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ACTS

OF

THE GENERAL ASSEMBLY

OF THE

PROVINCE OF NOVA-SCOTIA.

ANNO DECIMO TERTIO VICTORIÆ REGINÆ.

1850.



HALIFAX :

PRINTED BY JOHN S. THOMPSON,

PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

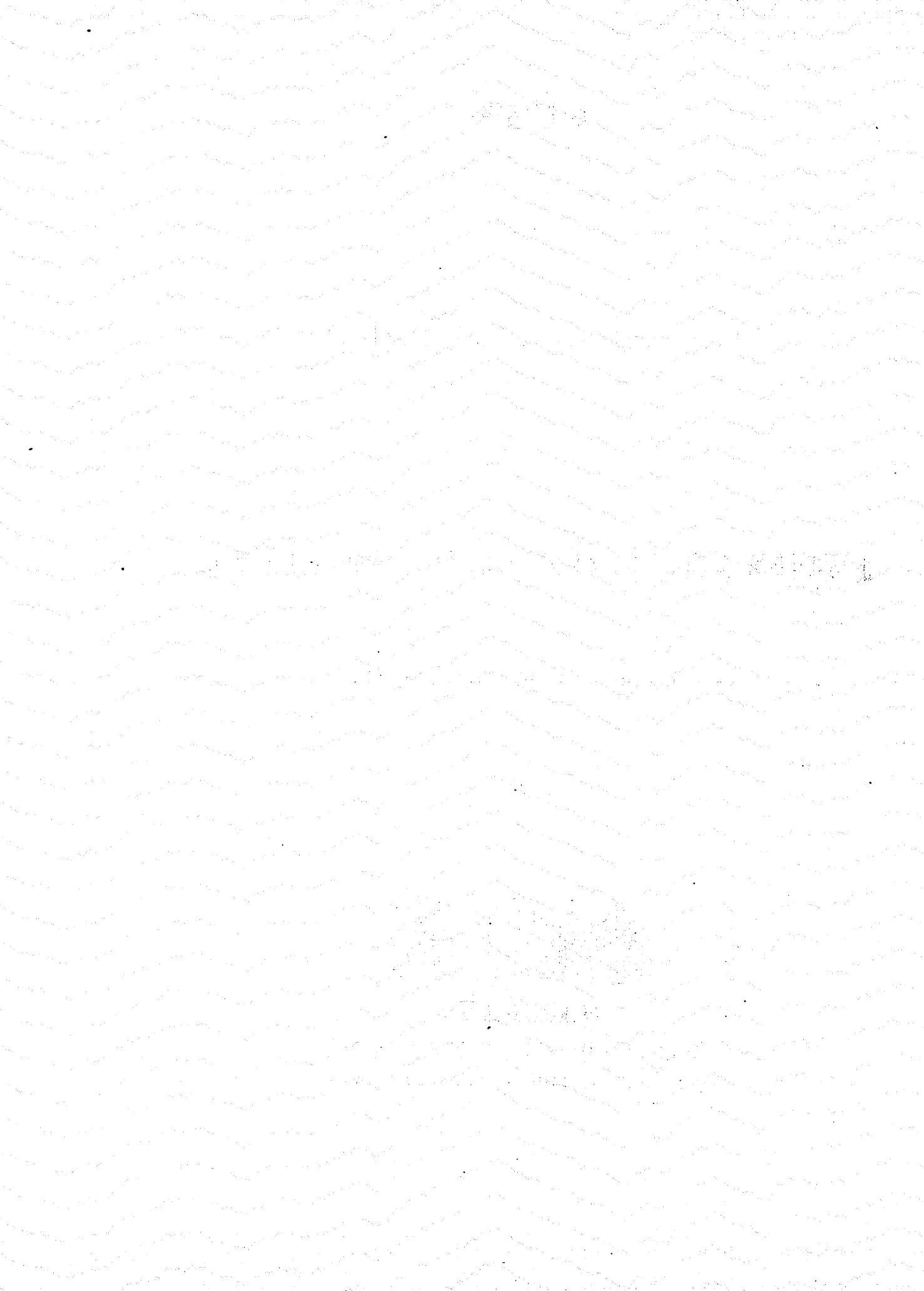


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PROVINCE OF NOVA-SCOTIA.

ANNO DECIMO TERTIO VICTORIÆ REGINÆ.

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AT the GENERAL ASSEMBLY of the Province of Nova-Scotia, begun and holden at Halifax, on THURSDAY, the Seventeenth day of JANUARY, 1850, in the Thirteenth Year of the Reign of Our Sovereign Lady VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c., being the Third Session of the Nineteenth General Assembly convened in the said Province.*

* In the time of Sir JOHN HARVEY, Lieutenant-Governor; Michael Tobin, President of the Legislative Council; William Young, Speaker of the Assembly; Joseph Howe, Provincial Secretary; and Joseph Whidden, Clerk of Assembly.

CAP. I.

An Act for applying certain Monies therein mentioned for the service of the Year of Our Lord One Thousand Eight Hundred and Fifty, and for other purposes.

(Passed the 28th day of March, A. D. 1850.)

May it please Your Excellency;

We, Her Majesty's dutiful and loyal Subjects, the House of Assembly of Her Majesty's Province of Nova-Scotia, towards appropriating the Supplies granted to Her Majesty, and for supplying the exigencies of Her Majesty's Government, do humbly beseech that it may be enacted, and

Be it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

Out of the Monies which now are, or from time to time shall be or remain in the Public Treasury of this Province, there shall be paid the sum of Two Hundred Pounds to the Speaker of the House of Assembly, in full for his Salary as Speaker, for the present year.

And a further sum of Two Hundred Pounds to the Clerk of the House of Assembly, for his services for the same year.

And a further sum of Twenty-five Pounds to the Chaplain of the House of Assembly, for his services during the present Session.

And a further sum of One Hundred Pounds to the Clerk Assistant of the House of Assembly, for his services for the same Session.

And a further sum of Fifty Pounds to the Sergeant at Arms to the House of Assembly for his services for the same Session.

And a further sum of Thirty Pounds to the Assistant Sergeant at Arms to the House of Assembly, for his services for the same Session.

And a further sum of Forty Pounds to the Messenger of the Governor, and the Executive and Legislative Councils for the present year.

200l. Speaker of Assembly.

200l. Clerk of Assembly.

25l. Chaplain of Assembly.

100l. Clerk Assistant of Assembly.

50l. Sergeant at Arms to Assembly.

30l. Asst. Sergt. Arms.

40l. Messenger of Governor.

And

307. Messenger of
Assembly.

And a further sum of Thirty Pounds to John Fitzgerald, for his services as Messenger to the House of Assembly during the present Session.

607. Clerk of Rev.
Board.

And a further sum of Sixty Pounds to the Clerk of the Board of Revenue, for his services for the present year.

2007. Guager and
Weigher

And a further sum of Two Hundred Pounds to the Guager and Weigher for the Collector of Impost and Excise for the District of Halifax, for his services for the present year, to include the marking of the Casks, if required by the Government.

1666. Proof Officer.

And a further sum of One Hundred Pounds to the Proof Officer at Halifax, for his services in that capacity for the present year, and in lieu of all contingent expences connected therewith.

Allowance to Wait-
ers.

And a further sum to be paid on the Certificate of the Board of Revenue, at the rate of Seven Shillings and Six Pence per day, to such persons as shall be employed by the Collector of Impost and Excise for the District of Halifax as extra Waiters for the Port of Halifax during the present year, Five Shillings per day to such Extra Waiter when unemployed, and at the rate of Five Shillings per day to temporary Waiters.

607. Keeper of As-
sembly.

And a further sum of Sixty Pounds to the Keeper of the Assembly House and Council Chamber and Law Library for the present year.

4507. Comrs. of Sable
Island.

And a further sum of Four Hundred Pounds to the Commissioners of Sable Island, for the support of that Establishment for the present year.

207. E. Crowell.

And a further sum of Twenty Pounds to Edmund Crowell, to enable him to keep his Establishment at Seal Island for the relief of Shipwrecked Passengers for the present year.

207. Boat Mud Islds.

And a further sum of Twenty Pounds to the person in charge at Mud Island, to enable him to keep a suitable Boat and Man at that place to assist Shipwrecked Seamen.

507. Packet Guys-
borough.

And a further sum of Fifty Pounds to such persons as will run a proper Packet between Guysborough and Arichat, touching occasionally at Fox Island and Canso, under the regulations of the General Sessions of the Peace for the Counties of Guysborough and Richmond, to be paid upon the Certificate of such Sessions that such Packet has been properly kept and run during the present year. *Provided* that the Judges of the Supreme Court shall be taken without charge, if required, from Guysborough to Arichat, and from Arichat to Guysborough, on their circuit to Cape Breton, and that the Packet shall also carry the Mail between Guysborough and Arichat, if required.

207. Ferry Douglas.

And a further sum of Twenty Pounds to aid the Inhabitants of Douglas, at the Mouth of the River Shubenacadie, in supporting a suitable Boat or Scow to run between Londonderry and that place—the said Boat or Scow to be run under the regulations of the General Sessions for the County of Hants—to be paid upon certificate from three Justices of the Peace residing in Douglas, that such Boat has been running at least twice a week for Six Months, to their satisfaction, under the regulations aforesaid.

307. Ferry C. Breton.

And a further sum of Thirty Pounds to aid the Inhabitants of Cape Breton in supporting a suitable Boat or Scow to run between M'Millan's Point, in Cape Breton, and Auld's Cove, in the County of Sydney—the said Boat or Scow to be placed under the regulations of the General Sessions for the County of Inverness.

57. Each Ferrymen
C. Breton.

And a further sum of Five Pounds to each of the two Ferrymen between M'Millan's Point, Cape Breton, and Auld's Cove, Sydney, in addition to the grant therefor, for the present year, to aid them in respect of their loss of Boats.

107. Each Ferrymen
Shubenacadie.

And a further sum of Ten Pounds each to the two Licensed Ferrymen at the Mouth of the Shubenacadie, in the Counties of Colchester and Hants, for the transportation of Horses and Carriages across that River—the same to be paid on the certificate of the General or Special Sessions of each County respectively, that such Ferry has been duly attended, and proper Boats procured and used.

107. Each J. & C.
Pernette.

And a further sum of Ten Pounds each to John Pernette and Charles Pernette, for keeping up the Ferry over Lahave River. And

And a further sum of Ten Pounds to Cornelius Craig, to enable him to keep up a Ferry across the Narrows at the entrance of Sable River, in the County of Shelburne, under the regulation of the General Sessions of the Peace, and to be paid upon their certificate.

107. C. Craig.

And a further sum of Ten Pounds to John Carter, to enable him to run a suitable Ferry Boat or Scow between his Landing, on the western side of the Gut of Canso, and Alexander McPherson's, on the eastern side thereof—to be paid on the certificate of the General Sessions for the County of Guysborough that such Boat or Scow has been provided and run under their regulations and to their satisfaction.

107. John Carter.

And a further sum of Ten Pounds to Alexander McPherson, to enable him to run a suitable Ferry Boat or Scow between his Landing on the eastern side of the Gut of Canso and John Carter's on the western side thereof, to be paid on the Certificate of the General Sessions of the County of Richmond that such Boat or Scow has been provided and run under their Regulations, and to their satisfaction.

107. A. McPherson.

And a further sum of Ten Pounds each, to such persons as shall respectively keep up a Ferry at the Mouth of the Harbor of Port L'Hebert. *Provided* a Boat be kept to convey Horses and Cattle across the Harbor, to be paid on the Certificate of the General Sessions of the Peace for the County of Shelburne, that such Boat has been properly kept, and run under their regulations.

107. Ferry Port L'Herbert.

And a further sum of Ten Pounds to Duncan McPhee, to enable him to maintain a Ferry between Low Point and the Sydney Mines, at the Mouth of Spanish River in the County of Cape Breton, to be paid on the Certificate of Three of the Justices of the Peace for the County of Cape Breton, that he has faithfully discharged the duties assigned him by the General Sessions of the Peace for the County.

107. D. McPhee.

And a further sum of Fifteen Pounds to William Cunningham and John Knowles, or such other persons as shall keep a Ferry across the Narrows of the Passage between Cape Sable Island and the Main—such persons being furnished with suitable Boats for the accommodation of Passengers—to be paid on the Certificate of the General Sessions for Shelburne, that such Boats have been properly kept and run under their directions.

157. W. Cunningham.

And a further sum of Fifteen Pounds to aid in maintaining a Ferry, during the present year, between Amherst and Minudie—such Ferry to be under the regulation of the General Sessions for the County of Cumberland, and the foregoing sum to be paid on their Certificate that the same has been conducted to their satisfaction.

157. Ferry Amherst.

And a further sum of Ten Pounds, each, to the two Licensed Ferrymen at the Mouth of the Grandique River, in the County of Richmond—to be paid on the Certificate of the General Sessions of the Peace for the County, that the work has been faithfully performed, and the public properly accommodated.

107. each Ferrymen Richmond.

And a further sum of Twenty-five Pounds to the Commissioners of the Poor in Halifax, to defray the expense of continuing the School in the Poor House for the present year, for the benefit of Orphans and Poor Children in that Establishment.

257. Comrs. Poor Halifax.

And a further sum of Fifty Pounds to the Honorable Doctor Grigor and his Associate, in aid of the Halifax Dispensary, for the present year—provided they keep during the year a sufficient supply of Vaccine Matter.

507. Dispensary.

And the further sum of Twenty-five Pounds at the disposal of the Governor, to aid in completing a Block now in progress of erection, in addition to the Breakwater at Hall's Harbor, in the County of King's, to be drawn and applied for that purpose, when it shall appear to the satisfaction of the Governor in Council, that the sum of Seventy-five Pounds has been subscribed and expended thereon, so that the whole expenditure shall amount to One Hundred Pounds.

257. Breakwater Hall's Harbour.

And a further sum of Twenty Pounds, at the disposal of the Governor, to aid in erecting a Breakwater near the mouth of the Windsor River, in the County of King's,

207. Breakwater Windsor River.

to

to be drawn and applied for that purpose when it shall appear, to the satisfaction of the Governor in Council that the sum of Sixty Pounds has been subscribed and expended thereon, and that the site has been conveyed for the use of the Public, so that the whole expenditure thereon shall amount to Eighty Pounds.

50l. Breakwater
Annapolis.

And a further sum of Fifty Pounds, at the disposal of the Governor, to aid in the erection of a Breakwater at or near the Land of George W. Troop, in the County of Annapolis, to be drawn and applied for that purpose when it shall appear, to the satisfaction of the Governor in Council, that the sum of One Hundred and Fifty Pounds has been subscribed and expended thereon, so that the whole expenditure thereon shall amount to Two Hundred Pounds, and that the site has been conveyed for the use of the Public.

20l. Wharf Parrsbo-
rough.

And a further sum of Twenty Pounds, at the disposal of the Governor, to aid in the erection of a Wharf or Landing Place at or near Parrsborough, in the County of Cumberland, for the accommodation of Steam Boats and other Trade of the Basin of Mines, to be drawn and applied for that purpose when it shall appear, to the satisfaction of the Governor in Council, that the sum of Sixty Pounds has been subscribed and expended thereon, so that the whole expenditure shall amount to Eighty Pounds, and that the site has been conveyed for the use of the Public.

10l. Canal Guysbo-
rough.

And a further sum of Ten Pounds at the disposal of the Governor, to aid in opening a Channel or Canal from George's Harbor to Canso, in the County of Guysborough, to be drawn and applied for that purpose when it shall appear to the satisfaction of the Governor in Council that the sum of Thirty Pounds has been subscribed and expended thereon, so that the whole expenditure shall amount to Forty Pounds.

100l. Channel Syd-
ney.

And a further sum of One Hundred Pounds at the disposal of the Governor, to aid in opening a new Channel into the Harbor of Tracadie, in the County of Sydney, to be drawn and applied for that purpose when it shall appear to the satisfaction of the Governor in Council that the sum of Two Hundred Pounds has been subscribed and expended thereon, so that the whole expenditure shall amount to Three Hundred Pounds.

25l. Breakwater In-
dian Harbour.

And a further sum of Twenty-five Pounds at the disposal of the Governor, to aid in the erection of a Breakwater at Indian Harbor, in the County of Guysborough, to be drawn and applied for that purpose when it shall appear to the satisfaction of the Governor in Council that the sum of Seventy-five Pounds has been subscribed and expended thereon, so that the whole expenditure shall amount to One Hundred Pounds, and that the site has been conveyed for the use of the Public.

1l. 9s. 6d. C. B.
Owen.

And a further sum of One Pound Nine Shillings and Six Pence, to Charles B. Owen, of Lunenburg, which amount is now in his hands from a Seizure, to be retained by him as compensation for making the Seizure.

4l. 11s. 10d. John
Aikins.

And a further sum of Four Pounds Eleven Shillings and Ten Pence, to John Aikins, of Falmouth, being the amount of Duties paid by him on Beef and Pork imported into Windsor, and re-shipped as Sea Stores on board the Brig Corsair.

14l. 1s. 3d. J. Allison

And a further sum of Fourteen Pounds One Shilling and Three Pence, to Joseph Allison, of Windsor, being the amount of Duties paid by him on Beef and Pork imported at Windsor, for, and re-shipped on board of, the Brig Eclipse, to be used as Sea Stores on a Voyage to California.

7l. 10s. T. E. Moberly.

And a further sum of Seven Pounds Ten Shillings, to Thomas E. Moberly, Collector of Impost and Excise at Yarmouth, being the half of a fine paid by the master of the Schooner Margaret, and remitted to the Treasury.

3l. 2s. 10d. J. H.
Freeman

And a further sum of Three Pounds Two Shillings and Ten Pence, to John H. Freeman, Collector of Impost and Excise Duties at Liverpool, to re-imburse him expense incurred in Weighing Sugar, for the purpose of ascertaining the Duties thereon.

And

And a further sum of Two Hundred and Fifty-one Pounds Three Shillings and Seven Pence, to defray the several amounts following, pursuant to the Report of the Committee on the subject of expences incurred for the support of Transient Paupers, that is to say :

251l. 3s. 7d. Expenses of Tran. Paupers.

To the Overseers of the Poor, Truro,	£8	17	8
Overseers of Poor, St. Mary's, Guysborough,	4	17	6
Dr. Bent, Cumberland,	12	0	0
Ebenezer Caldwell, Horton,	8	11	8
The Overseers of Digby, first District,	3	5	4
Yarmouth,	9	8	4
Pictou, first Section,	41	17	0
Dorchester, County of Sydney,	11	3	0
Pictou, second Section,	10	3	6
Granville,	14	12	2
Chester,	4	13	6
Barrington,	15	18	6
Clements,	10	0	0
To Alexander Buchanan, omitted in 1849,	3	15	6
Mary Dougherty, do.	0	15	0
William Mortimer, Queen's County,	5	10	0
Patrick Flinn, do.	3	0	0
Doctor Muir, Colchester,	7	0	0
The Overseers of Cumberland, for Francis Bourgeois,	10	0	0
Doctor Tapper,	10	0	0
The Overseers of Egerton, sixth Section,	19	15	11
Tatamagouche, for Doctor Creed,	2	10	0
Do. do. for Board,	3	8	11
To Doctor Buskirk, Queen's County,	2	10	0
Doctor Oakes' Estate, Bridgetown,	4	19	6
Doctor E. L. Brown, Horton,	6	11	4
The Overseers of Horton, for Joseph Caldwell,	£4	9	3
John Anderson,	11	10	0
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And a further sum of Eight Hundred and Fifty Pounds to the Commissioners of the Provincial Penitentiary, to defray the Expenses of that Establishment for the present year, including Thirty-five Pounds for the Physician's Salary, and also that the sum of Three Hundred and Four Pounds Six Shillings and Four Pence, balance of former grants undrawn, and in the hands of the Commissioners, be expended by them in building a Wall round the Building, and other purposes connected with the Establishment.

500l. Expenses of Provincial Penitentiary.

And a further sum of Two Thousand Pounds, to be at the disposal of the Governor, for the purpose of causing to be erected, during the ensuing Season, the several Light Houses hereinafter mentioned, that is to say :—

2000l. Erection of Light Houses.

A Light House either upon Baccaro Point or Cape Sable, as the Governor in Council may direct.

A Beacon Light at the South entrance of the Gut of Canso.

A Beacon Light at the South entrance of the Grand Passage, in the County of Digby.

A Beacon Light at Port Medway, in Queen's County.

A Beacon Light at Horton Bluff, in King's County.

The finishing and Lighting of the Beacon at Isle Madame.

925l. 2s. 2d. Public
Printing.

And a further sum of Nine Hundred and Twenty-five Pounds Nine Shillings and Two Pence, at the disposal of the Governor to repay advances made from the Treasury for Public Printing, and to defray the amounts still due therefor, pursuant to the Report of the Committee on Public Printing, that is to say :

Advanced on Vote of Credit of last Session,	£500	0	0
Due to William Annand,	15	13	6
English & Blackadar,	1	15	0
Colonist Office,	0	12	0
R. Nugent, Balance,	42	10	10
J. S. Thompson, Queen's Printer, Balance,	364	17	10
	<hr/>		
	£925	9	2

20l. to Wm. T
Townsend.

And a further sum of Twenty Pounds to William T. Townsend, in full of further amount allowed for his services connected with Sable Island affairs, pursuant to the Report of the Committee.

1000l. Roads and
Bridges in Yar-
mouth

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Yarmouth, to be applied and expended agreeably to a Resolution of the House of Assembly, passed on the Twenty-seventh day of March, in the year of Our Lord One Thousand Eight Hundred and Fifty, and agreed to by the Legislative Council.

1000l. Shelburne.

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Shelburne, to be applied and expended as last aforesaid.

1000l. Digby.

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Digby, to be applied and expended as last aforesaid.

1000l. Sydney.

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Sydney, to be applied and expended as aforesaid.

1000l. Guysboro'.

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Guysborough, to be applied and expended as aforesaid.

1000l. Queens.

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Queens, to be applied and expended as last aforesaid.

1000l. Richmond.

And a further sum of One Thousand Pounds for the several Roads and Bridges in the County of Richmond, to be applied and expended as aforesaid.

1250l. Halifax.

And a further sum of One Thousand Five Hundred and Twenty Pounds for the several Roads and Bridges in the County of Halifax, to be applied and expended as last aforesaid.

1400l. Hants

And a further sum of One Thousand and Four Hundred Pounds for the several Roads and Bridges in the County of Hants, to be applied and expended as last aforesaid.

1330l. Inverness.

And a further sum of One Thousand Three Hundred and Eighty Pounds for the several Roads and Bridges in the County of Inverness, to be applied and expended as last aforesaid.

1460l. Cape Breton.

And a further sum of One Thousand Four Hundred and Sixty Pounds for the several Roads and Bridges in the County of Cape Breton, to be applied and expended as last aforesaid.

1100l. Kings County.

And a further sum of One Thousand One Hundred Pounds for the several Roads and Bridges in the County of Kings, to be applied and expended as last aforesaid.

1460l. Pictou.

And a further sum of One Thousand Four Hundred and Sixty Pounds for the several Roads and Bridges in the County of Pictou, to be applied and expended as last aforesaid.

1200l. Colchester.

And a further sum of One Thousand Two Hundred Pounds for the several Roads and Bridges in the County of Colchester, to be applied and expended as last aforesaid.

And

And a further sum of One Thousand Two Hundred Pounds for the several Roads and Bridges in the County of Cumberland, to be applied and expended as last aforesaid. 1200l. Cumberland.

And a further sum of One Thousand Two Hundred and Forty Pounds for the several Roads and Bridges in the County of Lunenburg, to be applied and expended as last aforesaid. 1240l. Lunenburg.

And a further sum of One Thousand and Forty Pounds for the several Roads and Bridges in the County of Annapolis, to be applied and expended as last aforesaid. 1040l. Annapolis.

And a further sum of Four Thousand Pounds, at the disposal of the Governor, to be expended on the Great Roads, as follows: 4000l. Great Roads.

Halifax to Truro,	£500	0	0
Truro to Pictou,	200	0	0
Truro to New Brunswick Line,	300	0	0
Halifax to Windsor, including Bridges,	500	0	0
Windsor to Annapolis,	250	0	0
Gold River Hills,	250	0	0
Liverpool to Port Matoon,	250	0	0
Bear River to Clare,	250	0	0
New Glasgow to Antigonish,	250	0	0
Guysborough Road,	250	0	0
Eastern Shores,	250	0	0
Stewiacke to Pictou,	250	0	0
For the Main Post Roads in the County of Cape Breton,	£100	0	0
Inverness,	185	0	0
Richmond,	215	0	0
	<u>500</u>	<u>0</u>	<u>0</u>

£4000 0 0

And a further sum of Two Hundred Pounds, at the disposal of the Governor, for the purpose of improving the Main Post Roads in the Counties of Yarmouth and Shelburne, to be divided equally between such Counties. 200l. Main Post Roads, Yarmouth and Shelburne.

And a further sum of One Thousand Three Hundred and Fifty Pounds, at the disposal of the Governor, for the support of the Transient Poor for the present year, to be paid to the Commissioners of the Poor at Halifax. 1350l. for Tran. Poor, Halifax.

And a further sum of One Hundred and Fifty-one Pounds, Thirteen Shillings and Ten Pence, at the disposal of the Governor, to defray the following amounts, pursuant to the Report of the Committee on Immigrant expences, that is to say: 151l. 13s. 10d. for Immigrant Expences.

QUEEN'S COUNTY.

Doctor Wyloycki,	£1	19	9	6l. 18s. Queen's Cy.
William M'Gill,	0	18	4	
John Carten,	3	0	0	
James Anderson,	1	0	0	
	<u>6</u>	<u>18</u>	<u>1</u>	

COUNTY OF GUYSBOROUGH.

Doctor John Fox,	£7	0	0	29l. 4s. Guysboro'
Doctor William Carritt,	22	4	0	
	<u>29</u>	<u>4</u>	<u>0</u>	

COUNTY OF PICTOU.

A. M'Kay and others, for Buoy,	1	5	0	9l. 19s. 6d. Pictou.
James Dawson, E. A. M'Donald, and others,	8	14	6	
	<u>9</u>	<u>19</u>	<u>6</u>	County

COUNTY OF RICHMOND.

20l. Richmond.	Doctor A. W. Madden, in full for his services as Health Officer,	12 10 0	
	Ditto for two Boatmen employed by him, to be divided according to the service performed,	7 10 0	
		<u>20 0 0</u>	

CAPE BRETON.

3l. Cape Breton.	Richard Huntingdon, upon its being duly certified by the Clerk of the Board that the services were performed by the authority of the Board of Health, and that it had not been previously provided for		3 0 0
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YARMOUTH.

16l. 18s. 9d. Yarmouth.	To the Board of Health at Yarmouth, for expenses in cases of Small Pox,		16 18 9
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HANTS.

17l. 1s. Hants.	To the Board of Health at Windsor, to re-pay expenditures for Henry Miller,		17 1 0
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GUYSBOROUGH.

13l. 6s. 2d. Guysboro.	To the Board of Health at Guysborough,		13 6 2
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HALIFAX.

15l. 13s. 10d. Halifax.	To the Commissioners of the Poor, Halifax, to pay expense of Pauper cases of Small Pox transferred to Small Pox Hospital, to include the balance of Three Pounds Seven Shillings and Ten Pence, balance of Hospital Account,		22 1 4
	To Doctor Hoffman, for attendance on Robert Watson,	6 15 0	
	Visiting Ships of War as Health Officer,	6 10 0	
		<u>13 5 0</u>	

£151 13 10

3l. to Dr. McDonald, Sydney. And a further sum of Three Pounds to Dr. A. M'Donald, County of Sydney, for his services in a case of Small Pox.

15l. 5s. 4d. Cape Breton. And a further sum of Fifteen Pounds Five Shillings and Four Pence at the disposal of the Governor, to pay the following expenses incurred by the Board of Health in the County of Cape Breton, viz: to the Proprietor of the Halifax House, Nine Shillings and Six Pence—to W. C. McKinnan, One Pound, and to Doctor Foreman, Thirteen Pounds Fifteen Shillings and Ten Pence.

20l. Board of Health Barrington. And a further sum of Twenty Pounds to the Board of Health of the Township of Barrington, in full of the Accounts rendered for Medical and other services rendered in the case of William Kenny, afflicted with Small Pox, to be distributed and applied by the Board of Health.

12l. 13s. 5d. James M'Keen, and 3l. Styles Hart. And a further sum of Twelve Pounds Thirteen Shillings and Five Pence to James G. M'Keen, and the further sum of Three Pounds to Styles Hart, for services connected with cases of Small Pox at Guysborough.

9l. 15s and 6l. 11s. 7d. G. C. Lawrence. And the further sum of Nine Pounds Fifteen Shillings, to George C. Lawrence, of Inverness, to re-pay expenditures for the relief of the crew of the Brig Philemon, and also the further sum of Six Pounds Eleven Shillings and Seven Pence for provisions and other outlays incurred for the crew of the Schooner Clarinda, of Newcastle, New Brunswick.

5l. 12s. Board of Health, Shelburne. And a further sum of Five Pounds Twelve Shillings at the disposal of the Governor to defray the expense incurred by the Board of Health at Shelburne, in the case of Andrew Hagan, afflicted with the Small Pox.

And

And a further sum of Fifteen Pounds Twelve Shillings to Doctor Hoffman, for the expenses incurred by him as Health Officer for the Port of Halifax, in defending a Suit brought against him by ——— Fitzgerald.

15*l* 12*s* Dr Hoffman

And a further sum of Twenty-eight Pounds Sixteen Shillings and One Penny to Simon Donovan, of Arichat, to re-pay him the balance of expenses incurred in assisting Immigrants per Schooner Barbara Ann.

28*l* 16*s* 1*d* Simon
Donovan

And a further sum of Twenty-four Pounds Five Shillings and Ten Pence to Henry Lawson, to compensate him for damage sustained in consequence of the escape of certain Prisoners from the Provincial Penitentiary, in May last.

24*l* 5*s* 10*d* Henry
Lawson.

And a further sum of Ten Pounds to Michael Cody, a Courier between Terfry's and Walton, in the County of Hants, for additional services beyond his Contract, during the past year.

10*l*. Michael Cody

And such further sum at the disposal of the Governor, as will enable him to extend the Mail Communication from Brookfield to Lawrence Town—provided the expense do not exceed Forty Pounds per annum.

40*l*. Mail Communi-
cation.

And a further sum of Fifty Pounds to Silas Bishop, of Cornwallis, being in full of return of Duties on Machinery imported for the purposes of a Cloth Manufactory, which has recently been destroyed by fire.

50*l*. Silas Bishop,
Cornwallis.

And a further sum of One Hundred Pounds to Silas Bishop, to aid him in the rebuilding and setting in operation a Cloth Manufactory in Cornwallis, to be paid when it shall appear to the satisfaction of the Governor in Council that he has expended the sum of Five Hundred Pounds in such undertaking.

100*l*. Silas Bishop.

And a further sum of Fifty Pounds at the disposal of the Governor, to be paid to such person as shall be appointed by His Excellency to report the Decisions of the Supreme Court, on its being made to appear to the satisfaction of His Excellency that such Reports have been duly made and published in a pamphlet form, and that a copy thereof has been furnished to every Town Clerk in the different Counties of the Province—such Town Clerks being directed to keep the Reports at all times in their Offices, and open at reasonable hours to the inspection of the public, free of charge.

