resolved itself into a Committee of the whole House to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair;

Mr. Pyke took the Chair;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Hutchinson, pursuant to leave given, presented a Bill to encourage the fitting out of vessels in this Province, for carrying on the Bank and Cod Fisheries, and the same was read a first time.

Resolved; That the Bill be read a second time.

Mr. Robie, pursuant to leave given, presented a petition of Rufus G. Taylor, Rufus Fairbanks, and John Osborn, and the same was read, praying for a drawback of the sunk duty on a quantity of coffee, amounting to £.45 16 8, imported by them from the Island of St. Domingo, and afterwards exported to Great Britain.

Ordered, That the petition be referred to the committee who are to examine and report on the petition of Snow Parker and others.

Mr. Treasurer Wallace delivered to the House, an account of the sums expended in cloathing for the embodied Militia last Winter and Spring, and thereupon,

Ordered, That the account be referred to the committee appointed on that subject.

Ordered, That the report of the committee on John Howe & Son's account; and also of the committee on Charles Stephenson's account, be referred to the Committee of Supply.

On motion, *ordered*, That Mr. Ritchie, Member for the county of Annapolis, and
Mr.

Mr. Marshall, Member for Sydney, have leave to return home on their private affairs.

Then the House adjourned until to-morrow, at eleven of the clock.

Friday, 16th December, 1808.

PRAYERS.

A bill to encourage the fitting out of vessels in this Province, for carrying on the bank and cod fisheries, was read a second time.

Resolved, That the bill be committed to a Committee of the whole House.

On motion of Mr. Haliburton, *resolved*, that a Committee be appointed to examine into the plans, contract and other papers respecting the Light House on Briar Island.

Ordered, That Mr. Haliburton, Mr. James and Mr. Morton, be a Committee accordingly.

Mr. Pearson, pursuant to leave given, presented a bill, to encourage the raising of bread corn on new lands, and the same was read a first time.

Resolved, That the Bill be read a second time.

On motion, the House resolved itself into a committee of the whole House, on the consideration of the Bill to encourage the fitting out of vessels in this Province, for carrying on the Bank and Cod Fisheries.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had gone through the Bill to them referred; and had made several amendments thereunto, which they had directed him to report to the House; and he afterwards delivered the Bill, with the amendments, in at the Clerk's table.

The said amendments were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

A Bill for the regulation of shipping in the port of Halifax, and for the appointing a Harbour Master in the said Port, and also

A Bill to prevent the Highways in this Province being injured by dragging timber, &c. over the same were severally read a second time.

Resolved, That the Bills be committed to a Committee of the whole House.

Then the House adjourned until to-morrow at eleven of the clock.

Saturday, 17th December, 1808.

PRAYERS.

A Bill to encourage the raising of Bread Corn on new Lands, was read a second time.

Resolved,

Resolved, That the Bill be committed to a Committee of the whole House.

Ordered, That the Bill to encourage the fitting out of vessels in this Province for carrying on the Bank and Cod Fisheries, be engrossed.

Mr. Archibald reported from the committee to whom the returns, &c. relative to the live stock in the Province were referred, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows :

That the committee have examined the returns and accounts to them referred, and recommend to the House to grant the sum of one hundred and forty nine pounds eleven shillings and three pence, to pay the expenses incurred for performing the service therein mentioned, agreeable to the statement made by the committee, if the House shall be of opinion that the Province ought to pay the persons so employed.

Ordered, That the report do lie on the table.

On motion, the House resolved itself into a Committee of the whole House, on the consideration of the several Bills which stood committed.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made further progress in the business to them referred ; and that the Committee had directed him to move for leave to sit again on the consideration of the same, which report the House agreed to.

Then the House adjourned until Monday at eleven of the clock.

Monday 19th December, 1808.

PRAYERS.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had deferred the consideration of the Bill for the regulation of Shipping in the port of Halifax, and for appointing a Harbour Master in said port ; and also the Bill to prevent the Highways in this Province being injured, by dragging Timber, &c. over the same, severally, to this day three months. That the committee had deferred the consideration of the first clause of the Bill for the better regulation of Attornies, Solicitors, Proctors, &c. to this day three months. That the committee had gone through the Bill to encourage the raising of Bread Corn on new Lands, and that the committee had directed him to report the said Bill without any amendment, and he afterwards delivered the Bills in at the Clerk's Table, and thereupon, Mr.

Mr. Hutchinson moved, that the report of the committee, so far as relates to the Bill for the regulation of shipping in the port of Halifax, &c. be not received by the House, which being seconded and put passed in the negative.

Mr. Robie then moved, that the report of the committee, so far as relates to the Bill for the better regulation of Attornies, Solicitors, Proctors, &c. be not received by the House, which being seconded and put, and the House dividing thereon, there appeared—for the motion eleven, against it, thirteen; so it passed in the negative.

The report of the committee, was, upon the question put thereupon, agreed to by the House.

Ordered, That the bill to encourage the raising of bread corn on new lands, be engrossed.

On motion, *ordered*, that Mr. Haliburton be discharged from the committee appointed to examine the accounts of Michael Wallace, &c. and that Mr. Roach be added to the committee in his place.

On motion, *ordered*. That Mr. Cunningham be added to the committee to whom the petition of J. H. Fliegler was referred.

On motion, the House resolved itself into a Committee of the whole House to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair;

Mr. Pyke took the Chair;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee that they had made further progress in the business to them referred, and that he was directed by the committee to move for leave to sit again on the consideration of a supply, which report the House agreed to, and thereupon,

On motion, *resolved*, That this House will to-morrow consider further of a supply to be granted for the support of his Majesty's Government.

Mr. Secretary George, by order of his Honor the President, delivered to the House a memorial from George Henry Monk, and Brenton Haliburton, Esqrs. Assistant Justices of his Majesty's Supreme Court, addressed to his Honor, which memorial his Honor recommended to the consideration of the House.

The said memorial was read and is as follows: "That the prices of most articles of life have greatly increased in this Province since the present salary to the Assistant Justices was established, for the support of that independence which is necessary to the administration of justice, and to render the situation an eligible preferment to gentlemen of professional abilities. That upon a late application to his Majesty's ministers by the Judges of the Supreme Court in New-Brunswick, their salary has been augmented from £.300 to £.500 sterling, per annum; and your Memorialists most respectfully solicit that your Honor will be pleased, favorably to consider this their representation, and to recommend an augmentation of their Salary."

Ordered; That the memorial do lie on the Table to be perused by the Members of the House.

Then the House adjourned until to-morrow at eleven of the clock.

Tuesday, 20th December, 1808:

PRAYERS.

The Order of the Day was read,

On motion, the House resolved itself into a Committee of the whole House, to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made further progress in the business to them referred; and that the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

Resolved, That it is the opinion of this Committee, that the sum of five hundred and fifteen pounds ten shillings and five pence, be granted to complete the railing, fences, &c. around the Government House, and to pay the balance now due for erecting a root house, &c. belonging to the same.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again on the consideration of a supply, which the House agreed to.

The said resolution was read throughout a first and second time; and thereupon,

Mr. Robie moved, that the same be not received by the House; which being seconded and put, and the House dividing thereon, there appeared—for the motion, fifteen; against it, thirteen.

For the motion,

Mr. MORTON, Mr. HALIBURTON,
Mr. DIMOCK, Mr. PEARSON,
Mr. ROACH, Mr. ARCHIBALD,
Mr. ROBIE, Mr. PURDY,
Mr. MARSTERS, Mr. SHAW,
Mr. JAMES, Mr. LAWSON,
Mr. WELLS, Mr. CUNNINGHAM.
Mr. DEWOLF,

Against the motion,

Mr. BARSS, Mr. CRANE,
Mr. PARKER, Mr. COLLINS,
Mr. LOVETT, Mr. POOL,
Mr. CAMPBELL, Mr. HUTCHINSON
Mr. WARWICK, Mr. BUSKIRK.
Mr. ROBERTSON,
Mr. NORTHUP,
Mr. PYKE,

So it passed in the affirmative.

Mr. Shaw, pursuant to leave given, presented a Bill to prevent the killing of Seals, or Porpoises, in the Bason of Annapolis, and the same was read a first time.

Resolved, That the Bill be read a second time.

On motion, *ordered*, that the accounts of John Merrick, and others, for materials and workmanship for the Government House, laid before this House by order of his Honor the President, on the 10th instant, be referred to the committee appointed to examine into the accounts of Michael Wallace, &c.

On motion of Mr. Roach, *resolved*, that a Committee be appointed to wait on his Honor the President, to request he will be pleased to direct the Commissioners of the Licence Duties for the town and peninsula of Halifax, to lay before this House an account of the receipt and expenditure of the same.

Ordered,

Ordered, That Mr. Lawfon, Mr. Dewolf, and Mr. Roach, be a committee for the above purpose.

On motion, the House resolved itself into a committee of the whole House, on the further consideration of the Bill for the better regulation of Attornies, Solicitors, Proctors, &c.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to them referred, and that the committee were of opinion that leave should be given to the Member who brought in the said Bill to withdraw the same, and that a committee should be appointed by the House, to prepare and bring in a Bill for the better regulation of Attornies, &c. which report was, upon the question put thereupon, agreed to by the House, and thereupon,

Ordered, That Mr. Robie have leave to withdraw the Bill accordingly.

Ordered, That Mr. Robie, Mr. Archibald, and Mr. Haliburton, be a committee to prepare and bring in a Bill, agreeably to the report of the committee of the whole House.

On motion, the House resolved itself into a Committee of the whole House, to consider further of a supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the Committee had directed him to move for leave to sit again on the consideration of a supply; which report the House agreed to.

Then the House adjourned until to-morrow at eleven of the clock.

Wednesday 21st December, 1808.

PRAYERS.

A Bill to prevent the killing of Seals, or Porpoises, in the Bafon of Annapolis, was read a second time.

Resolved, That the bill be committed to a Committee of the whole House.

Mr. Pearson reported from the committee to whom the petition of John Henderson was referred, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

That the committee have had the petition under their consideration, and also enquired particularly into the cause which occasioned the loss of the stone arch over the

the

the Sackville river, erected by the said petitioner, and report that a committee of this House was formerly appointed by the House of Assembly in its Session, in the year 1806, who stated that they had made personal inspection of the said bridge and river, and procured information as to the state of the said river in times of flood, and that they were of opinion no blame whatever was imputable to the said John Henderson, the contractor, on account of the loss of the said work, and thereupon, they considered him entitled to relief; the said committee also reported that the said contractor should be allowed the sum of two hundred and sixty pounds for his loss, and that he should be relieved from his contract, except what related to the clearing the bed of the river, which is now completed; the committee having taken every possible method to gain information on this subject find no reason to differ in their report from that which was made by the committee formerly appointed to investigate the subject now submitted, and as it appears to the committee that the said John Henderson has been paid by the Commissioner for superintending the erection of the said bridge the sum of one hundred and forty pounds, the committee recommend that he be paid a further sum of one hundred and twenty pounds, making in all the sum of two hundred and sixty pounds; and that he be relieved from his contract, and that the materials which were collected for erecting the said bridge now remaining at Sackville, be the property of the Province, to be applied to such purposes as may hereafter be agreed on by the Legislature.

On motion, *ordered*, that the said report, and the petition of John Henderson, and also the account of Alexander Morrison, be referred to the Committee of Supply, and thereupon,

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the Committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Roach, pursuant to leave given, presented a Bill to encourage the Fisheries of this Province, by granting a bounty on the importation of Salt, and the same was read a first time.

Resolved, That the Bill be read a second time.

Mr. Robie reported from the committee appointed to examine into the expediture of the sums granted for clothing the embodied militia, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and thereupon,

Ordered, That the report do lie on the table.

On motion *resolved*, that a committee be appointed to wait on his Honor the President to request that he will be pleased to direct the proper officer to lay before this House

House a return of the number of the non-commissioned officers and private men in each battalion of the Militia, who were embodied and on duty in the Province, in the last Winter and Spring.

Ordered, That Mr. Haliburton, Mr. Lovett, and Mr. Robertson, be a Committee for the above purpose.

On motion, *ordered*, That the memorial of the Assistant Justices of the Supreme Court, to his Honor the President; and also the petition of George Wright, be referred to the committee of the whole House on private petitions.

Then the House adjourned until to-morrow, at eleven of the clock.

Thursday, 22d December, 1808.

PRAYERS.

Mr. Morton reported from the committee to whom the account of William Minns was referred, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and thereupon,

Ordered, That the report and account be referred to the committee of supply.

On motion, the House resolved itself into a Committee of the whole House, on the consideration of Ways and Means.

Mr. Speaker left the Chair,

Mr. James took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made some progress in the business to them referred; and that the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

Resolved, That it is the opinion of this Committee, that the several Revenue Laws now in force should be continued for another year.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again on the consideration of the business to them referred, which the House agreed to.

The said resolution was read throughout a first and second time; and thereupon,

Ordered, That the Clerk do prepare and bring in Bills for continuing the several Revenue Laws, agreeably to the foregoing resolution.

Mr. Haliburton reported from the committee appointed to wait on his Honor the President on the subject of the embodied militia, that the committee had waited on his Honor accordingly, and that he was pleased to say to the committee, that he would comply with the request of the House.

Mr. Lawson reported from the committee appointed to wait on his Honor the President, on the subject of the Licence Duty for the town and peninsula of Halifax, that the committee had waited on his Honor accordingly, and that he was pleased to

by to the committee, that he would direct the Commissioners to lay an account of the same before the House.

Mr. Archibald reported from the committee to whom the petitions of Snow Parker and Joseph Freeman, &c. were referred, and he read, the report in his place and afterwards delivered it in at the Clerk's Table, where it was read, and thereupon,

Ordered, That the said report and petitions be referred to the committee of the whole House on the consideration of private petitions.

The Clerk, pursuant to order, delivered to the House a Bill for continuing the several Acts of the General Assembly, for the further increase of the Revenue, by raising a duty of Excise on all goods, wares and merchandize, imported into this Province; also

A Bill to continue an Act for granting to his Majesty certain duties on wine, rum and other distilled spirituous liquors, molasses, coffee and brown sugar; and also

A Bill to continue an Act for the better support of the Poor in the respective counties of this Province, and the same were severally read a first time.

Resolved, That the Bills be read a second time.

On motion, the House resolved itself into a Committee of the whole House to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair;

Mr. Pyke took the Chair;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which the House agreed to.

Mr. Hutchinson reported from the committee to whom the petition of J. H. Flieger was referred, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows:

That the committee had considered the petition to them referred, and were of opinion that it was not expedient to make any alteration in the Petitioner's Salary, but as no provision is made by law for granting the petitioner any fee for weighing dutiable articles, which duty it appears is executed by the gauger, the committee recommend to the House to pass an Act, establishing fees for that service, and for making an addition to the allowance at present granted by Law for gauging.

The said report was, upon the question put thereupon, agreed to by the House, and thereupon,

Mr. Hutchinson, pursuant to leave given, presented a Bill in further addition to the Act for the appointment of Sworn Guagers, &c. and the same was read a first time.

Resolved, That the Bill be read a second time.

The petition of Snow Parker, and William Freeman, was, by leave of the House, withdrawn.

Then the House adjourned until to-morrow at eleven of the clock.

Friday, 23d December, 1808.

PRAYERS.

A Bill to encourage the Fisheries of this Province, by granting a bounty on the importation of Salt ; also,

A Bill for continuing the several Acts of the General Assembly, for the further increase of the revenue, by raising a duty of Excise on all goods, wares and merchandise, imported into this Province ; also

A Bill to continue an Act, for granting to his Majesty certain duties on wine, rum, and other distilled spirituous liquors, molasses, coffee and brown sugar ; also

A Bill to continue an Act, for the better support of the Poor in the respective counties of this Province ; and also

A Bill in further addition to the Act, for the appointment of Sworn Gaugers, &c. were severally read a second time.

Resolved, That the Bills be committed to a committee of the whole House.

An engrossed Bill to encourage the raising of Bread Corn on new Lands, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to encourage the raising of Bread Corn on new Lands.

An engrossed Bill to encourage the fitting out of vessels in this Province for carrying on the Bank and Cod Fisheries, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to encourage the fitting out of vessels in this Province, for carrying on the Bank and Cod Fisheries.

Ordered, That the clerk do carry the Bills to the Council, and desire their concurrence to the same.

Mr. Secretary George, by order of his Honor the President, delivered to the House, an account of Casper Wollenhaupt, for gun carriages and a flag staff, furnished by him for the battery at Lunenburg, amounting to £ 39 19.

Ordered, That the account do lie on the Table.

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the Committee had directed

him

him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Robie reported from the committee appointed to prepare and bring in a Bill for the better regulation of Attornies, &c. and accordingly presented a Bill for the better regulation of Attornies, Solicitors, and Proctors, and the same was read a first time.

Resolved, That the Bill be read a second time.

On motion, the House resolved itself into a committee of the whole House, on the further consideration of private petitions.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had gone through the business to them referred, and that the committee had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows :

The petition of William Blair, was read, and thereupon,

Resolved, That it is the opinion of this committee, that the petition should be dismissed.

The petition of Ludowick Hunter and James Hunter, was read, and thereupon,

Resolved, That it is the opinion of this committee that the petition should be dismissed.

The petition of John Dill, and David Dill; the petition of Archibald Smith; the petition of James Gautier; the petition of Ebenezer Wheaton; and the petition of Edward Robinson, and others; were severally read, and thereupon,

Resolved, That it is the opinion of this committee, that the said petitions should be referred to the committee of supply.

The petition of George Wright was read, and thereupon,

Resolved, That it is the opinion of this committee, that the petition should be dismissed.

The petition of Simon Frazer was read, and thereupon,

Resolved, That it is the opinion of this committee, that salt manufactured by the petitioner should be placed on the same footing, with respect to bounty, as salt that shall hereafter be imported into this Province for sale.

The memorial of the Assistant Justices of the Supreme Court was read, and thereupon,

Resolved, That it is the opinion of this committee that it is not expedient at this time, to increase the salaries of the Assistant Justices, but recommend to the House to postpone the further consideration of their memorial to the next Session of General Assembly.

The petition of Rufus G. Taylor, and others, was read, and thereupon,

Resolved, That it is the opinion of this committee, that the petition should be dismissed.

The petition of John Morehouse, and others ; the petition of Robert Thompson ; and also the petition of Isaiah Shaw ; were severally read, and thereupon,

Resolved, That it is the opinion of this committee, that the said petitions should be referred to the committee of supply.

