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THE
S T A T U T E S

OF

NOVA-SCOTIA,

PASSED IN THE FIRST SESSION OF THE GENERAL ASSEMBLY,

OF THE

NINETEENTH YEAR OF THE REIGN OF HER MAJESTY

QUEEN VICTORIA;

HELD

THIRTY-FIRST JANUARY, 1856.



HALIFAX:

PRINTED BY WILLIAM ANNAND,
PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

At the general assembly of the province of Nova-Scotia, begun and holden at Halifax, on Thursday, the thirty-first day of January, 1856, in the nineteenth 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 first session of the twenty-first general assembly convened in the said province.*

* In the time of his excellency Sir John Gaspard LeMarchant, lieutenant-governor; Michael Tobin, president of the legislative council; Stewart Campbell, speaker of the assembly; Lewis Morris Wilkins, provincial secretary; and Alexander James, clerk of assembly.

CHAPTER 1.

An Act to continue and amend the Laws imposing Customs Duties.

(Passed the 31st day of March, 1856.)

SECTION

1. Chapter 12 revised statutes continued as amended.
2. Articles duty free.

SECTION

3. Alterations of duties.
4. Repeal of part of section 2.

Be it enacted by the governor, council, and assembly, as follows:

1. Chapter twelve, of the revised statutes "Of customs duties," as amended by chapter two of the acts of one thousand eight hundred and fifty-two, entitled, "an act to continue and amend the revenue laws," and also, as amended by chapter nine of the acts of one thousand eight hundred and fifty-four, entitled, "an act to continue and further amend the laws imposing customs duties," and also as amended by chapter three of the acts of one thousand eight hundred and fifty-five, entitled, "an act to continue and alter the laws imposing customs duties," and also as hereinafter further amended, is hereby continued, together with those amendments respectively, until the first day of April, in the year one thousand eight hundred and fifty-seven.

Cap. 12 re. stat. continued as amended.

2. Hay and straw, pilot bread, and engravings, shall be admitted into this province duty free.

Articles duty free.

3. Upper leather shall pay an advalorem duty of ten per cent; machinery of all kinds of copper or iron for mills, steamboats, and manufactories, and sheathing of muntz metal, shall pay a duty of two and a half per cent.; and fine biscuit and bread, including crackers and cakes, shall pay a duty of three shillings and four pence per hundred weight.

Alterations of duties.

NOTE.—Michael Tobin having, during the session, resigned his seat as president of the legislative council, Edward Kenny was appointed president, provisionally

Repeal of part
of section 2.

4. So much of the section two of chapter twelve of the revised statutes as imposes a duty of three shillings and four pence per hundred weight on fine biscuit, called crackers or cakes, and a duty of two pence per pound on upper leather, is repealed

CHAPTER 2.

An Act to alter and amend Chapter 126 of the Revised Statutes,
“Of the Supreme Court and its Officers.”

(Passed the 31st day of March, 1856.)

SECTION

1. Commencement of easter term, 1856.
2. Commencement of easter term hereafter.
3. Spring terms on the western circuit.
4. Spring terms on the shore circuit.
5. Adjourned sittings at Annapolis.

SECTION

6. Extension of sittings at Digby.
7. Extension of sittings at Amherst.
8. Jurors for extended sittings.
9. Proceedings, &c., and parties to attend.

Be it enacted by the governor, council, and assembly, as follows :

Commencement
of easter term,
1856.

1. The ensuing term of the supreme court at Halifax shall commence on the third Tuesday of April, instead of on the first Tuesday thereof; and all matters and proceedings pending, or to be had therein, shall be had and proceeded with, and all jurors, officers, and parties, and other persons bound to appear thereat shall appear and attend on the third Tuesday of April, instead of the first Tuesday thereof.

Do. hereafter.

2. After the present year, the Easter term of the supreme court at Halifax shall commence on the second Tuesday of April.

Spring terms on
the western cir-
cuit.

3. The spring term of the supreme court shall hereafter be held at Windsor, on the first Tuesday of June; at Kentville on the second Tuesday of June; at Annapolis on the third Tuesday of June, and at Digby on the fourth Tuesday of June, instead of at the times now established for the spring sittings of the court at those places respectively.

Spring terms on
the shore circuit

4. The spring terms of the supreme court shall, after the present year, be held at Lunenburg, on the fourth Tuesday of April, —at Liverpool on the Tuesday after the fourth Tuesday of April, —at Barrington on the third Wednesday after the fourth Tuesday of April, —at Tusket on the third Tuesday after the fourth Tuesday of April, instead of the times now established for holding the same, at those places respectively.

Adjourned sit-
tings at Anna-
polis.

5. If the business at Annapolis be not disposed of at the rising of the court, at the next spring term, and at the spring term to be held in each alternate year thereafter, the presiding judge shall have power to adjourn the court until the Tuesday after the fourth Tuesday of June; and the court shall meet at such adjourned day, and continue to sit until all the causes for trial shall have been called, and the jury shall be summoned, and shall attend at

such adjourned sittings, but such adjournment shall only take place once in two years,

6. The presiding judge at Digby shall have power in each alternate year to extend the spring sittings of the supreme court until all the causes for trial shall have been called, such extension to commence in 1857. Extension of sittings at Digby.

7. The sitting of the supreme court at Amherst in next June term, shall not be limited to two weeks, but shall continue until all causes on the docket shall be called for trial, or otherwise disposed of. At Amherst.

8. The presiding judge may direct one or more additional panels of jurors to be drawn and summonsed to attend such continued sittings in the same manner as jurors are now drawn and summonsed, for the second week of such term. Jurors for extended sittings.

9. All matters and proceedings pending or to be had shall be had and proceeded with; and all jurors, officers, parties, and other persons bound to appear at any of the terms of the supreme court in any of the counties herein named, shall be bound to appear at the several times provided by this act, at which the supreme court shall hereafter be held respectively. Proceedings, &c., and parties to attend.

CHAPTER 3.

An Act to continue the Law imposing Light House Duties.

(Passed the 31st day of March, 1856.)

SECTION 1.—Chapter 21 revised statutes continued.

Be it enacted by the governor, council, and assembly, as follows:

1. Chapter twenty-one of the revised statutes, "Of light house duties," is continued until the first day of April, in the year one thousand eight hundred and fifty-seven. Cap. 21 rev. stat. continued.

CHAPTER 4.

An Act to Amend the New Practice Act.

(Passed the 31st day of March, 1856.)

SECTION

1. Time for appearance to writs of replevin, &c.

SECTION

2. Writs heretofore issued.

Be it enacted by the governor, council, and assembly, as follows:

1. Writs of replevin, writs of attachment and summons, against absent or absconding debtors, or their agents or trustees, shall re- Time for appearance to writs of replevin, &c.

quire the parties summoned to appear within ten, twenty, or thirty days, as the case may be, after the service thereof.

Writs heretofore issued.

2. All such writs heretofore issued, if in other respects regular, and the proceedings thereunder, shall be and they are hereby declared to be valid, whether such writs were made returnable on a specified return day, or within ten, twenty, or thirty days, as the case may be.

CHAPTER 5.

An Act to continue the Law to regulate Distilleries.

[Passed the 31st day of March, 1856.]

SECTION 1.—15 Victoria, chapter 10, continued.

Be it enacted by the governor, council, and assembly, as follows:

15 Vic. cap. 10 continued.

1. The act fifteenth Victoria, chapter ten, entitled an act for regulating distilleries, is continued until the first day of April, in the year one thousand eight hundred and fifty-seven.

CHAPTER 6.

An Act to amend Chapter 66 of the Revised Statutes, "Of the Expenditure of Monies on the Roads."

[Passed the 18th day of April, 1856.]

SECTION

SECTION

1. Chapter 66 revised statutes, cap. 12, amended. Rate of wages.

3. When employed on breakwaters, &c.

Be it enacted by the governor, council, and assembly, as follows:

1. The twelfth section of the above chapter is amended as follows:

Each foreman and laborer shall be entitled to be paid at a rate not to exceed four shillings and sixpence per day, instead of four shillings, as provided in such section.

2. Laborers employed in erecting breakwaters, and in clearing out rivers, or in other public works of a similar nature, shall be entitled to receive a sum not to exceed five shillings per day for their labor while so engaged.

Cap. 66 rev. stat. cap. 12, amended.

Rate of wages.

When employed on breakwaters, &c.

