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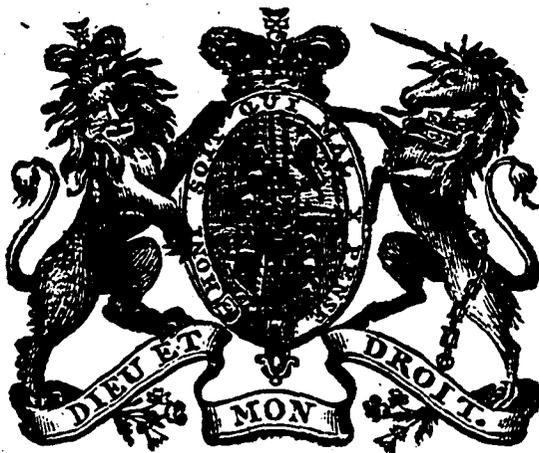
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JOURNAL  
OF THE  
VOTES AND PROCEEDINGS  
OF THE  
HOUSE OF ASSEMBLY  
OF THE  
PROVINCE  
OF  
NEW-BRUNSWICK:

From TUESDAY the 8th Day of FEBRUARY, to WED-  
NESDAY the 16th Day of MARCH, 1803.



SAINT JOHN:  
PRINTED BY JACOB S. MOTT; PRINCE WILLIAM-STREET,  
OPPOSITE THE MARKET-SQUARE.  
1803.



BY HIS EXCELLENCY  
**THOMAS CARLETON, Esquire,**

\*\*\*\*\*  
SEAL. *Lieutenant-Governor and Commander in Chief of the Province of  
New-Brunswick, &c. &c. &c.*

\*\*\*\*\*  
THOMAS CARLETON.

A P R O C L A M A T I O N.

**W**HEREAS the GENERAL ASSEMBLY of this PROVINCE stands Pro-  
rogued to the First TUESDAY in JUNE next; I have therefore thought  
fit, by and with the advice of His MAJESTY'S COUNCIL, to dissolve the said  
General Assembly; and the same is hereby accordingly dissolved: whereof  
all Persons whom it may concern will take due notice.

GIVEN under my Hand and Seal at FREDERICTON, the Tenth  
Day of MAY, in the Year of our Lord One Thousand Eight  
Hundred and Two, and in the Forty-Second Year of His  
MAJESTY'S Reign.

By His EXCELLENCY'S Command,  
(Signed)

JON. ODELL.

BY HIS EXCELLENCY  
**THOMAS CARLETON, Esquire,**

\*\*\*\*\*  
SEAL. *Lieutenant-Governor and Commander in Chief of the Province of  
New-Brunswick, &c. &c. &c.*

\*\*\*\*\*  
THOMAS CARLETON.

A P R O C L A M A T I O N.

**W**HEREAS a GENERAL ASSEMBLY of this PROVINCE has been sum-  
moned to meet at FREDERICTON on the Second Day of this instant  
NOVEMBER; I have thought fit, by and with the advice of His MAJESTY'S  
COUNCIL, to Prorogue the said General Assembly; and the same is hereby  
Prorogued to the Second TUESDAY in DECEMBER next ensuing; whereof  
all Persons whom it may concern will take due Notice, and govern them-  
selves accordingly.

GIVEN under my Hand and Seal at FREDERICTON, the First  
Day of NOVEMBER, in the Year of our Lord One Thousand  
Eight Hundred and Two, and in the Forty-Third Year of  
His MAJESTY'S Reign.

By His EXCELLENCY'S Command,  
(Signed)

JON. ODELL.

BY HIS EXCELLENCY  
**THOMAS CARLETON, Esquire,**

\*\*\*\*\*  
SEAL. *Lieutenant-Governor and Commander in Chief of the Province of  
New-Brunswick, &c. &c. &c.*

\*\*\*\*\*  
THOMAS CARLETON.

A P R O C L A M A T I O N.

**W**HEREAS the GENERAL ASSEMBLY of this PROVINCE, stands Pro-  
rogued to the Second TUESDAY of this instant DECEMBER, I have  
thought fit, by and with the advice of His MAJESTY'S COUNCIL, further to  
Prorogue the said General Assembly; and the same is hereby Prorogued to  
the Second TUESDAY in FEBRUARY next ensuing, then to meet at FRE-  
DERICTON for the dispatch of Business.

GIVEN under my Hand and Seal at FREDERICTON, the Ninth  
Day of DECEMBER, in the Year of our Lord One Thousand  
Eight Hundred and Two, and in the Forty-Third Year of  
His MAJESTY'S Reign.

By His EXCELLENCY'S Command,  
(Signed)

JON. ODELL.





# JOURNAL AND VOTES

OF THE

## HOUSE OF ASSEMBLY

OF THE

PROVINCE OF NEW-BRUNSWICK.



### HOUSE OF ASSEMBLY.

FREDERICTON, TUESDAY, 8th FEBRUARY, 1803.

**H**IS EXCELLENCY the LIEUTENANT-GOVERNOR having been pleased by His Proclamation hereunto prefixed, bearing date the tenth day of May last, to dissolve the late House of Assembly; and Writs having been issued from the Chancery for Electing an House of Assembly to meet on the second Tuesday of November last past: And the same having been by two several Proclamations hereunto prefixed, prorogued to this day. The Clerk of the Crown delivered to the Clerk of the House of Assembly the returns made by the Sheriffs of the several Counties; and the usual oaths were then administered by the Hon. *John Saunders*, Esquire, the Commissioner appointed under the Great Seal of the Province, for that purpose, to the following Members, to wit:

*William Pagan, Bradford Gilbert, and Hugh Johnston*, Esquires, for the County of *Saint John*.

*Amos Botsford, Benjamin Wilson, and James Easterbrooks*, Esquires, for the County of *Westmorland*.

*Robert Pagan, Ninian Lindsay, Hugh M'Kay, and Joseph Porter*, Esqrs. for the County of *Charlotte*.

*James Fraser, and Alexander Taylor*, Esquires, for the County of *Northumberland*.

*John Coffin, and George Leonard*, Esquires, for the County of *King's*.

*James Peters, and John Yeamans*, Esquires, for the County of *Queen's*.

*James Glenie, and Elijah Miles*, Esquires, for the County of *Sunbury*.

*John Davison, Archibald M'Lean, Walter Price, and Stair Agnew*, Esqrs. for the County of *York*.

*George Younghusband, and John Robinson*, Esquires, for the City of *Saint John*.

Whereupon the said Members took their Seats.

MESSAGE was received from the LIEUTENANT-GOVERNOR, that His EXCELLENCY will send for this Honorable House to the Council Chamber to-morrow at Twelve of the Clock.

The House then adjourned until Eleven of the Clock to-morrow morning.

WEDNESDAY,

WEDNESDAY, 9th FEBRUARY, 1803.

MESSAGE was received from His EXCELLENCY the LIEUTENANT-GOVERNOR, directing the House to proceed to the choice of a Speaker, when *Amos Botsford*, Esquire, being nominated, was elected *Nemine contradicente*; and conducted to the Chair.

The House then waited upon the LIEUTENANT-GOVERNOR to present their Speaker, and being returned, Mr. Speaker reported, that His EXCELLENCY was pleased to approve of their choice—On which, that in the name of the House of Assembly, he most humbly demanded the privileges of the House; That the Members should be allowed freedom of Debate in their deliberations, access to His EXCELLENCY on occasion of the Public Business as His MAJESTY'S representative; to be free from molestation, with the power of punishing their own Members. In answer to which, that His EXCELLENCY was pleased to say, he would grant to the House of Assembly all such privileges as he was authorized to do by His MAJESTY'S instructions. And, that His EXCELLENCY was then pleased to make a Speech to both Houses, of which he had procured a Copy, to wit:

“ *Gentlemen of the Council, and*

“ *Gentlemen of the Assembly,*

“ THE business which I have at this time to recommend to your consideration is chiefly the making of such arrangements and provisions as the state of the Provincial Revenue may be found to require, together with such a review of the existing Acts of Assembly as must from time be necessary for ascertaining what temporary Laws it may be expedient to revive or continue, and what amendments may, from experience, appear to be requisite either in these or in any of our permanent Colonial Statutes.

“ *Gentlemen of the Assembly,*

“ I have given orders for the Treasurer's Accounts, and such other papers as may be necessary for your further information to be laid before you.

“ The inconveniences which have been experienced, from deferring to make provision for the ordinary services, and especially for the payment of salaries to public officers, till the expiration of the year, induce me earnestly to recommend to your imitation the parliamentary practice of making the requisite appropriations to anticipate the periods for which they are assigned, and of providing by permanent grants, for the regular payment of suitable salaries to officers in the public service.

“ *Gentlemen of the Council, and*

“ *Gentlemen of the Assembly,*

“ As the happiness and prosperity of this Colony depends essentially on the preservation of that Constitution which has been established for its Government, it is our indispensable duty, in all our Legislative transactions and deliberations, to have a steady eye to that most important object, and to consider this as the only safe rule of conduct by which we can contribute to the promotion and permanence of the public welfare.”

On MOTION—*Resolved*, That an humble Address be presented to His EXCELLENCY the LIEUTENANT-GOVERNOR, in answer to the foregoing Speech.—Ordered, that Mr. *M'Lean*, Mr. *Fraser*, Mr. *William Pagan*, Mr. *M'Kay*, and Mr. *Leonard*, be a Committee to prepare the said Address.

A Petition of Mr. *Peter Fraser*, and Mr. *Duncan M'Leod*—And,

A Petition of sundry Inhabitants of the County of *York*—Also,

A Petition of sundry Electors of the County of *York*—Also,

A Petition of other sundry Inhabitants of the County of *York*—Also,

A Petition of certain Electors of the County of *York*—Complaining of undue Election in the said County. Also,

Also, a Petition of *Ward Chipman*, Esquire, complaining of the undue Election of *Edward Sands*, Esquire, for the County of *Saint John*.

And also, a Petition of *David Owen*, Esquire, complaining of undue Election in the County of *Charlotte*—were received and read, and ordered to lie on the Table!

Mr. *Fraser* moved for leave to bring in a Bill entitled “An Act to enable the Justices of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of *Northumberland*, to hold the said Court for the present Year at the time therein mentioned” which was read the first time.

On Motion of Mr. *M'Lean*—Resolved, That *Samuel Denny Street*, Esqr. acting Clerk of the late House of Assembly, be ordered to deliver into the custody of *Dugald Campbell*, Esquire, Clerk of this House, all the Books, Papers, and Records, belonging to the House of Assembly; at Eleven of the Clock to-morrow morning; and that the Clerk be directed, to acquaint Mr. *Street* therewith.

The House adjourned until to-morrow morning at Eleven of the Clock:

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THURSDAY, 10th FEBRUARY, 1803.

PRAYERS.

On Motion—Resolved, That the Reverend Mr. *James Bisset* be appointed Chaplain of this House.

On Motion of Mr. *Glenie*, That this House do now proceed to the choice of a Clerk—The House divided—

YEAS.

|                            |                           |                      |
|----------------------------|---------------------------|----------------------|
| Mr. <i>William Pagan</i> ; | Mr. <i>Robert Pagan</i> , | Mr. <i>Gilbert</i> , |
| Mr. <i>Johnston</i> ,      | Mr. <i>Glenie</i> ,       | Mr. <i>Lindsay</i> , |
| Mr. <i>Younghusband</i> ,  | Mr. <i>Porter</i> .       |                      |

NAYS.

|                           |                      |                       |
|---------------------------|----------------------|-----------------------|
| Mr. <i>Easterbrooks</i> , | Mr. <i>Yeamans</i> , | Mr. <i>Agnew</i> ,    |
| Mr. <i>Peters</i> ,       | Mr. <i>Davison</i> , | Mr. <i>Leonard</i> ,  |
| Mr. <i>Miles</i> ,        | Mr. <i>M'Lean</i> ,  | Mr. <i>Coffin</i> ,   |
| Mr. <i>Taylor</i> ,       | Mr. <i>Fraser</i> ,  | Mr. <i>Robinson</i> , |
| Mr. <i>Price</i> ,        | Mr. <i>Wilson</i> ,  | Mr. <i>M'Kay</i> .    |

And the Question passed in the Negative.

On Motion, That it be Resolved by this House, that the Office of Clerk of the House of Assembly of this Province is a Patent Office, and the appointment thereof vested in the Crown—The House again divided—

YEAS.

|                           |                      |                       |
|---------------------------|----------------------|-----------------------|
| Mr. <i>Easterbrooks</i> , | Mr. <i>Yeamans</i> , | Mr. <i>Agnew</i> ,    |
| Mr. <i>Peters</i> ,       | Mr. <i>Davison</i> , | Mr. <i>Leonard</i> ,  |
| Mr. <i>Miles</i> ,        | Mr. <i>M'Lean</i> ,  | Mr. <i>Coffin</i> ,   |
| Mr. <i>Taylor</i> ,       | Mr. <i>Fraser</i> ,  | Mr. <i>Robinson</i> , |
| Mr. <i>Price</i> ,        | Mr. <i>Wilson</i> ,  | Mr. <i>M'Kay</i> .    |

NAYS.

|                            |                           |                      |
|----------------------------|---------------------------|----------------------|
| Mr. <i>William Pagan</i> , | Mr. <i>Robert Pagan</i> , | Mr. <i>Gilbert</i> , |
| Mr. <i>Johnston</i> ,      | Mr. <i>Glenie</i> ,       | Mr. <i>Lindsay</i> , |
| Mr. <i>Younghusband</i> ,  | Mr. <i>Porter</i> .       |                      |

And the Question passed in the Affirmative.

MESSAGE was received from His EXCELLENCY the LIEUTENANT-GOVERNOR with the Treasurer's Accounts, to be laid before this House.—Ordered, that the said Accounts lie on the Table; and, that Mr. *Fraser*, Mr. *Robert Pagan*, and Mr. *Robinson*, be a Committee to examine and report the same.

On Motion Ordered, That the Petitioners complaining of undue Election in the County of York, furnish the Sheriff thereof with copies of their Petitions: And that a day be assigned for hearing Counsel on the said Petitions.—That Thursday next the 17th instant, for that purpose be appointed, and that *Adam Allan, William M'Glauchlin, John M'Kay, Michael Knap, Abijah Ingraham, Edward Wheeler, James Foreman, John Gibberson, Jacob Smith, Zenas Lincoln, Ezekiel Slood, Olivood Harned, Daniel Sickles, and Xenophon Jewett*, Do attend at the Bar of this House on Thursday next at Eleven of the Clock in the Day, to testify what they and each of them know as to matters depending on the said Petitions. Of which order the said Witnesses on being notified, will take notice and govern themselves accordingly.

Resolved, That Tuesday next be appointed to enter into the consideration of the Petition of *Ward Chipman*, Esquire, and that in the mean time Mr. *Sands* be served with a Copy thereof.

The House adjourned until to-morrow morning at Eleven of the Clock.

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FRIDAY, 11th FEBRUARY, 1803.

PRAYERS.

Read a second time “A Bill to enable the Justices of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of Northumberland, to hold the said Court for the present Year at the times therein mentioned.”—Ordered, that the said Bill be committed.

On Motion of Mr. *Leonard*, That a Committee be appointed to revise the Journals of the last Sessions of the late House of Assembly, and report to this House.—Ordered, that the consideration of the said Motion be gone into on Monday next.

“A Bill for the more equal Representation of the Province in General Assembly” was brought in by leave, and read the first time.

Mr. *M'Lean*, of the Committee appointed to prepare an Address in answer to His Excellency's Speech, reported a draught thereof, which he read in his place. The same was delivered in and afterwards read at the Clerk's table, and agreed to as follows, to wit:

“To His Excellency THOMAS CARLETON, Esquire, Lieutenant-Governor and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

“The Humble ADDRESS of the HOUSE of ASSEMBLY.

“May it please Your Excellency!

THE House of Assembly will in obedience to the recommendations of Your Excellency, proceed to make such arrangements and provisions as the state of the Provincial Revenue may be found to require, and will carefully review the existing Acts of Assembly, so as to be enabled to ascertain what Acts it may be necessary to revive and continue, with such further amendments as may appear necessary and expedient to be adopted.

“We thank Your Excellency for ordering the Treasurer's Accounts and such other Papers as may be thought necessary for our information to be laid before us, to which we will pay immediate attention.

