



JOURNALS

A N D

V O T E S

O F T H E

HOUSE of ASSEMBLY

For the Province of *Nova-Scotia*.



Wednesday *June* 5th, 1771.

MR. Speaker and the Members met, and by Order of his Excellency the Governor, adjourned till Tuesday next the 11th Day of *June*, Eleven o'Clock

Tuesday *June* 11th, 1771.

Mr. Speaker and the Members met, and by Order of his Excellency the Governor, adjourned till Monday next the 17th Day of *June*, Eleven o'Clock.

Monday *June* 17th, 1771.

Edward York, Esq; returned as a Member of this House for the Township of **Falmouth**, took the Oaths, and his Seat.

A Petition from **Richard Gibbons**, jun. Esq; was presented to the House and read, setting forth, that he was unanimously elected by the Freeholders of the Township of **Barrington**, in Virtue of a Writ issued for that Purpose, and did receive a Summons from the returning Officer to attend His Majesty's Service

A Petition from
Richard Gibbons,
jun. Esq;

A

accordingly

accordingly, but the Writ being by some Accident mislaid, he is not reported from the Secretary's Office, and prays that this House will make Inquiry into the Premises, and admit him to take his Seat, notwithstanding the mislaying the said Writ.

Order thereon.

Ordered, That Mr. Morris, Mr. Smith, and Mr. Campbell, do inquire at the Secretary's Office, and of the Provost-Marshal, concerning the several Matters mentioned in the said Petition, and report to the House to-morrow Morning.

Then the House' adjourned till to-morrow Morning 11 o'Clock.

Tuesday June 18th, 1771.

Message from the Governor.

A Message came from his Excellency the Governor, requiring the Attendance of the House in the Council-Chamber, Mr. Speaker with the House attended accordingly, and being returned, Mr. Speaker reported, that his Excellency was pleased to make the following SPEECH to both Houses;

Gentlemen of the Council and House of Assembly.

His Excellency's Speech.

“ **T**HE principal Matter which I have to recommend to your Attention this Session, is the State of the Provincial Revenues, and the Means of rendering them sufficient, to serve those Ends for which they were established.

“ The Necessity of some Measure, for this Purpose, is so very obvious, that any Words to make it more evident, or any Arguments to enforce it, would be needless.

“ I have nothing further to recommend to you, Gentlemen, than, that you will give so important a Matter that Weight and Consideration which it deserves; at the same Time that you conduct your Deliberations with that Dispatch, which your private Concerns require.

Mr. Speaker also reported, that in Consequence of his Majesty's Approbation for that Purpose, his Excellency had been pleased to give his Assent to the Bill for raising the Sum of One Thousand Pounds by a Lottery Lotteries for the building Bridges, and making Roads of Communication through the Province.

Report of the Committee on the Petition of Richard Gibbons.

Mr. Morris, from the Committee to whom it was referred to enquire, concerning the several Matters set forth in the Petition of Richard Gibbons, jun. Esq; reported, that the said Committee had proceeded therein agreeable to Order, and that he was directed to report thereon; when the House will please to receive the same.

Ordered,

Ordered, That the said report be received to-morrow Morning.

Ordered, That an Address in Answer to his Excellency's Speech be prepared by to-morrow Morning. Address ordered.

The House proceeded to consider of such Laws as are near expiring, and after some Time spent therein, Consideration of Laws near expiring

Resolved, That the House will to-morrow Morning resume the further Consideration thereof.

Then the House adjourned till to-morrow Morning 9 o'Clock.

Wednesday June 19th, 1771.

The Committee appointed to prepare an Address in Answer to his Excellency's the Governor's Speech, **reported** an Address prepared accordingly, which being read, was agreed to. Address to the Governor, reported.

Mr. Speaker and the Members waited on his Excellency, and presented the same as follows. Presented.

To his Excellency the Right Honorable

Lord WILLIAM CAMPBELL,

Captain General and Governor in Chief, in and over His Majesty's Province of **Nova-Scotia** or **Acadie**, and its Dependancies, in **America**, Vice Admiral of the same, &c. &c. &c.

The humble ADDRESS of the House of Assembly.

“ **W**E his Majesty's dutiful and loyal Subjects the Representatives of this Province met in **General Assembly**, return your Excellency our Thanks for your Speech from the Chair.

“ Your Excellency's Recommendation on the State of the provincial Revenues, and the Means for making them answer the Ends of their Establishment, are Matters that we are highly sensible, require at this Juncture our utmost Attention.

“ We are also fully perswaded how necessary it is, that some Measures be taken for strengthening the Hands of Government, and supporting the public Credit, and we beg leave to assure your Excellency, that we shall contribute every Thing in our Power for this Purpose, which the Situation and Circumstances of our Constituents can possibly admit of; and your Excellency may depend that we shall in our proceedings use all possible Dispatch.

To

To which his Excellency was pleased to make the following Answer.

GENTLEMEN,

His Excellency's Answer.

YOUR being sensible how necessary it is at this juncture to consider of Means to render the provincial Revenues adequate to the Intention of their Establishment, convinces me, you have the Interest of your Constituents at Heart, you shall find me most ready to concur in every Thing that may promote it.

Report on Mr. Gibbons Petition.

Mr. Morris, (according to Order) reported from the Committee to whom it was referred, to enquire concerning the several Matters set forth in the Petition of Mr. Gibbons, that the Committee had proceeded agreeable to the Order of the House, and could not find that the Writ or any Return had been made by the Provost-Marshal into the Secretary's Office of an Election for the Township of Barrington; and it appearing to the House, that the Election alledged to have been made was not held in due Time.