CHAPTER 7.

An Act to amend Chapter 136 of the Revised Statutes, "Of Juries."

[Passed the 18th day of April, 1856.]

SECTION

1. Jurors—number of, in civil cases.
2. Jurors not to be deprived of food, &c.
3. Panel to be returned.
4. Pay of jurors.
5. List of jurors—to be prepared with their attendance and travel; to be paid out of county funds.
6. Fund to be raised by fees.
7. Fines, and mode of collection.

SECTION

8. Account of receipts and payments.
9. Part of cap. 154 revised statutes, repealed.
10. Pay of talesmen.
11. Special Jurors.
12. Challenge on the part of crown.
13. Proceedings in case of illness of juror.
14. To continue 3 years.

Be it enacted by the governor, council, and assembly, as follows:

1. Every petit or special jury, for the trial of civil causes, inquisitions, and issues, shall consist of nine persons, of whom seven, after at least four hours deliberation, may return a verdict; and the petit jury for criminal trials shall consist of twelve persons, who must be unanimous in their verdict.

Jurors—number of, in civil cases.

2. The practice of keeping a jury without meat, drink, or any other comfort, until they agree upon their verdict, is abolished.

Jurors not to be deprived of food &c.

3. There shall be returned a panel of twenty-four jurors to each short term in the country, and two panels of twenty-four jurors each, at each extended term in those counties where the term can be so extended; in Halifax the panel shall consist of thirty-six jurors.

Panel to be returned.

4. Each petit and special juror shall be entitled to receive and be paid the sum of two shillings and six pence per day, for his actual attendance as a juror at the supreme court, and also six pence per mile for every mile he shall necessarily travel from his place of residence to the court house; such actual attendance and distance to be ascertained by the oath of the juror.

Pay of jurors.

5. The prothonotary in each county shall, on the last day of the sittings of the supreme court in each term, and of the sittings of such court in Halifax, and also, at the end of the first week of the sittings in those counties where the sittings can be extended, prepare and certify a list of the jurors who actually attended such court, with the number of days attendance, and the actual travel of each juror, respectively, and the amount to which each juror is entitled, and shall deliver such list to the presiding judge, who shall certify the same; and the treasurer shall forthwith thereupon pay, out of the county funds, to each juror, the amount which such juror appears entitled to receive, upon such list.

List of jurors—to be prepared with their attendance and travel; to be paid out of county funds.

Fund to be raised by fees.

6. To provide a fund towards the payment of jurors under this act, the following fees shall be paid by plaintiffs to the prothonotary, and by him paid into the county treasury, viz. : On the issuing of writ of mesne process, except in summary and subsummary suits, two shillings and sixpence, and on the swearing of every jury, thirty shillings; the above fees to be taxed and allowed, and included in the costs in the cause.

Fines, and mode of collection.

7. Any juror who shall not answer to his name, when called, shall forfeit his day's pay, and for each day's absence shall pay a fine of ten shillings, to be collected as follows: The judge, on the sheriff's affidavit, that the juror was duly summoned to attend the court, shall, on the last day of the term or sittings, unless such juror shall have been previously excused, order an execution to be issued for the amount of the fines, in the name of the prothonotary, who shall have the same collected immediately, and shall pay the same into the county treasury, and the prothonotary shall have a commission of five per cent., and the sheriff ten per cent. on the amount so collected.

Accounts of receipts and payments.

8. The county treasurer shall keep an account of all receipts and payments under this act; such account to be laid before the sessions, with his other accounts.

Part of cap. 154 rev. stat. repealed.

9. So much of chapter 154 of the revised statutes, "Of costs and fees," as relates to the fees payable to jurors in the supreme court, and also so much of the chapter hereby amended as is inconsistent with this act, are repealed.

Pay of talesmen.

10. Talesmen shall be entitled to receive one shilling and three pence on giving a verdict on the trial of civil causes, inquisitions, and issues; such sum to be paid by the prothonotary out of the thirty shillings paid in by the plaintiff in the cause in which such talesmen were awarded and returned.

Special jurors.

11. The number of special jurors to be hereafter drawn, when such juries are ordered, shall be thirty-six, and such number shall be reduced by striking to eighteen.

Challenge on the part of crown.

12. In all criminal trials four jurors may be peremptorily challenged on the part of the crown.

Proceedings in case of illness of juror.

13. In case of the illness of a juror after he shall have been sworn in any civil cause, it shall be in the discretion of the presiding judge to allow the cause to proceed without him, and the verdict shall be valid provided seven of the remaining jurors shall concur therein.

To continue 3 years, &c.

14. This act shall come into operation on the first day of June next and shall continue and be in force for three years from such first day of June, and from thence to the end of the then next session of the general assembly.

CHAPTER 8.

An Act to alter and amend the Laws relating to the Customs.

[Passed the 18th day of April, 1856.]

SECTION

1. Section 4 of cap. 12 revised statutes repealed.
2. Part of section 10.
3. Section 16 of cap. 15 repealed. Officer may be stationed on board ship in port.
4. Section 2 of cap. 16 repealed. No goods unladen, &c., within three leagues of coast before report, &c. Penalty.
5. Section 3 of cap. 16 repealed. Clearance of vessels carrying goods coastwise.
6. Section 4 of cap. 16 repealed. Penalty for neglecting to obtain clearance.
7. Section 5 of cap. 16 is repealed. Report to be made by master of vessel arriving coastwise. Penalty.
8. Section 6 of cap. 16 repealed.
9. Section 8 of cap. 16 repealed. Live stock, &c. may be unladen before report—when.
10. Section 9 of cap. 16 amended, Steam boat arriving at night.
11. Section 11 of cap. 16 repealed. Attendance of revenue officer on board.
12. Section 13 of cap. 16 repealed. Entry inwards of goods, &c.

SECTION

13. Section 31 of chapter 16 repealed. Where vessel having received damage puts into a port. Goods—how landed.
14. Section 3 of cap. 18 repealed.
15. Section 5 of cap. 18 repealed. Entry to be made of goods entered for drawback.
16. Section 6 of cap. 18 repealed. Bond.
17. Section 9 of cap. 18 repealed. Drawback allowed—on what granted.
18. Section 11 of cap. 18 repealed. Affidavit to be made by persn entering goods outward.
19. Section 12 of cap. 18 repealed.
20. Section 13 of cap. 18 repealed. Drawback on certificate.
21. Sections of chapter 18 repealed.
22. Do. Master delaying to unlade, to pay tidewaiter.
23. Section 33 of cap. 18 repealed.
24. Section 2 of cap. 19 repealed. Officer may enter buildings in certain cases, and how.
25. Sec. 6 of cap. 19 repealed. Custody of goods seized. Condemnation. Claim. Information. Proceedings before justices.

Be it enacted by the governor, council and assembly as follows :

The following amendments and alterations shall be made on the several chapters of the revised statutes hereinafter specified.

1. Section 4 of Chapter 12 is repealed. Section 4 of cap. 12 rev. stat. repealed.
2. The latter clause of section 10 of chapter 12, relating to wheat flour, the production of Canada, is repealed. Part of sec. 10.
3. Section 16 of chapter 15 is repealed and the following section is substituted therefor : Section 16 of cap. 15 rep.

XVI. The board or the collector or landing waiter, or other proper officer, may station officers on board any ship while within the limits of a port, and the master shall provide every officer sufficient room under deck, in the forecabin or steerage, for his bed or hammock, under a penalty of fifty pounds. Officer may be stationed on board ship in port.

Section 2 of cap.
16 repealed.

4. Section 2 of chapter 16 is repealed and the following section is substituted therefor :

No goods un-
laden, &c. with-
in 3 leagues of
coast before re-
port, &c.

II. No goods shall be unladen from any vessel bringing goods into the province, nor from any vessel having on board dutiable articles brought coastwise, nor shall bulk be broken after the arrival of any such vessel within three leagues of the coast before report and entry and permit granted, and except in conformity with the directions in this chapter contained ; and all goods unladen contrary hereto shall be forfeited ; and if bulk be broken the master shall forfeit fifty pounds. If after the arrival of any such vessel within three leagues of the coast any alteration be made in the stowage of the cargo so as to facilitate the unlawful unloading of any part thereof, or if any part thereof be fraudulently staved, destroyed or thrown overboard, or any package be opened, it shall be deemed a breaking of bulk ; all goods to be reported, but fresh fish, coin and bullion may be landed without entry or permit, as well as goods in any stranded or wrecked vessel ; provided that as soon as such goods are safely deposited on shore report and entry be made thereof ; and provided also that such landing shall be in presence of an officer where such officer can be procured.