The said report and resolutions were read throughout a first and second time ; and upon the question severally put thereupon, agreed to by the House.

Ordered, That the petitions of John Dill, and David Dill ; and others, be referred to the committee of supply, agreeably to the resolution of the committee of the whole House.

Mr. Shaw moved, that the House do now resolve itself into a committee of the whole House, on the consideration of the Bill to prevent the killing of Seals, or Porpoises, in the Bason of Annapolis, which being seconded and put passed in the affirmative, and thereupon,

The House resolved itself into a committee of the whole House accordingly.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to them referred, and that the committee were of opinion that leave should be given to the Member who brought in the said Bill to withdraw the same, which report was, upon the question put thereupon, agreed to by the House.

Ordered, That Mr. Shaw have leave to withdraw the Bill accordingly.

Then the House adjourned until to-morrow, at eleven of the clock.

Saturday, 24th December, 1808.

PRAYERS.

The Adjutant General of Militia, by order of his Honor the President, delivered to the House, monthly returns of the embodied militia, on duty last winter and spring, as follows :

Returns of the first battalion, dated 1st January, February, and March, 1808.

Ditto of the second, do. 1st January, February, and March, do.

Ditto of the third, do. 1st March, 1808.

Ordered, That the returns do lie on the Table.

A Bill for the better regulation of Attornies, Solicitors, and Proctors, was read a second time.

Resolved, That the Bill be committed to a committee of the whole House.

On motion, the House resolved itself into a Committee of the whole House to consider further of a supply to be granted for the support of his Majesty's government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

M.

The

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the committee had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

Resolved, That it is the opinion of this committee, that the sum of one hundred pounds, remaining in the Treasury of the Province, of the last year's appropriation, to defray the expense of unforeseen public services for the past year, be placed at the disposal of the Lieutenant Governor, or Commander in Chief, to be applied to defray any such services for the year ensuing.

Resolved, That it is the opinion of this committee, that the sum of thirty one pounds eighteen shillings and six pence, should be granted to Alexander Morrison, in full, for binding up in blue covers, books of regulations for the militia, per account.

Resolved, That it is the opinion of this committee that the sum of ten pounds be granted to Ebenezer Wheaton, towards his support for the year ensuing, in consideration of his being deprived of the use of one of his arms, which disability happened while he was employed in the second battalion of embodied militia on duty at Halifax last Winter.

Resolved, That it is the opinion of this Committee, that the sum of twelve pounds fifteen shillings, be granted to the undermentioned persons to be paid to them respectively, as follows, viz: To sergeants Edward Robinson, Charles Van Buskirk and John Cox, two pounds ten shillings, each; to private William Dennet, one pound fifteen shillings; and to private John Apt, three pounds ten shillings, in consideration of their remaining sick in the hospital at Halifax, after the disembodiment of the militia on duty there last winter.

Resolved, That it is the opinion of this committee that the sum of one hundred and fifty pounds be granted to John Howe and Son, for printing performed by them on account of the extra Session of the General Assembly, in May last, also for printing one thousand books of Instruction for the militia, and in full of their account.

Resolved; That it is the opinion of this committee, that the sum of twenty pounds eleven shillings and six pence, be granted to William Minns, in full of his demand for printing per account.

Resolved, That it is the opinion of this committee; that the sum of fourteen pounds be granted to Isaiah Shaw, for a drawback of the duty on 480 gallons of rum, exported to Passamaquoddy in July 1807.

Resolved, That it is the opinion of this committee, that the sum of eighteen pounds one shilling and four pence half penny, be granted to John Morehouse, James Titus, Lofee Titus, and Jacob Titus, for a drawback of duties paid by them on a quantity of rum, molasses, and sugar, purchased with the produce of the Province, and imported from Bermuda in July last.

Resolved, That it is the opinion of this committee, that the sum of nine pounds be granted to Robert Thomson, for his services as health officer for the port of Shelburne in the years 1805 and 1806, and in full of his account.

Resolved, That it is the opinion of this committee, that the sum of one hundred and forty-nine pounds eleven shillings and three pence should be granted to the

Secretary

Secretary of the Province, to defray the expence incurred in taking an account, and making returns of the live stock within the several Counties and Districts; the same to be paid to the respective persons who performed the service, as per schedule thereof certified by the Speaker of the House of Assembly.

Resolved, That it is the opinion of this committee, that the sum of thirty pounds should be granted to James Gautier, late Deputy Secretary, as a reward for his past services.

Resolved, That it is the opinion of this committee, that the sum of thirty pounds should be granted to the Clerk of the House of Assembly, for extra services performed by him in the last Session of General Assembly.

Resolved, That it is the opinion of this committee, that the sum of ten pounds be granted to the Clerk of the House of Assembly, to reimburse the expence of extra clerks employed in the service of the House in the last Session of General Assembly.

Resolved, That it is the opinion of this committee, that the sum of fifty pounds be granted to James Ratchford and James Noble Shannon, for the encouragement of a Packet to run between Windsor and Patridge-Island, under such regulations as may be made and ordered by the Justices in Session for the County of Hants, for the ensuing year.

Resolved, That it is the opinion of this committee, that the sum of three hundred and fifty pounds be granted to discharge the balance now due the commissioners of the Island of Sable, and for the support of that establishment for the present year.

Resolved, that it is the opinion of this committee, that if John Henderson, shall enter into a new contract, with a commissioner to be appointed for that purpose, for erecting a stone bridge over Sackville-river, conformable to the conditions of his former contract, except as to the time for completing the said bridge, which it shall be lawful to extend to the first day of August next, and shall complete the said bridge accordingly, then that the sum of three hundred pounds (in addition to the sum of one hundred and forty pounds he has already received) be paid in full for his past losses, and of the said contract.

Resolved, That it is the opinion of this committee, that the sum of twenty pounds should be granted to John Dill, and David Dill, in full compensation for the public road running through their land on the Ardoise hill.

Resolved, That it is the opinion of this committee, that the sum of twenty pounds should be granted to Archibald Smith, in full compensation for the public road running through his land on the Ardoise hill.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again on the consideration of a supply; which the House agreed to.

The said resolutions were read throughout a first and second time, and thereupon,

Mr. Haliburton moved, that the House do not agree to the resolution of the committee for granting fourteen pounds to Isaiah Shaw; which being seconded and put, and the House dividing thereon, there appeared—for the motion, twelve; against it, sixteen.

For the motion,

Mr. LAWSON, Mr. MORTIMER,
 Mr. DIMOCK, Mr. CUNNINGHAM,
 Mr. BUSKIRK, Mr. PARKER,
 Mr. HALIBURTON, Mr. CAMPBELL.
 Mr. JAMES,
 Mr. HUTCHINSON,
 Mr. ROACH,
 Mr. MORTON,

Against the motion,

Mr. COLLINS, Mr. WARWICK,
 Mr. BARSS, Mr. PEARSON,
 Mr. CRANE, Mr. ROBIE,
 Mr. DEWOLF, Mr. POOL,
 Mr. MARSTERS, Mr. ROBERTSON,
 Mr. NORTHUP, Mr. LOVETT,
 Mr. PYKE, Mr. CHANDLER,
 Mr. ARCHIBALD, Mr. PURDY,

So it passed in the negative.

Mr. Mortimer moved that the House do not agree to the resolution of the committee for granting fifty pounds for the Parrsbrough packet, which being seconded and put, and the House dividing thereon, there appeared—for the motion, eleven; against it, eighteen; so it passed in the negative.

The several resolutions, as reported from the committee, were then put to the House, and upon the question severally put thereupon, agreed to; and thereupon,

Ordered, That the clerk do carry the said resolutions to the Council, and desire their concurrence to the same.

A message from the Council, by Mr. Cogswell:

Mr. Speaker,

The Council will adjourn until Wednesday next, at twelve o'clock, on account of the holidays.

And then the messenger withdrew.

Mr. James moved, that the account of Casper Wollenhaupt, be referred to the committee of supply, which, being seconded and put, passed in the negative.

Mr. Hutchinson reported from the committee to whom the memorial of the Adjutant General of Militia was referred, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows:

That the committee have heard the Adjutant General on the subject of his memorial, and also received from him an account of his expenses, for stationary and postage, for several years past, and the committee recommend to the House, that the sum of ninety-five pounds be granted to the Adjutant General, to defray his past expenses for stationary and postage; and also his expenses of clerk hire, stationary, and postage for the year ensuing.

Ordered, That the report do lie on the table.

On motion, the House resolved itself into a Committee of the whole House, on the consideration of Ways and Means.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made some progress in the business to them referred; and that the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:—

Resolved,

Resolved, That it is the opinion of this committee, that it is expedient to impose an additional duty of four pence per gallon on rum, and other distilled spirituous liquors, for the purpose of paying for the arms already furnished the militia in this Province, and such arms as may be hereafter provided; and that a committee should be appointed by the House to prepare and bring in a Bill for the above purpose.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again on the further consideration of ways and means; which the House agreed to.

The foregoing resolution was read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

Ordered, That Mr. Hutchinson, Mr. Haliburton, and Mr. Campbell, be a committee to prepare and bring in a Bill, agreeably to the resolution of the committee of the whole House.

Then the House adjourned until Monday at eleven of the clock.

Monday, 26th December, 1808.

PRAYERS.

On motion of Mr. Campbell, *resolved*, that a committee be appointed to examine into the expenditure of £.345 os. 4¹/₂d for repairing the Light House on M'Nutt's island.

Ordered, That Mr. Campbell, Mr. Parker, and Mr. Lovett, be a committee for the above purpose.

On motion, the House resolved itself into a committee of the whole House, on the consideration of the Bill in further addition to the Act for the appointment of Sworn Guagers; and also the Bill for the better regulation of Attornies, Solicitors and Proctors.

Mr. Speaker left the Chair;

Mr. Pool took the Chair;

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill in further addition to the Act, for the appointment of Sworn Guagers, and that the committee had directed him to report the said Bill without any amendment. That the committee had also gone through the Bill for the better regulation of Attornies, Solicitors, and Proctors, and had made several amendments thereunto, which they had directed him to report to the House, and he afterwards delivered the two Bills, with the amendments to the Bill last mentioned, in at the Clerk's Table.

The amendments to the Bill for the better regulation of Attornies, &c. were read throughout a first and second time; and thereupon,

Mr. Crane moved, that the fourteenth clause of the said Bill, which prohibits Sheriffs or Deputy Sheriffs, Clerk or Deputy Clerks of the Crown, Registrar or Deputy Registrars in the Court of Chancery, Court of Vice-Admiralty, or Courts for the Probate of Wills, Prothonotary or Deputy Prothonotary in the Supreme Court

or Inferior Courts, or the Clerk or Clerks of any or either of such persons, from and after the first day of March next, to act as an Attorney, Solicitor, or Proctor, be not received by the House; which being seconded and put, and the House dividing thereon, there appeared—for the motion, ten; against it, fifteen.

For the motion,

Mr. PYKE,
Mr. POOL,
Mr. MARSTERS,
Mr. NORTHUP,
Mr. CRANE,
Mr. HALIBURTON,
Mr. DEWOLF,
Mr. LOVETT,

Mr. CHANDLER,
Mr. WARWICK,

Against the motion,

Mr. CAMPBELL.
Mr. PARKER,
Mr. HUTCHINSON,
Mr. ROACH,
Mr. ARCHIBALD,
Mr. ROBIE,
Mr. BARSS,
Mr. PEARSON,
Mr. CUNNINGHAM,
Mr. JAMES,
Mr. MORTON,
Mr. SHAW,
Mr. LAWSON,
Mr. DIMOCK,
Mr. COLLINS,

So it passed in the negative.

The said amendments were then put to the House, and upon the question severally put thereupon, agreed to.

Ordered, That the Bill for the better regulation of Attornies, &c. with the amendments, and also the Bill relative to the appointment of sworn Guagers, be engrossed.

Mr. Hutchinson reported from the committee appointed to prepare and bring in a Bill for laying an additional duty of four pence per gallon on rum, &c. and accordingly presented a Bill for granting to his Majesty, a further duty on rum, and other distilled spirituous liquors, &c. and the same was read a first time.

Resolved, That the Bill be read a second time.

Then the House adjourned until to-morrow, at eleven of the clock.

Tuesday, 27th December, 1808.

PRAYERS.

A Bill for granting to his Majesty a further duty on rum, and other distilled spirituous liquors, &c. was read a second time.

Resolved, That the Bill be committed to a committee of the whole House.

Mr. Roach moved, that the House do now resolve itself into a committee of the whole House, on the several Revenue Bills which stood committed, which being seconded and put, and the House dividing thereon, there appeared—for the motion, eleven; against it, eight; so it passed in the affirmative; and thereupon,

The House resolved itself into a committee of the whole House on the consideration of the said Bills accordingly.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee, that they had gone through the Bill for continuing the several Acts of the General Assembly, for the further increase of the revenue, by raising a duty of Excise on all goods, wares and merchandise, imported into this Province; the Bill to continue an Act, for granting to his Majesty

Majesty certain duties on wine, rum, and other distilled spirituous liquors, molasses, coffee and brown sugar; and also, the Bill to continue an Act, for the better support of the Poor in the respective counties of this Province; and that the committee had directed him to report the said Bills, severally, without any amendment. That the Committee had gone through the Bill for granting to his Majesty a further duty on rum, and other distilled spirituous liquors, and had made an amendment thereunto, which they had directed him to report to the House, and he afterwards delivered the said Bills, and the amendment to the Bill last mentioned, in at the Clerk's Table.

The amendment to the Bill for granting to his Majesty a further duty on Rum, &c. was read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

Ordered, That the said Bill, with the amendment, and also the several other Bills as reported from the Committee, be engrossed.

On motion of Mr. Hutchinson, the account of Casper Wollenhaupt, was read by the Clerk; and thereupon,

Resolved, That as the erecting of fortifications, and the providing of ordnance for the defence of the Province, is conducted by, and under the direction of, his Majesty's military officers and departments. and as the account of Mr. Wollenhaupt appears to have been wholly contracted for and towards such fortifications and ordnance, it is not expedient to provide for paying the same out of the funds of the Province.

On motion of Mr. Robie, *resolved*, that the accounts for the expenditure of the sums granted by the Legislature, for the clothing of the embodied militia, and the several returns of the said militia, be referred to a committee, who are to examine into the same and report thereon to the House.

Ordered, That Mr. Cunningham, Mr. Wells, Mr. Robertson, and Mr. Morton, be a committee for the above purpose.

On motion of Mr. Hutchinson, *ordered*, that his Excellency the Lieutenant Governor's message to this House, of the 29th of November last; and also the report of the committee on the subject of the the Adjutant General's memorial, be referred to the committee of supply.

Mr. Campbell reported from the committee appointed to examine into the expenditure of £.345 os. 4½d, for repairing the Light House on M'Nutts Island, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

That the committee have examined the account exhibited by John Hames, the Commissioner, and find the same correct, and are of opinion, that the sum of seventeen pounds five shillings should be paid to him, being at the rate of five per cent. on the sum expended under his direction.

Ordered, That the report be referred to the committee of supply, and thereupon.

On motion the House resolved itself into a committee of the whole House, to consider

sider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Then the House adjourned until to-morrow at eleven of the clock.

Wednesday, 28th December, 1808.

PRAYERS.

A Bill to continue an Act for granting to his Majesty certain duties on wine, rum, and other distilled spirituous liquors, molasses, coffee, and brown sugar, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue an Act for granting to his Majesty certain duties on wine, rum, and other distilled spirituous liquors, molasses, coffee, and brown sugar.

A Bill to continue an Act for the better support of the Poor in the respective counties of this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue An Act for the better support of the Poor in the respective counties of this Province.

A Bill, for continuing the several Acts of the General Assembly, for the further increase of the revenue, by raising a duty of Excise on all goods, wares, and merchandize imported into this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for continuing the several Acts of the General Assembly for the further increase of the revenue, by raising a duty of excise on all goods, wares, and merchandize, imported into this Province.

A Bill for granting to his Majesty a further duty on rum and other distilled spirituous liquors, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for granting to his Majesty a further duty on rum, and other distilled spirituous liquors, for the purpose of defraying the expense of providing arms and accoutrements for the militia of this Province.

On motion of Mr. Robie, *resolved*, that a committee be appointed to enquire into the nature and duties of the office of Land Waiter, at the port of Halifax, and to report to the House upon the expediency of providing for the payment of the said officer in future.

Ordered, That Mr. James, Mr. Morton, and Mr. Collins, be a committee for the above purpose.

A Bill in further addition to the Act, for the appointment of Sworn Guagers, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in further addition to an Act, passed in the first year of his Majesty's reign, entitled, An Act for the appointment of Sworn Guagers, ascertaining their duty, granting them an allowance, and establishing their fees.

A Bill for the better regulation of Attornies, Solicitors, and Proctors, was read a third time, and thereupon,

Mr. Robie moved, that an engrossed clause be added to the Bill, as follows, viz :

“ *And be it further enacted*, That this Act shall continue and be in force for the space of seven years from the publication thereof, and from thence to the end of the next Session of the General Assembly;” which being seconded and put, and the House dividing thereon, it passed in the affirmative.

The engrossed clause was thrice read, and, upon the question put thereupon, agreed to by the House, to be made part of the Bill.

Resolved, That the Bill do pass, and that the title be, An Act for the better regulation of Attornies, Solicitors, and Proctors, practising in the Courts of Law and Equity in this Province.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence to the same.

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair;

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

On motion of Mr. Hutchinson, *ordered*, that the Clerk do carry the several Bills for continuing the respective Revenue Acts now in force, and which Bills passed the House this day, to the Council, and desire their concurrence to the same.

Mr. Collins reported from the committee appointed to examine into the expen-
diture of monies voted for roads and bridges, and he read the report in his place,
and afterwards delivered it in at the clerk's table, where it was read, and thereupon,

Ordered, That the report do lie on the table, to be perused by the Members.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to encourage the raising of bread corn on new lands; also,

A Bill, entitled, An Act to continue an Act for granting to his Majesty certain
O. duties

duties on wine, rum, and other distilled spirituous liquors, molasses, coffee, and brown sugar; also,

A Bill, entitled, An Act to continue an Act for the better support of the Poor in the respective counties of this Province; and also,

A Bill, entitled, An Act for continuing the several Acts of the General Assembly for the further increase of the revenue, by raising a duty of excise on all goods, wares, and merchandize, imported into the Province, severally, without any amendment.