Resolved, That Mr. Gibbons cannot be admitted.

Further Consideration of Laws near expiring.

The House proceeded to take into further Consideration the several Revenue Laws, which are near expiring,

Resolution thereon.

Resolved, That Bills be prepared for continuing the several Acts following *viz.*

The Act for Laying a Duty of Imposit on Loaf Sugar, and Cider.

The Act for laying an Excise on Wines.

The Act for suppressing unlicensed Houses, with an Amendment admitting Persons not licensed to sell three Gallons of Rum, instead of Five.

The Acts for laying a Duty of Imposit on Beer, Rum, and other Spirits, upon the present Footing.

The Acts for laying an Excise on Rum, upon the present Footing.

Ordered, That the House do proceed to the Consideration of such other Laws as are near expiring, to Morrow.

Then the House adjourned till to-morrow Morning 10 o'clock.

Thursday June 20, 1771.

The Treasurer of the Province by Order of His Excellency the Governor presented to the House,

Public Accounts presented.

An Account of Money paid on Votes of the General Assembly.

An Account of Money paid on Account of Contingencies.

An Account of Money paid on Account of Salaries.

An Account of Money paid on Account of Roads.

An Account of Money received for Fines and Forfeitures.

A general Account at the Treasury between the 7th June, 1770, and the 7th of June, 1771.

A State of Demands on the Treasury.

Ordered, That Mr. Butler, Mr. Bridge, Mr. Campbell, and Mr. Willoughby, be a Committee for examining the said Accounts, and report thereon to the House.

Committee appointed to examine them

According to Order, the following Bills were presented, viz. Bills presented.

A Bill for further continuing an Act made in the 8th Year of his present Majesty's Reign, intituled, **An Act for granting to Majesty an Excise on Wines sold within or brought into this Province.**

Excise on Wines.

A Bill for continuing an Act made in the 10th Year of his present Majesty's Reign, intituled, **An Act for granting to his Majesty a Duty of Impost on Loaf Sugar and Cyder.**

Impost on Loaf Sugar and Cider.

A Bill for altering and further continuing an Act made in the 8th Year of his present Majesty's Reign, intituled, **An Act for suppressing unlicensed houses, and for granting to his Majesty a Duty on Persons hereafter to be licensed.**

License Act.

A Bill in Amendment to, and for continuing the several Acts of the General-Assembly of this Province, relating to the Duties of Impost on Beer, Rum, and other distilled Spirituous Liquors.

Impost on Beer, Rum, &c.

A Bill in Amendment to, and for continuing the several Acts of the General-Assembly of this Province, relating to the Duties of Excise on Rum and other distilled Spirituous Liquors.

Excise on Rum.

And the said Bills were read a 1st and 2d Time, and agreed to. Ordered, That they be ingrossed.

A Memorial from several Persons, Subscribers thereto, Merchants and Traders in the Town of Halifax, was presented to the House, and read, setting forth, that if the provincial Duty on Teas is continued; it will be of great Detriment, and deprive the Memorialists of that Branch of Trade, and praying Relief.

Memorial from the Merchants and Traders, relating to Duties on Tea.

Ordered, That the said Memorial do lie on the Table, for the Consideration of the House.

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According

Revenue Laws further considered.

According to Order, the House proceeded to the further Consideration of the Revenue Laws; and upon a Motion for continuing the **Act for an Excise on Teas, Coffee, and Playing Cards**, a Debate having arose, the Question was put whether the said Duties shall be continued, and it was carried in the Affirmative.

Bill ordered for Excise on Tea, &c.

Ordered, That a Bill be prepared for continuing the said Duties of Excise.

Bill for better regulating Assize of Bread ordered.

Upon a Motion, leave was given to Mr. **Widge** and Mr. **Butler** to bring in a Bill in further addition to, and amendment of the **Act relating to the Assize of Bread**, for the better regulating the said Assize.

Bills ordered to continue the Act for regulating Market, and Duty on Wheel-Carriages.

Ordered, That Bills be prepared for continuing the **Act for further regulating the Market at Halifax**.

And the **Act for granting to his Majesty a Duty on Wheel-Carriages, within the Peninsula of Halifax**.

Bill to amend Act to prevent Sale of Slop-Cloathing ordered.

Upon a Motion, leave was given to Mr. **Butler**, to bring in a Bill to amend the **Act to prevent the sale of Slop-Cloathing, &c.**

Then the House adjourn'd till to-morrow Morning 11 o'Clock.

Friday June 21st, 1771.

Bills passed.

The several following Bills being ingrossed, were read a 3d Time, viz.

Excise on Wines.

The Bill for further continuing the Excise on Wines.

Impost on Loaf Sugar and Cider.

The Bill for continuing the Impost on Loaf-Sugar and Cider.

Licenses.

The Bill for altering and further continuing the **Act for suppressing unlicensed Houses, &c.**

Impost, on Rum, &c.

The Bill in amendment to, and for continuing the several **Acts relating to the Duties of Imposts on Beer, Rum, and other Spirits**.

Excise on Rum,

And the Bill in amendment to, and for continuing the several **Acts relating to the Duties of Excise on Rum and other Spirits**.

Resolved, That the said Bills do pass, and be sent to his Majesty's Council, with a Message, that this House doth desire their Concurrence to the same.

Bill from the Council to avoid the double Payment of Debts.

His Majesty's Council sent down a Bill intitled, **An Act to avoid the double Payment of Debts**; with a Message that they desire the Concurrence of this House to the same.—And the said Bill was read.—Ordered that it lie on the Table.

Bills presented.

According to Order the following Bills were presented to the House, viz.