“The House of Assembly regret, that owing to the low state of the Revenue or other causes, inconveniences may have arisen to the Public Officers by being kept out of their money until the end of the Year for which salaries were voted to them, and in order to guard as much as possible against the like inconveniences in future, either to the Public Officers or

cers or

“ cers or other creditors of the Province, the House will adopt such amendments to the present Revenue Law, and make such further provisions for the Public Services as the state of the Province will admit of.

“ We fully agree in opinion with Your Excellency, that the happiness and prosperity of the Colony depends essentially on the preservation of the Constitution, which has been established for its Government, and we shall at all times when convened as at this time in our Legislative capacity make it our particular study, steadily to adhere to that object, and consider it as the only safe rule of conduct by which we can contribute to the promotion and permanencé of the Public welfare.”

*Resolved*, That the foregoing Address be signed by the Speaker, and presented to His Excellency the Lieutenant-Governor by the whole House.

The House in Committee (Mr. *William Pagan* in the Chair) went into the consideration of His Excellency Speech—The Speaker having resumed the Chair—The Chairman as the opinion of the Committee, reported, that a Committee be appointed to examine what temporary Laws it may be expedient to revive and continue, and what amendments from experience may appear to be requisite. Ordered, that the said report be accepted and that Mr. *William Pagan*, Mr. *Leonard*, and Mr. *Porter*, be appointed for that purpose, and to make report to this House.

On Motion, *Resolved*, That a Supply be granted to His MAJESTY, and that on Monday next, the House will go into a Committee of the whole, to consider of the Supplies to be granted to His MAJESTY, for the Public Service. Ordered, that the further consideration of His Excellency's Speech, be postponed until Monday next.

On Motion, Ordered, That Mr. *Gilbert*, Mr. *Wilson*, Mr. *Lindsay*, Mr. *Fraser*, Mr. *Leonard*, Mr. *Peters*, Mr. *Agnew*, and Mr. *Miles*, be a Committee to examine and liquidate the Accounts of the Sheriffs of several Counties of the Province at the last general Election, and report to this House.

On Motion, *Resolved*, That this House proceed to-morrow to hear evidence at the Bar, on the Petition of *David Owen*, Esquire, when, the parties are directed to attend with their Counsel.

Mr. *Peters* presented a Petition of *William Hubbard*, Esquire, complaining of the undue Election of *James Glenie*, Esquire, for the County of *Sunbury*: Ordered thereupon, that the parties with their evidence and Counsel, do attend on Friday next, at the Bar of this House.

The House adjourned until to-morrow morning at Eleven of the Clock.



SATURDAY, 12th FEBRUARY, 1803.

PRAYERS.

The House in Committee (Mr. *Fraser* in the Chair) went into the consideration of a Bill entitled “ An Act to enable the Justices of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of *Northumberland*, to hold the same Courts for the present Year at the times therein mentioned.”—The Speaker having resumed the Chair—The Chairman reported, that the Committee had agreed to the said Bill. Ordered, that the report be accepted, and that the Bill be engrossed.

Read a second time, “ A Bill for the more equal representation of this Province in General Assembly.” Ordered, that the said Bill be committed.

On Motion, it is Ordered, That *Andrew Jocelyn*, *Daniel Bradley*, *William Baily*, *Thomas Costin*, *William Garden*, *Garret Clopper*, and *Anthony Manuel*, Do attend at the Bar of this House on Thursday next at Eleven of the Clock in the day, to testify what they and each of them know as to matters

depending on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, and also on the Petitions of sundry Electors of the County of *York*; which Petitioners complain of an undue Election for the said County—of which order the said witnesses on being notified, will take notice and govern themselves accordingly.

Mr. *Glenie* by leave, brought in “ A Bill for preserving in this Province the Kirk or Church of Scotland, as established by the Act of Union of England and Scotland,” which was read the first time.

Ordered, That the further consideration of the Petition of *David Owen*, Esquire, be postponed until Monday next, when the parties with their evidence and Counsel are directed to attend at the Bar of this House.

The House adjourned until Monday next at Eleven of the Clock in the forenoon.

—●●●●●●●●●●—

MONDAY, 14th FEBRUARY, 1803.

PRAYERS.

“ A Bill to enable the Justices of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of *Northumberland*, to hold the said Court for the present Year at the times therein mentioned” was read a third time, as engrossed, and ordered to be sent up to the Council for their concurrence.

Ordered, That the consideration of the Supplies to be granted to His MAJESTY for the Public Service be postponed until to-morrow.

Ordered, That Mr. *Agnew* and Mr. *Leonard* wait upon the Lieutenant-Governor to know when he will be pleased to receive this House with their Address in answer to His Excellency's Speech—The said Members returned, and reported that they had waited upon His Excellency accordingly, and that he was pleased to say he would receive the House with the same to-morrow at Twelve of the Clock.

Petitions of sundry Inhabitants of the Parish of *Sussex*, in the County of *King's*, praying for aid in building Bridges on the Public Highway in the said Parish—And, of sundry Inhabitants of the settlement called *New-Canaan* on *Washademoac* Lake in *Queen's* County, praying for a grant of money to open a Road from their settlement to the Public communication—were received and read and referred to the Committee of Supply. The order of the day for the Revisal of the Journals of the last Sessions of the late House of Assembly is postponed until Monday next.

Ordered, That the hearing of the parties on the Petition of *Ward Chipman*, Esquire, be postponed and the order discharged.—Ordered, that the said parties with their evidence and Counsel attend on Monday next at Twelve of the Clock in the day, when the following named persons as evidence regarding the said Petition, are also ordered to attend at the Bar of this House, to wit: *James Simonds, junr. William Secord, John Howard, and William Moran.*

Ordered, That the hearing of the parties on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod* be postponed, and the attendance of witnesses discharged until Tuesday next the twenty-second instant, when the following named persons as evidence regarding the said Petition are also ordered to attend at the Bar of this House, to wit: Mrs. ——— *Nevers, Alexander Carny, Hamilton Davison, William French, Daniel Morehouse, Robert Smith, Thomas Sproule, Lewis Thompson, Richard Armstrong, junr. John Stanley, John Howard, John Segee, Caleb Jones, and Ezra Day.*

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of “ A Bill for the more equal representation of the Province in  
“ General

“ General Assembly.”—The Speaker having resumed the Chair—The Chairman reported, that the Committee had made progress in the said Bill, and had directed him to request leave to sit again—Ordered, that the said report be accepted and the further consideration of the said Bill postponed until to-morrow.

Ordered, That the further consideration of His Excellency’s Speech be postponed until to-morrow.

MESSAGE was received from His EXCELLENCY, as followeth, to wit:

“ THOMAS CARLETON.

“ The Lieutenant-Governor directs to be herewith laid before the House of Assembly a report made by *Dugald Campbell, Esquire*, the person appointed in pursuance of the provision for that purpose in the Revenue Act of the last Session; to view the Road leading from the Nova-Scotia line to Saint John and Fredericton, and from Saint Andrews to Saint John, together with plans of the Roads with such alterations as in his opinion are requisite more effectually to compleat the general communication, with an estimate of such alterations, and of the erection of the necessary Bridges.

“ The Lieutenant-Governor also directs to be laid before the House, and recommends to their consideration a copy of Resolutions of the Assembly of Nova-Scotia, dated 12th April, 1802, respecting the establishment of a Light-House on Brier Island, at the Northwest entrance of Saint Mary’s Bay, which it is supposed would be of great utility to the navigation of the Bay of Fundy; and equally beneficial to the trade of both Provinces.

“ The Lieutenant-Governor informs the House that an allowance of *Fifty Pounds* has been made to *Donald M<sup>c</sup>Donald, Esquire*, Clerk of the Peace in the County of *Charlotte*, to defray his labor and expence in collecting and transcribing the Records of that County, and he recommends it to the House to make provision for this service.

“ Three several Accounts No. 1, 2, 3, of sums due to *John Ryan*, the King’s Printer, are also herewith laid before the House—Of these, the Account No. 3, has been discharged as far as the sum of 30*l.* voted in the last Session, for Printing the Journals extended, which leaves a balance unpaid of 5*l.* 16*s.* 8*d.*

T. C.”

MESSAGE was received from His EXCELLENCY, as followeth, to wit:

“ THOMAS CARLETON.

“ The Lieutenant-Governor informs the House of Assembly; that some legal provision is found necessary for revesting in the Crown such grounds as may be wanted for the erection of Fortifications and other Military Works and Buildings, for purposes of defence and of accommodation of such Troops as may from time to time be stationed in this Province, on payment of a just and reasonable compensation to the owners or occupants thereof; and he recommends this important object to the consideration of the House.

T. C.”

Ordered; That the foregoing Messages and the Papers accompanying the former, be referred to the Committee of Supply.

The House adjourned until to-morrow morning at Eleven of the Clock:

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TUESDAY, 15th FEBRUARY, 1803.

PRAYERS.

A Bill brought in by leave “ for transferring to, and vesting in the Crown such Lands and Tenements of any person or body politic, on which it may be judged suitable and necessary to erect Fortifications which may be

“ be wanted, or for other uses of War and defence, and for ascertaining the value thereof and making compensation for the same to the former owners”—was read the first time.

The House waited upon the Lieutenant-Governor with their Address in answer to His Excellency's Speech—and being returned, Mr. Speaker reported, that the House had presented the same, to which he was pleased to make the following reply.

“ *Gentlemen,*

“ I thank you for this Address, which I consider as a sure pledge of your dutiful attachment to His MAJESTY's Government, and zeal for the public prosperity.”

On Motion, Ordered, That *Samuel Tilley, Edward Verner, Thomas Perley, Zachariah Brown, Joseph Thomas, Daniel Smith, junr. James Taylor, Israel Perley, senior, Hiel Camp, and James M'Kean,* Do attend at the Bar of this House on Monday next, to give evidence of what they and each of them know as to matters depending on the Petition of *William Hubbard, Esquire,* complaining of the undue Election of *James Glenie, Esquire,* for the County of *Sunbury*—Of which order, when notified, the said witnesses will take notice and govern themselves accordingly.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of “ A Bill for the more equal representation of the Province in “ General Assembly”.—The Speaker having resumed the Chair—The Chairman reported, that the Committee had agreed to the said Bill—Ordered, that the said report be accepted, and that the Bill be engrossed.

A Bill brought in by leave entitled “ An Act in addition to an Act for the better ascertaining and confirming the boundaries of the several “ Counties in this Province”—was read a first and second time—Ordered, that the said Bill be committed.

“ A Bill for preserving in this Province the Kirk or Church of Scotland”—was read a second time—Ordered, that the said Bill be committed.

The House in Committee (Mr. *M'Kay* in the Chair) went into the consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman reported, that the Committee had come to sundry Resolutions on the business to them referred, and had directed him to request leave to sit again—Ordered, that the said Report be accepted.

A Bill brought in by leave “ To encourage the destroying of Bears”—was read the first time.

The House adjourned until to-morrow morning at Eleven of the Clock.

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WEDNESDAY, 16th FEBRUARY, 1803.

PRAYERS.

Mr. *William Pagan* by leave brought in “ A Bill for the security of Navigation, and preserving all Ships, Vessels and Goods, which shall be found on Shore, Wrecked or Stranded on the Coast of this Province, and for punishing persons who shall steal Ship-wrecked Goods, and for relief of persons suffering loss thereby”—which was read the first time.

“ A Bill” brought in by leave and read the first time “ for the appointment of Inspectors of Butter in this Province.”

“ A Bill” brought in by leave “ to empower the Justices of the City of *Saint John,* to pay the County debts”—was read the first time.

“ A Bill to encourage the destroying of Bears”—was read the second time—Ordered, that the said Bill be committed.

Read

Read a second time " A Bill for transferring to and vesting in the Crown such Lands and Tenements of any person or body politic, on which it may be judged suitable and necessary to erect Fortifications which may be wanted, or for other uses of War and defence, and for ascertaining the value thereof, and making compensation for the same to the former owners"—Ordered, that the said Bill be committed.

" A Bill for the more equal Representation of the Province in General Assembly"—was read a third time: On the Question that this Bill pass, the House divided—

YEAS:

Mr. M'Lean,  
Mr. Davison,  
Mr. Fraser,  
Mr. Robert Pagan,  
Mr. Price,

Mr. Coffin,  
Mr. Leonard,  
Mr. Peters,  
Mr. Wilson,  
Mr. Yeamans.

Mr. Easterbrooks,  
Mr. Taylor,  
Mr. Agnew,  
Mr. M'Kay,

NAYS:

Mr. William Pagan,  
Mr. Lindsay,  
Mr. Gilbert.

Mr. Younghusband,  
Mr. Parter,

Mr. Robinson,  
Mr. Johnston,

And it passed in the affirmative—Whereupon Ordered, that the said Bill be sent up to the Council for their concurrence.

Mr. Coffin brought in by leave " A Bill for establishing a Public Grammar School in the City of Saint John"—which was read the first time.

On Motion, Ordered, That Samuel Tilly, Hicks Simmons and his Wife, Nicholas Redoubt, junr. and Nathaniel Kinney, Do attend at the Bar of this House on Friday next at Twelve of the Clock in the Day, to give evidence of what they and each of them know as to matters depending on the Petition of William Hubbard, Esquires, complaining of the undue Election of James Glenie, Esquire, for the County of Sunbury—Of which order, when the said witnesses are notified, they will take notice and govern themselves accordingly.

MESSAGE was received from His EXCELLENCY, as followeth, to wit:—" THOMAS CARLETON.

" The Lieutenant-Governor informs the House, that a balance of Three Hundred and Forty-Two Pounds Two Shillings and Seven Pence, is yet unpaid of the expences incurred in building the Province Hall, for the accommodation of the General Assembly and Courts of Justice; and he recommends it to the House to make provision for the same"—Ordered, that the said Message be referred to the Committee of Supply.

The House in Committee (Mr. M'Kay in the Chair) went into the further consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman Reported, that the Committee on the business to them referred, had come to sundry further Resolutions, and requested leave to sit again—Ordered, that the said Report be accepted.

MESSAGE was received informing this House, that the Council have concurred in passing " A Bill to enable the Justices of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of Northumberland, to hold the same for the present Year at the times therein mentioned."

The House adjourned until to-morrow morning at Eleven of the Clock.

THURSDAY, 17th FEBRUARY, 1808.

## PRAYERS.

The House in Committee (Mr. *Robert Pagan* in the Chair) went into the consideration of "A Bill for transferring to and vesting in the Crown such Lands and Tenements of any person or body politic, on which it may be judged suitable and necessary to erect Fortifications which may be wanted, or for other uses of War and defence, and for ascertaining the value thereof and making compensation for the same to the former owners."

The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the said Bill—Ordered, that the Report be accepted, and that the Bill be engrossed.

"A Bill for establishing a Public Grammar School in the City of *Saint John*" was read a second time—Ordered, that the said Bill be committed.

Mr. *Leonard* from the Committee appointed to enquire what Laws are near expiring, Reported, that "An Act for relief against absconding debtors."

"An Act in addition to An Act entitled An Act for relief against absconding debtors."

"An Act to regulate the Sale of Goods at Public Auction or Out-Cry."

"An Act to prevent Fraud in the Sale of Damaged Goods imported into this Province."

"An Act to authorize the respective Proprietors of certain Islands in the River *Saint John* and other Rivers in this Province, to make rules and regulations for their better improvement and cultivation."

"An Act to empower the Justices of the Sessions in several Counties in this Province to make such regulations respecting Markets and Ferries within such Counties as may be found necessary."—And

"An Act for raising a Revenue in this Province, and for Appropriating the same, together with the Monies now in the Treasury"—Will expire on the First Day of March, One Thousand Eight Hundred and Three, the latter excepted, which will expire on the First Day of April following.

Mr. *Leonard* and Mr. *Taylor* are Ordered to prepare a Bill to continue such Laws as are necessary to be Re-Enacted.

The Commissioners appointed to encourage the introduction of Settlers into this Province, have Reported their proceedings thereon, which Report and the Papers relative thereto, are referred to the Committee of Supply.

A Petition of *Andrew Crookshank*, praying to be re-imbursed for Draw-back on Rum, was received and Ordered to lie on the Table.

