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*31/1/1851*  
**ACTS**

OF

**THE GENERAL ASSEMBLY**

OF THE

**PROVINCE OF NOVA-SCOTIA.**

ANNO DECIMO QUARTO VICTORIÆ REGINÆ.

1851.



**HALIFAX:**

PRINTED BY JOHN S. THOMPSON,  
PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

1950

1951

1952

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1954

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1958

**TABLE**  
OF  
**ACTS OF THE GENERAL ASSEMBLY**  
OF THE  
**PROVINCE OF NOVA-SCOTIA.**

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ANNO DECIMO QUARTO VICTORIÆ REGINÆ.

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1851.

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**AT the GENERAL ASSEMBLY of the Province of Nova-Scotia, begun and holden at Halifax, on THURSDAY, the Twenty-third day of JANUARY, 1851, in the Fourteenth 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 Fourth 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; William H. Keating, Deputy Provincial Secretary; and Joseph Whidden, Clerk of Assembly.

CAP. I.

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

*(Passed the 7th day of April, A. D. 1851.)*

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 :*

1. 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 following sums, viz :

Two hundred pounds to the Speaker of the House of Assembly, for his Salary as Speaker, for the present year. 200*l.* Speaker.

Two hundred pounds to the Clerk of the House of Assembly, for his services for the same year. 200*l.* Clerk H. A.

Twenty-five pounds to the Chaplain of the House of Assembly, for his services during the present Session. 25*l.* Chaplain.

One hundred pounds to the Clerk Assistant of the House of Assembly, for his services for the same Session. 100*l.* Asst Clerk.

Fifty pounds to the Sergeant at Arms to the House of Assembly, for his services for the same Session. 50*l.* Sergt. at Arms.

Thirty pounds to the Assistant Sergeant at Arms to the House of Assembly, for his services for the same Session. 30*l.* Asst Sergt at Arms.

Forty Pounds to the Messenger of the Governor, and the Executive and Legislative Councils for the present year. 40*l.* Messenger of Governor.

307. J. Fitzgerald. Thirty pounds to John Fitzgerald, for his services as Messenger to the House of Assembly during the present Session.
607. Clerk Board of Revenue. Sixty Pounds to the Clerk of the Board of Revenue, for his services for the present year.
2007. Guager and Weigher. Two hundred pounds to the Guager and Weigher, for the District of Halifax, for his services for the present year, to include the marking of the Casks, if required by the Government.
1007. Proof Officer. 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 expenses connected therewith.
- Allowance to Waiters. Such further sum to be paid on the Certificate of the Board of Revenue as may be sufficient to pay at the rate of Seven shillings and six-pence a day, to such persons as shall be employed by the Receiver General as extra Waiters for the Port of Halifax, during the present year,—Five shillings a day to such extra Waiters when unemployed, and at the rate of Five shillings a day to temporary Waiters.
607. Keeper of Assembly. Sixty pounds to the Keeper of the Assembly House, Council Chamber and Law Library, for the present year.
4007. Sable Island. Four hundred pounds to the Board of Works, for the support of the Establishment at Sable Island, for the present year.
207. E. Crowell. 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, &c. Mud Island. 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 Guysborough. 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 on the Certificate of such Sessions, that the 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.
257. School Poor House. 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.
507. Dispensary. Fifty pounds to the Honorable Doctor Grigor and his Associates, in aid of the Halifax Dispensary, for the present year: provided they keep during the year a sufficient supply of Vaccine Matter.
207. Ferry Shubenacadie. 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—such Boat or Scow to be run under the regulations of the General Sessions of the County of Hants,—to be paid upon Certificate of 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. Thirty pounds to aid the Inhabitants of Cape-Breton in supporting a suitable Boat or Scow to run between McMillan's Point in Cape-Breton, and Auld's Cove, in the County of Sydney—such Boat or Scow to be placed under the regulations of the General Sessions for the County of Inverness.
57. Each Ferrymen C Breton. Five pounds to each of the two Ferrymen between McMillan'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 the loss of their Boats.
107. Each Ferrymen Shubenacadie. 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—to be paid on the Certificate of the General or a Special Sessions



of each County respectively, that such Ferry has been duly attended, and proper Boats procured and used.

Ten pounds each to John Pernette and Charles Pernette, for keeping up the Ferry over Lahave River. 10l. Each J. & C. Pernette.

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 regulations of the General Sessions of the Peace, and to be paid upon their Certificate. 10l. C. Craig.

Ten pounds to John Carter, to enable him to run a 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. 10l. John Carter.

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. 10l. A. McPherson.

Ten pounds each to such persons as shall respectively keep up a Ferry at the mouth of the Harbour of Port. L'Hebert, provided a Boat be kept to convey Horses and Cattle across the Harbour; 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. 10l. Ferry Port L'Hebert

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. 10l. D. McPhee.

Fifteen pounds to William Cunningham and John Knowles, or such 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. 15l. W Cunningham.

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. 15l. Ferry Amherst.

Ten pounds each to the two licenced 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. 10l. Ferry Grandique.

Twenty pounds, to be at the disposal of the Governor, to provide for the maintenance of Ferries across Sheet Harbor, and the mouth of the North West Arm, in the County of Halifax. 20l. Ferries Sheet Harbor.

Five pounds each to such persons, one on each side of Liscomb's Harbour, in the County of Guysborough, as shall maintain a Ferry across the Harbour during the present year, to be paid on the Certificate of three Justices of the Peace for the County that suitable Boats have been provided, that the Ferry has been conducted under the Regulations of the General Sessions for the County, and that the public have been properly accommodated. 5l. Ferry Liscomb's Harbor.

Two pounds ten shillings, each, to two Ferrymen, one on each side of the Petite Passage, and Five pounds to the Ferryman at the Grand Passage, in the County of Digby—to be paid on the Certificate of three Justices of the Peace for the County, that 2l 10s Each Ferryman Petite Passage, 5l do. Grand Passage.

that suitable Boats have been provided—that the respective Ferries have been conducted under the regulations of the General Sessions, and that the public have been properly accommodated.

20/ Ferry Boat Annapolis Gut.

Twenty pounds to aid in building a suitable Boat for transporting Horses and Cattle across the Annapolis Gut—to be drawn and applied for the purpose, upon its being certified to the Governor in Council, by the Representatives of the County of Annapolis, that a suitable Boat has been provided for such purposes.

5/ Robert McNutt.

Five pounds to Robert McNutt, to aid him in keeping a Ferry across River Philip—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.

6/ 16s 3d Breakwater Canada Creek.

Six pounds sixteen shillings and three-pence to be at the disposal of the Governor, to pay one-fourth part of the sum of Twenty-seven pounds five shillings expended on the Breakwater at Canada Creek, on the Bay Shore, in King's County, in the year One thousand eight hundred and forty-nine; and also a further sum not to exceed Forty pounds to be at the disposal of the Governor, to aid in erecting the Breakwater.

50/ Breakwater Barnaby Mill Cove.

A sum not to exceed Fifty pounds, to be at the disposal of the Governor, to aid in the erection of a Breakwater at Barnaby Mill Cove, on the Bay Shore, in King's County.

50/ Breakwater French Cross.

A sum not to exceed Eighty pounds, to be at the disposal of the Governor, to aid in the erection of the Breakwater at French Cross, on the Bay Shore, in King's County.

50/ Breakwater Marshall's Cove.

A sum not to exceed Fifty pounds, to be at the disposal of the Governor, to aid in the erection of the Breakwater at Marshall's Cove, in the County of Annapolis.

50/ Givan Wharf Company.

A sum not to exceed Fifty pounds, to be at the disposal of the Governor, to aid the Givan Wharf Company, in the County of King's, in extending their wharf at the Bay Shore.

60/ Breakwater Troop's Cove.

A sum not to exceed Sixty pounds to be at the disposal of the Governor, to aid in the erection of a Breakwater at Troop's Cove, in the County of Annapolis.

50/ Margaretville Pier.

A sum not to exceed Fifty pounds, to be at the disposal of the Governor, to aid in extending the Margaretville Pier, on the Bay Shore, in the County of Annapolis.

66/ 13s 4d Gros Coque Breakwater.

A sum not to exceed Sixty-six pounds thirteen shillings and four-pence, to be at the disposal of the Governor, to aid in extending the Gros Coque Breakwater, in the Township of Clare.

200/ Arisaig Pier.

Two hundred pounds, to be at the disposal of the Governor, to aid in extending the Arisaig Pier a further distance sea-ward, by the erection of a wooden Pier—to be drawn and expended 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 Four hundred pounds.

25/ Clearing Annapolis River.

A sum not to exceed Twenty-five pounds, to be at the disposal of the Governor, to aid in clearing out from the Annapolis River some dangerous rocks lying below Bridge-town, 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.

25/ Canal Port LaTour.

A sum not to exceed Twenty-five pounds, to be at the disposal of the Governor, to aid the inhabitants of the County of Shelburne in cutting a Canal between the Harbours of Port LaTour and Cape Negro, to be drawn and applied for that purpose when it shall appear to the satisfaction of the Governor in Council that the sum of Twenty-five pounds has been subscribed and expended thereon, in addition to the sum of One hundred pounds and upwards already expended thereon, so that the whole sum expended thereon, in addition to the expenditure already made, shall amount to Fifty pounds.

A sum not to exceed Ten pounds, to be 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, in lieu of the grant for the same purpose made during the last Session.

10l Canal George's Harbor.

One hundred and fifteen pounds thirteen shillings and ten pence to Peter Smyth, Esquire, in part of monies expended by him on a Breakwater at Port Hood, in the County of Inverness, on its being made to appear to the satisfaction of the Governor in Council, that the site has been conveyed to the use of the public.

15l 13s 10d Peter Smyth.

Seventeen pounds nineteen shillings to Thomas E. Maberly, Collector of Impost and Excise at Yarmouth, being the amount of monies over-paid into the Treasury, on Seizures made by him.

17l 19s Thomas E. Maberly.

Five pounds to William Ackhurst, of Halifax, being a return of duties paid by him on decayed fruit imported from the United States, during the last year.

5l Wm Ackhurst.

Twenty pounds six shillings and three-pence to Richard Nugent, of Halifax, being a return of duties paid by him on a Printing Press imported from the United States, during the last year.

20l 6s 3d R. Nugent.

Three pounds four shillings to James A. Oliver, of Arichat, being a return of Light duties paid on the "John and Margaret," lost on her first voyage.

3l 4s J A Oliver.

Two pounds sixteen shillings to Mary Boudroit, of Arichat, being a return of Light duties paid on the "Stella Maria," lost on her first voyage.

2l 16s M Boudroit.

Twelve pounds ten shillings to Reuben Spinney, of Argyle, for duties performed as a Seizing Officer, and for boarding vessels during the past year.

12l 10s R Spinney.

Two pounds to Donald McDonald, of Guysborough, being the amount of Treasury Notes destroyed by fire while in his possession.

2l D McDonald.

One hundred and fifty seven pounds two shillings and nine 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, viz :

157l 2s 9d Transient Paupers.

To the Overseers of the Poor for the first Section of the County of Pictou	£12	0	0	
Do. do. second do.	0	15	0	
Do. do. third do.	1	15	0	
Do. do. fourth do.	1	6	3	
Do. do. fifth do.	3	0	0	
Do. do. sixth do.	0	15	10	
Do. do. seventh do. for Doctor Johnston,	3	6	6	
To Dr. Muir, of Truro,	2	0	0	
Joseph Barnhill, Truro,	0	12	6	
Dr. Thomas O. Geddes,	6	1	6	
Overseers of Poor for Dorchester, County of Sydney,	19	11	9	
" Township of River Philip,	8	18	4	
" Township of Cornwallis,	16	3	7	
" Township of Clements,	8	15	10	
" Township of Digby, 1st Section,	1	13	1	
" Shelburne, Section No. 1,	3	10	0	
" Do. No. 2,	8	17	2	
" Do. No. 3,	0	12	6	
" Do. No. 4,	1	5	0	
" Do. No. 5.	4	10	0	
" Granville,	17	9	0	
" Horton, for E. Caldwell,	£21	6	9	
" " Doctor Borden,	1	5	2	
" " Doctor Brown,	0	12	6	
Doctor Cooke, of Pictou,	23	4	5	
Overseers of Poor for District of Maxwelton,	2	0	0	
	8	19	6	

11 17s 6d W O Heffernan.

One pound seventeen shillings and six-pence to W. O. Heffernan, of Guysborough, pursuant to the Report of the Committee on Public Health and Sick Immigrants.

30l 8s 9d S Donovan.

Thirty pounds eight shillings and nine-pence to Simon Donovan, of Arichat, for expenses incurred by him in relieving a body of distressed Immigrants landed from the Schooner "Barbara Ann," in the year One thousand eight hundred and forty-nine, pursuant to the Report of the same Committee.

17l 3s 3d L McDonald.

Seventeen pounds three shillings and three-pence to Lauchlin McDonald, of Bras d'Or, Cape-Breton, pursuant to the Report of the same Committee.

44l 1s 2d Board of Health Barrington.

Forty-four pounds one shilling and two-pence to be at the disposal of the Governor, to pay the following expenses incurred by the Board of Health at Barrington, to be distributed by the Board, pursuant to the Report of the same Committee, viz :

David Powell,	£5	0	0
Thomas O. Geddes,	10	15	9
Samuel Watson,	1	0	0
William Snow,	1	6	11
Moses Keeling,	10	0	0
Josiah Coffin,	0	7	6
James Murphy,	0	5	0
Josiah Snow, Senr.	12	8	9
Edward Smith,	0	17	6
William Watt,	0	10	0
John Fells,	0	12	6
Mrs. Patterson,	0	2	3
Mark Amero,	0	15	0

£44 1 2

6l Dr Hoffman.

Six pounds to Doctor Matthias Hoffman, of Halifax, for visiting Ships of War as Health Officer, pursuant to the Report of the same Committee.

26l 5s 11d Board of Health Halifax.

Twenty-six pounds five shillings and eleven pence, to be at the disposal of the Governor, to pay the following expenses incurred by the Board of Health in Halifax in the case of David Jones, a sick Immigrant, pursuant to the Report of the same Committee, viz. :

To Doctor Hoffman, Health Officer,	£10	10	0
Isabel McDonald,	7	10	0
R. W. Fraser & Co.	8	5	11

£26 5 11

1106l Penitentiary.

One thousand one hundred and six pounds to the Board of Public Works, to defray the expense of the Provincial Penitentiary for the present year.

100l Jas Whitney.

One hundred pounds to James Whitney, of Saint John New-Brunswick, for carrying the Mails between Digby and Saint John during the past year, pursuant to the Report of the Committee on Post Office affairs.

2l 9s Mail Contractor.

Two pounds nine shillings, to be at the disposal of the Governor, to enable him to make additional compensation to the Contractor for carrying the Mail from the Gore to Maitland, during his Contract, pursuant to the Report of the same Committee.

l Mail Communication, Hants.

Seven pounds, to be at the disposal of the Governor, to enable him to extend the Mail Communication from Newport Post Office to Newport Landing, in the County of Hants, pursuant to the Report of the same Committee.

10l Mail Communication, Truro.

Ten pounds, to be at the disposal of the Governor, to enable him to extend the Mail Communication from Maitland to Truro, pursuant to the Report of the same Committee.

A sum not to exceed two hundred pounds, to be at the disposal of the Governor, to enable him to provide for the conveyance of the Mails across the Bay of Fundy during the present year: provided the same are forwarded twice a week for eight months, and once a week for four months, pursuant to the Report of the same Committee.

200*l* Mails, Bay of Fundy.

Twenty-five pounds, to be at the disposal of the Governor, for obtaining the conveyance of a Mail or Mails, under the direction of the Post Office, between Lower Horton and Parrsborough, pursuant to the Report of the same Committee.