Section 3 of cap.
16 repealed.

5. Section 3 of chapter 16 is repealed, and the following section is substituted therefor :

Clearance of
vessels carrying
goods coastwise.

III. The master of every vessel engaged in carrying goods coastwise, shall obtain from the nearest collector a clearance setting forth whether the vessel be laden or in ballast, and if laden whether the goods be the produce of this province, and if the goods are such as are liable to duties, if the duties thereon have been paid ; which clearance the master shall hand to the collector at the next port immediately on his arrival.

Section 4 of cap.
16 repealed.

6. Section 4 of chapter 16 is repealed, and the following section is substituted therefor :

Penalty for
neglecting to
obtain clear-
ance.

IV. If the master shall neglect to obtain such clearance or to deliver up the same as before specified, he shall be subject to a penalty of ten shillings, and the collector may detain the vessel until the penalty be paid ; provided that the collector may dispense with the production of a clearance in all cases where the cargo has been laden at a port where there is no collector or other officer of the revenue, or where the residence of such officer shall be distant more than two miles from the place of shipment ; and in other cases where the collector shall be satisfied that the master has not been guilty of wilful neglect ; and may allow the master to substitute a written manifest in lieu of a clearance.

Section 5 of cap.
16 is repealed.

7. Section 5 of chapter 16 is repealed and the following section is substituted therefor :

Report to be
made by master
of vessel arriv-
ing coastwise.

V. The master of every vessel arriving coastwise with dutiable articles on board, and the master of every vessel arriving from parts beyond the seas, shall at once make a written report at the principal revenue office, of the arrival and voyage of the vessel, her name,

country and tonnage, and if British, the port of registry, of the name and country of the master and the number of the crew, whether the vessel is laden or in ballast, and if laden the marks, numbers and contents of every package, and the particulars of the goods stowed loose; where the goods were laden, and where and to whom consigned, and where any were laden during the voyage, if any such there be, so far as such particulars are known to him; where the vessel has broken bulk, if at all, during the voyage; what part of the cargo is intended for importation at that port and what part at any other port in the province, and what is intended for exportation, and what surplus stores remain on board; and he shall at the same time, if required by the officer, produce the bills of lading of the cargo or true copies; and he shall further truly answer all questions connected with the foregoing requirements that shall be put to him by the officer. If the master shall not in all respects comply with the provisions of this section, or if the manifest or bill of lading or copy thereof be false, or if the goods contained in any bill of lading shall not have been *bona fide* shipped, or if any bill of lading shall not have been signed by him or under his authority, or any such copy thereof shall not have been received or made by him in either case before leaving the place of shipment, or if any goods be unladen before report made, the master shall for every offence forfeit fifty pounds, and the goods landed without report shall be forfeited. Penalty.

9. Section 6 of chapter 16 is repealed. Section 6 of cap. 16 repealed.

10. Section 8 of chapter 16 is repealed, and the following section is substituted therefor: Section 8 of cap. 16 repealed.

VIII. If a vessel having live stock or perishable articles on deck shall arrive after business hours, the collector, gauger or any landing waiter may permit the master to unlade the same before report; but report shall in such case be made as soon as may be after the next opening of the office. Live stock may be unladen before report—when.

11. Section 9 of chapter 16 is amended by adding the following proviso at the end of such section: Section 9 of cap. 16 amended.

Provided that if a steamboat shall happen to arrive at night or before or after the appointed office hours, it shall be the duty of the collector, or other proper officer to attend until all the goods intended to be landed shall be safely deposited in the warehouse. Steam boat arriving at night.

12. Section 11 of chapter 16 is repealed, and the following section is substituted therefor: Section 11 of ch. 16 repealed.

XI. Revenue officers may board any vessel arriving, and stay on board until all the goods intended to be unladen shall have been delivered. They shall have free access to every part of the vessel with power to fasten down hatchways, the fore-castle excepted, and to mark and secure any goods, as may be deemed advisable. If any place, box or chest be locked and the keys withheld, the officer, if he be a landing waiter or seizing officer, or a collector, gauger, or weigher, may open the same; and if he be not an officer of that degree he shall send for his superior officer, who may open the same. Attendance of revenue officers on board.

If any goods be found concealed on board they shall be forfeited. If the officer shall place any mark, lock, or seal upon any goods and the same shall be wilfully altered, opened or broken before delivery of the goods, or if goods be secretly conveyed away, or if hatchways fastened down by the officer be opened or broken by the master, or with his assent, the master shall forfeit fifty pounds.

Section 13 of ch. 16 repealed.

13. Section 13 of chapter 16 is repealed, and the following section is substituted therefor :

Entry inwards of goods, &c.

XIII. The importer shall within three days after the entry of the ship, make entry inwards of all goods not intended for exportation in the same ship to parts out of the Province, by delivering to the collector or other proper officer a bill of entry thereof, fairly written in words at length, containing the name of the importer and of the ship and master, and of the place within the port where the goods are to be unladen, and the situation of the warehouse if the goods are to be warehoused, and the name of the person in whose name the goods are to be entered, with the particulars of the quantity and quality of the goods and the packages containing the same with their marks and numbers, and whether the goods are of the goods are of the production of British America or otherwise, and of the number, gauge, weight, measure or value upon which duties are payable thereon ; and shall also at the same time deliver two or more duplicates of such entry as may be required by the collector, in which all such sums and numbers may be expressed in figures, and the particulars in all such entries shall be written and arranged as directed by the collector, and one of such duplicate entries signed by the collector shall be the warrant to the landing tide waiter for the landing or delivery of the goods. If the importer do not make such entry within the time specified the collector upon twenty four hours' notice to the owner of the goods, if known, may land the goods and deposit them in warehouse at the expense of the owner.

Section 31 of cap. 16 repl'd.

14. Section 31 of chapter 16 is repealed, and the following section is substituted therefor :

Where vessel having received damage puts in to a port; goods—how landed.

XXXI. If any vessel having received damage shall put into another port in this province than that to which she shall be bound, having dutiable goods on board which it may be necessary to land for the purpose of repairing the vessel in order to enable her to proceed on her voyage, the collector, upon application of the master or agent, may permit such goods to be unladen and deposited in a warehouse in the custody of the collector ; and the collector shall cause to be taken an exact account of the packages and contents, and entry of the goods shall then be made by the master or agent as hereinbefore directed, and they shall remain in the custody of the collector until the vessel is ready for sea, when upon payment of storage and the reasonable charges of unloading and storing, the collector shall deliver up the same to the master or agent to be exported from the province under the same security and regulations

as if such goods had been imported in the usual manner, and such goods shall not be subject to duty. No person shall be entitled to the benefit of this section who shall have sold any of such goods except such as it may have been necessary to sell to defray the expense of repairs and charges of the vessel, or as may have been authorized by the board. If goods are sold for payment of repairs and charges they shall be subject to duty, and shall be warehoused or the duties thereon paid by the purchaser.

15. Section 3 of chapter 18 is repealed.

16. Section 5 of chapter 18 is repealed, and the following section is substituted therefor :

V. The person entering goods outward for drawback or for exportation, or from the warehouse, shall deliver to the collector a bill or entry written at length, containing the name of the exporter, of the ship and of the master and of the place to which bound, the particular place within the port where the goods are to be laden, the particulars of the quality and quantity of the goods and the packages, their marks and numbers and the value thereof; and the collector shall thereupon grant his shipping permit which shall be written upon or annexed to a copy of the entry to be made by the exporter.

17. Section 6 of chapter 18 is repealed, and the following section is substituted therefor :

VI. Upon the entry outwards of any goods from the warehouse, the exporter shall give a bond in double the duties with two sureties that they shall be landed at the place for which they may be entered or accounted for to the board.

18. Section 9 of chapter 18 is repealed and the following section is substituted therefor :

IX. A drawback of the whole duties upon goods on which the duties shall have been paid, shall be allowed upon any quantity of wine not less than twenty five gallons, or upon any quantity of spirits or other liquors not less than one hundred gallons, exported in the original packages, and upon any quantity not less than three hundred weight of coffee, or any quantity not less than ten hundred weight of sugar, or any quantity not less than two hundred gallons of molasses, or any quantity not less than five hundred pounds of leather, or any quantity not less than two hundred and fifty pounds of tea, and upon any amount not less than fifty pounds sterling of the original value of any articles charged according to the value.