The House in Committee (Mr. *Agnew* in the Chair) went into the consideration of "A Bill entitled An Act, in addition to An Act, for the better ascertaining and confirming the boundaries of the several Counties within this Province, and for subdividing them into Towns and Parishes."—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had made progress in the business to them referred, and requested leave to sit again—Ordered, that the said Report be accepted.

The House in Committee (Mr. *M'Lean* in the Chair) went into the consideration of "A Bill for establishing a Public Grammar School in the City of *Saint John*"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had made progress in the consideration of the said Bill, and requested leave to sit again—Ordered, that the said Report be accepted.

The House in Committee (Mr. *Peters* in the Chair) went into the consideration of "A Bill to encourage the destroying of Bears"—The Speaker having resumed the Chair—The Chairman Reported, that it is the opinion of the Committee, that the further consideration of the said Bill be postponed

poned for three months. Ordered, that the Report of the Committee be accepted and the consideration of the said Bill be postponed accordingly.

Ordered, That *Thomas Brown, Amos Easty, Nathaniel Wright, Alexander Burgood, James M'Indoe, Eli Clark, and Joseph Dusett*, Do attend at the Bar of this House on Tuesday next at Twelve of the Clock in the Day, to give evidence of what they and each of them know as to matters depending on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue election in the County of *York*—of which Order, when notified, the said witnesses will take notice and govern themselves accordingly.

Mr. *Leonard* from the Committee appointed to prepare “A Bill to continue such Laws as are necessary to be Re-Enacted” Reported the said Bill, which was read the first time.

The further consideration of the Supplies to be granted to His MAJESTY is postponed until to-morrow.

“The Committee appointed to examine the Treasurer's Accounts have proceeded on that duty and beg leave to Report, that they have found the several Accounts accurately stated and vouched:—

“No. 1—Contains an account of Dutiable Goods imported into the Harbour of *Saint John*, between the 26th Day of January 1802, and the 8th Day of February 1803:

“No. 2—Is the Light-House Account to 7th February 1803—Balance in favor of the Province 17*l.* 1*s.* 4*d.* credited in General Account Current.

“No. 3—Is an Account of the Warrants paid and unpaid at the Treasurer's Office to the 8th February 1803.

“No. 4—Is the General Account Current between the Province and the Treasurer; by which it appears that there is a balance in the Chest, in Bonds and Cash 117*l.* 11*s.*

“And the Committee refer the House to the Paper No. 5; which contains a list of sums granted by the Assembly in 1801 and 1802, amounting to 1987*l.* 17*s.* 8*d.* not as yet drawn from the Treasury—All which together with the several Accounts herein before mentioned, the Committee beg leave to submit to the House—And they beg leave to observe, that by a return of the Deputy Treasurer of *Charlotte County*, there appears a balance in his hands in Bonds 124*l.* 3*s.*

“By a return from the Deputy Treasurer of *Westmorland*; there appears a balance in his hands of 22*l.* 0*s.* 2*d.*

“The Deputy Treasurer of the County of *Northumberland*; has made a return and remittance since the Public Accounts were transmitted, the amount of which will appear at the credit of the Province in the next Account.

(Signed)

“JAMES FRASER,  
“JOHN ROBINSON,  
“ROBERT PAGAN.”

The House adjourned until to-morrow morning at Eleven of the Clock.

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FRIDAY, 18th, FEBRUARY, 1803.

PRAYERS.

On the second reading of “A Bill to enable the Justices of the Peace in their General Sessions in the County of *Saint John*, to make Assessment upon the Inhabitants of the said County for the purposes therein mentioned.” Ordered, that the said Bill be postponed until the next Session of the General Assembly, and that in the mean time a Copy thereof be publicly read at the General Sessions of the Peace for the said County.

On

On the third reading of " A Bill for transferring to and vesting in the Crown such Lands and Tenements of any person or body politic on which it may be judged suitable and necessary to erect Fortifications, or for other uses of War and defence, and for ascertaining the value thereof and making compensation for the same to the former owners." Ordered, that the said Bill pass, and be sent up to the Council for their concurrence.

Resolved, That on Monday next this House will go into Committee on the consideration of Ways and Means.

" A Bill to continue sundry Acts of the General Assembly of this Province that are near expiring" was read a second time—Ordered, that the said Bill be committed.

A Petition of *Samuel Denny Street*, Esquire, complaining of the undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*, was received and read, and Ordered to lie on the Table.

The House in Committee (Mr. *Agnew* in the Chair) went into the consideration of " A Bill entitled an Act in addition to an Act for the better ascertaining and confirming the boundaries of the several Counties within this Province, and for subdividing them into Towns and Parishes"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the said Bill with an amendment—Ordered, that the said Report be accepted, and that the Bill be engrossed.

On Motion, Ordered, That *William Hubbard*, Esquire, have leave to withdraw his Petition.

A Petition received from *Simon Kollock*, *Solomon Powell*, and others, Inhabitants of the County of *Northumberland*, praying for aid in making Roads, was referred to the Committee of Supply.

The House in Committee (Mr. *M'Kay* in the Chair) went into the further consideration of " the Supplies to be granted to His MAJESTY"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had come to further sundry Resolutions on the business to them referred, and had directed him to request leave to sit again—Ordered, that the said Report be accepted.

A Petition from sundry Inhabitants of the County of *Charlotte*, stating the inconvenience and expence to which the said Petitioners are subjected for the support of indigent Seamen and others; praying for the aid of this House therefor; was received and read, and Ordered to lie on the Table.

Ordered, That Mr. *Coffin*, Mr. *Robert Pagan*, Mr. *Lindsay*, and Mr. *Johnston*, be a Committee to examine such Accounts as may be laid before them. The House adjourned until to-morrow morning at Eleven of the Clock.

SATURDAY, 19th FEBRUARY, 1803.

PRAYERS.

On Motion, Ordered, That a Day be named for hearing the Parties with their evidence and Counsel on the Petition of *Samuel Denny Street*, Esqr. complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*—And that Monday the 28th inst. for that purpose be appointed.

On Motion, Ordered, That *Hiel Camp*, *David Burpe*, *James Sayer*, *Israel Perley*, *James Taylor*, *Samuel Tilly*, *Thomas Olmsted*, *Daniel Wood*, *Daniel Smith, junr.* *William Brown*, *Oliver Perley*, *Joseph Thomas*, *Jeremiah Burpe*, *Zachariah Brown*, *Nathaniel Tapley*, *Ammi Shaw*, *John Rose*, *Samuel Upton*, *William Carr*, and *Ammon Hubbil*, Do attend at the Bar of this House on Monday the 28th inst. at Twelve of the Clock in the Day, to give evidence of what they and each of them know as to matters depending on the Petition

tion of *Samuel Denny Street*, Esquire, complaining of undue Election in the County of *Sunbury*, of which Order when notified, the said witnesses will take notice and govern themselves accordingly.

On the Petition of *Samuel Denny Street*, Esquire; it is Ordered, that the Petitioner, as also the sitting Member, do each furnish the Clerk of the House on Tuesday next, with the names of such votes as at and on the scrutiny before the House, are intended to be objected to or moved to be restored on either side; and no objection shall be allowed by either of the parties to any votes not included in the list given by each party to the other previous to or at the scrutiny before the Sheriff of the County.

On the third reading of "A Bill entitled an Act in addition to an Act for the better ascertaining and confirming the boundaries of the several Counties within this Province, and for subdividing them into Towns and Parishes." Ordered, that the said Bill be recommitted.

On the second reading of "A Bill for the security of Navigation, and preserving all Ships, Vessels, and Goods which shall be found on shore wrecked or stranded on the coast of this Province; and for punishing persons who shall steal Ship-wrecked Goods and for relief of persons suffering loss thereby." Ordered, that the said Bill be committed.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration thereof—The Speaker having resumed the Chair—The Chairman reported, that the Committee had agreed to the same—Whereupon Ordered, that the said report be accepted, and that the Bill be engrossed.

The House in Committee (Mr. *M'Kay* in the Chair) went into the further consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman reported, that the Committee had come to sundry further resolutions on the business to them referred, and requested leave to sit again.—Ordered, that the said report be accepted, and the further consideration thereof postponed until Monday next.

MESSAGE from His EXCELLENCY was received as followeth, to wit:  
"THOMAS CARLETON.

"The Lieutenant-Governor directs to be herewith laid before the House an account of expences incurred and services performed by *Dugald Campbell*, Esquire, appointed in pursuance of the provision for that purpose made in the Session of 1802, to view and report on the Roads leading from the *Nova-Scotia* line to *Saint John*, &c.—And His Excellency recommends the same to the consideration of the House"—Ordered, that the said Message be referred to the Committee of Supply.

The House adjourned until Monday next at Eleven of the Clock in the forenoon.

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MONDAY, 21st FEBRUARY, 1803.

PRAYERS.

On the second reading of "A Bill for the appointment of Inspectors of Butter"—Ordered, that the said Bill be committed.

"A Bill in addition to an Act for the better ascertaining and confirming the boundaries of the several Counties within this Province, and for subdividing them into Towns and Parishes"—was read a third time as engrossed—Ordered, that the said Bill pass; and be sent up to the Council for their concurrence.

On the third reading of "A Bill" as engrossed "for the security of Navigation, and for preserving all Ships, Vessels, and Goods which shall be found wrecked or stranded upon the coast of this Province, and for punishing

“punishing persons who shall steal Ship-wrecked Goods, and for relief of persons suffering loss thereby”—Ordered, that the said Bill pass and be sent up to the Council for their concurrence.

The House according to the Order of the Day, went into the hearing of the Petition of *Ward Chipman*, Esquire, complaining of the undue Election of *Edward Sands*, Esquire, for the County of *Saint John*, when the parties by their Counsel and Evidence were heard at the Bar—The Counsel withdrew, and on the Question, whether the allegations contained in the said Petition are supported? The consideration thereof was postponed until to-morrow.

A Petition of *David Owen*, Esquire, complaining of the undue Election of *Joseph Porter*, Esquire, for the County of *Charlotte*, as being an Alien in this Province.

A Petition of sundry Electors of the County of *Sunbury*, complaining of the “false and inflammatory speeches” and of undue influence of *James Glenie* and *Samuel Denny Street*, Esquires, at the late General Election in the said County; praying that the said *James Glenie* and *Samuel Denny Street*, Esquires, may be declared incapacitated to sit as Members of the House of Assembly—The said Petitioners pledging themselves to support their allegations by proof at the Bar of this House—And, a Petition of other sundry Electors of the County of *Sunbury*, complaining of the conduct of the Sheriff, and of undue influence at the late General Election in the said County; praying that *Samuel Denny Street*, Esquire, may be admitted to take his seat in this House—which Petitions were received and read, and Ordered to lie on the Table.

Ordered, that the further consideration of the Supplies to be granted to His MAJESTY be postponed until to-morrow.

The Order of the Day for the Revisal of the Journals of the last Session of the late General Assembly is postponed until Friday next.

The House adjourned until to-morrow morning at Eleven of the Clock.

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TUESDAY, 22d FEBRUARY, 1803.

PRAYERS.

On Motion Ordered, That — *Astle* and *Hannah* his wife, and *William Davison* and *Jane* his wife, do attend at the Bar of this House, to-morrow at Twelve of the Clock in the Day to give evidence of what they and each of them know as to matters depending on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*, of which Order, when notified, the said witnesses will take notice and govern themselves accordingly.

The House agreeable to the Order of the Day went into the consideration of the Petition of *Ward Chipman*, Esquire, complaining of the undue Election of *Edward Sands*, Esquire, for the County of *Saint John*; and on the Question, whether the allegations of the said Petition are supported? The House divided.

YEAS.

Mr. *Robinson*,  
Mr. *Peters*,  
Mr. *Davison*,  
Mr. *Taylor*,  
Mr. *Agnew*,

Mr. *Fraser*,  
Mr. *Coffin*,  
Mr. *Easterbrooks*,  
Mr. *Price*,  
Mr. *Leonard*.

Mr. *M'Lean*,  
Mr. *Miles*,  
Mr. *Yeamans*,  
Mr. *M'Kay*,

NAYS.

Mr. *Wilson*,  
Mr. *William Pagan*,  
Mr. *Younghusband*,

Mr. *Gilbert*,  
Mr. *Robert Pagan*,  
Mr. *Glenie*,

Mr. *Porter*,  
Mr. *Johnston*,  
Mr. *Lindsay*.      And

And it passed in the Affirmative—Thereupon *Résolved*, that the seat of *Edward Sands*, be, and is hereby declared vacated.

The House agreeable to the Order of the Day commenced the hearing of the parties on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*; and after some time spent thereon, Ordered, that the further hearing thereof be postponed until to-morrow.

MESSAGE was received informing the House that the Council had concurred in passing “ A Bill for transferring to and vesting in the Crown such “ Lands and Tenements of any person or body politic on which it may be “ judged suitable and necessary to erect Fortifications, or for other uses of “ War and Defence, and for ascertaining the value thereof, and making “ compensation for the same to the former owners.”

Ordered, That the further consideration of the Supplies to be granted to His MAJESTY, be postponed until to-morrow.

The House adjourned until to-morrow morning at Eleven of the Clock:

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WEDNESDAY, 23d FEBRUARY, 1803:

PRAYERS:

The House went into the further consideration of the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*; and after the examination of several witnesses at the Bar—Ordered, that the further hearing thereof be postponed until to-morrow.

Ordered, That Mr. *Fraser* and Mr. *Lindsay*, be a Committee to take the examination of *Xenophon Jewett*, of what he knows as to matters depending on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*, and that the Clerk of the House do attend the same.

Ordered, That the further consideration of the Supplies to be granted to His MAJESTY, be postponed until to-morrow.

The Order of the Day for going into the consideration of Ways and Means is postponed until Wednesday next.

The House adjourned until to-morrow morning at Ten of the Clock:

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THURSDAY, 24th FEBRUARY, 1803:

PRAYERS:

The Committee appointed to take the examination of *Xenophon Jewett*; proceeded to hear the same, and reported the substance thereof in writing to the House.

The House went into the further hearing of evidence at the Bar on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*—Ordered, that the further consideration thereof be postponed until to-morrow:

MESSAGE was received from the Council concurring in passing “ A “ Bill in addition to an Act entitled an Act for the better ascertaining and “ confirming the boundaries of the several Counties within this Province, “ and for subdividing them into Towns and Parishes.”

Ordered, That the further consideration of the Supplies to be granted to His MAJESTY, be postponed until to-morrow.

The House adjourned until to-morrow morning at Ten of the Clock.

Friday,

FRIDAY, 25th, FEBRUARY, 1803.

## PRAYERS.

A Petition was received and read, from the Freemen and Inhabitants of *Saint John*, complaining of great inconvenience from the present division of the Wards of that City, and praying for alterations therein—Leave was given to bring in a Bill accordingly.

The House continued the hearing of evidence at the Bar on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*—Ordered, that the further hearing thereof be postponed until to-morrow.

Ordered, That Tuesday next be assigned for hearing the parties by their Counsel on the Petition of *David Owen*, Esquire, complaining of undue Election of *Joseph Porter*, Esquire, for the County of *Charlotte*; and that the said Petitioner be notified thereof.

On Motion Ordered, That *Laurence Mercereau, Ezekiel Sealy, Lemuel Nason, Nathaniel Howe, Ammon Hubbil, John Mills, senior, David Ives, John Hazen, Nathaniel Kenney, William Brown, Thomas Sewel, Silvanus Plummer, Samuel Tilly, Alexander Clerk, Asa Upton, Richard Barker, Samuel Stickney, Elijah Dingey, James Marenton, Stephen Pine, Philip Williams, Ebenezer Hathaway, junr. Richard Bartlet, senior, William H. Smith, Gabriel Deoeber, Isaac Hubbard, and William Hubbard*, do attend at the Bar of this House on Monday next at Twelve of the Clock in the Day, to give evidence of what they and each of them know as to matters depending on the Petition of *Samuel Denny Street*, Esquire, complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*; of which Order, when notified, the said witnesses will take notice and govern themselves accordingly.

Ordered, That the further consideration of the Supplies to be granted to His MAJESTY, be postponed until Monday next.

The Order of the Day for the Revisal of the Journals of the last Session of the late House of Assembly, is postponed until Friday next.

Ordered, That the consideration of Ways and Means be further postponed until Monday next.

