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C. C. Atterford

BY GEORGE IV.

G. I.

b

ASSEMBLY of the Province of  
and holden at Halifax, on Thurs-  
day First day of February, 1827, in the Eighth Year  
of the reign of our Sovereign Lord GEORGE the Fourth,  
by Grace of God, of the United Kingdom of Great  
Britain and Ireland, KING, Defender of the Faith,  
&c. &c. being the First Session of the Thirteenth Ge-  
neral Assembly, convened in the said Province.

of Sir Jay Kempt, Knight Grand Cross of the Most Honorable Military Order of the Bath,  
Governor; Sir S. Blowers, Chief-Justice and President of the Council; Samuel George William  
Speaker of the Assembly; Sir Rupert D. George, Bart. Secretary of the Council; and James B.  
Clerk of the Assembly.

CAP. I.

Applying certain Monies, therein mentioned,  
in the service of the Year of Our Lord One Thousand  
Eight Hundred and Twenty-seven; and for appropriating  
a part of the Supplies, granted in this Session of the  
General Assembly, as are not already appropriated by  
Laws or Acts of the Province.

I PLEASE YOUR EXCELLENCY,

WE, Majesty's dutiful and loyal Subjects, the House of Assembly of His Ma-  
jesty's Province of Nova-Scotia, towards appropriating the Supplies granted  
to His Majesty's Government, do humbly beseech that it may be enacted, and  
I. *Enacted by the Lieutenant-Governor, Council and Assembly,* That, by  
or out of moneys as now are, or from time to time shall be and remain, in the  
Public Treasury of this Province, there shall be paid the sum of 200l. to the Speaker  
of the House of Assembly, for his services during the present Session.

200l. Speaker of  
Assembly

And a sum of 100l. to the Solicitor-General, for his services for the present  
year.

100l. Solicitor-  
General

And a sum of 500l. to the Treasurer of the Province, for his Salary, and as  
Comptroller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and  
all other contingent expenses, for the present year.

500l. Treasurer

And a sum of 100l. to the Clerk of the Council in General Assembly, and  
Clerk to Majesty's Council, for his services for the same year.

100l. Clerk of the  
Council

And

C. I. Anno Octavo G<sup>a</sup>

801. Expenses of Council And a further sum of 30l. for defraying the Expenses of the Assembly, for the same year, to be paid on the account of the Council, and not otherwise.
- 175l. Howe & Son And a further sum of 175l. to Messrs. John Howe & Son, Printers, for Printing for Government and the General Assembly, for the present year.
- 50l. Keeper of Assembly And a further sum of 50l. to the Keeper of the House of Assembly, and the Council Chamber, for the present year.
- 110l. Land Waiter And a further sum of 110l. to be paid on the certificate of the Commissioners of the Revenue, to the Land Waiter, of the Port of Halifax, for the same year.
- Allowance to Extra Waiters And a further sum, to be paid on the certificate of the Commissioners of the Revenue, at the rate of 7s. 6d. per day, to such person or persons shall be employed during the year aforesaid, by the Collector of Impost and Excise, of the District of Halifax, as extra Waiter or Waiters for the Port of Halifax, and as extra Water or Waiters when unemployed, or as ordinary Waiters.
- 200l. Guager and Weigher And a further sum of 200l. to the Guager and Weigher, for his services for the post and Excise, for the district of Halifax, for his services for the present year.
- 40l. Messenger to Council And a further sum of 40l. to the Messenger to the Governor, Lieutenant-Governor, or Commander in Chief for the time being, and His Majesty's Council, in their Legislative Capacity, as otherwise for the present year.
- 25l. Rev. Robert Willis And a further sum of 25l. to the Reverend Robert Willis, for his services as Chaplain to His Majesty's Council, during the present Session.
- 25l. Rev. Fitzgerald Uniacke And a further sum of 25l. to the Reverend Fitzgerald Uniacke, for his services as Chaplain to the House of Assembly, during the present Session.
- 40l. Thos. Boyd And a further sum of 40l. to Thomas Boyd, for his services as Serant Arms, to the House of Assembly, during the present Session.
- 25l. Matthew Forrester And a further sum of 25l. to Matthew Forrester, for his services as Assistant-Serant at Arms, to the House of Assembly, during the present Session.
- 25l. John Gibbs And a further sum of 25l. to John Gibbs, for his services as Messenger to the House of Assembly, during the present Session.
- 30l. Clerk to Commissioners of Revenues And a further sum of 30l. to the Clerk of the Commissioners of the Revenue, for his services for the present year.
- 20l. Secretary of Province And a further sum of 20l. to the Secretary of the Province, for Stationary, on account of warrants to be drawn on the Treasury for the same year.
- 10l. Law Library And a further sum of 10l. to the Trustees of the Law Library to be disposed of in such way as they may think proper for the advantage of the said Library. And

And a further sum of 222l. 4s. 5d. to the Attorney-General, for his services for the present year. 222l. 4s. 5d. Attorney General

And a further sum of 100l. to the Treasurer of the Province, in addition to his salary for the present year. 100l. Treasurer

And a further sum of 250l. to defray such contingent expences as may arise during the present year; to be drawn by warrant from the Governor, Lieutenant-Governor or Commander-in-Chief for the time being. 250l. Contingent expences

And a further sum of 600l. for the support of the transient Poor for the present year, to be paid to the Commissioners of the Poor at Halifax. 600l. Transient Poor

And a further sum of 20l. to the person who has the care of the Gunpowder at Halifax, for his services for the present year. 20l. Keeper of Gunpowder

And a further sum of 50l. to the Owners of the Packet running between Windsor and Partridge Island, to encourage the running of the said Packet between the said places, under such regulations as may be made and ordered by the Justices in their Session for the County of Hants for the present year. 50l. Parrsborough Packet

And a further sum of 400l. to the Commissioner of the Island of Sable, for the support of that Establishment for the present year. 400l. Island of Sable

And a further sum of 50l. to be applied upon the same conditions as heretofore, for a compensation to the Sheriff of the County of Cape Breton, for the services he may perform in the execution of his office, within the present year. 50l. Sheriff of Cape-Breton

And a further sum of 150l. to the Adjutant General of the Militia, in full for his services, and the payment of his Clerk, Stationary and Postage, for the present year. 150l. Adjutant General of Militia

And a further sum of 35l. to Andrew Richardson, Gauger and Weigher of the District of Halifax, in addition to his salary for the present year. 35l. A. Richardson

And a further sum of 6,900l. for the Great Roads of the Province, to be applied and expended agreeable to the Resolution passed in the House of Assembly, on the tenth day of March, in the present year, and agreed to by His Majesty's Council. 6,900l. Great Road

And a further sum of 370l. for the several Roads within the District of Halifax, to be applied and expended as aforesaid. 370l. District of Halifax

And a further sum of 370l. for the several Roads within the District of Colchester, to be applied and expended as aforesaid. 370l. District of Colchester

And a further sum of 390l. for the several Roads within the District of Pictou, to be applied and expended as aforesaid. 390l. District of Pictou

And a further sum of 370l. for the several Roads within the County of Cumberland, to be applied and expended as aforesaid.

And

- 370l. County of Hants And a further sum of 370l. for the several Roads in the County of Hants, to be applied and expended as aforesaid.
- 370l. County of King's County And a further sum of 370l. for the several Roads within the County of King's County, to be applied and expended as aforesaid.
- 390l. County of Sydney And a further sum of 390l. for the several Roads within the County of Sydney, to be applied and expended as aforesaid.
- 390l. County of Shelburne And a further sum of 390l. for the several Roads within the County of Shelburne, to be applied and expended as aforesaid.
- 360l. County of Annapolis And a further sum of 360l. for the several Roads within the County of Annapolis, to be applied and expended as aforesaid.
- 360l. County of Lunenburg And a further sum of 360l. for the several Roads within the County of Lunenburg, to be applied and expended as aforesaid.
- 360l. County of Queen's County And a further sum of 360l. for the several Roads within the County of Queen's County, to be applied and expended as aforesaid.
- 1000l. County of Cape Breton And a further sum of 1000l. for the Roads in the County of Cape Breton, to be applied and expended in such manner as his Excellency the Lieutenant-Governor may think fit, agreeably to the Resolution passed in the House of Assembly, on the tenth day of March, in the present year, and agreed to by His Majesty's Council.
- 2000l. Surveys and Alterations And a further sum of 2000l. at the disposal of his Excellency the Lieutenant-Governor, in order to enable him to make such surveys and alterations as he may think necessary, upon the Great Roads throughout the Province.
- 100l. Dalhousie Settlement And a further sum of 100l. for the Road from the West line of King's County, through the Dalhousie Settlement, to the West bounds of the said Settlement.
- 100l. Bridge over River Inhabitant And a further sum not exceeding 100l. at the disposal of his Excellency the Lieutenant-Governor, for the purpose of erecting a Bridge over the River Inhabitant,
- 300l. Post Road in County of Cape Breton Also, a sum of 300l. to open and complete the Main Post Road, leading from the Gut of Canso to Grandique, and the said River Inhabitant, St. Peters, and Sydney, in the County of Cape Breton.
- 50l. Big Tracadie And a further sum of 50l. to aid the Inhabitants of Big Tracadie, in the County of Sydney, in clearing out the Bar that runs across the Harbour, if it shall be certified to his Excellency the Lieutenant-Governor, that this sum will effect the measure intended; to be drawn when certified by the Sessions, that the said Inhabitants have applied the labour subscribed by them, being one hundred days work.
- 100l. School house at Lunenburg And a further sum of 100l. to aid the Inhabitants of the Town of Lunenburg, in building a School House on the public square in the said Town; to be paid to the Commissioners of Schools appointed by his Excellency, when the said Building shall be completed. And

And a further sum of 50l. to be paid the Trustees of the New Central School House at Kentville, in King's County, (in aid of the the subscription of 100l. and upwards, raised by the Inhabitants) to enable them to complete that Establishment, intended to forward the education of poor children and others, by the Madras system, and other beneficial purposes; the expenditure of this sum to be duly certified by the Justices in Session.

50l. School House  
at Kentville

And a further sum of 45l. 2s. 9d. to Robert Hill, being the amount of duty paid by him on one hundred and sixty-two barrels and one half barrel of Flour, imported from the United States, and exported to Miramichi, where the said Flour was destroyed by Fire, on the fourth of July, in the last year, as stated in his Petition.

45l. 2s. 9d. Robt.  
Hill

And a further sum of 200l. to the Halifax Steam Boat Company, in aid of the communication maintained by them, between Halifax and Dartmouth.

200l. Steam Boat  
Company

And a further sum of 300l. to the Halifax Steam Boat Company; to be paid when a Steam Boat shall be completed and put in operation, on the Ferry from Halifax to Dartmouth.

300l. Steam Boat  
Company

And a further sum of 200l. (including 50l. granted in the last year, for a wharf at Hall's Harbour, on the Bay of Fundy, and remaining unexpended) at the disposal of his Excellency the Lieutenant-Governor, to aid the Inhabitants of the Township of Cornwallis, in building a Wharf or Pier on the shore of the said Bay, at or near Black Rock, so called, for the safety of vessels: the said 200l. to be drawn from the Treasury, when it shall be certified to his Excellency the Lieutenant Governor, that the Inhabitants have raised and expended a sum of 200l. in that work; and also, provided, that his Excellency, on enquiry, should find the building of a Pier or Wharf at Black Rock aforesaid, to be practicable.

200l. Wharf at  
Black Rock in  
Bay of Fundy

And a further sum of 30l. to John Cox, of Sewiack, in consequence of the injury sustained by being stabbed, when in the discharge of his Duty as Constable, attempting to arrest a Criminal; and to defray the expense of medical attendance.

30l. John Cox

And a further sum of 200l. in aid of the Academy at Annapolis; to be paid to the Trustees or Commissioners thereof.

200l. Academy at  
Annapolis

And a further sum of 25l. to Joachim Martin de Sardina, to enable him to extend and support the Bath established by him in the Town Halifax.

25l. J. M. de  
Sardina

And a further sum of 30l. to William Morehouse, for his services in exploring and preparing Plans of the Water Communication between Annapolis and Liverpool; also for laying out the new road on the same, and making Plans of alterations.

30l. Willm. More-  
house

And a further sum of 150l. to aid in the erection of a Breakwater at Gates's Mills in Wilmot, in the County of Annapolis; when it shall be certified that the sum of 50l. in addition to the former subscriptions, shall have been raised and expended in the said work.

150l. Breakwater  
at Gates's Mills

And a further sum of 30l. in aid to repair the great Bear River Bridge on the post road in the County of Annapolis.

30l. Bear River  
Bridge

And

15l 1s 4d Peter  
Starratt

And a further sum of 15l. 1s. 4d. to Peter Starratt, of Annapolis ; for a Draw-back of Duty on certain goods destroyed by fire; upon his producing satisfactory proof to the Commissioners of the Revenue, of his having paid or secured the said Duty; and also that the goods were so consumed by fire.

238l 16s 2d Ex-  
ecutors of late J  
Creighton

And a further sum of 238l. 16s. 2d. at the disposal of his Excellency the Lieutenant Governor, to pay the Law Expences, included in a Mortgage assigned to the Province, by the Executors of the late John Creighton.

100l Harbour at  
Seal Islands

And a further sum of 100l. at the disposal of his Excellency the Lieutenant Governor, to enable him to cause a small Harbour to be provided at the Seal Islands.

50l Halifax Li-  
brary

And a further sum of 50l. to aid the Halifax Library.