The Council have agreed to seventy resolutions of this House for granting the following sums for Roads and Bridges, viz.—

- 350l. for the road from the Windsor road to Gay's river
- 100l. for the road from Gay's river to Truro
- 50l. for the road from Moore's at Gay's river, to Musquodoboit
- 75l. to assist in building a bridge over Salmon river in Truro
- 50l. for the road from Onflow to Tatamagouche
- 30l. to assist in building a bridge over the river Chiganoife
- 100l. for the road from Christie's to the line of Pictou district
- 25l. for the road from the old barns in Truro, to Shubenacadie
- 60l. to assist in re-building the gut bridge near Pictou
- 50l. for the road from the east river in Pictou, to the bridge over the east branch of St. Mary's river
- 30l. for the road from Charles Brown's to Sutherland's at Margomish
- 40l. for the road from Sutherland's to the line of Sydney county
- 120l. for the road from Mitchel's farm to the bounds of the County of Hants
- 20l. for the road from the river John to Pictou
- 15l. for the road from Londonderry to Remfleg
- 10l. for the road from Bass River to Economy
- 15l. for the road from Prospect to St. Margaret's Bay, in addition to 25l. already granted
- 35l. for the road from St. Margaret's bay towards Bowers' farm at Goodwood
- 150l. for building a bridge over Bear River, in addition to the sum granted last year
- 70l. for the road from little Nictaur bridge to the house of Caleb Shafner in Annapolis
- 25l. for the road from the ferry at Bear River to Lee's mills
- 25l. for the road from Digby to Yarmouth, between Digby and Marr's brook
- 40l. for the road from Sciffabou to Yarmouth, between Cape Cove and Salmon River
- 22l. for completing the bridge over the Annapolis river near Lunn's mills
- 10l. to aid in repairing the bridge over Saw Mill Creek in the township of Annapolis
- 50l. to aid the inhabitants of Wilmot to open a road from Nictaur to the Cornwallis line, on the road from Nictaur to new Canaan
- 52l. 10s. for the road from Nictaur to Liverpool, between the six mile tree and half way tree
- 150l. for the road from Liverpool Falls to the half way tree on the Nictaur road
- 100l. for the road from two miles beyond Liverpool to broad river

- 25l. for the road from Port Mutton to Port Jolly
- 30l. for the road from Port Jolly to the bounds of Shelburne County
- 40l. for the road to begin one mile from Herring Cove Bridge and to end one mile short of Mill Bridge on the road to Lunenburg
- 30l. for the road half a mile from Mill Village to the bounds of Lunenburg County
- 50l. for the road from the bounds of Queen's County to the town of Shelburne
- 60l. for the road from Shelburne and Barrington, and for a bridge over the river Clyde
- 190l. for the road from Barrington to Pubnico
- 35l. for the road from Pubnico to Strawberry Point
- 100l. for the road from Cyrus Parry's to Salmon River
- 150l. for the road from the southern bounds of Hant's County to Hugh Brown's
- 50l. for the road from Emerson's mill in Windsor to the river St. Croix
- 25l. for the road from Avon bridge to the bounds of King's County
- 40l. for the road in Douglafs, beginning at Chislom's and ending at Shubenaccadie
- 60l. for the road in Douglafs from the bridge at Jackson's to Hennigar's
- 50l. for the road from Noel to the new bridge over the Kenetcook in Douglafs
- 25l. for the road from the town line of Newport, above Harvie's, to the road in Rawdon near Haley's
- 50l. for the road through Rawdon, leading to Halifax, beginning at the Douglafs road and ending at Lawrence's
- 25l. to aid the settlers on the Basin of Minas to rebuild the Cockmagun Bridge
- 15l. to aid the settlers on the Basin of Minas to rebuild the bridge over the river Petit
- 15l. for the road from M'Neil's farm, at the Man of War's Land, to Petit
- 20l. for the road in Windsor, leading to Halifax, beginning at Godfry's and ending at the Three Mile Plain
- 20l. for the road from Salter's, on the Petit road in Newport, to the Kenetcook bridge
- 35l. for the road from Windsor to Chester, beginning at the Indian Orchard and ending at the Chester line
- 120l. for the road from the head of Milford Haven to the Indian Gardens
- 100l. for the road from Antigonishe to the forks of St. Mary's River
- 100l. for the road from Guyborough to the east branch of St. Mary's River
- 100l. for the new main road from the half way river on the southern boundary of Horton, to the stone bridge in Horton
- 60l. for the road from the Court House in Horton to Pineo's
- 40l. for the road from Pineo's to the western boundary of Aylesford
- 60l. for the road from Silas Rand's in Cornwallis to the Aylesford church
- 25l. for the road from Benjamin's mill, in Horton, towards Nictaur
- 35l. for the road from the Horton lower bridge, towards Mount Denfon.
- 30l. for the road from the main road leading from Partridge island to Cumberland to Advocate harbour
- 100l. for the road between Koch's mills, at the falls of LaHave river, and the boundary line of the counties of Lunenburg and Annapolis

- 50l. for a road from Zwicker's mill, at Muff Muff, and the block house on the road from Annapolis to Lunenburg
 50l. for the road from Pernette's mills to Petit Rivere
 150l. for the road from the bounds of Londonderry to Amherst
 55l. for the road from Gabriel Purdy's to Remisheg harbor
 35l. for the road from Richard Thomson's to Andrew Fushner's
 10l. for the road from the road leading from Cumberland to Parrsborough, across to the River Philip
 30l. for the road from the upper end of Amherst to the Gulf of St. Lawrence.

The Council have not agreed to a resolution of this House for granting the sum of eighty pounds, for the road from the Indian Gardens to Malignant Cove.

The Council request a conference, by committee, on the subject of roads and bridges.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Archibald, Mr. Mortimer, Mr. Lovett, Mr. James and Mr. Haliburton, do manage the said conference.

Then the House adjourned until to-morrow, at eleven of the clock.

Thursday, 29th December, 1808.

PRAYERS.

On motion of Mr. Roach, *ordered*, that Mr. Morton be added to the managers appointed yesterday to confer with the Council on the subject of roads and bridges, and that the managers do attend at the conference accordingly.

And the names of the managers were called over.

And they went to the conference:

And being returned,

Mr. Archibald reported, that the managers had been at the conference, and stated the substance of the conference to the House.

On motion, the report of the committee on the subject of the expenditure of monies voted for roads and bridges, was read by the Clerk; and thereupon,

Mr. Robie moved, that the said report be recommitted to the said committee, and that they be directed to report to the House, the names of such Commissioners as appear to be delinquent in discharge of their respective duties: which being seconded and put, and the House dividing thereon, there appeared—for the motion, fourteen; against it, thirteen; so it passed in the affirmative.

On motion of Mr. Haliburton, *ordered*, that Mr. Archibald, and Mr. Robie, be added to the aforesaid committee.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to eight resolutions of this House for granting the following sums for roads and bridges :

- 55l. for the road between Williams's mill brook and Petit Passage
- 25l. for [the road one mile beyond Herring Cove bridge to South West Cove at Port Metway
- 20l. to assist in making a caufeway near Barron's, in Newport.
- 30l. for the road from Scotch bay to Cornwallis
- 20l. for the road from Black rock to Cornwallis
- 30l. for the road from Baxter's harbor to Cornwallis.
- 140l. for the road between Chester and Windsor
- 50l. for the road from Broad Cove road to the boundary line of Lunenburg and Queen's county.

The Council have agreed to ten resolutions of this House, for granting the following sums :

- 100l. for defraying expences of unforeseen public services
- 31l. 18s. 6d. to Alexander Morrison
- 10l. to Caleb Wheaton
- 12l. 10s. to Ebenezer Robinson, and others
- 20l. 11s. 6d. to William Minns
- 18l. 1s. 4d. to John Morehouse, and others
- 30l. to James Gautier
- 350l. for the Island of Sable.
- 5l. 9s. to John Heckman
- 7l. 4s. 1d to George Boyle.

The Council have not agreed to five resolutions of this House for granting the following sums for Roads and Bridges :

- 50l. for the road from Dickey's to the upper Sewack river
- 100l. for the road from the line of Picou to the Gut bridge
- 25l. to assist in building a bridge over the middle river of Picou
- 45l. for the road from Partridge island to the south-bounds of Cumberland county.
- 70l. for the road from the bounds of King's County to Napan bridge.

The Council request a conference, by committee, on the subject of the several resolutions for granting money now before the Council.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Archibald, Mr. Mortimer, Mr. Lovett, and Mr. Haliburton, do manage the said conference.

And they went to the conference accordingly,

And being returned,

Mr. Archibald reported, that the managers had been at the conference, and stated the substance of the conference to the House.

On motion, *ordered*, that Mr. Pearson be added to the committee on the subject of Briar Island Light House, in the room of Mr. Haliburton.

A message from the Council by Mr. Cogswell :

Mr. Speaker, The Council request a further conference, by committee, on the subject matter of the last conference.

And then the messenger withdrew.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the resolution of this House for granting 50l. for the Barrborough packet.

The Council have not agreed to two resolutions of this House for granting the following sums, viz.:

150l. to John Howe & Son.

300l. to John Henderson.

And then the Messenger withdrew.

On motion, *resolved*, That this House doth agree to a further conference with the Council, as desired by them, and that the Clerk do acquaint the Council therewith.

Ordered, That the managers who managed the last conference do manage this conference.

And the names of the managers were called over.

And they went to the conference.

And being returned,

Mr. Archibald reported, that the managers had been at the conference, and stated the substance of the conference to the House.

Mr. Roach reported from the committee to whom the accounts of Michael Wallace and others were referred, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

That the committee have examined the account of Thomas Carwell to the 1st October, 1806, amounting to

	£146 9 4
There appears to have been paid, 31st Dec. 1806,	£45 10
And in the year 1807,	80
	125 10 0

Leaving a balance of - £20 19 4

But as there are several sums in his account which the committee are of opinion ought not to be charged to the Province, they consider he is not entitled to the said balance.

Richard Munday's account to 7th December, 1807, amounting to 33l. 4s. 4d. which account includes the sum of 3l. 19s. 1d. previous to the settlement of his demands, which were liquidated to 31st December, 1806, by a joint committee of the

the Council and House of Assembly, and then paid, leaves a balance of 29l. 5s. 3d. in his favor:

John Merrick's account to the 21st September, 1808, amounting to £35 11 3, appears correctly stated.

Ewing, Bowie & Co's. account for carpeting, delivered Thomas Carlwell, for the Government House, amounting to £14 15 6, should in the opinion of the committee (if chargeable to the Province) come out of the vote for furniture.

Hartthorne & Boggs's account for fundries, omitted as they state in account settled the 31st December, 1806, amounting to

Also their account from 1st June, 1807, to June following, for fundries supplied for new Government House, amounting to

£19 9 9

Deckman & Spike's account from May, 1807, to March, 1808, for work done to the new Government House, amounting to 4l. 1s. 5d. appears correct, and has been paid by the Commissioner or Treasurer.

William Farquharson's account for do. to 14th December, 1807, amounting to 1l. 12s. 6d. appears to be correct, and has been paid by the Commissioner or Treasurer.

Henderfon & Son's account from February 1807, to March 1808, for cleaning stove pipes, &c. for the new Government House, amounts to 1l. 9s. 3d.

John Henderfon's account to 21st December, 1807, for lime, &c. amounting to 16s. 11d. has been paid by the Commissioner.

On the account of Michael Wallace, Esq. the acting commissioner for the new Government House, the committee observe, that the sum of 292l. 10s. 2d. is charged by him, being a balance reported in the Session of 1806, by which it appears, that the commissioner at that time blended the expenditure of 1500l. for the new Government House with the grant of 500l. for furniture, and that the commissioner expended the sum of 292l. 10s. more than the grant.

There is also in his account a charge of 51l. 2s. 6d. for which there appears thirteen weekly bills for masons and laborers, employed at the new Government House, from the 29th December, 1806, to the 16th April, 1807; each bill signed by Isaac Hildreth, but not receipted; there are also further small accounts, amounting to 16l. 10s. 2d., receipted, making in the whole, the sum of 361l. 2s. 10d.

The Commissioner charges for his attendance--making contracts--providing and paying for materials, &c. upon £21,000 disbursed at five per cent. amounting to 1,051l. 10s. The committee beg leave to refer the House to the Act of the General Assembly, passed in the year 1799, respecting the new Government building, by which it was enacted, "That purchasing the situation, and completely finishing the said building, and appendages aforesaid, shall on no account whatsoever, exceed the sum of £10,500." That, in many instances, the said acting commissioner expended large sums of money more than the grants for that service, and involved the Legislature in many difficulties by so far exceeding the sum originally contemplated. The committee are therefore of opinion, that the said Commissioner is not entitled to a commission on more than the original sum of £10,500, and that the said commission should not exceed two and a half per cent. The committee therefore

therefore recommend to the House to grant to the said Commissioner the sum of 262l. 10s, in full for his commissions on the said expenditure ; and should the House be of opinion that the aforesaid sums in his account amounting to 361l. 2s. 10d. ought to be paid, he will then be entitled to the sum of £.624.

Ordered, That the report be referred to the committee of supply.

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Then the House adjourned until to-morrow, at eleven of the clock.

Friday, 30th December, 1808.

PRAYERS.

A message from his Honor the President, by Mr. Secretary George :

Mr. Speaker,

His Honor commands this House to attend his Honor immediately in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend his Honor in the Council Chamber.

And being returned,

Mr. Speaker reported that the House had attended his Honor in the Council Chamber, where his Honor was pleased to give his assent to the several Bills following, vizt.

An Act to encourage the raising of bread-corn on new lands.

An Act to continue an Act for granting to his Majesty certain duties on wine, rum, and other distilled spirituous liquors, molasses, coffee, and brown sugar.

An Act to continue an Act for the better support of the Poor in the respective counties of this Province.

An Act for continuing the several Acts of the General Assembly for the further increase of the revenue, by raising a duty of excise on all goods, wares, and merchandize, imported into this Province.

On motion, the House resolved itself into a committee of the whole House to consider further of a supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair ;

Mr. Pyke took the Chair ;

Mr. Speaker resumed the Chair.

The

The Chairman reported from the Committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Mortimer reported from the committee appointed to join a committee of his Majesty's Council, in the Session before last, to take into consideration the expediency of erecting a light house near Canoe, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

That the committee having used great diligence in procuring information relative thereto, as well from ship-masters engaged in foreign trade, as from the commanders of his Majesty's ships and vessels, they are of opinion that it will be of the utmost consequence to the Trade of this Province, and the safety of shipping, that a light house should be erected upon Cranberry Island ; and the committee are of opinion that the sum of four hundred pounds will be necessary for that purpose.

Ordered, That the report be referred to the committee of supply.

Mr. Campbell reported from the committee appointed on the subject of the Bill to regulate the expenditure of monies granted for roads and bridges, and thereupon presented a Bill to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges ; and the same was read a first time.

Resolved, That the Bill be read a second time.

Then the House adjourned until to-morrow, at eleven of the clock.

Saturday, 31st December, 1808.

PRAYERS.

A Bill to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges, was read a second time.

Resolved, That the Bill be committed to a committee of the whole House.

On motion, the House resolved itself into a committee of the whole House on the further consideration of a supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair ;

Mr. Pyke took the Chair ;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee, that they had made further progress in the business to them referred, and that the committee had come to a resolution thereupon, which they had directed him to report to the House ; and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read and is as follows :

Resolved, That it is the opinion of this committee, that the sum of five hundred

pounds should be granted to Michael Wallace, Esq. in full for his services as commissioner for superintending the building of the new Government House.

The Chairman also acquainted the House, that he was directed by the committee to move for leave to sit again on the consideration of a supply; which the House agreed to.

The said resolution was read throughout a first and second time, and, thereupon,

Mr. Crane moved, that the same be not received by the House, which being seconded and put, and the House dividing thereon, there appeared—for the motion, ten; against it, eighteen.

For the motion,

Mr. CAMPBELL,
Mr. PARKER,
Mr. MARSTERS,
Mr. PURDY,
Mr. CRANE,
Mr. NORTHUP,
Mr. POOL,
Mr. SHAW,
Mr. LOVETT,
Mr. CHANDLER,

Against the motion,

Mr. PYKE,	Mr. HUTCHINSON,
Mr. ROBERTSON,	Mr. ROBIE,
Mr. DEWOLF,	Mr. ARCHIBALD,
Mr. WELLS,	Mr. COLLINS,
Mr. MORTON,	Mr. DIMOCK,
Mr. HALIBURTON,	Mr. CUNNINGHAM,
Mr. PEARSON,	Mr. BARSS,
Mr. ROACH,	Mr. JAMES,
Mr. MORTIMER,	Mr. LAWSON,

So it passed in the negative.

The report of the committee was, upon the question put thereupon, agreed to by the House.

Ordered, That the clerk do carry the foregoing resolution to the Council, and desire their concurrence to the same.

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply; which report the House agreed to.

[Mr. Hutchinson, pursuant to leave given, presented a petition of William Sabatier and others in behalf of the merchants and other inhabitants of the town of Halifax; and the same was read, setting forth, That in consequence of the late indulgencies granted to foreigners in supplying the West-India islands, and the depression thereby occasioned to the trade of this Province, and others his Majesty's North American Colonies, the petitioners were appointed, at a public meeting held in Halifax, a committee to solicit his Majesty's Ministers on that subject, and to watch over, and endeavor to promote, the general commercial interests of the community. The petitioners beg leave to avail themselves of this opportunity to express their well-founded belief, that the present is the most important crisis for the agriculture and trade of the Province, which it has ever known; and they confidently flatter themselves

themselves that the General Assembly, viewing the subject in the same light, will liberally support that general interest, the opportunity of promoting which so effectually, may never again return.