A Bill for altering and continuing an Act made in the 10th Year of his present Majesty's Reign, intituled **An Act for granting to his Majesty an Excise on Tea, Coffee, and Playing Cards, sold within or brought into this Province.**

Excise on Tea, Coffee, and Cards.

A Bill for continuing an Act made in the 8th Year of his present Majesty's Reign, intituled **An Act for granting to his Majesty a Duty on Wheel-Carriages, within the Peninsula of Halifax.**

Duty on Wheel Carriages.

A Bill for continuing an Act made in the 10th Year of his present Majesty's Reign, intituled **An Act for further regulating the Market at Halifax.**

Regulating Market

And the said Bills were read.

Resolved, That the said Bills do pass, and be sent to his Majesty's Council, with a Message that this House doth desire their Concurrence to the same.

Passed.

His Majesty's Council acquainted the House, by Message, that they had agreed to the Bills for further continuing the Excise on Wines.

Message from the Council, that they had agreed to the five Bills, sent up Yesterday.

To the Bill for continuing the Impost on Loaf-Sugar and Cider,

To the Bill for altering and further continuing the License Act.

To the Bill in Amendment to, and for continuing the Duties of Impost on Beer, Rum, and other Spirits.

And to the Bill in amendment to, and for continuing the Duties of Excise on Rum and other Spirits.

Then the House adjourned till to-morrow Morning 10 o'Clock.

Saturday June 22d, 1771.

According to Order :

A Bill in Amendment of an Act made in the 32d Year of his late Majesty's Reign, intituled **An Act to prevent the sale of Slop-Cloathing, and for punishing the Concealers or Harbourers of Seamen, or Marines, deserting from the Royal Navy,** was presented to the House ; and the said Bill was read.

Bill in Amendment to Act to prevent the Sale of Slop-Cloathing, &c.

presented.

Resolved, That the said Bill do pass, and be sent to his Majesty's Council, with a Message, that this House doth desire their Concurrence to the same.

passed.

His Majesty's Council acquainted the House, by Message, that they had agreed to the following Bills, viz.

A Bill for altering and continuing the Excise on Tea, Coffee, and Playing Cards.

A Bill for continuing the Duty on Wheel Carriages, within the Peninsula of Halifax.

A Bill for continuing the Act for regulating the Market at Halifax.

Message from his Excellency the Governor.

A Message came from his Excellency the Governor requiring the Attendance of the House in the Council Chamber.

The House attend his Excellency.

Accordingly Mr. Speaker, with the House, went up to attend his Excellency, and being returned, Mr. Speaker reported, that the House had attended his Excellency in the Council Chamber, and that his Excellency had been pleased to give his Assent to the following Bills, viz.

Bills assented to.

A Bill for further continuing an Act made in the 8th Year of his present Majesty's Reign, intituled **An Act for granting to his Majesty an Excise on Wines, sold within, or brought into this Province.**

A Bill for continuing an Act, made in the 10th Year of his present Majesty's Reign, intituled **An Act for granting to his Majesty a Duty of Impost on Loaf-Sugar and Cider.**

A Bill for altering and further continuing an Act, made in the 8th Year of his present Majesty's Reign, intituled **An Act for suppressing unlicensed Houses, and for granting to his Majesty a Duty on Distillers hereafter to be licensed.**

A Bill in amendment to, and for continuing the several Acts of the General Assembly of this Province, relating to the Duties of Impost on Beer, Rum and other distilled Spirituous Liquors.

A Bill in Amendment to, and for continuing the several Acts of the General Assembly of this Province, relating to the Duties of Excise on Rum and other distilled Spirituous Liquors.

A Bill for altering and continuing an Act made in the 10th Year of his present Majesty's Reign, intituled, **An Act for granting to his Majesty an Excise on Tea, Coffee, and Playing Cards sold within, or brought into this Province.**

A Bill for continuing an Act made in the 8th Year of his present Majesty's Reign, intituled, **An Act for granting to his Majesty a Duty on Wheel Carriages within the Peninsula of Halifax,**

A Bill for continuing an Act made in the 10th Year of his present Majesty's Reign, intituled, **An Act for further regulating the Market at Halifax.**

Bill in Addition to the Act for the Benefit of the Fishery.

Upon a Motion leave was given to Mr. Smith, to bring in a Bill, in Addition to an Act made in the 10th Year of his present Majesty's Reign, intituled, **An Act for the Benefit of the Fishery on the Coasts of this Province,**

Presented, read.

And the same was presented and read,

Ordered, That it lie on the Table.

Bill to avoid the double Payment of Debts.

The Bill sent down by his Majesty's Council to avoid the double Payment of Debts, was read a 2d and 3d Time, and agreed to.

Ordered,

Ordered, That a Message be sent to his Majesty's Council, to acquaint them that this House have agreed to the said Bill. Agreed to.

Then the House adjourned till 10 o'Clock; on Monday Morning.

Monday June 24th, 1771.

Upon a Motion, that whereas the Times for holding the Courts of General Sessions, and Inferior Courts of Common Pleas, at Annapolis, are found inconvenient, leave was given to bring in a Bill for altering the Times of holding the said Courts, and a Bill having been prepared accordingly, the same was read, and agreed to. Bill for altering Times of holding Courts at Annapolis.
Presented.
Agreed to.

Ordered, That the said Bill be sent to his Majesty's Council, with a Message, that this House doth desire their Concurrence to the same.

The Council sent down

A Bill in Addition to an Act, intituled, **An Act to prevent Trespasses.** Bills sent from the Council, relating to Trespasses.