The House adjourned until to-morrow morning at Eleven of the Clock,

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 SATURDAY, 26th FEBRUARY, 1803.

## PRAYERS.

Read the first time “ A Bill for altering the Division of Four of the Wards in the City of *Saint John*, and for changing the mode of Elections within the two other Wards of the said City.”

On Motion Ordered, That *Alexander M'Raw, William M'Neil, John M'Gregor, and Thomas Jones*, do attend at the Bar of this House on Monday next at Twelve of the Clock in the Day, to give evidence of what they and each of them know as to matters depending on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*; of which Order, when notified, the said witnesses will take notice and govern themselves accordingly.

The House proceeded to hear further evidence at the Bar, on the Petition of Mr. *Peter Fraser* and Mr. *Duncan M'Leod*, complaining of undue Election in the County of *York*—Ordered, that the further hearing thereof be postponed until Monday next.

A Report and Vouchers of expenditure of Money on Public Roads, were received from *William Campbell*, Esquire.

Received and read a Report of the Justices of the General Sessions of the County

County of York—And a Report of the General Sessions of the County of Charlotte, with accounts of the Monies applied by them for the encouragement of Parish Schools, according to an Act of the last Sessions of the General Assembly.

The Order for attendance of witnesses at the Bar of this House, to give evidence as to matters depending on the Petition of *Samuel Denny Street*, Esqr. complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*; is discharged and the Order enlarged until Wednesday next. The House adjourned until Monday next at Ten of the Clock.

MONDAY, 28th FEBRUARY, 1803.

PRAYERS.

Read a second time "A Bill for altering the Division of Four of the Wards in the City of *Saint John*, and for changing the mode of Election within the two other Wards of the said City."—Ordered, that the said Bill be committed.

Read the first time "A Bill in addition to and in amendment of an Act entitled an Act to repeal all the Acts now in force relating to trespasses, and for making new Regulations to prevent the same."

Ordered, That *Benjamin Rockwell*, *Samuel Treadwell*, *Peter Dewitt*, *James M'Kean*, *John Wasson*, and *Thomas Barker*, do attend at the Bar of this House on Wednesday next at Twelve of the Clock in the Day to give evidence of what they and each of them know as to matters depending on the Petition of *Samuel Denny Street*, Esquire, complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*—of which Order, when notified, the said witnesses will take notice and govern themselves accordingly.

The House went into the further examination of evidence at the Bar on the Petition of *Mr. Peter Fraser* and *Mr. Duncan M'Leod*, complaining of undue Election in the County of *York*—which being closed, the House proceeded to hear Counsel thereon, and adjourned the further hearing until to-morrow.

The consideration of the Supplies to be granted to His Majesty, is postponed until Friday next.

The House adjourned until to-morrow morning at Ten of the Clock.

TUESDAY, 1st March, 1803.

PRAYERS.

Read a second time "A Bill in addition to and in amendment of an Act to repeal all the Acts now in force relating to trespasses, and for making new Regulations to prevent the same."—Ordered, that the said Bill be committed.

The House went into the further hearing of Counsel at the Bar, on the Petition of *Mr. Peter Fraser* and *Mr. Duncan M'Leod*, complaining of undue Election in the County of *York*—After a full investigation thereof, the Parties and their Counsel withdrew; and on the Question, whether the Sheriff's return of the Members for the County of *York* be set aside for Irregularity? The House divided:

YEAS:

Mr. Robinson,  
Mr. William Pagan,  
Mr. Youngusband;

Mr. Gilbert,  
Mr. Robert Pagan,  
Mr. Glenie,

Mr. Porter,  
Mr. Johnston,  
Mr. Lindsay.

NAYS:

## NAYS.

Mr. *Peters*,  
Mr. *Wilson*,  
Mr. *Taylor*,  
Mr. *Leonard*.

Mr. *Coffin*,  
Mr. *Easterbrooks*,  
Mr. *Fraser*,

Mr. *Miles*,  
Mr. *Yeamans*,  
Mr. *M'Kay*,

And the same passed in the Negative.

On Motion that it be Resolved, That Mr. *Davison*, Mr. *M'Lean*, Mr. *Price*, and Mr. *Agnew*, are duly Elected for the County of *York*.—The House again divided:

## YEAS.

Mr. *Peters*,  
Mr. *Wilson*,  
Mr. *Taylor*,  
Mr. *Leonard*.

Mr. *Coffin*,  
Mr. *Easterbrooks*,  
Mr. *Fraser*,

Mr. *Miles*,  
Mr. *Yeamans*,  
Mr. *M'Kay*,

## NAYS.

Mr. *Robinson*,  
Mr. *William Pagan*,  
Mr. *Younghusband*,

Mr. *Gilbert*,  
Mr. *Robert Pagan*,  
Mr. *Glenie*,

Mr. *Porter*,  
Mr. *Johnston*,  
Mr. *Lindsay*.

And the Question passed in the Affirmative—Whereupon Ordered, that the said Members do resume their seats accordingly.

The hearing of Counsel on the Petition of *David Owen*, Esquire, complaining of undue Election of *Joseph Porter*, Esquire, for the County of *Charlotte*, is postponed until to-morrow.

The House adjourned until to-morrow morning at Ten of the Clock.

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 WEDNESDAY, 2d MARCH, 1803.

## PRAYERS.

The House in Committee (Mr. *M'Lean* in the Chair) went into the consideration of "A Bill for altering the Division of Four of the Wards in the City of *Saint John*, and for changing the mode of Election within the two other Wards of the said City"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same—Ordered, that the Report be accepted, and that the said Bill be engrossed.

Agreeable to the Order of the Day the House proceeded to hear Counsel at the Bar, on the Petition of *David Owen*, Esquire, complaining of undue Election of *Joseph Porter*, Esquire, for the County of *Charlotte*—And on the Question, whether the further consideration thereof be postponed until the next Session of the General Assembly—The House divided:

## YEAS.

Mr. *Yeamans*,  
Mr. *Agnew*,  
Mr. *Peters*,  
Mr. *Price*,

Mr. *Taylor*,  
Mr. *Miles*,  
Mr. *Coffin*,  
Mr. *M'Kay*.

Mr. *Davison*,  
Mr. *M'Lean*,  
Mr. *Leonard*,

## NAYS.

Mr. *Fraser*,  
Mr. *Gilbert*,  
Mr. *Robert Pagan*,  
Mr. *Younghusband*,

Mr. *Lindsay*,  
Mr. *Johnston*,  
Mr. *Glenie*,  
Mr. *Easterbrooks*.

Mr. *Robinson*,  
Mr. *William Pagan*,  
Mr. *Wilson*,

Whereupon Mr. *Speaker* decided in the Affirmative.

On Motion Ordered, That *David Owen*, Esquire, do appear at the next Session of the General Assembly, to support his Petition, complaining of the return of *Joseph Porter*, Esquire, as a Member of Assembly for the County of *Charlotte*.

On the Order of the Day, the House went into the hearing of the Parties by their

by their evidence and Counsel on the Petition of *Samuel Denny Street*, Esqr. complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*; and after progress made therein—Ordered, that the further hearing thereof be postponed until to-morrow.

The Order of the Day for going into the consideration of Ways and Means, is postponed until Saturday next.

The House adjourned until to-morrow morning at Ten of the Clock.

THURSDAY, 3d MARCH, 1803.

PRAYERS.

“ A Bill for altering the Division of Four of the Wards in the City of *Saint John*, and for changing the mode of Election within the two other Wards of the said City”—was read a third time.—Ordered; that the said Bill pass, and be sent up to the Counsel for their concurrence.

The House continued the hearing of further evidence at the Bar, on the Petition of *Samuel Denny Street*, Esquire, complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*, and after further progress made therein—Ordered, that the further hearing thereof be postponed until to-morrow.

The House adjourned until to-morrow morning at Ten of the Clock.

FRIDAY, 4th MARCH, 1803.

PRAYERS.

The House continued the hearing of evidence at the Bar, on the Petition of *Samuel Denny Street*, Esquire, complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*, and after further progress therein made—Ordered, that further hearing thereof be postponed until to-morrow.

Ordered, That the further consideration of the Supplies to be granted to HIS MAJESTY, be postponed until to-morrow.

Ordered, That the consideration of Ways and Means be postponed until to-morrow.

Ordered, That the Revisal of the Journals of the last Session of the late House of Assembly be postponed until Monday next.

The House adjourned until to-morrow morning at Ten of the Clock.

SATURDAY, 5th MARCH, 1803.

PRAYERS.

Petition was received from *Isaiah* and *Moses Shaw*, stating the exertions they had made in building Saw-Mills on the River *Magagawdavic*, and the public utility thereof—praying to alter and amend an Act entitled “ An Act for securing the Navigation of the River *Magagawdavic*.”

On Motion, Leave was given to bring in a Bill for that purpose.

The House went into the hearing of further evidence at the Bar, on the Petition of *Samuel Denny Street*, Esquire, complaining of undue Election of *Elijah Miles*, Esquire, for the County of *Sunbury*; and on the Question, whether the Vote of *Abraham Dewit* be struck off from the Poll of the said *Elijah Miles*, Esquire—The House divided :

YEAS.

Mr. Lindsay,  
Mr. Gilbert,  
Mr. Robert Pagan,

Mr. Robinson,  
Mr. Johnston,  
Mr. Glenie,

Mr. Porter,  
Mr. William Pagan,  
Mr. Younghusband.

NAYS.

## NAYS.

Mr. M'Kay,  
Mr. Fraser,  
Mr. M'Lean,  
Mr. Taylor,  
Mr. Coffin.

Mr. Price,  
Mr. Peters,  
Mr. Leonard,  
Mr. Easterbrooks,

Mr. Wilson,  
Mr. Davison,  
Mr. Agnew,  
Mr. Yeamans,

And the same passed in the Negative.

The House then proceeded to examine further evidence on the said Petition, and the hearing thereof having closed.

On Motion, *Resolved*, That *Elijah Miles*, Esquire, is duly Elected for the County of *Sunbury*—Thereupon, Ordered, that he take his seat.

*Alexander Taylor*, Esquire, has leave of absence, to go to the City of *Saint John*.

Ordered, That the further consideration of the Supplies to be granted to His MAJESTY, be postponed until Tuesday next.

Ordered, That the consideration of Ways and Means be postponed until Monday next.

The House adjourned until Monday next at Eleven of the Clock in the forenoon.

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 MONDAY, 7th MARCH, 1803:

## PRAYERS:

The House in Committee (Mr. *Fraser* in the Chair) went into the consideration of "A Bill in addition to and in amendment of an Act, entitled "an Act to repeal all the Acts now in force relating to trespasses, and for "making new Regulations to prevent the same"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same—Ordered, that the said Report be accepted, and that the Bill be engrossed.

Report was received from the Justices of the General Sessions of the Peace in the County of *King's*, of the sums of Money applied by them under the Act of the last Session of the General Assembly for the encouragement of Parish Schools.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of Ways and Means—The Speaker having resumed the Chair—The Chairman Reported, that on the business to them referred the Committee had come to the following *Resolutions*, to wit: That a Duty of *six-pence*, be laid on every gallon of *Rum*; *nine-pence*, on every gallon of *Wine*; *eight-pence*, on every gallon of *Brandy* and of *Gin*, and of other distilled Spirituous Liquors; *two shillings and six-pence* on every cwt. of brown *Sugar*; and *one-penny* on every gallon of *Molasses*; to be imported into this Province, and that the Committee request leave to sit again—Ordered, that the said Report be accepted.

Ordered, That Mr. *M'Lean*, Mr. *Robinson*, and Mr. *Leonard*, be a Committee to prepare a Bill for raising a Revenue in this Province.

On the second reading of "A Bill to alter and amend an Act entitled an "Act for securing the Navigation of the River *Magallowanic*."—Ordered, that the further consideration thereof be postponed until the next Session of the General Assembly; and that in the mean time a Copy thereof be read at the next General Sessions of the Peace for the County of *Charlotte*:

The House adjourned until to-morrow morning at Eleven of the Clock.

TUESDAY,

TUESDAY, 8th MARCH, 1803.

## PRAYERS.

The House in Committee (Mr. *Leonard* in the Chair) went into the consideration of "A Bill for the appointment of Inspectors of Butter"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had made progress in the business to them referred, and requested leave to sit again.

The House in Committee (Mr. *M'Kay* in the Chair) went into the further consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had made further progress in the business to them referred, and requested leave to sit again—Ordered, that the said Report be accepted.

The House in Committee (Mr. *Robinson* in the Chair) went into the further consideration of Ways and Means—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had further come to sundry Resolutions as followeth, to wit: on every pound of *Bohea Tea*, one penny; on every pound of *Hyson* and other *Teas*, *Bohea* excepted; two-pence; on every pound of *Tobacco*, a half penny; to be imported in this Province—Ordered, that the said Report be accepted.

The House in Committee (Mr. *M'Kay* in the Chair) went into the consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had made further progress in the business to them referred, and requested leave to sit again—Ordered, that the said Report be accepted.

Mr. *Robert Pagan* by leave brought in "A Bill to alter and amend an Act entitled an Act for regulating the exportation of Fish and Lumber, and for ascertaining the quality of the same" was read the first time.

The House adjourned until to-morrow morning at Ten of the Clock.

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 WEDNESDAY, 9th MARCH, 1803.

## PRAYERS.

Mr. *Robert Pagan* by leave brought in "A Bill in addition to and to alter and amend an Act entitled an Act for regulating Marriage and Divorce and for preventing and punishing incest adultery and fornication." Read the first time.

Mr. *Wilson* presented a Petition of sundry Inhabitants of the Township of *Hopewell* in the County of *Westmorland*, praying for aid in opening a Road from thence towards *Hammond River*.

Mr. *Younghusband* presented a Petition from *Charles M'Pherson*, stating the expences incurred by the Petitioner in erecting a Malt and Brew-House, and the Public utility thereof—praying for aid to enable the said Petitioner to carry on the business of Brewing—And,

Mr. *Robert Pagan* presented a Petition of *Nathan Frink*, Esquire, stating claims of remuneration for expences incurred by the Petitioner in securing the fugitive Crew of the French Privateer Ship *La Solide*, praying to be heard touching the merits of the said Petition at the Bar of this House.

Ordered, That the said Petitions be referred to the Committee of Supply.

Mr. *Robert Pagan* presented a Petition of sundry Inhabitants of the Parish of *Saint Mary* in the County of *York*—praying that the said Petitioners may not have to go so far to labor on the Public Highways as they are compelled to do under the present Road Law—Received and read, and Ordered, to lie on the Table.

The House in Committee (Mr. *M'Kay* in the Chair) went into the further

ther consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman Reported, that it is the opinion of this Committee, there be granted to His MAJESTY, for defraying the expences of the Public Services of this Province, as followeth, to wit:

“ To the *Speaker* of the House of Assembly the sum of *Fifty Pounds*.

“ To the *Members* of the House of Assembly for defraying the expences of their attendance during the present Session, and for travelling charges (reckoning twenty miles to each day’s travel) to be certified by the *Speaker*, *Ten Shillings* per diem.

“ To the *Chaplain* of the Council in General Assembly the sum of *Fifteen Pounds*.

“ To the *Chaplain* of the House of Assembly the sum of *Fifteen Pounds*.

“ To the *Clerk* of the Council in General Assembly the sum of *Fifty Pounds*.

“ To the *Clerk* of the House of Assembly for Services during the present Session, *Ten Shillings* per diem, and for other Services the sum of *Fifty Pounds*.

“ To the *Serjeant at Arms* attending the Council in General Assembly, *Ten Shillings* per diem, during the Session.

“ To the *Serjeant at Arms* attending the House of Assembly, *Ten Shillings* per diem, during the Session.

“ To the *Door-keeper* of the Council in General Assembly, *Five Shillings* per diem, during the Session.

“ To the *Door-keeper* of the House of Assembly, *Five Shillings* per diem, during the Session.

“ To the *Messenger* of the Council in General Assembly, *Five Shillings* per diem, during the Session.

“ To the *Messenger* of the House of Assembly, *Five Shillings* per diem, during the Session.

“ To the *Clerk* of the House of Assembly for Fuel, Stationary, and other expences of the present Session, the sum of *Fifty Pounds Six Shillings and Six-Pence*.