100l Bridge over  
Salmon River

And a further sum of 100l. to aid the Inhabitants of Guysborough in building a Bridge over Salmon River, on its being certified by the Sessions, that their subscription of 50l. has been raised and expended.

50l School House  
at Dartmouth

And a further sum of 50l. to aid the Inhabitants of the Township of Dartmouth, to finish a Building erected by them for a School House, and for the residence of the Teacher of the said School.

20l Executors of  
Patrick Condon

And a further sum of 20l. to the Executors of the late Patrick Condon, for a Road leading through Land belonging to the Estate of the said Condon, to the light house at the entrance of Annapolis Basin ; to be paid upon their giving a sufficient Deed to Government, of the said Road.

20l Petit River

And a further sum of 20l. to aid the Inhabitants of Petit River, in the County of Lunenburg, to erect and build up the Bridge over the channel on the said beach, carried away by the great storm and extraordinary high tide, on the first day of January last.

250l relief of the  
Indians

And a further sum of 250l. at the disposal of his Excellency the Lieutenant-Governor for the relief of the Indians of the Province, in such way as he may think proper for the present year.

100l Barrington  
Harbour

And a further sum of 100l. at the disposal of his Excellency the Lieutenant-Governor, to be expended as his Excellency may think expedient, for the protection of the beach at the entrance of Barrington Harbour ; when it shall appear to his Excellency that the sum of 20l. has been raised by private subscription for that purpose.

400l Bridge over  
Moose River

And a further sum of 400l. at the disposal of his Excellency the Lieutenant-Governor, to aid the Inhabitants of Clements in erecting a substantial Stone Bridge over Moose River in that Township ; to be drawn from the Treasury when it shall be sufficiently certified to his Excellency, that the sum of 400l. has been raised by private subscription, and expended on the said work.

15l. Jos. Webber  
25l A Cruikshanks

And a further sum of 100l. : 75l. thereof to be paid to Joseph Webber, senior, to aid him in the erection of a Grist Mill and apparatus for hulling barley, in the Township of Chester, in place of those lately belonging to him, destroyed by fire; and the

residue thereof, 25l. to Alexander Cruickshanks, for his loss sustained by the same fire.

And a further sum of 25l. for completing the Bridge over the Pugwash River, on the main post road to Wallace in the County of Cumberland.

25l. Bridge over  
Pugwash River

And a further sum of 100l. to rebuild the great Annapolis Bridge, at Bridgetown, over the main river on the post road.

100l Annapolis  
Bridge

And a further sum of 500l. towards completing the alteration of the road over the Ardoise Hills on the western road.

500l road over  
Ardoise Hills

And a further sum of 750l. in aid of building a Bridge across the Cornwallis River, by the Company formed or to be formed, under the act passed in the sixth year of his present Majesty's reign, entitled, "An act to authorize the Incorporation of a Company for erecting a Bridge across Cornwallis river:" to be drawn from the Treasury and paid to the said Company when a Bridge shall be built and completed under the said act.

750l Bridge over  
Cornwallis River

And a further sum of 200l. to repair the Bridge over the Gaspereau River, on the Mount Denson Road, leading through Horton.

200l Bridge over  
Gaspereau River

And a further sum of 50l. to finish the bridge on the Main County Road, over the river at Barrington.

50l Bridge over  
River at Barrington

And a further sum of 82l. 0s. 3d. to James Shipley, being the sum expended by him, to complete the bridge over the river Hebert in the County of Cumberland.

82l 0s 3d James  
Shipley

And a further sum of 10l. to Jacob Withrow, for services performed by him in carrying the Mail from Trevoys to Shubenacadie, the past year.

10l J Withrow

And a further sum of 70l. to aid the Inhabitants of Newport to effect an alteration of the main road, leading from Windsor to Shubenacadie; in order to avoid five steep hills, agreeably to a plan annexed to the petition and subscription of said Inhabitants; not to be drawn from the Treasury until the amount raised by private subscription shall have been sufficiently certified to have been expended for the same purpose.

70l Newport

And a further sum of 50l. for altering the road, so as to avoid Lybhold's hill, so called, on the main post road between Chester and Lunenburg.

50l road between  
Chester and Lunenburg

And a further sum of 945l. for defraying the expences of a Post Communication for the present year, as heretofore kept up: and to extend the same from Samuel Moore's, at Gay's River, to Joseph Fulton's at Stewiacke; to go through the Settlement of Musquodoboit.

945l Post through  
Musquodoboit

And a further sum of 30l. to repair the great Bridge, which connects the District of Colchester with the County of Hants, on the Shubenacadie river near Wardrobe's.

30l Bridge on  
Shubenacadie river

And a further sum of 100l. at the disposal of his Excellency the Lieutenant-Governor for the purpose of erecting a bridge over River Tear in the Co. of Cape Breton.

100l Bridge over  
River Tear



200l Bridge over  
Wallace River

And a further sum of 200l. to aid the Inhabitants of Wallace, in the County of Cumberland, to erect the bridge now in progress, over the Wallace river.

248l 15s 2d bridge  
over M<sup>c</sup>Gilvray's  
brook

And a further sum of 248l. 15s. 2d. at the disposal of his Excellency the Lieutenant-Governor, to pay the amount remaining due for building and completing the bridge across M<sup>c</sup>Gilvray's brook, so called, on the main road leading to Pictou.

200l Bridge over  
St Croix River

And a further sum of 200l. to aid in the erection of a bridge over the St. Croix River, between Newport and Windsor, on the scite hereafter to be determined on; to be drawn from the Treasury when it shall be sufficiently certified, that a sum of 100l. has been raised by private subscription and expended for that purpose.

350l road from  
Dartmouth to  
Fletcher's

And a further sum of 350l. to complete the main road from Dartmouth to Fletcher's, by the Lakes.

50l Inhabitants of  
Liverpool

And a further sum of 50l. to aid the Inhabitants of Liverpool to stop up a passage between Collins's Hill and Prattle Point, for the preservation of the Harbour of Liverpool; to be paid when it shall be certified by the Court of Sessions, that 25l. have been raised by private subscription, and expended in that work.

75l Inhabitants of  
Antigonishe

And a further sum of 75l. to enable the Inhabitants of Antigonishe, to open a channel from Payzant's Point, up to the canoe landing on the west river of Antigonishe, and to make a Tow Path along the same; to be paid when it shall be duly certified to his Excellency the Lieutenant Governor, that a sum of 55l. 18s. subscribed by the said Inhabitants for the same, shall have been actually expended in the said work.

25l Inhabitants of  
New Harbour in  
County of Sydney

And a further sum of 25l. to aid the Inhabitants of new Harbour in the County of Sydney, for removing the obstructions and bars in the river leading into the said Harbour; the same to be paid when it is certified by the Sessions, that the said Inhabitants have expended sixty days labour, subscribed by them in the said work.

377l 8s 11d Sec-  
retary of the  
Province

And a further sum of 377l. 8s. 11d. to the Secretary of the Province, to defray certain accounts to that amount, for expences necessarily incurred during the year one thousand eight hundred and twenty-six; and for the payment of which no provision was made, as appears per Abstract laid before the House of Assembly, recommended by his Excellency the Lieutenant-Governor, under date of the twentieth day of February, in the present year.

30l C H Belcher

And a further sum of 30l. to Clement H. Belcher, for binding one hundred Copies of the third volume of the Province Laws, per account.

194l 4s Commis-  
sioner of Province  
Building

And a further sum of 194l. 4s. to the Commissioner of the Province Buildings, to enable him to pay to sundry persons for balanees due them, as reported by the Committee of Public Accounts.

40l 10s William  
Duffus

And a further sum of 40l. 10s. to William Duffus, for that sum expended by him, in relieving sundry shipwrecked Seamen at Cape Breton, belonging to the barque Peggy abandoned at Sea.

0l Wm Hill, Esq

And a further sum of 10l. to William Hill, Esq. for his services as Counsel in conducting criminal prosecutions on the part of the Crown, on the Eastern Circuit of the Supreme Court, during the past year.

And

1827.

Anno Octavo GEORGII IV.

C. I.

- And a further sum of 10*l.* to William Fraser, Esq. for his services, as King's Counsel, on the Western Circuit of the Supreme Court, during the past year. 10*l.* Francis
- And a further sum of 250*l.* to complete the Kempt Road, so called, from M'Alpine's leading to Halifax. 250*l.* Kempt road
- And a further sum of 20*l.* to William Hurd, for building an Oatmill in the County of Cumberland, pursuant to the Resolution of the House of Assembly of the ninth day of March, one thousand eight hundred and twenty-four. 20*l.* William Hurd
- And a further sum of 20*l.* to Jesse Lewis, Esq. of Parrsborough : he having expended that sum over and above the vote of the Assembly last year, on a certain Road in Parrsborough, through a mistake in filling up his commission at the Provincial Secretary's Office. 20*l.* Jesse Lewis
- And a further sum of 50*l.* at the disposal of his Excellency the Lieutenant-Governor, to be applied by him in the erection of a suitable building for a Residence of a Teacher, and for a School House, for the Black Inhabitants at Preston ; to be drawn whenever the sum of 100*l.* shall be provided for that purpose, by subscription or otherwise, and when it shall be certified to his Excellency that a competent provision is made for the Teacher of the said School. 50*l.* School house &c. at Preston
- And a further sum of 25*l.* to Samuel Forbes, of Truro, to enable him to keep up the Ferry across the Shubenacadie River, at the Black Rock, and to construct safe and commodious Boats. 25*l.* Samuel Forbes
- And a further sum of 100*l.* to assist the inhabitants of Queen's County, to repair the Bridge over the River Port Medway at Mill Village, on the Post Road leading from Liverpool to Halifax. 100*l.* Port Medway Bridge
- And a further sum of 100*l.* to improve the new great Road leading from Horton to Sherbrooke ; 50*l.* thereof to be expended on the said Road, from the Nictau Road on Beech Hill to Gaspereau River, and the remaining 50*l.* from thence towards the Sherbrooke Settlement, to the point of its intersection by the Annapolis Road. 100*l.* road from Horton to Sherbrooke
- And a further sum of 20*l.* to build a Bridge over M'Elmon's River, in the Township of Londonderry, on the Post Road to Wallace. 20*l.* Bridge over M'Elmon's River
- And a further sum of 50*l.* at the disposal of his Excellency the Lieutenant-Governor to enable him to effect the alteration of the Post Road between the three mile Plain, and the Town Plot of Windsor, so as to avoid the Tanner's Hill. 50*l.* Post road from three mile plain to Windsor
- And a further sum of 75*l.* at the disposal of His Excellency the Lieutenant-Governor, to alter and improve the lower Road leading from Mount Denson towards Horton, to avoid Dickey's Hill, so called. 75*l.* Road from Mount Denson towards Horton
- And a further sum of 200*l.* to the Commissioners of the Bridewell, in the Town of Halifax, to aid in paying the debts, and for the support of that Establishment. 200*l.* Commissioners of Bridewell
- And a further sum of 150*l.* to erect a Bridge over the Doctor's Brook, so called, on the Main Road from Pictou to Cape-Breton. 150*l.* Bridge over Doctor's Brook  
And

- 50l 5 Mile River  
Bridge And a further sum of 50l. to secure the foundation of the north abutment of the Five Mile River Bridge, and to improve the main Road from the mouth of Shubenacadie to the Bridge near Wardrobe's, in the Township of Douglas.
- 8l 14s 10d Henry  
Y. Mott And a further sum of 8l. 14s. 10d. to Henry Y. Mott, being the amount by him over expended on a Road, in consequence of a mistake in his Warrant.
- 200l Great West-  
ern Road And a further sum of 200l. at the disposal of his Excellency the Lieutenant-Governor, to alter and improve the Great Western Road, so as to avoid the Hills at Mount Uniacke.
- 20l Bridge over  
Racket Cove And a further sum of 20l. (in addition to the like sum taken out of the Road appropriations) for repairing the Bridge-over the head of the Racket Cove, near Digby.
- 6l 10s L Stevens And a further sum of 6l. 10s. to Levi Steyens, being the balance due to him of the sum of 50l. expended by him as a Commissioner, on the Road leading from John Ryndres's through the Settlement towards Tatamagushe, in the County of Cumberland.
- 50l Great Seal  
Island And a further sum of 50l. to his Excellency the Lieutenant-Governor, for the purpose of purchasing provisions, to be placed on the Great Seal Island, in the County of Shelburne, for the relief of shipwrecked Mariners.
- 10l road between  
Chester and Wind-  
sor And a further sum of 100l. to improve the Great Road between Chester and Windsor.
- 100l road from  
Nine Mile River  
Bridge to Marga-  
ret's Bay And a further sum of 100l. for the improvement of the Road, from the Nine Mile River Bridge, to the Head of St. Margaret's Bay, in addition to the sum already appropriated.
- 200l Arisaig Pier And a further sum of 200l. for extending Arisaig Pier, by the addition of another Block, and more effectually securing the whole Building.
- 39l 14s 9d Wm.  
MAllan And a further sum of 39l. 14s. 9d. to William M. Allan, being the amount of duties paid by him on two hundred and sixty-four barrels of Meal; five barrels and twelve half-barrels of Flour, which were consumed by fire at Miramichi, on the night of the seventh of October, one thousand eight hundred and twenty-five.
- 35l Inhabitants of  
Little River And a further sum of 35l. to aid the inhabitants of Little River, in the Township of Digby, to clear out the Rocks at the mouth of the said River; to be paid upon the said inhabitants subscribing and expending twenty days labour, towards effecting that work.
- 225l Messrs. John  
Howe & Son And a further sum of 225l. to Messrs. John Howe & Son, for printing the Laws of the Province, from the year one thousand eight hundred and seventeen, to the year one thousand eight hundred and twenty-six, inclusive.
- 90l John Howe  
& Son And a further sum of 90l. to the said John Howe, & Son, for extra printing for the present year; per account rendered by them, recommended by his Excellency the Lieutenant Governor, and the Report of the Select Committee of the House of Assembly, upon their Petition and Account. And