50*l*. Reporting Deci-
sions.

And a further sum of Fifty Pounds to James Dawson of Pictou, as a remuneration to which he is equitably entitled, for services rendered to the Province in securing Property saved from the Brig Joseph.

50*l*. James Dawson,
Pictou.

And a further sum of Fifty Pounds, being part of the sum of Seventy-five Pounds granted to George B. Watson in the last Session for his services as Teacher of the Nautical and Grammar School at Arichat, to be paid to him in full for such services for the year ending in May, One Thousand Eight Hundred and Forty-eight.

50*l*. G. B. Watson.

And a further sum of Twenty-five Pounds, to Charles E. Ratchford of Amherst, for this year only, to aid in the establishment of a Female Seminary at Amherst.

25*l*. C. E. Ratchford,
Amherst.

And a further sum of Fifty Pounds, at the disposal of the Governor, to be expended in affording relief to the Colored Population of the County of Halifax, by purchasing Seed or Provisions, as circumstances may require.

50*l*. Colored Popula-
tion, Halifax.

And a further sum of Ten Pounds to each of the Counties of Hants, Queen's, Yarmouth, Guysborough, Annapolis, Sydney, Shelburne and Digby, to purchase Seed for distribution among the Colored Population in those Counties.

10*l* Colored Popula-
tion, Counties

And a further sum of Eighty-nine Pounds and Ten Pence, to James Black of Gay's River, being the amount of Money deposited by him in the Provincial Savings' Bank, and fraudulently obtained therefrom by a person who absconded with the amount.

89*l* 10*d* James Black,
Gay's River

And a further sum of Twenty Pounds at the disposal of the Governor, to provide for the establishment of Ferries across Sheet Harbor, and the Mouth of the North North West Arm, in the County of Halifax.

20*l* Ferries across
Sheet Harbor, and
North-west Arm,
Halifax

3/4s to E Creelman

And a further sum of Three Pounds Four Shillings to Eliakim Creelman, of Halifax, in full of his Account for keeping the Stud Horse Bellfounder Morgan.

15/ 16s S Creelman

And a further sum of Fifteen Pounds and Sixteen Shillings to Samuel Creelman, Esquire, being the amount of his Account for keeping the Horse Bellfounder Morgan.

15/ James Sangster

And a further sum or Fifteen Pounds to James Sangster, Esquire, for expenses incurred in keeping the Stud Horse Norfolk during the Winter of One Thousand Eight Hundred and Forty-nine and One Thousand Eight Hundred and Fifty.

25/ Richard Meagher

And a further sum of Twenty-five Pounds at the disposal of the Governor, to be devoted to the aid of Richard Meagher, being afflicted with blindness, in order that measures may be adopted to enable him to acquire a trade, and a means of independent support—this Grant not to be drawn into a precedent.

30/ James Stevens

And a further sum of Thirty Pounds, at the disposal of the Governor, for the purpose of paying the debt due by James Stevens, the father of a deaf and dumb boy to the Asylum in Scotland, where he is being educated.

109/ 18s 6d disposal of Governor

And a further sum of One Hundred and Nine Pounds Eighteen Shillings and Six Pence at the disposal of the Governor, to defray the following amounts due for services performed under sanction of the Government :

Surveyor General's Account, connected with School Land Returns,	£61	19	9
To Thomas Logan's Account for Surveying in Cumberland,	£4	14	0
Small Pox Hospital, Halifax,	43	4	9

£109 18 6

527/ 1/ 5s 4d disposal of Governor

And a further sum of Five Thousand Two Hundred and Seventy-one Pounds Five Shillings and Four Pence, at the disposal of the Governor, to defray the following amounts advanced from the Treasury, that is to say ;

Commissioners of Electric Telegraph,	£4248	5	10
Expense of Horse Bellfounder Morgan, S. Cumminger's Account,	6	0	0
W. Davy's Account,	9	12	2
R. Woodill's do.	3	1	6

18 13 8

Thomas Logan's Report on Crown Lands investigation,	10	0	0
Transient Poor, Dorchester,	14	17	5
Doctor Hoffman,	9	15	0
John H. Darby, Passage of W. T. Townsend,	5	0	0
Purchase of Shubenacadie Canal Company's Property on assignment of a Judgment against the Company,	1200	0	0
Testimonial to Boudrot and others,	25	2	8
W. Taylor, investigation against Brymer,	12	15	0
Captain Boudrot and others,	17	10	0
Annapolis Indians affected with Small Pox,	18	16	6
Commissioners of Poor, Halifax, in full for expenses of Waterloo Hospital, to the thirty-first December last,	87	4	10
Lithographic Plans of Windsor Rail Road	44	16	6
E. Boudrot,	8	7	11

£5721 5 4

300/ Commissioners Consolidating Laws

And a further sum of Three Hundred Pounds, at the disposal of the Governor, to be applied towards expenses incurred in the execution of the Commission for revising and consolidating the Laws of the Province, pursuant to the report of the Committee on that subject.

And

And a further sum of Twelve Pounds to Alpin Grant, in full of his claim for publishing Debates of the House of Assembly during the last Session, in the British Colonist Newspaper.

127 A. Grant

And a further sum of Three Hundred Pounds, at the disposal of the Governor, to pay for Reporting and Publishing the proceedings of the House of Assembly during the present Session, to be applied in such manner as shall be directed by a Committee to be hereafter appointed by the House of Assembly.

300l Reporting and Publishg. Debates of House of Ass.

And a further sum, not exceeding Five Hundred and Ten Pounds, at the disposal of the Governor, to aid in the erection of Oat Mills and Kilns in the different Counties during the present year—provided that no greater amount than Thirty Pounds be allowed for any one County—that no person who has heretofore received aid for such purpose shall be entitled to any participation in the Grant—that no more than Fifteen Pounds be applied in aid of any one Oat Mill and Kiln, and only to that amount in cases where the Kiln is at least fourteen feet in diameter—that no aid be granted where the Kiln shall not be eleven feet in diameter, and only Ten Pounds where such Kiln shall be eleven feet but not fourteen feet in diameter—and that no sum shall be paid hereunder until it shall appear by Certificate, to the satisfaction of the Governor in Council, that the Oat Mill and Kiln for which any such Grant shall be claimed are ready to be put in operation, which Certificate shall also state the diameter of the Kiln, and that the person claiming aid has never before received any Grant for that purpose.

510l for Oat Mills & Kilns

And a further sum of Five Hundred Pounds, at the disposal of the Governor, for the purpose of employing the Schooner "Daring," when not employed in the Sable Island Service, for the protection of the Fisheries on the Coasts of this Province.

500l Schr Daring

And a further sum of Three Hundred Pounds, at the disposal of the Governor, for the benefit of the Indians for the present year.

300l for Indians

And a further sum of One Thousand Three Hundred and Seven Pounds Eight Shillings and Ten Pence to the Commissioners of Public Buildings, to defray the balance of expenses incurred by them during the last year.

1307l 8s 10d to Com Public Buildings.

And a further sum of Five Hundred Pounds at the disposal of the Governor, to be paid from time to time to the Commissioners of Public Buildings, in order to the more economical expenditure of the Funds required to be expended thereon, by the payment of ready money and otherwise.

500l to Commissioners of Penitentiary

And a further sum of Forty Pounds, at the disposal of the Governor, to enable him to continue a suitable Revenue Boat at Sydney, Cape Breton.

40l Revenue Boat at Sydney

And a further sum of Thirty Pounds at the disposal of the Governor, to enable him to continue a suitable Revenue Boat at Pictou, for the present year, under the direction of the Collector of Impost and Excise at the Port.

30l Revenue Boat at Pictou.

And a further sum of Sixty Pounds to Robert Stone, for his services as Revenue Officer at Wilmot for the past year.

60l to Robert Stone

And a further sum of Fifteen Pounds to Margaret Nickerson, to assist her in keeping a House of Entertainment for Travellers on the road between Shelburne and Barrington.

15l Margt Nickerson

And a further sum of Fifteen Pounds to Rebecca Langley, to assist her in keeping a House of Entertainment for Travellers on the Road between Musquodobit and Saint Mary's.

15l Rebecca Langley

And a further sum of Fifty Pounds at the disposal of the Governor, to enable him to pay to the Adjutant General of Militia the sum of Thirty Pounds, and to the Quarter Master General the sum of Twenty Pounds, for their services for the past year.

30l to Adj General, and 20l to Quarter Mas. General Do.

And a further sum of Eight Hundred and Seventy Pounds Seventeen Shillings and Six Pence, to defray the expenses of the Legislative Council for the present year.

870l 17s 6d expenses Legis. Council

And a further sum of Two Hundred and Thirty-four Pounds and Fifteen Shillings to A. & W. McKinlay, in full of their Account for Stationery and Binding for the House of Assembly during the last year.

234l 14s A. & W. M'Kinlay

And

206l 7s 5d. Clerk of House of Assembly for extra expenses of Do.

And a further sum of Two Hundred and Six Pounds Seven Shillings and Five Pence to the Clerk of the House of Assembly, to defray the expense of extra Messengers and other services, and to pay for Fuel and other articles for the House during the present Session, pursuant to the Report of the Committee on Contingencies.

15l Speaker of H A for Books

And a further sum of Fifteen Pounds, at the disposal of the Honorable the Speaker, to procure various Books and Publications necessary for conducting the business of the Assembly.

10l each to Chairmen of Com on Bills and Supply.

And a further sum of Ten Pounds (each) to the two Chairmen of the Committees of Bills and of Supply, for their services for the present Session.

100l each to Clerk and Clerk Assistant of Assembly, for extra services.

And a further sum of One Hundred Pounds (each) to the Clerk and Clerk Assistant of the House of Assembly, for their extra services during the present Session.

Sum for Postage for Public Offices

And such further sum, at the disposal of the Governor, as will be sufficient to repay the amount advanced from the Treasury, to defray the expense of Postage of the Public Departments during the past year.

15l Repair Revenue Boat, Sydney

And a further sum of Fifteen Pounds at the disposal of the Governor, to repair and re-fit the Revenue Boat at Sydney, Cape-Breton.

250l sterlg, Private Secretary Licut Governor

And a further sum of Two Hundred and Fifty Pounds, Sterling, to the present Lieutenant-Governor, for a private Secretary for the present year.

460l stg, Salaries of Clerks Provincial Secretary's Office

And a further sum of Four Hundred and Sixty Pounds, Sterling, for the Salaries of the Clerks in the Provincial Secretary's Office, for the present year, to be appropriated and applied by the Provincial Secretary.

100l stg, Stationery for Do.

And a further sum not exceeding One Hundred Pounds, Sterling, for Stationery and other Contingencies of the Provincial Secretary's Office, for the present year—the expenditure to be accounted for at the next Session of the General Assembly.

30l stg. Fuel, &c. Admty Court.

And a further sum of Thirty Pounds, Sterling, to the Master of the Rolls, the Judge of Vice Admiralty, and the Judge of Probate, at Halifax, for Fuel and Criers of their Courts for the present year.

40l stg. Clerk of Crown

And a further sum of Forty Pounds, Sterling, to the Clerk of the Crown, in the Supreme Court for this Province, for his services for the present year.

Allowance to Academic Institutions.

II. The allowance now made to the Collegiate and Academic Institutions shall be continued under the existing conditions, for the period of one year only.

7l 10s Isaac McAnn

III. The sum of Seven Pounds Ten Shillings due to Isaac M'Ann, for allowance as a School Teacher in Granville, not paid over to him by the Commissioners in consequence of one of the Trustees having refused to sign his Certificate, shall be paid by the Commissioners out of the Monies for Schools in their hands not otherwise appropriated; and for want of such Money now in hand the same shall be paid by the Commissioners out of the School Money of the County of Annapolis for the present year, on condition that the Commissioners are satisfied.

9l 5s Slip Grandique Ferry

IV. The sum of Nine Pounds granted in the Session of One Thousand Eight Hundred and Forty-nine to erect Slips on the South side of Grandique Ferry, in the County of Richmond, and undrawn, shall be expended to cut the Hill at Grandique, near Mrs. Wood's, towards Arichat, on the Main Post Road.

42l 4s 2d. Roads &c. Cape Breton.

V. The sum of Forty-two Pounds Four Shillings and Two Pence, reported by the Committee on Public Accounts to be undrawn, under Commissions Numbers Forty-seven and One Hundred and One, in the year One Thousand Eight Hundred and Forty-seven, and Numbers Three, Seventy, Six, Seventy-one and Seventy-two, in One Thousand Eight Hundred and Forty-six, shall be appropriated for the service of Roads and Bridges in the County of Cape-Breton, during the present year.

20l Road Red Islands

VI. The sum of Twenty Pounds, Number Thirty-two, appropriated in the Road Scale of Richmond County, in One Thousand Eight Hundred and Forty-nine, towards erecting a Slip on the North side Grandique Ferry, and yet undrawn, shall be expended on the Main Post Road from the Bridge East of M'Nab's to Duncan Campbell's, Red Islands.

And

VII. The sum of Fifty Pounds, undrawn from the King's County Road appropriation in the Township of Horton, in the year One Thousand Eight Hundred and Forty-nine, shall be appropriated to defray the like amount drawn from the Casualty Vote for the same year.

50^l Road Horton

VIII. The sum of Five Pounds granted in the Session of One Thousand Eight Hundred and Forty-eight, on the Road from Black Rock to Diligent River Road, in the County of Cumberland, and remaining undrawn, shall be expended on the Coal Mine Road one mile past Delaney's.

5^l Road Cumberland

IX. The Central Board of Agriculture are hereby authorised to draw, during the present year, such portion of the Agricultural Grant placed at their disposal for One Thousand Eight Hundred and Fifty-one, as may be necessary in addition to the grant for the present year, to carry out the views of the Committee on Agriculture, in reference to the Importation of Stock.

Agricultural Grant

X. The Board of Revenue shall allow a Drawback upon all Wines imported for, and consumed by, the Commissioned Officers of the Army, composing the several Regimental Messes of the Garrison at Halifax, or shall relinquish the Duties upon all such Wines, upon proof being made to the satisfaction of the Board that the Wines whereon Drawback or relinquishment of Duties is claimed, were imported for, or consumed by, such Officers of the Army,—provided the whole amount do not exceed the sum of Three Hundred Pounds in the year.

Drawback on Officer's Wines

XI. If any of the Bridges of the Main Post Roads of this Province shall be unexpectedly obstructed by any unforeseen obstacle or accident, it shall be lawful for the Governor to order a Commissioner to rebuild or repair such Bridge, or to remove such obstructions; and it shall be lawful further for the Governor to draw Warrants on account and in favour of such Commissioner, provided the sum so to be drawn shall not exceed for the year the sum of One Thousand Pounds; and the respective sums so drawn shall be charged at the next Session of the Assembly, as against the several Counties in which the same shall be respectively expended.

Casualty Vote

XII. The sum of One Pound per day is hereby granted to every Member of the House of Assembly for his attendance in General Assembly for the present Session, to be paid on the Certificate of the Speaker; also the travelling charges as heretofore; provided that no Member shall receive pay for more than Forty days attendance.

Member's Pay.

XIII. The Ninth, Twelfth, Sixteenth and Eighteenth Sections of the Act passed in the Forty-first year of the Reign of His late Majesty King George the Third, 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; also the Eleventh, Twelfth, and Thirteenth Sections of the Act passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act for applying certain Monies therein mentioned for the Service of the year of our Lord One Thousand Eight Hundred and Thirty-four, 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, are hereby continued, in as full and ample a manner as if herein repeated word for word, until the First day of April, which will be in the year of our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

Sections of Acts continued.

CAP. II.

An Act further to continue and amend certain Acts relating to the Colonial Revenue.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

Act 12, Vic. C. XI.
except as amended,
to be continued.

I. The Act passed in the Twelfth year of Her Majesty's Reign, entitled, An Act to continue and amend certain Acts relating to the Colonial Revenue, and all Acts and clauses of Acts thereby continued, and which will respectively remain in force until the First day of April in the present year, are hereby, except as altered by this Act, further continued until the First day of April which will be in the year of Our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

Steamers to pay
Light Duties,
except H. M. War
Steamers.

II. Steam Vessels arriving within this Province, whether carrying Mails or not, (excepting Her Majesty's War Steamers) shall be subject to the payment of Light Duty, at the same rate as other Vessels arriving and leaving the Province.

Recovery of Penalties
for Breach of
Revenue Laws.

III. All Penalties and Forfeitures hereafter incurred for breach of the Revenue Laws of this Province, may be recovered against any Ship, Vessel, or Boat, in or from which any Goods or Effects shall be illegally imported, or concealed, or landed, or thrown over; and on Judgment for the amount of the Penalty against the Master or any other person on board of such Ship, Vessel, or Boat, Execution may be issued against such Ship, Vessel, Boat, or Effects, and such Ship, Vessel or Boat shall also be liable to seizure in the first instance, and shall be forfeited in the same manner as if such Ship, Vessel or Boat had been detected hovering on the coast with prohibited Goods on board. But it shall be lawful for the Board of Revenue, on proof made to their satisfaction that the Owners and Master of such Ship, Vessel, or Boat were ignorant of such illegal importation or concealment, to relieve such Owners from such penalties and forfeitures, in whole or in part, and on such terms as to the Board may appear meet.

Continuation of Act

IV. This Act shall come into operation on the First day of April in the present year, and remain in force until the first day of April in the Year of Our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

CAP. III.

An Act to continue and amend the Act for granting Duties of Impost for the Support of Her Majesty's Government within this Province.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

Act 12, Vic. C. X.
except as amended
to be continued.

I. The Act passed in the Twelfth year of Her Majesty's Reign, entitled, An Act for granting Duties of Impost for the support of Her Majesty's Government within this Province, which Act will remain in operation until the First day of April in the present year, is, except as altered by this Act, hereby further continued until the first day of April in the year of our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

II. A Duty of Two and a Half per cent. *ad valorem*, shall be imposed, paid, levied, and collected on the Article known as Zinc Sheathing, of a size forty-eight inches long, by fourteen inches wide, intended for, and to be used as Sheathing for Vessels, and Zinc Sheathing Nails imported into this Province in like manner as if the same Articles had been originally inserted among the Articles which are charged with a Duty of Two and a Half per cent. in the Schedule of Duties annexed to the Act hereby amended.

Duty on Zinc Sheathing, &c.

III. There shall be imposed, paid, levied, and collected, a Duty, at the rate of One Shilling sterling on every Barrel of Wheaten Flour imported into this Province, in like manner as if the Articles of Wheaten Flour had been inserted in such Table of Duties, and therein had been charged with Duty at the above rate, instead of being included in the Table of Exemptions.

Duty on Flour.

IV. This Act shall come into operation on the First day of April in this present year, and shall continue in force until the First day of April, which will be in the year Our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

Continuation of Act.

CAP. IV.

An Act to alter the Halifax Incorporation Act.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The Thirty-seventh and Thirty-eighth Sections, and so much of the Thirty-ninth Section as relates to Scrutinies, of an Act passed in the Twelfth year of Her present Majesty's Reign, entitled, "An Act to Consolidate the Acts respecting the Incorporation of the City of Halifax," are hereby repealed.

37, 38, Sec. Act 12, Vic. C. XIV. repealed.

II. Hereafter at the time of the Annual Election of Aldermen, the Mayor shall be elected from the Aldermen of the City, or from such persons as have theretofore served as City Councillors or Aldermen, for a period of One Year, by the Citizens who are by Law qualified to Vote for Aldermen; and the Election of Mayor shall be held and conducted in the several Wards in the same manner as Elections for Aldermen are now held and conducted.

Election of Mayor.

III. The Officers appointed by the City Council shall hereafter be Elected by Open Vote; and no person shall be considered duly Elected to Office unless he receive the Votes of more than one half of the Members of the Council present at the Election, or in case any Two Persons, Candidates for the same Office, shall each receive the Votes of One half the Members present, it shall be the duty of the Mayor or Chairman presiding to give the Casting Vote; and any such Election may take place at a Meeting regularly convened therefor under the said Act, when at least Twelve Members of the Council, exclusive of the Mayor or Chairman presiding, shall be present, but not otherwise; and the Mayor or Chairman presiding shall not in any case Vote, except to give the Casting Vote.

Election of Officers &c.

IV. If such Election shall not be determined on the day appointed by the Act therefor, the Council shall have power to adjourn, from day to day, until it be determined, or it may take place at any Special Meeting of the Council duly convened therefor, as other Special Meetings are now convened under the Act.

Council may adjourn.

V. If any person shall be Elected as Alderman or Assessor of the City, who is declared to be incapable of being elected by the Twentieth and Twenty-first Sections of the said Act, so soon as the Presiding Officer shall make return of his election, the Council shall proceed to inquire into and determine his eligibility, and if the Council shall

Eligibility of Aldermen, &c.—how ascertained.

shall adjudge him to be ineligible, in consequence of any of the causes of disqualification mentioned in such Sections, a new Election shall take place, in the manner directed by said Act for Special Elections, until a person duly qualified to serve shall be regularly elected.

In absence of Mayor
Alderman to act.

VI. In case of the absence of the Mayor, or of Vacancy in his Office, the Alderman in rotation who is now required to hold a Police Court in the absence of the Mayor, shall discharge for the time being all the duties that might heretofore devolve upon the Senior Alderman, and all other duties that appertain to the Office of Mayor, whether at the Police Court, Mayor's Court, or otherwise, except that of presiding at the Meetings of the City Council.

Inspectors of Elec-
tions refusing to
serve liable to be
fined.

VII. Every Inspector of Elections in the City shall, within Five Days after notice of his appointment to office, accept the same by taking the Oath prescribed for Inspectors, before the Mayor, or one of the Aldermen of the City, and in default thereof shall be liable to pay a Fine of Five Pounds, and the Office shall thereupon be deemed to be vacant, and be filled up by a new appointment: and no such Oath shall hereafter be required to be taken before the Presiding Officer at any Election, nor the Certificate thereof to be entered in the Record or Journal of the Poll Clerk: *Provided always* that no person shall be liable to such Fine who is exempted therefrom by the Twenty-fourth Section of said Act.

Receipt of Rates at
Elections.

VIII. At the Election of Mayor, Aldermen, or Ward Assessors, no Receipt produced at the time of Voting shall be received as evidence of payment of Poor and City Rates, to entitle the person producing the same to Vote, unless it be subscribed by the City Treasurer or by his Agent, first duly recognized by the City Council.

Nomination of Off-
icers at Elections.

IX. The Presiding Officers at any Election of Mayor, Aldermen or Ward Assessors, shall at the time appointed for holding the same, or at any time during the progress thereof, receive the names of such persons as shall be nominated to fill the Office of Mayor, Aldermen, or Ward Assessors, and cause the names to be entered in the Record or Journal of the Poll Clerk, and all Votes given in for any person not duly nominated, shall, in sorting the Votes, be treated by the Presiding Officers and Inspectors as thrown away: *Provided always*, That no nomination shall be received by the Presiding Officers unless made by a person duly qualified to vote at the Election, of which qualification the same evidence shall be required as in the case of giving a Vote.

Regulation of Votes.

X. If in sorting the Votes it shall be found that two or more Ballots are enclosed in one cover, or if the name of the same person be more than once entered in the same Ballot, or if any Ballot shall contain a greater number of names of persons as designated to any Office than there are persons to be elected, all such Ballots shall be rejected and destroyed.

Accounts and vouch-
ers of Officers go-
ing out of office.

XI. All Accounts, or Vouchers relating thereto, and all Monies required to be delivered or paid by the Clerk, Treasurer, and other Officers of the City, after ceasing to be in Office, by the Fifty-third Section of the said Act, shall be construed as required to be delivered and paid in such manner and at such times, before the expiration of Three months after ceasing to be in Office, as the Council shall direct: and if any Officer shall refuse or wilfully neglect to deliver his Accounts or Vouchers, or to make payment when required by the Council, he shall be liable to be proceeded against as prescribed by the said Section in the case of refusal or wilful neglect during his continuance in Office, and no Conviction had in either of these cases, or in any case before Justices of the Peace by virtue of the said Section, shall be quashed for want of form, and no Warrant of Commitment shall be held void by reason of any defect therein, so as it be therein alleged that the party has been convicted, and there has been a good and valid conviction in point of fact to authorize the same: but no proceedings against any Officer under this Section, or the Section hereinbefore referred to, shall be commenced except within Three months after the Offence was committed.

XII.

XII. All Partners in Trade, or in any Business transacted within the City, shall be liable to Assessment, in the same manner as Individuals; and the Name of the Firm shall be used in all Entries in the Invoice, or Valuation and Assessment Books, and the Notices to be served on the Firm shall be directed to them under the Partnership Name, and served on any Member thereof, or their Agent and in all other respects they shall be treated and proceeded against as Individuals.

Partnerships to be Assessed.

XIII. In making the Assessment on Real Estate, it shall be the duty of the Assessors to ascertain by the best means in their power, what is a fair Annual Rent therefor, and to determine the value of the Real Estate by calculating such Rent as equivalent to one-tenth of the whole value.

Assessment on Real Estate.

XIV. All Debts owing to the parties assessed, except such as are secured to be paid by Mortgages, City Certificates, or Provincial Securities, shall hereafter be excluded from Assessment, and no Debts owing by the parties assessed, except Debts owing by them to persons within the City, shall be allowed to be deducted from the value of their Personal Property in ascertaining the amount on which the Assessment is to be levied.

Debts excluded from Assessment.

XV. All Property whether Real or Personal within the City, belonging to the Province, County, City, or Imperial Government, and all Personal Property belonging to the Officers or Soldiers of the Army or Navy, residing in Barracks or Government Property shall be exempt from Taxation.

Property exempt from Assessment.

XVI. All Estates of Minors, Married Women, or of deceased persons, not in the occupation of Annual Tenants, shall be assessed as the Property and in the Name of such Persons as have the custody, charge, management, or control of the same for the time being, and the Assessors shall keep an account of the same separate from the assessment made upon such parties in their own right, and mentioning the names of persons assessed for such Estates in the Assessment Books, Notices, and other Proceedings, shall designate them by such description as shall denote the capacity in which they are assessed.

Estates of Minors, &c. liable to Assessment.

XVII. Whenever it shall be found by the Assessors previous to the final making up and Return of the Ward Assessment Books, that the Assessment in respect of any property has been entered in the name of any party not liable to be assessed therefor, it shall be the duty of the Assessors to enter the same in the name of the party really liable to be assessed for the Property, who shall be treated and proceeded against for the amount of the Tax, in the same way as if entered correctly in the first instance.

Error in Assessment to be corrected.

XVIII. The Blanks to be used by the City Assessors for Invoice or Valuation Books shall hereafter be in the following form :

Names.	Value of Real Estate.	Value of Personal Property.	Total amount on which Assesmt. is to be levied.

Forms.

Notice of Amount Assessed not requisite.

XIX. The Notice of Assessment hereafter to be given to the persons assessed, or their Agents, or to the President, Secretary, Manager, Cashier, or Agent of the Company or Corporate Body assessed, shall not be required to specify the amount which each Person, Company, or Corporate Body has been assessed, but merely the total amount on which the Assessment of such Person, Company, or Corporate Body is to be levied, and such Notice may be given at any time after the amount shall have been determined by the Assessors, without waiting till the whole Assessment shall be completed, and the form thereof shall be as nearly as the case will admit, as follows :

Name.	Value of Real Estate.	Value of Personal Property.	Total amount on which Assesmt. is to be levied.

We hereby give you notice that the foregoing Statement contains an account of the Total Amount of your Property on which the Assessment for the current year is to be levied, according to the best of our judgment and discretion, and should you have any objection thereto, you are hereby notified to furnish us, or either of us, within Ten days from this date, with an Account in Writing, duly made and attested, according to the form herewith served upon you.

} City Assessors.

Period allowed parties to furnish account of Property.

XX. After service of the Notice, Ten Days shall be allowed to the parties assessed, or their authorized Agents, to furnish the Assessors with an Account in Writing, setting forth the value of their Real and Personal Estate respectively within the city, and no deduction shall be made in any such Account for Debts due by the parties assessed, except such as are due to persons within the city, and the form of the Account and of the Affidavit verifying the same, duly signed and sworn to, except in the case of Joint Stock Companies or Corporate Bodies, shall be as follows :

Statement of Real and Personal Property of _____ *, within the City of*
Halifax, liable to Assessment.

- Value of Real Estate,
- Value of Personal Estate, viz :
 - Household Furniture,
 - Monies,
 - Goods, Chattels, Wares and Merchandize,
 - Ships or Vessels or Shares thereof, at home or abroad, owned within the city,

Debts

Debts secured by Mortgage,
City Certificates,
Provincial Securities.

Total Amount, £

HALIFAX, S. S.

Form of Affidavit.

of the City of Halifax,
maketh Oath and saith that the above Account is in all respects just, and true, and that
the sum of Pounds is the full value to the best of Deponent's judgment and
belief, of all the Real and Personal Estate for which the said is
liable to be taxed within the said city.

Sworn to this }
day of A. D. }
Before me.

And the form of the Account and of the Affidavit verifying the same, duly signed,
and sworn to in the case of Public or Private Banking Companies, and of Water, Gas,
or Marine, or Life, or Fire Insurance Companies, or other Joint Stock Companies or
Bodies Corporate, shall be as follows :

Form of Account for
Public or Private
Companies.

*Statement of the Real and Personal Property of , doing Business within
the City of Halifax, liable to Assessment.*

Value of Real Estate,

Value of Personal Estate, viz :

- Household Furniture,
- Goods and Chattels,
- Debts secured by Mortgage,
- City Certificates,
- Provincial Securities,

Net Profits or Income derived from Business done within the City,
during the year terminating on the Thirty-first day of Decem-
ber last, £

HALIFAX, SS.

Form of Affidavit in
do.

of the City of Halifax,
maketh Oath and saith, that the above Account is in all respects just and true, and
that the sum of Pounds is the full Value, to the best of Deponent's
judgment and belief, of all the Real and Personal Estate of the said Company liable
to Taxation, (exclusive of the net profits or income derived from Business done within
the City during the year terminating on the Thirty-first day of December last,) and
that such net Profits and Income are truly set forth in the foregoing statement.

Sworn to this }
day of A. D. }
Before me

XXI. The City Council shall have power to extend the time for making up and
returning the Assessment Books to any period (though beyond Forty-five days) which
they may deem expedient.

Time of making up
Assessment Books.

XXII. Upon the refusal or neglect of any Person, Firm, Company, or Corporate
Body to pay the amount of Assessment made upon him or them respectively, it shall be
the duty of the City Treasurer before issuing his Warrant for the Collection thereof,
to add Ten per cent. to the amount assessed.

Ten per cent to be
added on refusal
to pay.

XXIII. The Clerk of the Licence shall hereafter, Once in every Month, or oftener
if required by the City Council, pay over to the City Treasurer the amount of Licence
Duty

Clerk of Licence to
pay over Monies
every Month.

Duty collected by him, and shall immediately thereafter produce and file with the City Clerk a particular account of the Monies so received by him, and also the Receipt of the City Treasurer for the same; and he shall further be liable to all the provisions of the Fifty-third Section of the Act hereby amended, and of such Sections of the present Act as relate to the same in as full and ample a manner as if he had been specially named therein.

Penalties on Licenced Houses.

XXIV. In all Bye Laws or Ordinances which the City Council may deem it necessary to make under the Act hereby amended for the management of Licensed Houses within the City, they shall have power to impose such Fine or Penalty not exceeding Ten Pounds, and such imprisonment not exceeding Six Months, as they may deem proper for enforcing the same.