“ To the *Treasurer* of the Province for his Services from the 1st day of March, One Thousand Eight Hundred and Two, to the 1st day of March, One Thousand Eight Hundred and Three, the sum of *One Hundred and Eighty Pounds*.

“ To the *Tide-Surveyor* in the City of *Saint John*, from the 1st day of March, One Thousand Eight Hundred and Two, to the 1st day of March, One Thousand Eight Hundred and Three, for his Services and for expences incurred in performing the same, the sum of *Forty Pounds*.

“ To His Excellency the *Lieutenant-Governor* for defraying contingent expences of the Province a sum not exceeding *One Hundred Pounds*.

“ To His Excellency the *Lieutenant-Governor* for discharging the expences incurred, and towards completing the Province-Hall, the sum of *Three Hundred and Thirty-Six Pounds Two Shillings and Five-Pence*.

“ To His Excellency the *Lieutenant-Governor* a sum not exceeding *Two Hundred and Fifty Pounds*, in addition to the sum heretofore granted for Revising and Re-Printing the Laws of this Province.

“ For Printing the Votes and Journals of the House of Assembly, the sum of *Thirty Pounds*.

“ To the *Commanding Officer* of the *Charlotte County Regiment* of *Militia*, for Services performed by certain Officers belonging to the same, at the time of the alarm in September 1795, not heretofore provided for, the sum of *Fifteen Pounds Nineteen Shillings and Five-Pence half penny*.

“ For

“ For the purpose of assisting the Legislature of the Province of Nova-  
 “ Scotia, to erect a Light-House on Brier-Island, the sum of *One Hundred*  
 “ *Pounds*.

“ To the Sheriffs of the several Counties in this Province, for returning  
 “ the Members to serve in General Assembly, the following specified sums  
 “ of Money, to wit:

“ To the Sheriff of the County of *Westmorland*, *sixteen pounds five shillings*.

“ To the Sheriff of the County of *Charlotte*, *fourteen pounds fifteen shillings*.

“ To the Sheriff of the County of *Saint John*, *twenty-three pounds ten*  
 “ *shillings*.

“ To the Sheriff of the County of *Northumberland*, *seven pounds five shillings*.

“ To the Sheriff of *King's County*, *sixteen pounds five shillings*.

“ To the Sheriff of *Queen's County*, *eleven pounds fifteen shillings*.

“ To the Sheriff of the County of *York*, *sixteen pounds fifteen shillings*.

“ And to the Sheriff of the County of *Sunbury*, *sixteen pounds five shillings*.

“ That the Sums herein after mentioned, be granted for the purpose of  
 “ opening and repairing Roads and erecting Bridges, throughout this Pro-  
 “ vince, to wit:

“ For opening a communication between the City of *Saint John*, and the  
 “ County of *Westmorland*, *four hundred and sixty-nine pounds*.

“ For improving the communication from the City of *Saint John* to *Ham-*  
 “ *mond River*, *one hundred and twenty-five pounds*.

“ And from *Hammond River* to the fork of the Roads leading to *Frede-*  
 “ *ricton and Westmorland*, *seventy-five pounds*.

“ Towards opening the communication from the City of *Saint John* to  
 “ *Saint Andrews*, by the way of the Settlements on *Musquash River*, *one*  
 “ *hundred pounds*.

“ To *Robert Carlisle* the sum of *eleven pounds*, being a part of the Money  
 “ heretofore granted for the encouragement of settlement at the portage  
 “ between *Salmon River* and the River *Petitcodiac*.

“ For completing the Road from *Chipman's Farm* to the Bay of *Kene-*  
 “ *becasis*, *seventeen pounds seventeen shillings and six-pence*.

“ To continue the Road aforesaid from *Chipman's Farm* to *Gondola-Point*  
 “ along the *Kenebecasis*, *fifty pounds*.

“ To the settlement of *Musquash River* for completing the Road from  
 “ thence to the City of *Saint John*, *fifty pounds*.

“ To repair the long and short Portages, and to make Bridges on the  
 “ *Marsh*, between the Bay of *Kenebecasis* and the City of *Saint John*,  
 “ *fifty pounds*.

“ For the purpose of levelling the Road at *Belle-Isle Bay*, *ten pounds*.

“ To complete the Road from the settlement at *Quaco* to the main Road  
 “ leading to the City of *Saint John*, *twenty-five pounds*.

“ For the purpose of building a Bridge across a branch of *Dinnes' stream*  
 “ in the County of *Charlotte*, *fifty pounds*.

“ For the purpose of enabling settlers on the *Grand Lake* to avail them-  
 “ selves of a communication with the Road leading from *Fredericton* to  
 “ *Saint John*, *twenty-five pounds*.

“ For opening a Road from *Hopewell* to *Hammond River*, *fifty pounds*.

“ For building a Scow and providing a Rope, to cross the River *Maga-*  
 “ *quawavic* at *Vernon's Farm*, *twenty pounds*.

“ To enable the settlers on the *Oromucto* to open a communication from  
 “ the southerly branch thereof to the River *Saint John* at *Burton*, in the  
 “ County of *Sunbury*, *thirty pounds*.

“ To aid the Inhabitants of the Parish of *Sheffield* in building a Bridge  
 “ across *Fox's Creek* in the County of *Sunbury*, *thirty pounds*. “ Towards

“ Towards completing a Road from the lower boundary of York County to *Presqu' Isle* on the River *Saint John*, one hundred pounds.

“ For completing the Road leading from *Carleton* to *Fredericton*, on the western side of the River *Saint John*, fifty pounds.

“ For completing the Road leading from *Fredericton* Ferry to *Mirimishi*, through the settlements on the *Nashwack*, fifty pounds.

“ Towards building a Bridge on *Breaux's* Creek in the County of *Westmorland*, forty pounds.

“ To *Dugald Campbell*, Esquire, for his services as Commissioner of Public Roads in making plans and estimates of the expences thereof, twenty-nine pounds five shillings and seven-pence half penny; in addition to the grant of the last Session of Assembly, for that purpose.

“ To Capt. *Nathan Frink*, for expences incurred and services performed by himself and sundry other persons in the Parish of *West-Isles*, during the alarm in the year 1795, in the County of *Charlotte*, twenty-five pounds.

“ For establishing a Grammar School in the City of *Saint John*, one hundred pounds.

“ That the sum of one hundred pounds be granted towards repairing the Road on the Portage and otherwise, leading from the settlements on the *Nashwack* to the settlements on the *Mirimishi*, and for encouraging a person to settle on the said Portage.

“ For the purpose of facilitating the Navigation of the Great Rapids in the River *Nashwack*, twenty-five pounds.”

And that the Committee had requested leave to sit again.

Ordered, That the said Resolutions pass and be sent up to the Council for their concurrence.

MESSAGE was received from His Excellency, as followeth, to wit:

“ THOMAS CARLETON.

“ The Lieutenant-Governor informs the House, that His MAJESTY'S Ministers, in their communications to him, have pointed out the importance of giving all practicable encouragement to the raising of Hemp in this Province: He therefore recommends it to the consideration of the House the making of some provision for granting bounties for this purpose, being confident of their zeal to contribute, as far as may be in their power, to an object so interesting to the national welfare. T. C.”

Ordered, That the Message foregoing be referred to the Committee of Supply.

Mr. *Agnew* by leave brought in “ A Bill entitled an Act to remove doubts respecting the jurisdiction of the Inferior Courts of Common Pleas in this Province”—Read the first time.

Read the second time “ A Bill to explain and amend an Act for regulating the Exportation of Fish and Lumber, and for repealing the Laws now in force for regulating the same”—Ordered, that the said Bill be committed.

The House adjourned until to-morrow morning at Ten of the Clock.



THURSDAY, 10th MARCH, 1803.

PRAYERS.

Read a second time “ A Bill entitled an Act to remove doubts respecting the jurisdiction of the Inferior Courts of Common Pleas in this Province”—Ordered, that the said Bill be committed.

Mr. *M'Lean* from the Committee appointed to prepare “ A Bill for raising a Revenue in this Province” reported a draught thereof—which was read the first time.

The

The House in Committee (Mr. *M'Lean* in the Chair) went into the consideration of "A Bill establishing a Public Grammar School in the City of *Saint John*"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same.—Ordered, that the said Report be accepted, and that the Bill be engrossed.

The House in Committee (Mr. *Agnew* in the Chair) went into the consideration of "A Bill to explain and amend an Act for regulating the Exportation of Fish and Lumber, and for repealing the Laws now in force for regulating the same"—Ordered, that the said Report be accepted, and that the Bill be engrossed.

The House in Committee (Mr. *M'Kay* in the Chair) went again into the consideration of the Supplies to be granted to His MAJESTY—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had come to the following Resolutions, to wit: "That the sum of *twenty-five pounds* be granted for the purchase of two Franklin Stoves for the use of the House of Assembly.

"That the sum of *fifteen pounds* be granted for the purchase of Sheet Lead, and to secure the Chimneys of the Province-Hall from the effect of the weather. That the sum of *fifty pounds* be granted to *John Ryan Printer*, on account, in addition to the sum of *thirty pounds* already granted for Printing."

Ordered, That the said Resolutions pass, and be sent up to the Council for their concurrence.

Ordered, That Mr. *Leonard*, Mr. *Porter*, and Mr. *Johnston*, be a Committee to bring in a Bill for appropriating the Monies voted by the House of Assembly.

The House adjourned until to-morrow morning at Ten of the Clock.

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FRIDAY, 11th MARCH, 1803.

PRAYERS.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of "A Bill entitled an Act to remove doubts respecting the jurisdiction of the Inferior Courts of Common Pleas in this Province"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same.—Ordered, that the said Report be accepted, and that the Bill be engrossed.

Read a third time as engrossed "A Bill for establishing a Public Grammar School in the City of *Saint John*"—Ordered, that the said Bill pass, and be sent up to the Council for their concurrence.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of "A Bill for regulating the Exportation of Butter"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same.—Ordered, that the said Report be accepted, and that the Bill be engrossed.

Read a second time "A Bill in addition to and to alter and amend an Act entitled an Act for regulating Marriage and Divorce, and for preventing and punishing incest, adultery, and fornication"—Ordered, that the said Bill be committed.

Read a first time "A Bill for erecting the upper part of the County of *York* into a Town and Parish."

On the third reading as engrossed, of "A Bill to explain and amend an Act for regulating the Exportation of Fish and Lumber, and for repealing the Laws now in force regulating the same."—Ordered, that the said Bill pass, and be sent up to the Council for their concurrence.

On the second reading of "A Bill for erecting the upper part of the County of *York* into a Town and Parish"—Ordered, that the said Bill be committed.

The House went into Committee accordingly (Mr. *M'Kay* in the Chair) The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the said Bill—Whereupon Ordered, that the same be engrossed.

The House in Committee (Mr. *Peters* in the Chair) went into the consideration of "A Bill in addition to and to alter and amend an Act entitled "an Act for regulating Marriage and Divorce, and for preventing and punishing incest, adultery, and fornication"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same—Ordered, that the said Report be accepted, and the Bill be engrossed.

Mr. *Leonard* from the Committee appointed to prepare "A Bill for granting certain sums of Money for repairing and laying out Roads"—Reported a draught thereof which was read the first time—And of

"A Bill for appropriating certain Monies for defraying the expences of the Province" was read a first and second time—Ordered, that the said Bill be committed.

MESSAGE was received informing the House, that the Council had concurred in passing "A Bill for altering the Division of Four of the Wards of the City of *Saint John*, and for changing the mode of Election within the two other Wards of the said City."

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of "A Bill for raising a Revenue in this Province"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the same—Ordered, that the said Report be accepted, and that the Bill be engrossed.

Ordered, That Mr. *M'Lean* and Mr. *Robert Pagan* be a Committee to prepare "A Bill for the establishment of County Schools throughout this Province."

The House adjourned until to-morrow morning at Eleven of the Clock.

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SATURDAY, 12th MARCH, 1803.

#### PRAYERS.

On the third reading of "A Bill entitled an Act to remove doubts respecting the jurisdiction of the Inferior Courts of Common Pleas in this Province."—And,

On the third reading of "A Bill for regulating the Exportation of Butter."—And,

On the third reading of "A Bill in addition to and to alter and amend an Act entitled an Act for regulating Marriage and Divorce, and for preventing and punishing incest, adultery, and fornication."—And,

On the third reading of "A Bill for erecting the upper part of the County of *York* into a Town and Parish"—Ordered, that the said Bills pass, and that they be sent up to the Council for their concurrence.

On the second reading of "A Bill for granting certain Monies for repairing and laying out Roads"—Ordered, that the said Bill be committed.

Mr. *Glenie* by leave brought in "A Bill in addition to and in amendment of an Act entitled an Act for regulating Marriage and Divorce, and for preventing and punishing incest, adultery, and fornication"—which was read the first time—On motion the same Bill was read a second time—Ordered, that the said Bill be committed.

Read

Read the first time "A Bill in amendment of an Act entitled an Act for regulating Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and for suspending for a limited time all the Laws now in force relating to the same."

"Resolved, That an humble Address be presented to His Excellency the Lieutenant-Governor, requesting that he will be pleased to state to His MAJESTY'S Ministers the necessity of an Act of the British Parliament compelling all Masters of Vessels lading Plaister of Paris or Grindstones at the Mines of *Nova-Scotia, New-Brunswick*, and in the *Gulf of Saint-Laurence*, to give bond to the Officers of His MAJESTY'S Customs in the different Ports where the same shall be laden on board, not to land or unload the same in any Port or Harbour in the American States to the Northward and Eastward of *Portland* in the State of Massachusetts, or in any British Port, but for the purpose of being re-shipped on board of British Vessels who shall give bond as before mentioned, not to land the same in any Port or Harbour in the United States of America to the Northward and Eastward of *Portland* in the State of Massachusetts."

Ordered, That Mr. *Leonard* and Mr. *Johnston* carry up the said Address.

It is Ordered, That permission be given, for the examination of witnesses on the Petition of *David Owen*, Esquire, praying that the seat of *Joseph Porter*, Esquire, may be declared vacate—Such examination to be had at *Saint Andrews* in the County of *Charlotte*, before *Henry B. Brown* and *Donald M'Donald*, Esquires, Commissioners for taking affidavits in the Supreme Court, and of such witnesses as may be provided by either party; due notice being given by said Commissioners for the parties concerned to be present if they think proper. The examination on oath to be reported by such Commissioners in writing to be laid before this House at the next Session of the General Assembly:

Read a second time "A Bill for aiding and encouraging of County Schools throughout this Province"—Ordered, that the said Bill be committed.

On Motion Ordered, That the Report\* of *Dugald Campbell*, Esquire, of the State of the Public Roads viewed by him, and his estimate of the expenses for improving the same, be printed with the Journals of this House of the present Session.

MESSAGE was received from the Council, that they had agreed to the Resolutions of this House (of the 9th and 10th instant) sent up yesterday of votes of Money.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of "A Bill for appropriating the Public Monies"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the said Bill—Ordered, that the said Report be accepted, and that the Bill be engrossed.

The House in Committee (Mr. *Price* in the Chair) went into the consideration of "A Bill for aiding and encouraging of County Schools throughout this Province"—The Speaker having resumed the Chair—The Chairman Reported that the Committee had agreed to the said Bill—Ordered, that the said Report be accepted, and that the Bill be engrossed.

On the third reading as engrossed, of "A Bill for raising a Revenue in this Province"—Ordered, that the said Bill pass, and be sent up to the Council for their concurrence.

The House adjourned until Monday morning at Eleven of the Clock.

\* *Published after the Journals.*

MONDAY, 14th MARCH, 1803.

## PRAYERS.

On the third reading of "A Bill" as engrossed "for appropriating certain Monies for defraying the expences of the Province"—Ordered, that the said Bill pass, and that it be sent up to the Council for their concurrence.

On the third reading of "A Bill for aiding and encouraging of County Schools throughout this Province"—Ordered, that the said Bill pass, and be sent up to the Council for their concurrence.

The House in Committee (Mr. *McLean* in the Chair) went into the consideration of "A Bill for granting certain Monies for repairing and laying out Roads"—The Speaker having resumed the Chair—The Chairman Reported, that the Committee had agreed to the said Bill—Ordered, that the said Report be accepted, and that the Bill be engrossed.