19. Section 11 of chapter 18 is repealed and the following section is substituted therefor :

XI. So soon as any goods so entered outwards, not being from warehouse, shall have been actually laden, the master and exporter shall make an affidavit annexed to the entry that the goods are shipped for exportation and not to be relanded or disposed of in the province, and that the same, to the best of their knowledge and belief, were part of the stock of the person by whom they were entered for home use, and that the goods, if subject to *ad valorem*

Section 3 of cap.
18 repealed.
Section 5 of cap.
18 repealed.

Entry to be
made of goods
entered for
drawback.

Section 6 of cap.
18 repealed.

Bond.

Section 9 of cap.
18 repealed.

Drawback al-
lowed; on what
granted.

Section 11 of ch.
18 repealed.

Affidavit to be
made by person
entering goods
outward.

duties, are of the value stated in the entry, and that the same is the true value at the place from whence they were originally imported; and shall specify the office where entered and the date of entry, and that they are of the same quality, proof and description as when imported or as described in the entry outwards.

Section 12 of ch.
18 repealed.
Section 13 of ch.
18 repealed.

20. Section 12 of chapter 18 is repealed.

21. Section 13 of chapter 18 is repealed, and the following section is substituted therefor :

Drawback on
certificate.

XIII. If within one year from entry outwards there shall be produced a certificate annexed to the shipping permit and signed by some principal officer of the customs or colonial revenue at the place to which the goods were exported, or if such place be a foreign country, of any consul or vice consul resident there, or an affidavit annexed to the permit of any person resident at the place and certified by a notary public or magistrate, and in which certificate or affidavit it shall be stated that the goods were actually landed at some place out of the province, or that they were lost, or that the vessel had never arrived at her destination and was supposed to be lost, the bond shall be cancelled, or if the duties have been paid the board may allow the drawback thereon, and the exporter shall be entitled to receive the amount of the duties at the receiver general's office. All bonds not so cancelled within twelve months shall be enforced.

Sections of cap.
18 repealed.

22. Sections 15, 16, 17, 18, 19 and 20 of chapter 18, are repealed.

Ditto.

23. Section 21 of chapter 18 is repealed, and the following section is substituted therefor :

Master delay-
ing to unlade to
pay tidewater.

XXI. If the master of a vessel in which a part of the imported goods are intended to be exported shall unnecessarily delay unlading the goods intended for landing, or after unlading them delay longer than three days proceeding on the voyage, he shall pay every day to the tidewater employed the regular wages which would in ordinary cases be chargeable against the government, and the tidewater may recover the same before a justice of the peace, and the collector shall withhold the clearance until the same are paid, with costs, if incurred.

Section 33 of ch.
18 repealed.
Section 2 of cap.
19 repealed.

24. Section 33 of chapter 18 is repealed.

25. Section 2 of chapter 19 is repealed, and the following section is substituted therefor :

Officer may en-
ter buildings in
certain cases,
and how.

II. Any revenue officer, having first made oath before a justice of the peace that he has reasonable cause to suspect that goods liable to forfeiture are in any particular building, may, in company with the justice, who is hereby required to accompany him, enter such building at any time between sunrise and sunset; but if the doors are fastened, then admission shall be first demanded, and the purpose for which entry is required declared, when, if admission shall not be given, the justice shall order the officer forcibly to enter; and when in either case entry shall be made, the officer shall search the building and seize all forfeited goods.

These acts may be done by a revenue officer without oath, or the assistance of a justice of the peace, in places where no justice resides, or where no justice can be found within five miles, at the time of search.

26. Section 6 of chapter 19 is repealed, and the following section is substituted therefor :

VI. All goods seized under the revenue laws shall be forthwith placed in custody of the nearest collector, and secured by him under the directions of the board, or if seized by the officer in charge of any revenue vessel, shall be retained on board thereof until arrival at Halifax, and shall be held to be condemned, and may be sold without further proceeding, unless the person from whom they were seized, or the owner of them, or some person on his behalf, shall, within one month from the seizure, give a written notice to the seisor, or to the collector in whose custody they are, of claim thereto. If claim be made within the month, then, subject however to the control of the board, the collector shall forthwith thereafter have the articles valued by three sworn appraisers who shall sign the valuation, and if it shall amount to forty pounds or upwards an information shall be filed in the supreme court, otherwise an information in writing, if the seisor think proper so to proceed, may be exhibited in the name of the collector before two justices of the peace, charging the articles seized as forfeited under some particular section and chapter to be therein referred to, and praying condemnation thereof ; and the justices shall thereupon issue a summons for all persons claiming interest in the seizure to appear at a certain time and place, there to claim the articles or answer the information, otherwise the articles will be condemned ; and a copy of the summons shall, at least eight days before the time for appearance, be served upon the person from whose possession the things were taken, or shall be left at or affixed to the building or vessel, if there remaining, or at two public places nearest the place of seizure. If any person shall appear to answer the information, the justices shall hear and determine the matter and acquit or condemn the articles ; but if no person appear, judgment of condemnation shall be given. The justices, on condemnation, shall issue a warrant to the collector to sell the goods.

Section 6 of chap. 19 repealed.

Custody of goods seized.

Condemnation.

Claim.

Information.

Proceedings before justice

CHAPTER 9.

An Act to repeal Chapter 59 of the Revised Statutes, "Of Immigrants."

SECTION 1. Chapter 59 revised statutes, repealed.

[Passed the 18th day of April, 1856.]

Be it enacted by the governor, council, and assembly, as follows :

1. Chapter 59 of the revised statutes "Of immigrants," is repealed.

Chap. 59 rev. stat. repealed.

CHAPTER 10.

An Act for the Regulation of Railways.

[Passed the 18th day of April, 1856.]

SECTION

1. Obstruction of workmen on railroad; penalty for, &c.
2. Obstruction to engine, &c.; injuries to railroad—punishment for, &c.
3. Impeding officers in execution of duty, trespass, &c.; injury to road—penalty for, &c.
4. Gates—penalty for leaving open.
5. Driving, &c. along the railroad—penalty for.
6. Animals straying on railroad; penalty, &c.
7. Riotous conduct in rail cars, &c.; refusal to pay fare—penalty for.
8. Detention of offenders—by whom.
9. Gunpowder and dangerous goods; penalty for not marking them.

SECTION

10. Tolls—how levied.
11. Tolls—how and to whom paid.
12. Refusal to pay tolls; penalty.
13. Avoiding the toll by not giving correct account of goods—penalty for.
14. Damages to carriages, &c.
15. Passengers—rules of booking.
16. Commissioners not responsible for goods injured, unless specially agreed for.
17. Overloading carriages and causing obstruction to working railway.
18. Persons convicted under the preceding sections, without property, may be imprisoned.

Be it enacted by the governor, council, and assembly, as follows:

Obstruction of workmen on railroad—penalty for, &c.

1. If any person shall wilfully obstruct any person acting under the authority of the commissioners in the lawful exercise of their power in setting out the line of the railway, or shall pull up or remove any poles, pegs, or stakes, driven into the ground for the purpose of so setting out the line of the railway, or shall deface or destroy any pegs or marks put down or made for the same purpose, or shall wilfully obstruct any of the contractors or their servants or workmen, while employed in the construction of the railway, he shall forfeit a sum not exceeding five pounds for every such offence.

Obstruction to engine, &c.; injuries to railroad—punishment for, &c.

2. If any person shall wilfully obstruct the passing of any engine or carriage along the rail road, or shall maliciously place anything on the rail road calculated to obstruct the passage of any engine or carriage, or to injure or endanger the same, or shall maliciously injure the rail road, or any thing thereto appertaining, or any materials or implements for the construction or use thereof, or any of the property in the possession or under the control of the commissioners as such, he shall be guilty of felony, and be imprisoned in the penitentiary for a term not exceeding fourteen years.