- And a further sum of 400*l.* to be placed at the disposal of his Excellency the Lieutenant-Governor, for paying off in part, the debts due by the Pictou Academy; and for supporting and conducting that Institution for the present year, in such manner as his Excellency may please to direct. 400*l.* Pictou Academy
- And a further sum of 30*l.* to the Commissioners of the Poor in Halifax, for the support of Matthew Naas, a lunatic in the Asylum under their charge; and that the said Commissioners be intrusted to cancel the Bond of Wendle Nass, executed to them in the month of November last, without requiring payment thereof. 30*l.* Matthew Naas
- And a further sum of 12*l.* 10*s.* to the Commissioners of the Poor in Halifax, to enable them to continue the School in the Poor House for the present year, for the benefit of Orphans and poor Children in that Establishment. 12*l.* 10*s.* Commissioners of the Poor
- And a further sum of 50*l.* at the disposal of his Excellency the Lieutenant-Governor, for the purpose of enabling him to adopt such measures as he may deem expedient to prevent a recurrence of the outrages which have been committed at the Fall Mackarel Fishery, carried on at Fox Island and Waterloo Main, in Chedebucto Bay. 50*l.* prevention of a recurrence of outrages
- And a further sum of 100*l.* to enable the inhabitants of Yarmouth, to make a permanent Stone Bridge across the River, at the head of Cape Forchu Harbour. 100*l.* Bridge at Cape Forchu
- And a further sum of 24*l.* 15*s.* to Gideon S. Harrington, to enable him to extend his Manufactories for carding, fulling, and dyeing, at Kentville, in King's County, by adding thereto a cold Indigo dye Vat for dyeing cloth a permanent blue; said sum to be drawn from the Treasury when it shall be sufficiently certified, that such Vat is completed and prepared for dyeing, at an expense of not less than 50*l.* 24*l.* 15*s.* Gideon S. Harrington
- And a further sum of 15*l.* to aid the Inhabitants settled on the bluff in Horton, to build a Bridge on the New Road leading through said settlement. 15*l.* Inhabitants of Horton
- And a further sum of 15*l.* to obtain a survey of a Road from Sambro through Prospect and Dover, till it meets the present Road at Peggy's Cove; said sum to be at the disposal of his Excellency the Lieutenant-Governor. 15*l.* road from Sambro to Peggy's Cove
- And a further sum of 20*l.* to Oliver Fuller and Richard Moore, as a bounty for the erection by them of a Hulling Mill for Oats and Barley, in Horton. 20*l.* Oliver Fuller & Richard Moore
- And a further sum of 52*l.* at the disposal of His Excellency the Lieutenant Governor, to enable him, if he shall think proper, to effect the alteration of the Road at Fullerton's and Woodman's Hills, on the Road to Lake Porter, as laid out by the Jury. 52*l.* Road to Lake Porter
- And a further sum of 100*l.* to repair the Main Road from Liverpool to Annapolis County Line, on the Road to Nictaur, in addition to the sums already granted for that purpose. 100*l.* Road from Liverpool to Annapolis
- And a further sum of 30*l.* to aid the inhabitants of Queen's County to remove obstructions in the Water Communication between Beaver Lake and Liverpool River the same to be paid when it shall be certified by the Court of Sessions, that a sum of 15*l.* has been raised by private subscription, and expended in the said work. 30*l.* Beaver Lake

301. Inhabitants of Queen's County And a further sum of 30l. to aid the inhabitants of Queen's County to remove obstructions in the Brook from Ten Mile Lake to Liverpool River ; the same to be paid when it shall be certified by the Court of Sessions that the sum of 15l. has been raised by private subscription, and expended in that work.
301. Inhabitants of Lunenburg And a further sum of 30l. to aid the inhabitants of Lunenburg in placing a Buoy on the Cat or Sculpin Rock, near the centre of the entrance of Lunenburg Harbour.
501. Rev. Hugh M<sup>r</sup>Leod And a further sum of 50l. to the Reverend Hugh M<sup>r</sup>Leod, of the Bras d'or Lake, in Cape Breton, to enable him to support the School under his care ; the same to be paid when it shall be certified to the satisfaction of his Excellency the Lieutenant-Governor, that there are taught at the said School five free Scholars.
- 200l. Commissioners of Public Buildings And a further sum not exceeding 200l. to enable the Commissioner of the Public Buildings, to pay for sundry work and materials required for the ensuing year, to be accounted for to the Committee of Public Accounts.
- 39l. 15s. conveyance of Judges And a further sum of 39l. 15s. at the disposal of his Excellency the Lieutenant-Governor, to enable him to provide for the conveyance of the Judges of the Supreme Court to Cape Breton, to preside at their several Circuit Courts in that Island, during the ensuing season.
- 100l. gentlemen who prepared 3d vol Province laws And a further sum of 100l. at the disposal of his Excellency the Lieutenant-Governor, to compensate the gentlemen who have prepared for publication the third volume of the Province Laws.
- 10l. J. J. Sawyer And a further sum of 10l. to J. J. Sawyer, Esq. Sheriff of the County of Halifax, for his expenses as such Sheriff, at the opening and closing of the present Session of the General Assembly.
- 35l. William Hill And a further sum of 35l. to William Hill, Esq. the Deputy Clerk of the Council, for his services for the present session.
- 25l. William Hill And a further sum of 25l. to William Hill, Esq. for extra services to be performed by him in the present Session.
- 35l. J. Whidden And a further sum of 35l. to John Whidden, Esq. for his services in drafting and copying Bills for the Members of the House of Assembly, during the present Session.
- 65l. John Whidden And a further sum of 65l. to John Whidden, Esq. for attending the three Election Committees as their Clerk, and other extra services for the House of Assembly, during the present Session.
- 40l. Clerk of Assembly And a further sum not exceeding 40l. to the Clerk of the House of Assembly, to defray the expense of Stationary for the Council and Assembly, during the present Session.
- 150l. Fuel And a further sum of 150l. to defray the expense of Fuel, and for Sundries supplied for the use of his Majesty's Council and the House of Assembly, in the present

sent Session ; to be paid on the Certificates of the President of the Council, and the Speaker of the House of Assembly.

And a further sum of 100l. at the disposal of His Excellency the Lieutenant-Governor, to be applied to the purchase of Seed Potatoes and Grain for the distressed Negroes at Hammond Plains, Beech Hill, Dartmouth and Preston, and those at the Panuke Settlement, in the Township of Windsor. 100l distressed Negroes

And a further sum of 100l. for Cross Roads within the District of Halifax ; to be applied and expended agreeable to the Resolution passed in the House of Assembly, on the eleventh day of April, in the present Year, and agreed to by His Majesty's Council. 100l District of Halifax

And a further sum of 100l. for Cross Roads within the District of Colchester ; to be applied and expended as aforesaid. 100l District of Colchester

And a further sum of 100l. for Cross Roads within the District of Pictou ; to be applied and expended as aforesaid. 100l District of Pictou

And a further sum of 100l. for Cross Roads in the County of Cumberland ; to be applied and expended as aforesaid. 100l County of Cumberland

And a further sum of 100l. for Cross Roads in the County of Hants ; to be applied and expended as aforesaid. 100l County of Hants

And a further sum of 100l. for Cross Roads within the County of King's County ; to be applied and expended as aforesaid. 100l County of King's County

And a further sum of 100l. for Cross Roads within the County of Sydney ; to be applied and expended as aforesaid. 100l County of Sydney

And a further sum of 100l. for Cross Roads within the County of Shelburne ; to be applied and expended as aforesaid. 100l County of Shelburne

And a further sum of 100l. for Cross Roads within the County of Annapolis ; to be applied and expended as aforesaid. 100l County of Annapolis

And a further sum of 100l for Cross Roads within the County of Lunenburg ; to be applied and expended as aforesaid. 100l County of Lunenburg

And a further sum of 100l for Cross Roads within the County of Queen's County ; to be applied and expended as aforesaid. 100l County of Queen's County

II. *And be it further enacted*, That a sum of One Thousand Pounds be granted and allowed to the Honorable Charles Morris, Surveyor-General, for the purchase of the Plans and Maps, and all Records and Documents in his Office, which are his private property : The said sum not to be paid until a regular Schedule be made and lodged by him, in the Secretary's Office, of all the Plans and Maps and Documents remaining in his Office, or belonging thereto ; together with such conveyance of the same, for the use of the Province, as his Excellency the Lieutenant-Governor may direct to be executed : and which said sum shall be paid by annual payments of Two 1000l Hon. Chas. Morris

Hundred Pounds, yearly; and such Plans and Documents to remain in the care and keeping of the said Surveyor-General, for the benefit of the Province.

2001 Bridge over  
Wallace River

III. *And be it further enacted,* That the sum of Two Hundred Pounds granted in the last Session of the General Assembly, to aid the Inhabitants of Wallace, in the County of Cumberland, in erecting a Bridge over the Wallace River, (formerly called Remsheg River) be forthwith paid: the sum of Three Hundred and Six Pounds Nineteen Shillings and Two-pence, having been already expended upon the said Bridge.

301 Roads in  
Shelburne

IV. *And be it further enacted,* That the sum of Thirty Pounds, being a balance of Fifty Pounds granted in the year One Thousand Eight Hundred and Twenty-five, for clearing out the Roseway, or Shelburne River, and undrawn from the Treasury, be appropriated and expended as follows, viz: Twenty Pounds for the Road from Shelburne to Warrington, and Ten Pounds for the Road from Charles Bower's, to the upper end of long Island, in the County of Shelburne.

7001 Inspecting  
Field Officers

V. *And be it further enacted,* That a sum of Seven Hundred Pounds be granted annually, to his Excellency the Lieutenant-Governor, for the two years ending on the thirty-first day of December, in the year One Thousand Eight Hundred and Twenty-nine, to enable His Excellency to provide, as heretofore, for three Inspecting Field Officers of Militia, including Cape-Breton: which sum is to include the Grant for that Service, heretofore made for Cape-Breton, and not expended.

7991 12s 7d Sec-  
retary of the Pro-  
vince

VI. *And be it further enacted,* That a sum of Seven Hundred and Ninety-nine Pounds Twelve Shillings and Seven-pence, be granted to the Secretary of the Province, for the following services, viz:

One Hundred and Forty-seven Pounds Eight Shillings and Two-pence, to defray the balance of Accounts due upon the Expenses incurred for the Horses imported from England, for the Province, conformable to the Accounts transmitted to the House of Assembly, signed by the Secretary of the Province, under date of the twelfth day of February last.

Two Hundred and Twenty-two Pounds Four Shillings and Five-pence, to pay the purchase Money, for the Horse called Imperial.

Four Hundred Pounds to provide for the expenses of the same Horses, for the present year; and

Thirty Pounds to defray certain contingent expenses to Grooms and Stable-keepers, as per memorandum given by the said Secretary.

81 10s Clerks of  
the Peace

VII. *And be it further enacted,* That a sum of Three Pounds Ten Shillings, be paid to each of the Clerks of the Peace, to whom His Excellency the Lieutenant-Governor directed Road Commissions with the Bonds to be executed in the last year; and that such sum be granted to the Secretary of the Province as will enable him to pay the same.

5001 Southern  
Whale Fishery

VIII. *And be it further enacted,* That in addition to whatsoever sum may remain of the sum of one thousand five hundred pounds, granted in the year one thousand eight hundred and twenty-five, for the encouragement of the Southern Whale Fishery, shall be granted and paid the sum of five hundred pounds: the same to be, with the balance aforesaid, applied in a Bounty of two pounds ten shillings per ton, to the Owners of the first two ships respectively, which shall be owned and fitted out in this Province, and shall cross the Equator on Whaling Voyages: the said Bounty to be paid on satisfactory proof being given; that the said Vessels respectively have been actually engaged in the prosecution of such Whaling, for a period not less than one year, unless previously full; *Provided,* that the Vessel last fitted shall only be entitled to the balance remaining of the sums appropriated to such bounties: and *provided,* that the first Vessel be fitted out before the last day of the year one thousand eight hundred and thirty.

IX. *And be it further enacted*, That the sum of Ten Shillings per Day, be allowed to the Members of the House of Assembly, for their attendance in General Assembly.

X. *And be it further enacted*, That a Commission of seven and a half per cent. instead of six per cent. shall be allowed in the collection of the Light-Duties, for the Port of Halifax, for the present year.

XI. *And be it further enacted*, That if any accident shall happen to any of the Bridges on the Main Roads in this Province, or any unforeseen obstructions to travelling shall arise from the fall of Trees, or otherwise, it shall and may be lawful for His Excellency the Lieutenant-Governor, or Commander-in-Chief for the time being, to order a Commissioner or Commissioners, to repair or rebuild such Bridges, or to remove such obstructions; and it shall and may be further lawful for the Governor, Lieutenant-Governor, or Commander-in-Chief, for the time being, to draw Warrants on account, and in favour of such Commissioner or Commissioners, *provided*, the same shall not exceed the sum of five hundred pounds, in addition to the sum undrawn from the Treasury, of the grant of the last year.