That the petitioners, or their predecessors, have had various communications with his Majesty's Ministers, and other eminent characters in England, on the subject in question; and by those communications it appears that the interests of this country have materially suffered for want of a public agent intimate with its concerns, capable of pointing out the nature and extent of its resources, and of answering with pertinence and propriety such questions as are usually put when Government require full and correct information; the petitioners might allude to many instances where a deficiency of this sort has evidently existed, but particularly refer to one which occurred in the last Session of Parliament, before a committee of the House of Commons appointed for the purpose of relieving the alleged distress of the West-India planters, when it was proposed and recommended by their report, to allow American vessels to carry away all the principal articles of the produce of said islands, thereby giving new facilities to the intercourse with foreigners, to the manifest discouragement of this Province. In this report of the committee, founded on the examination had before them, the interests of these colonies are almost totally unnoticed, which the petitioners conceive were entirely owing to the want of an agent capable of answering the questions that were put, and giving the requisite information; and praying that the General Assembly will be pleased to appoint a person properly qualified to act as a special agent for this Province, respecting its trade and fisheries, and the intercourse with his Majesty's islands in the West-Indies, and that he may be invested with full power and authority to communicate with his Majesty's Ministers upon those important subjects.

Ordered, That the petition do lie on the table, to be perused by the Members.

Then the House adjourned until Monday at eleven of the clock.

Monday, 2d January, 1809.

PRAYERS.

A message from the Council, by Mr. Cogswell:

Mr. Speaker,

The Council have not agreed to the Bill, entitled, An Act in further addition to an Act, passed in the first year of his Majesty's reign, entitled, An Act for the appointment of Sworn Guagers, ascertaining their duty, granting them an allowance, and establishing their fees; also,

A Bill, entitled, An Act to encourage the fitting out of vessels in this Province, for carrying on the Bank and Cod Fisheries.

And then the messenger withdrew.

On motion, the House resolved itself into a committee of the whole House to consider

consider further of a supply to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had made further progress in the business to them referred, and that the committee had come to several resolutions thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows :

Resolved, That it is the opinion of this committee, that the sum of three hundred and fifty three pounds fifteen shillings and five pence should be granted for defraying the expenses incurred by order of his Excellency the Lieutenant Governor for repairs and requisite additions to the Government House.

Resolved, That it is the opinion of this committee, that the sum of seventeen pounds five shillings should be granted to John Hames, for his services as a commissioner in expending the sum of three hundred and forty five pounds and four pence halfpenny for repairing the light house on M^cNutt's Island.

Resolved, That it is the opinion of this committee, that the sum of thirty five pounds eleven shillings and three pence should be granted to John Merrick, in full of his demand against the new Government House.

Resolved, That it is the opinion of this committee, that the sum of twenty nine pounds three shillings and five pence should be granted to Richard Munday, in full of his demand against the new Government House.

Resolved, That is the opinion of this committee, that the sum of nineteen pounds nineteen shillings and nine pence should be granted to Messrs. Harthorne & Boggs, in full of their demand against the new Government House.

Resolved, That it is the opinion of this committee, that the sum of eight pounds and one penny should be granted to Michael Wallace, Esq. to be paid to the persons following, for discharging in full their respective demands against the new Government House, viz: to Dechman & Spike, four pounds one shilling and five pence; to William Farquharson, one pound twelve shillings and six pence; to John Henderson & Son, one pound nine shillings and three pence; and to John Anderson, sixteen shillings and eleven pence.

Resolved, That it is the opinion of this committee; that the sum of three hundred and sixty one pounds two shillings and ten pence should be granted to Michael Wallace, Esq. the acting commissioner for building the new Government House, in full for his account and all demands of the said commissioner against the Province on account of the new Government House to this day.

Resolved, That it is the opinion of this committee, that the sum of four hundred pounds should be granted for erecting a light house on Cranberry Island, near Canso, under the direction of a commissioner or commissioners to be appointed by the Lieutenant Governor, or Commander in Chief for the time being, for that purpose.

Resolved, That it is the opinion of this committee, that the sum of fifty pounds should be granted to the Quarter Master General of the Militia.

Resolved,

Resolved, That it is the opinion of this committee, that the sum of seventy pounds should be granted to the Adjutant General of Militia, to defray his past expences for stationary and postage, and also his expences of clerk hire, stationary, and postage for the year ensuing.

Resolved, That it is the opinion of this committee, that the sum of twenty five pounds should be granted to assist the inhabitants of Pictou to build a bridge over the middle river below the mill-dam at the rock near William Frazer's, in addition to the sum of seventy five pounds already granted for that purpose.

Resolved, That it is the opinion of this committee, that the sum of one hundred pounds should be granted for the road and bridges from Fullerton's on the Parrsborough road to Napan bridge near Amherst.

Resolved, That it is the opinion of this committee, that the sum of fifty pounds should be granted for the road from the Indian Gardens, in Antigonishe, to Malignant Cove.

Resolved, That it is the opinion of this committee, that the sum of thirty pounds should be granted to repair the road from Malignant Cove to the line dividing Sydney from the county of Halifax, being a continuation of the road leading from Antigonishe towards Halifax.

Resolved, That it is the opinion of this committee, that the sum of one hundred pounds should be granted for the road from the district line dividing Colchester from Pictou to George M'Connell's, being on the main road leading from Halifax to Pictou.

Resolved, That is the opinion of this committee, that the sum of fifty pounds should be granted for the road from the Sewack River, at middle Sewack, to the Halifax road at Dickie's.

Resolved, That the sum of ten pounds be granted to the Keeper of the Council Chamber and the House of Assembly, for services performed in the extra Session of General Assembly in May last.

The Chairman also acquainted the House, that he was directed by the committee to move for leave to sit again on the consideration of a supply; which the House agreed to.

The said report and resolutions were read throughout a first and second time, and, thereupon,

Mr. Haliburton moved, that the report as far as it respects the granting of fifty pounds to the Quarter Master General of Militia, be not agreed to by the House, which being seconded and put, and the House dividing thereon, there appeared—for the motion, nine; against it, twelve.

For the motion,

Mr. MARSTERS,	Mr. HALIBURTON,
Mr. MORTIMER,	Mr. BARSS,
Mr. NORTHUP,	
Mr. MORTON,	
Mr. ROBERTSON,	
Mr. DIMOCK,	
Mr. COLLINS,	

Against the motion,

Mr. CAMPBELL,	Mr. PURDY,
Mr. BUSKIRK,	Mr. LOVETT,
Mr. ROACH,	Mr. ROBIE,
Mr. DEWOLF,	Mr. CHANDLER,
Mr. WELLS,	Mr. SHAW,
Mr. PARKER,	
Mr. CRANE,	

So it passed in the negative.

The said report and resolutions were then, upon the question put thereupon, agreed to by the House.

Ordered, That the clerk do carry the foregoing resolutions to the Council, and desire their concurrence to the same.

On motion, *ordered*, that the Clerk do carry the Bill, entitled, An Act for granting to his Majesty a further duty on rum, &c. to the Council, and desire their concurrence to the same.

On motion, the House resolved itself into a committee of the whole House on the consideration of the several Bills which stood committed.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had gone through the Bill to encourage the fisheries of the Province, by granting a bounty on the importation of salt, and had made several amendments thereunto, which they had directed him to report to the House, and he afterwards delivered the Bill, with the amendments, in at the Clerk's Table.

The Chairman also acquainted the House that he was directed by the committee to move for leave to sit again on the further consideration of the Bills to them referred, which the House agreed to.

The said amendments were read throughout a first and second time, and upon the question severally put thereupon, agreed to by the House.

Ordered, That the Bill, with the amendments, be engrossed.

Then the House adjourned until to-morrow, at eleven of the clock.

Tuesday, 3d January, 1809.

PRAYERS.

An engrossed Bill to encourage the fisheries of the Province, by granting a bounty on the importation of salt, was read a third time; and thereupon,

Mr. Collins moved, that the second clause of the Bill, which enacts, "That the salt hereafter imported, upon which the bounty shall be claimed under the provisions of this Act, shall be set up and sold in lots not exceeding five hogheads," be struck out of the Bill; which being seconded and put, and the House dividing thereon, there appeared—for the motion, six; against it, sixteen. So it passed in the negative.

Mr. Mortimer then moved, that the word "five" in the clause before mentioned, be struck out, and the word "ten" be inserted in the place thereof; which being seconded and put, passed in the negative.

Resolved, That the Bill do pass, and that the title be, An Act to encourage the fisheries of the Province by granting a bounty on the importation of salt.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

On motion, the House resolved itself into a committee of the whole House on the consideration of the Bill to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges.

Mr.

Mr. Speaker left the Chair,

Mr. Pool took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee, that they had gone through the Bill to them referred, and that the committee had made several amendments thereunto, which they had directed him to report to the House, and he afterwards delivered the Bill, with the amendments, in at the Clerk's table.

The said amendments were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Bill, with the amendments, be engrossed.

On motion, the petition of William Sabatier and others, was read, and thereupon,

Resolved, That it is expedient to appoint a special agent to communicate with his Majesty's Ministers, respecting the Trade and Fisheries of this Province, conformably to the prayer of the said petition.

Ordered, That the Clerk do carry the said resolution to the Council, and desire their concurrence to the same.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a conference, by committee, on the subject of the Bill for granting a bounty on salt.

And then the Messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Mortimer, Mr. Lovett, and Mr. Morton, do manage the said conference.

And they went to the conference accordingly.

And being returned,

Mr. Mortimer reported, that the managers had been at the conference, and stated the substance of the conference to the House.

Mr. Wallace, one of the commissioners for the repair of roads and streets for the town and peninsula of Halifax, by order of his Honor the President, delivered to the House an account of the receipt and expenditure of the licence duty for the said town and peninsula, between the 16th July, 1804, and the 31st December, 1807, amounting to £.2605 2 6.

Ordered, That the account do lie on the table, to be perused by the members.

Mr. Morton reported from the committee to whom the accounts of the expenditure of the sums granted for clothing the embodied militia, &c. were referred, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

That it appears to the committee, that the sum of £1,505 has been expended in furnishing great coats for the first and second battalions of the embodied Militia on duty at Halifax, and that, from the best information, the committee states, that coats of the quality of those supplied, could have been had at the time at much less expence : With respect to the third battalion the committee find that 516 great coats

have been furnished to that part of the battalion which was called to do duty at Halifax, at 34s. per coat; they also find a charge for ten horsemen's jackets at 17s. 6d. each, and ten horsemen's caps at 8s. each, making altogether the sum of £889 19; by this partial distribution, two hundred and three men of said battalion, who were actually on duty at Annapolis, have not received any share of the £900 granted by the Legislature. The committee therefore recommend, that the sum of £143 12 6 be granted in addition to £95 unexpended of the £1,600 granted for the first and second battalions, and £10 1s. unexpended of the £900 granted for the third battalion, making together the sum of £248 13s. 6d. to be distributed to the non-commissioned officers and privates of the third battalion of embodied militia, who did duty at Annapolis under the command of Major Robertson, in the proportion of 24s. 6d. to each man, being their equal dividend of the sum originally intended by the Legislature.

Ordered, That the report be referred to the committee of supply.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for the better regulation of Attornies, &c. with several amendments, to which amendments they desire the concurrence of this House.

And then the messenger withdrew.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a conference, by committee, on the Bill, entitled, An Act for granting to his Majesty a further duty on rum, &c.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council; and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Lawson, and Mr. Haliburton, do manage the said conference.

And they went to the conference,

And being returned,

Mr. Hutchinson reported, that the managers had been at the conference, and stated the substance of the conference to the House.

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply to be granted for the support of his Majesty's Government.

Mr. Speaker left the Chair;

Mr. Pyke took the Chair;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee, that they had made further progress in the business to them referred, and that the committee had directed him to move
for

for leave to sit again on the consideration of a supply; which report was agreed to by the House.

Then the House adjourned until to-morrow at eleven of the clock.

Wednesday, 4th January, 1809.

PRAYERS.

On motion, the amendments made by the Council to the Bill for the better regulation of Attornies, &c. were read, and thereupon,

Ordered, That the said amendments, and Bill, be referred to the committee who prepared and brought in the said Bill to the House.

An engrossed Bill to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

Mr. Pool, pursuant to leave given, presented a petition of Benjamin Barnard, and others, in behalf of themselves and the inhabitants of the township of Yarmouth; and the same was read, setting forth, That the petitioners suffer great inconvenience from the Court House for the district of Yarmouth and Argyle being placed within the township of Argyle, and praying relief in the premises.

Ordered, That the petition do lie on the table, to be perused by the members of the House.

On motion, *resolved*, that a further conference be desired with the Council, on the Bill, entitled, An Act for granting to his Majesty a further duty on rum, &c. and that the Clerk do desire the same.

The Clerk reported that the Council had agreed to the conference, as desired by this House.

Ordered, That the managers who managed the last conference, do manage this conference.

And the names of the managers were called over.

And they went to the conference accordingly.

And being returned,

Mr. Hutchinson reported, that the managers had been at the conference, and stated the substance of the conference to the House.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a conference, by committee, on the subject of the resolution of this House respecting the appointment of a special agent.

And then the Messenger withdrew.

S

Resolved,

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Robie, Mr. Haliburton, and Mr. Hutchinson, do manage the said conference.

And they went to the conference,

And being returned,

Mr. Hutchinson reported, that the managers had been at the conference, and stated the substance of the conference to the House.

On motion the House resolved itself into a committee of the whole House, to consider further of a Supply.

Mr. Speaker left the Chair ;

Mr. Pyke took the Chair ;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Secretary George, by order of his Honor the President, delivered to the House a memorial from John Philipps, surgeon, addressed to his Honor.

The said memorial was read, setting forth—That the memorialist, by order of the late Lieutenant Governor Sir JOHN WENTWORTH, performed services as health officer for the port of Halifax, between the 20th July, 1804, and the 20th November, 1805, to the amount of 30l. for which service he has not yet received any compensation whatever, and praying relief in the premises.

Ordered, That the memorial do lie on the table, to be perused by the members.

Then the House adjourned until to-morrow, at eleven of the clock.

Thursday, 5th January, 1809.

PRAYERS.

Mr. Morton moved, that a committee be appointed to prepare and bring in a Bill to revive, amend, and continue in part, an Act, passed in the year 1800, in amendment of the Act relating to the office of Sheriff ; which, being seconded and put, passed in the negative.

Mr. James reported from the committee to whom the contract, &c. for the light house at Briar Island was referred, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

That the committee having compared the said contract with the report of James Lellie, who was sent to inspect and survey the said light house, (without giving the contractor notice thereof) and also examined witnesses respecting the structure and completion of the same, are of opinion, that, in point of strength, and security against storms, there is no defect in the framing and workmanship. The committee are

are therefore of opinion, that the contractor, Isaiah Shaw, has fulfilled his said contract, excepting only the hooks (value about ten shillings) for holding back the window shutters, and that he is entitled to payment agreeably to his said contract. The committee also report, that the contractor expended several pounds for birch bark, placed between the boards and shingles, which, necessary as it was for the better preservation of the building, he was not bound by his contract to do.

The said report was, upon the question put thereupon, agreed to by the House.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the resolution of this House for appointing a special agent.

And then the messenger withdrew.

On motion of Mr. Hutchinson, *resolved*, that Nathaniel Atcheson, Esq. of London, be appointed a special agent for this Province, for the purposes mentioned in the resolution of this House of the 3d instant.

Ordered, That the clerk do carry the foregoing resolution to the Council, and desire their concurrence to the same.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges, with several amendments, to which they desire the concurrence of the House.

The Council request a further conference on the Bill, entitled, An Act for granting to his Majesty a further duty on rum, &c.

And then the messenger withdrew.

The House proceeded to take into consideration the amendments proposed by the Council to the Bill above mentioned ; and the said amendments were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Clerk do carry the said Bill to the Council and acquaint them that the House hath agreed to the amendments made by them to the same.

Resolved, That this House doth agree to the conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

And they went to the conference.

And being returned.

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House.

On motion, the House resolved itself into a committee of the whole House to consider further of a supply.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee, that they had made further progress in the business to them referred, and that the committee had come to several resolutions thereupon, which they had directed him to report to the House, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows :

Resolved, That it is the opinion of this committee, that the sum of twenty five pounds should be granted to the Collector of Impost, for the district of Halifax, to defray the expense of his office rent, fuel and stationary, for the present year.

Resolved, That it is the opinion of this committee, that the sum of fifty pounds should be granted for rebuilding the bridge over the River Chiganoise, in addition to the sum of thirty pounds already granted this Session.

Resolved, That it is the opinion of this committee, that the sum of four hundred pounds should be granted for the purpose of taking down the bridge over the River Avon in Windsor—raising the middle pier, and re-building the bridge with stait string pieces.

Resolved, That it is the opinion of this committee, that the sum of fifty pounds should be granted to aid the inhabitants of Economy to rebuild the bridge over the river at said place, and to improve the road towards Partridge Island.

Resolved, That it is the opinion of this committee, that the sum of one hundred and twenty pounds be granted to rebuild the bridge over the river Sewack near Gourley's; the same being in a ruinous state.

Resolved, That it is the opinion of this committee, that a sum not exceeding one hundred pounds be granted to enable commissioners appointed by the Lieutenant Governor to enter into a contract or contracts for supporting and lighting the light house on Briar Island for the present year.

Resolved, That it is the opinion of this committee, that a sum not exceeding four hundred pounds should be granted as a casual vote for the repairs of bridges or causeways on the great public roads of the Province, to be expended on the like conditions as expressed in a section of the Appropriation Act for the year 1805.

Resolved, That it is the opinion of this committee, that a sum not exceeding thirty pounds be granted to defray the expense of a lanthorn for the light house on Briar Island.

Resolved, That it is the opinion of this committee, that the sum of one hundred and forty three pounds twelve shillings and six pence, in addition to the balance of one hundred and five pounds one shilling, now remaining of the monies granted in the Session before last for clothing the embodied militia on duty in this Province, be granted and paid to such person as shall be appointed by his Honor the President to distribute the same to the non-commissioned officers and privates of the third battalion of militia who were on duty at Annapolis last winter and spring, in all two hundred and three men, at the rate of one pound four shillings and six pence each.

The Chairman also acquainted the House, that he was directed by the committee to move for leave to sit again on the consideration of a supply; which the House agreed to.

The said resolutions were read throughout a first and second time, and thereupon,

Mr. Roach moved that the resolution for granting fifty pounds for the Chigancife bridge, be not received by the House, which, being seconded and put, and the House dividing thereon, there appeared—for the motion, seven ; against it, fifteen. So it passed in the negative.

Mr. Haliburton then moved, that the resolution for granting twenty five pounds to the Collector of Impost and Excise for the district of Halifax, for office rent, &c. be not received by the House, which being seconded and put, and the House dividing thereon, there appeared—for the motion, sixteen ; against it, seven.