Provision for Hospital in City.

XXV. It shall be lawful for the City Council from time to time, as they may deem expedient, to appropriate from the general Funds of the City, or to borrow, if necessary, and to place under the Management and Control of the Local Board of Health, such sums of Money as may be necessary for providing an Hospital and suitable accommodations for sick Inhabitants of the City in case of the introduction or spreading of any Infectious or Contagious Disease, and all such sums of money may be included in the next General or other Assessment thereafter to be made upon the City, but no more than Five Hundred Pounds shall be assessed hereunder in any one year.

Purchase of Rock Head Farm.

XXVI. It shall be lawful for the City Council to include in the next General or any other subsequent Assessment to be made upon the City, such sum of money, not exceeding Two Hundred Pounds Currency, as will enable them to purchase for the City in fee simple a Lot of Land or Farm called Rock Head, containing Forty Acres, more or less, and situate in Ward Number Six of the City.

£4000 for Market House.

XXVII. The City Council shall have power to borrow the sum of Four Thousand Pounds, for the purpose of erecting a Brick or Stone Market House on the Lot of Land on which the present Meat Market stands, in front of the City Court House, or elsewhere, and in security for the payment thereof to issue Certificates or Debentures under the hands of the Mayor and any two Aldermen, and under the City Seal, countersigned by the City Clerk, as nearly as may be in the form heretofore used by the City, payable to the persons from whom such monies shall be borrowed, or their Endorsees or Assigns, in Ten years from the date of issuing, with Interest thereon, to be paid semi-annually, at a rate not exceeding Six per cent. per annum, which Certificates or Debentures shall be expressed as chargeable upon the Funds and Property of the City generally.

Appraisement for Damages in laying out New Roads.

XXVIII. In laying out any new Road or Highway, or altering any old one within the City, the City Council shall have power to direct three competent persons to make a just and equitable valuation and appraisement, according to the circumstances of the case, of the damages to be paid each person through whose land such Road or Highway or alteration shall run, specifying particularly and separately what is to be paid to each Proprietor for damage to soil for Improvements and for Fencing, and the Return of such three persons shall be made to the City Council, and shall be modified as they shall think fit, and be finally determined by them after notice of Twenty Days at the least to the parties interested, or their Agents, and they and their Witnesses, if any, shall have been heard thereon, or made default in attending on the day appointed for such hearing.

Continuation of Act.

XXIX. This Act shall continue in operation until the First day of April, in the year of Our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

CAP. V.

An Act to divide the County of Halifax into Townships, and to confer certain Municipal Privileges upon the Inhabitants thereof.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. The Governor in Council shall forthwith appoint Three Commissioners to lay off and subdivide the County of Halifax into Townships of moderate area, having due regard to the relative extent of territory and amount of population to be included within the same, the natural boundaries presented by the indentations of the Sea Coast, the course of Rivers and Inland Waters, the homogenous character of Settlements already formed, and the facilities of communication afforded by Main and Cross Roads.

Commissioners to be appointed.

II. The Commissioners having completed their work, shall within six months after their appointment report their proceedings to the Governor, which Report shall contain the names of the Townships, their Boundaries, the number and names of Settlements to be included therein, with the aggregate amount of Population, as nearly as it can be ascertained in each Township.

Commissioners to report proceedings.

III. The Report shall be forthwith published in at least Four of the Halifax Newspapers, and circulated in Hand Bills throughout the County for at least One Month after it shall have been laid before the Governor, and during the Month all Parties who may take exceptions to it shall be heard either by Petition or otherwise, before the Governor in Council, who shall have power to alter or amend it, as may appear meet, after hearing objections made, or evidence, if any, shall be produced before them.

Report to be published.

IV. On receipt of the Report so amended or otherwise, with the sanction and approval of the Governor in Council, marked thereon, it shall be the duty of the Commissioners to define the Boundaries of each Township by actual Survey, and to set up Marks in convenient places, by which the same may be generally indicated and known.

Survey to be made.

V. The Report of the final proceedings of the Commissioners, which shall include the Names and Boundaries of each Township, shall be published in manner as directed with regard to their first Report; and upon the expiration of the Month, the functions of the Commissioners shall determine, and the Rate-payers residing within each Township respectively, shall thenceforth enjoy all the privileges and exercise all the rights in respect of Local Affairs now possessed and exercised by the Freeholders or Inhabitants of other Townships within this Province.

Final Report to be published.

VI. The expenses attending the execution of the Commission shall form a County charge, and be presented, conformed, assessed, levied, and collected, as by Law directed in reference to other Monies raised for County purposes.

Expenses of Report.

VII. In addition to the powers now conferred by Law, the Rate-payers of such Townships at their Town Meetings, on the First Monday of November in every year, shall select a Warden and Four Councillors, who shall be respectively chosen by a majority of Votes, and continue in office until the next Annual Meeting in November, during which time they shall have the general oversight and care of the Township, and shall possess all the powers now exercised by Justices of the Peace; the Warden to preside at all Township Meetings held during the year after his appointment, including the one at which he shall go out of Office, and to be the Organ of Official Communication with the Representatives of the County and the Executive Government.

Election of Wardens and Councillors.

VIII. Rate Payers shall at their Annual Meeting in November, elect all Township Officers, whether such as are now appointed by the Sessions, such as are appointed at Town Meetings, or such others as they may consider necessary, and in addition to

Rate-payers to elect Township Officers.

other powers conferred by Law, may assess themselves for the building of Town Houses, the Support of Schools, the Improvement of Roads and Bridges, the Deepening of Water Courses and Harbors, the Erection of Breakwaters, and generally for any other Public Objects by which the Interests of the Inhabitants may be promoted and advanced.

To be a Body Corporate.

IX. Over the Funds so raised, the Rate Payers, their Officers and Representatives shall have exclusive Control, and Public Property thereby accumulated, shall vest in the Warden and Councillors for the time being, who shall form a perpetual trust and a Body Corporate, under the name of "The Warden and Councillors for the Township of _____," and as such, may have a Common Seal, and sue and be sued.

Wardens to report proceedings.

X. The Warden in each Township shall report the Proceedings, under this Act, at the close of the year, to the Provincial Secretary, for the information of the Legislature.

Powers of Justices of the Peace to cease.

XI. Immediately upon the appointment of Wardens and Councillors hereunder, all the Powers and Duties of Justices of the Peace for the County of Halifax, shall cease, except in respect of Proceedings already commenced before them, for the final determination and execution of which, their functions shall continue.

Wardens Court. T

XII. In carrying out the Provisions of the Act for the Summary Trial of Actions before Justices of the Peace, the following changes are made :

A Court to be called "the Warden's Court for the Township of _____" shall be held at some central and convenient place in each Township, on the First Monday in every Month, when the Warden and Councillors shall attend and form the Court, and any three of them shall be a quorum.

Parties shall be summoned and bound to appear under Process issued by one or two of such Justices according to the amount of the Claim at the Warden's Court, the particular place of holding which shall be stated in the Process, and the Court shall determine Suits in the same manner, and shall have like powers in relation thereto, as are now exercised by One or Two Justices of the Peace, and Execution and further Proceedings, shall be had in the name of the Court, and be issued and had by any one or two of the Justices for the Township, for the time being, according to the amount. The Fees for issuing Writs shall be paid to the Justice issuing the same, or where there are two Justices divided equally between them, and the Fees on Judgment shall be divided equally between the Justices present.

Power of Warden and Councillors.

XIII. The Warden and Councillors, as respects Criminal Proceedings, and the General Regulation and Management of County Affairs, shall be Justices of the Peace for the whole County, and shall compose the Court of General Sessions of the Peace therefor.

Not to extend to Halifax.

XIV. Nothing herein contained shall extend to the City of Halifax.

CAP. VI.

An Act to amend the Act to regulate the Inspection of Pickled Fish.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

5th Clause of former Act repealed except as amended.

I. The Fifth Clause of the Act to regulate Inspection of Pickled Fish is hereby repealed, so far as relates to the time of Inspecting Barrels, and it shall be lawful for the Inspectors and their Deputies to Brand good Barrels, Half Barrels, Quarter Barrels and Tierces, in which Pickled Fish shall be packed, until the First day of December, in this year of Our Lord One Thousand Eight Hundred and Fifty, and no longer, after

after which day all Barrels shall be Inspected in conformity with such Fifth Sections, any thing herein notwithstanding, it being the intention of this Act to extend the time only.

CAP. VII.

An Act for the Weighing of Flour.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

I. The Court of General Sessions, or a Special Sessions, may, if they think proper, annually appoint Weighers of Flour and Meal for their respective Counties, or for particular Townships or Districts therein, who shall, when Sworn into Office, have the same Authority and perform the same Duty as the Weighers of Flour and Meal in the City of Halifax.

Court of General Sessions to appoint Weigher of Flour.

II. All Weighers of Flour and Meal appointed by the City Council, shall before entering upon the Duties of their Office, give security by Bond to the City of Halifax, in such penal sum, and with two such sufficient Sureties as may be approved of by the City Council, conditioned for the faithful performance of their duties, and shall take the following Oath before the Mayor, or one of the Aldermen :

Weighers to give Security.

“ I A. B., do swear that I will faithfully and impartially, to the best of my judgment, perform the Duties of Weigher of Flour and Meal according to Law.”

Oath.

III. All Flour or Meal Imported or brought into, or offered for Sale in the City, or in any of the Counties, Townships or Districts, for which Weighers of Flour and Meal may be hereafter appointed, in Barrels or Half Barrels shall, immediately, and before being used or offered for Sale, or carried out of the City, or any such other County, or Township or District, be Weighed by one of the Weighers of Flour and Meal, and each Barrel of Flour or Meal shall contain not less than One Hundred and Ninety-six Pounds net weight, and each Half Barrel of Flour or Meal not less than Ninety-eight Pounds net weight.

Every Barrel of Flour to be weighed.

IV. Every Barrel or Half Barrel of Flour or Meal found to be of full Weight, shall be branded by the Weigher, with the Initials of his Christian Name, and his Surname at full length, and with Figures denoting the Net Weight ; and no Barrel or Half Barrel found to be deficient in Weight shall be branded until the Importer or Owner shall have the deficiency supplied.

Barrels to be branded

V. Every person sending from, or offering for Sale within the City, or within any such County, Township or District, any Barrel or Half Barrel of Flour or Meal deficient in Weight, or without the same having been previously branded as aforesaid, shall be liable to a Penalty not exceeding Twenty Shillings for each Barrel, and Ten Shillings for each Half Barrel, and the sum of Six Pence for every Pound Weight deficient.

Penalty.

VI. The Weighers of Flour and Meal shall receive from the person employing them to weigh the same, for each Barrel of Flour or Meal, One Penny, and for each Half Barrel One Half Penny.

Fees.

VII. When any Barrel or Half Barrel of Flour or Meal shall, after having been branded, be emptied of its contents, the Brands thereon shall be erased before the same shall be refilled for the purposes of Exportation or Sale ; and any person refilling or causing to be refilled, any such Barrel or Half Barrel, without first erasing the Brands, shall be liable to a Penalty not exceeding Five Shillings for each Barrel, and Two Shillings and Six Pence for each Half Barrel.

Erasure of Brands.

Tare to be fixed.

VIII. In order to prevent damage or loss which might be sustained in unpacking Flour or Meal, to ascertain the Tare of the Barrels or Half Barrels, it shall be lawful for the Weigher to affix a tare, according to his best judgment, without unpacking or weighing the same—which judgment shall be final, unless disputed by the Buyer or Seller, in which case the Barrel or Half Barrel may be unpacked, but the reasonable expense attending the same shall be paid by the party complaining.

Penalty for unlawful Branding.

IX. If any Weigher of Flour and Meal shall brand any Barrel or Half Barrel contrary to the meaning of this Act, he shall be liable to a Penalty of Forty Shillings for every Barrel, and Twenty Shillings for every Half Barrel, and every Weigher offending in any other manner against the meaning of this Act, shall be liable to a Penalty of Ten Pounds.

Flour or Meal manufactured in the Province excluded.

X. These Provisions shall not extend to the Weighing of Barrels or Packages of Flour or Meal manufactured within the Province, if branded with the Name of the Proprietor of the Mill in which such Flour or Meal was manufactured, and have the net weight thereof distinctly branded thereon, unless the Purchaser thereof shall require that the same should be weighed by the Public Weigher; and if any such Flour or Meal shall be sold without being so marked, or the Barrel or Package so branded, shall not contain the full weight branded thereon, the Proprietor of such Mill shall be liable to the Penalties imposed by the Fifth Section of this Act.

City Council may make Bye Laws.

XI. The City Council may pass such Bye-Laws, to be enforced by any Penalty not exceeding Ten Pounds, as may be deemed necessary for the further regulation of such Officers within the City of Halifax.

Recovery of Penalty.

XII. Every Penalty incurred under this Act, or in the City of Halifax under this Act or any Bye-Law made pursuant thereto, may be recovered, with Costs of Suit, in the name of any person suing for the same, in the same manner as if it were a Private Debt due to him; and the amount of the Penalty so recovered shall, in the City of Halifax, be paid one half to the person suing for the same, and the other half to the City Treasurer, for the use of the City; and in other Counties, Townships or Districts, one half to the person suing for the same, and the other half to the use of the Poor thereof.

Flour for exportation excepted.

XIII. The provisions of this Act shall not extend to Wheaten Flour which may be Warehoused, and shall be taken therefrom for exportation from the Province.

CAP. VIII.

An Act for taking the Census of the Province, and obtaining Statistical information.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

Board to be appointed.

I. Two Members of the Executive Council, to be appointed by the Governor in Council, shall, together with the Financial Secretary for the time being, constitute a Board of Registration and Statistics.

Board to prepare Schedules, &c.

II. The Board shall prepare and cause to be printed and circulated as hereinafter provided, all such Forms and Schedules as to them shall seem best adapted for the purposes of this Act, and such instructions as they shall deem necessary for the guidance of the persons appointed to take the Census or enumerations hereinafter provided for.

Board to prepare Statistics, &c.

III. The Board shall have the General Supervision of the Statistics of the Province, and shall cause to be prepared annually, and laid before the Legislature at an early period

period of the Session, a General Report of the Statistics of the Province. The Report shall also contain such information relative to the Trade, Manufactures, Agriculture, and Population of the Province as they shall be able to obtain:

IV. The Governor in Council may appoint the Clerk of the Board of Revenue to be the Secretary of the Board hereby established, or assign the duties of that office to any one of the Clerks in the office of the Financial Secretary, the Provincial Secretary or Receiver General.

Clerk of Board.

V. The First General Census and Returns shall be taken between the Months of June and December, in the year One Thousand Eight Hundred and Fifty-one; and a like General Census and Return shall be taken between the same Months in every Fifth Year hereafter. The Tables to be issued by the Board for the Census and Returns first to be taken, shall be in the Forms contained in the Tables annexed hereto, with such additional enquiries as to the Board shall seem requisite, and they may strike out any which in practice may be found inconvenient.

Census to be taken in 1851.

VI. As soon as the Tables and Instructions shall be issued by the Board, the Justices of the Peace at a General Sessions, shall set off the several Counties into different Sections or Divisions, following the Divisions now set apart for Electoral purposes, but with power to unite two or more Electoral Districts, and shall forward a Return of the same to the Secretary of the Board.

Justices to divide County.

VII. The Justices shall also at such General Sessions appoint Two Justices to act along with the Clerk of the Peace in preparing the Abstract of the Returns as herein-after provided, and shall also appoint a sufficient number of persons resident in the County, and in each of such Sections or Divisions as Enumerators in each of such Sections or Divisions, and shall return the same to the Board.

Justices and Clerks of the Peace to make Returns.

VIII. The Clerk of the Peace, together with the Two Justices, shall examine the Returns made by the Enumerators, and cause any defect or inaccuracy that may be discovered therein, to be supplied or corrected by the Enumerators, as far as possible, and shall make therefrom an Abstract, in such form as may be required by the Board, and shall transmit Triplicate Copies of such Abstract to the Board, within One Month next after receipt of such Returns, and Copies thereof shall be laid before the Two Houses of the Legislature, within the first Ten Days of the Session then next ensuing, and the Original Returns shall be kept as Records of the County in the Office of the Clerks of the Peace, and the Clerks of the Peace shall each be paid in full for their services in relation to such General Abstract, the sum of Seven Pounds Ten Shillings, to be paid out of the Provincial Treasury, after the Board shall have certified that the services have been well and faithfully performed.

Clerk of Peace and Justices to examine Returns.

IX. The Enumerators shall visit every House within their Division, and take an Account in Writing, according to the Forms to be provided for that purpose by the Board, of the Number of Persons dwelling therein, their Ages and Occupations, and also of the Number of Inhabited Houses and Uninhabited Houses within the Division, and of every Particular Matter and Thing which may be specified in the Forms or Schedules to be provided for that purpose.

Enumerators to take an Account in Writing.

X. The Enumerators may demand from the head of every Family residing within their respective Divisions, or from any member of the Family being more than twenty-one years of age, and from the Owners or Managers of all Factories, Agents of Companies, and others, true answers to all questions necessary for the purpose of taking such Accounts; and any such person who shall not answer, or shall wilfully give a false answer to any such questions; and also any person who shall in any way wilfully obstruct an Enumerator in the execution of his duties, shall for every such offence, on conviction thereof before any two Justices of the Peace for the County, incur a Penalty of not less than Ten Shillings nor more than Fifty Shillings Currency and Costs to be taxed by the Justices; and if the Penalty and Costs be not forthwith

Enumerators to demand true answers to Questions.

paid, the same shall be levied by Distress and Sale of the offender's goods, under the Warrant of the Justices, or either of them; and in default of goods, the offender may be committed by the Justices to Gaol for a period not exceeding Seven Days; and one half of the penalty if recovered, shall belong to the Informer, and the other shall be paid to the Treasurer of the County or District, and form part of the funds thereof.

Clerks of the Peace
and Enumerators
to be sworn.

XI. All Clerks of the Peace and Enumerators, before entering upon the duties of their office, shall be sworn before a Justice of the Peace, who shall administer the Oath without charge, well and faithfully to perform the duties imposed on them by this Act.

Enumerators to cer-
tify Returns.

XII. The Enumerators shall sign and certify their Returns, and make Oath, or solemn Affirmation in cases where Affirmation is allowed by law, before a Justice of the Peace, to the effect that the same have been truly and faithfully taken by them, and that the same are correct so far as they can ascertain, and shall lodge the same in the office of the Clerk of the Peace within One Month next after the account shall have been so taken.

Penalty for neglect
of Duty.

XIII. Any Enumerator who shall not perform the duties required of him by this Act, shall for every offence forfeit a sum not exceeding Ten Pounds, nor less than Five Pounds, at the discretion of the Justices before whom such complaint is prosecuted.

Pay of Enumerators.

XIV. There shall be allowed out of the Provincial Treasury to each of the Enumerators who shall make and transmit to the Clerk of the Peace faithful Returns of the Schedules issued by the Board within the time limited for that purpose, such sums of Money as shall be agreed upon by the Justices of the Court of Sessions, and the Enumerators; and if the Service shall be agreed to be done by Day's Work, no greater Sum shall be paid than Six Shillings and Three Pence per day for every day that such Enumerator has been diligently and in good faith engaged in the performance of his Duties, and the Justices shall cause an Account of such Expense to be prepared and signed by the Clerk of the Peace, and by him returned to the Board.

Forms to be fur-
nished.

XV. The Board shall cause a sufficient supply of the necessary Forms and Instructions to be forwarded to the several Clerks of the Peace, on or before the First day of September, in every year previous to any year appointed by this Act for taking the Census.

Persons to keep
Registry.

XVI. Every Clergyman, Teacher, Minister, Justice of the Peace, or other person authorized by Law to Baptize, Marry, or perform the Funeral Service, shall keep a Registry, shewing the names and ages of the persons whom he shall have baptized or married, or who have been born, or who have died within his Cure, or belonging to his Congregation—such Registry to be forwarded to the Clerk of the Peace in the County where he shall reside or officiate at the time, within five days after the First day of July and January in every year, and the Clerks of the Peace shall periodically transmit to the several parties above mentioned printed Forms of Registers.

Returns.

XVII. The Returns shall be transmitted by the Clerks of the Peace to the Board on or before the Tenth day of January in every year.

Coroner's Returns.

XVIII. Coroners shall return lists of the Inquests held by them, together with the findings of the Juries, to the Board, on or before the Tenth day of January in every year.

Prothy. to return a
list of Convictions.

XIX. The Prothonotary, Deputy Prothonotary, and Clerks of the Peace, shall return to the Board a list of all Convictions had before, and of all Fines and Penalties of whatever kind or nature imposed by the Supreme Court or Sessions, the amounts of Fines and Penalties collected, and how expended and appropriated—such Return to be made in Triplicate, on or before the Tenth day of January in every year.

XX.

XX. Any person neglecting or refusing to comply with the requirements of this Act, in any matter for which no punishment is herein specially provided, shall be guilty of a misdemeanour, and shall be liable to punishment accordingly. All Penalties incurred under this Section shall be distributed and applied in the manner hereinbefore provided with regard to other Penalties; and any person who shall wilfully violate any Oath taken or Affirmation made under the provisions of this Act, shall be held to be guilty of wilful and corrupt perjury.

Person offending
against this Act.

QUESTIONS.

BUILDINGS.

1. How many Inhabited Houses.
2. By how many Families inhabited.
3. Houses now building.
4. Uninhabited Houses.
5. Stores, Barns, and Out-houses.

Form.

INHABITANTS OF VARIOUS AGES.

6. Number of Males under 10 years of age.
7. Number of Females under 10.
8. Number of Males from 10 to 20.
9. Number of Females from 10 to 20.
10. Number of Males from 20 to 30.
11. Number of Females from 20 to 30.
12. Number of Males from 30 to 40.
13. Number of Females from 30 to 40.
14. Number of Males from 40 to 50.
15. Number of Females from 40 to 50.
16. Number of Males above 50.
17. Number of Females above 50.

MARRIED.

18. Number of Married Persons of both sexes.

WIDOWERS.

19. Number of Widowers.

WIDOWS.

20. Number of Widows.

RATE PAYERS.

21. Number of Rate Payers.

PAUPERS.

22. Number of Paupers.

DEAF AND DUMB.

23. Number of Males Deaf and Dumb.
24. Number of Females Deaf and Dumb.

BLIND.

25. Number of Males Blind.
26. Number of Females Blind.

LUNATICS.

27. Number of Male Lunatics.
28. Number of Female Lunatics.

IDIOTS.

29. Number of Male Idiots.
30. Number of Female Idiots.

INDIANS.

31. Number of Male Indians, including Children.
32. Number of Female Indians, including Children.

COLORED PERSONS.

33. Number of Colored Males, including Children.
34. Number of Colored Females, including Children.

ASSESSMENTS.

35. Amount of Assessment for County Rates.
36. Amount of Assessment for Poor Rates.
37. Highest Rate for Poor and County.
38. Lowest Rate for Poor and County.

VALUE OF PROPERTY.

39. Assessed Value of Real Estate.
40. Probable Value of Real Estate.
41. Assessed Value of Personal Estate.

BIRTHS, DEATHS, AND MARRIAGES.

42. Number of Births the preceding year.
43. Number of Deaths the preceding year.
44. Number of Marriages the preceding year.

NUMBERS ENGAGED IN VARIOUS OCCUPATIONS.

45. Number of Clergymen or Ministers.
46. Number of Doctors.
47. Number of Farmers.
48. Number of Mechanics.
49. Number of Merchants and Traders.
50. Number of Persons engaged in Fisheries.
51. Number of Seamen registered.
52. Number of Persons employed at Sea.
53. Number of Persons engaged in Lumbering.

PLACES OF WORSHIP.

54. Number of Churches and Places of Worship of each Denomination.

SCHOOLS AND PUPILS.

55. Number of Schools in District.
56. Number of Children attending School.

NUMBERS OF VARIOUS RELIGIOUS DENOMINATIONS.

57. Number of Church of England.
58. Number of Catholics.
59. Number of Kirk of Scotland.
60. Number of Free Church.
61. Number of Presbyterian Church of Nova-Scotia.
62. Number of Baptists.
63. Number of Methodists.
64. Number of Congregationalists.
65. Number of Universalists.
66. Number of Lutherans, Sandimanians, Quakers, and other Denominations.

IMPROVED LAND.

67. Number of Acres of Dyke Land and average value.
68. Number of Acres other Improved Land.

AGRICULTURAL PRODUCE.

69. Number of Tons of Hay cut.
70. Number of Bushels of Wheat raised.
71. Number of Bushels of Barley raised.
72. Number of Bushels of Rye raised.
73. Number of Bushels of Oats raised.
74. Number of Bushels of Buckwheat raised.
75. Number of Bushels of Indian Corn raised.
76. Number of Bushels of Peas and Beans raised.
77. Quantity of Timothy and Clover Seed raised.
78. Number of Bushels of Potatoes raised.
79. Number of Bushels of Turnips raised.
80. Number of Bushels of other Root Crops raised.

AGRICULTURAL STOCK.

81. Number of Neat Cattle.
82. Number of Milch Cows.
83. Number of Horses.
84. Number of Sheep.
85. Number of Swine.

FISHERIES.

86. Number of Vessels engaged in Fisheries, and men on board.
87. Amount of Tonnage engaged in Fisheries.
88. Number of Boats engaged in Fisheries, and men on board.
89. Number of Nets and Seines.
90. Quantity of Dry Fish cured.
91. Quantity of Salmon caught and cured.
92. Quantity of Shad caught and cured.
93. Quantity of Smoked Herrings cured.
94. Quantities and value of other Fish cured.
95. Quantity and value of Fish Oil.

MILLS AND FACTORIES.

96. Number and value of Saw Mills, and number of hands employed.
97. Number and value of Grist Mills, and number of hands employed.
98. Number and value of Tanneries, and number of hands employed.
99. Number and value of Foundries, and number of hands employed.
100. Number and value of Weaving and Carding Establishments, and number of hands employed.
101. Number and value of Breweries and Distilleries, and number of hands employed.
102. Number and value of Hand Looms.
103. Number and value of Factories other than the above, and number of hands employed.
104. Number of Steam Mills or Factories.

ARTICLES MANUFACTURED.

105. Number of Yards of Fulled Cloth manufactured last year.
106. Number of Yards of Cloth not Fulled.

107. Number of Yards of Flannel.
108. Value of Boots and Shoes manufactured.
109. Value of Leather manufactured.
110. Value of Candles manufactured.
111. Value of Soap manufactured.
112. Value of Agricultural Implements manufactured.
113. Value of Chairs and Cabinet Ware manufactured.
114. Value of Carriages manufactured.
115. Value of Wooden Ware other than the above manufactured.
116. Value of Iron Castings manufactured.
117. Quantity of Coals raised.
118. Quantity of Iron smelted and value.
119. Number of Gallons of Malt Liquor manufactured.
120. Number of Gallons of Distilled Liquors manufactured.
121. Casks of Lime burnt, and value.
122. Quantity of Bricks manufactured, and value.
123. Number and value of Gritdstones quarried.
124. Tons and value of Gypsum quarried.
125. Quantity of Maple Sugar manufactured.
126. Quantity of Butter manufactured.
127. Quantity of Cheese manufactured.
128. Number of Vessels built and Tonnage.
129. Number of Boats built.

CAP. IX.

An Act to Incorporate the Halifax and Dartmouth Mutual Insurance Company.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

The Halifax and
Dartmouth Mu-
tual Insurance
Company Incor-
porated.

I. John Tempest, Richard M'Learn, Henry Y. Mott, John Burton, George A. Blanchard, and all such other persons as shall become Members of the Corporation hereby established, their Successors and Assigns, are hereby erected into a Company, and declared to be a Body Corporate, by the name of "The Halifax and Dartmouth Mutual Insurance Company," and by that name shall have Succession, and a Common Seal, and may sue and be sued, and shall have power to make Insurances against loss or damage by Fire on Houses, Buildings, Goods, Wares and Merchandize, and from time to time to choose from among themselves, and appoint such Officers and Agents as the business of the Company may require, to fix their compensation, and to define their duties and obligations, and to make Bye-Laws and Ordinances, not contrary to the Laws of the Province, for the issuing of Policies of Insurance, the payment of Premiums and Assessments, the management of the Property, the transfer of the Stock, the regulation of the Affairs, and the good rule and government of the Corporation.

Persons insuring
become Members.

II. All persons in whose names Property shall be Insured in the Company, shall thereby become Members during the period that they may remain insured and no longer.

First Meeting of the
Company.

III. The First Meeting of the Company shall be held in the City of Halifax, and may be called by any Three of the persons named in this Act, by giving notice in one of

of the Newspapers printed in the City, at least one week previous to the Meeting, and all persons declaring at such Meeting their intention to insure with, and become Members of the Company, shall be deemed Members thereof for the purposes of its organization.

IV. No Policies of Insurance shall be issued by the Company until the sum of Two Thousand Pounds has been paid in by the Parties applying for Insurance ; and every Policy shall of itself create a lien on the interest of the person insured, in any Building thereby insured, and in the Land under the same, for securing the payment of all losses or assessments to which such person would be liable under the Sixth Section of this Act : Provided the extent of such liability, and the intention of the Coporation to rely upon such lien shall be set forth in the Policy ; and that upon the expiration of the Policy, or upon the alienation of the Estate to a bona fide Purchaser, the lien shall cease as to all losses which shall thereafter happen, unless the Policy shall continue in force by consent of the purchaser.

V. The ordinary Capital of the Company shall consist of the sums paid in for Insurance, but payment of losses shall be further secured as provided in the next Section.

VI. In case the paid in Capital of the Company shall be found insufficient to meet losses, each Member shall be liable to contribute his proportionate share of the deficiency, so as not to exceed twice the amount of premium paid by him on Property then insured—which sum, if not paid when ascertained and required by the Directors, shall be levied by Warrant of Distress upon his Goods and Chattels, to be issued by, and in the name of, the President of the Company.

VII. Nothing in this Act contained shall authorise the Company to engage in any Banking operation, or in lending Money by way of discount, or in effecting Marine Insurances or Insurances upon Lives.

VIII. This Act shall expire unless the Company go into operation within three years from the passing hereof.

Restrictions on issue of Policies, &c.

Proviso.

Capital of Company.

Liability of Members.

Not to authorize Banking operations, &c.

To expire unless acted on in three years.

CAP. X.

An Act to facilitate Legal Proceedings against Companies doing business by Agents in this Province.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. Companies or Bodies Corporate associated or incorporated out of Nova-Scotia, doing Business by an Agent within this Province, may be Sued for any cause of Action which may hereafter arise, in whole or in part therein, before the Courts of the Province, by the name whereby they are associated or incorporated, by the name whereby they may be designated by the Agent, and Service on the Agent of Process to appear, shall give the Court jurisdiction over the Case, and Proceedings shall be had as when Process to appear has been served on a Defendant personally ; and any person so served may, during the first Term thereafter come into Court and shew that he is not an Agent, and upon Proof thereof he shall have Judgment against the Plaintiff, with Costs of Suit.

II. The Court may, in its discretion, on sufficient cause shewn, allow time for the Agent to communicate with his Constituent.

Companies doing Business in this Province by Agents, to be sued by the name by which they are associated.

Time to Agent to communicate.

III.

Agent to respond to Judgment.