A Bill in Addition to an Act relating to Treasons and Felonies. Treasons & Felonies

And a Bill in Amendment to an Act declaring what shall be a Publication of the Province Laws.

With a Message, that they desire the Concurrence of this House to the same. Publication of Province Laws,

And the said Bills were read. read.

Ordered, That they do lie on the Table.

Then the House adjourned till to-morrow Morning 10 o'clock.

Tuesday June 25th, 1771.

The Bills sent down Yesterday from his Majesty's Council, viz. Bills from the Council Yesterday agreed to.

The Bill in amendment to the Act declaring what shall be a Publication of the Province Laws.

The Bill in Addition to the Act relating to Treasons and Felonies.

The Bill in Addition to the Act for preventing Trespasses, Were read a 2d and 3d Time, and agreed to.

Ordered, That a Message be sent to his Majesty's Council, to acquaint them, that this House have agreed to the said Bills.

The Committee appointed to examine the public Accounts, reported the State of the said Accounts as it appears to them. Report of the Committee on the public Accounts.

Ordered, That it be inserted in the Journal of the House.

Dr.		The Province of <i>Nova-Scotia</i> .	
1771.	To so much borrowed on Loan at Eight several Times.	} £21148	11 4
	To Interest due on the sundry Loans to their proper Period,	} 1785	— 9
	To amount of Demands on the Trea- sury, as per the Treasurer's Account, and for which Warrants are signed,	} 893	19 3½
	To amount of Salaries due to the Officers of Government to the 30th of June, 1771,	} 262	10
	To ditto — to the Collectors of Im- post and Excise at Halifax, and their Officers to July 6th, 1771,	} 92	10
	To new Demands on the Government, viz. John Wooden's Warrants and Account to 31st May, 1771,	} £131	10
	John Clewly's Account of Car- penters Work, &c. for the Gover- nor's House, in 1770, and 1771,	} £266	3 10
	Interest due on the sundry Loans from the Periods to which they are calculat- ed to the 30th June, 1771 about	} £500.	
	An old Ballance due to the Collec- tors of Impost and Excise at Halifax,	} £200	7 8
		£1098	1 6½

£25280 12 11

Cr.

1771. By Ballance in the Treasurer's Hands, in Notes and Cash. }	£7 3 14
By Debts outstanding, as per Account from the Collectors of Impost and Excise, at Halifax, to April 6th, 1771. }	112 12 9½
By so much remaining due, from Be- noni Danks , late Collector at Cum- berland. }	102 11 2
By do. in Notes of Hand, at do.	25 3 3
By do, from Samuel Wethered ,	49 14
By do. at Kings County .	39 11 11½
By outstanding Debts at Louisburg , N. B. (No Account rendered these 2 Years. }	
By Amount of Duties at Warrington and Parmouth . (No Account rendered these 2 Years.) }	
By outstanding Debts at Annapolis } Royal , which are doubtful £19 8 10 }	
By outstanding Debts at Lunenburg , } about }	90
By do. at Cobequit , doubtfull £8 8 9	
<hr/>	
By do. at Canfo , viz. Joseph Woodmats Note	£3 14
George Smith his Note due } these two Years, }	7 15 9
And his Account last Year,	12 10
George Walker doubtful,	£57 — 4
	<hr/>
	£23 19 9
	£450 16 —½
Ballance due to the Creditors of Govern- ment, }	£24829 16 10½
	<hr/>
	£25280 11 11

Ordered, That Mr. Creighton, Mr. Dinselwood, and Mr. Lovett, be added to the said Committee, in Order to consider of such Methods as may be fallen on for preventing for the future the Increase of the Province Debt.

The Council acquainted the House, by Message, that they had agreed to the Bill for altering the Times of holding the Courts at Annapolis.

Simcen

Simeon Perkins, Esq; returned as Member of this House for Queen's County; took the Oaths and his Seat.

Then the House adjourned till to-morrow Morning 10 o'Clock.

Wednesday June 26th, 1771.

Bill in Amendment to the Act for the summary trial of Actions,

propofed.

Presented.

Agreed to.

Upon a Motion for Leave to bring in a Bill in Amendment of the Act made in the 5th Year of his Majesty's Reign, intituled, **An Act for the summary Trial of Actions**; for that the Proceedings for the Recovery of small Debts have hitherto been attended with great Expence, notwithstanding the Intention of the Legislature to the contrary; Leave being granted, a Bill for that Purpose was presented to the House, and the same was read and agreed to,

Ordered, That it be sent to his Majesty's Council, with a Message that this House doth desire their Concurrence to the same.

Bill for altering and amending Act relating to the Assize of Bread, &c.

According to Order, a Bill for altering and amending an Act, made in the 33d Year of his late Majesty's Reign, intituled, **An Act relating to the Assize of Bread, and for ascertaining the Standard of Weights and Measures.**

Presented.

Was presented to the House, and the said Bill was read; **Ordered,** That it be ingross'd.

Want of Sheriffs in the Counties represented.

It being represented to the House, that several Settlements in this Province do still labour under very great Inconvenience by not having a Sheriff in each County.

Address to the Governor, ordered thereon.

Ordered, That an Address be presented to his Excellency the Governor thereon; and an Address having been prepared accordingly, the same was read, and agreed to,

Ordered, That the said Address be presented by a Committee. Then the House adjourned till 11 o'Clock To-morrow Morning.

Thursday June 27, 1771.

Bill for altering and amending the Act relating to the Assize of Bread &c.

read a 3d time.

Passed.

The Bill for altering and amending the Act, relating to the Assize of Bread, &c. being ingrossed.

Was read a 3d Time.