25*l* Mails, Horton and Parrsborough.

Four pounds, to be at the disposal of the Governor, to enable him to pay to William Brown and Augustin F. Comeau, the sum of Two pounds each, for their services, during the past year, in keeping Way Offices in the Township of Clare, pursuant to the Report of the same Committee.

4*l* William Brown and A F Comeau.

Seven hundred and ninety-eight pounds one shilling and three-pence, to be at the disposal of the Governor, to re-pay advances made from the Treasury for Public Printing, and to defray the amounts still due therefor, pursuant to the Report of the Committee on that subject, viz:

798*l* 1*s* 3*d* Public Printing.

Advanced on Vote of Credit of last Session, £500 0 0

Due to Richard Nugent, balance, 36 7 2

William Annand, 38 18 4

A. Grant, 0 18 9

John Munro, 1 1 0

English & Blackadar, 2 10 0

J. S. Thompson, Queen's Printer, balance, 218 6 0

£798 1 3

Fifty pounds, to be at the disposal of the Governor, to be expended in affording relief to the coloured population of the County of Halifax, by purchasing seed or provisions, as circumstances may require.

50*l* Coloured population, Halifax.

Eighty pounds, to be at the disposal of the Governor, to purchase seed for distribution among the coloured population in the Counties of Hants, Queen's, Yarmouth, Guysborough, Annapolis, Sydney, Shelburne, and Digby, to the amount of Ten pounds in each County.

80*l* Coloured population, Hants, &c.

Twenty pounds to John Fuller, Esquire, Sheriff of Richmond, in full for services performed by him for the Province, pursuant to the Report of the Special Committee on that subject.

20*l* John Fuller.

Ten pounds to Alexander Chisholm, of Antigonish, to enable him to exhibit and test certain Mathematical Instruments invented by him, and which he is desirous of submitting to a Committee of the House of Assembly.

10*l* Alex Chisholm.

Ten thousand pounds, to be at the disposal of the Governor, to be expended on the Great Roads during the present year, viz.:

10,000*l* Great Roads.

For the County of Halifax, £1200

Colchester, 700

Cumberland, 800

Hants, 700

Kings, 450

Annapolis, 500

Digby, 600

Yarmouth, 350

Shelburne, 400

Queens, 400

Lünenburg, 650

Pictou, 700

Sydney, 250

For

For the County of Guysborough,	£350
Inverness,	580
Cape Breton,	580
Richmond,	310
On the road from New Glasgow to Antigonish, on the new line of road by Marshy Hope,	480
	£10,000

Sums to be expended  
on Roads and  
Bridges.

The following sums for the several Roads and Bridges in the several Counties of this Province, to be applied and expended agreeably to a Resolution of the House of Assembly, passed on the third day of April, One thousand eight hundred and fifty-one, and agreed to by the Legislative Council, viz :

1000/ Yarmouth.  
1000/ Digby.  
1000/ Sydney.  
1000/ Guysborough.

One thousand pounds for the several Roads and Bridges in the County of Yarmouth.  
One thousand pounds for the several Roads and Bridges in the County of Digby.  
One thousand pounds for the several Roads and Bridges in the County of Sydney.  
One thousand pounds for the several Roads and Bridges in the County of Guysborough.

1000/ Queen's.  
1000/ Richmond.

One thousand pounds for the several Roads and Bridges in the County of Queen's.  
One thousand pounds for the several Roads and Bridges in the County of Richmond.

1520/ Halifax.

One thousand five hundred and twenty pounds for the several Roads and Bridges in the County of Halifax.

1400/ Hants.

One thousand four hundred and twenty pounds for the several Roads and Bridges in the County of Hants.

1330/ Inverness.

One thousand three hundred and eighty pounds for the several Roads and Bridges in the County of Inverness.

1460/ Cape-Breton.

One thousand four hundred and sixty pounds for the several Roads and Bridges in the County of Cape-Breton.

1100/ King's.

One thousand one hundred pounds for the several Roads and Bridges in the County of King's.

1460/ Pictou.

One thousand four hundred and sixty pounds for the several Roads and Bridges in the County of Pictou.

1200/ Colchester.

One thousand two hundred pounds for the several Roads and Bridges in the County of Colchester.

1200/ Cumberland.

One thousand two hundred pounds for the several Roads and Bridges in the County of Cumberland.

1240/ Lunenburg.

One thousand two hundred and forty pounds for the several Roads and Bridges in the County of Lunenburg.

1040/ Annapolis.

One thousand and forty pounds for the several Roads and Bridges in the County of Annapolis.

30/ Chas. E. Ratchford.

Thirty pounds to Charles E. Ratchford, proprietor of the Female Seminary at Amherst, to aid him in maintaining that establishment—to be paid when it shall appear to the satisfaction of the Governor in Council, that six Female Teachers (if the Commissioners of Schools for the County of Cumberland shall provide that number) are receiving instruction therein free of charge, in the English Branches of Education, so as to fit them to take charge of superior Schools for female education.

45/ 10s 7d. Compensation for damages

Forty-five pounds nineteen shillings and seven-pence, to be at the disposal of the Governor, for the purpose of paying the following sums, being one-half of the respective amounts agreed upon between the Commissioners and parties, as compensation for damages to land on the road from Annapolis to Digby, commencing at Smith's Creek and ending near the Little Jogging, viz :

To Mrs. Snow,  
Jacob Cassett,

3 1 6  
1 0 0

To

To Lewis Cassett,	£1	5	7
Ebenezer Rice,	1	13	9
James Pool,	1	10	9
Asa Pool,	1	10	9
John B. Rice,	1	7	6
Jonas Rice,	1	10	0
John L. Potter,	1	5	0
Thomas Potter,	1	5	0
James Hardy,	1	5	8
Aaron Hardy,	2	6	3
Benjamin Hardy,	1	8	1
John Sulis,	1	5	0
John Hunt,	1	11	3
Ambrose Cassett,	2	12	6
Robert Woodman,	7	3	9
James H. Roop,	7	17	6
Joseph Francis,	2	16	0
William Smith,	2	3	9
	£45	19	7

Four hundred and thirty-one pounds nine shillings and eight-pence, to be at the disposal of the Governor to repay the following advances made from the Provincial Treasury.

431 9s 8d Advances from Treasury.

1850. Central Board of Health, contingent expenses for 1849,	£33	15	8	
Ordnance Department, Halifax, for Powder supplied for Centenary Celebration, 1849,		8	14	1
S. P. Fairbanks, pursuant to a Resolution of Assembly,	100	0	0	
J. G. McKenzie, for examining and reporting on claims for road compensation, Boulardrie,		17	10	0
Salter & Twining, for conveyance of 121 passengers in Brig Vixen, from Halifax to Boston, including provisions and head money,	160	5	0	
Bruce McDonald, and others, attendance and expences of shipwrecked Immigrants,		15	19	0
George Lewis, Sydney, C. B. for passages of Captain and Crew of Bark "Jane Thomson," of Sunderland, from St. Pierre to Sydney, in all, seven men,		14	0	0
D. McCulloch, Secretary to the Board of Statistics, for expense of forwarding Census Blanks to the Clerks of the Peace,	£4	0	3	
Receiver General, to pay for advertising rewards for discovery of Sir John Franklin,		6	12	0
J. B. McDonald, for relief of distressed Immigrants from Liverpool,		3	3	8
Dr. Gesner, for relief of destitute Indians,		50	0	0
C. W. Fairbanks, for Plan and Report on Arisaig Pier, by order of Government,		17	10	0
	£431	9	8	

Sixty-two pounds ten shillings to John F. Muncey, for expenses incurred by him in the maintenance and removal of the crew of a vessel wrecked on the Magdalen Islands.

62 10s J F Muncey.

Eighteen pounds ten shillings, to be at the disposal of the Governor, to pay the following amounts in full of claims by the parties for damage done by the opening of roads

18 10s Damage to Lands, Pictou.

roads through their lands in the County of Pictou, pursuant to the Report of the Committee on that subject.

George Munro,  
Donald Douglas,  
William Pyle,

£1 10 0  
7 0 0  
10 0 0

£18 10 0

51 13s 2d Provincial  
Superintendent  
Education.

Five pounds thirteen shillings and two-pence to the Provincial Superintendent of Education, being the excess of Postage incurred by him over the sum allowed for that purpose for the past year.

70l Portland Con-  
vention.

Seventy pounds, to be at the disposal of the Governor, to defray the proportion agreed to be paid by this Province towards the expenses of the Convention held at Portland, in the State of Maine, in July last, on the subject of the European and North American Railway.

71 5s John Patter-  
son.

Seven pounds five shillings to John Patterson, of Amherst, for rent of premises occupied as the office of the Electric Telegraph, at Amherst, pursuant to the Report of the Committee on that subject.

15l Rich. Meagher.

Fifteen pounds, to be at the disposal of the Governor, to assist Richard Meagher in acquiring a Trade in the Workshop of the Institution for the Blind at Eastport.

98l 10d James Black.

Ninety-eight pounds and ten-pence to James Black, of Gay's River, (in lieu of the amount granted to him during the last Session) for money fraudulently obtained from the Savings' Bank, pursuant to the Report of the Committee.

700l Commissioners  
Consolidating Sta-  
tutes.

Seven hundred pounds to the four Commissioners who have revised and consolidated the General Statutes of the Province, in full for their services, and for all outlays and expenditures for assistance and stationery, and for all engrossing up to the present time.

150l Proof Sheets,  
&c.

One hundred and fifty pounds, to be at the disposal of the Governor, to be expended as compensation in full for comparing proof sheets, affixing marginal notes, and making indexes and tables of contents for the Revised Statutes, and separate volume of private Acts, and for all stationery and contingent expenses connected with such services, and generally for superintending the printing and publication of such works.

100l Teacher's Insti-  
tutes.

One hundred pounds, to be at the disposal of the Governor, to meet the expenses attendant on the holding of Teachers' Institutes by the Provincial Superintendent during the present year, to pay the expenses of poor Teachers attending such Institutes, and to purchase additional supplies of School Books for poor Scholars, to be expended by the Superintendent.

50l C W & L Fair-  
banks.

Fifty pounds to Charles W. and Lewis Fairbanks, for their expenses, travel and services performed during the months of August and September last, in exploring and surveying for a Canal at St. Peters, and making Report and Plans thereon, and for attendance before the Committee on that subject.

10l Buoys, Pubnico  
Harbour.

Ten pounds, to be at the disposal of the Governor, to replace the Buoys in Pubnico Harbor and Cochewith Passage, in the County of Yarmouth.

17l 2s 6d G E Jean.

Seventeen pounds two shillings and six-pence to George E. Jean, Esquire, of Arichat, pursuant to the Report of the Committee.

100l Jonathan Ar-  
chibald.

One hundred pounds to Jonathan Archibald, of Musquodoboit, as full compensation for losses and expenses sustained and incurred by him, in consequence of not obtaining from the Government in the year One thousand eight hundred and forty-six, or subsequently, a grant of land at the mouth of Liscomb's River, under the circumstances mentioned in the Report of the Special Committee on that subject, presented during the last Session.

20l Registrar Court  
of Chancery.

Twenty pounds to the Registrar of the Court of Chancery, for his services in preparing and making Returns as required by a Resolution of the House during the present Session.

Seventeen



Seventeen pounds thirteen shillings and nine-pence, to the Registrar of the Court of Vice Admiralty, at Halifax, for his services in preparing and making Returns as required by a Resolution of the House during the present Session.

177 13s 9d Registrar  
Court of Vice Ad-  
miralty.

Twelve pounds ten shillings to Doctor Robert Leslie, Health Officer at Annapolis, for medical services performed by him in the year One thousand eight hundred and forty-nine, upon Cholera patients, under an order from the Board of Health,

127 10s Doctor Robt.  
Leslie.

Two hundred pounds, to be at the disposal of the Governor, to repay the sum of One hundred and fifty pounds already advanced from the Treasury, to the Provincial Commissioners for the Industrial Exhibition, and to pay the Commissioners as well the sum of Twenty-one pounds seventeen shillings and three-pence now due them, as any further outlay which may be unavoidably incurred.

2007 Commissioners  
Industrial Exhi-  
bition.

Five hundred pounds, to be at the disposal of the Governor, for the purpose of employing a suitable vessel, in addition to the Daring, to cruise on the coasts of this Province for the protection of the Fisheries.

5007 Protection of  
Fisheries.

Two thousand pounds, to be at the disposal of the Governor, to be employed in encouraging the prosecution of the deep sea Mackerel Fishery, in such manner and under such regulations as may, by His Excellency in Council, be deemed advisable.

20007 Mackerel  
Fishery.

Three hundred and forty-five pounds, to be at the disposal of the Governor, to be employed in payment of the officers appointed to perform the duties of Controllers of Customs in such of the undermentioned ports as he may think fit, viz.:—Antigonishe, Argyle, Barrington, Beaver River, Cape Canso, Ship Harbor, Joggins, Maitland, Horton, Port Hood, Pubnico, Port Medway, Ragged Islands, Westport, Wallace, Weymouth, Walton, Cornwallis, Shelburne, St. Mary's River, Wilmot, Cumberland, and Annapolis; but no officer shall receive a larger sum than Fifteen pounds for such service.

3457 Controllers of  
Customs.

Ninety-two pounds three shillings and eight-pence to the Central Board of Agriculture, to enable them to advance the objects of the Board, pursuant to the Report of the Committee on Agriculture.

927 3s 8d Central B.  
Agriculture.

A sum not exceeding One hundred pounds, at the disposal of the Governor, to be expended in employing a person at each port of entry in the Province, to obtain from masters of vessels their receipts for Consular Fees paid in the ports of the United States on each voyage.

1007 Consular Fees.

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 as directed in the Report of the Committee on that subject, made during the present Session.

3007 Reporting, &c.  
House of Assem-  
bly.

One thousand three hundred and fifty pounds to the Commissioners of the Poor in Halifax, for the support of the Transient Poor for the present year.

13507 Commission-  
ers Poor, Halifax.

A 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 aid 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.

5107 Oat Mills and  
Kilns.

Five hundred pounds, to be 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. Three

5007 Sch. "Daring."

- 300*l* Indians. Three hundred pounds, at the disposal of the Governor, for the benefit of the Indians, for the present year.
- 329*l* 2*s* 8*d* Commissioners Public Buildings. Three hundred and twenty-nine pounds two shillings and eight-pence to the Commissioners of Public Buildings, to defray the balance of expenses incurred by them during the last year.
- 40*l* Revenue Boat, Sydney. Forty pounds, to be at the disposal of the Governor, to enable him to continue a suitable Revenue Boat at or near Sydney, Cape-Brton.
- 30*l* Revenue Boat, Pictou. Thirty pounds, to be 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.
- 23*l* Robert Stone. Twenty-three pounds, to Robert Stone, additional, for his services as Revenue Officer at Wilmot, for the past year.
- 15*l* Margaret Nickerson. Fifteen pounds, to Margaret Nickerson, to assist her in keeping a House of Entertainment for Travellers, on the road between Shelburne and Barrington.
- 15*l* Rebecca Langley. Fifteen pounds, to Rebecca Langley, to assist her in keeping a House of Entertainment for Travellers, on the road between Musquodoboit and Saint Mary's.
- 50*l* Adjutant and Q M Generals, Militia. Fifty pounds, to be at the disposal of the Governor, to enable him to pay 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.
- 994*l* 6*s* 5*d* Expenses Legislative Council. Nine hundred and ninety-four pounds six shillings and five-pence, to defray the expenses of the Legislative Council for the present year.
- 230*l* 19*s* 6*d* A & W McKinlay. Two hundred and thirty-nine pounds nineteen shillings and six-pence, to A. & W. McKinlay, in full of their account for Stationery and Binding for the House of Assembly during the last year.
- 209*l* 17*s* 7*d* Clerk of Assembly. Two hundred and nine pounds seventeen shillings and seven-pence, to the Clerk of the House of Assembly, to defray the 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.
- 15*l* Speaker H A for Books. Fifteen pounds to the Honorable the Speaker, to enable him to procure Books and Publications necessary for conducting the business of the Assembly.
- 10*l* each, Chairmen of Committees. Ten pounds each to the two Chairmen of the Committees of Bills and Supply, for their services for the present Session.
- 100*l* each, Clerk and Assistant, H A. One hundred pounds, each, to the Clerk and Clerk Assistant of the House of Assembly, for their extra services during the present Session.
- Postage Public Departments. Such sum to be 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.
- 250*l* Sec'y Lieut Governor. Two hundred and fifty pounds, sterling, to the present Lieutenant-Governor, for a Private Secretary for the present year.
- 460*l* Salaries Clerks Prov. Secretary's Office. 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.
- 100*l* Stationery, &c. Pro. Sec. Office. A 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.
- 30*l* Fuel and Criers of Courts. 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.
- 80*l* Clerk of Crown. Eighty pounds, sterling, to the Clerk of the Crown in the Supreme Court for this Province, for his services for the present year.
- Allowances to Educational Institutions continued. II. The allowances now made to the Collegiate and Academical Institutions, (other than King's College, Windsor) shall be continued under the existing conditions, for the period of one year only.