The House in Committee (Mr. *Robinson* in the Chair) went into the consideration of "A Bill to continue sundry Acts of the General Assembly that are near expiring"—The Speaker having resumed the Chair—The Chairman Reported that the Committee had agreed to the same—Ordered, that the said Report be accepted, and that the Bill be engrossed.

Mr. *Leonard* from the Committee appointed to wait upon the Lieutenant-Governor with the Address of this House of the 12th instant; Reported, that His Excellency in answer thereto, was pleased to say that representations would be made to His MAJESTY'S Ministers accordingly.

The House in Committee (Mr. *Peters* in the Chair) went into the consideration of "A Bill for regulating, laying out, and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways within the several Towns and Parishes in this Province, and for suspending for a limited time all the Laws now in force relating to the same"—The Speaker having resumed the Chair—The Chairman Reported, that it is the opinion of the Committee that the consideration of the said Bill be postponed for Three Months.—Ordered, that the said Report be accepted.

The House in Committee (Mr. *McKay* in the Chair) went into the consideration of "A Bill in addition to and in amendment of an Act entitled an Act for regulating Marriage and Divorce, and for preventing and punishing incest, adultery, and fornication"—The Speaker having resumed the Chair—The Chairman Reported, that it is the opinion of the Committee that the further consideration of the Bill be postponed for Three Months—Ordered, that the said Report be accepted.

The House adjourned until to-morrow morning at Eleven of the Clock.

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 TUESDAY, 15th MARCH, 1803.

## PRAYERS.

"A Bill for granting certain sums of Money for repairing and laying out Roads"—was read a third time as engrossed—Ordered, that the said Bill pass, and be sent up to the Council for their concurrence.

"A Bill continuing sundry Acts of the General Assembly that are near expiring"—was read a third time—Ordered, that the said Bill pass, and that it be sent up to the Council for their concurrence.

The House on Message of His Excellency the Lieutenant-Governor went into the consideration of encouraging the culture of Hemp in this Province, and came to the following Resolutions thereon—Whereas, the growth and culture of Hemp in this Province would be of great national advantage—

"Resolved, That a bounty of thirty pounds be granted to the person who within four years shall in any one year raise the greatest quantity of merchantable Hemp in this Province, provided the same exceed one Ton.

"That

“ That a bounty of *twenty pounds* be granted to the person who within the same period as aforesaid, shall raise the next greatest quantity of the same article in this Province, provided the same exceed half a Ton.

“ That a bounty of *ten pounds* be granted to the person who within the same period as aforesaid, shall raise the next greatest quantity of the same article in this Province, provided the same exceed a quarter of a Ton.

“ That a further bounty of *ten pounds* per Ton be granted for every Ton of Merchantable Hemp raised within the same period as aforesaid, in this Province.

“ That a bounty of *twenty pounds* be granted to such person as shall import into this Province Forty Bushels of good new clean Hemp Seed and distribute the same to the Inhabitants of this Province in his discretion as the same may be called for.

“ *Resolved*, That this House will make provision for payment of the bounties aforesaid, when the same may be required, and proper vouchers and certificates from the Justices of the Common Pleas in the respective Counties in favor of the persons claiming the same, shall be produced.”

Ordered, That the foregoing Resolutions be sent up to the Council for their concurrence,

On Motion of Mr. *M'Lean*, *Resolved*, That a further sum not exceeding *one hundred pounds* be allowed to the Commissioners appointed by the Lieutenant-Governor for encouraging the introduction of Labourers and Settlers into this Province in case the same shall be required, and that provision be made accordingly at a future Session of the General Assembly.

MESSAGE was received from the Council, that they had concurred in passing “ A Bill for erecting the upper part of the County of York into a Town and Parish”—And also in passing “ A Bill for regulating the Exportation of Butter.”

*Resolved*, That it is now expedient for this House to appoint an Agent in Great-Britain—Whereupon, the House divided:

## YEAS.

Mr. *Robinson*,  
Mr. *Price*,  
Mr. *Taylor*,  
Mr. *M'Lean*,  
Mr. *Agnew*.

Mr. *Coffin*,  
Mr. *Davison*,  
Mr. *Peters*,  
Mr. *M'Kay*,

Mr. *Easterbrooks*,  
Mr. *Leonard*,  
Mr. *Miles*,  
Mr. *Wilson*,

## NAYS.

Mr. *Gilbert*,  
Mr. *Robert Pagan*,  
Mr. *Porter*,

Mr. *Johnston*,  
Mr. *Glenie*,  
Mr. *Lindsay*.

Mr. *William Pagan*,  
Mr. *Younghusband*,

And the Question passed in the affirmative.

On Motion of Mr. *Coffin*, that it be *Resolved*, That *William* and *Thomas Knox*, Esquires, be appointed joint Agents for this Province in Great-Britain, the House divided as on the foregoing question; and it passed in the affirmative.

Ordered, That the foregoing Resolution be sent up to the Council for their concurrence, and that Mr. *Coffin* and Mr. *Peters* carry the same—Whereupon, the House again divided as on the two Resolutions above specified; and the question passed in the affirmative.

On Motion of Mr. *Robert Pagan*, that it be *Resolved*, That after the declaration made by *William Knox*, Esquire, declining to present the representations of a former House of Assembly to His MAJESTY'S Ministers, and their Resolving to dispense with his further services on that account—And also considering the observation made on his conduct by *Thomas Street*, Esquire, in his correspondence with the Speaker of this House, it is highly

improper to appoint him an Agent of this House—And on the Question whether this Resolution shall be adopted—The House again divided:

YEAS.

|                   |               |                    |
|-------------------|---------------|--------------------|
| Mr. Gilbert,      | Mr. Johnston, | Mr. William Pagan, |
| Mr. Robert Pagan, | Mr. Glenie,   | Mr. Younghusband,  |
| Mr. Porter,       | Mr. Lindsay.  |                    |

NAYS.

|               |              |                   |
|---------------|--------------|-------------------|
| Mr. Robinson, | Mr. Coffin,  | Mr. Easterbrooks, |
| Mr. Price,    | Mr. Davison, | Mr. Leonard,      |
| Mr. Taylor,   | Mr. Peters,  | Mr. Miles,        |
| Mr. M'Lean,   | Mr. M'Kay,   | Mr. Wilson,       |
| Mr. Agnew.    |              |                   |

And it passed in the negative.

On Motion, that it be *Resolved*, That this House does not consider any sum due to *William Knox*, Esquire, as a compensation for his past services as Agent of this Province—And on the Question, whether the House will adopt the said Resolution? The following division took place:

YEAS.

|                    |                   |               |
|--------------------|-------------------|---------------|
| Mr. Robinson,      | Mr. Gilbert,      | Mr. Johnston, |
| Mr. William Pagan, | Mr. Robert Pagan, | Mr. Glenie,   |
| Mr. Younghusband,  | Mr. Porter,       | Mr. Lindsay.  |

NAYS.

|              |                   |             |
|--------------|-------------------|-------------|
| Mr. Coffin,  | Mr. Easterbrooks, | Mr. Price,  |
| Mr. Davison, | Mr. Leonard,      | Mr. Taylor, |
| Mr. Peters,  | Mr. Miles,        | Mr. M'Lean, |
| Mr. M'Kay,   | Mr. Wilson,       | Mr. Agnew.  |

And it passed in the negative.

The House adjourned until to-morrow morning at Eleven of the Clock.

WEDNESDAY, 16th MARCH, 1803.

PRAYERS.

On Motion of Mr. M'Lean, That it be *Resolved*, That this House taking into consideration the circumstances of an infant Colony, do not contemplate pay for the past services of the Agent of this Province further than the sum of *one hundred pounds* sterling, heretofore voted for expences; but that this House expect, hereafter to provide for the agency in *Great-Britain* a sum not exceeding *one hundred pounds* annually—And on the Question, whether this Resolution be adopted? The House divided:

YEAS.

|              |                   |             |
|--------------|-------------------|-------------|
| Mr. Leonard, | Mr. Easterbrooks, | Mr. Coffin, |
| Mr. Davison, | Mr. M'Lean,       | Mr. Peters, |
| Mr. Miles,   | Mr. Robinson,     | Mr. Wilson, |
| Mr. Taylor,  | Mr. Agnew,        | Mr. M'Kay.  |

NAYS.

|                   |                   |                    |
|-------------------|-------------------|--------------------|
| Mr. Porter,       | Mr. Johnston,     | Mr. William Pagan, |
| Mr. Robert Pagan, | Mr. Younghusband, | Mr. Gilbert,       |
| Mr. Lindsay,      | Mr. Glenie,       | Mr. Price.         |

And it passed in the affirmative.

*Resolved*, "That an Humble Address be presented to the Lieutenant-Governor requesting, that His Excellency will be pleased to direct His MAJESTY'S Attorney and Solicitor-General to give legal opinion on the following Questions, to wit:

1st. "Whether persons resident within any of the American Colonies at the time their Independence was acknowledged by *Great-Britain* at the Peace of 1783, who at no time bore arms against His MAJESTY, and  
" never

“ never took any Oath of Allegiance to such States, nor held any place of trust or profit within the same, can claim or are entitled to the privileges of British subjects on their removal to and actual residence in this Province, and taking the Oath of Allegiance to His MAJESTY?

2d. “ Whether such persons can be entitled to Registers and become owners of Vessels in the same manner as persons who have always resided within the British dominions?

3d. “ Whether any particular term of residence is required to entitle such persons to the general or any particular privileges of British subjects?

4th. “ Whether persons born within the United States since the Peace of 1783, can claim any privileges on becoming residents within this Province, other than are allowed to Aliens, born subjects of any Foreign Kingdom or State?”

Ordered, That Mr. *Lindsay* and Mr. *Wilson*, wait upon His Excellency with the foregoing Address.

MESSAGE was received informing the House that the Council had concurred in passing the following Bills, to wit:

“ A Bill to explain and amend an Act for regulating the Exportation of Fish and Lumber.”

“ A Bill for raising a Revenue in this Province.”

“ A Bill for appropriating certain Monies for defraying the expences of the Province.”

“ A Bill for granting certain sums for repairing and laying out Roads.”

And “ A Bill to continue sundry Acts of the General Assembly that are near expiring.”

On Motion of Mr. *Agnew*, That it be Resolved, That the Sheriff of the County of *Sunbury* in the late General Election and the subsequent scrutiny had conducted himself according to Law, and entirely to the satisfaction of this House: The House divided thereupon as followeth, to wit:

YEAS.

Mr. *Robinson*,  
Mr. *Taylor*,  
Mr. *M'Lean*,  
Mr. *Peters*,  
Mr. *Price*,

Mr. *Agnew*,  
Mr. *Coffin*,  
Mr. *Wilson*,  
Mr. *Leonard*,  
Mr. *Gilbert*,

Mr. *Easterbrooks*,  
Mr. *Davison*,  
Mr. *Miles*,  
Mr. *M'Kay*,  
Mr. *Porter*.

NAYS.

Mr. *William Pagan*,  
Mr. *Younghusband*,

Mr. *Robert Pagan*,  
Mr. *Lindsay*,

Mr. *Glenie*,  
Mr. *Johnston*.

And the Question passed in the affirmative.

On Motion of Mr. *Robert Pagan*, That it be Resolved, The giving opinion on any question on the conduct of the Sheriff of the County of *Sunbury*, which was not brought forward at the time when the return complained of was decided upon, is unprecedented, and tends to lead this House by the decision of a majority on such question into unparliamentary proceeding—The House divided:

YEAS.

Mr. *William Pagan*,  
Mr. *Younghusband*,

Mr. *Robert Pagan*,  
Mr. *Johnston*,

Mr. *Glenie*,  
Mr. *Lindsay*.

NAYS.

Mr. *Robinson*,  
Mr. *Taylor*,  
Mr. *M'Lean*,  
Mr. *Peters*,  
Mr. *Price*,

Mr. *Agnew*,  
Mr. *Coffin*,  
Mr. *Wilson*,  
Mr. *Leonard*,  
Mr. *Gilbert*,

Mr. *Easterbrooks*,  
Mr. *Davison*,  
Mr. *Miles*,  
Mr. *M'Kay*,  
Mr. *Porter*.

And the Question passed in the Negative.

MESSAGE

MESSAGE was received, that the Council had concurred in the Resolutions for encouragement of the growth and culture of Hemp.

On Motion, Ordered, that the Speaker issue his Warrant to the Clerk of the Crown in Chancery to issue a new Writ, directed to the Sheriff of the County of *Westmorland*, commanding him to warn and assemble all the legal voters of the said County, to meet at the usual place of holding Elections, and to cause one able and discreet person qualified as the Law directs, to be chosen to represent the said County in General Assembly, in the place of *Hugh M'Monagle*, Esquire, deceased.

And, That another such Warrant be issued to the Clerk of the Crown, directing him with as much expedition as may be done to issue another Writ, directed to the Sheriff of the County of *Saint John*, to chuse one able and discreet person qualified as the Law directs, to represent the County of *Saint John* in General Assembly, in the place of *Edward Sands*, Esquire, whose seat has been declared vacate.

MESSAGE was received, that the Council had concurred in the appointment of *William* and *Thomas Knox*, Esquires, to be joint Agents for this Province in *Great-Britain*.

Resolved, That in case of the death of any Member of Assembly during the recess, the Speaker direct his Warrant to the Clerk of the Crown to issue a Writ to the Sheriff of the County where such vacancy may happen, to chuse another Member in his stead.

The Committee appointed to wait upon the Lieutenant-Governor with the Address of this date, Reported, that His Excellency in answer thereto, was pleased to say the request of the House of Assembly would be attended to.

Ordered, That Two Hundred Copies of the Journals of this House for the present Session be printed.

MESSAGE was received from His Excellency the Lieutenant-Governor requiring the attendance of this House in the Council Chamber—The House attended accordingly, and being returned, Mr. Speaker Reported, that His Excellency had been pleased to give his assent to the following Bills, to wit:

“ A Bill for transferring to and vesting in the Crown such Lands and Tenements of any person or body-politic on which it may be judged suitable and necessary to erect Fortifications, or which may be wanted for other uses of War and Defence, and for ascertaining the value thereof, and making compensation for the same to the former owners.”

“ A Bill to enable the Justices of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of *Northumberland* to hold the same for the present Year at the times therein mentioned.”

“ A Bill for altering the Division of Four of the Wards in the City of *Saint John*, and for changing the mode of Election within the Two other Wards of the said City.”

“ A Bill in addition to an Act entitled an Act for the better ascertaining and confirming the boundaries of the several Counties within this Province and for subdividing them into Towns and Parishes.”

“ A Bill for erecting the upper part of the County of *York* into a distinct Town and Parish.”

“ A Bill for regulating the Exportation of Butter.”

“ A Bill to explain and amend an Act entitled an Act for regulating the Exportation of Fish and Lumber, and repealing the Laws now in force regulating the same.”

“ A Bill to continue sundry Acts of the General Assembly that are near expiring.”

“ A Bill for raising a Revenue in this Province.”