3. If any person shall wilfully obstruct or impede any officer, servant, or agent of the commissioners, in the execution of his duties upon the railway, or upon or in any of the stations or other works or premises connected therewith, or if any person shall wilfully trespass upon the railway, or any of the stations or other works or premises connected therewith, and shall refuse to quit the same upon request to him made by any officer, servant, or agent of the commissioners, or shall wilfully disturb, break down, injure, or destroy, any of the fences of the railway, or remove the same, or any part thereof, or shall blot out or deface any regulations put up upon the line, or pull down or injure the boards upon which such regulations are affixed—every such person so offending, and all others aiding or assisting therein, shall severally forfeit a sum not exceeding twenty-five pounds for every such offence.

Impeding officers in execution of duty; trespass, &c.

Injury to road—penalty for.

4. If any person shall omit to shut and fasten any gate set up at either side of the railway for the accommodation of the owners or occupiers of the adjoining lands, as soon as he and the carriage, cattle, or other animals under his care have passed through the same, he shall forfeit for every such offence a sum not exceeding forty shillings.

Gates—penalty for leaving open.

5. If any person, after the rail road, or any section thereof, shall be opened for use, shall himself go thereon, or shall ride, drive, or lead any animal thereon, he shall for every such offence forfeit a sum not exceeding forty shillings; but nothing in this regulation shall prevent the passing across the rail road where the same is crossed by any other road on a level therewith.

Driving, &c. along the rail road—penalty for.

6. If any animal shall be found going at large within the limits of the rail road, or any section thereof, after the same shall be opened for use, the owner thereof, and the person through whose default or neglect the same shall occur, shall for every such offence severally forfeit a sum not exceeding forty shillings, provided the rail road shall have on the sides thereof, where it shall not cross some other road on the same level, a fence approved of by the commissioners.

Animals straying on railroad; penalty, &c.

7. If any person shall travel, or attempt to travel, in any carriage belonging to the rail road, without having previously paid his fare, and with intent to avoid payment thereof, or if any person having paid his fare for a certain distance, knowingly and wilfully proceed in any such carriage beyond such distance, without previously paying the additional fare for the additional distance, and with intent to avoid payment thereof, or if any person knowingly and wilfully refuse or neglect, on arriving at the point to which he has paid his fare, to quit such carriage, or if any person, while in such carriage, shall offend or annoy the other passengers therein, by riotous conduct, or by indecent or profane language, or shall disobey the lawful directions of the guard, or shall persist in smoking after a request from the guard, or from any other passenger, to desist therefrom—every such person shall, for every such offence, forfeit a sum not exceeding five pounds.

Riotous conduct in railcars, &c.; refusal to pay fare—penalty for.

Detention of offenders—by whom.

8. If any person be discovered either in or after committing, or attempting to commit, any such offence as in the preceding regulation mentioned, all officers and servants of the commissioners, and such other persons as they may call to their aid, and all constables, gaolers, and peace officers, may lawfully apprehend and detain such person until he can conveniently be taken before some justice, or until he can be otherwise discharged in due course of law.

Gunpowder and dangerous goods; penalty for not marking them.

9. If any person shall send by the railway any aqua fortis, oil of vitrol, gunpowder, lucifer matches, or other goods of a dangerous character, without distinctly marking their nature on the outside of the package containing the same, or otherwise giving notice to the book-keeper, or other servant of the commissioners with whom the same are left at the time of so sending, he shall forfeit for every such offence a sum not exceeding twenty pounds.

Tolls—how levied.

10. It shall be lawful for the commissioners to make and levy such tolls as in their opinion shall be best adapted for the accommodation of the traffic, and to alter and vary the same from time to time as they may see fit; provided that all such tolls be at all times charged equally to all persons, and after the same rate, whether per ton, per mile, or otherwise, in respect of all passengers, and of all goods or carriages of the same description, and conveyed or propelled by a like carriage or engine passing only over the same portion of the line of railway under the same circumstances.

Tolls—how and to whom paid.

11. The tolls shall be paid to such persons, and at such places, and in such manner, and under such regulations, as the commissioners shall appoint.

Refusal to pay tolls; penalty.

12. If, on demand, any person fail to pay the tolls due in respect of any carriage or goods, it shall be lawful for the commissioners to detain and sell such carriage, or all or any part of such goods, or if the same shall have been removed from the premises of the railway, to detain and sell any other carriages or goods within such premises belonging to the party liable to pay such tolls, and out of the money arising from such sale to retain the tolls payable as aforesaid, and all charges and expenses of such detention and sale, rendering the overplus, if any, to the person entitled thereto; or it shall be lawful for the commissioners to recover any such tolls by action at law.

Avoiding the toll by not giving correct account of goods—penalty for.

13. If any person, being the owner, or having the care of any carriage or goods passing or being upon the railway, shall, on demand, fail to give to any person appointed to collect the tolls a true and correct account in writing, signed by him, of the number and quantity of goods conveyed by any such carriage, and of the point on the railway from which such carriage or goods have set out, or are about to set out, and at what point the same are to be unloaded or taken off the railway, and if the goods conveyed by any such carriage, or brought for conveyance as aforesaid, be liable to payment of different tolls, shall fail to specify the respective

quantities or numbers thereof liable to each or any such tolls, with intent to avoid in any case the payment thereof, he shall for every such offence forfeit and pay to the commissioners a sum not exceeding ten pounds for every ton of goods or for any parcel not exceeding one hundred weight, and so in proportion for any quantity of goods less than one ton, or for any parcel exceeding one hundred weight, as the case may be, which shall be upon any such carriage, and such penalty shall be in addition to the toll to which such goods may be liable.

14. If any passenger shall wilfully cut the lining, or remove or damage any part of the carriages, or shall get into or get off of any train when in motion, or at any other place than the passengers platforms, or attempt to do so, every such person shall for every such offence forfeit and pay a sum not exceeding forty shillings.

Damages to carriages, &c.

15. Passengers at the road stations will only be booked conditionally, that is to say, in case there shall be room in the train for which they are booked. If there shall not be room for all so booked, the passengers for the longer distance will be allowed the preference, and for the same distance they will have priority according to the number of their tickets.

Passengers; rules of booking

16. The owners of goods and property of every description conveyed by the railway, liable to injury from the weather, or from smoke, sparks, or fire, shall be responsible for their proper protection, unless under a special bargain with the commissioners.

Commissioners not responsible for goods injured, unless specially agreed for.

17. If any person shall load any carriage on the railway, so that the loading extends more than two feet beyond the flange of the wheels, or shall leave any carriage or goods or things under his charge to remain on the railway, or in any of the depots or sidings thereof, to an obstruction of the working of the railway, every such person, for every such offence, shall forfeit and pay a sum not exceeding forty shillings.

Overloading carriages, &c. causing destruction to working railway, &c.

18. If any person convicted under any of the preceding sections shall not pay the judgment and costs, and no goods can be found whereon to levy the same, such person may be imprisoned in the common jail of the county for a term not exceeding one day for every five shillings of the amount of the judgment, provided such term shall in no case exceed three months.

Persons convicted under the preceding sections, without property, may be imprisoned.

CHAPTER 11.

An Act for the Municipal Government of Townships.

[Passed the 18th day of April, 1856.]

SECTION

1. Counties to be laid off in municipal townships; not to disturb existing districts, &c.
2. Division, when to be made.
3. Number and limits, how decided.
4. The inhabitants of municipal townships to be bodies corporate, &c.
5. Municipal council.
6. First election of councillors, when held.
7. Succeeding elections, when held.
8. Elections, how held.
9. Town reeve, how elected.
10. Meetings, how summoned.
11. President of meetings.
12. Requirements for voting.
13. Townships, by whom divided.
14. Overseers of poor, by whom chosen.
15. Payment of officers.

SECTION

16. Clerks and treasurers, rules concerning.
17. Portions of the act for municipal government of counties applied to township municipalities.
18. Words applicable to the county shall be construed as applicable to the township.
19. Sections inconsistent with this act shall cease, and the following shall come into operation.
20. Elections of county councillors shall not take place.
21. Municipal council, how elected.
22. Election of wardens.
23. Authority, &c. of wardens.
24. Elections, &c., when held; power of councils; relative duties of county and township councils.

Counties to be laid off in municipal townships; not to disturb existing districts, &c.

1. When any county or district shall hereafter be incorporated, the municipal council shall, without delay, proceed to lay the county or district off in so many and such municipal townships as shall be most convenient, and which shall not disturb the limits of existing townships, electoral districts, or poor districts, unless there be an unavoidable necessity to do so for the convenient division and arrangement of the whole county or district.

Division, when to be made.