Resolved, That the said Bill do pass, and be sent to his Majesty's Council, with a Message, that this House doth desire their Concurrence to the same.

Report of Committee to consider of methods for preventing for the future the increase of the Province Debt.

The Committee appointed to consider of Methods for preventing for the future the Increase of the Province Debt,

Reported, Their Proceedings therein.

Resolved,

Resolved, That an Address to his Excellency the Governor on the Purport of the said Report be prepared.

Resolved that an Address be prepared

Upon Consideration, that, whereas by the 24th Section of an Act, made in the 8th Year of his present Majesty's Reign, intituled **An Act to amend, render more effectual, and reduce into one Act, the several Laws made by the General-Assembly of this Province, relating to the Duties of Imposit on Beer, Rum and other distilled Spirituous Liquors;**

Resolution relating to the Payment of Interest.

And by the 23d Section of an Act made in the same Year, intituled, **An Act to amend, render more effectual and reduce into one Act, the several Laws, made by the General-Assembly of this Province, relating to the Duties of Excise on Rum and other distilled Spirituous Liquors.**

It is Enacted, That the Monies arising from the Duties imposed by the said Acts, shall be, and are appropriated for the Payment of Bounties and Premiums and other Uses, as already specified and directed by the Laws of this Province, or that may hereafter be directed by the **General-Assembly**, which said Acts are continued in Force to the 1st Day of **July, 1772**. And whereas it is thought highly incumbent on the Legislature, that the Faith of Government be supported by a punctual Payment of the Interest due on the Treasurer's Notes and Warrants on the Treasury bearing Interest;

Resolved, That so much of the Monies arising from the Duties imposed by the said above recited Acts, after Payment of the Expence of collecting the same, shall be first applied by the Treasurer to the Payment of such annual Interest as shall remain due on Treasurer's Notes and Warrants on the Treasury, bearing Interest, more than the Duty of Excise on Wines, which are already applied to that Purpose, will be sufficient to discharge, and that the Surplus of the said Monies shall be applied towards defraying such Expences of Government as are voted, and agreed on by the **General-Assembly**.

Ordered, That this Resolution be sent to his Majesty's Council for their Concurrence.

Sent to the Council.

His Majesty's Council sent down a Bill for the more effectual securing the Title of Purchasers against Claims for Dower, with a Message that they desire the Concurrence of this House to the same,

Bill sent from the Council against Claims for Dower.

And the said Bill was read,

read

Ordered, That it lie on the Table.

Then the House adjourned till To-morrow Morning 10 o'Clock.

Friday June 28th, 1771.

A Memorial from **Richard Tritten** was presented to the House and read, setting forth, that there is a Ballance due to the

Memorial from Richard Tritten, Presented.

D

Memorialist

Memorialist, since he was Overseer of the Poor in the Year 1769, £23 - 1. for Money advanced for the Poor out of the Poor-House; and also the Sum of £13 19 5. for Money advanced for Rugs, Blankets, Shirts, &c. as per Accounts annexed, for the Use, of the Poor-House by Order of Government, at which Time there was no Bedding in the Poor-House for the People to sleep on, and praying that the same may be taken into Consideration.

Ordered, That it lie on the Table.

Memorial of Dr. Reeve, Presented.

A Memorial from Doctor **Thomas Reeve**, was presented to the House and read, setting forth, that he has attended a Number of Sick, hurt and poor People in the Poor-House, as per List annexed, and that he has been at great Trouble and Expence for their Relief, and praying an Allowance as per an Account also annexed, amounting to £77 5 -.

Ordered, That the said Memorial and Account do lie on the Table.

Bill in Addition to & Amendment to the Act for Payment of Representatives, Presented,

Upon a Motion, leave was given to bring in a Bill, in Addition to, and Amendment of the **Act to enable the several Counties within this Province to raise Money for Payment of their Representatives.**

read, agreed to.

And a Bill having been presented accordingly, the same was read and with Amendments was agreed to.

Ordered, That the said Bill be ingrossed.

Bill relating to the Affize of Bread from the Council with an Amendment. j

His Majesty's Council sent down the Bill for altering and amending the Act relating to the Affize of Bread with an Amendment.

Ordered, That the said Amendment be taken into Consideration To-morrow Morning.

Then the House adjourned till 10 o'Clock To-morrow Morning.

Saturday June 29d, 1771.

Amendment to the Bill relating to the Affize of Bread,

According to Order, the House took into Consideration, the Amendment proposed by his Majesty's Council, to the Bill for altering and amending the Act, relating to the Affize of Bread.

agreed to.

Resolved, That this House do agree to the same.

Bill for Payment of Representatives.

The Bill in Addition to, and Amendment of the Act to enable the several Counties to raise Money for Payment of their Representatives, being ingrossed, was read a 3d Time, **resolved,** that the said Bill do pass, and be sent to his Majesty's Council, with a Message that this House doth desire their Concurrence to the same.

passed.

According to the Order of the 27th, the Committee appointed to prepare an Address to his Excellency the Governor, presented the same accordingly.

And

And the said Address was read,

Ordered, That it be taken into Consideration on Tuesday Morning next.

Then the House adjourned till 10 o'Clock, on Monday Morning.

Monday July 1st, 1771.

The Bill sent from his Majesty's Council, " for the more effectual securing the Title of Purchasers against Claims for Dower" was taken into Consideration, and agreed to, with an Amendment.

Bill for securing Title of Purchasers against Claims for Dower. Considered. Agreed to with an Amendment.

Ordered, That a Message go up to his Majesty's Council, to acquaint them, that the House have agreed to the said Bill with an Amendment.