III. In the event of the Bill for discontinuing the grant to King's College, Windsor, passed by the House of Assembly, during the present Session, going into operation, the sum of Two hundred and fifty pounds shall be granted and paid to the Governors of that Institution towards its support, during the present Session.

250*l* Governors  
King's College.

IV. The sum of five hundred pounds a year, for three years, is hereby granted and placed at the disposal of the Governor, to aid the Halifax and Annapolis Steam Navigation Company in their undertaking—to be drawn and applied when it shall appear to the satisfaction of the Governor in Council that the Company have kept a Steamer, of not less than ninety horse power, employed on the line between Halifax and Bridgetown, touching at Lunenburg, Liverpool, Shelburne, Yarmouth, Westport, Digby and Annapolis, three times a month, for six months, and twice a month for three months, in each year. The performance of the above conditions to be dispensed with in the winter months, whenever ice or winter storms shall prevent the performance of the service.

500*l* Steam Naviga-  
tion Company.

V. The sums following are hereby granted and placed at the disposal of the Governor, towards payment of the interest on the Capital Stock of the Saint Peter's Canal Company, now incorporated by Law of this Province, viz :

Sums granted St  
Peter's Canal  
Company

Six hundred pounds, annually, for the years One thousand eight hundred and fifty-two, and One thousand eight hundred and fifty-three.

Five hundred pounds, annually, for the then following six years, ending with the year One thousand eight hundred and fifty-nine; and

Three hundred pounds, annually, for the then ensuing seven years, ending with the year One thousand eight hundred and sixty-six.

But no part of the monies hereby granted shall be drawn from the Treasury until such Canal shall be completed, of a suitable width, and of the depth of fifteen feet from the average surface level of the Bras d'Or Lake; and provided also, that such annual sums respectively shall not be paid to the Company until the returns therefrom, after deducting the working expenses and allowances for repairs, fail to yield to the Shareholders a dividend of six per cent. on the Capital paid up; and that only so much of the grants, and no more, shall be drawn from the Treasury as may be required to yield annually a dividend of six per cent. on such paid up Capital; and provided also, that the Company shall render once in every year, and at least ten days before the meeting of the Legislature, an account of their tolls and expenditures, received and paid, duly certified, under oath, by the proper officers, in order that the same may be submitted to both Branches of the Legislature.

Monies not be drawn  
from Treasury un-  
til Canal is com-  
pleted.

Proviso.

VI. The sum of One hundred pounds, granted in the year One thousand eight hundred and forty-seven to aid in opening an Outlet from a Lake to improve the shelter at the Breakwater at Whale Cove, Clare, and remaining undrawn, shall be applied in repairing and improving the Breakwater.

100*l* Breakwater.

VII. The sum of Five pounds, granted in the last Session for repairing the Road from the Lime Rock to George Haterson's, Green Hill, in the County of Pictou, and now remaining undrawn, shall be expended in repairing the road from Mill Brook to the New Gairloch Church.

5*l* Road from Mill  
brook to new Gair-  
loch Church.

VIII. The sum of Five pounds, granted in the Session of One thousand eight hundred and forty-nine to repair the Road laid out from or past Anderson's Barn, in the County of Pictou, to Carriboo River, through Paul McKenzie's, remaining undrawn, shall be appropriated in repairing the Road from Ruddock's Mill, Carriboo, to Cape John road, and assisting in cutting the hill at Brace's.

5*l* Road from Rud-  
dock's mill to C  
John road.

IX. The sum of Five pounds to Donald McLaughlin, and Nine pounds one shilling and two pence to James Harris, advanced for the Road Service of the County of Richmond in One thousand eight hundred and fifty, shall be charged against the sum of "Five Pounds reserved," and "Ten pounds for building a bridge over Salmon River,"

5*l*. D. M. Lauchlan  
and 9*l* 1*s* 2*d* Jas  
Harris.

as stated in the Road Scale of that County for the year One thousand eight hundred and fifty.

Commissioners to  
pay Samuel Rich-  
ardson sum due  
him.

X. The Commissioners of Schools for the County of Cape Breton are hereby directed to pay to Samuel Richardson, late Teacher of the Academy at Sydney, out of the Common School fund for the present year, the sum due to him as reported by the Committee of the House of Assembly on the subject of Education during the last Session, the correct balance to be adjusted by the Trustees of the Academy, in accordance with the principles laid down in that report.

127 10s H DeBlois.

XI. The Commissioners of Schools for the County of Annapolis are hereby authorised out of the monies granted for the support of Schools in that County for the past year, to pay to Henry DeBlois the Teacher of the Grammar School at Annapolis, the sum of Twelve pounds ten shillings for his services during the past year, pursuant to the Report of the Committee on Education.

Commissioners to  
pay G McDonald  
balance due him.

XII. The Commissioners of Schools for the western portion of the County of Hants, are hereby authorised to pay to George McDonald, the Teacher of the Grammar School at Newport, the balance in their hands from the grant for such Grammar School, for his services up to the thirty-first day of October last, in accordance with the Report of the Committee on Education.

Commissioners to  
pay Man. Infant  
School, Pictou.

XIII. The Commissioners of Schools for the County of Pictou are hereby authorised, out of the monies granted for the support of Schools for that County during the past and present year, to pay to the Managers of the Infant School at Pictou, such sum as they may see fit, if the School has been and shall continue to be conducted to their satisfaction.

107 Road Mills'  
Village.

XIV. The sum of Ten pounds granted in the Session of One thousand eight hundred and fifty, on the road from William Hill's to Tumbling Dam, in Queen's County, and remaining undrawn, shall be expended on the road from Mill's Village, up the western side of the River.

1407 Roads Cape  
Breton.

XV. The sum of One hundred and forty pounds, viz : under Commissions number twenty-one, Sixty pounds ; number twenty-two, forty-pounds, and number twenty-three forty pounds, granted last Session for the repair of Roads and Bridges in the County of Cape-Breton, and undrawn, shall be expended on the Post Road from the County Line at Boylan's Brook to Ross' Ferry, at Boulardrie, and thence to Middle River, in the present year.

Drawback Officers'  
Wines.

XVI. 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.

Casualty vote.

XVII. If any of the Bridges on 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 re-build 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 favor 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.

Allowance to Mem-  
bers.

XVIII. The sum of One pound per day shall be granted and paid 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—but no Member shall receive pay for more than forty days attendance.

XIX.

XIX. No sums hereinbefore granted for aid to any Breakwater, Wharf or Pier, shall be drawn from the Treasury until it shall appear to the satisfaction of the Governor in Council, that the parties interested in, or applying for aid to such work, have subscribed and expended thereon at least three times the amount so granted, in addition to such grant, so that the whole amount expended on such work shall amount to four times the amount so granted, unless otherwise herein provided, and that the site thereof has been conveyed for the use of the public.

Sums allowed to  
Breakwaters, &c.

## CAP. II.

### An Act to extend the Elective Franchise.

(Passed the 7th day of April, A. D. 1851.)

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

I. Every Elector in any Election of Members to serve in General Assembly hereafter to be held in this Province, shall be a Male, twenty-one years of age, and be qualified as is by Law now required, or shall have been assessed for, and paid, in the year next preceding such Election, Poor or County Rates, in the County for which he shall vote ; and every such person shall be entitled to vote for the County and the Township within the County in which his assessment shall have been enrolled.

Qualification of  
Electors.

II. If any Assessor of Poor or of County Rates shall knowingly assess any person not legally liable for such Rates, or knowingly omit to assess any person who is legally liable therefor, he shall be guilty of a misdemeanour, and be punished by fine, not less than Ten pounds, or imprisonment, at the discretion of the Court.

Penalty for illegal  
assessment.

III. It shall be the duty of every Collector of County Rates to return to the Clerk of the Peace the Assessment Roll furnished him, and to certify thereon the names of all such persons as have paid their Rates, whether voluntarily or under Warrant of Distress. The return of the assessment for the year One thousand eight hundred and fifty, shall be made within sixty days from the passing of this Act, and of the assessments for the present and succeeding years, within thirty days after the time now allowed by Law for making such Returns, under a penalty of Ten pounds.

Collector to return  
assessment Roll to  
Clerk of Peace.

IV. It shall be the duty of every Collector of Poor Rates to return to the Overseers of the Poor the list furnished to such Collector, and to certify thereon the names of all such persons as shall have paid their Rates, whether voluntarily or under Warrant of Distress. The Returns of such Rates as have been paid during the year One thousand eight hundred and fifty, and for the same year, or for any part thereof, shall be made within sixty days from the passing of this Act, and filed by the Overseers with the Clerk of the Peace forthwith, under a penalty of Ten pounds ; and the Returns for the present or any subsequent year, or portion of a year, shall be made within thirty days after the time now allowed by Law for making such Returns, under a penalty of Ten pounds ; and the Overseers shall file such Returns with the Clerk of the Peace within thirty days thereafter, under a like penalty.

Collector of Poor  
Rates to return  
List to Overseers  
of Poor.

V. Whenever an Election is to be held for a County or Township, and the presiding officers are duly appointed for the several Electoral Districts therein, the Clerk of the Peace shall deliver to the Sheriff, who shall distribute to each presiding officer, copies of such Returns of the payment of County and Poor Rates within the year next preceding, by the parties assessed therefor, within the Township or Townships, place or places, wherein such Electoral District is situate, which copies shall be sent by the presiding officer, along with his Return, to the Sheriff ; and every presiding officer and Clerk of the Peace shall forfeit Ten pounds for every neglect of such duty.

Clerk of the Peace  
to deliver to Sher-  
riff copies of Re-  
turns of Poor and  
County Rates,  
when an Election  
is to be held.

Persons certified on such Return to have paid their Poor and County Rates, or producing Receipts thereof, qualified to vote, &c.

VI. Any person tendering his vote at such Election shall be held qualified to vote in the Electoral District in which he resides, who shall be certified on such Returns to have paid his County Rates for the year next preceding, or the Poor Rates for any part of such year, on making oath, if required by a Candidate or his agent, that he is twenty-one years of age, or upwards, and is the same person rated, and that he resides in such District; or who, not being so certified, shall produce a Receipt for such Poor or County Rates, signed by the Collector thereof, and shall deliver such Receipt to the presiding officer, and further, shall make oath, if required by a Candidate, or his agent, that he is twenty-one years of age, and is the same person rated, and that he resides in such District; and such persons shall be marked in the Poll Book as having claimed a right to vote as Rate-payers, and if such oath shall be administered, as having been sworn.

CAP. III.

An Act to provide for the Erection of a Court House in Halifax.

(Passed the 7th day of April, A. D. 1851.)

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

Grand Jury to present sums of money for Court House.

I. The Grand Jury of the County of Halifax shall present, and the Court of Sessions shall confirm, Two-thirds of such sums of Money as may be necessary for the Erection of a Court House in the County of Halifax, as hereinafter mentioned, as well as for providing a Site therefor.

Building to be erected on Poor House Burying Ground.

II. Such Building shall be erected on the Site known as the Poor House Burying Ground, in the City of Halifax, if the same can be obtained for the purpose, and shall be of Stone or Brick, at the option of the Grand Jury and Sessions, or of the Supreme Court, if they shall neglect to act as hereinafter mentioned.

Grand Jury and Sessions to procure plans, &c.

III. The Grand Jury and Sessions shall cause to be procured, Plans for the erection of the Building, and after the same have been subjected to the inspection of, and have been approved by, the Governor in Council, shall proceed to the erection and finishing of the Building.

Rooms to be contained therein.

IV. The Court House shall contain Two Rooms for the Supreme Court, with such Robing and Jury Rooms as may be necessary; an Apartment for the Law Library, Offices for the Prothonotary, and Registrar in Chancery, (whenever it may be necessary for them to remove from the Rooms in the Provincial Building now occupied by them) and Apartments for the Keeper of the Building.

Chancery and Vice Admiralty to have use of Supreme Court Room therein.

V. The Courts of Chancery and Vice Admiralty shall have the use of the Court Rooms and other Apartments in the Building, as may be required, but not so as to interfere with the occupation thereof by the Supreme Court; and the Probate and other Courts may also use them, when not otherwise in use, as may be permitted by the Governor in Council.

One-third of cost to be paid out of public funds.

VI. One Third of the cost of the Site and Building shall be paid out of the Public Funds.

If Grand Jury and Sessions neglect Supreme Court to amerce.

VII. In case the Grand Jury and Sessions at their June Term shall not make arrangements for procuring the Plans and Site, erecting the Building, and Assessing therefor with all convenient speed, the Site shall be purchased under the direction of the Supreme Court, who shall also order the Plans, and whenever the same are approved by the Governor in Council, shall amerce the County for Two-Thirds of the sum necessary to erect and finish the Building, and shall proceed to erect and finish the same.

## CAP. IV.

## An Act to divide the County of Cape-Breton, and to regulate the Representation thereof.

(Passed the 7th day of April, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council, and Assembly, as follows :

I. The present County of Cape-Breton shall be divided into two Counties, to be called the County of Cape-Breton, and the County of Victoria.

Cape-Breton to be divided into two Counties.

II. The County of Cape-Breton shall comprise all that part of the present County of Cape-Breton to the southward of a line commencing at the entrance of a large Stream that falls into the sea, about three miles to the westward of point Anconi, at the eastern extremity of the Island of Boulardrie, and following the middle of the Stream upwards until it intersects the present highway between the great and little Bras d'Or ; thence running parallel to the rear line of the front lot on the north side of Boulardrie to the eastern extremity of Island Point, on the south side of Boulardrie, in a direction by the magnet due south ; thence due south by the magnet to the middle of Little Bras d'Or channel ; thence up the middle thereof westerly to the middle of the Strait of Barra ; thence following the mid channel thereof to the western end of the Strait ; thence in a direct line to the line at or near Point Malagawatchkt that now separates the County of Cape-Breton from the County of Inverness ; and the County of Victoria shall comprise the remainder of the present County of Cape-Breton, that is to say, all that part thereof to the northward of the line above described.

Division of Counties of Cape-Breton and Victoria.

III. After the Dissolution of the present General Assembly, and at the calling of any new General Assembly, the Governor shall issue Writs for the Election of Members to serve in such new General Assembly for the Counties of Cape-Breton and Victoria respectively, viz : for the County of Cape-Breton one Member, for the Township of Sydney one Member, and for the County of Victoria two Members.