“ A Bill

**A General Account of Merchandize Imported into the Harbour of Saint John, in New-Brunswick,**  
and subject to the Province Duties at the TREASURER'S OFFICE, from the 26th Day of JANUARY 1802, to the 8th Day of FEBRUARY 1803.

| Time of Entry.  | Vessels Names.                                     | Masters Names.          | Where From.              | Auction Account. |    |     | Rum       |         |         |         | Brandy, Gin, &c. |            |               |         | Wine  |           |         |          | Total Amount. |    |    |
|-----------------|--|-------------------------|--------------------------|------------------|----|-----|-----------|---------|---------|---------|------------------|------------|---------------|---------|-------|-----------|---------|----------|---------------|----|----|
|                 |  |                         |                          | L.               | s. | d.  | Hogsheads | Tierces | Barrels | Gallons | Pipes            | Half Pipes | Quarter Casks | Gallons | Pipes | Hogsheads | Barrels | Gallons. | L.            | s. | d. |
|                 |  |                         |                          |                  |    |     |           |         |         |         |                  |            |               |         |       |           |         |          |               |    |    |
| 1802—January 27 | Schooner Fancy,                                    | William Roden,          | Halifax,                 |                  |    |     |           |         |         |         |                  |            |               |         | 1     | 23        |         | 17       | 3             |    |    |
| February 15     | J. Woodward's Auction Account, Quarter ending 21st | January 1802.           |                          | 3                | 18 | 2   |           |         |         |         |                  |            |               |         |       |           |         |          |               |    |    |
| April 17        | Brigantine Friends.                                | Robert Crookshank,      | Jamaica,                 |                  |    |     | 70        |         |         |         |                  |            |               |         |       |           |         | 126      | 15            | 4  |    |
| May 13          | Schooner Speedwell,                                | Sireac Amero,           | Digby,                   |                  |    |     | 2         |         |         |         |                  |            |               |         |       |           |         | 3        | 12            | 8  |    |
| 16              | Brigantine Greyhound,                              | Duncan White,           | Shelburne,               |                  |    |     |           |         |         |         |                  |            | 1             |         |       |           |         | 1        | 11            | 8  |    |
| 17              | Brigantine Industry,                               | Thomas Rawleigh,        | Turk's Island & Jamaica, |                  |    |     | 39        |         | 1       |         |                  |            |               |         |       |           |         | 70       | 9             |    |    |
| 19              | Ship Duke of Kent,                                 | Niel Kennedy,           | Greenock,                |                  |    |     |           |         |         |         |                  |            | 7             | 7       |       |           |         | 30       | 16            | 8  |    |
| 20              | Snow Atlantic,                                     | James Holly,            | Jamaica,                 |                  |    |     | 48        |         |         |         |                  |            |               |         |       |           |         | 85       | 14            |    |    |
| 21              | J. Woodward's Auction Account, Quarter ending 21st | April 1802.             |                          |                  | 7  | 11½ |           |         |         |         |                  |            |               |         |       |           |         |          |               |    |    |
| June 3          | Ship Atlantic,                                     | Thomas Bulman,          | London,                  |                  |    |     |           |         |         |         |                  |            | 7             |         |       |           |         | 15       |               | 4  |    |
| 4               | Ship Ruby,   | Archibald Cambridge,    | Greenock and Liverpool,  |                  |    |     |           |         |         |         |                  |            | 4             |         |       |           |         | 8        | 13            |    |    |
| 14              | Schooner Susanna,                                  | Thomas Robson,          | Jamaica,                 |                  |    |     | 92        | 1       |         |         |                  |            |               |         |       |           |         | 168      | 15            | 4  |    |
| 14              | Schooner Linnet,                                   | Isaac Woodward,         | Halifax,                 |                  |    |     | 30        |         |         |         |                  |            |               |         |       |           |         | 55       | 5             | 8  |    |
| 19              | Brigantine Olive Branch,                           | Henry Bacon,            | Digby,                   |                  |    |     | 5         |         |         |         |                  |            |               |         |       |           |         | 8        | 9             | 8  |    |
| July 1          | Ship Polly,  | Ansel Bourne,           | London,                  |                  |    |     |           |         |         |         |                  |            |               | 6       |       |           |         | 6        | 2             |    |    |
| 2               | Brigantine George,                                 | Charles Swann,          | Jamaica,                 |                  |    |     | 86        |         |         |         |                  |            |               |         |       |           |         | 151      | 6             | 8  |    |
| August 30       | J. Woodward's Auction Account, Quarter ending 21st | July 1802.              |                          | 1                | 3  | 8   |           |         |         |         |                  |            | 1             | Bra. 26 |       |           |         |          |               |    |    |
| September 3     | Sloop Camperdown,                                  | William Burtis,         | Halifax,                 |                  |    |     |           |         |         |         |                  |            |               | 1       |       |           |         | 2        | 5             | 4  |    |
| 13              | Brigantine Justinia,                               | Alexander Knight,       | Antigua,                 |                  |    |     | 11        |         |         |         |                  |            |               |         |       |           |         | 20       | 6             | 8  |    |
| 20              | Brigantine Industry,                               | Thomas Rawleigh,        | Antigua,                 |                  |    |     | 7         |         |         |         |                  |            |               |         |       |           |         | 12       | 4             |    |    |
| 21              | Brigantine Ann,                                    | William Younghusband,   | Liverpool,               |                  |    |     |           |         |         |         |                  |            |               |         |       |           |         |          |               |    |    |
| 27              | Sloop Rebecca,                                     | Daniel Belding,         | Dominica,                |                  |    |     | 17        |         |         |         |                  |            |               |         |       |           |         | 30       | 17            | 4  |    |
| 27              | Snow Venus,  | Caleb Ward,             | Antigua & Turk's Island, |                  |    |     | 22        |         |         |         |                  |            |               |         |       |           |         | 38       | 15            | 4  |    |
| 27              | Schooner Phoebe,                                   | David Mathews,          | Antigua & Turk's Island, |                  |    |     | 17        |         |         |         |                  |            |               |         |       |           |         | 31       | 6             |    |    |
| 28              | Snow Mary,   | Daniel Lovett,          | Antigua & Turk's Island, |                  |    |     | 16        |         |         |         |                  |            |               |         |       |           |         | 30       | 5             |    |    |
| October 1       | Schooner John,                                     | Alexander Stewart,      | Jamaica,                 |                  |    |     | 25        |         |         |         |                  |            |               |         |       |           |         | 45       | 19            | 8  |    |
| 2               | Brigantine Olive Branch,                           | Phineas Lovett, junior, | Digby,                   |                  |    |     | 30        |         |         |         |                  |            |               |         |       |           |         | 57       | 15            | 4  |    |
| 2               | Brigantine Friends,                                | Edward Howard,          | Quebec,                  |                  |    |     |           |         |         |         |                  |            | 3             | 1       |       |           |         | 6        | 1             |    |    |
| 30              | Brigantine Susanna,                                | Charles Thomas,         | Halifax,                 |                  |    |     |           |         |         |         |                  |            | 2             |         |       |           |         | 3        | 10            |    |    |
| November 3      | Sloop Amelia,                                      | Joseph Williams,        | Halifax,                 |                  |    |     |           |         |         |         |                  |            | 7             |         |       |           |         | 11       | 12            | 8  |    |
| 13              | Ship Trelawney Planter,                            | William Curry,          | London,                  |                  |    |     |           |         |         |         |                  |            | 10            |         |       |           |         | 21       | 13            | 8  |    |
| 13              | J. Woodward's Auction Account, Quarter ending 21st | October 1802.           |                          | 1                | 17 | 9   |           |         |         |         |                  |            |               |         |       |           |         |          |               |    |    |
| 30              | A. Crookshank's Auction Account, Year ending 1st.  | October 1802.           |                          | 120              | 18 | 3   |           |         |         |         |                  |            |               |         |       |           |         |          |               |    |    |
| December 3      | Schooner Susanna,                                  | Thomas Robson,          | Jamaica,                 |                  |    |     | 38        |         |         |         |                  |            |               |         |       |           |         | 65       | 19            | 4  |    |
| 14              | Schooner Lady Carleton,                            | Charles Swann,          | Jamaica,                 |                  |    |     | 94        |         |         |         |                  |            |               |         |       |           |         | 163      | 17            | 4  |    |
| 1803—January 12 | Ship Ann,  | Richard Longmure,       | Tobago,                  |                  |    |     | 5         |         |         |         |                  |            |               |         |       |           |         | 7        |               |    |    |

128 | 5 | 9½ | 654 | 1 | 1 | 70483 | | | 1 | 26 | 42 | 14 | 1 | 6460 | 1283 | 5 | 11

TREASURER'S OFFICE, SAINT JOHN, 8th FEBRUARY, 1803.

(Signed)

WILLIAM S. OLIVER, PROVINCE TREASURER.

*Dr.*      **The Province of New-Brunswick, in General Account Current.**      *Cr.*

| Date.    |   | Amount.     |          |           | Date.    |  | Amount. |    |     |
|----------|---|-------------|----------|-----------|----------|--|---------|----|-----|
|          |   | £.          | s.       | d.        |          |  | 1802.   | £. | s.  |
| 1802.    |   |             |          |           |          |  |         |    |     |
| March 12 | To J. Carpenter for sending Letters from Mirimishi, |             | 10       |           | March 12 | By Duties at Northumberland for 1801, - - -      | 48      | 1  | 11½ |
| July 1   | To Cash paid Treasurer's Salary to 1st March, 1802, | 180         |          |           |          | By Bonds in the Chest, 26th January, 1802,       | 2089    | 3  | 10  |
| Nov. 8   | To Cash paid J. Ryan for Printing Blanks, &c.       | 4           | 4        |           | June 12  | By Cash of J. Chaloner, Esq. - - - - -           | 2       | 1  | 9   |
| 1803.    |   |             |          |           | Dec. 2   | By Cash of T. Knapp Dep. Treas. at Westmorland,  | 20      |    |     |
| Jan. 18  | To Cash paid Isaac Innis for killing a Wolf, - -    | 1           |          |           | 1803.    |  |         |    |     |
| Feb. 7   | To Cash paid for Stationary, - - - - -              | 1           | 15       | 6         | Jan. 17  | By Cash of D. M'Donald Dep. Treas. of Charlottee | 6       | 3  | 6   |
| 8        | To Cash paid J. Chaloner, Esq. Gauging Account,     | 18          | 7        |           | Feb. 7   | By Light-House Account, the Balance, No. 2. -    | 17      | 1  | 4   |
| 8        | To Cash paid Drawbacks, - - - - -                   | 41          | 11       | 7         | 8        | By Duties at Saint John, } No. 1. - - - - -      | 1283    | 5  | 11  |
| 8        | To Cash paid on Warrants, No. 3. - - - - -          | 2175        | 5        |           | 8        | By Auction Account                               | 128     | 5  | 9½  |
| 8        | To Cash and Bonds in the Chest, - - - - -           | 1171        | 11       | 0½        |          |  | 3594    | 4  | 1½  |
|          |   | <u>3594</u> | <u>4</u> | <u>1½</u> |          |  |         |    |     |

*Treasurer's Office, Saint John, 8th February, 1803.*  
 (Signed) Wm. S. OLIVER, Province Treasurer.

| Dutiable Articles. |                      | L.          | s.       | d.        |
|--------------------|----------------------|-------------|----------|-----------|
| RUM,               | 70483 gallons at 4d. | 1174        | 14       | 4         |
| BRANDY,            | 26 gallons at 4d.    |             | 8        | 8         |
| WINE,              | 23 gallons at 9d.    | 107         | 17       | 3         |
| WINE,              | 6437 gallons at 4d.  | 1283        | 5        | 8         |
|                    |                      | <u>1283</u> | <u>5</u> | <u>11</u> |

ABSTRACT OF DUTIES at SAINT JOHN,  
 8th FEBRUARY, 1803.

“ A Bill for appropriating certain Monies for defraying the expences  
“ of the Province.”

“ A Bill for granting certain sums for repairing and laying out Roads.”

And after which, that His Excellency had been pleased to make the following Speech to both Houses:

“ *Gentlemen of the Council,*

“ *and Gentlemen of the Assembly,*

“ I HAVE now to dismiss you from further attendance at this time in  
“ General Assembly; but I cannot close the Session without expressing the  
“ satisfaction afforded me, by the mutual harmony of your proceedings,  
“ and the general result of your deliberations, on this important occasion,  
“ of which the salutary effects will be felt in the future peace and prosper-  
“ rity of the Province.”

And then, that the Clerk of the Crown by His Excellency's command had declared the General Assembly to be prorogued to the Second Tuesday in JUNE next.

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## R E P O R T, OF THE STATE OF THE Public Roads in New-Brunswick,

*By Command of His Excellency the Lieutenant-Governor,*

In a Letter addressed to the Honorable JONATHAN ODELL, Esquire,  
Secretary of the Province.

*Published by Order of the House of Assembly.*

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TAYMOUTH, JANUARY 18th, 1803.

SIR,

**I**N obedience to the directions of the *Lieutenant-Governor* communicated in your Letter, dated 5th May 1802, I have now the honor of submitting for the consideration of His *Excellency*, a Report of my progress accordingly, accompanied by the plans and papers relative to the communication in *New-Brunswick*.

A Road having been lately completed from *Halifax* to the limit of *Nova-Scotia* at the *Missiguash*, whereof the continuation hither appearing to claim the first attention, had decided me to enter on the object of His *Excellency's* directions at that place.

As soon as the Ice had disappeared in the River *Saint John*; I proceeded from hence on the 5th of May, and embarked at *Saint John* on the 10th for *Westmorland*, where I arrived on the 21st after a tedious passage; wherein the delay and inconveniency I suffered, would have feelingly convinced me if proof had been wanting, of the necessity of a land communication to that valuable district of this Province.

The Public Road from the *Missiguash* westward, traversing a populous cultivated Country to the Settlements of *Memramcook*, is in tolerable repair; excepting on *Tintamar* Marsh, which will long remain an impediment, by reason of the nature and position of the ground in the vicinity. In that vast flat of Dyk'd Land, the batardeaus constructed for the discharge of the native streams, appear to be inadequate to give vent to the sudden effect

of the periodical melting of the snow; and at the mounds raised to repel the Salt-Water, then serve the opposite purpose of retaining the Freshes, whereby those invaluable Lands, level as the Sea, are overflowed to great extent, to the prejudice of private property as well as of the Public communication, which on such occasions becomes totally impassable except by way of *Au-Lac*. This route is shorter, and would be preferable to the other, but for the Ferry and the insurmountable obstruction of the drifting Ice, of which however (I believe) it is always clear at such times as the former cannot be travelled. The latter therefore requires some attention (as per estimate) in order that the one or the other may always be open for the Public accommodation.

It having been the opinion that the Road in that district might be considerably shortened, I measured by actual Survey from the Village of *Tintamar* to the uppermost Settlement, where it will necessarily cross the *Memramcook*; by which I found that a saving of six miles might be obtained; but this does not seem to be sufficient inducement to lead the Road so far from the vicinity of Inhabitants, especially as the impediment above mentioned, occasionally renders the Ferry of *Au-Lac* unavoidable. I thought it my duty however to submit the circumstances for the consideration of the Legislature.

The rapid influx and reflux of the amazing tides in the *Memramcook*, although the native stream is but small, give it the effect, as well as the appearance of a more considerable River; which is common to all the streams emptying into that Branch of the Bay of Fundy. Those streams meander in the most amusive forms, through extensive flats of fertile Dyk'd Marsh-Land, the accumulated effect of the tides for ages; and as the great Road encompasses the exterior sweep of the Bay at some distance to the N. E. it is intersected by those streams, which is the occasion of much interruption to the communication in all that district: They are all bridged, the *Memramcook* excepted, although of a most wretched construction however. A Bridge is also entirely necessary on this stream; but by reason of the rapidity of the tides, and the irresistible effect of the drifting Ice, it cannot be erected with any regard to economy, lower than the uppermost settlements as per plan No. 1, and hence resulted the alteration of the Road, as per plan No. 2.

The Road continues from thence N. N. W. upward around the Bend (so called) of the *Petitcodiac* and W. S. W. along the northerly side of that River, to the Conflux of the Pawlet and the North-Branch, where it will necessarily cross the latter to the southward. I took the dimensions of the stream and made the projection for a Bridge accordingly, as per plan No. 3. Beyond the influence of the tide, the *Petitcodiac* flows rapid, in a low bottom of Intervale Land, alternately sweeping on either margin the uplands, which no where approach the banks of the stream on the opposite sides; it being invariably low Land subject to be overflowed on the one side, where it is high on the other, and renders an eligible situation for a Bridge not to be found in twelve miles from the head of the tide upward. That position, is in all respects the most suitable of any on that River.

The Branch of the *Petitcodiac* above mentioned comes from the westward about eight miles, and is there joined from the W. S. W. by the *Annagance*; the which, and *Salmon* River flow in the opposite directions within a mile and a half of each other, where an Indian Portage has long been established. This was formerly the route of communication between Fort *Beausejour* and the *Acadian* settlements on the River *Saint John*, and continued afterwards in the same tract. It was from the influence of this circumstance  
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in all probability, that the old Portage Road was laid in the vicinity of the *Annagance*, a still deep rivulet, skirted by low flats of stiff clay, extensive meadows, and sunken Land.