2. Such division shall be made between the first annual meeting of the county council on the second Tuesday of December, and the 15th day of March next after, and publication shall be forthwith made in each township of the boundaries of all the proposed municipal townships, with a notice that the county council at its next half-yearly meeting in April will hear objections.

Number and limits, how decided.

3. The county council shall, at the next half-yearly meeting in April, consider all objections made by petition or in person to the proposed township divisions and at their discretion establish, alter, modify, or re-arrange the same, and having finally decided on the number and limits of the several municipal townships, shall make immediate publication thereof in each township.

The inhabitants of municipal townships to be bodies corporate, &c.

4. Immediately thereupon the inhabitants of each of such municipal townships shall be a body corporate, have perpetual succession and a common seal, with power to break, renew, and alter the same, and shall be capable of suing and being sued, of pur-

chasing, acquiring, and holding real and personal estate, within the township for the use of the inhabitants thereof in their corporate capacity, and of making and entering into such contracts as may be necessary for the exercise of their corporate functions, and their powers shall be exercised by, through, and in the name of the municipality of such township.

5. The municipal council of each township shall consist of five Municipal council. councillors, one of whom shall be presiding officer, under the name of town reeve, and the councillors and reeve shall hold office for two years and until the election of their successors.

6. The first elections of such township councillors shall, after First election of councillors, when held. due notice to the respective townships for not less than ten days given by the county council, be held on the third Tuesday of November following, and at such place, and before such presiding officers as shall be appointed by the county council.

7. Succeeding biennial elections shall be held on the third Succeeding elections, when held. Tuesday of November in each alternate year, at such place and before such presiding officers, and after such notice as the township council shall by any by-law appoint.

8. Every election shall commence and be continued, closed, Elections, how held. and notified, as directed in the case of county councillors, by sections eight and nine of the act for the municipal government of counties; the township councillors elect being summoned to meet on the fourth Tuesday of November next after, at such place in the township as the officer presiding may appoint, until the place of meeting shall be determined by the township council; at which time and place the presiding officer and councillors elect shall meet, and the councillors being sworn into office, the township council shall be organized and proceed to business.

9. At the first meeting the township councillors shall elect Town reeve, how elected. from among themselves a town reeve in each municipal township, and every town reeve shall ex-officio be a county councillor.

10. There shall annually be held a meeting of the township Meetings, how summoned. council on the fourth Tuesday of November, to be called the annual meeting; and such other meetings, either periodical or occasional, as the council shall appoint. The township council may severally adjourn their meetings from time to time, and the town reeve, or in case of his death or absence, any two of the town council, may at any time summon a special meeting; the places and times of meeting may be appointed by the township council by bye-law, resolution, or adjournment, and the 27th section of the aforesaid act shall, as far as applicable, extend to township councils and their meetings.

11. The town reeve shall preside at all meetings, or in his President of meetings. absence some member of the council to be selected for the purpose by the members present, who shall for the time have the same authority as the town reeve.

12. No person shall be entitled to vote at the election of town- Requirements for voting. ship councillors unless he shall reside in the municipal township

and shall have so resided for the time required for residence in the case of voting for members of assembly.

Townships, by whom divided.

13. The township council, if they deem it desirable, may divide their township into five electoral wards, and appoint polling places therein, and presiding officers to receive the votes in each polling place; each ward to return one town councillor, who shall be resident within the township.

Overseers of poor, by whom chosen.

14. The township council, at the first meeting, and at each annual meeting afterwards, or at such other time as they may appoint, shall vote for each poor district in the township the sum they shall judge necessary for the support of the poor in that district, and for the purposes enumerated in the 89th chapter of the revised statutes; and shall appoint overseers of the poor for the existing poor districts within the township until such existing poor districts shall be altered by the town council, which districts they have power from time to time to alter, if they shall see fit to do so. When a poor district lies in more than one municipal township, the councils of the several municipal townships interested may respectively appoint overseers to meet the circumstances within each municipal township; and the several townships interested may make agreements with each other according to the emergency of the case, and if unable to agree, the county council shall have power to make such order as may be agreeable to justice.

Payment of officers.

15. In the case of the first election, each presiding officer shall receive in full for his services 10s., and each poll clerk employed 5s.

Clerks and treasurers, rules concerning.

16. Each township municipality shall appoint a clerk and a treasurer, and shall prescribe their duties and the security to be given by each for fidelity in office; and the clerk shall perform within the municipal township all the duties now by law required of town clerks.

Portions of the act for municipal government of counties applied to township municipalities.

17. The following portions of the act for the municipal government of counties, as far as the same are, or may be applicable and subject to the legislative enactments of this session, and with such changes of terms as may be necessary to make them applicable to townships and township municipalities, shall apply to township municipalities created under this act, and shall be incorporated with this act as if herein re-enacted, that is to say, sections 8, 9, 10, 11, 12, 13, 14, 15, 19, 20, 21, 22, 25, 29, 30, 33, 34, 35, 36, 37, 39, 40, 42, 44, 45, 46, 47, 54, 55, 60, 64, 68, 69, 70, 71, 72, 73, 75, 76, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 90, 91, 95; also so much of sections 69, 73 and 94, as apply to townships or township business or officers, as may be required for carrying out this act; and also the following division or subsections of the 66th section, viz.: the I., II., III., except as relates to provincial road money, and the IX. to the XVI. both inclusive, as far as applicable, and also the schedule of oaths. The township council may, by resolution or bye-law, make regulations on the subject matters of the 31st and 32nd sections of the

aforesaid act ; also, may determine what, if any, remuneration shall be paid to the town reeve and town councillors for their attendance and services.

18. When in the above portions of such act the words county, or council, or municipality, or councillor, or warden, or municipality clerk, or elector, or synonomous words occur, they shall respectively be construed to mean township or town council, or township municipality, or township councillor, or town reeve, or town clerk, as the case may be, unless otherwise expressed, or the sense forbid the change.

Words applicable to the county shall be construed as applicable to the township.

19. When municipal townships shall come into operation, the powers granted under the 43d section, and other sections of that act inconsistent with this act, shall cease.

Sections inconsistent with this act shall cease, and the following shall come into operation.

Clauses for adapting the County Municipality to Township Incorporations :

After township incorporations shall be adopted, and the municipal townships laid out and notified in any incorporated county or district, the sections next following shall come into operation therein by way of amendment and in alteration of the said act for the municipal government of counties, that is to say :

20. Thereafter in those counties or districts, no election of county councillors shall take place.

Elections of county councillors shall not take place. Municipal council, how elected.

21. In such incorporated counties or districts, the town reeves of the several municipal townships shall constitute the municipal council ; they shall continue in office two years, and until their successors are appointed, commencing their duties on the second Tuesday of December after the first and every subsequent general or bi-annual election of town councillors, at which time the county councillors in office under the said act for the municipal government of counties, shall go out of office.

22. On the second Tuesday of December after the first, and after each subsequent general or bi-annual election, the county council, and the recently elected town reeves, shall assemble at the county or district court house. The town reeves shall respectively exhibit and lodge with the county clerk a certificate of their election as township reeves, signed by the town clerk of the respective township municipalities, and they shall forthwith take the oath of office as county councillors, and then enter upon the duties of their office, and shall immediately proceed to elect by majority of votes from among themselves a warden, who shall take the oath of office, and shall then enter upon the duties of his office, and who shall be subject to the 21st section of that act ; and in case the person so elected shall not qualify and serve in the said office, the county council shall choose, by a majority of votes from among themselves, a warden duly qualified, until one shall be found willing to serve.

Election of wardens.

23. The warden shall have all the authority of county councillor ; he shall hold office for two years, and thereafter till his

Authority, &c., of wardens.

successor be appointed and has qualified, and he may be re-elected. Whenever a vacancy occurs during the term of office by death, resignation, or otherwise, the council shall, at its first meeting thereafter, elect a warden for the remainder of the time; during the temporary absence of the warden, his place may be filled by a chairman for the time being, with all the authority of the warden, to be chosen by the members present.

Elections, &c.,
when held;
power of coun-
cils; relative
duties of county
and township
councils.