XII. *And be it further enacted*, That the Collector of Impost and Excise, at the Port of Halifax, shall, and he is hereby required, and directed to keep a distinct account of all duties collected by him, upon the importation from the United States of America of live stock, apples, fruit, onions, biscuit and bread, under the Act of the General Assembly passed in the last Session, entitled, "An Act for the further increase of the Revenue, by imposing a duty on Articles imported from Foreign Countries;" and that the said duties upon the above specified articles during the present year shall be paid quarterly to the Commissioners of the Poor, for the use of the Poor of the Town of Halifax. *Provided*, such payment do not exceed the sum of one thousand pounds, during the year.

XIII. *And be it further enacted*, That the ninth, twelfth, fifteenth, sixteenth, eighteenth and nineteenth Sections or Clauses of the Act, made and passed in the forty first year of His late Majesty's Reign, entitled, "An Act, for applying certain monies, therein mentioned, for the service of the year of our Lord, one thousand eight hundred and one, and for appropriating such part of the supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws, or Acts of the Province, shall be, and continue in full force and virtue, until the thirty first day of March, which will be in the year of Our Lord one thousand eight hundred and twenty eight, in as full and ample a manner as the same clauses would be, were they again repeated word for word.

Pay of Members  
of the House of  
Assembly

Allowance to  
Collectors of  
Light Duty

Road emergencies

Grant to Commis-  
sioners of Poor

Sections of Acts  
41 Geo. III, con-  
tinued

## CAP. II.

### An Act for granting an Annuity to James Boutineau Francklin, Esquire.

**W**HENEAS, James Boutineau Francklin, Esquire, the Clerk of the House of Representatives, hath, during nearly forty-two years, and in forty-three Sessions of the General Assembly of Nova-Scotia, with unrearied and exemplary attention, zeal and prudence, discharged the very arduous and important duties of his office; Wherefore the Assembly, reviewing with marked and perfect approbation, his long course of faithful and highly useful service to this Province, continued until declining health and increasing years no longer permit it; mindful also of these claims on the just and liberal consideration of the Legislature, have unanimously resolved to make a permanent provision for his future honorable support:

Preamble

BE



200l per annum  
granted to J B  
Francklin

*BE it therefore enacted, by the Lieutenant-Governor, the Council and Assembly,* That there shall be paid to the said James Boutineau Francklin, Esquire, yearly, and every year, during his natural life, one Annuity or yearly Sum of Two Hundred Pounds, current money of Nova-Scotia, to be paid in quarterly payments of fifty pounds each, on the first days of January, April, July and October, in every Year; and the first quarterly payment to be made on the first day of April next.

Quarterly warrants  
to be drawn on  
Treasury

*II. And be it further enacted,* That it shall be lawful for the Governor, Lieutenant-Governor or Commander-in-Chief, for the time being, to draw warrants, quarterly, on the Treasury of the Province, for payment of the said Annuity of Two Hundred Pounds; and the same shall be paid out of any monies from time to time remaining therein.

### CAP. III.

**An Act to continue the Acts for granting a Drawback of the Duties on Brown or Raw Sugar, used in the Manufacture of Refined Sugars, within the Province, and for regulating the mode of obtaining the same.**

Act 57 Geo. III,  
and 7 Geo IV  
continued

*BE it enacted, by the Lieutenant-Governor, Council and Assembly,* That the Act, passed in the fifty-seventh year of his late Majesty's Reign, entitled An Act for granting a Drawback of the Duties on Brown or Raw Sugar, used in the Manufacture of Refined Sugars, within the Province, and for regulating the mode of obtaining the same; and also the Act, passed in the last Session of the General Assembly, to revive, amend and continue, the said Act, and every matter, clause, and thing, in the said Acts contained, shall be continued, and the same are hereby continued, until the thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Twenty-eight, and no longer.

### CAP. IV.

**An Act to alter and continue the Acts now in force, to provide for the support of His Majesty's Government in this Province, and for promoting its Agriculture, Commerce, and Fisheries, by granting Duties of Impost on Wine, Brandy, Gin, Rum and other distilled Spirituous Liquors, Molasses, Coffee and Brown Sugar.**

Part of Act 58  
Geo III, together  
with Revenue act  
passed last Session  
continued

*BE it enacted, by the Lieutenant-Governor, Council and Assembly,* That the Act, passed in the fifty-fifth year of His late Majesty's Reign, entitled an Act for granting to His Majesty, certain Duties on Wine, Brandy, Gin, Rum, and other distilled Spirituous Liquors, Molasses, Coffee and Brown Sugar, for the support of His Majesty's Government, and for promoting the Agriculture, Commerce, and Fisheries, of this Province, and every matter, clause, and thing, therein contained, save and except the first, twenty-first, twenty-second, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, and twenty-eighth sections of the said Act, and except so far as the said Act is altered or amended by this Act, or by the Act hereinafter

inafter mentioned, also the Act, passed in the last Session of the General Assembly, entitled, An Act to provide for the support of His Majesty's Government in this Province, and for promoting its Agriculture, Commerce and Fisheries, by continuing and amending an Act of the General Assembly, for granting Duties of Impost on Wine, Brandy, Gin, Rum, and other distilled Spirituous Liquors, Molasses, Coffee, and Brown Sugar; and every matter, clause and thing, therein contained, save and except the second clause of the said Act, and save and except so far as the said Act is hereinafter altered or amended, shall be continued, and the said Acts, except as before excepted, are hereby continued until the thirty-first day of March, which will be in the year of Our Lord one thousand eight hundred and twenty-eight, and no longer.

II. *And be it further enacted*, That instead and in lieu of the Duties in and by the second clause of the said last mentioned Act imposed, upon the following articles, imported into, or manufactured within, this Province, there shall be substituted, raised, levied, collected and paid, to His Majesty, his heirs and successors, the respective rates, duties and impositions, following, that is to say:

Duties to be taken in lieu of those received under former Act,

For and upon the following articles, imported and brought into this Province, that is to say:

For and upon Champagne, Madeira, Port, Claret, Lisbon and Sherry Wines, respectively, two shillings per gallon.

For and upon all other Wines, one shilling and six pence per gallon.

For and upon all Brandy, Gin and Spirits, the manufacture of the United Kingdom, one shilling per gallon.

For and upon all other Brandy, Gin and Cordials, one shilling and four pence per gallon.

For and upon all Shrub, one shilling per gallon.

For and upon all Rum and other distilled Liquors, one shilling per gallon.

For and upon every gallon of Molasses, one penny.

For and upon every pound of Coffee, one penny half-penny.

For and upon every hundred weight of Brown Sugar, four shillings.

For and upon the following articles, manufactured within the Province, that is to say:

For and upon all Brandy, Gin, Rum, or other Spirituous Liquors, manufactured, extracted, or distilled, in this Province, six pence per gallon.

All which Duties, shall be paid by the Importer or Manufacturer of such articles, and shall be collected and secured by the means, and under the regulations and penalties, and shall be drawn back on exportation, in the way and manner, in and by the above recited and continued Acts respectively provided and contained.

*And be it further enacted*, That upon the exportation, in the original packages from the Province, of any quantity of Wine, Brandy, Gin, Rum or Spirituous Liquors, equal to, or exceeding one hundred gallons, and due proof made thereof, to the Commissioners of the Revenue, and compliance had in all other respects, with the regulations respecting Drawbacks on the exportation of such articles, it shall and may be lawful for the Commissioners of the Revenue, to allow a Drawback of the Duties secured or paid on the said quantity of one hundred gallons of Wine, Rum or other Spirituous Liquors.

Drawbacks allowed

## CAP. V.

**An Act for the further increase of the Revenue of the Province, by continuing an Act of the General Assembly, for raising a duty of Excise, as amended in the last Session of the General Assembly.**

Acts 32d, Geo.  
III. and 8th Geo.  
IV. continued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the thirty-second year of His late Majesty's Reign, entitled, An Act for the further increase of the Revenue, by raising a duty of Excise, on all Goods, Wares and Merchandise, imported into this Province, and every matter, clause, and thing, in the said Act contained, save and except the third, fourth, fifth, and sixth Sections of the said Act, and so much thereof, as has been altered or amended by the Act for continuing, and amending thereof, passed in the last Session of the General Assembly; and also, the said Act passed in the last Session of the General Assembly, entitled, An Act for the further increase of the Revenue of the Province, by continuing and amending an Act of the General Assembly, for raising a duty of Excise, with every matter, clause and thing, in the said last mentioned Act contained, shall be continued, and the same are hereby continued, until the thirty-first day of March, in the year of Our Lord one thousand eight hundred and twenty eight, and no longer.

## CAP. VI.

**An Act to continue the Act, more effectually to secure the payment of the Provincial Duties of Excise, and to prevent frauds in the collection of the Provincial Revenue.**

Revenue Act con-  
tinued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, made and passed in the third year of His present Majesty's Reign, entitled, An Act more effectually to secure the payment of the Provincial Duties of Excise, and to prevent frauds in the collection of the Provincial Revenue, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued, until the thirty-first day of March, which will be in the year of our Lord one thousand eight hundred and twenty-eight, and no longer.

## CAP. VII.

**An Act to continue an Act for the further increase of the Revenue, by imposing a Duty upon Articles imported from Foreign Countries.**

Revenue Act con-  
tinued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the last Session of the General Assembly, entitled, An Act for the further increase of the Revenue, by imposing a Duty upon Articles, imported from Foreign Countries, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, until the thirty-first day of March, which will be in the year of our Lord one thousand eight hundred and twenty-eight, and no longer.

## CAP. VIII.

**An Act to continue an Act for the Summary Trial of Actions, and the Act in amendment thereof.**

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the third year of His present Majesty's Reign, entitled, An Act for Summary Trial of Actions; and also, the Act in amendment thereof, passed in the sixth year of His Majesty's Reign, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 3d Geo. IV:  
continued

## CAP. IX.

**An Act to continue the Act respecting Aliens, coming into this Province, or residing therein.**

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the thirty-eighth year of His late Majesty's Reign, entitled, An Act respecting Aliens coming into this Province, and residing therein, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 38th Geo.  
III. continued

## CAP. X.

**An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.**

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the fifty-eighth year of His late Majesty's Reign, entitled, An Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 58th Geo.  
III. continued

## CAP. XI.

**An Act to continue an Act, entitled, an Act in further addition to the Act relating to Wills, Legacies, and Executors, and for the Settlement and distribution of the Estates of Intestates.**

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the fifty-second year of His late Majesty's Reign, entitled, An Act in further addition to the Act relating to Wills, Legacies, and Executors, and for the Settlement and Distribution of the Estates of the Intestates, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 52d Geo. III.  
continued

CAP.

## CAP. XII.

**An Act to continue the several Acts relating to the Light-House, erected on Cranberry Island, near the entrance of the Gut of Canso.**

Acts 3d 4th and  
6th Geo. IV. con-  
tinued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the third year of His present Majesty's Reign, entitled, An Act to provide for the support of a Light-House, erected on Cranberry Island, near the entrance of the Gut of Canso; also the Act, passed in the fourth year of His said Majesty's Reign, to continue, alter and amend, the said Act; also, An Act, passed in the sixth year of His present Majesty's Reign, to alter and continue the said Acts, and every matter, clause and thing, in the said several Acts contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

## CAP. XIII.

**An Act to continue the Act for establishing a Bridewell, or House of Correction, for the County of Halifax, and for providing a Police Office in the said Town, with proper Officers to attend the same.**

Act 56th Geo. III.  
continued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the fifty-fifth year of His late Majesty's Reign, entitled, An Act for establishing a Bridewell, or House of Correction, for the County of Halifax, and for providing a Police Office in the said Town, with proper Officers to attend the same; and every matter, clause and thing, therein contained, be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

## CAP. XIV.

**An Act to continue the Act, to enable the Proprietors of Wilderness Lands in Onslow, to open Roads through the same.**

Act 3d Geo. IV.  
continued.

**BE** enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the third year of His present Majesty's Reign, entitled, An Act to enable the Proprietors of Wilderness Lands in Onslow, to open Roads through the same; and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

## CAP. XV.

**An Act to continue the several Acts respecting the Liverpool Light-House.**

Act 52d and 59th  
Geo. III, contin-  
ued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the fifty-second year of His late Majesty's Reign, entitled, An Act  
to

to provide for the support of a Light-House, on the south end of Coffin's Island, on the Eastern side of the entrance of Liverpool Harbour; also the Act, passed in the fifty-ninth year of His late Majesty's reign, to revive, continue, and amend, the said Act, and every matter, clause and thing, in the said Acts contained, shall be continued; and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

### CAP. XVI.

#### An Act to continue an Act, relating to the Court of Commissioners, at Halifax.

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the fourth year of His present Majesty's reign, entitled, *An Act relating to the Court of Commissioners at Halifax, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.* Act 4th Geo. IV. continued

### CAP. XVII.

#### An Act in addition to the Act, entitled, An Act to authorise the Incorporation of a Company, for making a Canal by the River and Lakes of the Shubenacadie.