After dissolution of present General Assembly Governor to issue Writs for election of Members.

IV. Such of the Electoral Districts of the present County of Cape-Breton as shall be wholly within the County of Cape-Breton, as hereby established, shall be the Electoral Districts of the County of Cape-Breton ; and such of the Electoral Districts as are wholly within the County of Victoria shall be the Electoral Districts of the County of Victoria. Such part of the Island of Boulardrie as is within the County of Cape-Breton, as hereby established, shall constitute an Electoral District in such County, and the Polling place shall be at or near Patrick Howley's, at Alice Bridge ; and such part of the Island as is within the County of Victoria shall constitute an Electoral District in that County, the Polling place whereof shall be at or near Alexander Munro's School House, Boulardrie.

Electoral Districts of Cape-Breton and Victoria.

V. When this Act shall come into operation, and until new Commissions or Appointments shall be issued or made, all such Judges, Justices, or other Officers, as are or may be appointed for the present County of Cape Breton, and be in office and be resident in the new County of Cape Breton as hereby created, shall be Judges, Justices, and Officers of such new County. All such Justices and other Officers as are or may be appointed for the present County of Cape Breton, and be then in office and resident in the new County of Victoria, shall, until a new Commission or Appointment as aforesaid, be Justices and Officers for the new County of Victoria, in the same manner to all intents and purposes as if they had been respectively commissioned and appointed for the new County in which they shall be so resident when this Act shall come into operation. Until the new County of Victoria shall have been provided with a Jail, the Jail of the present County of Cape Breton shall be the Jail of the new County of Victoria ; and until a new Sheriff for the County of Victoria shall be

Judges, Justices, &c. at present appointed, shall continue in office for the two Counties until a new commission issue.

Jail in Cape-Breton to be used for Victoria.

appointed

appointed, the Sheriff for the County of Cape Breton shall continue to act as the Sheriff of the County of Victoria, in the same manner as if this Act had not passed.

Sheriff to be appointed at Trinity Term at Halifax.

**VI.** A Sheriff for the County of Victoria shall be appointed in manner by law provided during the Trinity Term of the Supreme Court at Halifax, or at any other time during the present year, who shall continue in office until the annual appointment of Sheriffs in the year One thousand eight hundred and fifty-two.

Baddeck to be Shire Town of Victoria, and Supreme Court to sit there.

**VII.** The Town of Little Baddeck shall be the Shire or County Town of the New County of Victoria for all purposes whatsoever, and shall be hereafter called Baddeck, and there shall be held thereat, in every year after the present year, two Terms of the Supreme Court, on the third Tuesday of June and the third Tuesday of October, and one Term of the General Sessions of the Peace on the third Tuesday of November.

Custos, &c. to be appointed, and Special Sessions to be summoned when this Act shall go into operation.

**VIII.** So soon as this Act shall come into operation there shall be appointed a Custos Rotulorum, who shall appoint a Clerk of the Peace for the County. The Clerk shall forthwith upon his appointment summon a Special Sessions of the Peace to be held at Baddeck, and such Sessions shall appoint five of their number to prepare lists of persons qualified to serve as Grand and Petit Jurors, which committee shall return the lists when completed to the Special Sessions, which shall be adjourned for the purpose and out of the lists so returned the Clerk shall forthwith draw twenty-four names of persons to serve as Grand Jurors and also a list of Petit Jurors, which shall be the Jury for the Trial of Actions at the first Term of the Supreme Court, to be held at Baddeck as hereinbefore mentioned, which lists when drawn shall be signed by the President of the Sessions instead of a Judge of the Supreme Court, as in ordinary cases; and it shall be the duty of the Clerk of the Peace to summon the persons so drawn as Grand Jurors to attend at the Special General Sessions hereinafter mentioned, and such Grand Jurors shall constitute the Grand Jury of the County until the General Sessions to be held on the third Tuesday of November One thousand eight hundred and fifty two.

Grand Jurors to be appointed, &c.

**IX.** All other County and Town Officers within the County shall be appointed in manner now by Law prescribed in other Counties in the Province, and in all future cases the Grand and Petit Jurors for the County shall be drawn in the manner prescribed by Law in other Counties.

All other County and Town Officers to be appointed as in other Counties.

**X.** So soon after the Grand Jury list shall be drawn, as the Special Sessions mentioned in the Eighth Section shall direct, there shall be held at Baddeck a Special General Sessions, and at such Sessions the Grand Jury shall present and the Sessions confirm such sums as may be necessary for providing a convenient Court House and Jail for the County, and make arrangements for the erection thereof, with all convenient speed, and may also assess such further sums and perform such other acts as may be necessary for effecting the purposes of this Act and within the authority of a Court of General Sessions.

Special Sessions to be held at Baddeck and Grand Jury to present for building Court House and Jail.

**XI.** This Act shall not go into operation until Her Majesty's assent shall be signified thereto.

CAP. V.

**An Act for the regulation of the Town Marsh at Annapolis.**

*(Passed the 31st day of March, A. D. 1851.)*

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

**1.** The Grand Jury of the County of Annapolis shall annually nominate four of the Inhabitants of the Town of Annapolis, entitled to Common in the Town Marsh, out of

Grand Jury to appoint Supervisors of Town Marsh.



of whom the Sessions shall appoint two, who shall be Supervisors of such Marsh for the year then next ensuing, and shall be sworn to the faithful discharge of their duty before a Justice of the Peace.

II. The Commanding Officer of the Garrison at Annapolis for the time being, if a Commissioned Officer, shall be a third Supervisor, but if he shall not be a Commissioned Officer the Grand Jury shall nominate six persons, of whom the Sessions shall appoint three to be Supervisors.

Commanding Officer at Annapolis to be a Supervisor.

III. The Supervisors shall meet together whenever occasion may require, to make regulations for and to superintend the making and repairing of the Dikes, Aboiteaux, and Ditches of the Marsh, the making and repairing of the Fences thereof, and the appointing and payment of the Keeper thereof, and may assess every person entitled to pasturage therein, his equal proportion for the money, materials and labor requisite for such purposes.

Meetings of Supervisors to make regulations, &c.

IV. Every such person refusing or neglecting to pay the money, or furnish the materials or labor required of him by the Supervisors, shall forfeit in addition to the money and the value of the materials so assessed upon him, for every day's manual labor so assessed the sum of Four shillings, and for every day's labor of his horse or team Seven shillings and sixpence, to be recovered before a Justice of the Peace, and applied to the purpose for which the assessment was made; but no proceedings shall be had therefor, (except for disobedience of an order to strengthen or repair the Dikes in case of sudden emergency) without proof that the party assessed had received forty-eight hours previous notice to pay the money, furnish the materials, or perform the labor required.

Forfeitures for refusing to pay money, &c. required by Supervisors.

V. The Supervisors shall annually, by public advertisement posted in at least three of the most public parts of the Town, appoint the days when the Marsh shall be opened for Pasturage, and also when the Cattle shall be taken out of the Marsh in the Autumn; and shall also in such advertisement specify how many head of Cattle each Commoner shall be permitted to depasture in the Marsh for the Season.

Supervisors to publicly advertise days appointed for admission of Cattle to pasturage, &c.

VI. The Supervisors shall annually appoint a Keeper of the Marsh, who shall have power to turn out or impound the Cattle of any Commoner put into the Marsh contrary to the advertisement, or over and above the number specified therein, and who shall, in addition to his other duties, notify the Commoners personally, or by writing left at their last place of abode, to perform any duties required of them by the Supervisors under the third Section.

Keeper to be annually appointed, &c.

VII. The Supervisors shall have power to debar any Commoner from the use of the Marsh, who shall not have paid all assessments made on him by the Supervisors under the third Section, after the period of their taking office; and if any Supervisor shall not forthwith pay over to his successors any fund that may remain in his hands at the expiration of his term of office, he shall be deprived of the use of the Marsh until such funds shall be paid over.

If assessments are not paid Supervisors may debar from use of marsh.

VIII. Any inhabitant of the Town of Annapolis, not being entitled to a right of Common in the Marsh, may acquire such right by payment of the sum of Five pounds, to be applied to repairing the Dikes and other expenses of the Marsh by the Supervisors, and the person paying shall be entitled to Common in the Marsh as fully and upon the same tenure as if he had been one of the original Commoners; but no person shall in any case be entitled to more than One Share or right in the Common at one time.

Mode of acquiring right of Common in Marsh, &c. &c.

IX. The Supervisors shall keep a Book, wherein all fines, forfeitures, admission payments, and other receipts, shall be entered, and the expenditure thereof accounted for; and also a journal of their proceedings regularly kept, which book may at all reasonable times, be inspected by the Commoners free of charge, and shall be delivered by the Supervisors to their successors in office.

Supervisors to keep a record of proceedings.

X. The Supervisors during their term of office shall be exempt from any assessments or taxes of any kind for the use of the Marsh, as a compensation for their trouble.

Supervisors exempt from taxes for Marsh.

Portions of Marsh  
may be laid off for  
use of Commons,  
&c. &c.

XI. The Supervisors, with the assent of a majority of the Commoners signified in writing, shall, as often as they may consider beneficial for increasing the Pasturage, have power to lay off to each Commoner, for a period not exceeding three years at any one time, such portion of the Marsh as they may deem advisable, and the Commoners shall fence, plough, and sow the same, and at the expiration of the period so authorised by the Supervisors, the portion so allotted shall be delivered up properly seeded down with grass seed, and again thrown open to Pasturage.

Not to effect right of  
Officers of Garrison.  
33d Geo. 3, Chap. 9,  
repealed.

XII. Nothing in this Act contained shall interfere with the right of Her Majesty's Commissioned Officers of the Garrison to the use of the Marsh.

XIII. The Act Thirty-third George the Third, Chapter Ninth, is hereby repealed.

#### CAP. VI.

### An Act in amendment of an Act to enable the Halifax Water Company to construct a Reservoir on the Common of Halifax.

(Passed the 31st day of March, A. D. 1851.)

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

11th Vic. Chap. 46,  
sec. 1, repealed.

I. The first Section of the Act passed in the eleventh year of Her Majesty's Reign, Chapter Forty-six, entitled, An Act to enable the Halifax Water Company to construct a Reservoir on the Common of Halifax, is hereby repealed.

Piece of Land ap-  
propriated for use  
of Water Com-  
pany to make a  
Reservoir on the  
Common of Hali-  
fax.

II. The hereinafter piece of Land, part and parcel of the Common of Halifax, shall be appropriated for the purpose of constructing a Reservoir by the Halifax Water Company, that is to say,—all that Lot or piece of Land, situate on the Windmill Hill, on the said Common, beginning on the east side of the highway running along the west side of said Common, at the north line of the Lot reserved for Military purposes, and now marked by a Granite Post; thence east along the said north line of the said Military Ground three hundred and thirty feet; thence north at right angles with the last course and on a line parallel with the highway aforesaid, three hundred and thirty feet; thence west three hundred and thirty feet; thence parallel with the said highway southwardly to the place of beginning, comprehending with this description about two acres and one half of an acre, more or less, with the appurtenances thereof.

#### CAP. VII.

### An Act to continue and further amend the Act to Incorporate the Dartmouth Water Company.

(Passed the 31st day of March, A. D. 1851.)

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

9th Vic. Chap. 44,  
& 10th Vic. Chap.  
56, continued.

I. The Act Ninth Victoria, Chapter Forty-four, and also the Act Tenth Victoria, Chapter Fifty-six, in amendment thereof, are hereby continued, so as to enable the Company thereby established to go into operation within three years from the passing of this Act.

II.

II. So much of the third Section of the first mentioned Act as prevents the Company from being organized until one-fourth of the Capital Stock shall be subscribed, is hereby repealed; but the Company, when organized, shall not proceed with the undertaking until one-eighth part of the Capital Stock shall have been subscribed and paid in.

Part of Section  
therein repealed.

## CAP. VIII.

## An Act to amend the Act to Incorporate the Kerosene Gas Light Company.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. So much of the second Section of an Act passed in the thirteenth year of Her Majesty's Reign, entitled, An Act to Incorporate the Kerosene Gas Light Company, as relates to the Capital Stock and the amount of Shares, is hereby repealed.

2nd Sec. Act 13th  
Vic. partly re-  
pealed.

II. The Capital Stock of the Company shall be Ten thousand pounds, to be divided into One thousand Shares, of Ten pounds each.

Capital Stock of  
Company.

III. The Company may, if they see fit, at any Special Meeting called for that purpose, increase the amount of the Capital Stock, and the number of Shares, but the Capital Stock shall not exceed the sum of Forty thousand pounds.

Capital may be in-  
creased.

IV. Unless the Company shall go into operation within three years, this Act shall have no force or effect.

Company must go  
into operation in  
three years.

## CAP. IX.

## An Act to Incorporate the Lequille Mills and Manufacturing Company.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council, and Assembly, as follows :

I. Thomas Ritchie, Edward H. Cutler, George S. Millidge and such other persons as are or hereafter may become Shareholders in the Company hereby established, shall be a Body Corporate by the name of the Lequille Mills and Manufacturing Company, for the purpose of conducting the Manufacture of Cotton and Wollen Cloths in the County of Annapolis.

Lequille Mills and  
Manufacturing  
Company incor-  
porated.

II. The Capital Stock of the Company shall be the sum of One thousand five hundred pounds, but may be increased from time to time by the Bye-Laws to any sum not exceeding Fifteen thousand pounds, to be divided into shares of Five pounds each.

Capital Stock of  
Company.

III. The Company may hold Real Estate not exceeding the value of Five thousand pounds.

Company may hold  
Real Estate.

IV. No member of the Corporation shall be liable for the Debts of the Company in his person or separate Estate, for a greater amount in the whole than double the amount of the Stock held by him; deducting therefrom the amount actually paid to the Company on account of such Stock; unless he shall have rendered himself liable for a greater amount by becoming surety for the Debts of the Company.

Liability of Mem-  
bers.

Bye-laws, &c. to be registered.

Capital to be paid up.

V. The Bye-Laws and list of Shareholders shall be registered in the County of Annapolis.

VI. The Company shall not go into operation until One hundred and sixty shares shall have been subscribed, and the sum of Five hundred pounds actually paid in on account thereof.

### CAP. X.

## An Act to amend the Act to Incorporate the Pictou Gas Light Company.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

Act 9th Vic. Cap. 41, continued.

I. The Act Ninth Victoria, Chapter Forty-one, is hereby continued, so as to allow the Company thereby established to go into operation within three years from the passing of this Act.

4th Sect. of above Act repealed.

II. So much of the fourth Section of the Act as prevents the Company from going into operation until Three thousand five hundred pounds of Stock shall be subscribed, is hereby repealed ; but the Company shall not go into operation until Two thousand pounds of Stock shall have been subscribed.

### CAP. XI.

## An Act to authorise a Provincial Loan.

(Passed the 7th day of April, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

Governor may open a Cash Account with Banks, &c. and may borrow £10,000, if necessary, for the use of the Province.

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

How to be drawn for.

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 Lenders thereof.

Public Funds pledged for re-payment of monies borrowed.

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 connected therewith to be laid before Committee of Public Accounts.

IV. An account of all sums borrowed or repaid under this Act, with the 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 the Drafts and Vouchers relating to the same, at the next Session.

V. The balance due for such Loans on the thirty-first day of December One thousand eight hundred and fifty-one, shall be paid off and discharged on or before the thirty-first day of March then next.

Balance due to be paid before 31st March, 1852.

## CAP. XII.

## An Act to postpone the next Easter Term and Sittings for Trial, of the Supreme Court at Halifax.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. The next Easter Term of the Supreme Court at Halifax shall commence on the Second Tuesday of April, in the present year, and the Sittings for Trial thereafter on the Fourth Tuesday of April instead of the times by Law prescribed therefor respectively.