III. If Judgment shall pass for the Plaintiff, the Agent, whether the same Agent who was served with Process or any other, shall be bound to respond the same out of the Assets, Estate, and Effects of the Company, or Body Corporate therein, or which at any time afterwards may come into his hands or under his control, deducting his Costs and fair and legal Commission thereon, to be disclosed by the Agent on Oath, if thereto required.

Agent to be examined on Oath.

IV. After Judgment the Agent may be examined on Oath before the Court, or a Judge at Chambers, concerning the Estate, Assets, and Effects of the Company, or Corporate Body in his hands or under his control at the time of Judgment or at any time afterwards, and the Plaintiff and his Proof may be heard in explanation or contradiction, and such Order shall be therein made as to justice may appertain, which shall be enforced by Attachment, *Scire facias*, or Action of Debt, or on the Case against the Agent personally.

Plaintiff may Attach for Oath previous to Judgment.

V. If the Plaintiff shall desire Security previous to Judgment, he may, at the commencement of the Suit, or during its progress, make Oath to the Cause of Action, and proceed by Attachment against the Estate and Effects of the Company or Corporate Body, and by Summons to disclose against the Agents and Debtors of the Company or Corporate Body, or by either process, and by One or in Separate and Several Writs, and the Estate and Effects attached, and also the Credits and Effects in the hands or under the control of the Agents or Debtors at the time of Service, or at any time afterwards, shall be available to respond the Judgment to the amount of the Sum sworn to, and Costs, as in cases under the Absconding Debtor's Acts; but the Plaintiff may, nevertheless, proceed against the Agent after Judgment as before directed.

Act not to affect lien of Judgment, &c.

VI. Nothing in this Act contained shall prevent the Judgment from binding the Property of the Company or Body Corporate, or from being levied and enforced by Execution or otherwise, in such manner as may be conformable to Law in other cases.

This Act not to affect Act of 5th Wm. IV.

VII. Nothing in this Act shall abridge or affect the operation of an Act passed in the Fifth Year of the Reign of His late Majesty King William the Fourth, entitled, "An Act concerning Suits against Foreign Bodies, Politic or Corporate, and to repeal the Acts now in force."

CAP. XI.

An Act for Settling Titles to Land in the Island of Cape Breton.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

Laws, &c. of Cape Breton, from 1781 to 1820 declared to have been in force during such period.

I. All the Laws, Statutes, Ordinances, Customs, and Usages, which prevailed in the Island of Cape Breton, between the Year One Thousand Seven Hundred and Eighty-four, and the Year One Thousand Eight Hundred and Twenty, from the date when a Legislature was granted to the Island of Cape Breton, distinct from the Legislature of Nova Scotia, to the date of the annexation of the Island of Cape Breton to Nova-Scotia, are hereby declared to have been in full force and effect during such period, and all decisions thereunder and in conformity therewith, are declared legal, and shall be maintained for the Government of the Descent, Distribution, and Conveyance of Real and Personal Estate.

CAP. XII.

An Act relating to the Court House and Jail at Kentville.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. The Persons appointed or who may hereafter be appointed by the Court of General Sessions to take charge of the Court House and Jail at Kentville, and the Land on which they are now or may be hereafter erected, shall be, and they are hereby made a Body Politic and Corporate, under the name of the Trustees of the Court House and Jail at Kentville, and by that name shall have Succession and a Common Seal, and may Sue and be Sued, Defend, and be Defended, in any Court whatever, and such Trustees, or any of them, may be removed by the Court of Sessions, and others may be appointed to fill up vacancies in their number.

Trustees of Court House and Jail at Kentville incorporated.

II. The Title to the Court House and Jail and the Land adjacent thereto, belonging to the County, containing One Acre or thereabouts, shall be, and is hereby vested in the Trustees so incorporated, for the use of the County, and the Trustees are hereby authorised to make Bye Laws for the management thereof, and therein to affix Penalties for the Breach of such Bye Laws; but no Bye Law made by them shall have any effect till it has been approved by the Court of Sessions, and filed with the Clerk of such the Peace.

Property vested in Trustees for use of County, &c.

III. The Trustees may from time to time Lease the Land hereby vested in them, except that portion thereof whereon the said Court House and Jail and the Buildings thereto appertaining stand, for a period not exceeding Seven Years, and may renew Leases.

Trustees may lease Land.

IV. The Trustees are hereby authorized to remove Buildings or Erections from the Land so vested in them, or may Sell the same Buildings or Erections at Auction, to be removed by the Purchaser if the Owner shall neglect or refuse to remove them within One Month after being required to do so; but no Building shall be removed or sale thereof take place, until the same shall have been approved by the General Sessions nor until Public Notice shall have been first given by the Trustees of their intention so to do.

Buildings to be removed, &c.

V. The Trustees shall annually render their Accounts in Writing to the Court of Sessions, to be audited by the Justices thereof, and when approved they shall be filed in the Office of the Clerk of the Peace.

Accounts to be rendered to the Court of Sessions.

VI. Nothing herein contained shall affect the rights of Her Majesty, or any Person or Body Politic or Corporate, if any such rights exist, to the Lands and Premises hereby vested in the Trustees; but such rights shall remain as if this Act had not been passed, nor shall the control of the Sheriff over the Court House and Jail be affected, but the same shall exist as heretofore, nor shall the present Sheriff or the present Clerk of the Peace be deprived of the Buildings on the Land hereinbefore mentioned, now occupied by them as Offices respectively; but the same may continue to be occupied by them as Offices respectively, during their respective Terms of Office, at a nominal rent.

Act not to affect right of Her Majesty and others.

VII. All Penalties incurred under the Bye Laws of the Trustees, or rents accruing due to them, may be sued for and collected as if the same were Private Debts due to them, and the Trustees shall pay over to the Court of Sessions all Monies that may come to their hands, to be applied under the direction of the Court to the repair of the Court House and Jail, or the Insurance thereof, or the enclosing or ornamenting the Land.

Penalties incurred hereunder.

CAP. XIII.

An Act to authorise Her Majesty's Subjects to plead and reason for themselves or others, in all Her Majesty's Courts within this Province.

(Passed the 28th day of March, A. D. 1850.)

Preamble.

WHEREAS the monopoly now enjoyed by a limited number of Persons of Privileged Seats in Her Majesty's Courts, and of the right to Plead and Reason therein, is injurious to that privileged class, by withdrawing them from the free competition of their fellow-subjects, is unjust to the Judges, who would often be instructed by men of genius and learning, reared in other pursuits, and deprives the great body of the people on the one hand of the privilege of selecting Advocates, and on the other of all inducements to study and comprehend the Laws :

Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

Persons qualified to plead, &c.

I. From and after the passing of this Act, any of Her Majesty's subjects who shall have voted at any Election, or paid Poor and County Rates, may Plead and Reason in any of Her Majesty's Courts of Judicature within this Province, enjoying all rights and privileges therein, in as full and ample a manner as these are now enjoyed by Barristers, Proctors and Advocates.

CAP. XIV.

An Act for the laying out of certain Great Roads.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Roads included under this Act.

I. The provisions of this Act shall extend to the following Roads only, viz : The Great Eastern Road from Halifax to St. Mary's ; the Eastern Shore Road from Dartmouth to Saint Mary's ; the Road from Antigonishe to Auld's at the Gut of Canso ; the Road from Guysborough to the Gut of Canso ; the Road from M'Millan's, East side of the Gut of Canso, to Saint Peter's ; thence by the Bras d'Or to Sydney, and thence to the Sydney Mines, Boularderie, Baddeck, Middle River and Margaree ; thence to Broad Cove, Port Hood and McMillan's, at the Gut of Canso ; the Road from Arichat to Grandique ; the Road from Truro to Amherst, and thence to the boundary of the Province ; the Road from Truro to River Philip by Tatamagouche ; the Road from Amherst to Parrsborough ; the Road from Pictou to River Philip by Wallace ; the Road from Halifax to Windsor, thence to Kentville, Annapolis, Digby, Yarmouth, Shelburne and Liverpool ; the Road from Liverpool to Mills Village, thence to Bridgewater and Mahone Bay, and thence to Chester and Windsor ; the Road from Chester to Halifax, by Saint Margaret's Bay, and the Main Post Road from Halifax to Pictou, thence to Antigonishe, Guysborough and Saint Mary's.

Agreement to be made between Commrs. and Pro. of Land.

II. Commissioners to expend Monies for the opening of New Roads or altering old ones, when it shall be necessary to cross private Lands for that purpose, the Proprietors whereof claim damages, shall, if deemed for the public benefit, make an Agreement in writing with the Proprietors ; the Agreement to state the length of the Road, and the amount agreed on for damages, and cost of Fences, and to have a Plan annexed of the Road and Land through which it is intended to be carried ; and the same shall

shall be laid before the General Sessions of the Peace for the County or District, or a Special Sessions, consisting of at least Five Justices of the Peace, of the meeting of which Special Sessions notice shall be given by Advertisements posted in three of the most public places in the Township or Settlement where the Lands lie, for Eight days previously; and if the Sessions approve of the Agreement or portions thereof, they shall return the same with their Certificate to the Provincial Secretary's Office, to be laid before the House of Assembly, and the House having considered may confirm the Agreement, or any portion thereof; in which case the same shall be returned to the Secretary's Office, and the Governor may draw Warrants on the Receiver General for the amounts which may be confirmed.

III. Where no Agreements shall be made, or any part thereof shall not be confirmed, one Appraiser shall be appointed by the Governor in Council, a second by the persons interested in the Lands; and on their default, after three days notice by the Commissioner, and a third shall in any case be appointed by the Commissioner, and the three Appraisers shall be sworn to the faithful discharge of their duties before a Justice of the Peace, and shall enter upon the Lands and lay out the Road in the way most advantageous to the Public and least detrimental to the Persons interested in the Land, and measure and mark the same, and appraise the Lands, taking into account the improvements, and assess the damages to the Owners and Tenants therefor, and for Fencing the sides of the Road: which appraisement shall be reducing to writing, and accompanied by a plan and admeasurement of the Road, shall be returned to the Clerk of the Peace to be laid before a General or Special Sessions, and the further proceedings thereon shall be had in conformity with the provisions of the last Section.

IV. After any Agreement shall have been made, or an Appraisement had under the Second or Third Sections, the Commissioner may enter upon the Land and proceed with the Road, leaving the compensation to be paid to the Proprietors, to be finally determined in the manner in such Sections respectively directed.

V. No compensation for Fencing shall be made under this Act until the Proprietors of the Land shall have made oath before a Justice of the Peace that the same has been put up in a proper manner, and encloses in whole or in part, some of his Lands, and that the same shall not be removed with his assent; nor shall any compensation for such Fencing be made unless claimed within one year after the Road shall have been opened.

VI. No Monies shall be drawn from the Provincial Treasury for damages on the running out, or completion of any New Road, or alteration of any old one, other than on the Roads specified in this Act.

VII. The Road shall be laid out at least Sixty-six feet in width.

VIII. The following Acts are repealed: Fifth Victoria, Chapter Thirty, Tenth Victoria, Chapter Thirty-two, Twelfth Victoria, Chapter Eighteen, and also all other Acts relating to the Appraising of Damages on Roads, so far the same relate to the Roads herein mentioned.

Appraisers to be appointed where there is no agreement.

Appraisement to be in writing, &c.

Commrs. proceed with Road after Assmnt. is made.

Compensation for Fences, &c.

Monies for Roads.

Width of Road.

Acts repealed.

CAP. XV.

An Act to provide for Expenses of Boards of Health and of Vaccination*(Passed the 28th day of March, A. D. 1850.)***BE** it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :General Sessions by
desire of Board
of Health to order
Vaccination.

I. The General Sessions of the Peace or any Special Sessions, consisting of not less than Seven Magistrates, may, on requisition from the Board of Health, or whenever they consider such a Measure necessary to prevent the spread of Small Pox, order a General Vaccination of Persons in the County or District, or any particular part thereof, and may make provision, under such Checks and Guards as they may consider necessary for the Vaccination, at the expense of the County or District, of such persons as are indigent and unable to incur such expense for themselves.

Grand Jury and
Sessions to provide
for payment of all
claims hereunder.

II. The Grand Jury and Sessions may make provision for the payment of all claims for Vaccination of Indigent Persons in the various Counties and Districts of this Province; and in all future cases, the persons claiming for the Vaccination of Indigent Persons, shall return to the Sessions along with their Accounts, the names of the Indigent Persons so Vaccinated.

Accounts to be re-
turned to Grand
Jury and General
Sessions.

III. The Accounts for Vaccination of the Indigent shall be returned, duly attested, to the Grand Jury and General Sessions, and when examined and passed by them, the amount shall be Presented, Confirmed, Assessed, Collected, and Paid over, in the same manner as other sums for County purposes, and shall be appropriated for the Purposes intended, under the directions of the General Sessions.

CAP. XVI.

An Act to enable the Governor in Council to make Orders for establishing an Uniform Rate of Postage in Nova-Scotia, and regulating a Postal Arrangement with other Countries.*(Passed the 28th day of March, A. D. 1850.)*

Preamble.

WHEREAS under an Act of the Imperial Parliament, passed in the Thirteenth year of Her Majesty's Reign, entitled, "An Act for enabling Colonial Legislatures to establish Inland Posts," it is enacted that it shall be lawful for the Legislatures, or proper Legislative Authorities of Her Majesty's Colonies, or any of them, by Acts, Laws, or Ordinances, to be from time to time for that purpose made and enacted, in the manner and subject to the conditions by Law required, in respect of Acts, Laws, or Ordinances of such Legislatures or Legislative Authorities, to make such provisions as such Legislatures or Legislative Authorities may think fit for and concerning the establishment, maintenance, and regulation of Posts or Post Communications within such Colonies respectively, and for charging Rates of Postage for the Conveyance of Letters by such Posts or Post Communications, and for appropriating the Revenue to be derived therefrom. *And whereas* it is further provided and enacted thereby, that where in any Colony Her Majesty's Post Master General shall have actually established any Post or Post Communication, and his powers and privileges in relation to such
Post

Post or Post Communication shall not have determined under said Act, no such Act, Law, or Ordinance of the Legislature or Legislative Authority of such Colony in relation to the matters aforesaid, or any of them, shall take effect, unless the same shall be assented to by Her Majesty, with the advice of Her Privy Council, nor until the time when such assent shall be proclaimed in the Colony, or such subsequent time as by the Order of Her Majesty in Council by which the assent to such Act, Law or Ordinance may be signified, shall be fixed in that behalf. *And whereas* it is further enacted, that where, under the Provision therein contained, the assent of Her Majesty in Council is required to such Act, Law, or Ordinance, the Rates of Postage charged in such Colony, under the Acts therein before referred to, or any of them, or under any Warrant or Warrants of the Commissioners of Her Majesty's Treasury, issued in pursuance of such Acts, or any of them, and the authority of such Commissioners to fix the Rates of Postage to be charged in such Colony, and the powers and privileges of Her Majesty's Postmaster General, his Deputies, Servants, and Agents, in relation to the Posts or Post Communications within such Colony, shall from the time at which such Act, Law, or Ordinance shall take effect, cease and determine; and save as aforesaid, the Authority, Powers, and Privileges aforesaid, shall cease and determine upon the passing of such Act or Ordinance, unless Her Majesty shall think fit to disallow the same. *And whereas* in the Eleventh Year of Her Majesty's Reign, an Act passed the Legislature of Nova Scotia, entitled, An Act to enable the Governor in Council to make Orders and Regulations towards establishing an Uniform Rate of Postage throughout British America:

Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. The Governor in Council may make such Orders and give such Directions and Instructions as may be deemed necessary for carrying into effect the several Acts herebefore recited, and all Orders so made when published in the Royal Gazette shall have the authority of Law.

The Governor may give Orders for carrying this Act into execution.

CAP. XVII.

An Act further to amend the Law relating to the Courts of Probate.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

I. The Sixteenth Section of the Act passed in the Fifth year of Her Majesty's Reign, entitled, "An Act relating to the Courts of Probate, and the Settlement and Distribution of the Estates of Deceased Persons," is hereby amended by adding to the Second Clause of such Sixteenth Section the words following, that is to say: "On the application of one or more Creditors duly proved to him to be such Creditors."

16th Sec. of Act of 5th Victoria amended.

II. The Schedule of Fees established for the Judges and Registrars of the Courts by the above mentioned Act, and thereto annexed, is hereby repealed, and the Schedules of Fees to this Act annexed substituted in lieu thereof, as the Fees of the Judges and Registrars respectively of the Courts of Probate; and no Judge or Registrar of such Courts shall receive other or greater Fees than those specified in the Tables of Fees hereto annexed.

Schedule of Fees in said Act repld.

III. In case any Executor or Administrator shall not within a reasonable time give the Security required by the Thirty-seventh Section of the above mentioned Act, the

Judge can appoint Admr. if Exctr. does not give Security.

Judge may, on the application of any Creditor or other person interested, issue a Citation to the Executor or Administrator, and may, if the Executor or Administrator do not comply with the provision of such Section, or shew sufficient cause to the contrary, to the satisfaction of the Judge, within such time as he may direct, appoint some other person, being a Creditor of, or interested in the Estate, to act as Administrator for the Sale of the Real Estate, and appropriation of the proceeds thereof, upon his giving the Security required by that Section.

Service of Citation
when not re-
quisite.

IV. It shall not be necessary to serve a Citation preparatory to the final settlement of an Estate upon any Creditor whose Debt shall have been paid, nor upon any Legatee or next of Kin, unless the Judge of Probate shall order such service, and shall in such order name the parties to be so cited.

Extension of Act

V. This Act shall continue in force until the end of the next Session of the General Assembly.

Schedule of Fees referred to in the foregoing Act.

JUDGE'S FEES.

Every Citation, including the Order for the same,	0	2	0
Every Order not herein specially provided for,	0	2	0
For the Probate of a Will or Letters of Administration where the Estate does not exceed £200, and Order for the same,	0	16	8
Do. do. when above £200 and not exceeding £1000, and Order,	1	0	0
Do. do. when above £1000, and Order,	2	6	8
For Warrant of Appraisement, and Order for the same,	0	2	6
Every Subpœna, Attachment, Execution, or other Process not otherwise provided for, including Order for the same,	0	1	0
Letters <i>ad colligendum</i> ,	0	10	0
Appointment of Commissioners to examine and settle claims of Creditors,	0	5	0
Sentence or Decree in ordinary cases of granting Licences to Sell, Mortgage or Lease Real Estate, passing Accounts of Distribution, &c.	0	10	0
Sentence or Decree for Probate of a Will or Codicil, Letters of Administration or granting License to Sell, Mortgage, or Lease Real Estate, passing Accounts of Distribution, &c., where there is a contest,	1	10	0
Transmitting Appeal with statement of Decision,	1	3	4
Taking Testimony in Writing, each Folio of One Hundred Words, where there is a contest,	0	1	0
Warrant to Appraise or Divide Real Estate, on Petition of parties,	0	5	0
<i>Dedimus potestatem</i> to take Deposition of Witnesses, and Order therefor,	0	5	0
Appointing and allowing Guardians to Minors, and Order therefor,	0	15	0
Every Oath administered by him,	0	1	0
Examining and taxing Costs,	0	2	6

REGISTRAR'S FEES.

For Filing every Paper,	0	0	4
Probate of Will or Letters of Administration, and Entry of Order therefor, where the Estate is under £200,	0	16	8
Where Estate is above £200 and not exceeding £1000, and Entry of Order therefor,	1	0	0
Where Estate is above £1000, and Entry of Order therefor,	2	6	8
Letters of Guardianship or <i>ad colligendum</i> , and Entry of Order,	0	10	0
Copy of Will and Probate, each folio of 100 words,	0	0	6

For

For Preparing Bond in all necessary cases.	0	4	0
Preparing Citation and Seal,	0	2	0
Each Copy thereof,	0	1	0
Preparing necessary Affidavits, each,	0	1	0
Filing every Warrant and Seal,	0	2	6
Every Certificate of License to sell Real Estate,	0	5	0
All Copies of Papers per folio of 100 words,	0	0	6
Every Certificate and <i>Dedimus potestatem</i> ,	0	5	0
Entry of every Decree in Registry Book, and of every Order not specially provided for, per folio of 100 words,	0	0	6
Every search or inspection of Documents,	0	1	0
Preparing Subpœna and Seal,	0	2	0
Filing each Ticket for the same,	0	0	6
Every Caveat or Appeal,	0	2	0
Preparing every Execution, Attachment, or other Process not specially provided for, and Entry of Order therefor,	0	2	0
Filing every Decree,	0	10	0
every Oath Administered by him,	0	1	0
Taxing Cost,	0	2	6

CAP. XVIII.

An Act concerning Registrars of Deeds.*(Passed the 28th day of March, A. D. 1850.)*

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. This Act shall come into operation on the First day of July next, or so soon thereafter as Her Majesty's assent shall be signified hereto and not before.

II. The Office of Registrar of Deeds for this Province is hereby abolished.

III. The Governor in Council may appoint a Registrar of Deeds for every County of the Province, and every District in which such appointments are now made and actually held by Deputy, and every Registrar shall, within his County or District, exercise and be subject to all the duties, powers, enactments and regulations, which now appertain to, or are exercised by, the Registrar of Deeds and his Deputies.

IV. Out of any Funds which may have arisen or may arise from the Registry Offices, prior to the coming of this Act into operation, one good and sufficient Fire Proof Safe shall be purchased and provided for each County or District, (Halifax excepted) for the Preservation of the Records, Books, and Papers of the Registry.

V. No Registrar appointed under this Act shall enter upon the duties of his Office until he shall have given Bond, with such Sureties, and to such amount, and in such form, as the Governor in Council may direct for the faithful performance of the duties of his Office, and the indemnifying of all persons who may be injured by his default or misconduct, nor until he shall have satisfied the Governor in Council that he has provided a suitable place for the custody of all Deeds, Papers, and Books of Registry, which may come to his charge or keeping.

VI. Every Registrar of Deeds shall be bound to furnish well bound Books, suitable for the Registry of Deeds and Conveyances, and in which the same shall be registered.

VII. There shall annually be paid to Sir Rupert Dennis George, Baronet, during his natural life, the sum of Two Hundred Pounds Currency, for which the Governor shall

Suspend Clause.

Office of Regrs. of Deeds abolished.

Governor may appoint Regrs. of Deeds for every County.

A Fire Proof Safe to be procured in each County except Halifax for Records, &c.

Registrars to give Bonds and Sureties and to provide places for custody of Records, &c.

Regrs. of Deeds to furnish Books.

£200 Cy. to Sir R. D. George.

shall draw Warrants on the Treasury, by quarterly payments, the First payment to be made on the First day of October next, if this Act shall have then come into operation, and otherwise on the First quarter day after the Act shall have come into operation.

All prior Acts to be in force except as herein amended.

VIII. All Acts of the Province respecting the Registry of Deeds, except in so far as altered by this Act, shall apply to the Registrars appointed under this Act, in the same manner as if the Registrars had been in office when those Acts respectively came into operation.

Mode of Recording Release of Mortgages.

IX. Mortgages shall no longer be discharged by Certificate of Release, but the Release itself shall refer to the Registry of the Mortgage, and need not contain the description of the Premises at full length, and the same shall be recorded like other Deeds, and a marginal note thereof shall be made by the Registrar, without further Fee, on the Book of Registry of the Mortgage referring to the Registry of the Release.

Registrars Fees

X. The Fees taken by the Registrars shall be as hereinafter mentioned, and no more.

For the attestation of the subscribing Witness when attested before the Registrar. One Shilling.

For entering and Registering every Deed or Conveyance, for every Hundred words, Six Pence.

For entering every Docket of Judgment, or Attachment with Appraisement, Two Shillings and Six Pence.

For entering and filing every discharge of any Judgment or Attachment, One Shilling.

For every Certificate of Registry written on any Deed or Conveyance, One Shilling—not to be charged in case of a Judgment or Attachment, or discharge thereof, or of the Release of a Mortgage.

For every Office Copy from the Books of Registry delivered out, for every Hundred words, Six Pence.

For Certificate on such Office Copy, when the same shall be required, One Shilling.

And for every Search, whether for a single Deed or Conveyance, or for a single Title made on one and the same day, One Shilling.

CAP. XIX.

An Act concerning School Lands, and the appointment of Trustees therefor.

(Passed the 23th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Governor to appoint Persons in each County and Township to act as Trustees.

I. The Governor in Council may appoint Three Persons in each County of this Province, and also Three Persons in each Township wherein Trustees have been heretofore appointed for such Townships, to act as Trustees of the Land called and known by the name of School Lands, situate therein.

Trustees incorporated.

II. The Trustees, after their appointment, shall be duly Incorporated, and shall take possession of the School Lands, and shall hold and enjoy the same, and by their name of office shall have power to take all lawful ways and means, by Suit or otherwise, to recover possession of the same, and also the Rents and Profits derived therefrom, in whose hands soever the same may be, and which are either now due or hereafter

after may become due, and also may Lease or Sell the same or any part thereof, and enforce all Contracts and Obligations in relation thereto; but before any Sales are completed the same shall be approved of by the Governor in Council.

III. It shall be lawful for the Governor in Council to issue to the Trustees a Code of Instructions, relative to the mode in which they are to proceed for the Reovery and Management of the School Lands, which Code of Instructions shall be laid upon the Tables of both Houses of the Legislature within Ten Days after the opening of the next Session, and shall have force and operation until the end of the Session.

Governor to issue a Code of Instructions.

IV. It shall be the duty of the Trustees to render to the Executive, on or before the first day of January next, a full Report of the extent, condition, value, and rental of the School Lands, of the Funds in their possession derived therefrom, and of the best mode of disposing thereof; which Report shall be submitted to the Legislative Council and House of Assembly during the first Ten Days of the next Session, in order that the Legislature may then adopt Measures for the future appropriation of the Lands and Funds for the uses of Education.

Trustees to render a Report to the Legislature.

CAP. XX.

An Act relative to the Support of the Poor.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. The Freeholders of any Township or District at their respective Meetings to raise Money for the Support of the Poor, may, if deemed advisable, determine upon the Erection or Hiring of a Building suitable for a Poor House, and may vote Monies necessary for the Building or Hiring thereof, and the annual repairs and other expenses connected therewith.

Freeholders of any Township may raise money at meetings for support of Poor.

II. If any Township or District shall decide upon Building or Hiring a Poor House, the Overseers of the Poor shall, with the Monies voted and placed at their disposal, proceed to carry out the wishes of the Meeting, by erecting or hiring a Building suitable for the purpose, the Title and Estate in which, when conveyed to them, shall vest in them and their Successors in Office as Overseers, as a Corporate Body.

Overseers of Poor shall erect a building for Poor as a Corporate Body.

III. The Overseers shall have the control and management of the Poor House and the general Supervision and Government of the inmates, and may appoint the Officers and Keepers thereof, and purchase materials upon which the labor of the Poor may be profitably employed, and shall manage the Fiscal Affairs of the Township or District as connected with the Support of the Poor, and may Bind out Poor Children, chargeable on the Township or District, subject however in all respects to the control in the Fifth Section mentioned.

Overseers to have management of building.

IV. The Overseers shall annually submit an Account of their Proceedings, and of the General State of the Institution and of their Receipts and Expenditures, for the examination and audit of the General Sessions of the Peace.

Overseers to submit account to Gen. Sessions.

V. Nothing herein contained shall extend to the City of Halifax.

Halifax not included herein.

CAP. XXI.

An Act to provide for the erection of a Dike across Chezetcook Harbor.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Governor to appoint Commissioners for Dike, &c.

I. The Governor in Council may appoint Three Commissioners, with power to borrow any sum of Money not exceeding Three Thousand Pounds, to be expended in the construction of a Dike and Public Road across the Harbor of Chezetcook, from such Points, and to include such an area as to them may seem most judicious and profitable.

Land, &c. responsible for re-payment of money advanced.

II. For the re-payment of the sum so borrowed, with legal interest, the Land reclaimed, and the Dike and all other Works erected by the Commissioners, shall alone be responsible, and the Commissioners are hereby invested with all powers over such Lands necessary to make such re-payment, and may sell, lease, or otherwise dispose of the same for that purpose.

Commissioners may enter into Lands adjacent.

III. The Commissioners shall have full powers to enter upon any Crown or other Lands convenient for the purpose, and to take therefrom materials for the construction of the Dike and Road, paying to the Proprietors the value of the same if required—such value to be fixed by Three Arbitrators, one to be selected by the Commissioners, one by the Proprietor whose Property may be taken, and the third by the Custos of the County of Halifax, and the award of the Arbitrators shall be final, and subject to no appeal. If any Proprietor, after three days notice in writing from the Commissioners, shall not appoint his Arbitrators, the same shall also be appointed by the Custos.

Commissioners to form list of Proprietors living at Chezetcook, &c. entitled to one share, &c.

IV. The Commissioners at least One Month before commencing operations, shall form a List of all the Heads of Families and Proprietors living around the Harbor of Chezetcook, or within half a mile of the Shore, and shall number the same, and post Copies thereof in at least Five of the most public places in the Neighborhood ; and each person whose name shall be included in the List, may pay to the Commissioners at any time during the progress of the work, in money or in labor, or materials, subject to approval of the Commissioners, such sum as shall be equal to one Share of the whole expense of completing the same, and he shall thereupon be entitled to the Lot of Land which shall be designated by the number set opposite his name ; such numbers to be drawn for in presence of the Commissioners on the completion of the work : the Land reclaimed having been previously divided into as many Lots as there shall be Heads of Families or Proprietors—provided that the Land shall remain primarily liable to the payment of the Monies borrowed, as in the Second Section mentioned.

Proprietor's shares, when to be sold.

V. If any Proprietor or Head of a Family shall not qualify himself as a Shareholder, the Share designated by his number shall be chargeable with its proportion of the outlay, and may be either let or sold at the discretion of the Commissioners, after a reasonable time given for redemption, and the rent or price thereof carried to the credit of the work.

Persons to hold shares in fee simple.

VI. Persons drawing Lands falling to their Shares hereunder, or obtaining the same under conveyance from the Commissioners, shall hold them in Fee Simple, or in cases of Letting for such period as may be designated in the Lease, subject to the lien thereon hereinbefore created.

Commissioners to report proceedings.

VII. The Commissioners shall, within two years from their appointments, make a full report of their proceedings under this Act, and submit their Accounts for the approval of the Governor in Council.

CAP. XXII.

An Act to prevent the introduction of Convicted Felons into this Province.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. It shall not be lawful for any Master of a Vessel or other Person to knowingly land upon the Shores of this Province, or otherwise to introduce or convey thereinto any Person who has been convicted of Felony in any other Country, unless such Convicted Felon has suffered the full punishment prescribed for his offence by the Laws of the Country or Place where he has been convicted, or unless he has been duly pardoned or otherwise lawfully discharged from the endurance of such punishment.

No person allowed to land a Felon in this Province.

II. Any person offending against the Provisions of this Act shall be subject to a Penalty of Ten Pounds for every such Offence, to be recovered as a Debt by any person who may Sue for the same, the proceeds to be applied one half to the person who shall Sue for the same, and the remaining half to the Overseers of the Poor, for the use of the Poor of the Township or Place wherein such Person shall be convicted.

Penalty and how recovered.

CAP. XXIII.