**W**HEREAS, by the said Act, the Governor, Lieutenant-Governor, or Commander-in-Chief for the time being, was authorized to grant Letters Patent for incorporating, under the title of *The Shubenacadie Canal Company, all the Persons, their Heirs and Assigns, who, from time to time, should be Adventurers or Parties, in making a Navigable Water Communication between the Harbour of Halifax and the Basin of Mines, by the course of the River Shubenacadie and the Lakes thereof:* Preamble

And whereas, pursuant to the said Statute, Letters Patent, under the Great Seal of the Province, and dated the first day of June, one thousand eight hundred and twenty-six, were duly, and in conformity to the said Statute, made and granted by His Majesty, whereby certain persons, inhabitants of Halifax, particularly named in the said Letters Patent, were incorporated by the Name and Title, and for the purposes aforesaid, as by the said Letters Patent, will, on reference thereto, at large appear:

And whereas, some further powers and regulations have been found necessary for the better establishing of the said Company, and more effectually accomplishing the objects thereof;

**I.** BE it therefore enacted by the Lieutenant-Governor, Council and Assembly, That all and singular the Lands, Works, Waters, Water Courses, Streams, Lakes, Channels, and all and singular other the Estate, Rights, Interests, Powers, Benefits, Privileges and Immunities, in and by the eighth Clause or Section of the said Act, granted to the said Company, for the term of ninety-nine years; shall be, and the same are hereby vested in, and declared to be, the sole and exclusive property of the said Corporation, henceforth forever. Perpetuation of Property in Company

**II.** And be it further enacted, That the Joint Stock, and Real and Personal Estate of the said Corporation, shall be liable for, and subject to, the payment of all Debts contracted by the Company, and none of the present or future Members of the said Company shall be liable for the payment of any debt contracted by the Company, beyond the amount of the Shares or Stock held by such individual Member. **III.** Members not liable beyond amount of Share

Rules with regard to choice of Officers and meetings of Shareholders

III. *And be it further enacted*, That the President, Vice-Presidents and Directors, of the said Company, named in the Letters Patent, or hereafter to be chosen, shall constitute the Board of Directors of the Corporation. And that such Members of the said Board, as shall be directed in the Rules and Bye Laws of the said Company, shall go out of Office on the first day of March in every year; and shall not be again re-elected to the same Office, before the next annual Meeting; and the Persons chosen in their stead, or to fill any Vacancies in the said Offices, not previously supplied, shall come into Office on that day; and the General Meeting of the said Company, for the choice of such Officers, and for its general business, shall be held in the Month of February in every year, and at such time and place as the Directors shall appoint: The first annual Meeting to be held in the Month of February next ensuing the passing hereof.

Company's Accounts to be produced for inspection

IV. *And be it further enacted*, That at every annual Meeting, a full, explicit and correct, account of the Affairs, Debts, Engagements, Property and State, of the said Company, shall be by the Board of Directors prepared, and laid before the Stockholders; who, if they think proper, may, at such or any future Meeting, choose fit and proper persons to examine and audit such account, and to report thereon: And all the Books, Papers, Accounts, Vouchers and Documents, of the Company, necessary for that inspection and audit, shall be produced before, and be submitted to, such Auditors, by the persons having the same in charge.

Meetings may be called on requisition of 10 Members

V. *And be it further enacted*, That whenever a requisition for a General Meeting of the Stockholders of the said Company shall be presented to the Board of Directors, signed by ten Members of the Company, the Directors shall cause such General Meeting to be held at some convenient time and place, within ten days after the delivery of such Requisition.

Misconduct of Officers

VI. *And be it further enacted*, That, upon complaint made on oath, to the Judges of the Supreme Court, at any of its Sittings in Halifax, that any person holding any Office in the said Company, has been guilty of any fraud or criminal misconduct in managing the affairs of the said Company; or the Stock, Funds or Property, Real or Personal, belonging thereto, it shall be lawful for the said Supreme Court to examine into the subject matters of such complaint; and to hear and try the same, either by Jury or in a summary way; and upon conviction, to remove the Person or Persons so convicted, from the office held by him or them, in the said Corporation.

Official vacancies—how supplied

VII. *And be it further enacted*, That every Vacancy occasioned in the Board of Directors, or other Offices of the Company, by the death, resignation or removal from the Province, of the person filling the same, or by the Judgment of the said Supreme Court, shall be supplied by the choice of another Officer at some General Meeting of the Company, to be specially convened for that purpose, agreeably to the Bye Laws.

Lieutenant-Governor may appoint a person to inspect Company's Books

VIII. *And be it further enacted*, That the Books and Accounts of the said Company shall at all times be open to the examination of such person or persons, as the Governor Lieutenant-Governor or Commander-in-Chief, by and with the consent and advice of His Majesty's Council, shall appoint to inspect the same.

Company not to execute Notes for less than £20

IX. *And be it further enacted*, That no part of the Capital Stock of the Company, when paid in, shall be applied or converted to the payment of any dividends whatever, to the Members of the said Company; but shall be wholly applied to, and expended in, the works of the said Navigation, and towards the making, using, navigating, and maintaining the same. And it shall not be lawful for the said Company, unless thereto specially authorised, to make or execute any Bond, Bill, Note or Obligation, to bind the said Company, for any sum of Money less than Twenty Pounds.

X. *And be it further enacted,* That no Bye Law of the said Company shall be in force, or executed, until the same is approved of by the Governor and Council:— And no alteration, amendment or repeal, of any such Rules or Bye Laws of the said Company, shall be of any force or effect whatever, unless the same shall be also allowed and approved of by the Governor and Council, in such and the like manner, as by the said Letters Patent is appointed with respect to the original Bye Laws.

Alteration in Bye Laws

And Whereas, *it may happen that the said Canal or Water Communication, or the works thereof, may be injured by unforeseen accidents, whereby the navigation thereof may be interrupted, and the Lands adjacent thereto be exposed to damage:*

XI. *Be it therefore enacted,* That for the speedy reparation of such injury, whenever and as often as such case shall happen, it shall be lawful for the said Company, and their servants, to enter with Workmen, Carts, Carriages and Cattle, upon the Lands contiguous to the said Canal, and the Works connected therewith, and thereon and therefrom, to dig, work, get, carry away and use, all such Stone, Gravel, Clay, Timber and other materials, Fruit Trees and ornamental Timber Trees excepted, as may be necessary or proper, in the opinion of the Company or their Servants, for such reparation; doing as little damage thereby, as the nature of the case will permit. And in case damages shall be claimed by the owner or owners of any land entered upon for the purpose of obtaining materials as aforesaid, and the Company cannot agree with him or them, touching the extent or payment of such damages, then the amount thereof shall be ascertained and settled in the manner hereinafter prescribed.

Company may take Materials for Canal repairs from private property

XII. *And be it further enacted,* That whenever any damage, trespass, waste or injury, shall be done to any person in his lands, rights or property, by making or opening the said Canal or Water Communication, or by the erection of any of the Dams, Locks, Embankments or Works, thereof, or by the flooding or overflowing any lands, or by diverting the Waters of any Stream or Lake from the person or persons legally entitled to the same, or to the use thereof, or by entering upon any Lands contiguous to such Canal, and digging, cutting, carrying away or using, any Stone, Gravel, Clay, Timber, Wood or other materials, for the purpose of the said Canal, or the Works thereof; or by any other way or means whatsoever, injuring or impeding such rights or property, it shall and may be lawful, either for the party grieved and subjected to injury, or for the said Company, to apply to any two Judges of the Supreme Court of the Province, by Petition, stating the nature and situation of the lands, rights or property injured, and praying for the appointment of appraisers to estimate the same. Whereupon the said Judges shall direct proper notices to be given to all parties interested, to attend before them, at a day and place to be appointed for the purpose, and shall, at the time so appointed, call on the Company and party injured, each to nominate one or two appraisers, as the said Judges may think necessary. And the said Judges shall name another appraiser; and shall, by an order in writing, constitute and appoint the persons so chosen and named, to act as appraisers of the damages arising from the injury complained of; and in case the said Company or party injured, shall neglect or refuse to name appraisers as aforesaid, the said Judges shall name a fit and discreet person or persons, as the case may require, to act on behalf of the said Company or person, declining to make such nomination when called on as aforesaid. And the Persons so named and chosen shall, before they enter upon the duties of their appointment, severally take and subscribe an Oath before a Judge of the said Court, faithfully and impartially to perform the trust and duties so required of them, by the order of the said Judges; which oath shall be filed with the said Petition in the office of the Prothonotary of the said Court at

Damages—how recovered

Halifax.



Halifax. And the said appraisers, or a majority of them, shall make a just and equitable estimate and appraisal of the loss and damage of the respective owner or owners, or parties interested in the lands, rights, property or premises, so entered upon, injured or pretended or alleged to be injured or impaired, by the said Company, and shall certify and return their determination and award in writing, under their hands, or the hands of the major part of them, touching all such damage, loss and injury, of whatsoever nature it be, into the office of the said Prothonotary of the Supreme Court at Halifax. Whereupon, if the said Court shall be of opinion, that the said award hath been fairly, equitably and impartially made, and if no good and sufficient cause shall be shewn, against such award and determination, the said Court shall allow and confirm the same. And thereupon, the said Company shall, within such time as the Court shall appoint, pay and satisfy into the said Court, or unto the person or persons whom the Court shall find entitled to receive the same, the amount so awarded, together with such costs and expenses as shall be adjudged against the Company in that behalf. And the payment of the amount so awarded, and Costs, shall forever discharge the said Company, their Servants and all persons acting for the said Company, from, and be a bar to, all actions, suits, claims and demands whatsoever, for or in respect of such trespass, damage, loss or injury done, committed, suffered or sustained, by the means aforesaid.

Decision of Judges  
of Supreme Court  
final in cases of  
disputed damage

XIII. *And be it further enacted*, That the said Judges, and also the said Supreme Court, shall have, with respect to the proceedings touching such appraisement and estimate of damages, by the means aforesaid, and with respect to the taxation and allowance of costs to or against the parties, all necessary discretion, powers and authority, and shall and may inquire into the proceedings, by the oath of witnesses, or otherwise; and shall and may also, on good cause shewn, set aside any such award and appraisement, and either direct the parties' appraisers again to view, estimate and decide upon, the injuries and damages complained of, or otherwise if the Court shall think it expedient, the said Court shall and may nominate other appraisers; and make an order for their making a new appraisement and valuation of the damages arising from the injury complained of; and the appraisers, so nominated, shall be sworn as aforesaid, and the award and appraisement so by them, or the major part of them, made and returned in writing, when confirmed and approved of by the Court, shall be final between the parties, and may be carried into effect as aforesaid. *Provided always, and be it further enacted*, that the award made on the second appraisement shall be final and conclusive to all intents whatsoever.

## CAP. XVIII.

### An Act concerning Elections in the County of Cumberland.

Poll to be held  
at River Philip

Wallace

Amherst

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That hereafter, at any Election to be held in and for the County of Cumberland, for members to serve in the General Assembly, the Sheriff or other officer shall open the Poll at the Court House at the River Philip, and shall continue the same for one day, or until all the Electors then and there present have been polled; and shall then adjourn or remove the Poll to Wallace, at or near the Meeting House in that Township, where it shall be held for the space of two days, or until all the Electors then and there present be polled; and shall then adjourn or remove the Poll to Amherst, at or near where the old Court House now stands, and shall there continue the same for three days, or until all the Electors then and there present be polled, due application for such removal having been made according to law.

II. *And be it further enacted*, That, upon application for the removal or adjournment

ment of the Poll to Wallace, as aforesaid, instead of giving notice that the same shall be there opened, on the eighth day from the first opening of the Poll, as is directed by the second section of the Act, made in the fourth and fifth years of His present Majesty's Reign, entitled, An Act in addition to, and amendment of, an Act, made and passed in the fifty-seventh year of His late Majesty's Reign, entitled, An Act for regulating Elections of Representatives to serve in General Assembly; the Sheriff or other officer holding such Poll, shall give notice that he will, on the fourth day after such first opening of the Poll inclusive, continue the same at Wallace as aforesaid, and in case of a second removal to Amherst as aforesaid, shall give notice that he will so continue the same at Amherst on the fifth day inclusive, after the first day of its being opened at Wallace as aforesaid.

Time of opening  
Poll at Wallace

III. *And be it further enacted,* That an Act, made and passed in the fifty-eighth year of the Reign of His late Majesty King George the Third, entitled, An Act to alter and amend An Act, passed in the last Sessions of the General Assembly, entitled, An Act for regulating Elections of Representatives to serve in General Assembly, shall be, and the same is hereby wholly repealed.

Act of 58th Geo.  
III. repealed

## CAP. XIX.

### An Act to continue the Acts for the regulation of the Militia.

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That An Act, made and passed in the first year of his present Majesty's Reign, entitled, An Act to provide for the greater security of this Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force; and also the several Acts, made and passed in the fourth and seventh years of His Majesty's Reign, in alteration and continuation of the said first mentioned Act, and every matter, clause and thing, in the said several Acts contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 1st 4th, and 7th  
Geo IV. continued

## CAP. XX.

### An Act in addition to the Act, passed in the Second year of his late Majesty's Reign, entitled, An Act for regulating the Exportation of Fish, and the assize of Barrels, Staves, Hoops, Boards, and all other kinds of Lumber; and for appointing Officers to survey the same.

**W**HEREAS it is expedient further to regulate the making of Barrels for pickled Fish, and to enforce the Inspection thereof:

Preamble

I. *BE it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That from and after the first day of January, one thousand eight hundred and twenty eight, every Barrel and half Barrel in which pickled Fish for Exportation are packed, shall be made and constructed of Staves of the thickness of not less than half an inch in every part; and shall have the Bung Stave made of hard wood, and every Barrel and Half Barrel containing pickled Fish, as also the Fish contained therein, which, after the said day shall be offered for sale or exportation, or be shipped for exportation, not being made with Staves of the thickness hereby prescribed, and with the Bung Stave of hard wood, shall be seized and taken as forfeit by any Inspector of Pickled Fish, and be sold, and the proceeds be applied as is by the said Act directed.