Easter Term to commence on 2d Tuesday of April.

II. All Writs, Process, Recognizances, Complaints, and other Proceedings whatsoever which now are, or shall be, made returnable to such next Term of the Supreme Court at Halifax, or at the Sittings thereof respectively, shall be held returnable and be returned on the respective days hereby appointed for such Term and Sittings respectively, and all Parties, Witnesses, Officers, and persons who are summoned or bound to appear at such Term or Sittings respectively, shall be obliged to appear at such Term and Sittings respectively, at the days on which such Term and Sittings are hereby respectively directed to be held.

Process, &c. made returnable on 2d Tuesday of April.

## CAP. XIII.

## An Act to provide for extending the Eastern Shore Road in the County of Halifax.

(Passed the 31st day of March, 1851.)

**B**E it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

I. So soon as any person shall give security to the satisfaction of the Governor, in such manner and to such amount as he shall direct, that the extension of the Eastern Shore Road in the County of Halifax from Musquodoboit Harbor to Ship Harbor, and other Settlements lying on the Eastern Coast, will be commenced without delay, and that Monies for that purpose to the extent of One thousand pounds will be forthwith provided and paid and advanced during the progress of the work as may be required; the Governor may appoint a Commissioner or Commissioners for the purpose of superintending the expenditure of such Monies, who shall lay out the same in opening and completing the Road, and shall return, upon oath, to the office of the Provincial Secretary, a full and accurate account of the Monies expended thereon.

Governor may appoint Commissioner to lay out the Shore Road and expend £10,000.

II. Until the Monies so advanced, with interest thereon, shall be repaid, there shall be annually appropriated out of the Monies granted for the service of Roads and Bridges for the County of Halifax, One third part of the sum so advanced, with the interest then due, to be paid to the Lender thereof, in whose favor the Governor may draw Warrants on the Treasury for such yearly amount, and if the Monies so allotted shall be less than the third part of the sum advanced with the interest, in any one year, the whole Monies granted shall be appropriated for such purpose.

One-third of Monies granted for Roads and Bridges to be paid to Lender thereof.

III.

In case no Monies granted for Roads, &c. Public Funds not to be pledged.

III. In case hereafter no Monies shall be granted or appropriated for the service of Roads and Bridges in the County of Halifax, nothing herein contained shall be held to be any pledge, guarantee, or lien of or upon the Public Funds or Revenue of the Province, for the re-payment of the Monies so advanced.

## CAP. XIV.

## An Act to regulate the Publication of the Revised Statutes and of the Private and Local Acts.

(Passed the 7th day of April, A. D. 1851.)

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Commissioners to superintend printing of the Revised Statutes.

I. The Four Commissioners who have Revised and Consolidated the Provincial Laws, shall superintend the Printing and Publication of the Revised Statutes, and the re-publication of the Private and Local Acts.

Commissioners to prepare Certificate to be printed therewith, and which shall be received in Courts.

II. The Commissioners shall prepare a Certificate, that such Statutes and Acts have been so Printed and Published under their superintendance, and a copy shall be printed with such Statutes and Acts respectively, which shall thereupon be received as authentic in all Courts.

All formal enacting words to be omitted.

III. The Commissioners are authorised to omit in the re-publication of the Private and Local Acts, all formal enacting words not in anywise affecting the meaning thereof, such as, Be it enacted, and words of a similar import ; and all Sections, or parts of Sections, which have been repealed by subsequent enactment, and the Acts or Sections of Acts so repealing the same, noting the date of such repeal.

## CAP. XV.

## An Act to amend the Act for the Encouragement of Education.

(Passed the 7th day of April, A. D. 1851.)

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

Governor to set off two Districts in Pictou, and Monies to be equally divided.

I. The Governor in Council may, whenever it shall appear expedient, set off the County of Pictou into Two School Districts, the Township of Pictou shall be called the Northern District, and the Townships of Egerton and Maxwelton the Southern District, and the Monies granted for Common School Education in the County of Pictou shall be divided into two equal portions, for the benefit of such Districts respectively, but each of the Townships above named shall receive an equal third part of the sum granted for Grammar School Education in the County. The Governor in Council shall appoint during pleasure, for each of the Districts, five or more Commissioners of Schools.

CAP. XVI.

**An Act to alter certain Electoral Districts in the County of Colchester.**

*(Passed the 7th day of April, A. D. 1851.)*

**B**E it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

I. All that part of the Electoral District, Number Seven, in the County of Colchester, west of the following line, viz.:—Beginning at DesBarres line on the Mill Brook above Thomas Henderson's Mill Pond, thence up such Brook to Hector McKay's Branch, thence along such Branch up stream to John McCarty's south line, thence south to the Onslow Township line, is hereby separated from such Electoral District, Number Seven, and annexed to and made a part of the Electoral District Number Eight, in the same County.

Part of Electoral District No. 7, annexed to District No. 8.

CAP. XVII.

**An Act to Incorporate the Nova-Scotia Electric Telegraph Company.**

*(Passed the 31st day of March, A. D. 1851.)*

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. Thomas Killam, William A. Henry, Hiram Hyde, and all other persons who shall become Proprietors of Shares in the Company hereby established, shall be a Body Corporate by the name of the Nova Scotia Electric Telegraph Company.

Proprietors Electric Telegraph Company.

II. The Company may hold Real Estate of not greater value than the sum of Two thousand pounds at any one time in one County.

Real Estate, value of.

III. The Capital or Joint Stock of the Company shall be Twenty thousand pounds, but the Company shall have power to increase this amount to the extent of cost of any Branch Lines of Electric Telegraph that may be built and joined to the Lines of the Company, and the Capital shall be divided into Shares of Five pounds each.

Capital Stock of Company.

IV. The Company may build Lines of Electric Telegraph from any point or place to any Town, Village, Hamlet, or place in the Province, and through, across, or under any Stream, Gulf, Strait or body of Water.

Company may build Lines throughout the Province.

V. The line on the Western Post Road, via Windsor, Kentville, Annapolis, Digby to Yarmouth, shall be one Section ; from Halifax, via Lunenburg, Liverpool, Shelburne to Yarmouth, another Section ; and from Pictou to Sydney, Cape Breton, another Section ; but the whole shall be under the Management of the Corporation as one General Company.

Different Sections.

VI. Whenever any number of individuals shall subscribe one-half of the amount sufficient to build any one of such Sections, or any part thereof, for a distance of 40 miles or upwards, they may appoint Managers and Officers for Building and Conducting the Line, and whenever two or more of such Sections shall be brought into connection with each other, if built as per Specification hereunto annexed, or when any Branch Line shall be brought into connexion with the general Line, as hereinafter mentioned, shall form part of the general Stock of the Company, and shall be taken into account therein, and the proprietors thereof shall receive credit in the Books of the Company for so many

Whenever half the amount sufficient to build any one of such Sections, is subscribed, Subscribers may appoint Managers and Officers for building line.

Shares as such Line shall amount to at the rate of £25 for every mile of Electric Telegraph so built, an additional allowance being made for the expense of crossing Rivers Straits, and Arms of the Sea, and thereupon the Shareholders of such Branch Lines shall become Shareholders in the General Company and the Managers of such local or Branch Lines shall become Managers of the General Company to the number mentioned in the 11th Section, and the whole shall form a General Board of Directors, who shall have power to manage the affairs of the Company, and to make and alter the Bye-Laws, and shall continue in Office until their successors are appointed, as hereinafter mentioned.

Governor to transfer Halifax and Amherst Line to Company.

VII. When the Company have connected Yarmouth, Liverpool Windsor with Halifax, and Sydney, in Cape Breton, with Pictou, by Electric Telegraph, the Governor in Council shall transfer to the Company, the Line of Electric Telegraph, with all its appurtenances, now erected between Halifax and Amherst, the Company paying to the Government the first cost of the Line less the Surplus Revenue derived from the Line over and above Five pounds per cent. per annum, and the Company shall thereupon accept the line and pay therefor as stipulated in this Clause.

One general Rule of Charges.

VIII. One general Scale, or rate of Charges shall prevail over the Province, that is to say, no greater sum shall be demanded for the transmission of a Message a given distance in one direction than is charged for the same number of words in another direction.

Profit of Company how to be divided.

IX. The Company shall not divide over Eight per cent. per annum on the paid up Capital of the Company, after paying the current expenses thereof, but may put the Surplus Receipts over and above eight per cent. per annum into a Casualty Fund, until such fund amounts to a sum equal to one fourth of the Capital Stock of the Company, and which may be vested in such Stock or Securities as the Company may think fit, and then the surplus earnings or receipts of the Company over and above eight per cent. per annum shall be used in extending lines or diminished by a reduction of the general Scale or Rates of Charges.

The Inhabitants of any Town may build a Branch Line connecting with the Company's upon guaranteeing to Company the payment of the expenses of such Branch, &c.

X. If the Inhabitants of any Town, Village or Hamlet in the Province, not being in the line of any of the Sections hereinbefore mentioned, wish to be connected by Telegraph with the Company's Lines at any part, and have not been previously connected with any of such Lines, they shall have the right to raise the amount of money, required to build such connecting line, in accordance with a specification which shall be similar to the most approved specification of the Company's Lines, and shall after building such Line, and giving satisfactory guarantee to the Company of an annual sum of Money, to be paid on or before the last day of January in each and every year, sufficient to pay the repairs and current expenses of such Branch Line, and to be derived from the receipts of such Branch Line for business done on the same, or otherwise shall be entitled to come into the Company on the same terms as original Shareholders, and such Stock or Shares shall be a portion of the Capital Stock of the Company.

Shareholders in any Town may elect Directors.

XI. The Shareholders in each Town or Village in which an Office is opened for the transmission of Messages by the Company's Lines of Telegraph may, so soon as may be convenient after such Office shall be opened, and thereafter annually, on a day to be fixed by the Bye-Laws, by a majority of votes, elect from their number One Director of such Company; and any such Town or Village owning One hundred and sixty Shares in the Company may elect two Directors, any Town or Village owning Three hundred and Twenty Shares may elect three Directors, any Town or Village owning Six hundred and forty Shares may elect four Directors, and any Town owning One thousand two hundred and eighty Shares or more may elect five Directors, the Directors may meet whenever they shall see fit, or it shall be directed by the Bye-Laws, and may by a majority of votes elect from their number a President, and Executive Committee, who may appoint a Secretary and other Officers of the Company, and make, adopt and change the Bye-Laws of the Company.

XII.



XII. No Shareholder shall be liable on account of the Debts of the Company for a greater amount than double the amount of the Stock held by him, deducting therefrom the amount paid to the Company on account of such Stock, unless he shall have rendered himself liable therefor, by becoming Surety for the Debts of the Company.

Personal liability of Shareholders.

XIII. The Governor shall have at all times, in preference to all others, the right of using the Lines of Telegraph, for the transmission of Messages, relating to the Public Service, and the rate of charges therefor shall not exceed the charge made to private individuals.

Public service to have preferential use of Lines.

XIV. The Company, or any local Company erecting lines to connect with those of the Company, may erect lines of Telegraph along the side of any Public Highways, provided they do not interfere with the right of Travelling thereon, and may enter into any lands, survey, and set off such parts thereof as may be deemed necessary for the Lines of Telegraph, and may take any posts or building materials necessary to make or repair the lines, or any buildings in connection therewith, making to the owner due compensation therefor.

Lines may be erected along the side of Public Highways and private Lands, &c.

XV. In case of disagreement between the Company and the Owner as to the value of any lands, posts or building materials which the Company may have taken for the purposes aforesaid, such disagreement shall be settled by Arbitration.

Differences between owners of Lands & Company, to be settled by Arbitration.

XVI. Any person interrupting the free use of any Telegraph Line or Works connected therewith, shall incur a penalty of not less than Five or more than Ten Pounds, to be recovered before one or more Justices of the Peace for the County, one half of which shall go to the informer, and the other half to the public uses of the County.

Penalty for interrupting use of Lines.

XVII. If any person shall wilfully obstruct or damage any Telegraph Line, Works, Buildings, or Machinery in connection therewith, he shall be adjudged guilty of a misdemeanor.

Persons wilfully damaging same to be guilty of misdemeanor.

XVIII. The Company shall annually submit to the Three Branches of the Legislature, within ten days after the opening of the Provincial Parliament, a 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 profit, gross and nett receipts received by them for the use of the Telegraph in each year respectively, and the rate of charges shall be subject to the annual revision and control of the Legislature; but the Company's charges shall not be reduced at any time unless the lines pay a dividend of eight per cent. and four per cent. into a Casualty or Reserve Fund.

Company to submit accounts attested to Provincial Legislature, &c.

XIX. The Nova-Scotia Electric Telegraph Company shall connect their Line from Sydney, Cape-Breton, or the Strait of Canso, with the Truro and Pictou Company's Line, which shall extend to the Town of Pictou; and so soon as the Company's Line from Sydney shall be in operation, they shall purchase the Truro and Pictou Company's Line at cost and charges, and interest on the Capital expended, deducting therefrom the nett receipts; or the Pictou and Truro Company may have the option of joining their Stock to that of the General Company at the same value, and come in as Joint Stockholders.

Company may connect their Lines with, and purchase the lines of, Truro and Pictou Company.

XX. No greater charge shall be made for carrying Messages by the Nova-Scotia Electric Telegraph Company, over their Wires, than is now charged on the Government Line for equal distances.

Charges not to be greater than Government Line

XXI. If, on or before the fifteenth day of February, One thousand eight hundred and fifty-three, the three several Sections of Telegraph hereinbefore mentioned, shall not be completed, the provisions of this Act shall only extend to the Lines then actually in operation.

This Act to extend only to Lines in operation, February, 1853.

XXII. The Legislature may, at any time hereafter, at its option, take the Lines erected by the Company, and work the same for the benefit and under the control of the Government; on paying to the Company the nett cost of the same, and the appurtenances, and the interest thereon, (if the receipts have not been equal to pay interest thereon) with a bonus of ten per cent.

Legislature may at any time take Lines and work the same.

XXIII.

Operators to take Oath before entering into any office.

XXIII. Before any Operator shall be put in charge of any office, or any Clerk or other person shall be employed therein, he shall take, before a Justice of the Peace, the Oath in the Schedule to this Chapter, and for breach thereof he shall be guilty of perjury, and subject to the penalties imposed for such offence.

Governor in Council may assume control of Lines, when down.

XXIV. If, after having obtained the transfer of the Provincial Line, any of the Company's Lines shall be down, or out of working order for twenty days in any one time, between any two Stations in Nova-Scotia or Cape-Breton, and for three months across the Gut of Canso, the Governor in Council may assume the control over the Provincial Line, upon paying the Company the sum paid therefor, and the Line shall thereupon revert to the Province, as if no transfer had ever taken place.

4th and 5th Sect. of 57 Chap. Rev. Stat. not to extend to this Act.

XXV. The fourth and fifth Sections of the Eighty-seventh Chapter of the Revised Laws, passed during the present Session, and such other parts thereof as may be plainly inconsistent with the foregoing provisions, shall not extend to this Act.

SCHEDULE.

Oath to be taken by Operator.

I, A. B. do swear that I will keep secret all Messages entrusted to me, or which shall come to my knowledge as Operator (or Clerk, &c. as the case may be) of the Nova-Scotia Electric Telegraph Company, and I will not divulge the same to any person whomsoever but to the person to whom they are addressed, or his agent, unless required in a Court of Law.

A. B.

Sworn before me, at this } day of A. D. 18 } C. D. J. P.

SPECIFICATION

Specification.

Of manner in which the three Sections of the Nova Scotia Electric Telegraph Company's Lines shall be built.