An Act to Incorporate the Halifax Mechanics' Institute.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. The following Persons, that is to say : Andrew McKinlay, Daniel McNeil Parker, M. D., the Honorable Joseph Howe, George L. O'Brien, James Allen, M. D., John S. Thompson, James Forman, the younger, William Howe, Robert H. Wetmore, Thomas McCulloch, Joseph W. Quinan, Andrew Downs, James Thomson, Robert Noble and Alexander J. Ritchie, and all such other Persons as now are, or shall hereafter become Members of the Society, and their Successors, shall be a Body Politic and Corporate, by the name of the "Halifax Mechanics' Institute" and by that name shall have Succession and a Common Seal, and by that name may Sue and be Sued, and shall have power to hold, purchase, and take Real and Personal Estate, and to Sell, Let, Mortgage, Convey, or Invest the same, and do all other necessary things, in and about the same, and may make Bye Laws for the Rule and good Government of the Society, and from time to time, alter and amend the same, but the Bye Laws shall not be repugnant to the Laws of this Province.

Halifax Mechanics' Institute incorporated.

II. The object of the Society shall be the diffusion of Science and Literature among Mechanics, Artizans, and others of the City of Halifax, by means of Public Lectures and otherwise, and the Museum, Books, Philosophical Apparatus, Funds, and other Property now belonging to the Society shall be vested in the Corporation for the uses thereof.

Object of the Society, &c.

III. The Society shall not at one time hold Real Estate of greater value than Five Thousand Pounds.

£5000 Real Estate.

IV. The Society shall be governed by a Committee of not less than Twelve Members, comprising a President, and such other Officers as may be designated in the Bye-laws

Government of Society.

laws of the Society, to be chosen at some General Meeting, by a majority of Members present thereat, according to the regulations now in force in the Society, or hereafter to be made, with respect to the Election of its Office Bearers.

Present Office holders need not be re-elected.

V. It shall not be necessary in consequence of this Act to re-appoint any of the persons now managing the Affairs of the Society as the Office Bearers thereof, but they shall continue to act until the expiration of the period for which they were appointed.

Rules now in force to be continued.

VI. All the Bye-laws, Rules, and Regulations of the Society now in force, shall continue in force after the passing of this Act, until they shall have been set aside, altered or annulled, at some General Meeting of the Society called for that purpose.

CAP. XXIV.

An Act to incorporate the Commercial Wharf Company of Yarmouth.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Commercial Wharf Company of Yarmouth incorporated.

I. The following persons residing at Yarmouth, in this Province, namely : Elisha W. B. Moody, Reuben Clements, Benjamin Ellenwood, Jacob Utley, and such other Persons as shall become Proprietors of Shares in the Corporation hereby established, their Successors, and Assigns, are hereby constituted a Body Politic and Corporate by the name of the "Commercial Wharf Company of Yarmouth," and by that name shall have Succession and a Common Seal, and by that name may sue and be sued, and may take, purchase, and hold Real and Personal Estate, and may Let, Assign, or Convey the same in accordance with the Bye-Laws of the Company, and may make, alter, and repeal Bye-Laws for the government of the Company ; but such Bye-Laws shall not be effectual in so far as they are contradictory or repugnant to the Laws of this Province, nor until they have been approved by the Governor in Council, nor until they have been registered in the Office of the Registrar of Deeds for the County of Yarmouth.

£5000 Real Estate.

II. The Company shall not hold at any one time Real Estate of greater value than Five Thousand Pounds.

Management of Company.

III. The Property and Business of the Company shall be under the management of a President, and such other Officers as may be directed by the Bye-Laws.

Capital of Company limited to £5000.

IV. The Capital of the Company shall be limited to the sum of Five Thousand Pounds, to be divided into Shares of Twenty-five Pounds each ; and such Shares shall be Assignable and Transferable, in such manner as may be directed by the ByeLaws.

Shares to be personal property.

V. Notwithstanding the Company may hold Real Estate, the Shares of the Stockholders shall be deemed to be Personal Property for all purposes.

Real Estate may be sold under Execution as Personal Estate.

VI. The Real Estate of the Company may be sold under Execution, in the same manner as Personal Estate ; and the Sheriff shall, immediately after the Sale, execute a Deed to the Purchaser, which shall convey all the Estate and Interest of the Corporation in the Real Estate so sold and conveyed.

Company not to engage in Banking operations.

VII. It shall not be lawful for the Company to deal in the Lending of Money, by way of Discount, or otherwise, or engage in any Banking Operation, or to become Underwriters in any Marine, Fire, or Life Insurance:

Names of Members of Corporation to be registered.

VIII. The Names of all the Members of the Corporation and the number of Shares owned by them respectively, shall be registered in the Office of the Registrar of Deeds in the County of Yarmouth ; and no Transfer of any Share in the Company shall be

be effectual, until the Certificate thereof shall be Registered in the same Office, to the end that it may be publicly known who are the Persons composing the Corporation.

IX. Nothing herein contained shall discharge the Persons hereinbefore named, or any subsequent Shareholders, from any legal responsibility to which they may, as individuals or otherwise now be, or hereafter become subject; and every Proprietor, his Real and Personal Estate, shall be liable under Execution issued against the Corporation.

X. Every Person who shall have contributed and paid the sum of Twenty-five Pounds or upwards, towards the Undertaking hereby established, before the passing of this Act, shall be deemed a Shareholder in the Corporation; and each Shareholder having paid all calls on him made which shall at the time be due, shall be entitled to Vote at any Annual or Special Meeting of the Company, according to the number of Shares he may possess, namely: the owner of One Share shall have One Vote, the owner of Three Shares, Two Votes, and the owner of Six or any greater number of Shares, Three Votes, and no more; and any Shareholder may give his votes by Proxy, duly constituted according to the Bye Laws; but the Person applying to vote under such Proxy must be a Shareholder and entitled to vote at the Meeting.

XI. This Act shall not affect the Rights of Her Majesty, Her Heirs or Successors, nor of any Private Individual or Body Politic or Corporate.

XII. This Act shall be in force for Twenty Years, and thence to the end of the then next Session of the General Assembly.

Shareholders not discharged from liability.

Contributors of £25 to be Shareholders.

Regulation of Votes.

Not to affect Her Majesty's rights.

To continue 20 years.

CAP. XXV.

An Act to Incorporate the Kerosene Gas Light Company.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. Abraham Gesner, Enos Collins, Edward H. Lowe, John Burton, George E. Morton, James C. Cogswell, John P. Mott, Lawrence E. Van Buskirk, John Silver, and such other persons as shall become Proprietors of Shares in the Corporation hereby established, their Successors and Assigns, are hereby created a Body Corporate, by the name of "The Kerosene Gas Light Company," and by that name shall have succession, and may sue and sued, and have a Common Seal, and hold, take, lease and possess, Real Estate, in Fee Simple, Leasehold or otherwise, and also any Personal Property, and may sell, let, assign or convey the same or any part thereof, as may be thought necessary and proper for the benefit of the Company.

II. The original Capital or Joint Stock of the Company shall be Forty Thousand Pounds, to be divided into Two Thousand Shares, of Twenty Pounds each.

III. When the Company shall be formed, and all the Shares taken up, they may, by a majority of votes at any Meeting, appoint a President, Directors, and Officers of the Company, and make Bye-laws, for prescribing the duties and powers of the President, Directors, and Officers of the Company, for limiting the number of Directors, for regulating the payment, transfer, registry and forfeiture of Shares, the times of Meeting of the Company, or of the Directors, the making of Dividends of Profits, and the keeping of the Accounts, and generally for the good order, conduct and government of the Company, its affairs and business, as may be necessary, but no Bye-law of the Company shall be repugnant to this Act or to the Laws of the Province.

The Kerosene Gas Light Company incorporated.

Capital.

Appointment of Officers.

Their powers.

Company to supply
Halifax and Dart-
mouth with Gas
Light.

IV. The Company when organized may supply the Inhabitants of the City of Halifax and Town of Dartmouth with Gas Light, and for that purpose, at a proper and convenient distance below the surface of the Streets and Highways, may cause Pipes, Leaders, and Tubes to be laid and placed, as may be proper and necessary, and may place and erect, in convenient and fitting situations, Lamp Posts and Burners, and supports for the same, as may be necessary for the proper Lighting of such Streets or parts of Streets as may be lighted.

Company may open
Streets

V. For the purposes aforesaid, after ten days notice given to the Commissioners of Streets, the Company may break open the Roads, Streets and Highways, in or near such City or Town, wherever it may be necessary to do so, and may keep such Road, Street or Highway open for such reasonable time as may be necessary;—but the Company shall faithfully and carefully close up, repair, and make good such Roads, Streets or Highways, so opened, at their own costs and charges, or otherwise shall be liable to defray and make good all expenses to be incurred by the Commissioners of Streets, in closing up, repairing or making good, any Road, Street, or Highway so opened, which expense shall be recovered by the Commissioners of Streets against the Company as a private debt for work and labor.

Mode of laying down
Pipes, &c

VI. All the Pipes and Conductors to be laid down by the Company for the conveyance of Gas, in or under any Street, Lane, or other Public Passage or Place within the City of Halifax, shall be laid wherever the width of the Street will allow thereof at the distance of four feet at the least from the nearest part of any Pipe or other Conduit already laid down or used for the conveyance of Gas or Water, in or under such Streets, Lanes, or other public places within or adjacent to the City, and running parallel with such Pipes to be newly laid down; and in cases where it shall be unavoidably necessary to lay the Pipes across any of the Gas or Water Pipes already laid down, they shall be laid over or under the Pipes already laid, at a convenient distance therefrom, and shall form therewith, as nearly as possible, a right angle: but the provisions of this Section may be dispensed with by agreement between the Company hereby established, and any other Company or Individual interested in the subject matter of the dispute.

Regulation of Votes

VII. At any General or Special Meeting of the Company every Proprietor or Shareholder having paid up all Calls on him made and then due and payable under the Bye-laws, shall be entitled to vote according to the number of Shares which he may possess—the owner of One Share being entitled to one vote, the owner of Four Shares to two votes, and the owner of Eight or more Shares to three votes, and no more, and may give such vote or votes by his Proxy, duly constituted according to the Bye-Laws, such Proxy being a Shareholder and entitled to vote; and whenever any Share is held by more than one person, that person only present at the meeting who stands first in the Registry, or is first named in the Stock Certificate, shall vote.

Voting regulated by
Bye Laws.

VIII. The mode of voting by the Directors at any Meeting of the Board, shall be regulated by the Bye-Laws of the Company.

Real Estate to be
held as Personal

IX. Notwithstanding any Real Estate which may be owned by the Company, the Shares in the Capital Stock and Funds shall be held to be personal property for all purposes.

Payment of Shares

X. The Shares subscribed for, or held by any Shareholder shall be payable in such manner by such Instalments or Calls, at such times and on such Notices as by the Bye-Laws of the Company may be directed, and if such Calls or Instalments shall not be paid, the Company may Sue for and recover the amount thereof, by Suit against the Shareholder who shall make default; but the Calls of the Company shall not exceed Twenty-five per cent. on the Capital Stock during the first Twelve Months after this Act shall go into operation.

XI. Nothing herein contained shall be construed to extend to discharge the Company or any of the present or future Shareholders therein from any responsibility, contract, duty or obligation whatever to which Bye-Law they now are, or at any time hereafter may be, or would have been subject or liable had this Act not been passed, as between such Company, and any other party, and the Shareholders in the Company, their Lands, Goods, and Chattels, shall be liable under any Execution that may be issued against the Company, in the same manner, and to the same extent as if this Act had not been passed; but if the Directors shall incur any responsibility for any Sum of Money beyond the amount of the Shares subscribed for, without the Sanction of the Company first had and obtained at some General or Special Meeting thereof, called and summoned, agreeably to the Bye Laws of the Company, the Directors shall themselves be held personally liable for the Amount so by them incurred.

Shareholders individually liable.

XII. The Company shall not hold at any one time Real Estate beyond the value of Ten Thousand Pounds, nor shall they Lend Money by way of Discount, nor engage in any Banking Operation, nor as Underwriters effect any Insurance.

Real Estate of Company and restrictions.

CAP. XXVI.

An Act for Regulating the Anchorage of Vessels in the Harbor of Halifax.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. No Vessel shall be Anchored or Moored in that part of the Harbor of Halifax to the southward of Collins' Wharf, within a space to commence Fifty Fathoms from the eastern extremity of the Line of Wharves on the western side of the Harbor; thence to extend One Hundred and Fifty Fathoms eastwardly, towards the centre thereof; and to the north of Collins' Wharf no Vessel shall lie, or be anchored or moored, so as to be at any time nearer to the Western side of the Harbor than One Hundred and Fifty Fathoms, to be measured from the Eastern Extremity of the nearest Wharf to where such Vessel shall lie, be anchored, or moored; and if the Master of any Vessel either place it or suffer it to remain within the prescribed limits, he shall be liable to a Penalty of Two Pounds, and a further sum of Ten Shillings for every Hour that such Vessel shall remain within the limits aforesaid, after a reasonable time for removing the same has expired, notice in the latter case being previously given by the Proprietors of any Steamer, their Agents or Servants in that behalf; but nothing herein contained shall extend to any Vessel entering into, or going out of, or lying in or at any Dock, Wharf, or Pier within the Harbor, or dropping anchor within the prescribed limits, to accomplish any of these objects.

Where Vessels to be anchored.

II. If any Vessel shall necessarily, from stress of weather or otherwise, drop anchor within the prescribed limits, and be obliged to remain there during the night, a sufficient Light shall be exhibited at the Mast Head or some conspicuous place, under a Penalty of Forty Shillings upon the Master.

Light to be exhibited.

III. No Steamer, other than Vessels of War, entering or leaving the Harbor of Halifax, shall proceed at more than Half Speed while inside of George's Island, under a Penalty of Ten Pounds, to be paid by the Master, Owner, or Agent, at the option of the party suing.

Steamers to proceed at half speed inside George's Island.

IV. Penalties imposed by this Act may be recovered by Suit before a Justice of the Peace for the County of Halifax, in a summary way, in the name of any Person, or Body

Penalties how recoverable.

Body Politic or Corporate who will sue therefor, in the same manner, and with the like Costs of Suit as if the same were Private Debts due to such Person, or Body Politic or Corporate, and shall be applied, one-half thereof to the use of the Plaintiffs in such Suits respectively, and the remaining half to the use of the Poor of the City of Halifax.

Extension of Act.

V. This Act shall come into operation on the First Day of May next, and continue in force for One Year, and thence to the end of the then next Session of the General Assembly.

CAP. XXVII.

An Act to provide a Weighing Machine, Weights, and Measures, for the Township of Chester.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

Grand Jury to present a sum for Weighing Machine.

I. The Grand Jury of the County of Lunenburg may present, and the Court of Sessions may confirm, a sufficient sum to provide for the Township of Chester a proper Patent Machine for the Weighing of Hay, which shall be placed upon the Market Square in the Town of Chester, and a Set of Measures, Long, Liquid, and Dry, and a Set of Brass Weights and Scales, and the Amount shall be Assessed, Levied, and Collected upon the Township of Chester, in the same manner as other Monies are by Law Assessed, Levied, and Collected for County purposes.

Direction of Do.

II. Such Weighing Machine, Measures, and Weights, shall be placed under the direction of a Person to be nominated by the Grand Jury and appointed by the Court of Sessions, which Court shall make Regulations respecting the management thereof.

CAP. XXVIII.

An Act to enable Members of the House of Assembly to Vacate their Seats therein.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Members may vacate their Seats.

I. Whenever any Member, either of the present or any future House of Assembly, shall desire to vacate his Seat in the House, he may, by a Written Notice of such his desire to the Speaker, state, that he is desirous of being released from his trust and duty as a Member, and to Vacate his Seat in the House, and thereupon his Seat shall be forthwith Vacated, and the Speaker shall make application for a Writ for the Election of a Person to Represent the County or Township for which such Member so vacating his Seat shall have been the Representative, in the place of the Member so vacating his Seat.

Speaker how to vacate his Seat.

II. Whenever the Speaker of the present or any future House of Assembly shall desire to Vacate his Seat in the House, he may, by a Declaration in the House, if then in Session, or otherwise by written notice, of such his desire to any Two Members of the House, state that he is desirous of being relieved from his trust and duty as Speaker and as a Member, and to Vacate his Seat in the House, and thereupon his Seat shall be forthwith vacated, and the House if then in Session, or otherwise the said Two Members, shall make application for a Writ for the Election of a Person to represent the County or Township for which the Speaker was the Representative in his place.

CAP.

CAP. XXIX.

An Act to Incorporate the Trustees of the Masonic Hall in Halifax.*(Passed the 28th day of March, A. D. 1850.)*

WHEREAS His late Majesty King George the Third, by Letters Patent under the Great Seal of this Province, bearing date the Twenty-eighth day of July, in the year of our Lord one thousand seven hundred and ninety-eight, did grant unto Richard Bulkeley, Duncan Clarke, James Clarke, John Bremner, John George Pyke, John Solomon, Daniel Wood, John Boyd, Charles Morris, Junior, John King, William Duffus and Andrew Liddell, the square of Land theretofore occupied by the Main Guard, situate in the southern part of the then Town, being now the City of Halifax, in this Province, which square was abutted and bounded according to a certain Plan to the said Patent annexed, and contained Half an Acre and one Rod, more or less, to Have and to Hold the same under the said Grantees, their Heirs and Assigns forever; subject only to the several restrictions and conditions in the Patent specified, which Grant was duly allowed by His Royal Highness Prince Edward, then Lieutenant-General commanding His Majesty's forces in this Province. *And whereas* the Grantees by a Deed or Declaration of Trust under their hands and seals, dated the Eighth day of March in the year of our Lord one thousand seven hundred and ninety-nine, after reciting such Letters Patent and the allowance thereof, and to the effect that the consideration money therefor paid was the proper monies of the several Bodies or Lodges of Free and Accepted Masons in the Town of Halifax, and was paid and advanced by such Lodges in the proportions therein specified, and that the names of them, the Grantees, were inserted in the Patent at the request of and as Trustees for such Lodges, to the intent that the members thereof might have the use of the square of Land and receive the Rents and Profits thereof, according and in proportion to the Shares by the several Lodges contributed for the purchase thereof, did for themselves, their Heirs, Executors, Administrators and Assigns, testify, declare and agree that such purchase money was not the proper monies of them, the Grantees, but was the Funds of the several Lodges therein mentioned, and that the names of them, the Grantees, were made use of in the Patent in trust only, and for the proper use of the members of such Lodges and their successors in all-time to come, according to the respective shares by the several Lodges contributed as therein mentioned. *And whereas* part of such square of Land was shortly thereafter sold, and the remainder being then vested in the said William Duffus, as sole surviving Trustee (the others having departed this life), and it having become necessary to raise on Loan a sum of money for the repair and preservation of the Building thereon erected and known as the Masonic Hall, the said William Duffus, by a certain Indenture of Mortgage bearing date the Thirty-first day of July in the year of our Lord one thousand eight hundred and thirty-eight, did, with the consent and approbation of the several Lodges then interested in the remaining Lands and Premises, testified by the execution of certain officers of such Lodges of a power thereto annexed, Mortgage the same to the now Honorable Alexander Keith, for the sum of Six Hundred Pounds, and interest, which Mortgage is still outstanding and unsatisfied. *And whereas* the said Alexander Keith, with the consent of the Lodges interested, did, by Indenture bearing date the twenty-sixth day of June one thousand eight hundred and forty-eight, convey to James Forman, the younger, in Fee, a certain portion of the Lands included in such Mortgage, subject only to certain easements therein. *And whereas* the said Alexander Keith is now in possession as Mortgagee of the remainder of the Lands included in his Mortgage

Preambles.

and which remaining Lands and Premises are more particularly described as follows, that is to say: All that Messuage, Tenement and Building known as the Masonic Hall, with the Premises thereto belonging, abutted and bounded as follows, that is to say: Beginning on Barrington Street, at the south-west angle of a certain small Lot of Land lately purchased by James Forman, Junior; from thence to run southerly on Barrington Street and bounding thereon until it meets Salter Street; thence easterly on Salter Street and bounded thereby until it meets the intersection thereof by Granville Street; thence northerly on Granville Street aforesaid until it meets the southern bound of property belonging to John Metzler; thence following the southern lines of Metzler's property, and of said property of James Forman, Junior, until it meets Barrington Street, the place of beginning—being Lots Number Three, Four and Five, in the original plan of division of the square of Land formerly occupied by the Main Guard, and granted by the Letters Patent in this Act hereinbefore recited. *Aud whereas* the following Lodges of Free and Accepted Masons are now, under and by virtue of the Letters Patent, and Declaration of Trust hereinbefore recited, and in respect of certain advances subsequently made by them towards the erection of such Hall, beneficially interested in such remaining Lands and Premises, subject only to such Mortgage in the Shares and proportions following, that is to say:—The Grand Lodge Eight Shares; the Royal Union Chapter Three Shares; Saint Andrew's Lodge Six Shares; Saint John's Lodge Two Shares, and Virgin Lodge Three Shares—each of such Shares representing Fifty Pounds Currency; and such Four Lodges now exercise control over the Hall, and appoint each one of their Body as Members of a Building Committee, to superintend and manage the same in conjunction with the said Alexander Keith. *And whereas* in order to the more convenient holding and management of such Lands and Premises, and the said Masonic Hall thereon erected, it is desirable that Trustees thereof should be Incorporated, in manner hereinafter set forth, and it has been made manifest that the same will not in any manner operate injuriously to any private or other rights in such Lands and Premises:

Be it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

Trustees incorporated.

I. The Honorable Alexander Keith, Provincial Grand Master for this Province (as well as for the Province of New Brunswick and the Islands of Newfoundland and Prince Edward,) holding under the Masonic Jurisdiction of the Grand Lodge of England, James Forman, the Younger, Deputy Provincial Grand Master for this Province, holding under the same Jurisdiction, and John Richardson, representing the Royal Union Chapter, and John Woodill, Past Master of Saint Andrew's Lodge, Henry C. D. Twining, Past Master of Saint John's Lodge, and Joseph Whidden, Past Master of Virgin Lodge, and their successors in Office under this Act, are hereby incorporated under the name of "The Trustees of the Masonic Hall in Halifax", and by that name shall have perpetual succession, and may sue and be sued, and have a common Seal, and may take and hold Personal Property, and also Real Estate not exceeding in value at any one time Ten Thousand Pounds, and may Mortgage, Sell, Lease, or otherwise dispose of the same as may be deemed expedient, conformably however in all respects to any trusts under which the same may be held.

Trustees appointed.

II. The Grand Master and Deputy Grand Master of this Province for the time being, holding under the Jurisdiction hereinbefore mentioned, shall always be Members of the Board of Trustees hereby incorporated, but the other Members thereof herein named shall go out of Office on the twenty-seventh day of December next, and the Royal Union Chapter, and Saint Andrew's, Saint John's, and Virgin Lodges, shall respectively at their regular Meeting which shall happen next previous to the Twenty-seventh day of December in every year, elect each one of their Members who shall go into Office on the Twenty-seventh day of December then next following, and shall remain in Office for a Year, and form with the Grand Master, and Deputy Grand Master, the Board of Trustees hereby incorporated.

III.

III. Any Trustee going out of Office may be re-elected thereto.
 IV. If the Chapter, or any of the Lodges shall cease to exist, or shall in any year neglect to appoint Trustees, the Corporation shall not be thereby dissolved, or in any way affected; but the remaining Trustees shall constitute the Corporation.

Re-election of Trustees.
 Existing Trustees if no new ones appointed.

V. The Provincial Grand Master for the time being, shall be President of the Board of Trustees, and the Trustees may appoint one of their number as Secretary, and may alter and repeal Bye-Laws for their own Government, and for Regulating the manner of transacting their duties, conformably to the provisions of this Act.

President &c., and Bye-Laws.

VI. The Land in the Preamble particularly described, and now under Mortgage to the Honorable Alexander Keith, together with the Masonic Hall thereon erected, and all Buildings, Easements, and Appurtenances thereto belonging or in anywise appertaining, or therewith heretofore held and enjoyed, are subject to such Mortgage, hereby absolutely vested in the Trustees, and shall be Held, Managed, and Leased by them; in the first place in Trust to pay off and discharge all Principal Monies and Interest due or to become due on such Mortgage or on any other Mortgage which it may be necessary for them to enter into to satisfy the present Mortgage, or which they may execute in accordance with the provisions hereof, and then subject to the direction by vote of Two-thirds of the Members respectively of the Chapter and Lodges holding a majority of the whole Shares, as herein before expressed, present at any Meeting of such Chapter and Lodges respectively, duly summoned for the purpose; and the Trustees are hereby invested with all necessary powers for carrying out the provisions of this Section, but no Lease shall be made hereunder for a longer period than Five Years.

Lands and Buildings vested in the President.

VII. A majority of two-thirds of the Members respectively of the Chapter and Lodges holding a majority of the whole Shares present at a Meeting called in manner in the last Section mentioned, may at any time create new Shares of Fifty Pounds Currency each, which shall be represented and have a voice in the direction of the Trustees in the same manner as Original Shares.

New Shares.

VIII. If the Chapter or any of the Lodges hereinbefore mentioned, or any Lodge which may acquire new Shares hereunder, shall cease to exist, the Shares then held by such Chapter, or any such Lodge, shall be vested in the remaining Lodges or Chapter then beneficially interested, in proportion to the Shares by them then respectively held, and be represented accordingly in the direction of the Trustees.

The Shares of Lodges ceasing to exist to vest in remaining Lodges.

IX. Nothing herein contained shall affect private rights otherwise than as transferring a legal Estate in the Land and Premises in the Sixth Section mentioned, to the Trustees, for the use of the Parties now beneficially interested therein.

Not to affect private rights.

X. The Corporation shall not engage in any Banking or Insurance operations.

Not to engage in Banking operations, &c.

CAP. XXX.

An Act to Incorporate the Trustees of the Evangelical Lutheran Church at Lunenburg.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

1. The present Elders of the Evangelical Lutheran Church at Lunenburg, that is to say: George Ernst, Jacob Peter Kolp, Henry Schupp, John Schlagenweid, Joseph Selig, Andrew Rhodenhuiser, George Rhodenhuiser, Nicholas Conrad, Henry Ernst, Leonard Beck, Benjamin Wagner, and John Zuic, and their respective Successors in Office, to be elected and chosen according to the Rules of the Church, are hereby declared

Incorporation of Trustees.

declared the Trustees of the Church, and are hereby created a Body Corporate, and shall have succession forever, by the name of "The Trustees of the Evangelical Lutheran Church in Lunenburg, and by that name may sue and be sued, and may purchase, take, hold and possess, for the use of the Church, Real and Personal Estate, and improve and use the same for the benefit of the Church, according to their best discretion, and the true intent and meaning of the Donors, by whom the same may be given, devised or bequeathed, to the use of the Church.

Land to vest in Trustees.

II. All those Lots or Parcels of Land whereon the Church is now erected, as the same are now occupied and used, with the Church, situate in Lunenburg, as also all that Messuage, Lots of Land and Premises adjoining the Church, as the same are now occupied, possessed and used, as a Parsonage House and Grounds; as also all that Lot of Land, Messuage and Premises, situate in Lunenburg, now in the possession of the family of the late Mrs. Harrison, and a certain Town Lot in Creighton's Division, letter V; as also all that certain Thirty Acre Lot of Land situate on the Pleasant River Road, in the County of Lunenburg, and near the property of Mr. William Newcomb, with all the Buildings and Appurtenances of the same; and also all other Real Estate in which the Church or Congregation thereof may be interested, howsoever or in whomsoever the legal title of the Church and the pieces and parcels of Land or other Real Estate may be vested are hereby vested in the Trustees, saving however to all tenants and occupiers of the lots, pieces, and parcels of Land hereinbefore mentioned, or any part thereof, their present respective legal rights in and to the same.

Trustees may sell, &c.

III. The Trustees, or any Seven of them, may Sell, Mortgage, Lease the Real Estate hereinbefore described as follows, viz.:—All that Lot of Land, Messuage and Premises situate in Lunenburg aforesaid, now in the possession of the family of the late Mrs. Harrison, and all that certain Thirty acre Lot of Land situate on the Pleasant River Road in the County of Lunenburg, and near the property of William Newcomb, or the Goods, Chattles, Moneys or Effects of the Church, held by the Trustees for the use of the Church, in such manner and for such purposes as by the Congregation by any rule or regulation, or by any resolution passed at a meeting of the Congregation to be called and held in conformity with the rules from time to time in force for the government of the Congregation may be directed; but whenever any Sale, Mortgage or Lease of the Real Estate in this Section mentioned shall be intended to be proposed to any meeting of the Congregation, Thirty days public notice thereof shall be given in the Church on some Sabbath Day immediately after Divine Service, and no such Sale, Mortgage, or Lease shall be valid unless sanctioned by a majority of such meeting of the Congregation, and a declaration that such majority have given such sanction entered on the Minutes of the Meeting shall be prima facie evidence of the fact.

Not to affect the rights of Her Majesty, &c.

IV. Nothing herein contained shall be construed to interfere with, alter or affect the rights of Her Majesty, or of any Body Corporate, or private individual.

CAP. XXXI.

An Act to regulate the Fees to be taken in the Court of Marriage and Divorce.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

Fees of Marriage Court.

I. The Fees to be hereafter received by the Governor, Vice President, and Judges of the Court of Marriage and Divorce, shall be One Pound each for each day they may hold

hold a Court, but no Judge shall receive such Fee unless he shall be in actual attendance at the Court.

II. The Fees to be hereafter received for services and proceedings in the Court shall be according to the Table of Fees now allowed by the practice of the Court of Chancery, as nearly as circumstances will permit, and the Vice President is hereby empowered to prepare a Table accordingly; and no other or greater Fees shall be taxed or allowed therein.

Regulation of Court.

CAP. XXXII.

An Act to enable the Inhabitants of the Township of Maxwelton to build a Lock-up House.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. The Justices of the Peace in the County of Pictou, at the next General Sessions, or at any Special Sessions to be held on application being made by the Inhabitants of the Township of Maxwelton, by Petition, to such Justices for the purpose, shall nominate and appoint a Committee, consisting of not less than Three Inhabitants of the Township, to select a suitable site for the erection of a Lock-up House in the Township, and to build and complete the same in such manner as to the Committee may appear expedient, by Public Tender and Contract or otherwise; and after the same is so built and completed, the Justices shall direct the cost thereof to be assessed, levied and collected, in such way as they shall see fit, together with and in the same manner as the County Taxes are assessed, levied, and collected.

Justices of Peace to appoint Com. for erection of Lock-up House.

II. The Justices at any such General or Special Sessions, may prepare and pass a Set of Rules for the regulation and good government of the Lock-up House, and also for the regulation of the several expenses thereof; and the annual expense shall be regularly thereafter assessed, levied and collected, together with and in the same manner as the County Taxes are assessed, levied and collected.

Justices to make Rules for regulation of Lock-up House.

CAP. XXXIII.

An Act to enable Suitors in the Supreme Court to obtain the Testimony of the Judges thereof.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. Whenever any Suitor shall desire to obtain the Testimony of any Judge of the Supreme Court in any Cause pending therein, he may have the evidence of such Judge taken *de bene esse* before any other Judge of the Court, or any Commissioner, in the same manner as in the case of a Witness about to leave the Province; and such Testimony may be used on the Trial, although the Judge may not be out of the Province—provided he shall be necessarily absent from the County on Official Business.

Evidence of Judge to be taken *de bene esse*.

CAP. XXXIV.