A range of high Land (which may be distinctly seen from the open meadows just mentioned) extends from *Salmon River* about E. N. E. nearly parallel to the course of the waters of the *Petitcodiac*, and situated at some distance to the Southward thereof. Of this range, the first five or six miles is an even, dry ridge of Beech Land, called the Portage Mountain. From thence to the Pawlet, the ground with little exception is also firm and dry, of a very easy declivity, and in all respects seems fitting for a good Road. After I had by an accurate examination both ways; as well as by diligent enquiry, made myself thoroughly acquainted with these circumstances, I did not hesitate which to adopt as the route of the Public communication. It was laid out accordingly from *Salmon River* to the Pawlet twelve miles, and I am informed (by a Certificate to that effect from a respectable Gentleman residing in that County) is now nearly completed according to the contract. It will now require to be made in continuation as per estimate, along the Westerly Bank of the Pawlet, to the position above described for a Bridge.

When the alterations here proposed, and the Bridges, are completed; nothing will then remain but what the statute labour fairly applied, is equal to perform in two years; so as thereby to connect by a very passable communication the County of *Westmorland* with the rest of the Province: But as the Land there is generally composed of a stiff clay, this essential object can never fully be accomplished until the Road is ditched on one side at least, raised considerably in the middle, and the water led off by frequent drains. Also, in the Spring of the Year, whilst the ground is yet soft and wet, the numerous Cattle in those districts are turned to range on the Roads; which are thereby trodden into lanes of mire, and contributes to render the Public Highways at that season the most difficult direction wherein to travel.

I proceeded next to the hithermost extremity of the Portage at *Salmon River*, where that stream is but small; descending rapidly from the Eastward in a narrow bottom of low Intervale Land, which is occasionally overflowed by violent torrents from the adjacent Mountains. The stream is then impassable, and as the Road crosses it at the only habitation in seventeen or eighteen miles, a competent Bridge there, appears to be highly necessary.

From thence the Road continues along *Sussex-Vale* on the southerly side thereof, fifteen miles to *Trout River*, and in three miles further again crosses *Salmon River*, or *Kenebecasis* now become a considerable stream; where it would be very expensive to erect a Bridge. It has a good fording-place however, in the midst of Inhabitants. It is ten or twelve miles from thence to the Finger-board noticed on a former occasion, and about five miles further, to the Fork of the Roads leading to *Saint John* and *Fredericton*. In all the distance just described the Road will require but very little repair; and does credit to the spirited exertions of that fine district. The Bridges however although they might have been originally well constructed, are now much decayed, and will require immediate attention, especially at *Studholm's* stream, which is occasionally a total obstruction: I have therefore included it in the estimate as per plan No. 4. If all the Bridges, constructed of round timber, were covered well with earth, they would be thereby much improved, and endure much longer than when left exposed to the weather, which in this Country is uncommonly destructive to timber.

Having been much exhausted by a long Journey, wherein I was unavoidably subjected by the nature of the employ, to a more than ordinary share of the

the inclemency of a very backward season, I now concluded to postpone for a short time until the ground became dryer, any further research: I turned homeward therefore, and arrived on the 22d of June.

On the 15th of July I proceeded again to *Saint John* and from thence by land to *Saint Andrews*.

The Public Road leads from the Ferry at *Carleton* by the settlement of *Manawaganish* in about six miles to a Lake of considerable extent. Thus far it is in good repair. About five miles from the Ferry I observed on the right, a written direction pointing the Road to *Fredericton*, which appeared to be but little frequented. Although the northeasterly side of the River *Saint John* is the most suitable route for a general communication in this Province, the opposite side of that River is certainly the shortest way from the City of *Saint John* to that place, and at a future day will doubtless be adopted accordingly. But to return. The Road now under consideration continues three miles along the southerly side of the Lake, and in sixteen miles from the Ferry reaches the Easterly Branch of *Musquash* River, where the extensive Marshes and the improvements of that thriving settlement, appear to great advantage in contrast of the bogs, and the naked rocks traversed by the last six or seven miles of the way, which forever precludes the hope of settlement in that forlorn extent; where, there is therefore but very indifferent Roads notwithstanding the endeavors of the Inhabitants, who appear to have applied to good purpose the Public Grant allotted to that district, and seem to be well entitled under all the circumstances, to some future consideration.

A Road had been opened from the settlements of *Passamaquady* to *Musquash* River, which is now hardly discernible; I followed it however as the only communication leading to the County of *Charlotte*.

In proceeding Westward from the River just mentioned, the ground was tolerable dry and even about three miles, but from thence, it was in general formed of barrens, swamps, and precipices fourteen miles, and the woods in some places so close as to be almost impenetrable. The ground is shaped into pointed abrupt eminences divided by valleys of moss or swamp; or precipitate hollows or pits of vast extent and depth; or it is formed into extended open plains of deep black moss, called barrens, which are soft and elastic, producing no timber, except here and there some low shrubbery.—These obstructions are universal on that coast, and together with six considerable streams of water crossing the way, had made me almost despair of a practicable communication in that direction. I examined the ground more to the northward however, and employed an experienced woodsman (a trusty person well acquainted there) for the same purpose, and at length found a much better route, as per plan No. 5. But it was impossible altogether to avoid the barrens which appear to be daily extending.

The Public Road in the County of *Charlotte* leads from *Saint Andrews* northeasterly, rounding the inlets and inequalities of the coast, as near as may be to the head of the tide in each, as far as the Portage between *L'Étang* and the Lake *Utopia*; crossing the *Chamcook*, the *Bokabuck*, the *Digdiguash*, and the *Magagawdavic*. The latter two, are considerable Rivers. Although in this extent the ground is extremely uneven, the Road winds about in such way that the declivity is no where very abrupt. Many Inhabitants reside on, or contiguous to this Road, who would doubtless cheerfully contribute (by labour at least) to an object wherein they are so much interested, when once they should see it undertaken in such sort as that lasting benefit would be likely to result; whilst the uninhabited district to *Musquash* River and Bridges (as per plans 7 and 8) are made at the Public charge.

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I had a good opportunity of observing an instance of the prevalence of a liberal spirit in that County on this occasion.

The Road now recommended to be made, commences at the Portage near *Utopia* Lake, proceeding easterly on a range of good upland (one small barren excepted) about eight miles where it descends into low Spruce Land, and crosses the North Branch of the *Oquilogan*, a small rapid stream running about s. e. thence on even gravelly Spruce Land near two miles to a still shallow rivulet, a Branch of the *Manasat* or *New-River*; and from thence on a flat of wet Spruce Land and Barrens about three miles to a Cataract of the main Branch of that stream, where a Bridge as per plan No. 6, may be securely laid. From thence to *La Proue* River it is two miles and a half, and the Ground is more elevated and broken, intermixed however with Barrens and wet Land. This stream may also be crossed at a Cataract, in a good situation for a Bridge. The same kind of Land continues about six miles further to the Westerly Branch of *Musquash* River at the second Falls, where it may be easily bridged. And from thence it is about two miles to the settlements and the Easterly Branch of that stream, where it is one hundred and fifty feet in width, at the best position for a Bridge, which the Inhabitants have offered to build for 50l.

With the foregoing, should be included the expence of a settlement midway between the *Manasat* and *La Proue* Rivers, in a very eligible situation; where, if a House was built, and ten Acres of Meadow-Land cleared, it would readily procure an Inhabitant, and essentially contribute to the comfort and security of communication in an inhospitable desert; for which purpose the sum of *fifty pounds* would be well bestowed.

To facilitate Land communication is an important object in every civilized Country, and is the more necessary where conveyance by water, is liable to many peculiar obstructions. The want of an easy, certain intercourse, has assuredly been prejudicial to the detached districts of this new Country; especially the County of *Charlotte*, which is far insulated by wilderness, although it is not inferior to any whatever in value or importance. A Road is therefore indispensable, to connect the prosperous settlements of that County together, and to the rest of the Province for the purposes of Agriculture and Commerce; and as a regular conveyance by post is now established from *New-York* (the focus of European intelligence in America) to the Western shore of the *Scoodiac* opposite to *Saint Andrews*, a Road from thence to *Saint John* would expedite the conveyance of Letters, &c. and we should then perhaps not be the last to hear from the Mother Country and the rest of Europe. A good Road constructed along this coast, would lessen the loss often resulting to Seamen and Merchants from contrary winds in the *Bay of Fundy*, and it might serve to mitigate the fatal disasters attendant on Shipwreck on that shore. In short the Public utility of it requires no illustration, and is only to be lamented that it should have been left undone; but had better remain so however than to be made only by halves. Of this, the old Road is proof in point.

Having as above stated, thus far effected the object of His *Excellency's* instructions, I returned to *Saint John* and proceeded to view the communication leading inland from that City. That Road has been laid (unavoidably I believe) on very uneven Ground, where, a succession of small abrupt eminences, will require to be considerably further cut down. No more of it than five miles is in any degree of repair. In fourteen miles from the City, the Road necessarily crosses a considerable stream running rapid and wide from the e. n. e. through low Intervale Land, which is occasionally overflowed to the base of the high Mountains skirting on either side, the deep,  
K winding

winding Valley of *Hammond River*. A Bridge competent to resist the violent torrents liable to such situation, in winter especially, would be very expensive. It has a good Fording place however, from whence the Road is continued about three miles along the Northerly side of the stream, and thence, six miles to *Kenebecasis Ferry*, where that River is about fifty yards in width. It is two miles and a half further on the Northerly side of the River, to the Fork of the Roads leading to *Frederickton* and *Westmorland*, making in the whole twenty-five miles and a half from *Saint John*, and appears to merit a particular consideration, as being the stem, of all the Branches of communication connecting the greater part of the Province to the Sea-Port: But the sum stated in the Estimate for that district, although in just proportion, is more in conformity to the circumstances of an infant Colony, than as being adequate to the construction and repair of the only Land communication of a growing prosperous City. This part of the Public Road, in common with all the Roads in the Province, has been hitherto much neglected; and I observed with regret, that Gates were erected, and in one place even a Fence was laid across the Highway. These obstructions may soon become universal, as there are many situations in this Province that have equal claims to the same indulgence.

From the Fork of the Roads above mentioned, the best route to *Frederickton* was stated in the Report I had the honor of presenting last year on the occasion. The necessary expences are now included in the Estimate, so as to open a communication from the City of *Saint John* to the Conflux of the Waters of the *Grand Lake* with the River *Saint John* at *Jemseg*.— From thence upward the left Bank being closely Inhabited, may serve for the present as the Public Road; but that side of the River is low Intervale Land, periodically overflowed to great extent, which is impossible in thirty miles to be avoided. The right side however, is dry gravelly upland of moderate declivity, and although indented in some places by Creeks and low Land, it is the most suitable for a good Road.

The best general route of communication being once adopted and made passable, should be continued in the same tract in all seasons. The one now recommended would be safer, easier kept open, and far less subject to interruption than the present Winter Road between *Saint John* and *Frederickton*; which would appear to be more suitable, for the occasional pathways of the native Inhabitants, than for the intercourse of an industrious intelligent people. The Rivers, and the Lakes, should be left for the purposes intended by nature, whilst every endeavor is made for the establishment of an easy permanent Land communication, avoiding as much as practicable the delays and the accidents of Water and of Ice. And although this cannot immediately be effected, it might be encouraged progressively, and would tend more to complete the undertaking, than any Public aid that can be given by this Province therefor.

Every effort will be in vain however unless some way is found for calling forth the statute labour more effectually than has been hitherto practised. The want of good Roads at this day in the Province as far as settlements extend, does not seem to be owing to the want of ability.

In the County of *York* for instance, the average population in Nineteen Years has not been less than eight hundred men to make Roads, and if each had yearly performed but four rods (66 feet) all the requisite Highways, even allowing one hundred and thirty miles in that County, would have been made six Years ago: Instead of which, ten miles of Road fit for any kind of wheel carriage is no where to be found either there or in the rest of the Province, with the exception of the left Bank of the River *Saint John* in *Sunbury*, where nature however had chiefly performed the task. The

The Roads now recommended are proposed to be cut sixteen feet wide, of which the half is to be levelled, and cleared of all loose stone, and of stumps of trees less than three feet in girt. Wet low Grounds to be Causeyed with stout timber well covered with earth, or (where earth cannot be found) even with moss—And springy upland to be ditched on the upper side of the Road, and the Water led off by frequent drains.

The Estimate has been laid as low as possible conformably with just economy, wherein the necessary common labour for erecting Bridges is not included excepting for such as are out of the vicinity of Inhabitants.

I am, &c.

(Signed)

DUGALD CAMPBELL.

The Honorable JONATHAN ODELL, Esquire,  
Secretary of the Province of New-Brunswick, &c.

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Estimate of the Expences for opening a Communication from  
the City of SAINT JOHN, to FREDERICTON, SAINT AN-  
DREWS, and WESTMORLAND, in the PROVINCE of NEW-  
BRUNSWICK.

| To a Scow and a Boat at the Ferry of <i>Au-Lac</i> in  | L.  | S. | D.      |
|--|-----|----|---------|
| the County of <i>Westmorland</i> - - - - -   | 15  | 0  | 0       |
| — A Bridge on the <i>Memramcook</i> as per plan No. 1.   | 62  | 16 | 9½      |
| — Alteration of the Road 2½ miles at 12l. 10s. per<br>mile, No. 2.   | 31  | 5  | 0       |
| — Bridge on the <i>Petitcodiac</i> , No. 3. - - -  | 71  | 6  | 4½      |
| — Alteration of the Road from the Bridge last<br>mentioned to the Eastern extremity of the Por-<br>tage Road, five miles at 12l. 10s. per mile | 62  | 10 | 0       |
| — Bridge on <i>Salmon River</i> at the Western extre-<br>mity of the Portage - - - - -   | 34  | 7  | 8       |
| — Bridge on <i>Studholm's</i> stream No. 4. - - -  | 46  | 14 | 4½      |
| — Alteration of the Road from the River <i>Kene-<br/>becasis</i> to <i>Jemseg</i> on the River <i>Saint John</i> -                             | 75  | 0  | 0       |
| — Bridge on <i>Bellisle</i> stream - - - - -   | 30  | 0  | 0       |
| — Bridge on the stream called <i>Bigbrook</i> between<br>the head of <i>Bellisle Bay</i> and <i>Washademoac Lake</i>                           | 25  | 0  | 0       |
| — Boat to Ferry <i>Washademoac Lake</i> - - -  | 15  | 0  | 0       |
|  | 469 |    | 00 : 2½ |

|  |     |   |                 |
|--|-----|---|-----------------|
| To improve the Communication from the City of<br><i>Saint John</i> to <i>Hammond River</i> - - - - -         | 125 | 0 | 0               |
| — From <i>Hammond River</i> to the Fork of the Roads<br>to <i>Fredericton</i> and <i>Westmorland</i> . . . . | 75  | 0 | 0               |
|  | 200 |   | 00 : 0          |
|  |     |   | L.669 : 00 : 2½ |

Brought.

|   |                                 |
|---|---------------------------------|
|   | Brought forward L.669 : 00 : 2½ |
| To open a Communication from the Easterly Branch of <i>Musquash</i> River to the Portage between <i>L'Etang</i> and Lake <i>Utopia</i> 23½ miles at 15l. per mile, No. 5. - - - - - | 352 : 10 : 0                    |
| Comm. labor included   — Bridge on the Easterly Branch of <i>Musquash</i> River - - - - -   | 50 : 0 : 0                      |
| — Bridge on the Westerly Branch of the same   | 25 : 10 : 0                     |
| — Bridge on <i>La Proue</i> River - - - - -   | 41 : 7 : 11                     |
| — Bridge on the <i>Manasat</i> or New-River as per plan No. 6. - - - - -  | 53 : 6 : 11½                    |
| — Bridge on a Branch of the <i>Manasat</i> -  | 32 : 17 : 7                     |
| — Bridge on the <i>Oquilogan</i> - - - - -  | 31 : 10 : 0                     |
|   | 587 : 2 : 5¾                    |

|   |               |
|---|---------------|
| To a Bridge on the River <i>Magagawdavic</i> as per plan No. 7. - - - - - | 110 : 6 : 4¾  |
| — Bridge on the River <i>Digdiguash</i> No. 8. -                          | 59 : 10 : 9   |
|   | 169 : 17 : 1¾ |

|   |            |
|---|------------|
| To promote a Settlement midway between <i>Musquash</i> River and <i>L'Etang</i> Portage - - - - - | 50 : 0 : 0 |
|---|------------|

L.1475 : 19 : 10

(Signed)

DUGALD CAMPBELL.