24. It is declared that the first municipal election in any county or district hereafter to be incorporated, is to take place on the third Tuesday of November next after its incorporation; and the first meeting of the county councillors then elected is to be held on the second Tuesday of December then next after. Until such first meeting of the county council, the existing authorities and modes of administering the affairs of the county, and of the townships and districts therein, are to continue in force. On the organization of the county council, at that meeting, and from thence until its next succeeding annual meeting, the county council is to administer the affairs of the county, and of the townships and districts therein, under and in conformity with the said act passed for the municipal government of counties, and any acts in amendment thereof. On the third Tuesday of November next after the said first meeting of the county council, the first election of township councillors is to take place, instead of the election of county councillors, as directed by the said act; and on the fourth Tuesday of November next thereafter, the first meetings of the township councils are to be held, and on the second Tuesday of December then next following, being the second annual meeting of the county council, the newly constituted county council is to be organized, and thenceforth the administration of the county and the township affairs is to be separated, and all the powers and jurisdiction over township affairs, which by the said act for the municipal government of counties are given to the county council, and which by this act are given to the township councils, shall thereafter no longer be exercised by the county council, but shall exclusively be vested in and be exercised by the township municipalities; and all other the powers and jurisdiction given by the said act to the county municipalities, and not herein given to the township municipalities, shall continue to be exclusively vested in and exercised by the county municipalities: provided that assessors, collectors, overseers, and other ministerial officers, having duties commenced, and not completed, on the occasion of any of the said changes of authority and jurisdiction, shall continue to have legal authority for the completion of such duties, unless the council coming into authority shall otherwise order; and they shall make return, and account to such council according to its direction, and otherwise obey its authority.

CHAPTER 12.

An Act to amend the Act for the Municipal Government of Counties.

[Passed the 18th day of April, 1856.]

SECTION

1. Act to apply to all counties desirous to be incorporated.
2. Sec. 31 and 32 repealed; bye-laws to be made by council.

SECTION

3. Returns under sec. 53.
4. District of Yarmouth, return of councillors for No. 2 and 4.
5. Subpœna of commissioners.

Be it enacted, by the governor, council, and assembly, as follows:

1. The operation of the act hereby amended shall not be confined to the counties of Annapolis and Yarmouth, and King's county and Queen's county—but the act shall extend to all the counties within the Province, as they may severally desire to be incorporated thereunder, and shall testify that fact in the manner prescribed by the act.

Act to apply to all counties desirous to be incorporated.

2. The 31st and 32d sections are repealed, and instead thereof the councils shall make such bye-laws or resolutions on the subject matter thereof as they may respectively deem to be expedient.

Sec. 31 and 32 repealed; bye-laws to be made by council.

3. The returns directed by the 53d section to be made at specified times, shall be made at such times as the council may order.

Returns under sec. 53.

4. In the district of Yarmouth three councillors shall be returned for electoral district No. 2, and one councillor for electoral district No. 4.

District of Yarmouth, return of councillors for No. 2 and 4.

5. Writs of subpœna from judicial commissioners shall extend over the province.

Subpœna of commissioners.

CHAPTER 13.

An Act to amend Chapter One Hundred and Fifty-four of the Revised Statutes, "Of Costs and Fees."

[Passed the 31st day of March, 1856.]

SECTION 1.—Sheriffs' travelling fees.

Be it enacted by the governor, council, and assembly, as follows:

1. Sheriffs shall receive six pence per mile for travel from their place of residence to the place where they shall serve writs, instead of three pence as at present.

Sheriffs' travelling fees.

CHAPTER 14.

An Act to establish and regulate the sale by weight of Vegetables and Coal.

[Passed the 18th day of April, 1856.]

SECTION

1. Vegetables, how to be sold; standard weight, &c.
2. Coals, how sold.
3. Measurer, how paid.

SECTION

4. Laws inconsistent with this act repealed.
5. This act comes in force, when; and continues, how long.

Be it enacted by the governor, council, and assembly, as follows :

Vegetables,
how to be sold;
standard
weight, &c.

1. Potatoes, and all edible roots, shall hereafter be sold by weight, and the standard bushel thereof shall be as follows: potatoes and turnips, sixty pounds. All other edible roots, forty pounds.

Coals, how sold.

2. Coals sold from shipboard, by retail, shall be sold by the ton weight of two thousand two hundred and forty pounds avoirdupois, and its subdivisions.

Measurer, how
paid.

3. Every measurer of coal shall receive from the seller five pence per ton, instead of the present rate per chaldron.

Laws inconsis-
tent with this
act repealed.

4. So much of chapter 85 of the revised statutes, "Of the regulation and inspection of provisions, lumber, fuel, and other merchandize," as is inconsistent with this act, is repealed.

This act comes
in force, when;
and continues,
how long.

5. This act shall come into operation on the first day of July next, and shall continue and be in force for one year from such first day of July, and from thence to the end of the then next session of the general assembly.

CHAPTER 15.

An Act to amend the Act Seventeenth Victoria, Chapter Second, entitled, An Act to authorize a Loan for the Construction of Railways within this Province.

(Passed the 31st day of March, 1856.)

SECTION 1.—Debentures valid without the governor's seal.

Be it enacted by the governor, council, and assembly, as follows :

Debentures
valid without
the governor's
seal.

1. The debentures that have heretofore been or may hereafter be issued under the third section of the act seventeenth Victoria, chapter second, shall be and are hereby declared to be valid and binding, although the same have not heretofore been and may not hereafter be verified by the governor's seal of office, as therein required.

CHAPTER 16.

An Act to facilitate the investment of Trust and other Funds.

[Passed the 18th day of April, 1856.]

SECTION

1. Executors, &c., authorized to make investments in provincial debentures.

SECTION

2. No tax on funds so invested.

Be it enacted by the governor, council, and assembly, as follows :

1. Executors, administrators, and trustees, unless where otherwise directed by the will or other instrument creating the trust, are hereby authorized to invest money and funds in their hands, or under their control, in the provincial savings' bank, or in provincial debentures, and the production of such provincial debentures, or other evidences of money so invested and deposited, shall be held equivalent to the production of the amount of money actually paid by such executor, administrator, or trustee.

2. Funds invested in provincial debentures shall not be liable to be taxed or assessed for any city or county purposes.

Executors, &c., authorized to make investments in provincial debentures.

No tax on funds invested.

CHAPTER 17.

An Act to authorize a Provincial Loan.

(Passed the 31st day of March, 1856.)

SECTION

1. Loan, how effected, and upon what terms, &c.
2. To be regulated by governor in council.

SECTION

3. Security for such loans.
4. Accounts, &c.
5. Balance due, when to be paid.

Be it enacted by the governor, council and assembly, as follows :

1. The governor may cause a cash account to be opened at 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 amounts as may from time to time be required, and under such conditions, and upon such terms, agreements, and stipulations, for the payment and repayment of such monies, and for the management 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 may borrow and receive from any other persons, corporations, or companies, a sum not to exceed ten thousand pounds, at the lowest interest at which such loan can be effected.

Loan, how effected, and upon what terms, &c.

To be regulated
by governor in
council.

2. 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.

Security for
such loans.

3. For the repayment 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 lender, with interest, the public funds, monies, and credits of this province, are hereby pledged and rendered liable.

Accounts, &c.

4. An account of all sums borrowed or repaid under this act, with the date of the loans and repayments 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 its next session.

Balance due,
when to be paid.

5. The balance due for such loans on the thirty-first day of December, in the year of our lord one thousand eight hundred and fifty-six, shall be paid off and discharged on or before the thirty-first day of March next thereafter.

CHAPTER 18.

An Act to continue the License Laws.

(Passed the 31st day of March, 1856.)

SECTION 1.—Cap. 22 revised statutes, and Act 18 Vic., cap. 2, continued.

Be it enacted by the governor, council, and assembly, as follows:

Cap. 22 revised
stat., and Act
18 V., cap. 2,
continued.

1. Chapter twenty-two of the revised statutes, "Of licenses for the sale of intoxicating liquors," and also the act eighteenth Victoria, chapter two, in amendment thereof, are hereby respectively continued until the first day of April, in the year one thousand eight hundred and fifty-seven.

CHAPTER 19.

An Act to amend Chapter 67 of the Revised Statutes "Of the preservation of Roads."

[Passed the 18th day of April, 1856.]

SECTION 1.—Cap. 67 rev. stat. amended. Disorderly driving, penalty, &c.

Be it enacted by the governor, council, and assembly, as follows:

Cap. 67 revised
stat. amended.