An Act to provide for the Custody of certain Documents relating to the Township of Chester.*(Passed the 28th day of March, A. D. 1850.)***BE** it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Clerk of Peace to have custody of all Papers, &c. of Township of Chester.

I. After the passing of this Act, all Plans, Grants, Title Deeds, and Conveyances, belonging to the Township of Chester, or in which all the Proprietors thereof have a Common Interest, or whereby any Lands, Tenements, or Hereditaments, have been granted to the Township, or the Proprietors thereof generally, shall be kept in the Custody of the Clerk of the Township for the time being, who shall have power to bring Suit in his own name for the recovery thereof.

To be open for inspection.

II. Such Public Documents shall be open at all times to the inspection of all parties interested therein, on payment to the Clerk of a fee of Six Pence for each.

CAP. XXXV.

An Act to Incorporate a Temperance Hall Company at Maitland.*(Passed the 28th day of March, A. D. 1850.)***BE** it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

Maitland Tem. Hall Company incorporated.

I. The following Persons residing in the County of Hants, that is to say: David Frieze, Henry M'Dowell, Arthur M'Nutt Cochran, David Whidden, James Putman, Alexander A. M'Dougall, James Crow, Samuel Gourley, James Sterling, William Cox, John Graham, and Alexander Roy, and such other persons as shall become Proprietors of Shares in the Company hereby established, and their respective Successors, Executors, Administrators and Assigns, shall be a Body Politic and Corporate, by the name of the "Maitland Temperance Hall Company," and by that name shall have perpetual Succession and a Common Seal, and may sue and be sued.

Company may hold Real and Personal Estate.

II. The Company may take and hold Real and Personal Estate, and may Sell, Lease, Mortgage, or otherwise deal with the same as may be necessary, subject to the restrictions hereinafter provided, and may at any General Meeting make Bye Laws, and alter or amend the same, which, when not repugnant to the Laws of the Province, shall have force and effect.

Real Estate not to exceed £3000.

III. The Company shall not hold at any time Real Estate to a greater value than Three Thousand Pounds.

Division of Shares. Do. Personal Property.

IV. The Capital of the Company shall be divided into Shares of One Pound each, which shall be assignable as may be provided by the Bye Laws, and which, notwithstanding the Company may hold Real Estate, shall be deemed to be Personal Property.

Company may sue for amount due on Shares.

V. The Subscribers shall pay the amounts subscribed by them towards the Undertakings, at the times and places directed by the Bye Laws, and if any person shall not pay the same as so directed, the Company may sue therefor; but the Company shall not compel any Shareholder to pay more than the amount of his Shares and Costs of Suit.

Shareholders not responsible for Debt beyond their Shares.

VI. The Joint Stock or Property of the Company shall be alone liable for its Debts and Engagements, and no Shareholders shall be in any way responsible for more than the amount of the Shares which he shall actually hold in the Company.

VII.

VII. The Real Estate of the Company may be taken upon any Writ of Execution issued on a Judgment entered against the Company, and may be sold and conveyed by the Sheriff in the same manner as in the case of the Lands of private individuals.

Real Estate may be sold under Execution.

VIII. The General Annual Meeting of the Company shall be held at the Village of Maitland, on the First Monday of March in every year, after the present year,—the place of Meeting to be notified to the Company by the Directors, by Advertisement, posted in at least Three public places in or near the Village of Maitland, for at least Ten days previous to the Meeting, and the Directors shall summon Special Meetings when they deem necessary, or whenever there shall be delivered to the Board a Requisition in writing therefor, signed by Twenty Shareholders, and specifying the object of the Meeting, and Ten days notice of any Special Meeting, and of the object thereof, shall be given by Advertisement, posted in at least Three public places in or near the Village of Maitland; and any General or Special Meeting may be adjourned as may be found expedient.

Meetings of Company, how to be called, &c.

IX. At any Meeting of the Company each Shareholder having paid all Calls on him made, then due and payable, shall be entitled to vote either in person or by proxy, as directed by the Bye Laws, as follows, namely: The Owner of One Share shall have one vote, the Owner of Four Shares shall have two votes, and the Owner of Eight or more Shares shall have three votes, and no more. At the Meetings of the Directors, each Director shall have one vote only, and every question shall be decided by a majority of the votes of those present; and if the votes shall be equal, the President, or in his absence, the Chairman of the Board shall have a casting vote in addition to his own personal vote.

Regulation of Votes of Shareholders at Meetings.

X. As soon after the passing of this Act as may be deemed expedient, the Twelve Persons first herein named, or any three of them shall, by Advertisement, to be posted in at least Three public places, in or near the Village of Maitland, appoint a day and place for the First General Meeting of the Subscribers, and at such Meeting, a Chairman being chosen from among the Subscribers present, with a Secretary, the Company shall be organized and go into operation, and shall elect Seven Directors, who shall choose one of their number, by ballot, as President, and shall appoint a Secretary— which Officers shall continue in Office until the First Annual General Meeting, and thence until a new choice of Officers be made by the Company; but no person shall at any time be eligible to hold Office in the Company unless he be a Member of some Temperance Society in the County of Hants.

Election of Officers of Company.

XI. At each Annual Meeting Seven Directors shall be elected by Ballot, in the following manner, viz: Three of the Seven who have served during the past year, if willing to serve again, shall be first elected, and the remainder shall then be elected from among the Shareholders indiscriminately.

Directors to be annually elected by Ballot.

XII. No person interested in a Contract under the Company shall be elected a Director, and no Director shall take a Contract under the Company.

Directors not to take Contracts under the Company.

XIII. If any Director shall die, resign, or become disqualified or incompetent, the remaining Directors shall, from among the Shareholders, elect another Director in his stead.

Vacancy—how filled.

XIV. If in any case the Annual Meeting shall not be held, the Directors shall continue to act until new Directors are appointed.

Directors to act till new ones appointed.

XV. The Company may sell additional Shares, from time to time, as may be necessary, and the purchasers thereof shall be entitled to all the privileges of Shareholders.

Company may sell additional Shares.

XVI. The Directors may with the assent of two-thirds of the Shareholders to be given in writing at any General or Special Meeting regularly convened, and not otherwise, borrow on Mortgage of the Real Estate of the Company, such sums as may be necessary for the uses thereof, or absolutely to sell and convey the same if deemed expedient, and to execute the Deeds necessary for such purpose.

Directors may borrow Money on Mortgage of Real Estate, or sell do.

XVII.

Restrictions.

XVII. The Company shall not lend Money by way of Discount, or otherwise engage in any Banking operation, nor effect any Marine, Life, or Fire Insurance.

CAP. XXXVI.

An Act relating to the Pictou Academy.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Clauses in Act 6th
Vict. continued

I. The First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, and Eleventh Clauses of the Act passed in the Eighth Year of Her Majesty's Reign, entitled, "An Act to amend and alter the Act to regulate and support the Pictou Academy," are hereby continued until the First day of May, which will be in the year of Our Lord One Thousand Eight Hundred and Fifty-two, and no longer.

CAP. XXXVII.

An Act to provide for the Removal of Obstructions from the Liverpool River.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Governor to appoint
Commissioners.

I. The Governor in Council may appoint Five Commissioners for the purposes of this Act.

Comms. may re-
move Obstruc-
tions.

II. The Commissioners shall have power to remove from the Liverpool River all Obstructions existing between the Indian Gardens and Milton, and to erect Wing-Dams at such places, and in such manner as they shall see fit, and do all other necessary things so as to facilitate the passing of Logs, Timber, and Lumber down the River; and for that purpose may enter upon the Lands of Private Individuals, doing no unnecessary damage.

Comms. may bor-
row Money.

III. The Commissioners may borrow upon their own credit, or upon the credit of the Tolls arising from the Undertaking, as hereinafter mentioned, such Sums of Money not exceeding Six Hundred Pounds in the whole, as may be necessary for the purposes aforesaid.

Comms. to collect
Tolls to be ap-
pointed by Sessn.

IV. When the Undertaking is completed, the Commissioners may collect a Toll of such amount and in such manner, and under such Regulations for enforcing payment thereof as the Court of General Sessions, or any Special Sessions called for the purpose may from time to time direct, upon all Logs, Timber, and Lumber brought down the River between the Indian Gardens and Milton, and shall apply such Tolls to the payment of the Amount borrowed, for the completion of the Undertaking, with Interest; but no Toll shall be levied after such amount is liquidated.

Comms. annually
to submit Accts.

V. The Commissioners shall annually submit an Account of their Expenditures and Proceedings, and of the Tolls collected, to the General Sessions of the Peace.

Restrictions.

VI. Nothing herein contained shall be construed to sanction a claim on the General Revenues of the Province, nor to authorize any interference with the Navigation or Fisheries of the River, further than may be absolutely necessary for the purposes above mentioned, nor to affect or injure the rights of private individuals, further than is herein expressly provided.

CAP.

CAP. XXXVIII.

An Act to Incorporate the Halifax Association in aid of the Colonial Church Society.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The persons hereinafter named, that is to say : Robert Fitzgerald Uniacke, John W. Ritchie, James G. A. Creighton, William Howe, Henry Ince, Thomas A. Brown, and all such other persons as now are Members of the Society called the "Halifax Association, in aid of the Colonial Church Society," and their Successors, are hereby created a Body Corporate, by the name of "The Halifax Association, in aid of the Colonial Church Society," and by that name shall have Succession and a Common Seal, and by that name may sue and be sued, and may purchase, take, and hold Real and Personal Estate, and may let, sell, convey, or otherwise manage and dispose of the same, or any part thereof, and shall have power to make Bye-Laws for the rule and good management of the Association, the establishing of the Officers proper for the management of its Affairs, and generally for the promotion of the interests of the Society ; but such Bye Laws shall not be contrary to the Laws of this Province or the provisions of this Act.

Halifax Association
in aid of the Co-
lonial Church
Society incorpo-
rated.

II. The Society shall not hold at any time Real Estate of greater value than Ten Thousand Pounds.

Real Estate.

III. All persons paying an Annual Subscription of Ten Shillings or upwards, or making at one time a Donation of Ten Pounds, when admitted, pursuant to the Bye-Laws, shall be Members of the Society ; but if such Annual Subscription or Donation shall not be actually paid into the Funds on or before the First day of April in each year, such Member shall cease to be a Member of the Society until the same shall be paid, or until such person shall otherwise become a Member thereof, under some Bye-Law or Rule of the Society.

Subscription of
Members of So-
ciety.

IV. The Association shall be governed, and its affairs managed, by a Committee of not less than Fifteen Persons, comprising a President, Two Vice Presidents, and not less than Ten other Members, a Secretary and Treasurer—the Committee to be henceforth called the Executive Committee ; and such other Officers as the Society may deem proper.

Officers of Society.

V. The persons who now hold the Offices of President, Vice Presidents, Committee, Secretary, and Treasurer, shall continue to be the President, Vice Presidents, Committee, Secretary, and Treasurer until their Successors shall be elected under this Act.

Present Officers to
continue in office.

VI. The Society shall have power to appoint its Office-bearers at some General Meeting of the Society by a majority of the Members present, being not less than Twenty Members, according to the Bye-Laws to be made under and by virtue of this of this Act.

Society to appoint
Office Bearers at
General Meeting.

VII. All Donations to the Society shall be invested, under the direction of the Executive Committee, as a permanent fund for the benefit of the Society, and the Executive Committee shall be bound to account to the Society for all their Acts, Receipts, and Expenditures, and to make an Annual Report to the Society at its General Meeting, of the progress and state of the Society, and of its affairs generally.

Executive Commit-
tee to invest dona-
tions and to sub-
mit Annual Re-
port.

VIII. A General Meeting of the Society shall be held once in each year, and as much oftener as may be directed by any Rule or Bye-Law of the Society.

General Meetings.

IX. The Executive Committee shall meet as often as there may be occasion, and any five of its Members may form a quorum.

Meetings of Execu-
tive Committee.

CAP. XXXIX.

An Act for the Encouragement of Education.*(Passed the 23th day of March, A. D. 1850.)***BE** it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :Governor to appoint
a Provincial Super-
intendent,
Commissioners of
Schools and Trus-
tees.

I. The Governor in Council shall appoint during pleasure, a Provincial Superintendent of Education, and for each of the Counties and Districts named in the annexed Schedule A, Five or more Commissioners of Schools ; and for every Academy now or hereafter to be established, Three or more Trustees.

Commissioners to
divide places for
School Districts.

II. The Commissioners, of whom Three shall be a quorum shall divide the said places respectively into convenient School Districts, after due public notice of the intended division, and consideration of objections made by persons concerned, whenever the same shall not have been already divided and laid off, and may alter the Districts as occasion may require, and shall call Public Meetings of the Rateable Inhabitants of the Districts respectively, at which they shall elect three School Trustees for the District, and the Commissioners shall furnish to the Trustees and Teachers, descriptions of the Districts respectively.

Trustees to be a
Body Corporate.

III. The Trustees of every School District shall be a Body Corporate, for the prosecution and defence of all Actions relating to the School or its affairs, and shall be distinguished by the title of " Trustees of School District, No. " and have the possession of the School House and Property.

Comms. to appoint
Clerk, who must
give Security, &c.

IV. The Commissioners shall appoint a Clerk during pleasure, who shall not be engaged in Trade, and who shall give Bond, with two sufficient Sureties, for the performance of his duties, and keep the Accounts, Monies, and Records of the Board, and he shall receive for each License to Teachers, Two Shillings and Sixpence, and five per cent. on the actual disbursements of the Board, not to exceed in the whole twenty five Pounds in any one year.

Schools entitled to
participation of
Grant.

V. When the Inhabitants of any District shall have provided one or more sufficient School Houses, and the Trustees by distinct written contract engaged the services of one or more competent Teachers for the District, Male or Female, at a specific remuneration to instruct the Children therein, in Reading, Writing, Arithmetic, the elements of English Grammar and Geography, for a period not less than three months, the Commissioners, upon the application of the Trustees shall enter the School on a List to be kept by them, for participation in the sum by this Act allowed for the support of Common Schools.

Commissioners to
examine School
Teachers and
grant License.

VI. The Commissioners shall examine all School Teachers, and grant to such of them as they shall consider duly qualified and of good character, Licences to teach within the respective Districts, and no Teacher shall, without such Licence, receive any portion of the sum granted by this Act. The Superintendent, and also every Licenced Teacher while engaged as such, shall be exempted from the performance of Statute Labor on the Highways, and from Militia Duty, from serving in any Town Office, or on Juries, and also from the payment of all County, Poor, or City Rates.

Exemption from
Service on Juries,
&c.Trustees to render
Half Yearly
Account to the
Comms. &c.

VII. The Trustees of every School, seeking aid under this Act, shall render half yearly to the Commissioners, a true account of the number, names, sexes, and ages, of the Scholars taught in such School, and the average number of Scholars, who have attended during the period since the last return, the Branches in which they have been instructed, the Books they have used, their progress in Education, the amount and particulars of the income and expenditure of the School, the amount of Salary of the Teacher, and in what manner the same is paid, and shall certify that the sum to be received from the Commissioners by the Trustees, is payable to the Teacher for his own

own use, and that the engagements entered into with the Trustees by the persons applying for such Schools have been performed; and shall furnish to the Commissioners a certificate from the Teachers respectively, duly attested on oath, that no part of the Salary of such Teachers has been collusively withheld, and that the representations and engagements have been made in good faith, and not merely to procure a portion of the allowance granted by this Act.

VIII. If a Trustee or Teacher shall wilfully render a fraudulent or incorrect account or statement on any Return, Report, Certificate, or Affidavit, required under the provisions of this Act, for the purpose of obtaining Provincial aid for any School, or for any Teacher or Trustee, whether the said Schools are Common or Grammar Schools or Academies, such Trustee or Teacher shall be liable to a Penalty of Five Pounds, to be recovered by the Clerk or the Commissioners, in a summary manner, before Two Justices of the Peace, with Costs, and to be applied one half to his own use, and the other half to the Commissioners for the general purposes of this Act.

Penalty for fraudulent Returns, &c.

IX. The Trustees of any School District may call a Public Meeting of the Rateable Inhabitants within its limits, after Written Notice given by the Trustees for at least Twenty Days previously, in Five or more Public Places in the District; and if a majority of the Rateable Inhabitants present at the time agree to raise Money for the support of one or more Schools by Assessment, or for the purchase of Land whereon to erect School Houses, or for the building or repairing School Houses, they shall then appoint three Assessors, who shall forthwith proceed to assess the amount voted at such Meeting upon the Inhabitants of the District, by an even and equal rate upon every such Inhabitant, in proportion to his ability; and shall make up and return such Assessment to the General Sessions of the Peace for the County or District, or to any Special Sessions to be held for that purpose; at which General or Special Sessions appeals from any such Rate may be heard and determined, and all such Rates shall be collected, and such other and further Proceedings had in relation thereto as by Law prescribed in case of Poor Rates.

Recovery of Do. Trustees to call Meeting for raising Money to erect School Houses and assessment for do.

X. There shall be annually granted the Sum of One Thousand Seven Hundred Pounds towards the support of Academies and Grammar Schools, to be applied under the provisions of this Act amongst the several places, and in the proportions specified in Schedule A, hereto annexed; the sums allotted for Grammar Schools to be subdivided among not less than Two, nor more than Four Schools in each County, in such proportions as may be directed by the Commissioners of Schools in the several Counties and Districts, except as may be otherwise provided in Schedule A; but no Grammar Schools shall receive less than Twenty-five Pounds; and there shall be annually granted the further sum of Eleven Thousand One Hundred and Seventy Pounds towards the support of Common Schools, to be applied under the provisions of this Act amongst the several places, and in the proportions specified in the Schedule B, hereto annexed.

£1700 annually for Academies and Grammar Schools.

XI. The Commissioners shall draw half yearly from the Public Treasury, the sums by this Act allowed for the places respectively, and shall apportion the sums allowed for Common Schools according to the sums raised by the Inhabitants of the District, and the number of useful branches taught therein, having regard to the nature, amount, and quality of the Instruction, and the amount paid by the people of the District towards the Salary or Fees of the Teachers, and the Commissioners shall exclude any District from participation in the Public Grant, if it shall appear that the Inhabitants have not according to their ability, provided and paid for a Teacher; and kept the School House in repair. Before distributing the Common School Fund, the Commissioners shall annually apply such sum, not exceeding one-sixth of the whole fund at their disposal, as may be necessary for Schools in poor or thinly peopled Settlements, on such terms as they may think reasonable. There shall be always gratuitously taught

Commrs. to draw Half Yearly on Treasury and apportion, &c.

taught in every Common School, Grammar School, or Academy, receiving aid under this Act, as many Poor Scholars, not exceeding Eight, as the Commissioners and Trustees respectively shall see fit to send.

Commrs. annually report proceedings to the Governor.

XII. The Commissioners shall return to the Governor, on or before the Thirty-first day of December in every year, a true Account and Report of their Proceedings, and of the Monies by them received and distributed, and such other Returns as may be directed by the Governor, and shall certify that the same is to the best of their belief correct in every particular, and that they have distributed the Provincial Money impartially and faithfully.

Requisites for obtaining allowance hereunder.

XIII. Where Grammar Schools are authorised under this Act, the allowance therefor shall only be paid under the conditions following, that is to say: that a good and substantial School House, in a situation to be approved by the Commissioners, shall be erected and completed to their satisfaction. Secondly, that a Salary not less than Forty Pounds a year shall be subscribed by the Inhabitants, and secured to the satisfaction of the Commissioners, for the Teacher of such Grammar School during the continuance thereof. Thirdly, that the Teacher to be engaged therein, before such School shall be admitted on the list of Grammar Schools, shall be qualified, examined, and approved, as herein mentioned, and shall be competent to teach in addition to the ordinary branches, Algebra and Land Surveying, and when the same shall be required by the Commissioners, Navigation, the Classics, Agricultural Chemistry, one or more of the Modern Languages, and some of the practical branches of the Mathematics, and on the fulfilment of the said conditions, the Commissioners may enter such School on the List as a Grammar School.

Course of Education in Gramr. Schools under this Act.

XIV. At Grammar Schools receiving aid under this Act, there shall in addition to Reading, Writing, Arithmetic, Geography, English Grammar, History and Composition, be taught Land Surveying, Navigation, and the Mathematics, whenever any pupil shall require to be instructed therein, and also the Classics, one or more of the Modern Languages, and Agricultural Chemistry, whenever it shall be found practicable to introduce the same; and no Grammar School shall receive any allowance under this Act, unless the Trustees shall have actually received by the contributions of the people, and tuition fees, at least Forty Pounds per annum towards the payment of the Teacher, and unless at least twenty Scholars shall be regularly and constantly taught therein throughout the year, of whom not less than ten shall regularly and constantly receive instruction in the above enumerated higher branches, or some of them.

Schools wherein the Instruction is in French or other Languages in this Province equally entitled to participate in allowance.

XV. Schools wherein the ordinary Instruction may be wholly or in part communicated in the French, German, Gaelic, or other Languages, shall be entitled equally to participate in the Provincial allowance with Schools where the English Language is exclusively used, provided such Schools are in other respects entitled to such participation.

Instructions necessary for receiving allowance.

XVI. At all Academies receiving assistance under this Act, instructions shall be in the Classics, Agricultural Chemistry, the practical branches of the Mathematics, Algebra, Geography, English Grammar, History, and Composition, and also in one or more of the Modern Languages.

Trustees of Academies may make Bye Laws.

XVII. The Trustees of Academies may make Bye-Laws for the Regulation thereof, which shall be transmitted within one month from the time of their being made to the Governor, for his approbation in Council, and shall have no effect until such approbation is signified.

Trustees of Academies Half Yearly to make Returns.

XVIII. The Trustees of Academies receiving aid under this Act, shall make up and return on or before the thirtieth day of June and the thirty-first day of December, in every year, an accurate account of all sums received and expended by them, whether from Legislative Grant or otherwise, with a report of the names and ages of the pupils, and of the course of Instruction and other particulars concerning such Academy, and its

its progress and management, in such form as the Governor in Council may from time to time direct.

XIX. The Trustees of Academies and Grammar Schools receiving aid under this Act, shall hold Public Examinations, twice in every year, of the Pupils or Scholars contained therein, of which Examinations public notice shall be given, so that the same may be attended by all persons desirous of being present thereat.

Trustees to hold Public Examinations twice a year.

XX. No Academy shall receive any allowance under this Act, unless the Trustees shall have actually received, by contribution of the people, and Tuition Fees, at least One Hundred Pounds per annum in money, toward the payment of the Teacher, and the otherwise sustaining and upholding of the Academy, and unless at least twenty-five Scholars shall be regularly and constantly taught therein through the year, of whom no less than ten shall regularly and constantly receive instruction in the Classics, Agricultural Chemistry, one or more of the Modern Languages, the practical branches of the Mathematics, Algebra, and Arithmetic, in addition to English Grammar, History, Geography, Composition, and other branches of a higher English Education.

Requisites to enable Academies to receive allowance under this Act, &c. &c.

XXI. The Trustees of Academies, respectively, shall be a Corporate Body, and possess the Academy and its property so far as to prosecute and defend all actions relating thereto, and shall be designated as "the Trustees of the Academy."

Trustees of Academies to be a Corporate Body.

XXII. The Superintendent, as soon and as often as may be, shall visit the different Schools, personally inspect their discipline, enquire into the personal qualifications of Schoolmasters, the Books in use, and the accuracy of Returns and Accounts, and shall make half-yearly, for the information of the Government and the Legislature, a Report of the general state of Education throughout the Province, illustrated by clear and methodical statistical Returns.

Superintendent to visit Schools, &c., and make Half Yearly Report.

XXIII. Meetings shall be held at least once a year, on some day to be appointed by the Superintendent, at which the County or District Commissioners, and all the Teachers licenced by them, may attend, and at which the Superintendent shall preside; at which Meetings each Commissioner or Teacher may discuss freely the subject of Education, and offer suggestions and move Resolutions; the proceedings of such Meetings to be recorded by the School Clerk, who shall furnish the Superintendent with a copy of the same, to be appended to his general Report.

Meetings to be held once a year, Teachers to attend, and Supdt. to preside.

XXIV. A List shall be kept by the Commissioners of all the Licensed Teachers within their jurisdiction, the length of service of each being noted, and the five most meritorious having a mark set opposite their names; such distinction to be conferred by the Superintendent and Commissioners; and a copy of such Lists shall be annually furnished by the Clerk to the Superintendent, for the information of the Executive.

Commrs. to prepare Lists of Teachers, &c.

XXV. The Superintendent shall furnish the Commissioners, Trustees and Teachers, with such information as may be necessary, with a view to improvement in the structure of School Houses, their free ventilation, the embellishment of the Grounds on which they stand, the supply of the best Maps, Books, Forms of Returns, and means of Illustration, and generally shall exert himself to encourage the formation of Teacher's Institutes, to supply destitute Districts with sufficient Teachers, and to establish, so far as may be done without undue interference with the functions of the Commissioners and Trustees, an efficient and uniform system of instruction.

Supdt. to furnish Commrs. with Information, &c.

XXVI. The Superintendent may visit all Academies, drawing support from the public funds, inspect their discipline and accounts, offer suggestions for their improvement, and report on their state and efficiency, for the information of the Executive and Legislature.

Supdt. to visit all Academies for Inspection, &c.

XXVII. The Governor may advance upon the Requisition of the Superintendent, the sum of Six Hundred Pounds per annum, to be expended in the purchase of improved School Books, Maps, Apparatus Educational Reports, to be distributed amongst the

Governor to advance £600 per annum to purchase School Books, &c.

Boards

Boards of Commissioners of the respective Counties and Districts, in the same proportion as the money appropriated for Common Schools is divided by the provisions of this Act; to be distributed by the Commissioners gratuitously among the Poor Schools in their respective Counties or Districts, or otherwise sold at cost price.

£500 per annum for establishment of School Libraries.

XXVIII. The Governor may draw from the Treasury, a sum not to exceed Five Hundred Pounds per annum, and apply the same in proportion to population, for the establishment of School Libraries in central and suitable places in each County, under such regulations as to the Governor in Council may seem suitable—such Libraries to be under the charge and control of the Commissioners, and open to the inspection of the Superintendent. Catalogues of the Books selected, shall be returned to the Legislature, upon whose vote any Book deemed objectionable shall be withdrawn.

£250 Supt's. Salary.
£100 Contin. of Do.

XXIX. The Superintendent shall be allowed annually Two Hundred and Fifty Pounds for his Salary, and a further sum of One Hundred Pounds for the contingencies of his office and travelling expenses, exclusive of postage.

Devisee for erecting School Houses.

XXX. Any person may convey or devise Real Estate to the Commissioners for the place where the Lands are situated, and duly vest in the Commissioners and their Successors in office, the Legal Estate therein in trust for the purpose of erecting and keeping a School House thereon, and the Commissioners may sue or be sued in respect thereof, but shall have no control over any School House on such Lands as against the Trustees of the School District, or the Inhabitants, other than may be conferred by the conveyance or devise.

Clergy and Magis. ex officio visitors.

XXXI. The Clergy and Magistrates of each County, shall be ex-officio visitors of the Schools within the same.

No Commissioner to be a Teacher or Clerk.

XXXII. No Commissioner shall during his continuance in Office be a Teacher or Clerk.

When Act will come into operation.

XXXIII. The Act passed in the Ninth year of Her Majesty's Reign, entitled, An Act for the encouragement of Schools, shall continue in force until the first day of May next, and this Act shall come into operation on the first day of May next, and continue in force for two years from that date.

SCHEDULE A.

Referred to in the First and Tenth Sections of the foregoing Act.

The District of the City of Halifax.

£50 Eastern District Halifax.

Eastern District of the County of Halifax, Fifty Pounds for one or two Grammar Schools.

£50 Western Do.

Western District of the County of Halifax, Fifty Pounds for one or two Grammar Schools.

£100 Lunenburg.

County of Lunenburg, One Hundred Pounds for Grammar Schools.

£100 Queen's Cy.

County of Queen's County, One Hundred Pounds for two or three Grammar Schools.

£100 Annapolis.

County of Annapolis, One Hundred Pounds for Four Grammar Schools, viz: at Annapolis, Bridgetown, Paradise and Nictaux.

£100 King's Cy.

County of King's County, One Hundred Pounds for Grammar Schools.

£100 Pictou.

County of Pictou, One Hundred Pounds for Grammar Schools.

£25 District of Parraborough.

District comprising the Township of Parraborough, and such other portions of the County of Cumberland as are south of a line to be drawn from the South-west corner of Franklin Manor to the centre of Sand Cove in the Cumberland Bay, Twenty-five Pounds for one Grammar School.

£75 Cumberland.

District comprising the residue of the County of Cumberland, Seventy-five Pounds for two or three Grammar Schools.

The

The County of Colchester, One Hundred Pounds for an Academy.	£100 Colchester.
District of Rawdon and Douglas, In the County of Hants, Thirty-three Pounds Six Shillings and Eight Pence for one Grammar School.	£33 6s 8d Rawdon and Douglas.
District comprising the residue of the County of Hants, Sixty-six Pounds Thirteen Shillings and Four Pence for two Grammar Schools, one to be situate in Newport, and one in the Town Plot of Windsor.	£66 13s 4d Hants.
District of Clare, in the County of Digby, Thirty-three Pounds Six Shillings and Eight Pence for one Grammar School.	£33 6s 8d Clare.
District comprising the residue of the County of Digby, Sixty-six Pounds Thirteen Shillings and Four Pence for one or two Grammar Schools.	£66 13s 4d Digby.
District of Yarmouth, in the County of Yarmouth, Sixty-six Pounds Thirteen Shillings and Four Pence for one or two Grammar Schools.	£66 13s 4d District of Yarmouth.
District of Argyle, in the County of Yarmouth, Thirty-three Pounds Six Shillings and Eight Pence for one Grammar School.	£33 6s 8d Argyle.
District of Barrington, Fifty Pounds for one or two Grammar Schools.	£50 Barrington.
District of Shelburne, Fifty Pounds for one or two Grammar Schools.	£50 Shelburne.
District of Saint Mary's, in the County of Guysborough, Thirty-three Pounds Six Shillings and Eight Pence for one Grammar School.	£33 6s 8d St. Mary's Guysborough.
District of Guysborough, Sixty-six Pounds Thirteen Shillings and Four Pence for two or three Grammar Schools.	£66 13s 4d District of Do.
County of Sydney, One Hundred Pounds for Grammar Schools.	£100 Sydney.
County of Cape Breton, One Hundred Pounds for three Grammar Schools.	£100 Cape Breton.
County of Richmond, One Hundred Pounds for two Grammar Schools.	£100 Richmond.
Northern District County of Inverness, to commence at Angus McIsaac's, number One on the shore, thence to run by the Road to Loch Ban, thence by the Waters of the Lake, western side, to Ainslie Glen, and thence by the Main Road to the head of the Bay, Thirty-three Pounds Six Shillings and Eight Pence for one Grammar School.	£33 6s. 8d. Northern District Inverness.
Southern District of Inverness, comprising the remainder of the County, Sixty-six Pounds Thirteen Shillings and Four Pence for two Grammar Schools.	£66 13s 4d Southern District of Do.

SCHEDULE B.

Referred to in the Tenth Section of the foregoing Act.