Lines.

1st. The lines to be built in a good and substantial manner, with Forty Posts to the mile, set five feet in the ground or braced or supported by stones similar to the line now erected between Halifax and Amherst.

Posts.

2nd. The Posts to be five inches across at the small end and to be Twenty feet long to be of Hackmatack, where it can be had within ten miles of the place where the same are to be used, and when not to be had within ten miles, Pine and such other Wood may be used as may be agreed upon by a majority of the Local Directors.

Wires.

3rd. The Wires to be the best annealed Charcoal Wire, not less in size or inferior in quality to the Wire now on the line between Halifax and Amherst.

Insulators.

4th. The Insulators to be of the best description of Glass, on Iron pins or hooks, corked, canvassed, and secured in every way similar to the line now erected between Truro and Pictou, unless an improvement may be suggested and approved by a majority of all the permanent and Local Directors of the Companies that may at the time be formed.

Batteries.

5th. The Batteries and Instruments to be of the most approved patterns, not inferior to those used on the Line from Halifax to Amherst.

CAP. XVIII.

**An Act to authorise the Assessment of the City of Halifax for the relief of Thomas Shea, and Charles S. Wallis.**

*(Passed the 31st day of March, A. D. 1851.)*

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The City Council of Halifax may cause an Appraisalment of the Damages sustained by Thomas Shea, by the pulling down of his House in order to prevent the extension of a Fire on the Eleventh day of December last, to be made, and may assess and levy for the same upon the City of Halifax, and may make compensation for such damage to him in the same manner as if the premises had been pulled down by the order of four Firewards as by Law provided, notwithstanding such order was made by three Firewards only, being all that were present at the time the order was given.

City Council to cause an appraisalment of damages sustained by Thos. Shea, and to assess City of Halifax therefor.

II. The City Council may also cause an Appraisalment to be made of the damages sustained by Charles S. Wallis, by the pulling down of his house on the same occasion, by the order of four Firewards for the purpose of preventing the extension of the fire, and may assess and levy for the same upon the City of Halifax, and may make compensation to him for such damage, notwithstanding the premises were on fire before their destruction was finally completed, in the same manner as if such premises had been completely razed before the fire reached them.

Do. Chas. S. Wallis.

CAP. XIX.

**An Act to Incorporate the Halifax and Annapolis Steam Navigation Company.**

*(Passed the 31st day of March, A. D. 1851.)*

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. William Murdoch, Jonathan C. Allison, James N. Shannon, Peter McKay, Robert H. Bath, John Tucker, Benjamin Ellenwood, and such other persons as now are or hereafter may become Shareholders in the Company hereby established, shall be a Body Corporate, by the name of "The Halifax and Annapolis Steam Navigation Company," for the purpose of establishing a regular and efficient Steam Communication between Halifax and Annapolis, touching at intermediate Ports.

Halifax and Annapolis Steam Navigation Company incorporated.

II. The Corporation may hold Real Estate for the use of the Company, not exceeding the value of Five thousand pounds.

May hold Real Estate not exceeding £5000.

III. The Capital Stock of the Company shall be the sum of Eight thousand pounds over and above the value of the Real Estate, to be divided into Shares of Ten pounds each, but the Company may, by their Bye-Laws, increase their Capital to Twenty thousand pounds.

Capital £8000, not to exceed £20,000.

IV. No member of the Corporation shall be liable in his person, or separate Estate, for a greater amount in the whole than double the amount of Stock held by him, deducting therefrom the amount actually paid to the Company on account of such Stock, unless he shall have rendered himself liable for a greater amount by becoming surety for the Debts of the Company.

Members liable for double the amount of their Stock deducting what has been paid to C'y.

V. The Company shall not go into operation until the whole Stock shall have been subscribed, and one quarter thereof actually paid in on account of the Capital Stock.

Operation suspended until Stock all subscribed and a quarter paid.

## CAP. XX.

## An Act to Incorporate the Diocesan Church Society of Nova Scotia.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council, and Assembly, as follows:

Names of Members incorporated.

I. The persons hereinafter named, that is to say, the Bishop of the Diocese for the time being, the Venerable Archdeacon Willis, the Reverend Fitzgerald Uniacke, the Reverend Edwin Gilpin, the Honorable Brenton Halliburton, William B. Bliss, Charles R. Prescott, Henry H. Cogswell, and John Spry Morris, John W. Ritchie, Samuel P. Fairbanks, Lawrence Hartshorne, Henry Pryor, and all such other persons as now are Members of the Society called "The Diocesan Church Society of Nova Scotia," and their Successors, shall be a Body Corporate by the name of the "Diocesan Church Society of Nova Scotia," of which Corporation the Bishop of the Diocese shall be the President.

Bishop to be President.

May hold Real Estate, annual income not to exceed £1,200.

II. The Corporation may hold Real Estate not exceeding at any one time the annual value of Twelve hundred pounds, and the Rents and Profits arising from such Real Estate shall be applied for the uses and purposes of the Church or Churches, or of Religions or Educational Institutions connected with the Church of England in this Province. The Corporation shall have power from time to time to sell such Real Estate and to purchase other Real Estate not to exceed the value hereinbefore mentioned.

May sell and purchase Real Estate.

Persons admitted pursuant to Bye-Laws to be members of the Soc'y.

III. All persons when admitted pursuant to the Bye-Laws of the Corporation shall be Members of the Society.

Government.

IV. The Society shall be governed and its affairs managed by a Committee of not less than twenty-five persons comprising a President, Vice Presidents, a Secretary, an Assistant Secretary and Treasurer, the Committee to be henceforth called the Executive Committee, and such other Officers as the Society may deem proper.

Vice President, &c. to continue in office until successors appointed.

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

Donations to be invested.

VI. All donations to the Society shall be invested or disposed of under the direction of the Executive Committee 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 annual report to the Society at its General Meeting of the progress and state of the Society and of its affairs generally.

Committee to make Annual Report.

General Meeting to be held once a year.

VII. 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.

Committee to meet when summoned by President or two Vice Presdts.

VIII. The Executive Committee shall be summoned to meet as often as the President or two of the Vice Presidents may deem it necessary, or as often as may hereafter be directed by any Rule or Bye-Law of the Society.

## CAP. XXI.

## An Act to provide for the removal of Obstructions from Jordan River.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

Governor to appoint five Commrs.

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

II. The Commissioners shall have power to remove from Jordan River, in the County of Shelburne, all Obstructions existing between the Bridge at the Post Road and a point twenty-five miles further up the River, and may 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 thereto.

Commissioners may remove obstructions.

III. The Commissioners may borrow upon their own credit, or upon the credit of the Tolls arising from the undertaking, such sums of money not exceeding Six hundred pounds in the whole, as may be necessary to complete the undertaking.

May borrow a sum not exceeding £600.

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 limits above mentioned, or any part thereof, 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 the amount is liquidated.

Commissioners may levy a toll on completion of undertaking.

Tolls to be applied to payment of Loan.

V. The Commissioners shall annually submit an account of their expenditures and proceedings, and of the Tolls collected, to the General Sessions.

Commissioners to submit Annual Account to Sessions.

VI. Nothing herein contained shall be construed to sanction a claim on the General Revenues of the Province, nor to authorise 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.

Does not affect Provincial Revenues, &c.

#### CAP. XXII.

### An Act to Legalise Proceedings taken in the Lock's Island Poor District.

(Passed the 31st day of March, A. D. 1851.)

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

I. The Proceedings had at a Meeting of the Inhabitants of Lock's Island Poor District, in the County of Shelburne, which was held on the Fifth Monday of September last, notwithstanding the day by Law appointed for such Meeting was the Fourth Monday of September, shall have the same force and effect as if the Meeting had been held on the day by Law appointed.

Proceedings of Meeting held on fifth Monday in September, instead of Fourth Monday, legalised.

#### CAP. XXIII.

### An Act to Incorporate the Sydney Steam Boat Company.

(Passed the 31st day of March, A. D. 1851.)

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

I. Richard Brown, Edward Carr, Thomas D. Archibald, and such other persons as now are, or from time to time may become Shareholders in the Company hereby established,

Names of Members incorporated.

established, shall be a Body Corporate by the name of the "Sydney Steam Boat Company."

Boats may ply as  
Ferry, Packet, or  
Tugs in Cape Bre-  
ton.

II. The Company may build, purchase, and employ, one or more Steam Boats, of such size and power as they may see fit, as Ferry Boats, Packets or Tug Boats, in and about Spanish River, the Bras d'Or Lake and elsewhere in Cape-Breton.

Capital £1,500, may  
not exceed £5,000.  
Shares to be £5 each.

III. The Capital Stock of the Company shall be One thousand five hundred pounds, which may be increased from time to time by the Bye-Laws to any sum not exceeding Five thousand pounds, to be divided into shares of Five pounds each.

Company may hold  
Real Estate not  
exceeding £10-  
000.

IV. The Company may hold Real Estate not exceeding the value of One thousand pounds.

Liability of Mem-  
bers.

V. No Member of the Company shall be liable in his person or separate Estate for a greater amount in the whole than double the Stock held by him, deducting therefrom the amount actually paid to the Company on account of such Stock, unless he shall have rendered himself liable for a greater amount by becoming surety for the Debts of the Company.

160 Shares to be sub-  
scribed and £500  
paid in before com-  
mencement of  
operations.

VI. The Company shall not go into operation until One hundred and sixty shares shall have been subscribed, and the sum of Five hundred pounds actually paid in on account thereof.

#### CAP. XXIV.

### An Act to Incorporate the Pictou Fishing and Trading Company.

(Passed the 31st day of March, 1851.)

**B**E it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

Names of Members  
incorporated.

I. John Yorston, William Gordon, James S. Arnison, Alexander P. Ross, Cornelius Dwyer, Peter Brown, Samuel Taylor, Robert McKay, James Purves, James Yorston, James D. B. Fraser, and William James Anderson, and such other persons as are or may become Shareholders in the Company hereby established, shall be a Body Corporate by the name of the "Pictou Fishing and Trading Company," for the purpose of prosecuting the Fisheries from the Port of Pictou and for Trading purposes connected therewith.

May hold Real Es-  
tate not exceeding  
£5,000.

II. The Company may hold Real Estate not exceeding the value of Five thousand pounds.

Capital to be £1,000  
and not over 10,-  
000, Shares £5.  
Operations suspen-  
ded until 160  
Shares taken and  
£500 paid in

III. The Capital Stock of the Company shall be One thousand pounds, but may be increased from time to time by the Bye-Laws, to any sum not exceeding Ten thousand pounds, to be divided into Shares of Five pounds each; but the Company shall not go into operation until One hundred and sixty Shares shall be subscribed, and the sum of Five hundred pounds actually paid in on account thereof.

Liability of Mem-  
bers.

IV. No Member of the Company shall be liable in his person or separate Estate for a greater amount in the whole than double the amount of the Stock held by him, deducting therefrom the amount actually paid to the Company on account of such Stock, unless he shall have rendered himself liable for a greater amount by becoming Surety for the Debts of the Company.

Bye-Laws and  
Shareholders to be  
registered.

V. The Bye-Laws and List of Shareholders shall be registered in the Office of the Registrar of Deeds in the County of Pictou.

CAP. XXV.

**An Act to authorise the granting of Letters Patent to Moore R. Fletcher, for a Marine Alarm Bell.**

*(Passed the 31st day of March, A. D. 1851.)*

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, as follows:

I. It shall be lawful for Moore R. Fletcher, Doctor of Medicine of Saint Andrews, 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 Marine Alarm 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.

Enables M. R. Fletcher, upon his compliance with laws concerning patents to obtain letters patent for his invention.

CAP. XXVI.

**An Act to Incorporate the Avon Marine Insurance Company.**

*(Passed the 31st day of March, A. D. 1851.)*

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

I. Benjamin DeWolfe, John Duncan, Theodore S. Harding, Ezra Churchill, Bennett Smith, Nicholas Mosher, Senior, Godfrey P. Payzant, David Reid, James L. Dewolf, Gurdon Davidson, John Skaling, Theophilus Cowen, and such other persons as are or may hereafter become Shareholders in the Company hereby established, shall be a Body Corporate, by the name of the "Avon Marine Insurance Company," for the purpose of conducting the business of Marine Insurance at Windsor, in this Province.

Avon Marine Insurance Company Incorporated.

II. The Company may hold Real Estate not exceeding the value of Seven hundred pounds.

Real Estate of Company.

III. The original Capital Stock of the Company shall be Ten thousand pounds, which may subsequently be increased by Vote of the Shareholders to Twenty thousand pounds, to be divided into Shares of Twenty-five pounds each, which shall be numbered in regular progression; but no Member of the Company shall hold more than Twenty-five Shares at one time.

Capital Stock of Company.

IV. No Member of the Corporation shall be liable on account of the Debts of the Company to a greater amount in the whole than double the amount of the Stock held by him, deducting the monies paid thereon to the Company, unless he shall have rendered himself liable for a greater amount by becoming Surety for the Debts of the Company.

Liability of Members.

V. Every Shareholder shall, at or before the time appointed for payment of the first Call for payments on account of the Shares, execute and deliver to the Company, either a Bond, with a Mortgage on Real Estate to accompany the same, or otherwise a Bond with two sufficient Sureties, such Bonds to be renewable as often as the President and Directors shall require, and to be conditioned for the payment of the residue of the Calls to become due or payable on the Shares held by him, which Securities shall be subject to the approval of the first seven persons named in this Act, until the Board of Directors shall be chosen, and afterwards to the approval of such Board.

Shareholders to give Bonds for payment of all Calls on their Shares.

Instalments to be paid as Directors shall appoint.

VI. All Calls or Instalments on account of the Shares, shall be paid by the several Shareholders at such times and in such equal proportions as the Directors shall appoint and notice of the times and places of paying such Calls shall be given by them, by Advertisement in at least two of the Halifax Newspapers Thirty days at least previous to the time of payment.

Affairs of Company to be conducted by a Board.

VII. The management of the affairs of the Company shall be conducted by a Board, to consist of a President and four Directors, and the necessary Officers of the Company shall in addition thereto consist of a Secretary, two Auditors or Examiners of the Accounts of the Company, and such other Officers and Servants as the Company shall by their Bye-Laws direct.

First meeting.

VIII. So soon as Four hundred Shares are subscribed, the Company may hold their first meeting.

Proceedings to be entered in a Book kept by Secretary.

IX. The proceedings of every General or Special Meeting of the Company, shall be entered by the Secretary, or such other person as shall attend in his place, in a book to be kept for the purpose, and shall then be signed by the Chairman of the meeting, and being so entered and signed shall be deemed to be the original orders and proceedings of the Company, and when proved shall be legal evidence thereof, which book shall be kept at the Office of the Secretary and shall be open for the inspection of any person who may desire the same at all reasonable times, without fee.

Secretary to keep a Book with record of Subscriptions, Stock, &c. &c.

X. The Secretary shall also keep in his Office a book containing a record of the original subscriptions of Stock, and of all additions thereto, and of all alterations in the ownership thereof, together with the amounts paid thereon; and no transfer of such Stock shall be valid until it shall be entered in such book, which book being proved shall be legal evidence of the ownership of the Shares, and shall be open for the inspection of any person who may desire the same at all reasonable times, without fee.

As soon as Capital be subscribed, Directors may commence business at Windsor.

XI. As soon as the whole original Capital shall have been subscribed, and the sum of Two thousand five hundred pounds shall have been actually paid to the Company by the proprietors of Shares, and sufficient Securities shall have been given by them for the balances thereof, the Directors may, at their Office in Windsor, commence and conduct the business of Marine Insurance in all its branches, and may make Insurance upon all subjects of Marine Insurance whatsoever, and may transact all matters relating to the business of a Marine Insurance, Broker, Insurer or Underwriter; but until the expiration of one year from the time when the Company shall commence the business of Insurance no greater sum than One thousand pounds, and after the expiration of the year no greater sum than Two thousand pounds in the whole shall be Insured by the Company and be at risk at the same time upon any one Ship or Vessel, her Cargo, Freight or other interest therein depending on the same risk.