For the motion,

Against the motion,

Mr. ROBERTSON,

Mr. MORTON,

Mr. HUTCHINSON,

Mr. NORTHUP,

Mr. MORTIMER,

Mr. JAMES,

Mr. LOVETT,

Mr. MARSTERS,

Mr. PYKE,

Mr. DIMOCK,

Mr. CHANDLER,

Mr. PURDY,

Mr. HALIBURTON,

Mr. ROBIE,

Mr. WELLS,

Mr. DEWOLF,

Mr. BARSS,

Mr. CRANE,

Mr. COLLINS,

Mr. SHAW,

Mr. ROACH,

Mr. BUSKIRK,

Mr. LAWSON,

So it passed in the affirmative.

The several resolutions as reported from the committee (except the one above-mentioned) were severally put to the House, and upon the question thereupon, agreed to.

Ordered, That the Clerk do carry the said resolutions to the Council, and desire their concurrence to the same.

Mr. Robie reported from the committee on the expiring laws, and he accordingly presented

A Bill to continue in force the several Acts therein mentioned ; and also

A Bill to continue the several Acts of the General Assembly for raising a revenue to repair the roads throughout the Province, by laying a duty on persons hereafter to be licensed to keep public houses or shops, for the retail of spirituous liquors, and the same were severally read a first time.

Mr. Robie, pursuant to leave given, presented a Bill in amendment of an Act to prevent nuisances by hedges, wears, &c. obstructing the passage of fish in the rivers in this Province, and the same was read a first time.

Resolved, That the said Bills be now read a second time, and the same were severally read a second time, accordingly.

Resolved, That the Bills be committed to a committee of the whole House.

Then the House adjourned until to-morrow at eleven of the clock.

Friday, 6th January, 1869.

PRAYERS.

On motion, the House resolved itself into a committee of the whole House on the consideration of the several Bills which stood committed.

T

Mr.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had gone through the Bill to continue in force the several Acts therein mentioned; also, the Bill to continue the several Acts of the General Assembly, for raising a revenue to repair the roads throughout the Province, by laying a duty on persons hereafter to be licensed to keep public houses, &c. and that the committee had directed him to report the said Bills, without any amendment: That the committee had deferred the consideration of the Bill in amendment of the Act to prevent nuisances by hedges, wears, &c. obstructing the passage of fish in the rivers in this Province, to the next Session, and he afterwards delivered the said Bills in at the Clerk's Table.

Ordered, That the two first Bills as reported from the committee, be engrossed.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the resolution of this House for appointing Nathaniel Atcheson, Esq. special agent for the Province.

The Council have agreed to the Bill, entitled, An Act to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges, without any amendment.

The Council have passed a Bill, entitled, An Act to revive and make perpetual an Act, entitled, An Act for the security of navigation, and for preserving all ships, vessels, and goods, which may be found on shore, wrecked or stranded, upon the coasts of this Province; and for punishing persons who shall steal shipwrecked goods; and for the relief of persons suffering loss thereby, to which Bill they desire the concurrence of this House.

And then the messenger withdrew.

And the said Bill was read a first time.

Resolved, That the Bill be read a second time.

Mr. Hutchinson reported, that the managers had held a conference yesterday with a committee of the Council, on the subject of the Bill for granting to his Majesty a further duty on rum, and that they had received from the said committee, a written paper, which he read to the House, and is as follows: His Majesty's Council, anxious that the difficulties they feel in passing the Bill, entitled, An Act for granting to his Majesty a further duty on rum, and other distilled spirituous liquors, for the purpose of defraying the expence of providing arms and accoutrements for the Militia of this Province, should be correctly reported to the House of Assembly, have instructed the managers appointed to hold a conference with the committee of the House of Assembly on the subject matter of that Bill, to state, in writing, the substance of such conference, and to request the committee to report the same to the House:

First—His Majesty's Council feeling most sensibly the engagement entered into the last Sessions of General Assembly by both Houses, to provide ways and means

to pay the expence of the arms and accoutrements supplied the Militia) are desirous to concur with the House in every measure necessary to fulfil such engagement, and lest any misunderstanding should arise respecting the reasons which at present induce the Council to withhold their assent to the Bill now before them, you are to state :

Secondly—That the Bill departs from the usage and practice of both Houses as to revenue matters ; that the present system of revenue commenced with the Act of 33d GEO. 3d. chap. 1, which imposed a duty of 6d. per gallon on rum then within the Province, or hereafter to be imported into it, and whether reference be had to the usage and practice which prevailed in the formation and continuance of the present system, or in the formation and continuance of any system prior to it, having for its object raising a revenue from spirituous liquors, it will be found, that the duty was imposed as well on the uncut stock on hand as on what should be thereafter imported, and you are to state that in the opinion of his Majesty's Council, justice requires that it should be so for the following reasons, which, amongst many others, may be offered :

First—If his Majesty's Council should assent to the Act as now framed, it would afford to the present holders of a stock of spirituous liquors, an advantage equal to fifty per cent. on the existing excise duty over the merchant who should import the same articles after passing of this Bill.

Secondly—It would also permit the contractor for supplying his Majesty's navy, to dispose of the whole of his present stock for the consumption of the Province, without the same being charged with the new duty, and would open a door for many other frauds which it would be difficult to detect.

Thirdly—You are to state that the provisionary clause to the first section directs a different course to be pursued in obtaining a drawback of this duty, from the mode already appointed by law. His Majesty's Council can see no advantage to be derived from such alteration, and are of opinion that a drawback of this duty should be allowed and paid according to the rules and regulations now existing, and particularly as it would seem doubtful whether a provision is made for a drawback on the rum supplied to his Majesty's navy and army, the omission of which would be contrary to the instructions on that subject sent by his Majesty to this Government.

Fourthly—You are also to state, that the fourth section of this Bill, which obliges the collector of the port of Halifax, to collect this duty without fee or reward, and the collectors of the other ports of the Province to collect the same on a commission of two and a half per cent. appears to his Majesty's Council, to be wrong, both on principles of policy, as well as justice ; but, without entering into the policy of the measure, it will be necessary to observe, that by an Act made and passed in the 47th year of his Majesty's reign, chap. 16, the allowance to be made to the different collectors is permanently fixed and established, and it would be subversive of the rules and principles of Legislation, by a clause thus introduced into a temporary Act to suffer public officers who hold their situations and emoluments on the faith of a permanent law of the Province, to be deprived of what is their legal right. If this was an Act to diminish instead of increasing the duty, the officers could not complain, but to increase the duty without an increase of emolument, would be contrary both to the letter as well as the spirit of the Act referred to.

If his Majesty's Council could only consider the value of the emolument of which this clause deprives the officers, it would not be an object worthy of notice, but the measure has a tendency to establish a mode of proceeding to which his Majesty's Council cannot assent.

Fifthly—You are also to state that it is the opinion of his Majesty's Council, that this Bill does not provide a sufficient revenue to liquidate and pay, within a reasonable time, the expences already incurred, as well as those hereafter to be incurred for the same service, and therefore, does not, in the opinion of his Majesty's Council, fulfil the engagement entered into the last Session, and more especially as the Bill is only to continue for one year, during which time it is impossible to expect that it will more than discharge a very small part of the debt; and however the present General Assembly may consider itself pledged for its further continuance, a new House may not think itself bound by the resolutions of a former one; his Majesty's Council is therefore of opinion, that the engagements being to pay without any qualification, that the duty should either be made sufficient to pay the debt within one year, or otherwise continued until the whole debt shall be paid.

On motion, the House proceeded to take into consideration the foregoing paper received from the committee of the Council in conference, and thereupon,

Resolved, That a committee be appointed to prepare an answer to the said paper.

Ordered, That Mr. Hutchinson, Mr. Haliburton, Mr. Lawson, and Mr. Robie; be a committee for the above purpose.

On motion, *resolved*, that the Honorable Andrew Belcher, the Honorable Michael Wallace, the Honorable Richard John Uniacke; Foster Hutchinson, Simon B. Robie, and William Lawson, Esquires, be appointed and authorised jointly to correspond with the Agents of this Province on the several subjects referred to in the petition of the Halifax merchants, and on the general interests of the Commerce and Fisheries of the Province; provided that all their letters, previously to their being forwarded to the said Agents, shall be submitted to the Lieutenant Governor, or Commander in Chief, for the time being, and be approved of by him.

Resolved, That it shall be lawful for the Lieutenant Governor, or Commander in Chief for the time being, from time to time, to draw out of the Treasury of the Province, by warrant in favour of the persons named in the foregoing Resolution, any sum or sums of money not exceeding two hundred guineas, to be remitted by them to the special Agent of the Province, to enable him to defray any expences which may be incurred for the purpose of carrying into effect the objects of the said resolution.

Ordered, That the Clerk do carry the foregoing resolutions, to the Council, and desire their concurrence to the same.

Mr. Robie, pursuant to leave given, presented a Petition of G. P. Monk, Captain of His Majesty's Ship Centurion, on behalf of himself and the officers of said ship, and the same was read, setting forth: that the said ship being stationed in the port of Halifax, the officers, under the present Revenue Laws of the Province, are obliged to pay the Provincial duties on all the Wines consumed by them on board the said ship, while the officers of his Majesty's other ships on this station, are allowed

lowed a drawback on the Wines received on board, when bound on a cruize, and such stock serves them also while in port, so that the petitioners are the only officers of his Majesty's Navy on this station who are liable to pay such Provincial duties; and praying relief from the House.

Ordered, That the petition do lie on the table to be perused by the members of the House.

Then the House adjourned until to-morrow at eleven of the clock.

Saturday, 7th January, 1809.

PRAYERS.

An engrossed Bill to continue the several Acts of the General Assembly for raising a revenue to repair the roads throughout the Province, by laying a duty on persons hereafter to be licensed to keep public houses, &c. was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the several Acts of the General Assembly for raising a revenue to repair the roads throughout the Province, by laying a duty on persons hereafter to be licensed to keep public houses or shops, for the retail of spirituous liquors.

An engrossed Bill to continue in force the several Acts therein mentioned, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue in force the several Acts therein mentioned.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence to the same.

An engrossed Bill from the Council, entitled, An Act to revive and make perpetual, An Act for the security of navigation, &c. was read a second time.

Resolved, That the Bill be now committed to a committee of the whole House, and thereupon,

The House resolved itself into a committee of the whole House on the consideration of the said Bill accordingly.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had gone through the Bill to them referred, and had made several amendments thereunto, which they had directed him to report the House, and he afterwards delivered the Bill, with the amendments, in at the Clerk's Table.

The said amendments were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the amendments be engrossed, and that the said Bill be read a third time to day.

The said Bill, with the amendments, was read a third time.

Resolved, That the Bill do pass.

Ordered, That the Clerk do carry the said Bill to the Council, and acquaint them: this House have agreed to the same, with several amendments.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the amendments made by this House, to the Bill, entitled, An Act to revive and make perpetual An Act for the security of navigation, &c.

The Council have agreed to the Bill, entitled, An Act to continue in force the several Acts therein mentioned ; and also,

The Bill, entitled, An Act to continue the several Acts of the General Assembly, for raising a revenue to repair the roads throughout the Province, by laying a duty on persons hereafter to be licensed to keep public houses, or shops, for the retail of spirituous liquors, severally, without any amendment:

And then the messenger withdrew.

Then the House adjourned until Monday, at eleven of the clock.

Monday, 9th January, 1809.

PRAYERS.

On motion, the House resolved itself into a committee of the whole House, to consider further of a Supply, for the support of His Majesty's Government.

Mr. Speaker left the Chair ;

Mr. Pyke took the Chair ;

Mr. Speaker resumed the Chair.

The Chairman reported from the committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Mr. Robie reported from the committee appointed to prepare an answer to the written paper received from the committee of His Majesty's Council, in conference, yesterday, and presented an answer accordingly, which he read in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

The House of Assembly having considered the objections stated by his Majesty's Council in conference, to passing the Bill for imposing and appropriating an additional duty of four pence per gallon on Rum and other distilled spirituous Liquors, have directed their committee to state to the Committee of his Majesty's Council :

FIRST—That it does not appear to the House of Assembly that the Bill departs from the usage and practice of both Houses in Revenue matters, as in the last Sessions of the Assembly an Act was made imposing an additional duty of six pence per gallon on Wine, with which duty the stock on hand was not charged, to this Act His Majesty's Council gave their assent, without making any of the objections they

now

now suggest, although the duty being much greater than that imposed by the present Bill, must in the same proportion have afforded a greater advantage to stock holders.

The Assembly consider that, as the usage has been both ways, every Bill of this kind should make the duty attach or not upon stock on hand as existing circumstances shall make it proper to apply to such stock, or justice shall require an exemption, which in the present instance is the case: it is stated by His Majesty's Council, that the Act would afford to the present holders of a stock of Spirituous Liquors, an advantage equal to fifty per cent. on the existing Excise Duty over the merchant who imports the same articles after the passing of this Bill: but, in the opinion of the House, this apparent advantage is much more than counterbalanced by the many expences and losses to which those articles are liable during a storage of several months, and that persons who import those articles after this Act shall be passed, have an advantage of more than four pence a gallon over stock-holders, which ought not to be increased by an application of the duty to the stock of the latter.

If, in addition to these reasons, it is considered, that great trouble, expence and risk, will be caused to holders of stock in taking an account of it; and the Assembly, if they had imposed any duty at all upon the stock on hand, could not have made that duty equal to what is imposed upon future importations, and, as much expence would be incurred by the Province in taking such account, that part of the Bill will be found less exceptionable than His Majesty's Council may have thought it.

With respect to that part of the objection made by His Majesty's Council, that fraud may be practised by the Contractor for supplying His Majesty's Navy, the Assembly do not think there is reason to fear much, but although they think the Bill in that particular right as it now is, yet they can have no objection to the addition of a clause to prevent him from disposing of any stock he may now have on hand for the supply of the Navy, or for the prevention of the fraud feared by His Majesty's Council.

As to the third objection urged by His Majesty's Council, the Assembly think there is not the least foundation for it; as the Bill contains a clause of reference to the former law, and the duty is liable and entitled to all the restrictions and regulations contained in it, one of which regulations allows a drawback on Rum supplied to the Navy.

On the subject of the fourth objection, the Assembly observe, that with respect to the want of policy in not allowing a commission to the Collector of Halifax; as His Majesty's Council have not shewn how it is impolitic, but confine themselves to a general assertion, the Assembly can only answer in a general way that they entertain a different opinion.

The statute of the 47th of his present Majesty's reign, gives a certain commission to the Officers of Excise, but the Assembly think that only a rule to determine what shall be received by them, when laws imposing a duty shall be silent on that subject; but admitting for a moment it were otherwise, it can never be pretended that the statute can apply to any other than the ordinary revenue of the Province; the present duty forms no part of the ordinary revenue; it is an extraordinary tax to raise money for a new but important purpose, and the Assembly consider them-

elves

selves bound to apply as much as possible of the proceeds of that tax to the uses for which it is raised, and as the Assembly think the Collector of Impost and Excise at the port of Halifax, the best paid for his services of any Provincial Officer, and his duty is increased in a very trifling degree, by the present Bill, they did not think proper to add to his emoluments.

One part of the fifth objection urged by His Majesty's Council, affords another reason to the House for not allowing commissions to that officer, namely—that money enough for the purpose for which the tax is imposed will not be raised by the Bill, and if such is the case they would surely be unjustifiable, were they to consent to make an unnecessary application of any part of it.

The objection made by His Majesty's Council, goes too far, it would prove that, however circumstances might make it necessary to increase the revenue, a proportionable reduction of the commission, for collecting it, ought not to take place, although the increase of trouble in collecting is not in proportion to the increase of revenue. The adoption of the principle contended for by his Majesty's Council, would be attended with this well-founded objection, that the Legislature had increased the emoluments of an officer already well paid, not according to the increase of his duties but in proportion as the impositions upon commerce, and the burthens of the people became heavier.

As to the fifth objection of His Majesty's Council, the committee are instructed to state, that it was not the intention of the Assembly when they entered into the resolution to provide for the payment of arms, &c. to discharge the same in one year, but by instalments, with which they considered His Excellency the Lieutenant-Governor would be well satisfied; and it is the opinion of the House, that the resolution of the Assembly, concurred in by His Majesty's Council, will at all times be obligatory as well upon the present as upon any future House of Assembly, who must either continue those laws which raise a duty to discharge the said debt, or substitute some other equally or more productive and beneficial.

That the House deem it inexpedient to extend the duration of the Act beyond that of the other Revenue Laws; that when the subject comes before the Assembly in a future Session, they may be able to arrange the revenue in such a manner, as to appropriate a larger sum of money for the payment of the debt already incurred, or hereafter to be contracted, for arming the Militia, in case it shall appear, after a year's experience, that the present Bill will not produce a sum sufficient to discharge the same within a reasonable period.

On motion, *resolved*, that a further conference be desired with the Council, by committee, on the subject matter of the last conference, and that the Clerk do request the same.

The Clerk reported that the Council had agreed to the conference, as desired by this House, immediately, in the committee room of the Council.

Ordered, That the managers who managed the last conference, do manage this conference, and that they do deliver to the committee of the Council, the foregoing answer to the written paper received from them in conference on Friday last.

And the names of the managers were called over.

And

And they went to the conference.

And being returned,

Mr. Robie reported that the managers had been at the conference, and also had obeyed the order of the House, in delivering to the Council the answer of this House to the paper received from them in conference.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to twenty-five resolutions of this House, for granting the following sums, viz :

- 14l. to Isaiah Shaw
- 9l. to Robert Thompson
- 149l. 11s. 3d. to defray expence of taking account of live stock.
- 353l. 15s. 5d. for repairs at the Government House.
- 17l. 5s. to John Hames.
- 29l. 5s. 3d. to Richard Munday.
- 35l. 11s. 3d. to John Merrick.
- 19l. 19s. 3d. to Hartshorne and Boggs.
- 8l. 1s. to Michael Wallace.
- 361l. 2s. 10d. to Ditto.
- 500l. to Ditto.
- 5cl. to Quarter Master General of Militia
- 70l. to Adjutant General Do.
- 50l. for Road from Indian Gardens to Malignant Cove.
- 30l. for Do. from Malignant Cove to the line of Sydney
- 100l. for Do. from the line of Colchester and Pictou to George M'Connell's.
- 50l. for Do. from Sewack River to the Halifax Road at Dickie's.
- 10l. to the Keeper of Council Chamber
- 100l. for Lighting the Light House on Briar Island.
- 400l. for Avon Bridge.
- 400l. for bridges and causeways on great public roads.
- 30l. for a Lanthorn for Briar Island Light House.
- 30l. to Clerk of Assembly for Contingencies.
- 8l. to Clerk of Assembly for Fuel.
- 20l. to Do. Do. for Stationary.