Upon Consideration of the Memorial and Account presented by Dr. **Thomas Reeve**, a Motion was made, that as every Town is obliged by Law to maintain and support its own Poor, no Allowance can be made out of the public Monies to Dr. **Reeve**, for his Attendance and Medicines to the Poor and Sick of the Town of **Halifax**, and after some Debate, the Question being proposed, it was carried in the affirmative.

Consideration of Dr. *Reeve's* Memorial and Account.

Resolved, That there be paid to Dr. **Thomas Reeve**, the Sum of **Fifty Pounds**, for his Services, Attendance and Medicines, to such Poor, Sick and hurt Persons, who have transiently come into the Province.

Vote thereon.

Ordered, That this Vote be sent to his Majesty's Council for their Concurrence.

His Majesty's Council acquainted the House by Message, that they agree to the Amendment proposed by this House to the **Bill for the more effectual securing the Title of Purchasers against Claims for Dower**,

And sent down.

A Bill to continue several Acts that are near expiring.

Bills from the Council.

And a **Bill for altering, amending and continuing an Act for prescribing the Form of Writts, and the Manner of issuing the same.**

And the said Bills were read, and agreed to.

A Memorial from **Charles Morris, jun. Esq.** Assistant Surveyor of the Crown Lands, was presented to the House and read, setting forth, that during several Years past he has performed many extra and special Services by Order of Government, as per a State thereof annexed, that he has not had any Allowance from Government for a Clerk, or Office, Rent, or any other Allowance whatsoever; that his Excellency the Governor, had

Memorial from *Charles Morris, jun. Esq.*

had been pleased to grant him a Warrant on the Treasury, for £45 17 6 on Account, payable out of the Money allowed by the General Assembly for Contingencies, and praying that the House will please to take his said Services into Consideration, and allow him such a further Recompence as to the House shall seem proper.

And the House having taken the said Memorial and Mr. Morris's Services into Consideration.

Resolution thereon.

Resolved, Unanimously, that this House is fully sensible of the Truth of what Mr. Morris hath set forth in his said Memorial, and of his Readiness and Affiduity, at all Times, in furnishing Draughts and Surveys of this Province, for the Use of Government, for the Introduction of Settlers. But are sorry that the Circumstances of the Province do not admit of making him any Allowance for the same.

Then the House adjourned till to-morrow twelve o'clock, at Noon

Tuesday July 2d, 1771.

Message from the Council, on Bills agreed to.

His Majesty's Council sent down the Bill in Amendment of the **Act for the Summary Trial of Actions.**

The Bill in Addition to and Amendment of the **Act for Payment of Representatives.**

And the Resolution of this House of the 27th June.

With a Message that they had agreed to the same.

According to Order.

Address taken into Consideration.

The House took into Consideration the Address prepared by the Committee of this House, the 29th of June, and the said Address was agreed to.

Ordered, That it be presented to his Excellency the Governor, by a Committee.

Bill sent from the Council in Amendment of the Act to prevent the Sale of Slop Clothing, not agreed to.

His Majesty's Council sent down the Bill in Amendment of the **Act to prevent the Sale of Slop Cloathing, &c.**

Not agreed to.

The Memorial presented by **Richard Critten**, the 28th of June, was read.

Resolved, That this House cannot proceed on the said Memorial as the Account produced is not audited.

Then the House adjourned till to-morrow Morning 10 o'Clock.

Wednesday,

Wednesday July 1st, 1771.

According to Order, the following Address was presented to his Excellency the Governor, by a Committee.

To His Excellency the Right HONORABLE

Lord *WILLIAM CAMPBELL*,

Captain-General, and Governor in Chief of his Majesty's Province of *NOVA-SCOTIA*, &c. &c. &c.

The Humble ADDRESS of the House of Assembly

May it please your Excellency,

Address presented to his Excellency the Governor.

THE House of Assembly, at the particular Desire of their Constituents, beg Leave to lay before your Excellency, that they labour under very great Inconveniences from not having Sheriffs in each County, which is a Privilege allowed in almost every Part of his Majesty's Dominions, and which the several Persons, who came to the new Settlements in particular, presume they have a Right to expect, on the Proclamation of the late Governor *Lawrence*, who declared to them before their coming, that the Government of this Province was constituted like those of the neighbouring Colonies, on the Faith of which they became Settlers.

Few such Men as ought to be intrusted with the Property of the People, will accept the Office of Deputy, and if there were Sheriffs in each County, the Goals which would be under their Inspection, would be kept in proper Order, whereas at present some Counties are without Goals, and Persons taken in Execution may be brought away from their Place of Abode, a great Distance, to the Goal at *Halifax*, where they may perish for want of such Assistance as their Families might afford them.

Wherefore for these among many other Reasons, which might be offered to your Excellency; the House of Assembly intreat you to grant the People Relief, by the Appointment of Men of Reputation, to be Sheriffs in each County, and that they give Security for the due Execution of their Office.

Upon a Motion, *Resolved*, That a Conference be desired with his Majesty's Council, by Committee, on the Subject of farming the Duties at the Outports of this Province.

Conference on the Subject of farming the Duties at the Outports.

Ordered, That a Message be sent to his Majesty's Council accordingly, who returned for Answer, That they agree to the said Conference.

And the Committees having met, the Committee of this House at their Return reported, That the Committee of Council had signified that they have no Objection to such a Measure, provided a Law can be framed for carrying it into Execution.

And the House having taken the said Report into Consideration.

E

Resolved,

Resolved, That the further Consideration of the said Matter be deferred till next Session, in Order that all Persons concerned may be acquainted of the Intention of the Legislature to farm the said Duties.