Surplus Capital to be invested on interest, &c.

XII. All the paid Capital of the Company which shall not be considered necessary to be kept on hand for the payment of losses or expenses, shall be kept constantly invested at interest upon approved Securities, as mentioned in the fifth Section, or in Public Funds, Bank, or other Stocks, in the name of the Company, but no part thereof beyond the sum absolutely necessary for procuring the necessary buildings for conducting the business of the Company, shall be invested in the purchase of Real Estate, nor shall any part thereof be lent on Bottomry or Respondentia, or on Mortgage of Ships or Vessels, but Mortgages of other Personal Property may be held by the Company to secure a Debt, nor shall the Funds of the Company be employed in Merchandise, nor shall the Company carry on Trade as a Merchant nor shall any Dividend be made of any part of the Capital Stock. Nor shall any Loan of any part of the Capital Stock be made directly or indirectly to any Director of the Company, nor shall any such Director be a party to any security for any such Loan, and no Stockholder to whom any part of the Capital Stock shall have lent shall be eligible as a Director during the continuance of such Loan.

Directors not to take Loans.

XIII.



XIII. The Books and Accounts of the Company shall at all times be open to the examination of such persons as the Governor in Council shall appoint to inspect the same, and before any Policy of Insurance shall be issued by the Company, the Securities upon which the surplus Capital Stock, and the balance of the unpaid Stock of the Company shall have been invested or secured, shall be first approved by the Governor in Council.

Books and Accounts to be opened for inspection.

XIV. If it shall happen that in consequence of any losses or misfortunes, or other means whatsoever, the original or increased Capital and joint Stock of the Company, shall at any time be wholly expended or claims against the Company shall be outstanding unsettled to an amount equal to the existing and available Capital and Funds of the Company, then as soon as the same shall be known to the President or Board of Directors, it shall not be lawful for the Company to make, or for the Board to accept orders for, or issue any new Insurance or Policies whatsoever, and if any further Insurances shall be made, or Policies issued after such knowledge of the affairs of the Company had by the President or Directors, or any of them, then for all losses under such Insurance and Policies, the President and each of the Directors who shall accept or make such Insurance or authorise or sign the same Policy, shall be personally, and jointly, and severally liable, to the full amount of such losses and all charges incident thereto.

Further issues of Policies prohibited after Capital expended.

President and Directors liable for losses.

XV. Upon the happening of such losses or misfortunes as last mentioned to the extent of the Capital and Funds, or upon the vote of three fourths in number of the Proprietors in the Company holding at least Three fourths of the whole number of Shares in the Company the Proprietors may dissolve the Company and declare that the same shall cease on a day to be fixed, and thereupon the Company on that day shall cease and determine.

When Company may be dissolved.

XVI. So much of the Sixteenth Section of the Revised Laws, passed during the present Session, as prevents Incorporated Companies from transacting the business of Insurance shall not extend to the Company hereby established.

Sixteenth Section Revised Laws not to extend to Company.

#### CAP. XXVII.

### An Act to Naturalize Mahlon Vail, Ferdinand Traunweiser, and Joel Thompson.

(Passed the 31st day of March, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

I. Mahlon Vail, of Liverpool, in Queen's County, Merchant, Ferdinand Traunweiser, of the City of Halifax, Jeweller, and Joel Thompson, of Shelburne, in the County of Shelburne, Lumberer, as soon as they shall severally take and subscribe the Oath of Allegiance to Her Majesty Queen Victoria, and her Successors, in manner prescribed by the Act passed in the Eleventh year of Her Majesty's Reign, entitled "An Act relating to the Naturalization of Aliens within this Province," shall within the limits of this Province become Naturalized subjects 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, entitled "An Act for the Naturalization of Aliens."

Mahlon Vail and others naturalized.

## CAP. XXVIII.

**An Act respecting Fire Engines at Dartmouth.***(Passed the 31st day of March, A. D. 1851.)***B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The Grand Jury of the County of Halifax may present, and the General Sessions may confirm a sum not exceeding Two hundred pounds, to provide a new Fire Engine for the use of the Inhabitants of the Town of Dartmouth, and to repair the old one.

II. The sum so presented and confirmed shall be assessed, levied, and collected from such only of the Inhabitants of Dartmouth as may be resident within the limits following, viz: within the space of One mile, measured in a southwardly, eastwardly, and northwardly direction, from the Steam Boat Company's Wharf in Dartmouth, in the same manner and by the same means in all respects as if assessments for the purposes aforesaid had been originally by Law confirmed to such limits.

III. Such persons as have paid any monies on account of the assessment made for such purpose under the Act Tenth Victoria, Chapter Twenty-nine, shall receive credit in the assessment hereby authorised for the amounts so paid by them respectively, and if any part of the monies so collected shall have been paid by parties not liable to the assessment hereby authorised when the same shall be levied, such monies shall be returned to them by the County Treasurer out of the Funds so collected and now in his hands, deducting therefrom in the first place all monies expended in repairing the Engine heretofore in use in the Town of Dartmouth.

Grand Jury may present £200 for a new Fire Engine for Dartmouth.

To be levied on Inhabitants in Dartmouth.

Such persons as have paid any monies under 10 Vic. Chap. 29, shall receive credit therefor.

## CAP. XXIX.

**An Act in further amendment of the Acts Incorporating the Bank of Nova Scotia.***(Passed the 31st day of March, A. D. 1851.)***B**E it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :

I. At every Annual Meeting of the President, Directors and Company of the Bank of Nova Scotia there shall be chosen by the Stockholders and Members of the Corporation in the manner prescribed by the Act Incorporating the Company passed in the Second year of the Reign of William the Fourth, Nine Directors instead of Thirteen, and Six instead of Seven of the Directors in Office shall be re-elected, of whom the then President shall always be one, and not less than Five instead of Seven Directors shall constitute a Board for the transaction of business, of whom the President shall always be one, except in the case of his sickness or temporary absence, in which case the Directors present may choose one of the Board as Chairman.

II. The Company yearly, at any Annual or General Meeting, may at its discretion, vote out of the profits of the business such money as they may deem adequate as a compensation for the services of the Directors, to be paid in such manner as may be prescribed by resolution of the Company.

III. This Act shall continue in force Six years, and thence to the end of the then next Session of the General Assembly.

Number of Directors to be chosen at Annual Meetings of Shareholders.

Company may vote compensation to Directors.

Duration of Act.

CAP. XXX.

**An Act to extend the provisions of the Act, to Incorporate the Roman Catholic Bishop in Halifax.**

*(Passed the 7th day of April, A. D. 1851.)*

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. The provisions of the Act entitled, An Act to Incorporate the Roman Catholic Bishop in Halifax, together with the limitations therein contained, shall be extended to the following Counties of Nova-Scotia, so as to enable the Corporation to hold lands therein, viz : the Counties of Colchester, Cumberland, Hants, King's, Annapolis, Digby, Yarmouth, Shelburne, Queen's, and Lunenburg.

II. The lands and premises so to be holden in the Counties above mentioned, shall not exceed the annual value of Four hundred pounds in each of such Counties, and the Rents and Profits arising from them shall be applied for the uses and purposes of the Churches, or of Religious or Educational Institutions connected with the Roman Catholic Church within such Counties.

Provisions of Act 13 Vic. extended to several Counties.

Lands in such Counties not to exceed yearly value of £400.

CAP. XXXI.

**An Act to discontinue the Grant to King's College, Windsor.**

*(Passed the 7th day of April, A. D. 1851.)*

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The first Section of an Act passed in the Twenty-ninth Year of the Reign of His late Majesty King George the Third, entitled " An Act for founding, establishing, and maintaining a College in this Province," is hereby repealed.

Act 29, Geo. 3, sec. 1, repealed.

CAP. XXXII.

**An Act to amend the Act to Incorporate the St. Peter's Canal Company.**

*(Passed the 7th day of April, A. D. 1851.)*

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, as follows :

I. The persons mentioned in the first Section of the Act Third Victoria, Chapter Thirty-five, or any two or more of them, together with such persons as may hereafter become Shareholders, shall constitute the Company thereby Incorporated.

Amends 3 Vic. c. 35, s. 1.

II. The Capital Stock of the Company shall consist of Twenty thousand pounds, to be divided into Shares of Five pounds each, which shall be numbered in regular progression, and every Director of the Company shall be the holder of at least Forty Shares in the Company.

Capital £20,000,  
Shares £5,  
Directors to hold 40 Shares.

III. The Annual General Meetings of the Company after the first Meeting, shall be held at Halifax or St. Peter's, as may be directed by the Bye-Laws, but no Officers shall be elected, nor shall any business be transacted at any General Meeting, unless there be present Fifteen Shareholders, holding Five hundred Shares at least in the Capital Stock.

Annual Meeting.

Company may take possession of lands required.

Disputes to be settled with Proprietors by arbitration.

Company may use uncultivated lands

Accounts of Company to be submitted to Legislature.

Tolls to be regulated by Lt.-Governor.

IV. The Company if they should fail in agreeing with the parties owning the land required for the purposes of the Canal, may enter upon, and take possession of such portion as they may require of the Isthmus which separates the waters intended to be connected, and extending across the same until it meets the Public Domain on each side, but not exceeding five hundred feet in width, (and also such moderate quantity of land not exceeding one acre at each end of the Canal,) to be selected by the Company, as may be necessary for the buildings, wharves, and other necessary purposes of the Canal, and may hold the same for the use of the Company, and if the parties owning the land refuse to convey the same on request, and to accept the sum offered to them therefor by the Company, the disputes so arising shall be settled by arbitration in the manner prescribed in the Eighty-seventh Chapter of the Revised Laws passed during the present Session, and upon payment or tender to the parties owning the land, of the compensation so awarded, with the costs awarded against them, if any, by the Arbitrators, the Company shall thereafter hold an absolute title to such lands, in the same manner as if the same had been formally conveyed to them.

V. The Company may from time to time enter upon any lands not under cultivation, and there cut down any trees, prepare any timber, and may dig and quarry any rock or other materials there found, and work, prepare, and carry away the same for the uses of the Canal, and if the parties having the property in such lands or materials, shall refuse to agree with the Company therefor and for any damages occasioned thereby, or shall refuse such reasonable compensation as may be tendered therefor, the same shall be settled by Arbitration in manner aforesaid, but the Company shall not take or use any such materials as may have been previously wrought or prepared, without the consent of the parties entitled thereto.

VI. The Company shall annually lay before the Legislature within the first ten days of its meeting, a statement of the amount of the Receipts and Expenditures of the Company for the previous year, together with the rate of Tolls taken by them.

VII. All Tolls taken by the Company shall be regulated by the Bye-Laws, and no Bye-Laws shall have any effect, until approved of by the Governor in Council.

### CAP. XXXIII.

## An Act for the Incorporation of certain Bodies connected with the Wesleyan Methodist Church.

*(Passed the 7th day of April, A. D. 1851.)*

Preamble.

**W**HEREAS a large number of persons in the Province of Nova-Scotia are associated together in Classes, Societies and Congregations, constituting a Religious community, known by the name of the "Wesleyan Methodist Church, in Nova-Scotia," under the pastoral care and direction of Ministers of God's Word in connection with the yearly Conference of the People called Methodists, held at London, Leeds, Bristol or elsewhere in England, as known by a certain Deed Poll or Instrument in writing, under the hand and seal of the Reverend John Wesley, (formerly of Lincoln College, Oxford) Clerk bearing date on or about the Twenty-eighth day of February, One thousand seven hundred and eighty four, and enrolled in Her Majesty's High Court of Chancery on or about the Ninth day of March in the year last aforesaid, the Ministers and Members of which Church are in connexion with and are governed and directed by the Rules and usages made or sanctioned from time to time by the Conference.

And whereas for the more beneficial and effectual exercise of Pastoral supervision by

by the Ministers, and for the better and more effectual administration of the discipline of the Church, the Province, or part thereof, occupied by such Ministers, is divided into convenient Sections, called Circuits, and the Classes, Societies, and Congregations within each Circuit respectively, are placed from year to year under the pastoral care of one or more of the Ministers appointed to such Circuit by, or by authority of, the Conference, and one of whom so appointed to each Circuit, is called the Superintendent thereof; and in each of such Circuits certain persons are from time to time appointed, according to such rules and usages to the offices of Circuit Stewards, to assist in managing the Financial affairs of such Circuits; and certain persons are from time to time appointed or recognized, according to such rules and usages, as Trustees of Chapels, or Parsonage Houses, or Burial Grounds, or other Lands or Property required for the use of the Church within the Circuits respectively.

And whereas, for the more convenient regulation of the affairs of the Church, a number of such Circuits are associated together by authority of the Conference, and every such association of Circuits is called a District, and a yearly assembly of the Ministers in every such District is held and called the District Meeting of ——— the business of which is generally presided over by one of the Ministers, who is called the Chairman of the District, and the general Superintendent of Missions therein, and who is appointed to his office by the Conference.

And whereas it is necessary that greater facilities should be enjoyed by the Church for holding, possessing and using Lands and other Property for the support of Public Worship, and for the propagation of Christian Knowledge, and for the constituting and managing of Funds and Institutions for the several and general religious and benevolent objects of the Church.

And whereas at sundry times heretofore, Lands and other Property have been conveyed, by Devise, or by Deeds of Gift, or by Deeds of Bargain and Sale, or by other Deeds or Instruments, to the Church Officers, or other parties named or signified in such Deeds or Instruments or Devises in trust, for the use and benefit of the Church, some of which Deeds or Instruments or Devises are defective as not containing necessary directions for the appointment of Successors for the trusts respectively created, or as being in other respects not accordant with such rules and usages, from which defectiveness inconveniences have arisen, or are liable to arise, which it is necessary to remedy, and in the future to prevent :

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

I. Each Board of Trustees of any Chapel, Parsonage House, Burial Ground, School House, or other Property held in trust for the use and benefit of such Church in connexion with the Conference, and their Successors, and each Board of Trustees to be hereafter appointed according to the rules and usages for such purposes, and their Successors, shall be a Body Corporate, having perpetual succession, by the name of the "Trustees of the Wesleyan Methodist Chapel," or Burial Ground, or other Property, as the case may be, in the place in which the Trust Property shall be situated, or by such other name as is or shall be mentioned in the Trust Deed, or other Act or Instrument by which the trusts respectively are or shall be created.

Board of Trustees to be a Body Corporate.

II. The Wesleyan Methodist Ministers now constituting any such District Meeting, and their Successors, or who shall be hereafter by authority of the Conference, constituted a District Meeting, and their Successors, shall be a Body Corporate, having perpetual succession, by the name of the Wesleyan District Meeting of the District, as the case may be.

District Meetings Incorporated.

III. Each of the Corporations of Trustees hereby constituted, or to be hereafter constituted by virtue hereof, shall be capable of taking, holding, and possessing Lands, Tenements, Monies, and other Property heretofore conveyed to them, or which shall

Trustees may hold Lands, &c.

be

May sue, &c

be hereafter conveyed for the use and benefit of such trusts respectively, and of suing and being sued in any of Her Majesty's Courts of Law, or of Equity, and shall have and exercise all the rights, powers, and privileges incident to a Body Corporate according to the Laws of this Province, any thing in the Statutes commonly called the Statutes of Mortmain, or in any other Act or Statute to the contrary notwithstanding; and lands and other property that have been or shall be granted, given, or devised for the use of the Church, shall be held to be vested in the District Meeting Corporation, or to be vested in special trust under the Corporate authority hereinbefore created, accordingly as by the known and established general rules and usages of the Wesleyan Society such lands and property ought to be subjected to the management of the one trust or the other.