The Council have not agreed to six resolutions of this House for granting the following sums :

- 30l. to Clerk of Assembly for extra services.
- 10l. to Do. for extra clerks.
- 20l. to John Dill and David Dill.
- 20l. to Archibald Smith.
- 400l. for a Light House near Canis.

And then the messenger withdrew.

A message from the Council by Mr Cogswell :

Mr. Speaker,

W

The

The Council have not agreed to the Bill, entitled, An Act for granting to his Majesty a further duty on rum, and other distilled spirituous liquors, for the purpose of defraying the expense of providing arms and accoutrements for the Militia of this Province.

And then the Messenger withdrew.

Mr. Robie reported from the committee to whom the amendments proposed by the Council to the Bill, entitled, An Act for the better regulation of Attornies, &c. was referred, as follows :

That the committee having examined the said amendments, recommend to the House to adhere to the original Bill, and thereupon,

On motion, *resolved*, that this House doth agree to the said report, and that the Clerk do carry the Bill to the Council, and acquaint them that the House do not agree to the amendments proposed by them to the said Bill ; and that the House adhere to their Bill as originally sent up to the Council.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have not agreed to the Bill, entitled, An Act for the better regulation of Attornies, Solicitors and Proctors, practising in the Courts of Law and Equity in this Province.

And then the messenger withdrew.

Mr. James moved that the House do come to the following resolutions, viz :

Resolved, That the seat of John Bolman, Esquire, a Member of this House, and Representative for the town of Lunenburg, is vacated for withdrawing himself from the service of this House in the Sessions of one thousand eight hundred and six, and one thousand eight hundred and seven, without first obtaining leave so to do, and for absenting himself during the whole of the last and present Sessions of this House, and having neglected to state any cause why he could not give his attendance.

Resolved, That Mr. Speaker be directed to take the usual steps, for a new writ for the election of a member to represent the town of Lunenburg, aforesaid, which, being seconded and put, and the House dividing thereon, there appeared— for the motion, four ; against it, eighteen.

For the motion,

Mr. JAMES,
Mr. SHAW,
Mr. LOVETT,
Mr. COLLINS,

Against the motion,

Mr. LAWSON, Mr. ROBERTSON,
Mr. CHANDLER, Mr. DIMOCK,
Mr. PYKE, Mr. HALIBURTON,
Mr. PURDY, Mr. ARCHIBALD,
Mr. MASTERS, Mr. MORTON,
Mr. PARKER, Mr. ROBIE,
Mr. CRANE, Mr. BUSKIRK,
Mr. WELLS, Mr. MORTIMER,
Mr. DEWOLF, Mr. CAMPBELL.

So it passed in the negative.

On motion, the memorial of William Philipps was read, and considered, and thereupon,

Mr. Archibald moved that the said petition be dismissed, which being seconded and

and put, and the House dividing thereon, there appeared—for the motion, fourteen; against it, eight. So it passed in the affirmative.

Then the House adjourned until to-morrow at eleven of the clock.

Tuesday, 10th January, 1809.

PRAYERS.

Mr. Collins reported from the committee appointed to examine into the expenditure of monies granted for roads and bridges, and he read the report in his place, and afterwards delivered it in at the clerk's table, and thereupon,

On motion, *resolved*, that so much of the report as states the several sums of money expended and certified, be not entered upon the Journal, and thereupon the clerk by order read the report agreeably to the foregoing resolution as followeth:

County of Halifax.

Votes 1805.—30l. road from Harnishe's on the west side of Margaret's Bay, to the road on the east side of said Bay leading to Halifax.—No account of expenditure.

250l. for repairing and building a stone arch in Sackville bridge.—No return.

20l. road from Spryfield to Herring Cove; no return.—Money not drawn from the Treasury.

20l. road from Bower's farm to Prospect.—No return.

25l. road from Prospect to St. Margaret's bay road.—No return.

25l. road from St. Margaret's Bay to Bower's Farm at Good Wood.—No return.

25l. road to Lawrence Town, Tobias Miller, Commissioner; remains as reported last year.

100l. road from Fletcher's bridge to Moore's, on the road from Halifax to Truro.

150l. road from Moore's to Truro, remains as reported in 1806.—John Archibald, Commissioner.

Votes 1806.—250l. road from Sackville to Hants County, reported 1807; a balance in the hands of Jonathan Snelling, Commissioner, 41l. 2s. 1d.—Expended by days' work.

100l. for opening a road from Moore's at Gay's river to the river Musquodobit, Robert Geddes, Commissioner, remains as reported last year.

150l. road from the Musquodobit, to the east branch of St. Mary's river; Alex. Henry, Commissioner, remains as reported last year.

Vote 1807.—300l. road from the Windsor road to Hall's, leading to Truro, Jonathan Snelling, commissioner.

Account of expenditure, including commissions. £. 280 12 11

Balance in hands of the commissioner. 57 19 7 1

£. 300 0 0

District of Pictou.

Votes 1803.—25l.—1807.—50l.—For building a bridge over the middle river of Pictou.—These sums not applied. Vote

Vote 1805.—40l. Road from Carribou Harbour, to the road from Pictou to Halifax, James Milne, Commissioner ; remains as reported last year.

Votes 1805.—150l.—45l. Road from Salmon river to the harbour of Pictou ; John Archibald, Commissioner ; remains as reported in 1806.

Votes 1805.—25l. 1806.—30l. Road from the river John to Pictou ; no returns.

Votes 1806.—30l.—Road from the upper settlement of the east river of Pictou to Musquodoboit ; Alexander Henry, commissioner ; expended by contracts, and days' works.

65l.—Road from the west side of the west river of Margomishe, to the east side of the east river of Margomishe ; no returns ; George Roy is said to be the commissioner.

Votes 1807.—150l.—Road from the district line, dividing Colchester from Pictou, to John M'Cabe's ; expended by contracts and days' works ; George M'Kay, commissioner.

The committee report that the various sums of money voted by the General Assembly, for repairs of roads and bridges in Pictou, under the direction of William M'Kay, commissioner, previous to the year 1807, amounting in the whole to 293l. appear, by the certificate of the Magistrates, and Sessions of the Peace, to be faithfully expended ; and he has received five pounds only for his commissions, the residue, being nine pounds thirteen shillings is still due to him, and the committee therefore recommend that the said sum be granted to him.

District of Colchester.

Vote 46l. 5s. 9d. remains unexpended for clearing the Shubenaccadie river.

Votes 1805.—60l.—1806.—50l.—1807.—25l.—To assist the inhabitants in building a bridge over the north river of Onflow ; James M'Curdy, commissioner ; expended ; and certified by four Justices.

Vote 1806.—40l. road from Dickie's to upper Sewack ; Samuel Tupper, commissioner ; remains as reported last year.

Votes 1807.—300l. road from Hall's to Truro ;

Contracts to the amount of

£.267 8 2

In hands of commissioners exclusive of their commissions

17 11 10

£:285 0 0

Certificate of completion of six contracts to the amount of £.119 5 6, signed by three Justices, the other contracts not completed ; William Fleming, and David Archibald, commissioners.

Votes 1807.—25l. road from Onflow to Tatamaguste, contract for 23l. 15s. James M'Curdy, commissioner ; no certificate of expenditure.

50l. road from Musquodoboit to the west branch of St. Mary's river ; no returns

30l. for building a bridge over the river Debert.—95l. road from the Great Village bridge to the bounds of Cumberland county.

Five contracts to the amount of

£.115 4 6

Remains in the hands of commissioner

9 15 6

£.125 0 0

No certificate of expenditure ; Robert M'Elhinney, commissioner.

125 0 0

125l. road at John Christie's, in Truro, to the district line dividing Colchester, from Pictou; expended by contracts and days' works; George M'Kay, commissioner.

25l. to assist the inhabitants of Onflow and Truro in making a new road from Truro to the north river; no account of expenditure.

Casualty vote, 1867.—40l for rebuilding the bridge over the river of middle Sewack; expended by days' work, Samuel Tupper, Commissioner.

The committee having taken into consideration the petition of William Fleming and David Archibald, report: that under all the circumstances stated by the petitioners, it appears to the committee, that the contractors who have not completed their contracts, should be allowed until the twentieth day of July next, to complete the same, and that those persons who have completed their contracts should be paid their respective balances, upon the certificate annexed to the statement of expenditure.

County of Hants.

Vote 1802.—100l. for a bridge over the River Shubenaccadie; David Whidden, commissioner; remains as reported in 1804.

Vote 1803.—75l. road from Kenetcook to Lawrence's; William Salter, commissioner; certificate of expenditure. The committee recommend that the commissioner be allowed a commission of 3l. 15s.

Votes 1805.—50l. for reducing the Tanner hill in Windsor; balance undrawn from the Treasury £.16 13 4.

30l. road from widow Wier's to Rawdon church; remains as reported last year.

Votes 1806.—25l. for a bridge over the River Hebert in Newport; no returns.

25l. road from Harvie's, in Newport, to the road in Rawdon; no returns.

40l. road in Rawdon, from the church to the main road in Douglafs; no returns.

40l.—road from David Whidden's, in Douglafs, to the lower bridge on the River Shubenaccadie; no returns.

Votes 1806.—80l. road through Douglafs, from the Rawdon road to Shubenaccadie River; William Smith, commissioner; expended by days' works, and certified, except the sum of £.1 13 7, for painting and putting up eight mile boards, which the commissioner was not authorized to do, and for which the committee are of opinion he should be held accountable.

635l. road from Mitchell's to the Three Mile Plain, Windsor; W. H. Shey, commissioner; expended and certified: it appears to the committee that the commissioner has not retained all his commissions, that 2l. 10s. is due to him; the tools herein after enumerated remaining in the hands of the commissioner, the property of the Province, viz. fourteen pick axes, eighteen shovels, two wood axes, eight crow bars, and two iron mauls.

40l. for the causeway leading from Palmer's island to Avon bridge; one contract appears for the whole sum, made by the late Secretary of the Province, with Terence Cochran; the money drawn from the Treasury. No certificates of the performance of the contract or expenditure of the money.

45l. To assist the inhabitants of Newport to build a bridge, over the river Kenetcook, William Salter, Commissioner. Expended by days' work;

certified by Shubael Dimock and Joshua Sandford, Esqrs; but not according to law.

50l. for the main road in Rawdon, leading to Halifax, William Parker, commissioner; account of expenditure by contracts, but no certificates of the actual expenditure.

King's County.

Vote 1803.—30l. for altering the main road over the Hill, at Mr. Uniack's farm, on the Annapolis road, and for repairing the road and bridges, between Jonathan Parker's, and the eastern bonnds of Aylesford, Elijah Crane, commissioner; contracts for the sum, but no certificates of expenditure.

Vote 1805. 60l.—1806. 72l.—Road from Silas Rand's, to Aylesford Church; Elijah Crane, commissioner.

Four contracts for	£.44	16	6	
Acct. for laying out the road	10	3	6	£.55
	<hr/>			
Four contracts for	£.63	10	8	
Charge of money paid for bridges and causeways.	12	8	9	75 19 5
	<hr/>			
Balance, exclusive of commissions,				£ 0 7
				<hr/>
				£.132 0 0

No certificates.

Votes 1805.—23l. road from Greenwood's to Pineo's; Elijah Crane, commissioner; no correct account of expenditure.

1806.—12l. 10s.—12l. 10s. road from Black Rock to Cornwallis; Elijah Crane, commissioner; expended by days' work, and certified by Lemuel Morton, Esq.

Part vote 1805 and 1806.—43l. 16s. 8d. Road from Scotch Bay to Cornwallis; Elijah Crane, commissioner; there remained in the hands of the commissioner last year, 11l. 5s. 8d. Expended by days' work, receipts for payment; it appears the commissioner expended 1l. 2s. 1d. over the sum appropriated.

Votes 1806.—60l.—Part of a vote for 100l. for the road from Avon bridge to Horton; Caleb Forsyth, commissioner; remains as reported last year.

40l. Road from Greenwood's to Pineo's on the Annapolis road; Elijah Crane, commissioner.

Account of expenditure last year by days' work	£.31	15	0
Balance due		8	5 0
		<hr/>	
			£.40 0 0

50l. Road from Pineo's to Clermont, Elijah Crane, commissioner; balance in hands of commissioner last year, exclusive of his commissions, 11l. 10s. no further returns.

20l. For exploring a road from the main road in Horton through New Canaan to Nictaur; remains as reported last year.

15l. For exploring a road from the main road by Partridge Island across to Macan, towards the main road from Londondery to Amherst; Luke Harrison, commissioner; contract for the whole sum.

Votes

Votes 1807.—85l. road from the half way river bridge in Horton, to the stone bridge; Caleb Forfyth, commissioner.

Amount of expenditure by days' work	£.76	13	
Balance in hands of commissioner, including commissions	8	7	£.85

No receipts nor certificates. The account of expenditure is by no means satisfactory to the committee.

45l. road from Pineo's to the western boundary of Aylesford, Elijah Crane, commissioner; no correct account of expenditure.

Votes 1807.—10l. For the post road leading to Annapolis, at the Hill, near Abraham Webster's; no return.

20l. To aid the inhabitants of New Canaan in Horton, to extend their road towards Nictaur, Caleb Forfyth, commissioner, account of expenditure by days' work, certified by Daniel Dewolf and John Wells, Esqrs.

50l. Road between the southern boundary of the county of Cumberland and Lewis's, at the half way river.

4 Contracts amounting to	£.46	15	0
Balance in hands of commissioner including his commissions	3	5	0
	<hr/>		
	£.50	0	0

No certificate.

15l. To aid the inhabitants in building a bridge over the north river, at the five islands in Parrsborough, Jesse Lewis, commissioner, one contract for the whole sum.

30l. Road from Partridge Island to Lewis's, Jesse Lewis, commissioner; expended by days' work, and receipts for payment.

40l. Road from the lower Gaspereau bridge in Horton, towards Mount Denison, in Falmouth; Arunah Rathburne, commissioner; statement of expenditure by days' work, to the amount of 39l. 18s. 10d. including commissions; no receipts nor vouchers.

15l. Road from Harrington's to Pineo's. 40l.—road from Greenwood's to Harrington's; David Whidden, commissioner.

Two contracts completed and certified, amounting to	£.16	10	0
Two contracts not certified	34	0	0
Balance in hands of commissioner including commissions	4	10	0
	<hr/>		
	£.55	0	0

Annapolis County.

Votes 1805.—120l. for the bridge over Allan's creek, Dowie Ditmafs, and William Winniett, commissioners; remains as reported in 1806.

Votes 1806.—50l. road from Nictaur to Lunenburg; no returns.

125l. bridge over Scissabou River; John Taylor, commissioner; one contract for 87l. 9s. 5d; no account of the expenditure of the residue: the commissioner charges the whole sum as expended; certificate of expenditure by the Grand Jury, made upon the report of Josiah Jones, and Peleg Witwell, Esquires.

Votes

Votes 1806.—40l. road from Lee's to Long's, on the post road to Digby, Jacob Tobias, commissioner; there remained last year, in the hands of the commissioner, the sum of 7l. 10s. exclusive of the money for two contracts, one for

	£.24 10 0	}	£.32 0 0
One Do.	7 10 0		

These contracts are certified, the balance unaccounted for.

40l. road from Petit Passage to Grand Passage; Robert Outhouse, commissioner; expended by days' works; no receipts nor certificates.

Votes 1807.—323l. for building a bridge over Bear River, on the road from Annapolis to Digby; no return.

110l. for rebuilding the bridge over Moose River on the road to Digby; Dowie Ditmars, commissioner; no account of expenditure; certificate of the Grand Jury that the bridge has been lately repaired under the inspection of Dowie Ditmars.

30l. for causeway from Allan's creek to the upland near the Court House in Annapolis; Dowie Ditmars, commissioner; one contract for the whole sum.

40l. road from the main road at Sciffabou to Yarmouth, between the north end of St. Mary's Cape and Salmon River.

22l. for bridge over Sciffabou river; no return.

County of Shelburne.

Votes 1805.—100l. { road from Saunder's mill to Salmon River in Yarmouth.

50l. {

50l. road from Salmon River to Montegan,

Votes 1806.—75l. road from Saunder's mill to bounds of Annapolis county,

1807.—100l. { road and bridges from Saunder's mill to Salmon River in the

375l. { county of Annapolis; Samuel Marshall, and others, commissioners; statement of expenditure by contracts and days' works; the whole of the contracts are not returned, nor all the accounts of expenditure by days' work. One account for 8l. 14s. for surveying and inspection, where the wages charged are at 10s. and 12s. 9d. per day, appear to the committee to be extravagant. Certificate of the expenditure of 375l. by the Court of Session and Grand Jury.

Votes 1806.—50l. For bridge over Tusket river, and the road from the head of Jebouge to Pubnico, Job Hatfield, commissioner, expended by days' work and receipts for payments.

Votes 1807.—90l. For bridge over Jordan river and road to the bounds of Queen's county, Gideon White, commissioner.

One contract (with certificate of expenditure) for	£.81 0 0
Commissions	4 10 0
Balance in the hands of the commissioner	4 10 0
	£.90 0 0

60l. road from Shelburne to Barrington; Gideon White, commissioner; expended by day's work and receipts for payments.

25l. bridge over Abobic river; expended by days' work, and receipts for payment; D. Frost, commissioner.

25l. road and bridges from Pubnico to Strawberry Point, expended by days' work, and receipts for payments; D. Frost, commissioner. 50l.

50l. Salmon River bridge and the road from Tusket River to Jebouge; Cornelius Van Norden, commissioner; expended by days' work, and receipts for payment.

The committee are of opinion that the sum of five pounds should be allowed to Joseph Homer, commissioner, for the expenditure of one hundred pounds, in the year 1801, for opening a road from Pubnico to Barrington, in full for his services, it appearing that no commissions had been retained by him.

County of Lunenburg.

Vote 1803.—60l. road from Frail's, in the eastern part of Chester, to St. Margaret's Bay, Thomas Thompson, and David Crandell, commissioners. Three contracts, supposed for the whole sum, but from the loose and improper wording of the contracts it is impossible to determine; a certificate of the Grand Jury that the work has been performed, according to the contracts, and that the money has been expended.