The City of Halifax, Seven Hundred Pounds.	£700 City of Halifax.
Eastern District of the County of Halifax, Three Hundred and Eighty-nine Pounds.	£389 Eastern Dis. of Do.
Western District of the County of Halifax, Three Hundred and Eighty-nine Pounds.	£389 West. Do.
County of Lunenburg, Six Hundred and Fifty-two Pounds.	£652 Lunenburg.
Queens County, Three Hundred and Ninety Pounds.	£390 Queen's Cy.
County of Annapolis, Six Hundred and Forty-nine Pounds.	£649 Annapolis.
Kings County, Six Hundred Pounds.	£600 King's Cy.
County of Pictou, One Thousand One Hundred and Twenty-two Pounds.	£1122 Pictou.
District of the Township of Parrsborough, as described in the Schedule A, One Hundred and Eight Pounds.	£108 District of Parrsborough.
District comprising the residue of the County of Cumberland, Four Hundred and Thirty-two Pounds.	£432 Cumberland.
District of Stirling in the County of Colchester, One Hundred and Forty-two Pounds.	£142 District of Stirling.
District comprising the residue of the County of Colchester, Four Hundred and Seventy-nine Pounds.	£479 Colchester.

The

£232 Rawdon and Douglas.	The District of Rawdon and Douglas, in the County of Hants, Two Hundred and Thirty-two Pounds.
£387 Hants.	District comprising the residue of the County of Hants, Three Hundred and Eighty-seven Pounds.
£171 Clare.	District of Clare, in the County of Digby, One Hundred and Seventy-one Pounds.
£342 Digby.	District comprising the residue of the County of Digby, Three Hundred and Forty two Pounds.
£204 District of Yarmouth.	District of Yarmouth in the County of Yarmouth, Two Hundred and Ninety-four Pounds.
£215 Argyle.	District of Argyle in the County of Yarmouth, Two Hundred and Fifteen Pounds.
£195 District of Barrington.	District of Barrington, One Hundred and Ninety-five Pounds.
£195 District of Shelburne.	District of Shelburne, One Hundred and Ninety-five Pounds.
£120 St. Mary's, Guysborough.	District of Saint Mary's, in the County of Guysborough, One Hundred and Twenty Pounds.
£302 Guysborough.	District comprising the remainder of the County of Guysborough, Three Hundred and Two Pounds.
£600 Sydney.	County of Sydney, Six Hundred Pounds.
£855 Cape Breton.	County of Cape Breton, Eight Hundred and Fifty-five Pounds.
£433 Richmond.	County of Richmond, Four Hundred and Thirty-three Pounds.
£250 North District of Inverness.	Northern District of Inverness, as described in Schedule A, Two Hundred and Fifty-nine Pounds.
£518 South District of Inverness.	Southern District of the County of Inverness, Five Hundred and Eighteen Pounds.

CAP. XL.

An Act to authorise the Congregation of the Presbyterian Meeting House at Middle Stewiacke to Sell the same.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

Proprietors of Presbyterian Meeting House at Middle Stewiacke may appoint a Committee to sell Meeting House.

I. A majority of the Proprietors of the Presbyterian Meeting House at Middle Stewiacke, in the County of Colchester, present at any Meeting held after Public Notice thereof, given in Three of the most public places within the Settlement, at least Ten Days previously, may appoint a Committee of Three of their number to make Sale of the Meeting House, and the Committee shall sell the same, conformably to the Instructions given at the Meeting, and cause the removal thereof, and shall apply the Proceeds as directed by the Meeting: no Meeting to be valid for the purposes of this Act unless a majority of the whole of the Proprietors of the Meeting House shall be present.

CAP. XLI.

An Act to confirm Titles to Land in Cape Breton.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Titles confirmed.

I. All persons who may have gone into possession of any Lands and Tenements in the Island of Cape Breton under a Crown Lease, or under a Title derived from a Lessee of the Crown holding under such Crown Lease, shall respectively have, hold, and

and enjoy all such Lands and Tenements in Fee Simple, or in case of such derivative title, then they shall hold such a title in any such Lands or Tenements as may have been conveyed or passed, or intended to have been conveyed or passed under and by virtue thereof: *Provided always* that in any such derivative title the original Lessee shall have fully assigned, conveyed, or demised his whole interest or title in such Lands; and provided also that where any Grants under the Great Seal of the Province shall have passed, of Lands previously contained in a Crown Lease to a different party than the Lessee, or any one claiming under him, the Grantee, or any one claiming under him, being in actual possession, shall be held to have the superior title, if such Grants shall have passed Ten Years, or upwards, before the passing of this Act; *And provided also*, that nothing herein contained shall extend to the General Mining Association, or other Lessees of any Mines or Minerals in the Island of Cape Breton.

CAP. XLII.

An Act to authorise the Sale of the Land on which the Port Hood Academy now stands, and the Purchase of a new Site therefor.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. The Trustees of the Academy in Port Hood, in the County of Inverness, or those of them in whom the Title in the Lot of Land on which such Academy stands may be vested, may make sale and dispose of the said Lot of Land at Public Auction, and purchase another Site for such Academy; and the same shall be removed to such other site before or at a convenient time after the sale of the Lot on which it now stands as may be deemed expedient, and the sum accruing from the Sale shall be appropriated to the finishing of the Academy after paying for the new site.

CAP. XLIII.

An Act to Incorporate the Carpenters' Society of Halifax.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. The following persons residing in or near the City of Halifax, viz: James Dechman, William Cutlip, William Lovett, Matthew Lownds, James Thompson, Thomas Clouston, Andrew Williams, Robert Richardson, John L. Barry, Henry Dugwell, Patrick Sullivan, Thomas H. Peters, George Butler, Peter Thorogood, Daniel Smith, John Twaddle, and such other persons as are or may become Members of the Carpenters' Society of Halifax, are hereby Incorporated by the name of "The Carpenters' Society of Halifax," and by that name shall have perpetual Succession and a Common Seal, and may sue and be sued, and may take, purchase and hold, Real and Personal Estate, and may make Bye Laws for the Regulation of the Society; but the Corporation shall not hold Real Estate beyond the value of Five Thousand Pounds in all.

Real Estate vested
in Corporation.

II. The Real Estate now in possession of the Society, by virtue of a Deed from Samuel George William Archibald, and Elizabeth Archibald, to James Dechman and others, as Trustees for the Society, bearing date on or about the Nineteenth day of July, in the year One Thousand Eight Hundred and Twenty-one, and known as the Carpenter's Hall, shall be vested in the Corporation; but this Clause shall not affect the Rights of Her Majesty, or of any Body Politic or Corporate, or of Private Individuals.

Rules of Corporatn.

III. The Rules now in force in the Society being the same which were printed in the year One Thousand Eight Hundred and Thirty-three, under the title of "Rules and Regulations of the Brother Carpenters' Society of Halifax, Nova Scotia, Halifax, revised and reprinted by J. Munro, 1833," shall continue to be the Rules of the Corporation, until the same shall be repealed or amended in manner thereby directed.

Special Committee.

IV. There shall be a Special Committee of the Society, consisting of Five Members, and the same James Dechman, William Lovett, William Cutlip, Matthew Lownds, and James Thomson, shall be such Special Committee for the present year, two of the Members going out of the Office yearly; and in future the appointment of the Special Committee shall be in accordance with such Rules or Bye-Laws as the Society may adopt; and the same James Dechman, William Lovett and William Cutlip, shall each remain on the Committee during their lives, except in case of voluntary resignation; and the Special Committee shall have the charge of the Real and Personal Property of the Society subject to the Bye Laws; and the Chairman of the Special Committee by them annually elected, shall have the care and keeping of the Common Seal, and of the Title Deeds and Documents; and the Special Committee shall be subject to the direction of the Society at its Quarterly Meetings, and shall render an account or report of its Proceedings at the Annual Meetings.

Sale &c. of Real
Estate restricted.

V. It shall not be lawful to Mortgage, Sell, or Lease the Real Estate of the Society, for any term beyond Five Years, unless upon a Vote of Two-thirds of the Members present at a Regular Quarterly Meeting, and after notice has been specially given of the Mortgage, Sale, or Lease, proposed by a Written Resolution, clearly expressing the Terms thereof, moved and seconded at a previous Quarterly Meeting.

Affixing Common
Seal.

VI. Whenever it shall be requisite to affix the Common Seal of the Society to any Deed of Conveyance of Real Estate, the Signatures of any two or more of the Special Committee, and also of the President and Secretary of the Society shall be affixed to the Deed.

Lease of Carpenter's
Hall.

VII. The Special Committee, or the major part of them, shall have power to let the Carpenter's Hall, or any part thereof, for any term not exceeding Five Years, reserving and excepting such use of the same as the Society may require for its Meetings.

Government of the
Society.

VIII. The Government of the Society, and the general disposal of its Funds, Rents, and other Property, shall be vested in the Members thereof, at their Quarterly and other Meetings, and in their President and other Officers chosen and acting under the Rules and Bye Laws.

CAP. XLIV.

An Act relating to the Powder Magazine at Halifax.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

Storage.

I. The Storage charged on Gunpowder deposited in the Powder Magazine at Halifax, for the future, shall not exceed One Farthing per pound per annum.

CAP.

CAP. XLV.

An Act to authorise certain Expenditures upon Roads in the County of Cape Breton.*(Passed the 28th day of March, A. D. 1850.)***BE** it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

I. The Commissioners of Roads for the County of Cape Breton, may receive from the Clerk of the Peace or other Persons, such Notes of Hand as are in his or their possession, and which have been heretofore taken from persons who have received Seed or Provisions provided at the Public Expense for the Relief of Destitution in the County; and the Commissioners shall be authorised to expend the amount of the Notes so delivered to them, by receiving labor upon the Highways from the Drawers and Endorsers of such Notes, in the Districts and Settlements where such Drawers and Endorsers reside.

II. The Commissioners shall have power to sue such Persons as neglect or refuse to perform labor to the amount of their Notes, or otherwise pay the same, in the name of the Commissioner who may hold the same, as in the case of Private Debts, and the Commissioners shall receive a Commission of Ten per Cent., and no more, on the value of the labor performed on the Roads, under the provisions of this Act.

CAP. XLVI.

An Act to Naturalize Joseph Skallish.*(Passed the 28th day of March, A. D. 1850.)*

WHEREAS Joseph Skallish, a native of Sicily, came to this Province about Preamble. Thirty-seven years ago, since which time he has resided in Halifax, and been chiefly employed as a Messenger under the Government, and intending to reside here permanently, is desirous of being Naturalized, and has given satisfactory assurance that he is willing to assume all the duties and responsibilities which may attach to him in the character of a good and faithful subject of our Lady the Queen.

Be it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The said Joseph Skallish, so soon as he shall take and subscribe the Oath of Allegiance to Her Majesty Queen Victoria, and Her Successors, in manner prescribed in the Act passed in the Eleventh year of Her Majesty's Reign, intituled, "An Act relating to the Naturalization of Aliens within this Province," shall, within the limits of this Province, become a Naturalized Subject of Her Majesty, entitled to all the rights of such subjects, as fully as the same can be conferred, under or by virtue of the Act of the Imperial Parliament passed in the tenth and eleventh years of Her Majesty's Reign, intituled, "An Act for the Naturalization of Aliens."
Joseph Skallish naturalized on taking Oaths.

CAP. XLVII.

An Act to authorise a Loan for the use of the Province.*(Passed the 28th day of March, A. D. 1850.)***BE** it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

I. The Governor may cause a Cash Account to be opened at any one or more of the Banks
Cash Account may be opened with Banks.

Banks in the City of Halifax, and may borrow and receive from such Banks such sum of Money as may be necessary for the use of the Province, in such sums and amounts, as from time to time may be required, and under such conditions, and upon such terms, agreements, and stipulations for the payment and re-payment of such Monies, and for the working of such accounts, as by the Governor in Council may be established, prescribed and directed, with the consent of the Directors of the Bank; or otherwise to borrow and receive from any other Persons, Corporations or Companies, a sum not exceeding Ten Thousand Pounds, at the lowest interest at which such Loan can be effected.

Money how drawn.

II. The Money may be drawn for, and received from time to time, in such sums, and under such restrictions and regulations as may be prescribed by the Governor in Council, with the consent of the Lender thereof.

Public Funds pledged.

III. For the re-payment of all Monies borrowed under this Act, and for the final payment and discharge of the Balance which shall be remaining due and unpaid on the final closing of the Accounts with such Lenders, with Interest, the Public Funds, Monies, and Credits of this Province, are hereby pledged and rendered liable.

Accounts.

IV. An Account of all sums borrowed or repaid under this Act, with the respective dates of the Loans and re-payments respectively, shall be laid before the Joint Committee of the Legislature appointed to examine the Public Accounts, together with all Warrants, Drafts, and Vouchers relating to the same, at the next Session.

Balance to be paid.

V. The balance due for such Loans on the Thirty-first day of December, in the year of our Lord One Thousand Eight Hundred and Fifty, shall be paid off and discharged on or before the Thirty-first day of March then next.

CAP. XLVIII.

An Act to enable Thomas Robson to obtain Letters Patent for the Invention of a Fog Bell.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

Letters Patent may be given to J. Robson.

I. It shall be lawful for Thomas Robson, of Sackville, in the Province of New Brunswick, upon his having complied with the Provisions of the Acts heretofore made for granting Patents for useful Inventions, to obtain Letters Patent for his Invention of a Fog Bell, notwithstanding his residing out of this Province, the same in every respect as if he had been an Inhabitant thereof, and had resided therein for one year previous to such application being made; and after such Letters Patent are obtained he shall be entitled to all the rights and privileges by such Acts conferred.

CAP. XLIX.

An Act to Incorporate a Temperance Hall Company at Sydney, Cape Breton.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

Company incorporated.

I. The following persons residing in the County of Cape Breton, that is to say: Henry V. Bown, Alfred F. Haliburton, William Turnbull, George E. Burchell, John G. McKenzie, James P. Ward, Edward Liscomb, Donald N. McQueen, Samuel Richardson,

Richardson, and such other persons as shall become Proprietors of Shares in the Company hereby established, and their respective Successors, Executors, Administrators, and Assigns, are hereby created a Body Corporate, by the name of "The Sydney Temperance Hall Company," and by that name shall have perpetual succession and a Common Seal, and may sue and be sued.

II. The Company may take and hold Real and Personal Estate, and may sell, lease, mortgage, or otherwise deal with the same, subject to the restrictions hereinafter provided, and may, at any General Meeting, make Bye-Laws and alter or amend the same, which, when not repugnant to the Laws of the Province, shall have force and effect.

III. The Capital of the Company shall be divided into shares of One Pound each, which shall be assignable as may be provided by the Bye-Laws, and which, notwithstanding the Company may hold Real Estate, shall be deemed to be Personal Property.

IV. The Subscribers shall pay the amounts subscribed by them towards the undertaking at the times and places directed by the Bye-Laws, and if any person shall not pay the same as so directed, the Company may sue therefor, but the Company shall not compel any Shareholder to pay more than the amount of his Shares and costs of Suit.

V. The Joint Stock or Property of the Company shall be alone liable for its debts and engagements, and no Shareholder shall be in any way responsible for more than the amount of the Shares which he shall actually hold in the Company.

VI. The Real Estate of the Company may be taken upon any Writ of Execution issued on a Judgment entered against the Company, and may be sold and conveyed by the Sheriff, in the same manner as in the case of the Lands of private persons.

VII. The General Annual Meeting of the Company shall be held at the Town of Sydney on the First Monday of March in every year after the present year, the place and hour of Meeting to be notified to the Company by public notice posted in at least three public places in or near the Town of Sydney for at least ten days previous to the Meeting, by the Directors, who shall also Summon Special Meetings when they deem necessary, or, whenever there shall be delivered to the Board a Requisition therefor in writing, signed by twenty Shareholders, and specifying the object of the Meeting, and notices specifying the object of the Meeting, and the time and place of Meeting, shall be published as hereinbefore directed in the case of a General Meeting.

VIII. At any Meeting of the Company every Shareholder who has paid all calls on him made, then due and payable, shall be entitled to vote either in person or by proxy, in manner as may be directed by the Bye-Laws as follows: the owner of one Share shall have one vote, the owner of four Shares shall have two votes, and the owner of eight or more Shares shall have three votes.

IX. At the Meetings of the Directors each Director shall have one vote only, and every question shall be decided by a majority of the votes of those present, and if the votes shall be equal, the President, or in his absence the Chairman of the Board, shall have a casting vote in addition to his own personal vote.

X. As soon after the passing of this Act as may be deemed expedient the persons herein named, or any three of them, shall, by advertisement posted for ten days previously in at least three public places in or near the Town of Sydney, appoint a day and place for the First General Meeting of the Subscribers, and at such Meeting a Chairman being chosen from among the Subscribers present, with a Secretary, the Company shall be organized and go into operation, and shall elect Seven Directors, who shall choose one of their number by ballot, as President, and who shall also appoint a Secretary, which Officers shall continue in Office until the First Annual General Meeting, and thence until a new choice of Officers be made by the Company; but no

Company may hold Real and Personal Estate.

Capital of the Company.

Company may sue for Subscriptions.

Responsibility of Shareholders.

Real Estate may be taken under Execution.

Meetings of the Company.

Votes of Shareholders at Meetings.

Votes of Directors.

First Gen. Meeting of Company, Appointment of Officers at, &c.

person shall at any time be eligible to hold Office in the Company unless he be a Member of some Temperance Society in the County of Cape-Breton.

Election of Directors.

XI. At each Annual Meeting Seven Directors shall be chosen by ballot, in the following manner, namely : Three of the Seven who have served during the past year, if willing to serve again, shall be first elected, and the remainder shall then be elected from among the Shareholders indiscriminately.

No one contracting with Company to be a Director.

XII. No person interested in any Contract under the Company shall be elected a Director, and no Director shall take a Contract under the Company.

Vacancy in Directorship, how to be filled.

XIII. If any Director shall die, resign, or become disqualified or incompetent, the remaining Directors shall, from among the Shareholders, elect another Director in his stead.

Directors to continue in Office.

XIV. If in any case the Annual Meeting shall not be held, the Directors shall continue to act until new Directors are appointed.

Company authorised to sell further Shares.

XV. The Company may sell additional Shares, from time to time, as may be necessary, and the purchasers thereof shall be entitled to all the privileges of Shareholders.

Mortgage and Sale of Property of Corporation.

XVI. The Directors may, with the assent of two-thirds of the Shareholders to be given in writing at any General or Special Meeting regularly convened, and not otherwise, borrow on Mortgage of the Real Estate of the Company, such sums as may be necessary for the uses thereof, or absolutely sell and convey the same if deemed expedient, and execute the Deeds necessary for such purposes.

Restrictions.

XVII. The Company shall not hold at any one time Real Estate beyond the value of Three Thousand Pounds, nor lend Money by way of Discount or otherwise, nor engage in any Banking operation, nor effect any Marine, Life, or Fire Insurance.

CAP. L.

An Act for the Incorporation of a Company to build a Line of Electric Telegraph from Truro to Pictou.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

The Truro and Pictou Electric Telegraph Company incorporated.

I. The Honorable George R. Young, the Honorable David Crichton, Frederick N. Gisborne, John Yorston, and James D. B. Fraser, and all other persons who shall become Proprietors of Shares in the Corporation hereby established ; and their Successors and Assigns are hereby created a Body Corporate, by the name of the "Truro and Pictou Electric Telegraph Company," and by that name may have a Common Seal, and sue and be sued, and may hold Lands and Goods, and sell, let, assign, and convey the same, or any part thereof ; but they shall not hold Real Estate of greater value than the sum of Two Thousand Pounds at any one time.

Capital of Company.

II. The Capital or Joint Stock of the Company shall be the sum of One Thousand Five Hundred Pounds, to be divided into Three Hundred Shares of Five Pounds each, and the Parties herein named may open a Book for the subscription for Shares in the Company.

Appointment of Officers, Bye-Laws, &c.

III. When the Company shall be formed, and one half of the Shares taken up, the Company may, by a majority of Votes, appoint the Managers and Officers of the Company, and frame a set of Bye Laws for regulating the affairs and management thereof ; but no Bye Law shall be repugnant to this Act, or any Law or Statute of this Province.

IV. The Company may build a Line of Telegraph beginning at or near the Station House at Truro, and running through the Counties of Colchester and Pictou, till it reaches the Town of Pictou.

Line of Telegraph.

V. Notwithstanding any Real Estate which the Company may hold at any time, the Shares and Interests of the several Shareholders in the Capital and Stock shall be held to be Personal Property to all intents whatsoever.

Real Estate to be held as Personal Property.

VI. Nothing herein contained shall be construed to give the Company the privilege of dealing in the lending of Money by way of Discount, or otherwise in engaging in any Banking operation, or to Underwrite, or make as Underwriters, any Insurance.

Not to engage in Banking operations, &c.

VII. The Company may sue for and recover any Shares or Instalments not paid in conformity with the Bye Laws, by Suit against any Shareholder who shall make default in the payment of any Call or Instalment.

Company may sue for Shares or Instalments.

VIII. Nothing herein contained shall discharge the Company, or any of the present or future Shareholders therein, from any responsibility, contract, duty, or obligation whatsoever, to which by Law they now are, or at any time hereafter may be, or would have been subject or liable had this Act not been passed, as between such Company and any other Party, and the Shareholders in the Company, their Lands, Goods and Chattels, shall be liable under any Execution that may be issued against the Company, in the same manner, and to the same extent, as if this Act had not been passed. If the Directors of the Company shall, by any Contract or Engagement, incur any responsibility for any sum of Money beyond the amount of the Shares subscribed for, without the sanction of the Company first had and obtained at some General or Special Meeting of the Company, to be called agreeably to the Bye-Laws of the Company, the Directors of the Company shall themselves be held and deemed personally liable for the amount so by them incurred.

Responsibility of Shareholders.

IX. The Governor shall have at all reasonable and proper times, and in preference to all others, the right of using the Line of Telegraph and Branches, for the transmission of information and messages relating to the public service, whether Imperial or Provincial, and the rates of charge therefor shall not in any case exceed the ordinary rates of charge made to private individuals: Provided that such information and messages are strictly and solely of a public nature.

Directors of Company when unavoidably responsible.

Governor to have preference on the Line of Telegraph for transmission of Public Messages.

X. For the purposes aforesaid, the Company, by their Deputies, Servants, or Agents, may set and erect such Line of Electric Telegraph along the side line of any of the Public Highways, provided the same do not interfere with the free use and the right of travelling thereon, and also may enter into and upon the lands of any persons or Bodies Corporate, and may survey, set off, and ascertain such part thereof as they shall think necessary for making the Line of Electric Telegraph and Branches, and also all such other Works, Buildings, and Conveniences as they may think necessary for making or repairing the Line and Branches, and may also dig, take, and carry, or build and lay with all necessary materials which may be found thereon, Posts, Buildings, and other Erections necessary for such Line and Branches, and from time to time may alter, repair, or rebuild the same, and do all other things which they shall think necessary, for the making, extending, and easy using of such intended Telegraph and Branches and other Works, according to the true intent and meaning of this Act, doing as little damage as may be in the execution of the several powers to them hereby granted, and making satisfaction, in the manner hereinafter mentioned, to the Proprietors of or the Persons interested in the Lands, Tenements, or Hereditaments respectively, which shall be taken, used or prejudiced, or for all damages by them sustained in the execution of all or any of the powers of this Act; and this Act shall be sufficient to indemnify the Company and their Servants, Agents or Workmen, for what they or any of them shall do, by virtue of the powers hereby granted, subject nevertheless to such provisions and restrictions as are hereinafter mentioned.

Erection of Line of Telegraph, where to be set—to enter into Lands of private individuals, and where necessary, &c., to erection of Station Houses, &c.

Sales of Land by
Company.

XI. After any Lands shall be set out and ascertained in manner aforesaid, for making and completing the Line of Telegraph or Branches, and other Works, and other the purposes and conveniences hereinbefore mentioned, it shall be lawful for all persons seized of, or interested in, any Lands which shall be so set out and ascertained, or any part thereof, to sell and convey unto the Company, their Successors and Assigns, all or any part of such Lands which shall from time to time be set out and ascertained as aforesaid; and all Agreements, Sales, Conveyances and Assurances so to be made, shall be valid to all intents whatsoever; and all Bodies Politic or Corporate, and all Persons whosoever so conveying are hereby indemnified for what they or any of them shall respectively do by virtue of or in pursuance of this Act; and all such Agreements, Sales, Conveyances and Assurances shall, at the expense of the Company and their Successors, be deposited and registered in the Office of Registrar of Deeds for the County respectively in which such Lands lie, and true Copies thereof duly certified by the Registrar, shall be allowed to be good evidence in all Courts whatsoever.

Lease of Lands,
amount of Rates,
&c.

XII. Any Body Politic or Corporation, or other persons whosoever, who cannot in Common Cause of Law sell or alienate any Lands so set out and ascertained, shall agree upon a fixed Annual Rent, as an equivalent, and not upon a principal sum to be paid for the Lands so set out and ascertained as necessary for making the Line of Telegraph and Branches, and other the purposes and conveniences relative thereto and connected therewith; and in case the amount of such Rent shall not be fixed by voluntary agreement or compromise, or by arbitration between the Parties, it shall be fixed by a Jury, convened and qualified in the manner hereinafter prescribed; and all proceedings and litigations in Courts shall, in that case, be regulated as is hereinafter prescribed, and for the payment of the Annual Rent, and every other Annual Rent agreed upon or ascertained, for the purchase of any Land or Ground, the Line of Telegraph and Branches, and the Charges to be levied and collected therefrom, shall be liable and chargeable in preference to all other claims or demands thereon whatsoever.

Compensation to
Owners of Land
by Agreement,
Arbitration, Ap-
plication to Jus-
tices of Supreme
Court, &c.

XIII. The Company may apply to the several Owners of the Estates through which such Line of Telegraph and Branches are intended to be carried, and agree with the Owners touching the compensation to be paid to them for the purchase thereof, and for their respective damages; and in case of disagreement between the Company and the Owners, then all questions which shall arise between the Company and the Proprietors of, and persons interested in, any Estates or Lands that shall be taken or prejudiced by the execution of any of the powers hereby granted, or any indemnification for damages which may be at any time sustained by any Bodies Politic or Corporate, or any other persons being owners of or interested in any Estate or Lands, for or by reason of the making, repairing, or maintaining the Telegraph, or other works incidental or relative thereto or connected therewith, shall be settled by agreement of the Parties, or by Arbitration; or if either of the Parties shall not be inclined to make an agreement, or to appoint Arbitrators, or by reason of absence shall be prevented from treating, or through disability by nonage, coverture, or other impediment, cannot treat or make such agreement, or enter into such Arbitration, or shall not produce a clear Title to the Premises in which they claim an interest, then the Company may make an application to the Supreme Court, or to any Judge thereof, stating the grounds of such application; and such Court or Judge shall upon such application, issue a Warrant directed to the Sheriff of the County, commanding him to summon and return a Petit Jury, to appear before the Court, at such time and place as in the Warrant shall be appointed; and all Parties concerned may have the lawful challenge against any of the Jurymen, but shall not challenge the array, and the Court may summon and call before them all such persons as it shall be thought necessary to examine as Witnesses, touching the matter in question, and may order the Jury, or any six or more of them,
to

to view the place or matter in controversy: which Jury, upon their Oaths, (all which Oaths, as well as the Oaths to be taken by any person who shall be called upon to give evidence, the Court is hereby empowered to administer) shall assess and ascertain the distinct sum of Money or Annual Rent to be paid for the purchase of such Lands or Grounds, or the indemnification to be made for the damage that may be sustained, (but without regard to any contemplated increase of value by reason of such Telegraph or Branches being laid) and in so doing the Jury shall take into consideration the damage or inconvenience which may arise by reason of the Telegraph or Branches being erected as aforesaid, and may assess separate damage for the same, and the Jury shall distinguish the value set upon the Lands and the Money assessed or adjudged for damages, separate from each other, and the Court, or any Judge thereof, shall give judgment for such sum lent or indemnification so to be assessed by the Jury, which verdict, and the judgment thereupon pronounced, shall be binding and conclusive to all intents and purposes.

XIV. In all cases where a verdict shall be given for more Money as an indemnification or satisfaction for any Lands or Property, or for any damage done to any Real Estate, or for any Annual Rents for any Lands or Property of any person whomsoever than had previously been offered by, or on behalf of the Company, then all the expenses of Summoning the Jury and taking the Inquest shall be taxed by the Court, and defrayed by the Company; but if any verdict shall be given for the same or a less sum than had been previously offered by and on behalf of the Company, or in case no Damage shall be given by the verdict when the dispute is for Damages only, then the Costs and Expenses shall be taxed in like manner by the Court, and be borne and paid by the party with whom the Company shall have had such Controversy, which Costs and Expenses having been so taxed shall be deducted out of the Money so assessed and adjudged, when the same shall exceed such Costs and Expenses, as so much money advanced to and for the use of such person, and the payment and tender of the remainder of such money shall be deemed and taken, to all intents and purposes, to be a payment or tender of the whole sum so assessed or adjudged.

XV. Every person making complaint and requesting a Jury shall, before the issue of the Warrant for the summoning of the Jury, enter into a Bond before one of the Judges of the Supreme Court, or before the Deputy Prothonotary for the County where the lands lie, with one sufficient Surety, to the Treasurer of the Company, or his Successors for the time being, in the Penalty of Fifty Pounds Currency to prosecute his Complaint, and to pay the Costs and Expenses of summoning the Jury, and taking the Inquest, in case a verdict shall be given, for no more, or for a less sum or rent than had been offered by the Company before the summoning and returning of the Jury as an indemnification or satisfaction for any Lands or Property, or for any Annual Rent, or for any damage as aforesaid.

XVI. If any question arise respecting the Title to the Lands required, as aforesaid, by the Company for the purposes of the Line of Telegraph or Branches, the parties in possession of such Lands, or being the Owners thereof, or in the receipt of the Rents of the Lands as being entitled thereto at the time of such Lands being purchased or taken, shall be deemed to have been lawfully entitled to the Lands, unless notice to the contrary be duly given to said Company; and unless notice be given, the parties in possession and all the parties claiming under them, or consistently with their possession shall be deemed entitled to receive the Consideration Money or Rents to be paid therefor; and the payment of the Consideration Money or Rents, until notice be given, shall be a sufficient discharge to the Company against all claims in respect thereof.

XVII. If the owner of any Lands purchased or taken by the Company for the purposes aforesaid, or of any interest therein, on tender of the purchase money or compensation either agreed or awarded to be paid in respect thereof, refuse to accept the same,

Expense of Jury to be taxed by the Court, by whom to be paid, &c.

Every person prosecuting to give Security for Costs.

Titles to Land to be deemed good, unless the contrary be alleged.

Owners of Land refusing to accept purchase money, Company may pay

the same into
Treasury for their
benefit.

same, or neglect or fail to make out a Title to the Lands or to the interest therein claimed by him to the satisfaction of the Company, or if he refuse to convey or release the Lands as directed by the Company, or if any such owner be absent from the Province, or cannot, after diligent enquiry, be found, or fail to appear on the enquiry before the Jury as herein provided for, it shall be lawful for the Company to deposit the purchase money or compensation payable for the Lands or any interest therein in the Provincial Treasury, to be there kept, invested and disposed of, for the benefit of the owner, under and by virtue of the provisions of an Act to be hereafter made and passed for the purpose.