Dimensions of  
Staves

Inspector's Certificate must be produced before Vessel carrying Pickled Fish can be cleared out

II. *And be it further enacted*, That no vessel, laden with any Pickled Fish, the produce of the Fisheries of this Province; and destined to any port or place whatsoever, out of the same, shall, after the said first day of January, one thousand eight hundred and twenty eight, be cleared out for such destination, by the Officers of the Customs at her port of departure, or be permitted to depart therefrom, until the Certificate of some sworn Surveyor or Inspector of Pickled Fish, for the place of her lading, shall be produced and exhibited to such Officers of the Customs, setting forth and certifying that all the Pickled Fish laden on board such vessel, have been according to law surveyed and inspected, and the Fish Barrels branded according to the directions of the Statutes in that behalf provided, and that the said Fish are of the quality, and packed in the manner by law prescribed, and that the Barrels containing the same, are in all respects of the size and construction required by this and the other Acts in force relating thereto.

### CAP. XXI.

#### An Act to continue the Acts now in force relating to Trespasses.

Acts 3d, 4th and 5th, Geo IV. continued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act made and passed in the third year of His present Majesty's Reign, entitled, An Act for consolidating and reducing into one Act, all the Acts, heretofore made, relating to Trespasses; and also, an Act made and passed in the fourth and fifth years of His present Majesty's Reign, to alter, amend, and continue, the said first mentioned Act, and every matter, clause, and thing in the said Acts contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the then next Session of the General Assembly.

### CAP. XXII.

#### An Act to continue the Act to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another; and also, the Acts in amendment thereof.

Acts 48th and 55th Geo. III. continued

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made in the forty-eighth year of his late Majesty's Reign, entitled, An Act to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another; and also the Acts, passed in the fifty-first and fifty-third years of His late Majesty's Reign, in amendment thereof, and every matter, clause and thing, in the said Acts contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

### CAP. XXIII.

#### An Act in addition to, and amendment of, the Act relating to Highways, Roads and Bridges.

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That the Justices in the General Sessions of the Peace, in and for each of the several Counties and

First Section of this act repeated 1824.

and Districts in the Province, shall and may, and they are hereby authorized, at any General Sessions of the Peace, to be holden in such Counties and Districts, to grant permission to any person or persons in the said Counties and Districts, to perform his or their Highway or Statute labour, in the said several Counties and Districts upon such Roads as they, the said Justices, shall direct and appoint; and the faithful performance by him or them of such statute or highway labour, in pursuance of such permission, shall be deemed and taken to be the doing and performing his or their statute labour. *Provided*, that such person or persons as may obtain such permission shall, within one month after the performance of such statute or highway labour, obtain from the Surveyor of Highways, for the district in which such person or persons shall reside (who if the said labour has been faithfully performed, is hereby required and directed to grant the same,) a certificate or certificates of the due performance by such persons of such labour; which said permission and certificate or certificates shall be a bar to any action to be brought against such person or persons, under or by virtue of the Act of which this Act is an amendment.

Justices in Session may direct Highway Labour to be performed on any particular road

Proviso

II. *And be it further enacted*, That the respective Courts of General Sessions of the Peace, in each and every of the Counties and Districts of this Province, are hereby authorized to direct such and so many gates and bars as the said Courts, in their several General Sessions of the Peace, may think fit to be placed and kept upon private and particular ways, heretofore or hereafter to be laid out in the said several Counties and districts; and the said Courts respectively, are hereby authorized to make such regulations respecting the placing and keeping the said bars and gates upon such private and particular ways, as they for that purpose, may think expedient and proper to appoint.

Gates and Bars on private ways—

regulations of by Court of Session

And whereas, *the mode observed by Road Commissioners, for laying out new Roads, and valuing the Lands through which it may be necessary to make the same, pursuant to the provisions of the thirteenth and seventeenth sections of said Act, has been found tedious and expensive, for remedy whereof:*

Preamble as to New Roads to be laid out by Commissioners

III. *Be it enacted by the Lieutenant-Governor, Council and Assembly*, That whenever any Commissioner or Commissioners of Roads, shall receive an order of Council, under the provisions of the said Act, to go to work on a new Road, or to alter an old one, he shall immediately after notify all persons interested, as by said Act is directed, and require the parties so interested, to nominate one fit and proper person, to act in conjunction with a person to be appointed by the said order of Council, to act as an appraiser on the part of Government, for the purpose of laying out the Highway or Road so ordered to be made or altered, and valuing the land wanted for the same; and the two persons so nominated and chosen, shall take and subscribe an oath or affidavit before one of His Majesty's Justices of the Peace, faithfully and impartially to lay out such Road in the way most advantageous to the Public, and least prejudicial to the owner of the lands, and to appraise and value the lands wanted for such Road; the damages to such owner or owners; and after being sworn, it shall and may be lawful for the two persons so chosen, to enter upon the lands through which such Road is to be made or altered, and to lay out, measure and mark the same, and to value and appraise such lands, and to assess the damages to the owner or owners, tenant or tenants, of such lands, according to the just and reasonable value of the same, in the same manner as the said Act directs, a Jury to do; which valuation being made in writing, and accompanied with the plan and admeasurement of said Road, shall be returned to the Prothonotary or Deputy Prothonotary for the County or District in which such lands lie, who shall lay the same before one or more of the Judges of the Supreme Court, or the Senior Judge, and one or more of the Judges

Nomination of Appraisers

Appraisers to be sworn

Plan, &c. to be given to Prothonotary, for inspection of Judges of Supreme Court

of

Judges may confirm or annul returns

Mode of procedure if return is annulled

*Plan to be filed with the return*

Provide

Judges may nominate appraisers

Commissioners may complain to Supreme Court

Acts which relate to alterations of Roads repealed

of the Inferior Court for such County or District, and such Judge or Judges shall thereupon make an order for the parties interested, to shew cause, by a short day, why such plan and valuation should not be established and confirmed, and after hearing the parties, in case they desire to be heard, it shall be lawful for said Judge or Judges either to confirm, or set the same aside, as the case may require; and to order another valuation and appraisement to be made by the same persons, which shall be final between all the parties; and in case the persons so appointed, cannot agree upon a plan and valuation of such Road, then each of such Referees shall make a separate plan of such road, with the valuation thereof, and return the same to the said Prothonotary, and the said Judge or Judges shall, immediately after such return, nominate and swear a fit and proper person to act as an umpire between the said referees; and the determination of such umpire, made in writing, in conjunction with one or both of said referees, shall be final and conclusive, and be made a Record of the said Supreme or Inferior Court, and the parties shall be entitled to be paid the amount according as the Law directs. *Provided always*, in case the parties interested when called on as aforesaid, shall neglect or refuse to nominate a person to make such valuation as aforesaid, it shall and may be lawful for the said Commissioner to give notice of such refusal to the said Prothonotary or Deputy Prothonotary; and it shall and may be lawful, for one or more of the said Judges of the Supreme Court, or for the Senior Judge of the Court of Common Pleas, for the County or District, to order the parties interested in the Lands so wanted, to shew cause, by a short day, why he or they refuse to nominate an appraiser as aforesaid; and in case he or they persist in refusing to make such nomination, or shall fail or neglect to shew sufficient cause to justify such refusal, it shall and may be lawful for such Judge or Judges, to nominate and swear a fit and proper person to act on behalf of such person or persons, in conjunction with the person named in such Order in Council, for the purpose of laying out and valuing such Road, and the proceedings of the persons so nominated shall be equally as good and valid as if he had been chosen by the parties interested; and the said Judge or Judges, in case of disagreement, shall nominate an umpire and proceed in the same manner as herein before directed.

IV. *And be it further enacted*, That it shall and may be lawful for the said Commissioners, or the parties interested in the lands, to complain to one or more of the Judges of the Supreme Court, or to the Senior Judge, and one or more of the Judges of the said Inferior Court, in case either of them shall think there has been any error in the proceedings herein before directed, and it shall be lawful for the said Judges to hear and examine into the cause or causes of such complaint, and to ratify the same, if necessary; or otherwise, if occasion shall require, to set the whole proceedings aside, and to nominate and swear three fit and proper persons, to lay out such road, and make such valuation; and the determination of such Referees, or any two of them, when confirmed and recorded with the Prothonotary, or his Deputy, by the order of such Judges, shall be final and conclusive.

V. *And be it further enacted*, That the Provisions contained in the said Acts, which direct new Roads and alterations of Roads to be laid out, and valued by a Jury, shall be no longer observed or acted upon; but all future plans and valuations of such Roads, shall be made as in and by this Act is directed; and such plans and valuations, when so made, confirmed and recorded, shall be to all intents and purposes as good, and valid as if the same had been made by the Sessions and Jury, as in and by the said Act is directed, it being the true intent and meaning of this Act, hereafter to substitute the laying out of new Roads and alteration of old Roads, with the plans and valuations made by referees or appraisers, under the directions of the said Judges, in the place and stead of the same proceedings, which the said Act has directed to be performed by Justices of the Peace, Special Sessions of the Peace, Clerks of the Peace, Sheriffs and Juries.

## CAP. XXIV.

**An Act to alter an Act, passed in the sixth year of His Majesty's Reign, entitled "An Act concerning Schools."**

**W**HEREAS, much inconvenience is experienced from the establishment of but one Board of Commissioners, under the Eighth Section of the Act, passed in the sixth year of His Majesty's reign, entitled "An Act concerning Schools," in those Counties of the Province which are divided into separate and distinct Districts, for remedy whereof:

Preamble

**I** BE it enacted by the Lieutenant-Governor, Council and Assembly, That it shall and may be lawful for his Excellency the Governor, from time to time, as may be deemed expedient, to name and commission in each and every District of such Counties of the Province, as are, or may be sub-divided, into distinct and separate Districts, three persons residing within such Districts respectively, to form a Board of Commissioners for the inspection and general superintendance of Schools, established, or to be established, within such Districts, under the Act of which this is an alteration, and that such Commissioners shall, in all things, be guided by the enactments and provisions of the said Act.

Boards of Commissioners to inspect Schools may be appointed by Lieutenant-Governor

**II** And be it further enacted, That His Excellency the Governor shall and may, as circumstances may require, and as to him may seem proper, divide to and among the several Districts of such Counties respectively, as are herein-before referred to, any sum of money, which, under the twenty-first Section of the said Act, of which this is an alteration, may be allowed and paid for the use of Schools in each and every such County.

Money may be divided by his Excellency, under 2d Sec. of School Act

**III** And be it further enacted, That this Act shall continue and be in force for two years, and from thence to the end of the next Session of the General Assembly.

Continuation of Act

## CAP. XXV

**An Act to revive and continue the several Acts of the General Assembly, for raising a Revenue to repair the Roads throughout the Province, by laying a duty on Persons hereafter to be licensed to keep Public Houses and Shops for the retail of Spiritous Liquors.**

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the thirty-ninth year of His late Majesty's reign, entitled An Act for raising a Revenue to repair the Roads throughout the Province, by laying a duty on Persons hereafter to be licensed to keep Public Houses and Shops for the retail of Spiritous, Liquors and for regulating such Public Houses and Shops: Also the several Acts, passed in the forty-first, forty-sixth and fifty-fifth years of His late Majesty's reign, for reviving, altering, continuing and amending, and adding to the said Act; and every matter, clause and thing, in the said Acts contained, be revived and continued, and the same are hereby revived and continued in force, until the thirty-first day of March, which will be in the year of our Lord one thousand eight hundred and twenty-eight; and thence to the end of the next Session of the General Assembly.