Resolution for deferring the same.

His Majesty's Council sent down a Bill, intituled, **An Act in Addition to an Act,** intituled an Act relating to Wills, Legacies, and Executors, and for the Settlement and Distribution of the Estates of Intestates,

Bill from the Council, in Addition to the Act relating to Wills, &c.

Read. And the said Bill was read a 1st Time;

Ordered, That it be read a 2d Time To-morrow Morning.

Upon a Motion, that whereas in the 2d Section of an Act made in the 9th Year of his present Majesty's Reign, in further Addition to, and Amendment of the Act for appointing Commissioners of Sewers, it is provided, that any Person thinking himself aggrieved at any Sale made by the Commissioners of Sewers, in Pursuance of the said Act, may appeal to the **General Assembly** for Relief, by which great Inconveniencies and Delays have arisen to Persons so aggrieved; Leave was given to bring in a Bill, for empowering the Governor, Lieutenant Governor, or Commander in Chief, and his Majesty's Council, to proceed in such Appeals, in the same Manner as is directed by said Act, to be done by the General Assembly.

Inconveniencies arisen on 2d Section of an Act in Addition to an Act appointing Commissioners of Sewers.

And a Bill having been prepared accordingly, the same was presented, read, and agreed to.

Bill prepared, agreed to.

Ordered, That it be sent to his Majesty's Council, with a Message, that this House doth desire their Concurrence to the same.

Then the House adjourned till to-morrow Morning 10 o'Clock.

Thursday July 4th, 1771.

A Message from his Excellency the Governor, by Mr. Secretary of the Province.

Gentlemen of the House of Assembly,

Message from the Governor.

I AM directed by his Excellency the Governor to acquaint this House, that his Excellency desires the House will be more explicit in Regard to the several Matters mentioned in the first Part of their Address, presented Yesterday, relating to the Revenue.

And that his Excellency being informed, that the House desire an Estimate of the Expence of Government, has directed me to acquaint the House, that his Excellency proposes, that the same Estimate which was agreed to last Year, by the General Assembly, should continue for the ensuing Year.

Upon Consideration of which,

Ordered,

Ordered, That a Committee of this House do wait on his Excellency the Governor, to explain the Matters mentioned in the first Part of the Address of this House, in Compliance with his Excellency's Desire.—And a Committee waited on his Excellency accordingly.

Committee attend his Excellency.

The Bill sent down Yesterday, by his Majesty's Council, in Addition to the **Act relating to Wills, &c.** was read a 2d Time, and agreed to, with Amendments.

Bill relating to Wills &c. agreed to with Amendments.

Ordered, That a Message be sent to his Majesty's Council to acquaint them, that this House have agreed to the said Bill, with Amendments, to which the House desire their Concurrence.

His Majesty's Council sent down a Bill, in Addition to the **Act for the Establishment of Fees, as regulated by the Governour and Council, at the Request of the House of Assembly.**

Bill in Addition to the Act for Establishment of Fees, sent down,

And the said Bill was read.

read.

Ordered, That it be read a 2d Time, to-morrow Morning.

The House took into Consideration the Estimate of the Expence of Government, as agreed to last Year, and recommended by his Excellency the Governor, to be continued for the ensuing Year.

Estimate of Expence of Government considered.

Resolved, That this House do agree that the Sums therein mentioned, be allowed to the several Persons, and for the several Services therein set forth, except, that in Lieu of the Allowance of £300. stipulated for Contingencies, there be allowed for unforeseen Contingencies £100.

Resolution thereon.

And that there be allowed for the Support of the transient Poor in the Poor-House, for the ensuing Year £100.

Ordered, That this Resolution be sent to his Majesty's Council with a Message, that this House doth desire their Concurrence to the same.

Upon Consideration of the great Expence which has hitherto attended the Support of the Poor House, and the Necessity of an Enquiry into the Receipt and Disposal of the Monies collected for the Hire of Stalls at the Market House.

Consideration of the great Expence which has attended the Support of the Poor House, and of an Enquiry concerning the Market House.

Resolved, That a Message be sent to his Majesty's Council, to desire they will appoint a Committee, to join a Committee of this House, to consider during the Recess of the **General-Assembly**, and determine on Measures for putting the Poor House on the best Footing possible, to prevent its being so expensive to the Province; and also to take into Consideration the Receipt and Disposal of the Monies collected from the Hire of Stalls in the Market House.

Resolution thereon.

Then the House adjourned till 10 o'Clock To-morrow Morning.

Friday July 5th, 1771.

Bill in Addition to the Act for Establishment of Fees, agreed to.

The Bill sent from the Council in Addition to the Act for the Establishment of Fees, as regulated by the Governor and Council at the Request of the House of Assembly;

Was read and agreed to.

Ordered, That a Message be sent to his Majesty's Council to acquaint them, that the House have agreed to the said Bill.

The Account laid before the House by Richard Critten, the 28th June having been audited, was presented to the House, and the said Account having been taken into Consideration,

Vote to Richard Critten.

Noted, That there be paid to Richard Critten, Thirty Seven Pounds, seven Shillings, for Money advanced by him for the Poor, out of the Poor House, and for Money advanced for Rugs, Blankets, Shirts, &c. for the Use of the Poor-House, in the Year 1769.

Ordered, That this Vote be sent to his Majesty's Council for Concurrence.

Then the House adjourned till 10 o'Clock, To-morrow Morning

Saturday July 6th, 1771.

Message from his Excellency the Governor, in Answer to the Address relative to Sheriffs.