Conveyances of
Land to be accord-
ing to Forms in
Schedules

XVIII. All Conveyances of Land to be taken or purchased by the Company under the provisions of this Act and for the purposes aforesaid, may be according to the Forms in the Schedules A and B respectively, to this Act annexed, or as near thereto as the circumstances of the case will admit, or by Deed in any other Form which the Company may deem fit, and all Conveyances made according to the Form in such Schedule, or as near thereto as the circumstances of the case will admit, shall be effectual to vest the Lands thereby conveyed in the Company, and shall operate to bar and destroy all Estates Tail and other Estates and interests in the Lands comprised in such Conveyances which shall have been purchased or compensated for, by the consideration therein mentioned.

Upon tender of Pur-
Money Company
may take posses-
sion of Lands, &c.

XIX. Upon payment or legal tender of such sum of Money or Annual Rent as shall be contracted or agreed for between the parties or determined by Arbitrators, or assessed by such Juries, in manner respectively as aforesaid, to the Proprietors thereof or other persons entitled to receive the same, or to the Principal Officer of any such Body Corporate, at any time after the same shall have been so agreed for, determined, or assessed, such Lands, Grounds, and Hereditaments or Property, respectively, may be entered upon and taken possession of by the Company, and applied to the purpose of making and maintaining the Telegraph and Branches and other works and conveniences thereunto appertaining.

Registry of Agree-
ment, Convey-
ances, &c.

XX. All Agreements, Sales, and Conveyances, and all Determinations by Arbitration as aforesaid, and also the Verdicts and Judgments thereupon, shall be transmitted to, and kept by, the Registrar or Deputy Registrar of Deeds for the County where the Lands lie, to be Registered and kept according to Law, and the same, or copies thereof, certified by the Registrar or Deputy Registrar in each County, shall be allowed to be good evidence in all Courts in this Province, and all persons shall have liberty to inspect the same, paying for such inspection the sum of One Shilling Currency, and to obtain copies thereof, paying for every copy thereof, not exceeding one hundred words, the sum of Six Pence Currency, and so in proportion for any number of words; and immediately on such payment of Purchase Money or Rent, and entry of such Agreements, Sales, Conveyances, Determinations by Arbitration, Verdicts, Judgments, and other Proceedings of the Court and Juries, all the Estate, Title, and Interest of the person for whose use such Money or Rent shall be paid in, to, and out of the Lands and Premises, shall vest in the Company, and they shall respectively be deemed in Law to be in actual possession and seisin of the same, to all intents and purposes, as fully and effectually as if every person having an Estate therein had been able to convey and had actually conveyed the same to them by the most effectual legal conveyance, and such payment shall bar all right and interest of the person to whose use the same shall be made, and of every other person whomsoever, even for Dower or otherwise, any Law to the contrary notwithstanding.

Inspection thereof.
&c.

Applications for
Indemnity.

XXI. Application to the Court for indemnity for any damage or injury sustained by reason of the powers and authority given by this Act, shall be made within Six Months next after the time of such supposed damage sustained, or in case there shall be a continuation of damage, then, within Six Months next after the doing or committing such damage

damage shall cease, and not afterwards; and the Defendant may plead the General Issue, and give this Act and the special matter in evidence at any trial to be had thereupon, and may aver that the same was done in pursuance and by authority of this Act.

XXII. If any person shall by any means obstruct or interrupt the free use of the Telegraph and Branches, or other works connected therewith, such person shall, for every offence incur a forfeiture or penalty of not less than Five Pounds, nor exceeding Ten Pounds Currency, one half of which penalty or forfeiture to be recovered before one or more Justices of the Peace for the County, shall go to the Prosecutor or Informer, and the other half shall be paid into the hands of the Treasurer, and be applied for the public uses of the County.

Penalty for Obstruction of Telegraph.

XXIII. If any person shall wilfully and maliciously, and to the prejudice of the Telegraph and Branches authorized to be made by this Act, break, throw down, damage, or destroy the same, or any part thereof, or any of the Houses, Posts, Wires, Buildings, Batteries, Machinery, or other Works connected therewith, or do any other wilful hurt or mischief, or wilfully and maliciously obstruct or interrupt the free use of the Telegraph or Branches, or obstruct, hinder, or prevent the carrying or completing, supporting and maintaining the same, such person shall be adjudged guilty of Felony, and the Court before whom such person shall be tried and convicted, shall have power to cause such person to be punished, in like manner as Felons are by Law directed to be punished, or in mitigation thereof to award such Sentence as the Law directs, in cases of Simple Larceny, as to the Court shall seem fitting.

Wilful damage to Telegraph adjudged Felony.

XXIV. All Fines and Forfeitures imposed by this Act shall, upon proof of the offence before any one or more Justice or Justices of the Peace for the County, either by the confession of the parties or by the oath or affirmation of any one credible witness, (which oath or affirmation such Justice or Justices are hereby empowered and required to administer without fee,) be levied by Distress and Sale of the Offender's Goods and Chattles, by Warrant under the hand and seal or hands and seals of such Justice or Justices, and all such fines, forfeitures or penalties, the application whereof is not hereinbefore particularly directed, shall be paid into the hands of the Treasurer or Receiver of the monies to be raised by virtue of this Act, and shall be applied for the use of the Company, and the overplus of the money raised by such Distress and Sale, after deducting the Penalty, and the Expenses of the levying and recovering thereof, shall be rendered to the owner of the Goods so distrained and sold; and for want of sufficient Goods and Chattels whereon to levy the Penalty and Expenses, the Offender shall be sent to the Common Jail for the County where the Judgment is given, there to remain without Bail or Mainprize, for such Term not exceeding One Month, as the Justice or Justices shall think proper, unless such Penalty or Forfeiture and all Expenses attending the same, shall be sooner paid and satisfied.

Mode of Levying and Recovering, and application of Fines not herein particularly directed.

XXV. If any person shall think himself aggrieved by anything done by any Justice of the Peace in pursuance of this Act, every such person may appeal to the Supreme Court at the next Term of the Court thereafter to be holden for the County where such Judgment has been given.

Appeal from Justices to Supreme Court.

XXVI. If any Action or Suit shall be brought against any person for any thing to be done in pursuance of this Act, or in the execution of the powers and authorities or the orders and directions hereinbefore given or granted, every such Action shall be commenced within six months next after the fact committed, or in case there shall be a continuation of damage, then within Six Months next after the committing such damage shall cease and not afterwards, and the Defendant in such Action may plead the General Issue and give this Act and the special matter in evidence at any Trial to be held thereupon, or plead generally that the same was done in pursuance and by the authority of this Act; and if it shall appear to have been so done, or if any Action or Suit shall be brought after the time so limited for bringing the same, or if the Plaintiff shall

Limitation of Suit brought under Act, &c.

be

be Non-suit or discontinue his Action or Suit after the Defendant shall have appeared, or if Judgment shall be given against the Plaintiff, the Defendant shall have full costs, and shall have such remedy for the same as any Defendant hath for costs of Suit in any other cases as is by Law provided.

Annual attested
Account to be
given to Legisla-
ture.

XXVII. The Company shall annually submit to the three Branches of the Legislature, within the first fifteen days after the opening of the Provincial Parliament, a detailed and particular Account, attested upon oath, of the Monies by them received and expended under and by virtue of this Act, with a Statement of the amount of Income and Profits, gross and nett Receipts received by them for the use of the Telegraph on each year respectively.

Not to affect rights
of Her Majesty.

XXVIII. Nothing herein contained shall affect, or be construed to affect, in any manner or way whatsoever, the Rights of Her Majesty, Her Heirs and Successors, or of any person, or of any Body, Politic or Corporate, such only excepted as are herein mentioned.

Regulation of Profit,
divisible among
Shareholders.

XXIX. Out of the nett profits arising from the line of Electric Telegraph and Branches assigned to or divisible amongst the Shareholders in the Company in every year, no greater amount shall be divided amongst and paid to the Shareholders in any one year in the whole than Twelve Pounds per cent. of the Capital Stock of the Company then paid up, and in addition to such Twelve per cent. it shall be lawful for the Company, if the nett profits shall permit, to retain a further amount at and after the rate of Four Pounds per cent. on such paid up Capital, which shall be added to and form part of the Capital Stock of the Company for the purposes of this Act; and if in any year the nett profits shall exceed the sum of Sixteen Pounds per cent. then the overplus shall be subject to the disposal of the Legislature.

Govm't. may notice
Com. that they
have decided to
become Holders
of the Line.

Mode of Transfer-
ring same, &c.

XXX. If at any time it shall be deemed expedient by the Governor in Council that the Line of Electric Telegraph and Branches established hereunder should be transferred to and vested in the Government of this Province, the Governor may cause a Written Notice to be given to the Company, by service on the President or any other Principal Officer thereof, or by leaving the same with any Officer or Clerk in the principal office of the Company in Pictou, which Notice shall state that the Government have decided upon becoming the Holders of the Line and Branches, and shall require a Statement of the actual Outlay and Expenses which the Company have made or incurred in and about the works—such Statement to be authenticated as by the Governor in Council shall be required, and upon the expiration of Three Months from the service of such Notice, all the Lands, Tenements, and Hereditaments, Line of Electric Telegraph and Branches, Batteries, Posts, Wires, Buildings, Machinery, and all other things whatsoever then owned, held, or possessed by the Company, under and by virtue of the provisions of this Act, or for the purposes thereof, and all the right, title, and interest of the Company in and to the same respectively; and all Title Deeds and Conveyances thereof shall become and be transferred to and absolutely vested in the Government of this Province, and shall thereafter be held by the Government and for its use and benefit absolutely free and discharged from any claim of the Company or any person whomsoever, and it shall thereupon be lawful for the Governor to draw a Warrant on the Treasury for the payment to the Company of the actual outlay and expenses so made or incurred by them as aforesaid, together with an addition of Twenty Pounds per cent. thereto.

Tariff of Fees.

XXXI. The Tariff of Fees between Truro and Pictou shall not exceed the rate of One Shilling and Three Pence for the First Ten Words, and One Penny Half-penny for each additional Word and no more.

SCHEDULE A.

FORM OF CONVEYANCE.

I of _____ in consideration of the sum of _____ paid to me by the Truro and Pictou Electric Telegraph Company, pursuant to the Act of [Title to be inserted here] passed by the Legislature of this Province, Incorporating such Company, do hereby convey to the Company, their Successors and Assigns, all [describing the Premises conveyed] together with all ways, rights, and appurtenances thereto belonging, and all such Estate, right, title, and interest in and to the same, as I am or shall become entitled to or possessed of, or am by the Act of Incorporation empowered to convey, to hold the said Premises to the Truro and Pictou Electric Telegraph Company, their Successors and Assigns, according to the true intent and meaning of the said Act. In witness whereof, I have hereunto set my hand and seal, the _____ day of _____ in the year of Our Lord

Signed, Sealed, &c.

Form of Conveyance.

SCHEDULE B.

FORM OF RENT CHARGE.

I of _____ in consideration of the Rent Charge to be paid to me, my Heirs, and Assigns, as hereinafter mentioned, by the Truro and Pictou Electric Telegraph Company, pursuant to the Act _____ passed by the Legislature of this Province, do hereby convey to the Company, their Successors and Assigns, all [describing the Premises] together with all ways, rights, and appurtenances thereunto belonging, and all my Estate, Right, Title, and Interest in and to the same and any part thereof, to hold the said Premises to the said Company, their Successors and Assigns for ever, according to the true intent and meaning of such Act, they the Company, their Successors and Assigns, yielding and paying unto me, my Heirs, and Assigns, one clear yearly rent of [sum] by [quarterly or otherwise] payments henceforth on the [day of payment] clear of all taxes and deductions. In witness whereof, I have hereunto set my hand and seal, the _____ day of _____ in the year of Our Lord

Signed, Sealed, &c.

Form of Rent charged.

CAP. LI.

An Act for Regulating the Trade between the British North American Possessions.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

I. The Governor in Council may, whenever it shall be thought advisable so to do, declare by Proclamation what Articles, the growth, production or manufacture of the British North American Possessions of Canada, New-Brunswick, Prince Edward's Island, and Newfoundland, or either of them, may be imported into this Province free of Duty.

Governor may declare by Proclamation Articles to be imported free of Duty.

II. This Act shall come into operation on the First day of April, in this present year, and shall remain in force until the First day of April which will be in the year of our Lord One thousand eight hundred and fifty-one, and no longer.

Duration of Act.

CAP. LII.

An Act to Incorporate the Trustees of Saint Andrew's Free Church at Sydney, Cape Breton.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

Trustees of Saint Andrew's Free Church in Sydney incorporated.

I. The Trustees appointed by the Congregation of the Saint Andrew's Church, at Sydney, Cape Breton, in connexion with the Free Church of Scotland, at a Meeting held on the Nineteenth day of January, in the Year of Our Lord One Thousand Eight Hundred and Fifty, that is to say : Hugh Munro, Donald Norman McQueen, William Kynock, William Turnbull, and John Ferguson, and their Successors in Office, to be elected annually, as hereinafter mentioned, shall be a Body Politic and Corporate, in Deed and in name, and shall have succession forever, by the name of "The Trustees of Saint Andrew's Free Church in Sydney," and by that name may sue and be sued, in any Court in this Province, and shall have power to purchase, take, and hold for the use and benefit of the Church, Real and Personal Estate, and the Real and Personal Estate now belonging to the Congregation, shall, by virtue of this Act, be vested in them as such Trustees.

Election of Trustees from Members of the Congregation.

II. On the Tenth day of June in every year, except the present year, in which the General Meeting shall be held on the First day of September next, unless such Tenth day of June shall happen on the Sabbath, and in such case, on the day following there shall be a General Meeting of the Congregation, and Five Persons being Members of the Church or Congregation, and resident within the District of the Church, shall be elected as Trustees, so as the number of Trustees shall always consist of Five Persons being such Members of the Church or Congregation.

Powers of Congregation rel. to affairs of Church Meetings, &c.

III. On the First day of September next, and at the Annual Meeting on the Tenth day of June in each succeeding year, the Congregation may make, alter, change, and revoke Rules and Regulations for the calling and holding of its Meetings, for defining the qualification of voters, and the conduct of business at the Meetings for the appointment of Officers, for the sale and letting of Pews, the recovery and disposal of Pew Rents, and other Funds of the Church, the leasing, mortgaging, and disposing of the Real and Personal Estate of the Congregation, for the call, selecting, and supporting of the Minister of the Church, regulating the Contract with him, and annulling thereof, and dissolving the connexion between the Minister and Congregation, and generally for the good order and management of the affairs of the Congregation.

First Gen. Meeting, regulations concerning same.

IV. The first General Meeting, and subsequently the Annual Meetings of the Congregation, shall be held at the Court House in Sydney, or some other suitable and commodious place, or in the Church when completed, to commence at some hour of the day not earlier than Ten o'clock in the forenoon, nor later than One o'clock in the afternoon ; and notice of the time and place of Meeting shall be given by the Trustees by Advertisements posted for at least Ten Days in Five of the most public places throughout the Church District ; and after the first Meeting, all notices of such Meetings shall be given in the manner hereafter to be prescribed by the Rules and Regulations of the Congregation.

Notice of alteration in Rules to be posted before Meeting.

V. Whenever any alteration or revocation of a Rule or Regulation, or any new Rule or Regulation shall be proposed for the consideration of any Annual Meeting of the Congregation, in addition to the notice of such Meeting, which may be directed to be given by the Rules and Regulations, a written or printed notice of the purport and substance of the proposed alteration or revocation, or of the proposed new Rule or Regulation, shall be posted up in Five of the most public places in the Church District, at least

least Fifteen days before the Meeting : but this Section shall not extend to the First General Meeting.

VI. All Pew Rents or other Monies hereafter becoming due to, or for the use of the Church or Congregation shall be due to the Trustees and their Successors, and may be recovered by them in their Corporate Name, for the use of the Church and Congregation.

Pew Rent to become due to Trustees.

VII. The Trustees, and their Successors in Office, or any Three of them, may at all times hereafter, mortgage or lease the Real or Personal Estate vested in them as such Trustees, in manner and for the purposes directed by the Rules and Regulations, or agreed to by Resolution passed at any Regular Meeting of the Congregation, held in accordance with the Bye-Laws : *Provided* notice of an intention to move such Resolution shall have been given for Fifteen days previously, as directed in the Fifth Section of this Act.

Trustees may mortgage or sell Real and Personal Estate.

Proviso.

CAP. LIII.

An Act concerning Town Property in Dartmouth.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. After the first Annual Town Meeting in the Township of Dartmouth, Three Trustees of Public Property shall be chosen, in whom shall be vested the legal possession of the several Water Lots that have been reserved for the use of the Public along the shores of the Town Plot of Dartmouth, and of a certain Lot of Land and School House now known and distinguished as the School Lot, lying in the Town Plot, to be recovered, held and preserved by the Trustees for the uses to which the same respectively have been reserved and applied, but the School House and School Lot shall be preserved exclusively to the use of Schools and Education, and nothing herein shall exclude the possession and control of the Trustees to be appointed under the Act passed in the present Session for the support of Schools if the School House and Lot might otherwise come under the control of such Trustees.

Three Trustees of Public Property to be chosen for the Township of Dartmouth—their Duties, &c.

II. Any other Public Property in the Township of Dartmouth not legally possessed by or under the charge and supervision of any person, shall also be legally vested in the Trustees appointed under this Act, to be recovered held and preserved by them for the uses for which the same have been granted, reserved or appropriated.

All other Public Property in Dartmouth not under the claim of any person to be vested in Trustees.

III. Three Trustees shall be annually thereafter appointed at each Annual Town Meeting of the Township, and in case of any failure in such annual appointment the Trustees in office shall continue until another legal election shall take place.

Trustees to be appointed at Annual Meeting.

IV. The Inhabitants, in Town Meeting, at any time may declare the purposes to which the Town Property shall be applied by the Trustees, provided those purposes shall not be inconsistent with the uses to which the property has been granted, reserved, or legally appropriated.

Inhabitants at Meetings may declare for what purposes Property shall be applied.

V. The Governor in Council may appoint Three Trustees for the purposes of this Act to remain in office until the next Annual Town Meeting in Dartmouth.

Governor may appoint Trustees.

CAP. LIV.

An Act for the Management of the Colonial Customs and Excise.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Receiver General to have the Superintendance of the Collection of Col. Duties and Impost in Halifax.

Governor to appoint Clerk, who shall pay to the Rec. General all monies received by him.

Receiver General not disabled from holding seat in Legislature.

All present appointment of Officers to be in force.

Penalty for illegally acting as Officer of Col. Customs.

I. The Receiver General of this Province shall have the Superintendance of the Collection of Colonial Duties and Impost in the Port of Halifax, and shall have under his direction for that purpose, a Principal Clerk, who shall give Bond in the Sum of One Thousand Pounds, with two sufficient Sureties, in Five Hundred Pounds each, for the faithful discharge of his Duties, and shall be entitled to a Salary of Two Hundred and Fifty Pounds per annum, payable quarterly.

II. Such Clerk shall be appointed by the Governor in Council, and shall hold office during pleasure, and shall pay into the hands of the Receiver General, the whole of the Monies which he shall receive on account of the Duties of Colonial Customs or otherwise, on the day on which he shall receive the same, or at such other time as the Receiver General may direct.

III. Nothing in this Act contained shall be construed to disable the Receiver General from holding Seats in the Executive and Legislative Councils or House of Assembly.

IV. All Commissions, Deputations and Appointments, granted to any Officer of the Colonial Customs in force at the time of the passing of this Act, shall continue in force as if the same had been afterwards granted by virtue of this Act, and all Bonds which shall have been heretofore given by any such Officers and their respective Sureties for good conduct or otherwise, shall remain in force.

V. If any person shall illegally assume the duty, or exercise the functions of any Officer of the Colonial Customs, or of any Officer of the Revenue, or of any Officer appointed by Commission, he shall for every offence pay a Fine not exceeding Twenty-five Pounds, and the Costs of Prosecution, and in case of non payment of such Fine and Costs, shall be liable to be committed to Jail for a period not exceeding Three Months.

CAP. LV.

An Act further concerning the Act for the Regulation of Juries.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

Lists of Grand and Petit Jurors appointed under Act 11th Vic., deemed legally returned until correct lists be returned hereunder.

I. Lists of Grand and Petit Jurors returned by five Justices of the Peace appointed under the Act passed in the Eleventh Year of Her Majesty's Reign, entitled, An Act for the Regulation of Juries, and the several Lists of Grand and Petit Jurors already drawn therefrom, or to be drawn therefrom during the present year, shall be deemed to be legally made up, returned, and drawn, notwithstanding any errors or mistakes in consequence of the persons respectively composing the lists not having been designated therein by their places of residence and trade, calling, or employment, and whether Senior or Junior, or otherwise, as required by the Second Section of such Act, or any other

other Informality ; and such Lists shall continue and be considered to be correct Lists until the same shall be revised under the aforesaid Act.

II. The proviso at the end of the Twelfth Clause of the Act, which prevents a *tales de circumstantibus* being awarded, unless at least Seven Jurors appear, or the parties consent is hereby repealed.

Proviso of 12th Sec. of Act 11th Vic. hereby repealed.

III. The Grand Jury for the District of Saint Mary's, in the County of Guysborough, shall be drawn and summoned by the Clerk of the Peace for the District, at and for the Annual General Sessions for the District, and the Lists of Persons qualified to serve as Grand Jurors, shall from time to time be returned by the Committee, who shall prepare or revise the same, to the Clerk of the Peace for the District, instead of the Prothonotary of the Supreme Court, and they shall be signed by the President of the Sessions, or in his absence the Senior Magistrate, instead of a Judge of the Supreme Court ; but the Grand Jurors for the District shall possess the same qualifications required by the Act for the Regulation of Juries, and in all other respects be governed by the provisions thereof.

Grand Jury for St. Mary's to be drawn and summoned by Clerk of Peace, and Lists of Persons qualified to be returned, &c.

IV. Immediately after the passing of this Act, the Clerk of the Peace for the District shall summon Special Sessions of the Peace, to be held at Sherbrooke, in such District, who shall appoint a Committee to prepare a list of persons qualified to serve as Grand Jurors, which Committee shall return the list when completed, to the Special Sessions, which shall be adjourned for the purpose, and out of the list so returned, the Clerk shall forthwith draw such number as the Special Sessions shall order and appoint, as sufficient, ; and it shall be the duty of the Clerk to summon the persons so drawn, to attend as Grand Jurors at the next General Sessions of the Peace, and the same persons shall constitute the Grand Jury of the District for the year.

Clerk to summon Special Sessions at Sherbrooke, to prepare Lists of qualified persons, &c.

V. This Act shall be in force until the end of the next Session of the General Assembly.

Duration of Act.

CAP. LVI.

An Act further to continue certain Acts relating to the Sale of Spirituous Liquors generally, and Sales by Auction in Halifax.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

I. The Act passed in the Twelfth year of Her Majesty's Reign, entitled, An Act to continue the Acts for granting Duties on Licenses for the Sale of Spirituous Liquors ; and also the Act passed in the same year, entitled, An Act to continue the Acts for granting Duties on Licenses for the Sale of Spirituous Liquors, and Sales by Auction in Halifax, and all Acts and Clauses of Acts thereby respectively continued, and which will respectively remain in force until the First day of April, in this year of Our Lord One Thousand Eight Hundred and Fifty, are hereby continued until the First day of April, which will be in the year of Our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

Acts of 12th Vic. Chapters 49 & 50 continued.

CAP. LVII.

An Act to provide for a Lock-up House in Clare.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

I. The Grand Jury of the County of Digby may present, and the Court of General Sessions of the Peace for the said County may confirm, any sum of money which may be

Grand Jury and Gen. Sessions may grant a sum of

money for a Lock-up-House in Clare.
Mode of Assessing for do.

Town House and Lock-up-House, to be placed under the regulation of Court of Sessions.

be deemed necessary for completing suitable apartments in the Session House, in the Township of Clare, to be used as a Lock-up House for such Township.

II. The sums so presented and confirmed, shall be assessed, levied, and collected, together with, and in the same manner as by Law directed in respect to monies assessed for County purposes, and shall be paid to, and expended by, such persons as the Grand Jury and Court of Sessions shall appoint for the purpose.

III. The Town House, and Lock-up House apartments therein, shall be placed under the charge of such person as the Grand Jury shall recommend for that purpose: and the Court of Sessions may from time to time make regulations for the proper keeping and use of the Town House and Lock-up House apartments therein, and for the proper and safe keeping of such persons as may be confined in the Lock-up House as may be deemed requisite.

CAP. LVIII.

An Act for establishing Free Trade in certain Articles between the United States and the British North American Provinces.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

Whenever Articles of Growth and Production of B. N. A. admitted free of Duty in U. S., Governor may by Proclamation admit same articles from U. S. free here.

1. Whenever the Importation into the United States of the following Articles, of the growth and production of British North America, viz: Grain, and Bread Stuffs of all kinds, Potatoes and other Vegetables, Fruits, Seeds, Hops, Hay and Straw, Animals, Salted and Fresh Meats, Butter, Cheese, Lard, Tallow, Hides, Horns, Wool, Undressed Skins and Furs of all kinds, Ores of all kinds, Iron in Pigs and Blooms, Copper, Lead in Pigs, Grindstones and Stones of all kinds, Earth, Coals, Lime, Ochres, Gypsum, ground or unground, Rock Salt, Wood, Timber, and Lumber of all kinds, Firewood, Ashes, Bark, Fish, Fish Oil, Train Oil, Spermaceti Oil, Head Matter and Blubber, Fins, and Skins, the produce of Fish or Creatures living in the Water, or any of such Articles shall be by Law permitted free from Duty, the Governor in Council may cause a Proclamation to be inserted in the Royal Gazette, fixing a short day thereafter on which the Duties on like Articles, or any of them, being the growth and production of the United States of America, shall cease and determine, and from and after the day so limited and appointed all the Articles specified in such Proclamation the growth and production of the United States of America shall be admitted into this Province Duty Free, upon such proof of origin and character as may from time to time be required by any order of the Governor in Council.

Duration of Act.

II. This Act shall come into operation on the First day of April, in this year of Our Lord One Thousand Eight Hundred and Fifty, and shall remain in force until the First day of April, in the year of Our Lord One Thousand Eight Hundred and Fifty-one, and no longer.

CAP. LIX.

An Act concerning Insurance Offices.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. On the Thirty-first day of January in every year, a Return shall be made into the Provincial Secretary's Office, of the Business of Insurance on Lives, against Fire, and

and on Marine Risks, done by every Corporate Body and Agency within the Province of Nova-Scotia, between the First day of January and the Thirty-first day of December preceeding such Return, both days being included, which Return shall comprehend the number of Policies entered into, the number of Policies renewed, the amounts insured, and the Premiums paid; in case of Insurance against Fire, the nature of the Property insured, whether Real or Personal Estate, and its situation, whether in the City of Halifax or in other parts of the Province; in case of Marine Risks, the Ports to which the Vessels insured belong, whether to the Port of Halifax, or otherwise, and which Return shall also state the Capital and other Security for the payment of Losses, and where the same is situated; and in the case of Companies and Corporate Bodies out of Nova Scotia, whether there is any Security or Capital within the Province for the payment of Losses, and the nature, permanency, and amount thereof.

II. The Returns shall be certified to be true, under the hands of the President and Secretary of any Company, or Corporate Body having a President and Secretary in Nova Scotia, and under the hand of the Agent of any Company and Corporate Body not having a President and Secretary in the Province, but doing business by an Agent, and every person knowingly making a false or defective return shall forfeit the sum of Fifty Pounds.

All Ins. Offices to make annual Returns of Stock, amount of Policies &c.

President and Secy. of Company to certify Returns.

CAP. LX.

An Act to repeal so much of the Act relating to Commissioners of Streets, as extends the same to Antigonishe.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows;

I. So much of the Act passed in the Tenth year of Her Majesty's Reign, entitled, "An Act relating to Streets and Highways in certain Towns and Places therein mentioned," as applies to the Village of Antigonishe, in the County of Sydney, is hereby repealed.

So much of Act 10th Vic., relating to Antigonishe, repealed.

II. The Commissioners of Streets now in office, under the portion of the Act now repealed, shall be responsible for all acts in respect of their office, and be liable to prosecution therefor, in the same manner and by the same means as if this Act had not been passed; and they shall have authority to sue for all Monies due to them as Commissioners, and to adopt all other necessary measures for settling the business of the Commissioners, before the coming into operation of this Act.

Commrs. of Streets under Act 10 Vic. not herein exempted from responsibility thereunder.

III. A Special Sessions for said County, at which there shall be present at least Five Justices of the Peace, may appoint Overseers of Highways in place of the Commissioners of Streets, to act until the next General Sessions; and such Special Sessions may also divide the Streets and Roads, now under the control of the Commissioners, into Statute Labor Districts; the Overseers so appointed shall have notice of their appointment in the usual manner, and shall be liable to perform the duty in the same manner, and be subject to the same fines and penalties for breach of duty as may now be inflicted upon Overseers of Highways appointed by a General Sessions of the Peace.

Special Sessions may appoint Overseers of Highway to act until next General Sessions.

IV. At the First General Sessions of the Peace, after the Sitting of, and appointments by, such Special Sessions, the Statute Labor Districts, and the appointment of Overseers, shall be under the control and direction of the General Sessions for the County, in the same manner as if the Act hereby repealed had not passed.

Statute Labor Districts to be under control of General Sessions.

CAP. LXI.

An Act to authorise the appointment of Trustees for the Public Burial Ground at Dartmouth.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

Governor to appoint Trustees.

I. It shall be lawful for the Governor in Council to appoint Three persons, to be Trustees of the Public Burial Ground at Dartmouth ; and upon their appointment, the Burial Ground shall cease to be vested in the Trustees of the Dartmouth Common, and shall vest in the Trustees who shall be so appointed ; and the Trustees shall hold the same upon the Trusts and for the Purposes mentioned in the Act passed in the Fifth Year of Her Majesty's Reign, entitled, An Act for establishing a Public Burial Ground at Dartmouth, and according to the limits specified in the Act passed in the Sixth Year of Her Majesty's Reign, entitled, An Act to amend the Act for establishing a Public Burial Ground at Dartmouth ; and the Governor in Council shall have power to remove or change the Trustees, or any of them, at pleasure : and whenever any vacancy shall occur in the Trust by death, resignation, or removal from Office, the Governor in Council shall have power to supply the vacancy.

Duty of Trustees.

II. The Trustees shall have power to make and amend Regulations for the improvement, protection, and management of the Burial Ground, which Regulations and any amendment thereof, shall be submitted to the General Sessions of the Peace, and when approved of and passed by the Sessions, shall be valid and effectual for the purposes intended.

CAP. LXII.

An Act to amend the Act to Incorporate the Nova Scotia Horticultural Society.

(Passed the 28th day of March, A. D. 1850.)

BE it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Directors may borrow Money on Bond or Loan Certificate to extent of £2500.

I. The Directors or Managing Committee of the Nova-Scotia Horticultural Society may borrow Money on Bond or Loan Certificates, under the provisions of the Second Section of the Act Twelfth Victoria, Chapter Forty, to the extent of Two Thousand Five Hundred Pounds, and no more, upon a vote of the Company, convened at any General or Special Meeting, passed by three-fourths of the Stockholders present—the object of such Meeting being specified in the notice thereof, given at least thirty days previously ; and no money shall be so borrowed unless the whole amount of the Debts due by the Company shall be less than the sum of Two Thousand Five Hundred Pounds, and the Money so borrowed shall be applied to the payment of such debts.

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TO

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OF THE

PROVINCE OF NOVA-SCOTIA.

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