Acts 39th, 41st 46th, and 55th, Geo. III. revived and continued

## CAP. XXVI.

## An Act relating to Common Fields.

Preamble

**W**HEREAS, *great inconvenience has been felt by the Proprietors of Common Fields, from individuals, or other Proprietors of Common Fields, marking Horses and Cattle with a brand or mark, similar to that previously adopted, and used by such first mentioned Proprietors, for remedy thereof:*

Brand marks to be entered on a Book by Town Clerk

**I.** *BE it enacted by the Lieutenant-Governor, Council and Assembly, That from and after the passing of this Act, every brand or mark adopted by the Proprietors of any Common Field, in and by their regulations concerning such Common Field, or otherwise, for the purpose of branding or marking the Horses or Cattle, turned or to be turned into such Common Field, before the same shall be used for that purpose, shall be entered by such Proprietors in a Book, to be kept by the Town Clerk of the Township or Settlement wherein such field may be situate, who shall receive, for so recording the said mark or brand, the sum of one shilling.*

Penalty for entering more than one mark of the same description

**II.** *Provided always, and be it further enacted, That such Town Clerk, after entry of any such brand or mark, shall not so enter any other brand or mark, similar thereto, under penalty of Ten Pounds, to be recovered by any person who shall sue for the same, by bill, plaint or information, in any Court of Record, to be applied, one half to the use of the person who shall so sue for the same; and the other half to the use of the Poor of the Township, Parish or Settlement, in which the Office of such Town Clerk may be situate.*

Penalty for non-entrance of Brand mark

**III.** *And be it further enacted, That if any Proprietor or Proprietors of any Common Field, or any person or persons by him or them, or any of them, duly authorized or appointed, shall brand or mark any horse or horses, ox or oxen, cow or cows, or other cattle whatsoever, for the purpose of turning them, or any of them, into any Common Field, with any brand or mark not duly entered or recorded by the Town Clerk, in manner aforesaid; or if any person or persons shall imitate, counterfeit or use, any such brand or mark so entered and recorded as aforesaid, for the purpose of marking or branding a horse, ox, cow, or any other beast of the description aforesaid, except such person or persons as may be authorised and entitled so to do, under and by virtue of the regulations of the Proprietors of the Common Field, so having adopted and entered such brand or mark, with the Town Clerk as aforesaid, each and every person so offending or being accessory thereto, on conviction thereof, before any two of His Majesty's Justices of the Peace, for the County or District wherein the offence shall have been committed, shall, at the option of such Justices, be adjudged, either to be committed to the Common Goal of such County or District, for a term not exceeding three Months, nor less than one Month, and be accordingly committed by Warrant, under the hands and seals of the said Justices, or shall be adjudged to forfeit and pay a sum not exceeding Five Pounds, nor less than Three Pounds, with costs of suit, to be levied by warrant of distress, and sale of the Offender's Goods and Chattles, and to be paid, after deducting such costs, to the Overseers of the Poor, for the use of the Poor of the Township, Parish or Settlement, wherein such offence shall have been committed.*

Preamble

*And Whereas, from the length of time now allowed by Law, after notice given to persons holding Lands adjoining such Common Fields, to repair their Fence dividing their lands from such Common Fields, before a fence-viewer can legally proceed to cause such deficient Fence to be repaired; great injury is often done to such Common Fields, for remedy thereof:*

Owners of lands adjoining Common must repair fence

**IV.** *BE it enacted, by the Lieutenant-Governor, Council and Assembly, That, the Proprietor or Proprietors of any Field, adjoining to any Common Field enclosed*

and improved, in case his or their part of the Fence dividing his or their Land from such Common Field, shall become deficient or out of repair, shall immediately repair such deficiency, and make the same a good and sufficient legal Fence, and in case he or they neglect so to do, within the space of three days after notice given him or them; it shall and may be lawful, and any one of the Fence-viewers, upon application being made to him in such case, is hereby empowered, forthwith to cause such deficient Fence to be built up and repaired, if, in his judgement, the same be insufficient; and the person or persons that of right ought to repair and maintain the same, shall pay double the costs and charges expended for the closing thereof, and in case of refusal, such Fence-viewer may recover the same, by action on the case, according to the value, in manner aforesaid. *Provided always*, that no Fence-viewer shall be allowed more than three shillings per day in his account, for his own trouble and time expended herein. And if any Fence-viewer, when notified, shall neglect his duty herein, he shall forfeit Two Pounds for each offence, to be recovered on due proof before any Justice of the Peace, for the County or District in which such lands shall lie; one half to the person who shall prosecute for the same, and the other half or the Poor, of the Township or place where the offence shall be committed.

Fence viewers  
may cause fences  
to be repaired.

Proviso

## CAP. XXVII.

**An Act to authorize the Justices of the Peace in the Town of Halifax, to borrow money, on the credit of the Town, for erecting a suitable Stone Building, as a Magazine for the reception of all Gunpowder imported and brought into Halifax; and to compel the Importers thereof, to deposit the same in the Magazine.**

**WHEREAS**, His Excellency the Commander-in-Chief, by Message, informed the Honourable House of Assembly, that he has received a Communication from the Ordnance-Store-Keeper-General at Halifax, accompanied by an Order from His Grace the Duke of Wellington, and the Honourable the Board of Ordnance, not to permit any more Powder, owned by the Merchants, to be received into the King's Magazine at Halifax, and to cause what might be then in Store, to be removed as soon as a place could be procured to contain the same:

Preamble

And whereas, it is indispensably necessary for the preservation of the Town, and conformably to the said Message, that a suitable Stone Building should be erected, for the reception of Gunpowder:

**I. BE it therefore enacted by the Lieutenant-Governor, Council and Assembly**, That the Justices of the Peace for the Town of Halifax, shall and may borrow, on the credit of the Town, such sum of money as may be necessary to purchase a piece of ground, and to erect a suitable stone building thereon, for the reception of all Gunpowder now in the King's Magazine at Halifax, belonging to the merchants; and all Gunpowder which may hereafter be imported or brought into this Town.

Money may be  
borrowed on the  
credit of the Town  
for buying land,  
and erecting Ma-  
gazine

**II. And be it further enacted**, That the said Magazine, when completed, shall be the property of the Town of Halifax, and shall be under the control and management of the Magistrates, who are hereby from time to time empowered, in any General or Special Sessions, to appoint fit and proper persons to take charge of the same; and also to establish a rate of Storage, for all Gunpowder deposited in the Magazine, which storage shall be applied to the payment of the interest of the Money borrowed, and towards the liquidation of the principal, the said Storage, to be recovered in the

Magistrates to  
appoint Keepers  
and fix rates of  
Storage

Receipts to be  
applied to liquida-  
tion of debt



the same manner, as any other debt, in an action, to be brought by any three of His Majesty's Justices of the Peace, for the Town of Halifax.

All persons bound to store Gunpowder in the Magazine

III. *And be it further enacted,* That so soon as the Magazine, so to be erected, shall be ready for the reception of Gunpowder, all and every person or persons, importing or bringing Gunpowder, not belonging to His Majesty, into Halifax; or to whom any such Gunpowder may be consigned, shall immediately store the same in the said Magazine; and if any person or persons, importing or bringing into Halifax any Gunpowder, or any person or persons to whom any Gunpowder shall be consigned, shall store or deposit the same in any other Building, of whatsoever description, within Ten Miles of the Town of Halifax, except the quantity allowed by Law, for persons to have in their possession, the person or persons, refusing to put their powder into the Magazine, or who shall deposit Gunpowder, in any other Building within Ten Miles of the Town of Halifax, shall pay a fine of Twenty Pounds, and the Justices shall seize the Gunpowder as forfeited; and shall apply the proceeds arising from the sale of the Gunpowder, as well as the Fine, in the same manner and to the same use, as the Storage, to be paid, is heretofore directed to be applied; the said fine to be recovered by bill, plaint or information, in any of His Majesty's Courts of Record in the Province, by any three of His Majesty's Justices of the Peace for the County of Halifax.

Penalty for refusal or neglect

Application of fines

After paying the debt—the receipts to become Town Property

IV. *And be it further enacted,* That after the debt incurred in borrowing money, shall have been paid, all sums arising from the storage of Gunpowder, and from all fines or forfeitures, and the proceeds arising from all Gunpowder, so seized as aforesaid, shall be applied to Town-purposes; any law, usage or custom, to the contrary notwithstanding.

£180 may be drawn from Treasury in aid of the object

V. *And be it further enacted,* That there shall be granted and paid, out of the Treasury of the Province, the sum of one hundred and eighty pounds currency, in aid of the expense of building such Magazine, being the sum formerly granted for that purpose; and the said sum of money shall and may be drawn from the Treasury by warrant from the Lieutenant-Governor, when and so soon as the said Magazine shall be completed.

## CAP. XXVIII.

### An Act to extend to Bridgetown, in the County of Annapolis, the Provisions of the Act relating to Commissioners of Highways, in Halifax, and certain other places.

Act relating to Commissioners of Highways extended to Bridgetown

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the last Session of the General Assembly, entitled, An Act relating to Commissioners of Highways, in Halifax, and certain other places, and all the regulations and provisions thereof, with every matter, clause and thing, therein contained, shall be extended, and the same are hereby extended, to Bridgetown, in the County of Annapolis; and it shall be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to appoint three respectable Inhabitants and Freeholders of Bridgetown aforesaid, to be Commissioners of Highways therein, for the purpose of carrying into effect the provisions and regulations of the said Act, and to proceed to supply any vacancy that may occur amongst such Commissioners, and such appointment to renew when necessary, in the same manner as is pointed out and provided by said Act.

II. *And be it further enacted,* That the Jurisdiction, powers and authority of the said

said Commissioners, shall be confined and restricted to the bounds and limits following, that is to say—commencing at Joshua Gidney's eastward boundary line; thence running down the Granville main road, until it reaches the causeway on the western side of the Aboiteau, including the same; thence running southwardly until it reaches the Annapolis River; thence along said River, until it meets the south end of said Gidney's line.

### CAP. XXIX.

## An Act to continue and amend the Act for regulating the expenditure of Monies appropriated for the service of Roads and Bridges.

**BE** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the fourth and fifth years of His present Majesty's reign, entitled, An Act to regulate the expenditure of Monies, hereafter to be appropriated, for the service of Roads and Bridges, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 4th and 5th  
Geo. IV. continued

**II.** And be it further enacted, That, from and after the Publication of this Act, the Contracts mentioned and referred to in the fifth Section, of the Act hereby continued, shall not be in the words mentioned and set forth in the said fifth Section, but shall be in the words following, that is to say:—

Form of contract

Articles of Agreement, had, made and agreed upon, this \_\_\_\_\_ day of \_\_\_\_\_  
One Thousand Eight Hundred and \_\_\_\_\_ Between A. B. Commissioner for  
\_\_\_\_\_ of the one part, and C. D. of \_\_\_\_\_ and E. F. and G. H. of \_\_\_\_\_  
as Sureties for the said C. D. of the other part, as follows, viz: the said C. D. and the said E. F. and G. H. as his Sureties, for the consideration hereinafter mentioned, do, for themselves, their Heirs, Executors and Administrators, covenant, promise and agree, to and with the said A. B. his Executors and Administrators, that he the said C. D, his Heirs, Executors, and Administrators, shall and will, on or before the last day of August next, in a good and workmanlike manner, well and sufficiently \_\_\_\_\_ to the satisfaction of the said A. B. In consideration whereof, the said A. B, for himself, his Heirs, Executors, and Administrators, doth hereby covenant, promise and agree, to and with the said C. D, his Executors, and Administrators, that he, the said A. B. his Heirs, Executors and Administrators, shall and will well and truly pay, or cause to be paid, unto the said C. D, his Executors or Administrators, the sum of \_\_\_\_\_ in manner following, that is to say:—one third part of the said sum of \_\_\_\_\_ from time to time, as the said work shall be proceeded in, and the remaining two third parts thereof, when the work shall be completed and finished agreeably to this Contract; and the certificate prescribed by the Act of the General Assembly, entitled, An Act to regulate the expenditure of Monies, hereafter to be appropriated for the service of Roads and Bridges, shall be obtained, and for the performance of the Articles and Agreements aforesaid, the said Parties bind and oblige themselves, their Heirs, Executors and Administrators, each to the other, in the penal sum of \_\_\_\_\_ firmly by these Presents. In Witness whereof, they have hereunto interchangeably set their hands and seals the day and year first above written.

And Whereas, the regulation contained in the twelfth section of the said Act, has in some cases been found prejudicial to the public service.

Governor and Council may authorise expenditure of more than £500 by one Commissioner

**III.** Be it therefore enacted, that it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of

His Majesty's Council, in case it may be found necessary, to authorize any Commissioner of Roads, hereafter to be appointed, to superintend the expenditure of a larger sum of money than Five Hundred Pounds, any thing in the said Act contained to the contrary notwithstanding.

### CAP. XXX.

## An Act for dividing the Parish of St. Paul, in the Township of Halifax.

Preamble

**W**HEREAS the Parish of St. Paul now comprehends a large extent of Land, which has become very inconvenient on account of its great extent, and the increase of its inhabitants. And whereas, a number of the inhabitants of the said Township have erected, built and finished, a Church, which they have called or named St. George's Church, for the celebration of Divine Service according to the rites and ceremonies of the Church of England, in which a Minister of the said Church, regularly ordained and licenced now officiates; and at which a large Congregation of the inhabitants of the said Township regularly attend Divine Worship:

And whereas, the venerable Archdeacon Robert Willis, D. D. the present Rector of the said Parish of St. Paul, has voluntarily relinquished all claim he might have to any compensation on account of so considerable a diminution of his parishioners, and has, so far as he is interested in the premises, most willingly consented to the said division, as a measure advantageous to the inhabitants of the intended Parish of St. George:

Boundaries of St. George's Parish

**I.** Be it enacted by the Lieutenant-Governor, Council and Assembly, That all the land, lying within the said Township, and bounded as follows, that is to say: beginning at a point on the western shore of the Harbour of Halifax, directly opposite to the centre and eastern end of the Street or Lane, called Jacob's Street, which is the Southern boundary line of the North Suburbs of the Town of Halifax, and running from said Point Westerly, along the centre line of said Street to the end thereof; and from thence the same direct course, until it comes in a range with the centre of Upper Street, and on Brunswick Street, thence northerly along the centre line of Brunswick Street, until it comes to the centre of the Eastern termination of the Public Street which leads along the North side line of the Northern Barrack Square into the Common, thence Westerly along the centre line of said Street, until it strikes the Eastern line of said Common, thence following the courses of said Common line, northerly and westerly to the end thereof; and from thence to run westerly along the centre of the Public Road, leading in front of the Buildings and premises of the late James Romans, until it meets the centre of the Public Road from Halifax to Brehm's Farm, thence to follow the centre line of said Road northerly and westerly by Brehm's Farm, until it strikes the centre of the Bridge over Smelt Brook, at the head of the North West Arm, from thence to run West ten miles, thence North until it strikes the Southern side line of Sackville Parish, and the northern side line of Halifax Township, thence easterly along said line, to the Shore of Bedford Bason, and to be bounded easterly and southerly by the Shores of Bedford Bason, and the Harbour of Halifax, to the place of beginning; all which described Land shall hereafter be the Parish of the said Church, now commonly known by the name of Saint George's Church; and all the lands lying within the limits before described, (except the glebe lands, and all other property belonging to the said Church of Saint Paul) shall hereafter be seperated from the said Parish of Saint Paul, and be a Parish, hereafter to be known and called the Parish of Saint George. **II.**

II. *And be it further enacted*, That it shall and may be lawful, for the people residing within the said district, to meet for the choice of Church Wardens and Vestry men, and all other Parish officers, which choice shall be made yearly, and at the same time and in the manner as is by law already prescribed, for the said Parish of St. Paul, and all meetings, powers and proceedings, of the Parishioners, Church Wardens, and Vestry, and Parish Officers of the said new Parish of St. George, shall be according to the rules and regulations set forth for the said Parish of St. Paul, in an Act, entitled, An Act in addition to an Act for the establishment of Religious Public Worship in this Province, and for suppressing of Popery; and the Minister or Rector of the said Parish of St. George, the Parishioners, Church Wardens, Vestry-men and Parish officers, are hereby powered to act in the same manner, and with the same power, in all cases, as is prescribed in said Act, and all other Acts, made for the said Parish of St. Paul, in addition to, alteration or amendment of, the same.