115l. Gold River bridge, the abutments of which to be made of stone; Anthony Vaughan, commissioner; the money has been expended by days' work, and receipts for payments, but it does not appear to the committee that the bridge is complete, nor that the abutments have been made of stone.

Vote 1807.—60l. for building a bridge over Petit Rivere on the main road between Lunenburg and Queen's County, and improving the road between that river and Pernette's mills, John Parke, commissioner; two contracts for 55l. No account of expenditure, nor certificate.

County of Sydney.

Vote 1803.—40l. For clearing the falls of St. Mary's river, William Taylor, commissioner.

Vote 1803.—50l. Road from Country Harbour to Musquodobit, George Dawkins, commissioner; no account of expenditure.

Vote 1805.—150l. Road from Guysborough to the east branch of St. Mary's river, Christian Miller, commissioner; it appears to this committee that in the year 1806, contracts to the amount of 118l. 11s. were entered into, but that no vouchers or certificates of expenditure have been returned.

Vote 1806.—40l. road from Stormont to the main road from Guysborough to St. Mary's river; an account of expenditure by days' work, rendered by S. Stephenson; no receipts or certificates.

Vote 1807.—25l. road from William Diffon's, at Milford Haven, to Elisha Randell's, at Little River, by Tracadie; Elisha Randell, commissioner; an account of expenditure by days' work; receipts for payment. The commissioner charges 7s. 6d. per day for himself for five days, besides his commissions. The committee are of opinion the wages to the commissioner ought not to be allowed.

25l. road from Boyleston, at Milford Haven, to the Gut of Canso; William Atwater, commissioner; account of expenditure by days' work, and receipts for payments. The commissioner charges 7s. 6d. per day for six days, besides his commissions, which your committee are of opinion ought not to be allowed.

The committee having considered the petition of Nathaniel Symonds, report: that

that they recommend that the sum of two pounds should be granted to him, agreeably to the prayer of his petition.

Cumberland County.

Vote 1803.—15l. road and bridges from Remsheg to Tatamagushe; not expended.

Vote 1806.—30l. road from Barronsfield to Parriborough; expended, and certified by three Justices; no certificate of Grand Jury; Edward Baker, commissioner.

20l. road from Remsheg to Colchester, by Folly River; no returns; remains as reported last year; all the money drawn from the Treasury; Levi Stephens, commissioner.

Vote 1807.—25l. road from Richard Thompson's, on the River Philip, to Andrew Fushner's, on Remsheg Harbour; there appears three contracts for the expenditure of twenty two pounds fourteen shillings; after deducting commissions, a balance of one pound and one shilling remains unexpended; no certificate or account of expenditure; Andrew Fushner, commissioner.

Ordered, That the report do lie on the table to be perused by the members of the House.

Mr. Collins reported further from the committee before mentioned, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows:

That the names of the delinquent commissioners as far as the committee are able to ascertain them, appear upon their general report; and that the committee recommend to the House to pass the resolution following, viz.

Resolved, That all commissioners, who shall fail to account for the respective sums of money appropriated for the service of roads and bridges, and to procure a certificate of the faithful expenditure of the same from the Court of General or Special Session for the county or district where they reside, by the first day of the next sitting of the General Assembly, should be proceeded against as delinquents, and prosecuted without distinction.

The said report and resolutions were, upon the question put thereupon, agreed to by the House.

On motion, *ordered*, that that part of the report of the committee, on the subject of roads and bridges, which relates to a compensation for commissioners, be referred to the committee of supply, and thereupon,

On motion, the House resolved itself into a committee of the whole House, to consider further of a Supply, to be granted for the support of His Majesty's Government.

Mr. Speaker left the Chair;

Mr. Pyke took the Chair;

Mr. Speaker resumed the Chair:

The Chairman reported from the committee, that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

On motion, the House resolved itself into a committee of ways and means.

Mr. Speaker left the Chair,
 Mr. James took the Chair,
 Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had made further progress in the business to them referred; and that the committee had directed him to move for leave to sit again on the consideration of the same; which report the House agreed to.

Then the House adjourned until to-morrow at eleven of the clock.

Wednesday, 11th January, 1809.

PRAYERS.

On motion the House resolved itself into a committee of the whole House to consider further of a supply.

Mr. Speaker left the Chair,
 Mr. Pyke took the Chair,
 Mr. Speaker resumed the Chair.

The chairman reported from the committee that they had made further progress in the business to them referred; and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

Then the House adjourned until to-morrow at eleven of the clock.

Thursday, 12th January, 1809.

PRAYERS.

Mr. Hutchinson, pursuant to leave given presented a Bill in addition to an Act, passed in the twenty-ninth year of his Majesty's reign, entitled, An Act for the better support of the Poor in the respective counties within this Province, and the same was read a first time.

Resolved, That the Bill be read a second time.

On motion the House resolved itself into a committee of the whole House to consider further of a supply.

Mr. Speaker left the Chair,
 Mr. Pyke took the Chair,
 Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had made further progress in the business to them referred, and that the committee had directed him to move for leave to sit again on the consideration of a supply, which report the House agreed to.

On motion the bill in addition to an Act, passed in the 29th year of his Majesty's reign, for the better support of the Poor in the respective counties within this Province, was read a second time. On

On motion, *resolved*, that the Bill be now committed to a committee of the whole House, and thereupon,

The House resolved itself into a committee of the whole House on the consideration of the said Bill.

Mr. Speaker left the Chair,

Mr. James took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had gone through the Bill to them referred, and had made several amendments thereunto, which they had directed him to report the House, and he afterwards delivered the Bill, with the amendments, in at the Clerk's Table.

The said amendments were read throughout, a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the Bill, with the amendments, be engrossed.

On motion, the House resolved itself into a committee of the whole House, to consider further of a supply.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the committee that they had made further progress in the business to them referred; and that the committee had come to several resolutions thereupon, which they had directed him to report to the House; and he afterwards delivered the report in at the Clerk's Table, where it was read, and is as follows:

Resolved, That it is the opinion of this committee, that the sum of thirty pounds, should be granted for purchasing a stove, for the Council Chamber, and also a Stove, for the House of Assembly.

Resolved, That it is the opinion of this committee that the sum of ten pounds, should be granted to the clerk of the House of Assembly to reimburse him for monies paid for drafting Bills in the last and present Sessions of Assembly.

Resolved, That it is the opinion of this committee, that the sum of one hundred and twenty pounds should be granted to John Howe & Son, on account of their demand for printing.

Resolved, That it is the opinion of this committee, that the sum of fifty pounds should be granted for purchasing the British Statutes at large, and the Journals of the House of Commons, to be placed in the Law Library.

Resolved, That it is the opinion of this committee that the sum of two hundred pounds should be granted for the road from Chester to the head of St. Margaret's Bay, and thence to Hamond Plain.

Resolved, That it is the opinion of this committee, that the sum of twenty two pounds eighteen shillings, be granted for compensating the undermentioned commissioners of roads for their services, in expending the several sums as specified and recommended by the committee of the House in their report, to be paid to each and every of the said commissioners in the manner following:

Three pounds fifteen shillings to William Salter.

Nine pounds thirteen shillings to William M'Kay.

Two

Two pounds to Nathaniel Simmonds.

Five pounds to Joseph Homer.

Two pounds ten shillings to William H. Shey.

The Chairman also acquainted the House that the committee had directed him to move for leave to sit again on the consideration of a supply; which the House agreed to.

The said resolutions were read throughout a first and second time, and, upon the question severally put thereupon, agreed to by the House.

Ordered, That the clerk do carry the foregoing resolutions to the Council, and desire their concurrence to the same.

Then the House adjourned until To-morrow at Ten of the Clock.

Friday, 13th January, 1809.

PRAYERS

An engrossed Bill, in addition to an Act, passed in the 29th year of his Majesty's reign, for the better support of the Poor in the respective counties within this Province, by laying an Imposit duty on all articles imported into this Province from the United States of America, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in addition to an Act, passed in the 29th year of his Majesty's reign, entitled, An Act for the better support of the Poor in the respective counties within this Province, by laying a duty on all articles imported from the United States of America.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

On motion, *ordered*, that the committee appointed on the subject of the Land Waiver for the port of Halifax, be discharged.

A resolution of this House, passed on the 24th of December last, in favor of John Henderson, having, by mistake, been sent down by his Majesty's Council not agreed to, and the Council having signified the same to the House, thereupon,

Resolved, unanimously, that the said resolution be again sent to his Majesty's Council, by the Clerk, for their concurrence.

The Clerk reported that he had, pursuant to the order of the House, delivered the said resolution to the Council, who had agreed to the same.

Then the House adjourned until to-morrow at Twelve of the clock.

Saturday

Saturday, 14th January, 1809.

PRAYERS.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to ten resolutions of this House, for granting the following sums, viz :

- 25l. for a bridge over the middle river of Picton
- 100l. for the road from Fullerton's to Napan bridge
- 50l. for a bridge over the River Chiganoife
- 50l. for a do. over Economy river.
- 200l. for the road from Chester to St. Margaret's Bay.
- 120l. to John Howe & Son.
- 50l. for the British Statutes and Journals of the Commons.
- 30l. for stoves for Council and Assembly.
- 22l. 18s. to road commissioners.
- 120l. for bridge over Sewack river.

The Council have not agreed to the resolution of this House for granting ten pounds to the Clerk of the Assembly.

The Council request a conference, by committee, on the subject of the two resolutions of this House, respecting the Agents of the Province.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Robie and Mr. Mortimer, do manage the said conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that they had been at the conference, and stated the substance of the conference to the House.

A message from the Council by Mr Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act in addition to an Act, passed in the twenty-ninth year of his Majesty's reign, entitled, An Act for the 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, without any amendment.

The Council request a conference by committee on the Bill, entitled, An Act to encourage the Fisheries of this Province, by granting a bounty on the importation of Salt.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference, as desired by the Council, and that the clerk do acquaint the Council therewith.

Ordered,

Ordered, That Mr. Mortimer, Mr. Robie, and Mr. Lawson, do manage the said conference.

And they went to the conference.

And being returned,

Mr. Mortimer reported that the managers had been at the conference, and that they had received, from the committee of the Council, a written paper, which he read and is as follows:

His Majesty's Council have had under consideration the Bill, entitled, An Act to encourage the Fisheries of this Province, by granting a bounty on the importation of Salt—and being desirous to afford every aid, consistent with the general welfare, to the importation of so necessary an article, would willingly agree to the Bill, provided sufficient means could be furnished for payment of the bounty, without embarrassing the appropriations already agreed to in the present Session, and the necessary expenditure for the ordinary estimate; and provided also a duty equivalent to the bounty should be made to attach upon such salt as may be exported from the Province, or furnished to the vessels of foreigners, to be employed in the Fisheries.

The House proceeded to take into consideration the foregoing written paper, received in conference, and thereupon,

Resolved, That the managers who managed the conference before mentioned do prepare an answer to the above paper, to be used on a further conference with the Council.

Mr. Mortimer reported from the managers, and accordingly presented an answer to the paper received from the Council, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows:

The House of Assembly are of opinion, that the monies which might become payable under the Bill, for granting a bounty on the importation of Salt, could be paid out of the Treasury of the Province, without causing any embarrassment of former appropriations, or of the ordinary establishment, but as his Majesty's Council are of a different opinion, the Assembly think that the possibility of inconvenience may be prevented by a clause being added to the Bill, to defer any payments under it, until former appropriations are paid, in case there should not be money sufficient for payment of those appropriations, and of the bounty. The Assembly agree with his Majesty's Council, that a duty equal to the bounty should be imposed upon all Salt exported from the Province, or supplied to the vessels of foreigners, provided the bounty shall be payable upon said Salt, and the Assembly will, if his Majesty's Council concur in these sentiments, prepare and add such clauses to the Bill, as shall be necessary for those purposes.

Resolved, That a further conference be desired with the Council, on the subject of the last conference, and that the Clerk do request the same.

The Clerk acquainted the House that the Council had agreed to the conference as desired by the House.

Ordered, That the managers who managed the last conference, do manage this conference, and that they do deliver to the Committee of the Council, the foregoing answer to the paper received from them in conference.

And they went to the conference.

And

And being returned;

Mr. Mortimer reported that the managers had been at the conference, and also obeyed the order of the House, in delivering to the committee of the Council the answer of this House. Mr. Mortimer likewise reported the substance of the conference, and afterwards delivered to the House the Bill for granting a bounty on salt, and thereupon,

Ordered, That Mr. Robie, Mr. Mortimer, and Mr. Archibald, be a committee to prepare and bring in clauses to be added to the said Bill, in conformity to the sentiments of the House, declared to the committee of the Council, on the foregoing conference.

Mr. Robie, pursuant to order, delivered to the House, certain clauses to be added to the Bill before mentioned, and the same were read a first time.

On motion, *resolved*, that the said clauses be now read a second time, and the same were read a second time accordingly, and thereupon,

On motion, *ordered*, that the said clauses be engrossed.

On motion, *resolved*, That a further conference be desired with the Council, on the subject of the resolutions of this House, of the 6th instant, respecting the Agents of the Province, and that the Clerk do request the same.

The Clerk acquainted the House that the Council had agreed to the conference as desired by the House, immediately, in the committee room of the Council.

Ordered, That the managers who managed the last conference, on the said subject, do manage this conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the Managers had been at the conference, and stated the substance of the conference to the House.

A message from the Council by Mr Cogswell :

Mr. Speaker,

The Council have agreed to two resolutions of this House of the 6th instant, on the subject of the Agents of the Province.

And then the messenger withdrew.

The engrossed clauses to be added to the Bill for granting a bounty on salt, were read a third time.

Resolved, That the said clauses do make part of the said Bill, and that the title of the said Bill be, An Act to encourage the Fisheries by granting a bounty on the importation of Salt, and also for regulating and imposing duty on the exportation of Salt.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

On motion, the House resolved itself into a committee of the whole House, to consider further of a supply.

Mr. Speaker left the Chair,

Mr. Pyke took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the committee that they had gone through the business.

Business to them referred; and that the committee had come to several resolutions thereupon, upon which they had framed a Bill for applying certain monies therein mentioned, for the service of the ensuing year; and he read the report in his place, and afterwards delivered the Bill in at the Clerk's Table, where the resolutions and clauses therein contained were severally read throughout a first and second time, and, upon the question put thereupon, agreed to by the House.

On motion, the said Bill was read a first time.

Resolved, That the said Bill be now read a second time, and the same was read a second time accordingly.

Ordered, That the Bill be engrossed.

Then the House adjourned until Monday at eleven of the clock.

Monday, 16th January, 1809.

PRAYERS.

An engrossed Bill for applying certain monies therein mentioned for the service of the ensuing year, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for applying certain monies therein mentioned, for the service of the ensuing year, and for appropriating such part of the supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

Then the House adjourned until to-morrow at eleven of the clock.

Tuesday, 17th January, 1809.

PRAYERS.

A message from the Council, by Mr. Cogswell:

Mr. Speaker,

The Council request a conference, by committee, on the subject of the Appropriation Bill, immediately, in the committee-room of the Council.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference as desired by the Council, and that the clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Robie, and Mr. Mortimer, do manage the said conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the Managers had been at the conference, and that they had received from the committee of his Majesty's Council, a written paper, which he read to the House, and is as follows:

The committee of Council are directed to state that the Council, having been induced to concur in the votes sent up for granting monies during the present Session solely in the expectation and from the firm conviction, that the House of Assembly, meant to provide ways and means amply adequate to the expenditure, and inferring from the proceedings of the House, that no such intention now exists on their part, deem it necessary explicitly to state the difficulties they have in giving their assent to the Appropriation Bill, now before the m.

First.—Because after the most careful investigation of the accounts upon their table, and which are also before the House, it appears to the Council, that the sums appropriated by the Bill, coupled with former appropriations not yet discharged, and the various sums payable for salaries and other services chargeable by law on the Treasury, will very far exceed the monies which by any reasonable computation can be expected to be paid into the Treasury during the current year, thereby affording just grounds for alarm at the prospect of involving the Province in a heavy debt, which may not only prove very injurious to the general interests of the country, but may also greatly embarrass the Executive in discharging the sums necessary for the support of his Majesty's government in this Province.

Secondly.—Because the usual and necessary vote for the purpose of defraying the contingent expences of the government, for the ensuing year is omitted in the said Bill.

Lastly.—Because no provision has hitherto been made by the House, for the fulfilment of the pledge so solemnly giving during their last Session, for the payment of the Arms furnished by his Majesty to the Militia.

On motion, *resolved*, that an answer be prepared to the above written paper received from the Council.

Ordered, That Mr. Hutchinson, Mr. Robie and Mr. Archibald, be a committee to prepare and bring in an answer accordingly.

Mr. Hutchinson reported from the committee before named, and accordingly presented an answer to the paper received from the Council, in conference, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was read, and is as follows :

That the House had no reason to conjecture that the motives which induced his Majesty's Council, to concur in the votes of the House, for granting monies this present Session, were grounded on the belief that the House, would provide further ways and means to meet the expenditure. That his Majesty's Council did not make any communication to the House (except a formal notice of the appointment of a committee of public accounts) from the 24th November, the day of opening the Sessions to the 24th December, when they were pleased to advise the House of the intentions of the Council, to adjourn until the 28th of that month. And as his Majesty's Council did not chuse to assent even to one of the many money votes, sent up by the House in the early part of the Sessions, until the Revenue Bills had passed the House and were sent to the Council, the House drew the fair inference, that the subsequent assent of his Majesty's Council, to the grants of the House was founded on a conviction that the revenue provided by those Bills, would prove fully adequate to the payment of all the monies granted in this Sessions of Assembly.

That the House after a due investigation of the public accounts and a consideration of the monies and securities lodged in the Treasury, are of opinion that the

same

same, together with the current revenue will be fully adequate to discharge all claims on the Treasury during the present year, as well for salaries, and other services as for the various purposes contained in the Appropriation Bill. The House therefore do not conceive that his Majesty's Council have just cause to apprehend, either, that the Lieutenant Governor or President, will be placed in a state of embarrassment or that the Province will be involved in debt.