His Excellency the Governor in answer to the Address of this House, relative to the Appointment of Sheriffs in each County, acquainted the House by message, " That the Provost Marshal being an Officer appointed at the first Establishment of this province, the Governor cannot undertake to make any Alteration in Respect of that Office, but he will do any Thing in his power to remedy the Matters of Complaint set forth by the House.

Estimate for Repairs to the Fences for the Governor's House, &c.

Mr. Secretary of the Province by Order of his Excellency the Governor, laid before the House, an Estimate for the Expence of repairing the fences of the Governors House, together with an Account of fundry other Repairs already made, Workmanship and Materials.

Resolution thereon.

And the said Estimate having been taken into Consideration.

Resolved, That the Sum of Fifty Pounds be allowed for the said Repairs.

Vote to Rev. Mr. Wood as Chaplain.

Noted, That the sum of Four Pounds Sixteen Shillings, be paid by the Treasurer of the Province, out of the publick Money in the Treasury to the Reverend Mr. Wood, for his Services as Chaplain to this House this Session.

Vote to Mr. Kent, Messenger & Door-Keeper.

Noted, That the Sum of Four Pounds Sixteen Shillings, be paid by the Treasurer of the Province, out of the publick Money in the Treasury to Mr. John Kent, Messenger and Door-Keeper of this House, for his Services this Session.

Noted.

Noted, That there be paid by the Treasurer of the Province, out of the publick Money in the Treasury, to Mr. **Anthony Henry**, for printing the Votes of this House this Session, and for Stationary supplied for the Use of the House; the Sum of ten Pounds, eight Shillings.

Vote to Mr. Anthony Henry for printing and Stationary.

His Majesty's Council acquainted the House by Message, that they had agreed to the Bill for altering the Act in further Addition to, and Amendment of the Act for appointing Commissioners of Sewers.

Message from the Council relating to two Bills.

And also, that they had agreed to two of the Amendments proposed by the House to the Bill in Addition to the Act relating to **Wills**, &c.

His Majesty's Council also acquainted the House, That they had appointed the Honourable **Richard Bulkeley** and **Henry Newton**, Esquires, as a Committee for the Purposes mentioned in the Message of this House, of the 4th Instant, relative to the Poor-House, and Market-House.

Message from the Council relative to the poor House and Market House.

Ordered, That Mr. **Butler**, Mr. **Bridge**, and Mr. **Smith**, be a Committee of this House, for the said Purpose.

Committee appointed.

His Majesty's Council acquainted the House, by Message, that they had agreed to the Resolutions of this House, on the Estimate for the Expences of Government, and for repairing the Fences of the Governor's House.

Message from the Council on the Resolution of the House on the Estimate &c.

To the Vote to Dr. **Reeve**.

And to the Vote to **Richard Critten**.

And sent down a Vote in Favour of Dr. **Alexander Abercrombie**, for £20. for his Attendance on the sick Children in the Orphan-House, and providing Medicines, &c.

Vote to Dr. Abercrombie.

To which the House agreed.

A Message came from his Excellency the Governor, requiring the Attendance of the House in the Council-Chamber.

Message from the Governor.

And Mr. Speaker with the House having attended accordingly, his Excellency was pleased to give his Assent to the following Bills, viz.

Bills assented to.

A Bill in Amendment to an Act declaring what shall be a Publication of the Province Laws.

A Bill to avoid the double Payment of Debts.

A Bill for altering the Times of holding the Courts of **General Sessions** and **Inferior Court of Common-Pleas** at **Annapolis**, in the County of **Annapolis**.

A Bill in further Addition to an Act, made in the 32d Year of his Late Majesty's Reign, intituled, **An Act for preventing Trespasses**.

A Bill in further Addition to an Act, made in the 32d Year of His

His late Majesty's Reign, intituled, **An Act relating to Executors and Felonies.**

A Bill for Altering and further amending an Act, made in the 32d Year of His late Majesty's Reign, intituled, **An Act relating to the Assize of Bread and for ascertaining the Standard of Weights and Measures.**

A Bill in Addition to, and Amendment of an Act made in the 10th Year of His present Majesty's Reign, intituled, **An Act to enable the several Counties within this Province to raise Money for Payment of their Representatives.**

A Bill for the more effectual securing the Title of Purchasers against Claims for Dower.

A Bill in Addition to an Act, made in the 32d Year of his late Majesty's Reign, intituled, **An Act relating to Wills, Legacies, and Executors and for the Settlement and Distribution of the Estates of Intestates.**

A Bill for altering, an Act, made in the 9th Year of His present Majesty's Reign, intituled an Act in further Addition to, and Amendment of an Act, made in the 34th Year of His late Majesty's Reign, intituled, **An Act for appointing Commissioners of Sewers.**

A Bill in Amendment of an Act, made in the 5th Year of His present Majesty's Reign, intituled, **An Act for the Summary Trials of Actions.**

A Bill to continue several Acts that are near expiring.

A Bill for altering amending and further continuing an Act, made in the Sixth Year of His present Majesty's Reign, intituled, **An Act for prescribing the Forms of Writts, and the Manner of issuing the same.**

A Bill in Addition to an Act, made in the 6th Year of His present Majesty's Reign, intituled, **An Act for the Establishment of Fees as regulated by the Governor and Council, at the request of the house of Assembly.**

Then the Clerk of the Council by his Excellency's Command, declared, the **General-Assembly** prorogued to Thursday the 22d Day of August next, and the same was prorogued accordingly.

a True Copy of the Journals and proceedings of the House of assembly for the province of Nova Scotia between the 5th day of June and the 6th day of July 1771. Extracted from the Records of the House of assembly By order of the Speaker J. Deschamps