People may meet to choose Church officers

III. *And be it further enacted*, That the said Church and Building, so called St. George's Church, with the lot of land on which the same now stands, and the Burying-ground belonging to said Church, with the Buildings thereon, commonly called and known as the Dutch Burying-ground, and the lot of Land granted to said Church, for the purpose of erecting thereon a Parsonage House, with all the Buildings thereon, and the lot of Land, situate in the North Suburbs, described Letter E. number Three, measuring one hundred feet front, and two hundred and fifty feet deep, purchased for St. George's Church in the year 1776, shall, after passing this Act, vest in the Church Wardens and Vestry of the Parish of St. George, to be by them held in their corporate capacity forever hereafter in fee simple, for the use and benefit of the Minister or Rector and Parishioners of said Church, and for the support and maintenance of the Church Establishment of said Parish, and for no other use, intent or purpose, whatsoever; any deeds, grants, trusts or conveyances, heretofore made, to the contrary thereof notwithstanding.

Church and Church property to be vested in the Church Wardens and Vestry

IV. *And be it further enacted*, That the said Church, and the lands thereunto belonging, as aforesaid, shall not be held liable to any mortgage, debt, charge or incumbrance, whatsoever, now existing, and the debts now due from the said Congregation, or which may hereafter become due, shall be liquidated, settled and paid, by the Church Wardens and Vestry of said Parish, out of the parish rates and assessments, or other income of said Church, and on no account shall be made an incumbrance or charge on the Real Estate belonging to the same.

Church not liable for debts now existing

And Whereas, *it will be attended with present difficulty and inconvenience, if the Inhabitants of the new Parish, who hold pews in the Church of Saint Paul, should be obliged to contribute and pay for the support of the said new Church, of Saint George.*

Preamble

V. *Be it further enacted*, That for and during the space of twenty years, to be computed from the first day of January last past, the person or persons hereinafter named, that is to say—David Shaw Clarke, William Wilward, Ann Creighton, Elizabeth Mason, Elizabeth Herd, Ann Hughes, Mary Wood, John A. Veith, Walter C. Wilkie, Elizabeth Tucker, James Collupy, John W. Madden, Daniel Norwood, William Fennerty, Robert Whiston, Frederick Major, William Wells, Mary-Ann Burroughs, John Douglas, A. F. Jones, George Dammerum, Joseph Winniett, Adam Grieve, Thomas Maynard, Henry Linart, being Inhabitants of the new Parish of Saint George, each of whom now holds a pew, or a part or share of a pew, in the said Church of Saint Paul, shall not be taxed, or held liable to pay any rate or assessment, for the support of the said Church of Saint George; and the said persons so named, and their families, although they do not dwell within the Parish, shall nevertheless, be assessed and pay towards the support of the said Church of Saint Paul.

Persons holding pews in St Paul's not liable to pay for the support of St George's, although residing within the limits of the Parish

Persons holding pews in St. George's, not liable to pay for the support of St. Paul's, although residing within the limits of the Parish

Paul, during the same period of twenty years, the same as heretofore, in case they severally continue so long to hold a pew or part of a pew, in the said Church of Saint Paul. And so in like manner, all persons hereinafter named, that is to say—Andrew Smith and Brothers, John Tryder, Richard John Uniacke, Junior, Beamish Murdoch, Anthony H. Holland, Philip Holland, Mrs. Thomas Smith, Mrs. Roxby, Nicholas Le Cain, Mrs. D. Clarke, Rebecca Miller, George Jost, Andrew Bauers, Thomas Bauers, George Thresher, Frederick Rhalves, William Carritt, Mrs. — Mosher, Henry Lockyer, Edward Knickle, Henry Gruber, James Walsh, Henry Spike, Mrs. — Harvey, Joseph Marchington, George Hughes, James Carter, Robert Grover, John Sheffer, and Daniel Sheffer, William Muncey, John Room, Mrs. — Evans, James Stratton, Henry Brehm, Mrs. — Walker, George Hoskins, Clement H. Belcher, Thomas M'Kie, Edward Longard, George Harverstock, Andrew Fulmer, who now hold pews, or parts of pews, in the said Church of Saint George, and who are Inhabitants within that part of the Township of Halifax, which still remains as the Parish of Saint Paul; such persons, if they continue during the said period of twenty years, by themselves or families aforesaid, to hold pews or parts of pews, in the said Church of Saint George, shall not be taxed, or held liable to pay any rate or assessment for the support of Saint Paul's Church, but shall, notwithstanding they are Inhabitants of the said Parish of Saint Paul, be assessed, and pay for the support of the said Church of Saint George, in the same manner and form as they would be liable, in case they actually were Inhabitants of the said new Parish of Saint George.

Appointment of Rector in case of vacancy

VI. *And be it further enacted,* That whenever a vacancy shall take place in the office of Rector of the said Parish, the Governor, Lieutenant Governor, or Commander in Chief for the time being, having first received the representations of the Congregation on the subject of their Interests, and being made acquainted with their wishes and inclinations, shall name to the said Congregation the person intended to be presented to the Rectory of the said Parish; and it shall be lawful for the said Governor, Lieutenant Governor, or Commander in Chief, within fourteen days after such nomination, if he shall think fit to present the person so named to the Rectory of the said Parish, or otherwise to nominate and present some other fit and proper person as Rector of the same; and to cause the person so presented, to be instituted and inducted, as the Rector of said Parish; any law, usage or custom to the contrary notwithstanding.

And whereas, *the debts now due from the said Church of Saint George, amounting to seven hundred pounds, which, together with the expence of rebuilding the Parsonage-house, has put it out of the power of the Congregation for the present, to make any permanent allowance to their Minister:*

Half the pew rent to be paid to the Rector after the existing debts are paid

VII. *Be it therefore enacted,* That from and after the expiration of ten years from the passing of this Act, or sooner if the said debt shall be paid and discharged before the said ten years, the Church Wardens and Vestry of the said Parish, shall yearly and every year pay to the Rector or Minister of the said Parish, one half part of all rents arising from the pews of said Church, and also such further part of the said rents as the Parishioners shall think proper to vote at any Parish meeting.

## CAP. XXXI.

**An Act in amendment of an Act, entitled, An Act for establishing a Bridewell, or House of Correction, for the County of Halifax, and for the better and more effectual administration of the office of a Justice of the Peace in the Township of Halifax, and for providing a Police Office in said Town, with proper Officers to attend the same.**

**W**HEREAS it is enacted, by the before in part recited Act, that it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander-in-Chief for the time being, by and with the advice of His Majesty's Council, to appoint from among the Justices of the Peace for the County of Halifax, three fit and proper persons, one of whom, in his capacity as a Justice of the Peace, for the said County, shall diligently attend daily at the Public Police Office in the Town of Halifax, as a Police Magistrate, for which service there shall be paid to such Justice, who shall daily attend at such Office, for each and every day of his attendance as aforesaid, the sum of eleven shillings and eight pence per diem. Preamble

And whereas, John George Pyke, Esquire, the present Police Magistrate in the Town of Halifax, hath, during nearly fifty-five years, actively discharged the duties of a Magistrate in the County of Halifax, and many other Public services; and since the establishment of a Police Office, the duties of a Police Magistrate:

And whereas, it is expedient that the said John George Pyke should, from his length of service, and his advanced period of life, enjoy retirement:

I. Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That the said John George Pyke shall, for and during his natural life, enjoy the aforesaid sum of eleven shillings and eight pence per diem, without being compelled to give his daily attendance at the said Police Office. Allowance to J. G. Pyke

II. And be it further enacted, That after the death of the said John George Pyke, it shall and may be lawful for the Lieutenant-Governor to appoint one fit and proper person to discharge the duties of Police Magistrate in his room. Lieutenant Governor may appoint Police Officer

III. Provided always, and be it further enacted, That no part of the said allowance to the said John George Pyke, or any other person, or any other expence now or hereafter to be incurred, in the carrying into effect this present Act, or any other Act respecting the establishment and support of the Police at Halifax, shall be paid out of the general funds of the Province, but the same shall be raised in the manner provided by the ninth section of the Act, to which this Act is an addition and amendment. Proviso

## CAP. XXXII.

**An Act in amendment of, and in addition to, an Act, passed in the thirty sixth year of His late Majesty's Reign, entitled, An Act to regulate Juries.**

**W**HEREAS, great inconveniences have arisen from the manner in which the Grand and Petit Juries are now returned for the Supreme and Inferior Courts, and Courts of Quarter Sessions, held at Halifax, under the Act passed in the Preamble

*the thirty-sixth year of the Reign of His late Majesty, entitled, "An Act to regulate Juries," whereby such Juries are directed to be returned and summoned from the Town and Peninsula of Halifax only; and whereas, it is just and expedient that all the inhabitants within the vicinity of the said Town should attend as Grand and Petit Jurors at the said several Courts :*

Jurors within 15 miles of Halifax may be summoned

I. *BE it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That hereafter the Sheriff of the County of Halifax, shall make a return in the manner by said Act prescribed, of all persons, duly qualified and not exempted by Law, who shall be resident at any place within fifteen miles of the said Town of Halifax, to serve as Grand Jurors and Petit Jurors, at the Supreme and Inferior Courts and Courts of Quarter Sessions, hereafter to be held at Halifax.*

Fines for non-attendance

II. *And be it also enacted, That all and every such person or persons, who shall hereafter be so duly returned and summoned as aforesaid, shall be liable to the same fines and penalties for non attendance at any such Court or Courts, as Grand and Petit Jurors within said Town and Peninsula, have heretofore been subject to, for such non attendance, by any Act of this Province, now in force.*

### CAP. XXXIII.

**An Act in further addition to, and amendment of, an Act, passed in the thirty-second year of the Reign of His late Majesty King George the Second, entitled, An Act for the establishment of Religious public Worship in this Province, and for suppressing Popery, and to repeal the third Section of an Act, entitled, An Act for relieving His Majesty's Subjects, professing the Popish Religion, from certain penalties and disabilities imposed on them by the Act of the General Assembly of this Province, made in the sixth year of His present Majesty's reign, entitled, An Act concerning Schools and Schoolmasters.**

Preamble

**W**HEREAS, *all persons within this Province, professing the Roman Catholic Religion, have been for several years past, relieved from the restrictions and disabilities heretofore imposed upon them by the Laws of this Province, and are now allowed to build Churches, and their Clergy permitted to celebrate Divine Worship therein, according to the rights and ceremonies of the Church of Rome :*

Privileges enjoyed by Dissenters extended to Roman Catholics

I. *BE it enacted, That all the exemptions and privileges which are conferred upon Protestant Dissenters, by the second Section of the Act of which this Act is an amendment, shall be conferred upon, and enjoyed by, all Roman Catholics, residing within this Province, any Law, usage or custom, to the contrary notwithstanding.*

*And Whereas, it is expedient, that the said Roman Catholics, should be relieved from the disabilities imposed on them, by the third section of an Act, made and passed in the twenty-sixth year of His late Majesty's Reign, entitled, An Act for relieving His Majesty's Subjects, professing the Popish Religion, from certain penalties and disabilities imposed on them, by the Act of the General Assembly of this Province, made in the sixth year of His present Majesty's Reign, entitled, An Act concerning Schools and Schoolmasters :*

II.

II. *BE it therefore further enacted*, That the said third Section of the said Act, passed in the twenty sixth year of His late Majesty's Reign, entitled as aforesaid, and every thing in said Section contained, shall be, and the same are hereby, altogether repealed. 8d Sec. 26 Geo. III, repealed

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### CAP. XXXIV.

**An Act in further amendment of an Act to regulate the Jurisdiction of the Inferior Court of Common Pleas, within the County of Cape Breton; and to fix and establish the times and places for holding of the said Inferior Court, and General Sessions of the Peace, in and for the said County.**

**WHEREAS**, *many inconveniences are found to result from the Court of Common Pleas and General Sessions of the Peace, for the Southern District of the County of Cape Breton, being held at the times and the seasons now appointed by law; for remedy whereof:* Preamble

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly*, That after one month from the publication of this Act, the Inferior Court of Common Pleas and General Sessions of the Peace, for the Southern District of the said County of Cape Breton, shall be held on the second Tuesday of March, and on the second Tuesday of November, in each and every year, instead of the times now by law established for holding the same. Time of holding Courts in Cape Breton, altered

II. *And be it further enacted*, That this Act shall be and continue in force for two years, and from thence to the end of the next Session of the General Assembly, and no longer.