Lands, &c. given,  
vested in District  
Meetings.

May hold property  
and establish  
funds, and make  
regulations for  
their management

IV. The District Meeting hereby incorporated, and such District Meetings as shall hereafter be constituted, shall be capable of taking, holding, and possessing lands, tenements, monies, and other property, for the use and benefit of such Church in connexion with the Conference, or of any portion thereof, or for the establishment of any Funds or Institutions which are now or may be hereafter required for the purposes of the Church, or of any portion thereof, or for the purposes of the Conference, and shall have authority respectively, and from time to time to make laws and regulations for the due management of such Funds and Institutions not at variance with the Laws of this Province; and of suing and being sued in any of Her Majesty's Courts of Law or Equity, and shall have and exercise all the rights, powers, and privileges, incident to a Body Corporate according to the Laws of this Province, anything in the Statutes of Mortmain, or any other Acts or Statutes to the contrary notwithstanding.

District Chairman  
to appoint Trustees  
of Property  
where provision  
not made for their  
appointment, or  
on vacancy.

V. Where in any case any lands, tenements, monies, or other property, or any right or interest therein, or use thereof, shall have been given or conveyed, or intended to be conveyed, or shall hereafter be given or conveyed, or intended to be given or conveyed, by Grant or Devise, or otherwise, in trust for the use and benefit of such Church or of any portion thereof, and no proper provisions have been or be made for the appointment of Trustees, or of successors in the Trust, or such provisions have been or shall be made as are not in accordance with such rules and usages, or a vacancy or vacancies in the Trust shall have been or shall be occasioned by death or otherwise, which vacancy or vacancies shall not have been or be duly filled by the appointment of a successor or successors before the passing of this Act, in any such case now existing the Superintendent of the Circuit in which such Trust existed, or if the property be in a place where no Circuit extends, then the Chairman of the District shall, within twelve months after the passing of this Act, and in any such case hereafter arising, shall, as soon as convenient, cause the requisite number of Trustees, or of successors to the former Trustees, to be duly appointed according to such rules and usages, and the Trustees and their successors so duly appointed, and their successors from time to time thereafter so duly appointed, shall be the proper and lawful Trustees of the Trusts respectively, and shall have and exercise all the rights and powers and privileges pertaining to such Trustees, according to the rules and usages, and with the corporate privileges and authority which are conferred, or are intended to be conferred, on Trustees by this Act.

Powers, &c. of  
Trustees and Dis-  
trict Meetings to  
be in accordance  
with rules of Con-  
ference.

VI. The Trustees and District Meetings hereby incorporated, or authorised to be hereafter incorporated, and their successors shall hold and exercise the rights, powers and privileges connected with their respective Trusts, in accordance with the rules and usages from time to time passed or established by, or by authority of, the Conference.

Trustees of Land to  
keep a Record  
Book.

VII. The Trustees of any Land held, or to be hereafter held, for a Chapel, or for a Parsonage House, or Burial Ground, or School House, or other Building for the use of such Church, or any portion thereof, shall keep a Book of Records, in which shall be

be duly entered, according to the rules and usages, the appointment of any successor or successors in the Trust, and the person or persons so appointed shall be entitled, in conjunction with the then surviving or remaining Trustees, to hold and possess the Lands, and all the Appurtenances thereof, without any Deed of Conveyance or Assignment being made to them, and the production of such entry in the Book of Record, or a duly authenticated copy thereof, shall be sufficient evidence of the appointment of such successor or successors in any of Her Majesty's Courts of Law or of Equity, and of his or their possession of co-ordinate rights and privileges with the other Trustees, from the time of the appointment of such successor or successors respectively.

Record Book to be evidence of appointment.

And whereas by the last Will and Testament of Elijah Forsyth, late of Horton, in this Province, Yeoman, the sum of Three hundred pounds was given and bequeathed to the Stewards of the Wesleyan Methodist Society, and their Successors, to be by them invested on good security, and the interest to be paid annually towards the support of the Wesleyan Methodist Preacher who shall be stationed in the said Horton Circuit in all time to come, which Will and Testament bears date the Eighteenth day of March, One thousand eight hundred and fifty.

VIII. James N. Crane, and William C. Denison, both of Horton aforesaid, being the duly appointed Stewards of the Wesleyan Methodist Society in Horton, and their successors in office as such Stewards, are hereby authorised to receive such sum of Three hundred pounds in trust for the purpose of such Will and Testament, and to invest the same with the concurrence and under the direction of the District Meeting, and to cause the interest thereof to be applied to the support of the Wesleyan Methodist Minister appointed from time to time to such Circuit, according to such rules and usages.

Stewards of Society in Horton authorised to receive bequest of E. Forsyth.

IX. If at any time after the passing of this Act, a Conference of Wesleyan Ministers shall be by the authority of the Conference hereinbefore mentioned, organized in the Province, then all the rights, powers, and privileges, by this Act granted to the District Meeting or District Meetings, shall be thenceforward vested in the Conference which shall be so organised, and the lands, tenements, monies, or other property at such time held by the District Meeting or District Meetings, shall become the property of the Conference in this Province, for the same use and benefit for which they shall have been previously received and held by the District Meeting or District Meetings, under the authority and provisions of this Act.

Upon establishment of a Conference privileges conferred upon District Meetings to vest therein.

X. After the organization of a Conference in this Province, the words "Rules and Usages" in this Act, shall be held to refer to such rules and usages as shall thenceforward be made or sanctioned by the Conference in this Province.

Definitions.

XI. The annual value of lands held by any Board of Trustees incorporated hereunder shall not exceed at any time the sum of Sixty pounds, exclusive of lands and premises held for Chapels, Parsonage Grounds, and Burial Grounds.

Annual value of Lands.

XII. The annual value of lands held by any District Meetings shall not exceed the sum of One thousand pounds.

Lands held by District Meetings.

XIII. Chapter Eighty-seven of the Revised Laws, passed during the present Session, shall not refer to this Act.

Ch. 87 Revised Laws no reference to this Act.

#### CAP. XXXIV.

### An Act to continue certain Acts of the General Assembly.

(Passed the 7th day of April, A. D. 1851.)

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows:

I. All Acts or Sections of Acts of the General Assembly which would expire at the end of the present Session, are hereby continued until the First day of September next.

Acts continued from end of Session to 1st Sept. next.

## CAP. XXXV.

## An Act to Incorporate the Lunenburg Temperance Hall Company.

*(Passed the 7th day of April, A. D. 1851.)*

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

Names of Members.

I. The Reverend James C. Cochran, Robert Lindsay, John Joseph Rudolf, and such other persons as shall become proprietors of Shares in the Company hereby established, shall be a Body Corporate, by the name of the "Lunenburg Temperance Hall Company," for the purpose of erecting a Temperance Hall at Lunenburg.

Real Estate.

II. The Company may hold Real Estate not exceeding the value of Two thousand pounds.

Directors not to contract with Company.

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

Ch. 87 s. 13, not to extend to Compy.

IV. The Thirteenth Section of the Eighty-seventh Chapter of the Revised Laws, passed during the present Session shall not extend to the Company hereby established.

## CAP. XXXVI.

## An Act to provide for the removal of Obstructions from Salter's and Wentworth's Brooks on Port Medway River.

*(Passed the 31st day of March, A. D. 1851.)*

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

Appointment of Commissioners.

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

Powers of Commrs.

II. The Commissioners shall have power to remove from Salter's and Wentworth's Brooks, on the Port Medway River, in the County of Queen's, all Obstructions existing therein, and may 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, wood, and lumber, down such Brooks, and for that purpose may enter upon the lands of private individuals, doing no unnecessary damage thereto.

May borrow money.

III. The Commissioners may borrow upon their own credit, or upon the credit of the Tolls arising from the undertaking, such sums of Money, not exceeding Five hundred pounds, for Salter's Brook, and not exceeding Three hundred pounds for Wentworth's Brook, as may be necessary for the completion of the several undertakings above-mentioned.

May collect tolls to be levied by Gen. Sessions.

IV. When the undertakings, or either of them, shall be completed, the Commissioners may collect Tolls of such amounts, and in such manner, and under such regulations for enforcing the same, as the Court of General Sessions, or any Special Sessions called for the purpose, may from time to time direct, upon all logs, timber, wood and lumber brought down such Brooks respectively, and shall apply the Tolls arising therefrom to the payment of the amounts borrowed for the completion of the undertakings respectively, with interest, but no Toll shall be levied on either of such Brooks after the amount expended thereon, with interest, shall be liquidated.

Application of Tolls.

V. The Commissioners shall annually submit an account of their Expenditures and Proceedings in relation to each undertaking separately, and of the Tolls collected thereon, to the General Sessions.

Accounts of Commissioners.

Construction explained.

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



## CAP. XXXVII.

**An Act to alter the Government of Acadia College.***(Passed the 7th day of April, A. D. 1851.)***B**E it enacted, by the Lieutenant-Governor, Council, and Assembly, as follows :

I. Henceforth the Trustees and Governors of Acadia College at Horton, in this Province, shall be appointed by the Baptist Convention of Nova Scotia, New Brunswick and Prince Edward Island, agreeably to the Bye-Laws, Rules and Regulations of the Convention, the Government of the College having been transferred to such Convention by agreement between the Baptist Education Society, and those interested in the support and management of the College and the Convention.

Trustees and Governors appointed by Convention.

II. The following persons, with the President of the College as an ex-officio Member of the Board, who in virtue of such transfer of authority were provisionally appointed Governors of Acadia College by the Convention, at its annual meeting on the Twenty-fourth day of September last, at Portland, in New-Brunswick, shall be the Trustees and Governors of the College for the period of their appointment, in place of the Trustees and Governors under the existing law, that is to say ; the Reverend Ingraham E. Bill, the Honorable James W. Johnston, the Reverend William Burton, the Honorable W. B. Kinnear, the Reverend Samuel Robinson, Simon Fitch, M. D., the Reverend Charles Spurden, John W. Barss, the Reverend Edward D. Very, Stewart Freeman, the Reverend Abraham S. Hunt, the Reverend Isaac L. Chipman, Caleb R. Bill, William Stone, James W. Nutting, James R. Fitch, Nathan S. Demill, and Alexander McL. Seely.

Names of Trustees.

III. The Trustees and Governors last mentioned, and all other Trustees and Governors to be hereafter appointed by the Convention, shall have the same title and designation, and have all the same powers as they would have borne and had, if this Act had not been passed, and their appointment had been made under and in conformity with the Act passed in the Third year of Her Majesty's Reign, entitled "an Act for incorporating the Trustees of the Queen's College at Horton," and the Act by which the Title of the College was changed to "Acadia College."

Title of and designation of Trustees and Governors.

IV. Nothing herein shall give to the Trustees and Governors appointed or to be appointed by the Convention, any title to the Real Estate or Buildings whereon the College is situated and conducted, but the Baptist Education Society shall continue to retain their title to such Real Estate and Buildings, until the debts and securities for which the Executive Committee, or any former Member thereof, may be liable, shall be discharged, or the parties relieved therefrom, on which event arrangements shall be made for settling the title in a manner suited to promote the interest of both the Academy established there, under the Baptist Education Society, and the College, on just principles.

Baptist Education Society to hold College Lands, &amp;c.

V. The clause of the Act of Incorporation, limiting the duration of the Act to twelve years, is repealed.

Repeals limitation Clause.

## CAP. XXXVIII.

**An Act to Incorporate the Grand Division and Subordinate Divisions of the Order of the Sons of Temperance of Nova Scotia.***(Passed the 7th day of April, A. D. 1851.)***B**E it enacted, by the Lieutenant-Governor, Council and Assembly, as follows :

I. The Hon'ble. James W. Johnston, the Reverend John McMurray, John Campbell, Lawrence

Names of Members.

Lawrence E. Van Buskirk, the Reverend Alexander Hichborn, Benjamin Zwicker, Eben S. Cowling, the Reverend James C. Cochran, William M. Brown, Robert Noble, and James D. B. Fraser, and their Associates, Members of the Grand Division of the Order of the Sons of Temperance in this Province, and such other persons as shall become Members of such Division according to the Rules and Bye-Laws thereof, are hereby created a Body Corporate, by the name of the "Grand Division of the Order of the Sons of Temperance of Nova Scotia," for the purpose of managing the pecuniary affairs of the Grand Division.

Real Estate.

II. The Corporation may hold Real Estate not exceeding the value of Two thousand pounds.

Subordinate Divisions.

III. Every Subordinate Division now instituted, or which may hereafter be instituted, within the Province, may in the manner hereinafter specified, become a Body Corporate by the name, number and place of location, by which it is or may be designated in the Order, but no Subordinate Division shall hold Real Estate of a greater value than the sum of One thousand pounds.

Subordinate Divisions desiring to become Incorporated.

IV. Every Subordinate Division which may be desirous of becoming Incorporated, may by a vote of two thirds of the Members present at any regular Meeting (of the intention to propose which vote two weeks notice at least shall be given in regular Meeting of such Subordinate Division, in writing,) decide to become so Incorporated; and upon a copy of the vote of such decision, specifying also the name, number, and place of location of such Subordinate Division, and the names of not less than ten of the Members thereof, under the Seal of such Subordinate Division, and the signatures of its Presiding Officer and Recording Scribe, together with a Certificate of the Grand Division under its Corporate Seal, and the signatures of its Presiding Officer and Scribe, that such Subordinate Division is in full standing in the Order, being filed in the Office of the Secretary of the Province, the Members of such Subordinate Division whose names may be included in such vote, and their associate members of the Division, and such other persons as may become members thereof, shall be, from the time of filing such Certificate, a Body Corporate, for the purposes before mentioned, by the style or name, number, and place of location thereof.

Property of Grand Division.

V. Upon the passing of this Act, the property of the Grand Division, whether Real or Personal, and all debts due thereto, shall vest in the Grand Division as hereby Incorporated; and upon the Incorporation of any Subordinate Division, the Real and Personal Property thereof, and all debts due thereto, shall vest in the Corporation so established.

Funds of Subordinate Division.

VI. No member of any Subordinate Division, so Incorporated, shall have power to assign or transfer to any person whomsoever any interest which he may have to or in the funds or property of the Division, but the same shall remain at all times under the control of the Division, and no property or stock of any kind belonging to any such Incorporated Subordinate Division shall be subject to the private debts of any of its members, nor be liable to be taken in execution by any judgment creditor against any individual member of the Division.

Members not liable.

VII. The property of every Subordinate Division when Incorporated, shall alone be responsible for the debts and engagements of the Division.

Property alone responsible for Division's debts.

Dissolution of Subordinate Divisions.

VIII. Upon the dissolution of any Subordinate Division, so Incorporated, the property held by it at the time of the dissolution which shall not have been disposed of by the Division in accordance with the Bye-Laws, shall be forthwith vested in the Grand Division, to be applied thereby, first to the payment of any debts or liabilities of such dissolved Subordinate Division, and the balance, if any, in such manner as the Grand Division may deem best for the general interests of the Order in this Province.

Chap. 87, Revised Laws extends to this Act.

IX. The Eighty-seventh Chapter of the Revised Statutes, passed during the present Session, except in so far as inconsistent with this Act, shall extend to the Grand Division hereby incorporated, and to such Subordinate Divisions as may hereafter become Incorporated under this Act.

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TO  
**ACTS OF THE GENERAL ASSEMBLY**  
OF THE  
**PROVINCE OF NOVA-SCOTIA.**

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ANNO DECIMO QUARTO VICTORIÆ REGINÆ.

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1851.

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