That with respect to the vote for contingent services, the House are not sensible of the necessity of continuing the grant having never received any account of its application. That the House have placed one hundred pounds, at the disposal of the Lieutenant Governor, for contingent services during the ensuing year, and if the expenditure of a further sum shall become really necessary in the recess of the Assembly, the House will readily provide for, or sanction the same, at a subsequent Sessions. The House also instruct their committee to observe, that the not including in the appropriation Bill, a grant of money deemed unnecessary by the House, can afford to his Majesty's Council, no constitutional ground for objecting to the passing of that Bill.

To the last reason given by his Majesty's Council for delaying, an assent to the appropriation Bill, viz. "That no provision has been made by the House for the fulfilment of the pledge so solemnly given during the last Sessions, for the payment of the arms furnished by his Majesty to the Militia," the committee are directed to express the great surprise of the House at this assertion of his Majesty's Council, since the House did in fact, by a Bill, passed this present Sessions, impose an additional duty on Rum, and appropriate it in the same Bill for the express purpose of defraying the debt contracted by the Province for those arms, and the House had calculated that at a moderate computation a revenue of three thousand pounds, would have been raised thereby annually, to be applied to that specific object until the debt already contracted, should be discharged, and a further supply of arms, be provided for the rest of the militia; that the House, therefore, cannot but consider that his Majesty's Council, by refusing their assent to that Bill, have been the sole cause of the breach of the pledge to which they refer, and that the House have faithfully performed their part of the obligation.

The committee are further instructed to state, that the House of Assembly, consider themselves to be the constitutional judges, as well of the articles, on which a duty may be laid with least inconvenience to their constituents, as of the amount of that duty, and whether or not it shall be made to operate retrospectively; and that if a difference of sentiment should unfortunately happen in this respect between his Majesty's Council and the House, the opinion of the latter, in a money Bill, should prevail.

That the House cannot dismiss the objections made by his Majesty's Council, without observing, that as the Appropriation Bill contains no new or unusual clauses, and as no sums of money are included in it but those which are contained in the estimate of his Excellency Sir GEORGE PREVOST, or to which his Majesty's Council have already given their assent, the House consider the passing of the Bill to be a matter of course, required alike by the interests of the Province, and by the confidence reposed by the House in his Majesty's Council.

Then the House adjourned until To-morrow at eleven of the Clock.

Wednesday, 18th January, 1809.

PRAYERS.

On motion, *resolved*, That a further conference be desired with the Council, by committee, on the subject matter of the last conference, and that the Clerk do request the same.

The Clerk reported, that the Council had agreed to the conference as desired by this House, immediately, in the committee room of the Council.

Ordered, That the managers who managed the last conference, do manage this conference, and also deliver to the committee of the Council the answer reported yesterday, to the paper received by them in conference.

And the names of the managers were called over.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and also obeyed the order of the House, in delivering to the committee of the Council, the answer of this House to the paper received from them yesterday.

On motion of Mr. Robie, *resolved*, that a committee be appointed to examine into the account of the receipt and expenditure of the licence duty for the town and peninsula of Halifax, and report thereon.

Ordered, That Mr. Mortimer, Mr. Lawson, and Mr. James, be a committee accordingly.

Then the House adjourned until To-morrow at one of the Clock.

Thursday, 19th January, 1809.

PRAYERS.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a free conference, by committee, on the subject matter of the last conference, immediately, in the committee room of the Council.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference, as desired by his Majesty's Council, and that the Clerk do acquaint the Council therewith.

Ordered, That the managers who managed the last conference, do manage this conference.

And the names of the managers were called over.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and were informed by the committee of his Majesty's Council, that they were instructed to hold a free conference with the committee of this House. That it was the desire

desire of his Majesty's Council; who supposed it must also be the wish of the House, that the Assembly should not break up without making a provision for the payment of the Arms furnished to the Militia, agreeably to the pledge given by both branches at the last Sessions. That the Council would be satisfied to join with the House, in appropriating, for that purpose, the sum of two thousand five hundred pounds to be drawn quarterly from the Treasury, and in such case to suspend the Salt Bounty for this year, or to select from the Appropriation Bill of this Sessions, such votes, to that amount, for new services as might be best dispensed with, or otherwise, (if the House should think proper) to increase the duty on Spirituous Liquors, to commence at a future day, and then to take effect on the stock on hand, and on future importations, granting to the officer who might collect the duty, a reasonable compensation for the increased service:

The House having taken into consideration the foregoing report, thereupon,

On motion, of Mr. Robie, *resolved*, that although this House are fully satisfied that they have already performed their duty by providing in the former part of the Sessions, means for the payment of the Arms, furnished to the Militia, as expressed in their answer of the 17th instant, to the message of his Majesty's Council, yet to manifest the further disposition of the House to fulfil the pledge given in the last Sessions, they will again resume the consideration of the subject.

Resolved, That the House will not alter the Appropriation, nor suspend the Salt Act for this present year, but will consider of an additional duty on spirituous liquors, to take place at such time, and under such regulations, as the House, on further deliberation, shall deem expedient.

Resolved, That these proceedings shall not be drawn into precedent on any future occasion; and thereupon,

Mr. Hutchinson pursuant to leave given presented a Bill for imposing an additional duty of excise on Rum, and other distilled Spirituous Liquors, and for appropriating the same, and the Bill was read a first time.

On motion, *resolved*, that the Bill be now read a second time, and the same was read a second time accordingly.

On motion, *resolved*, that the Bill be now committed to a committee of the whole House, and thereupon,

The House resolved itself into a committee of the whole House on the consideration of the said Bill.

Mr. Speaker left the Chair,

Mr. Roach took the Chair,

Mr. Speaker resumed the Chair,

The Chairman reported from the committee that they had gone through the Bill to them referred, and that the committee had directed him to report the said Bill without any amendment, and he afterwards delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Then the House adjourned until To-morrow at eleven of the Clock.

Friday, 20th January, 1809.

PRAYERS.

On motion, *resolved*, That a further conference be desired with the Council, by committee, on the subject matter of the last conference and that the Clerk do request the same.

The Clerk reported, that the Council had agreed to the conference as desired by this House, immediately, in the committee room of the Council.

Ordered, That the managers who managed the last conference, do manage this conference.

And the names of the managers were called over:

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House.

Then the House adjourned until to-morrow at eleven of the clock.

Saturday, 21st January, 1809.

PRAYERS.

An engrossed Bill for imposing an additional duty of Excise on rum and other distilled spirituous liquors, and for appropriating the same, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for imposing an additional duty of Excise on rum and other distilled spirituous liquors, and for appropriating the same.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence to the same.

A message from the Council, by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to encourage the Fisheries by granting a bounty on the importation of Salt, and also for regulating and imposing a duty on the exportation of Salt, without any amendment.

And then the messenger withdrew.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council request a conference, by committee, on the Bill, entitled, An Act for imposing an additional duty of Excise on rum, and other distilled spirituous liquors, &c.

And then the messenger withdrew.

Resolved, That this House doth agree to the conference, as desired by the Council, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Hutchinson, Mr. Robie and Mr. Mortimer, do manage the said conference.

And they went to the conference.

And being returned,

Mr. Hutchinson reported that the Managers had been at the conference, and stated the substance of the conference to the House.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for applying certain monies therein mentioned, for the service of the ensuing year, and for appropriating such part of the supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province; and also,

A Bill, entitled, An Act for imposing an additional duty of Excise on rum and other distilled spirituous liquors, and for appropriating the same severally, without any amendment.

And then the messenger withdrew.

Then the House adjourned until Monday at eleven of the clock.

Monday.

Monday, 23d January, 1809.

PRAYERS.

A message from his Honor the President, by Mr Secretary George :
Mr. Speaker,

His Honor commands this House to attend his Honor immediately in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend his Honor in the Council Chamber.

And being returned,

Mr. Speaker reported that the House had attended his Honor in the Council Chamber, where his Honor was pleased to give his assent to the following Bills, viz :

An Act to regulate the expenditure of monies hereafter to be appropriated for the service of roads and bridges.

An Act to continue the several Acts of the General Assembly for raising a revenue to repair the roads throughout the Province, by laying a duty on persons hereafter to be licensed to keep public houses or shops, for the retail of spirituous liquors.

An Act to revive and continue an Act, entitled, An Act for the security of navigation, and for preserving all ships, vessels, and goods, which may be found on shore, wrecked or stranded, upon the coasts of this Province ; and for punishing persons who shall steal shipwrecked goods ; and for the relief of persons suffering loss thereby.

An Act to continue in force the several Acts therein mentioned.

An Act in addition to an Act, passed in the twenty-ninth year of his Majesty's reign, 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.

An Act to encourage the Fisheries by granting a bounty on the importation of Salt, and also for regulating and imposing a duty on the exportation of Salt.

An Act for imposing an additional duty of excise on Rum, and other distilled Spirituous Liquors, and for appropriating the same.

After which Mr. Speaker said he spake to his Honor as follows :

May it please your Honor,

I beg leave, on the part of the Commons of Nova-Scotia, to deliver to your Honor a Bill for appropriating the Supplies granted the present Session, and to pray your Honor's assent to the same ; and that he did accordingly present to his Honor the said Bill, entitled, An Act for applying certain monies therein mentioned for the service of the ensuing year, and for appropriating such part of the supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province :

When his Honor was pleased to declare, " I do not assent to this Bill."

The House having taken into consideration the report made by Mr. Speaker, thereupon,

On motion of Mr. Robie, *resolved*, that a committee be appointed to take into consideration the present state of the Province, and to report thereon to-morrow.

Ordered,

Ordered, That Mr. Hutchinson, Mr. Robie, Mr. Haliburton, Mr. Archibald, and Mr. Mortimer, be a committee for the above purpose.

Then the House adjourned until to-morrow, at ten of the clock.

Tuesday, 24th January, 1809.

PRAYERS.

Mr. Hutchinson reported from the committee appointed to take into consideration the state of the Province, and he read the report in his place, and afterwards delivered it in at the clerk's table, where it was read, and is as follows :

That it appears to the committee, that, in consequence of his Honor the President disagreeing to the Bill for appropriating the public monies in the manner agreed upon by this House, with the concurrence of his Majesty's Council, the Province will be thrown into the greatest confusion, and a total suspension will take place of all those beneficial improvements recommended by his Excellency the Lieutenant Governor, and provided for by that Bill. That the committee have searched the Journals of the House of Assembly, and find that the practice of applying the public monies by an Appropriation Bill, and of presenting that Bill, by the Speaker of the House, to the Governor or Commander in Chief, at the close of the Session, for his assent, originated in the year one thousand seven hundred and eighty six ; and that there is not a single instance of such a Bill being dissented to after it had been agreed to, as in the present case, by his Majesty's Council and the House.

That among other evil consequences which, it appears to the Committee, will result from the President's rejection of the said Bill, the Committee beg leave to mention the following :

The public roads throughout the Province, and the construction and repair of bridges, will be unprovided for, and a great risk be incurred of the communication between the Interior of the Province and its Capital being cut off ; the Salaries of the Officers of Government, which are unprovided for by the perpetual Acts of the Assembly, will be undrawn ; and a general discontent excited throughout the Province in consequence of a new tax being raised and appropriated by this House for the payment of Arms provided for the Militia, while the old taxes are continued, and the money arising from them remains locked up in the Treasury, instead of being applied as usual to beneficial purposes, and to the general improvement of the Province.

That the Committee consider the proceeding of the President to be particularly unjustifiable at this present time, when the States of America shew a strong disposition to declare war against Great-Britain, in which event the people of this Province may be called forth to defend themselves against an invading enemy ; and, therefore, instead of weakening their confidence in, and attachment to, the Government, which this Act of the President is calculated to effect, it appears to the Committee that the measures of the President should have been directed to confirm such confidence, and to strengthen such attachment.

The Committee, therefore, recommend, the House should adopt the following resolutions, viz.

Resolved, That his Honor the President, by assenting to all the Bills which have been

been enacted, this present Sessions of the Assembly, for imposing taxes on the people of this Province, and by refusing his assent to the Bill for applying those monies to the important public purposes for which such taxes were imposed, without assigning any reason whatever for such an unprecedented measure, has manifested a disregard to the interests of this Province, and abused the confidence reposed in him by this House.

Resolved, That although this unexampled and very extraordinary proceeding of the President will cause great inconvenience and difficulties to the inhabitants of the Province; and although the House is utterly ignorant of his Honor's reasons or pretences for refusing his assent to the said Appropriation Bill, yet it will become this House, as far as possible, to quiet the minds of the people, and to prevent all expressions of discontent.

Resolved, That, notwithstanding the serious injuries the Province must sustain by having taxes raised upon the people, and not applied to the improvement of its roads, the advancement of its commerce, and those other important objects recommended by his Excellency Sir GEORGE PREVOST, at the opening of this Sessions of the Assembly, and provided for by the said Bill; and, notwithstanding the high disapprobation with which the House views the unjustified proceedings of the Gentleman upon whom, by his Excellency's absence, a brief authority has devolved, it is the duty of the Members of the House, and they do unanimously determine, to use their utmost endeavours in the several Counties and Towns they represent, to preserve the harmony which has hitherto so happily existed in the Province, in the hope that the administration of the Government may speedily be resumed by His Excellency the Lieutenant Governor, whose conduct, during the short time he resided in the Province, has acquired him universal esteem, and affords the strongest assurance to this House, that he will give his assent to a legal and beneficial appropriation of the public monies, and thereby restore the minds of His Majesty's loyal Subjects to their wonted tranquility.

Resolved, That although the putting a stop to the useful and necessary measures agreed upon by His Majesty's Council, and this House, for the improvement of the country at this very interesting period of public affairs, will tend greatly to discourage the exertions which the inhabitants of this Province are now making in consequence of the American Embargo, to render themselves independent of that country for many articles they have been accustomed to import from it, and would justify an immediate and humble request from this House to Our Most Gracious Sovereign to call the author of all those evils to due account, yet, in consideration of the weighty concerns which now engage His Majesty's attention, and as it is hoped that the command of the President in this Province will soon cease, this House at present will content itself with directing the aforesaid Resolutions, and all proceedings relative thereto, to be forwarded to the Agent of the Province, together with the Journals of the House, to be laid before His Majesty's Ministers.

The foregoing report and resolutions were read throughout a first and second time, and, upon the question severally put thereupon, unanimously agreed to by the House.

Ordered, That the proceedings of yesterday and of this day be printed in the ROYAL GAZETTE, and such other News-papers as Mr. Speaker shall think proper.

On motion of Mr. Robie, *Resolved*, that a Committee be appointed to join Mr. Speaker in corresponding with the Agent of the Province on the subject of the foregoing Resolutions, and that copies of the said Resolutions, and of all matters relative thereto be forwarded to him, for the purpose of being laid before His Majesty's Ministers.

Ordered,

Ordered, That Mr. Hutchinson, Mr. Robie, and Mr. Lawfon, be a Committee accordingly.

Then the House adjourned until to-morrow at twelve of the clock.

Wednesday, 25th January, 1809.

PRAYERS.

A message from the Council by Mr Cogswell :

Mr. Speaker,

The Council request a conference, by committee, with a committee of the House, respecting the supplies necessary to be granted this Session for the support of His Majesty's Government, and the general service of the Province.

And then the Messenger withdrew.

The House proceeded to take the foregoing message from the Council, into consideration ; and thereupon,

Resolved, That the following message be sent to his Majesty's Council, by the Clerk of this House, viz.

The House of Assembly having already granted all the Supplies which they deem necessary for the support of His Majesty's Government and the general service of the Province, cannot consent to hold a conference by committee with a committee of His Majesty's Council on that subject ; but the House will very readily hold a conference by committee with a committee of His Majesty's Council on the general state of the Province, and request such conference accordingly.

A message from the Council by Mr. Cogswell :

Mr. Speaker,

The Council agree to the conference as desired by this House, immediately, in the committee room of the Council.

And then the messenger withdrew.

Ordered, That Mr. Hutchinson, Mr. Haliburton, and Mr. Robie, do manage the said conference.

And they went to the conference.

And being returned.

Mr. Hutchinson reported that the managers had been at the conference, and stated the substance of the conference to the House.

On motion of Mr. Hutchinson, *resolved*, that a Committee be appointed to wait upon his Honor the President, to inform his Honor—that the House of Assembly have used their utmost endeavors, during a long Session, to complete the important business of the Province, and having finished the Appropriation Bill, to which his Majesty's Council had agreed, and which, after having been submitted to his Honor for his perusal, had been returned, in the usual manner, to the Speaker of the House, without any intimation whatever that any part of the said Bill was exceptionable.—The House fully expected that agreeably to the usual practice in the Province on the presentation of that Bill for his Honor's assent, as the last Act of the Session, the same would have been agreed to by his Honor, and that the General Assembly would have been prorogued.—That his Honor having been pleased to refuse his assent to the said

Bill

Bill, the House conceive the subject of Appropriation for this Session to be determined, and they, therefore, inform his Honor that they have no business whatever before them.

Ordered, That Mr. Roach, Mr. Chandler and Mr. Lawson, be a Committee for the above purpose.

Mr. Roach reported, that the Committee, pursuant to the Order of the House, had waited upon, and delivered to his Honor the President, the foregoing Resolution of the House, and that his Honor was pleased to say to the Committee, that he would take the same into his consideration, and give an answer to the House.

Then the House adjourned until to-morrow at twelve of the clock.

Thursday, 26th January, 1809.

PRAYERS.

On motion of Mr. Mortimer, *resolved*, that it is the unanimous opinion of this House, that the present funds of the Province, and those which will be derived from the existing Revenue Laws, will far exceed all appropriations to be paid out of the same; that it is highly impolitic, as well as injurious to the true interests of the Province, to allow of an accumulation of large sums of money in the hands of the Treasurer unapplied: the baneful effects of which have been heretofore severely experienced; and that it is the unanimous opinion of the House, that after the rejection of an Appropriation Bill, it will be illegal for the Treasurer to pay any sum of money whatever contained in such Bill.

Ordered, That the foregoing resolution be printed in the Royal Gazette, and such other newspaper as Mr. Speaker shall think proper.

A message from his Honor the President, by Mr. Secretary George:

Mr. Speaker,

His Honor commands this House to attend his Honor immediately, in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend his Honor in the Council Chamber, where his Honor was pleased to make a speech; after which Mr. Speaker offered to address his Honor the President, but was prevented ~~by the Hon. Michael Wallace, Acting President of his Majesty's Council, who declared the House prorogued.~~ by the Hon. Michael Wallace, Acting President of his Majesty's Council, who declared the House prorogued.