1. Chapter 67 of the revised statutes, "Of the preservation of roads," is hereby amended as follows:

No person shall ride or drive any horse at full speed, or in a disorderly manner, in the public street or highway, in any town or village. Persons violating this provision shall forfeit a sum not exceeding twenty shillings for each offence, to be recovered as directed in the 15th section of the chapter hereby amended.

Disorderly driving, penalty, &c.

CHAPTER 20.

An Act to establish a more equal and just system of Assessment.

[Passed the 18th day of April, 1856.]

SECTION

1. Persons liable to taxation.
2. "Land and "real estate" — meaning of words.
3. Personal estate and personal property — what they include.
4. Property exempt from taxation.
5. Poll tax—in what proportion, and upon whom.
6. Assessment roll—rules for. To include all assessable property of residents. Where property in different districts. Non-residents. Tenants.
7. Time in which assessment roll to be made.
8. Lands of non-residents.
9. Value of property—how estimated.
10. Completion of roll. Certificate.
11. Roll to be forwarded to clerk of peace, and posted up.
12. County rates. Residents. Poor rates. Non-residents.
13. Clerk of Peace to make out county rate.
14. Shall transmit to clerk of poor district part of roll applicable to poor rate.
15. Clerk of district to make poor rate.
16. Assessment roll.
17. To be delivered to collectors by clerk of the peace.
18. Collectors roll of poor rate.
19. Meetings under section 15, cap. 89, revised statutes.

SECTION

- 20 Duty of collector of poor or county rates.
21. regarding non-resident owners.
22. Unpaid tax warrants issued on affidavit of collector.
23. Unknown owners.
24. Where no property exists to satisfy collector, justice to certify the fact.
25. Levy of warrants.
26. Purchasers have a right of entry to remove materials.
27. Sale—public notice of, and description of property, &c.
28. Surplus money—to whom paid.
29. Warrant to be returned—when, &c.
30. Assessment roll—how much of, and when to be returned, and to whom.
31. Records, &c. to be kept by county treasurer.
32. Warrants—by whom awarded, and when.
33. Sale—when ordered by the court; proceedings thereupon.
34. Sheriff's Sale; how much to be sold.
35. Surplus—how disposed of.
36. The poor rates deducted from taxes on lands of non-residents—proceedings relative to.
37. Assessors of poor rates.
38. Meaning of words "court of county sessions," "grand jury," &c.
39. Halifax—from what exempted in this act.

Be it enacted by the governor, council, and assembly, as follows:

1. For all purposes for which local and direct taxes are and shall be levied by authority of law, unless otherwise specially provided for by law, all land and all such personal property as is

Persons liable to taxation.

hereinafter defined, whether owned by individuals, co-partners, or corporations, shall be liable to taxation, subject to the exceptions hereinafter specified; and the occupant of any crown land shall be liable to taxation for the land so occupied, but such land shall not be chargeable for the same.

“Land” and
“real estate”
—meaning
of words.

2. The term “land,” as used in this act, shall be held to include the land itself, and all buildings and other things erected and fixed upon the same, and all mines, minerals, quarries, and fossils, in and under the same; and the term “real estate” in this act, shall be construed as having the same meaning.

Personal estate
and personal
property—what
they include.

3. The words “personal estate,” and “personal property,” when they occur in this act, shall be understood to include all such goods, chattels, and other property as are enumerated in schedule A. hereto annexed, and no other; and the term “property,” shall include both real and personal property as above defined.

Property ex-
empt from tax-
ation.

4. The following property shall be exempt from taxation, viz.: *First*,—lands belonging to her majesty, or held in trust for her majesty for the public uses of the province. *Secondly*,—every place of worship, every church yard or burial ground, the real estate of every college, academy, or other seminary of learning, every public school house, town hall, court house, lock-up house, temperance hall, all public landings, public breakwaters and public wharves, all school lands, and the property of every township or town, city, or county, if occupied for the purposes thereof, or if unoccupied. *Thirdly*,—the provincial penitentiary, and the land attached thereto; the provincial lunatic asylum, and the land attached thereto; the provincial railway, rolling stock, and railway stations, and lands attached thereto, or to the railway. *Fourthly*,—lands belonging to any widow or minor when of less value than one hundred pounds currency.

Poll tax—in
what propor-
tion, and upon
whom.

5. One eighth and no more of all local and direct taxes shall be levied and assessed by an equal rate, as a poll tax, on all male persons living within the district, of the age of twenty-one years, and not being paupers, and the other seven-eighths shall be levied and assessed upon the whole taxable real and personal property of the locality, to be taxed in proportion to the assessed value thereof, and not upon any one or more kinds or species of property in particular.

Assessment roll
rules for.

6. In making up the assessment roll, the assessors shall be governed by the following rules:

To include all
assessable prop-
erty of resi-
dents.

I. Where the owner or occupier is resident within the county, the assessors for the district within which he resides shall include in the roll the whole of his assessable property.

Where property
in different dis-
tricts.

II. If such property be situate in different districts of the county, it shall be so discriminated in the assessment roll, as to shew for what amount he is assessable in each district.

Non-residents.

III. Where the owner or occupier is not resident within the county, or is unknown, and the lands are unoccupied, the lands

shall be assessed as lands of non-residents, in each separate district in which they lie.

IV. Where the owner of lands which are occupied by another party as tenant for any period less than one year, resides within the county, the lands shall be estimated as the property of the owner, saving his recourse against the occupier; and where the occupier of the lands is not resident within the county, they shall be estimated as the property of the occupier. Tenants.

7. Between the first day of November and the first day of December in each year, the assessors appointed by the grand jury and court of sessions for each township or district, shall proceed to ascertain, by diligent enquiry, the names of all the taxable inhabitants within the same, and also all the taxable property within the same, its extent, amount, and nature. They shall then prepare an assessment roll, in which shall be set down in separate columns, and according to the best information in their power, the names of all taxable parties in the township or district, with the extent or amount of property assessable against each, under the provisions of this act, and containing the particulars mentioned in schedule B. for each of the items of which the assessment roll shall contain a separate column. Time in which assessment roll to be made.

8. The lands of non-residents shall be designated in the assessment roll, but in a separate part of it, under the head of "assessment roll of non-residents lands," and shall contain the several particulars specified in that part of schedule B. which refers to such lands. Lands of non-residents.

9. All real and personal property liable to taxation shall be estimated by the assessors at its full value, in the same manner in which they would appraise the same in payment of a debt due from a solvent debtor. Value of property—how estimated.

10. The assessors shall complete the rolls on or before the tenth day of December in each year, and they, or a majority of them, shall forthwith thereafter sign the same, first attaching thereto a certificate in the following form: Completion of roll

"We do severally certify that we have set out in the above assessment roll, all the real and personal property within the county, owned or occupied by persons residing within our district; and all the real and personal property within our district owned or occupied by persons not residing within the county, liable to taxation within our district, and the actual value thereof in each case, according to our best information and judgment." Certificate.

11. The roll thus certified shall be forthwith forwarded to the clerk of the peace for the county, and a true copy thereof similarly certified, to be made by the assessors, shall be forthwith posted up by them in some public and conspicuous place within the township or district for which they are assessors, for the information of all parties concerned. Roll to be forwarded to clerk of peace, and posted up.

12. From such roll, the county rates and poor rates shall be made as follows: County rates.

Residents.

I. Any party residing within the county shall be taxed for his county rate in one sum, which shall be collected by the collector of the district where he resides.

Poor rates.

II. Such party shall be taxed for his poor rate in each district where his taxable property lies, and the same shall be collected by the several collectors of the poor rates in the several districts.

Non-residents.

III. Where the party taxable is a non-resident or unknown, his property shall be taxable for both poor and county rates in the district where such property lies.

Clerk of peace to make out County rate.

13. The clerk of the peace shall, within ten days after the sitting of the court in which any assessment shall be ordered, make out from such roll the county rate for each township or district, containing the particulars mentioned in schedule C. to this act, or other particulars to the like effect.

Shall transmit to clerk of poor district part of roll applicable to poor rate.

14. Such clerk shall also, on or before the first day of January in each year, transmit to the clerk of each poor district, to be appointed as hereinafter mentioned, so much of such roll as may be necessary to make out the poor rate for such district.

Clerk of district to make poor rate.

15. From the roll so transmitted, the clerk of the poor district shall make out the poor rate for his district, containing the same particulars as the county rate collectors roll, making allowance for necessary differences.

Assessment roll

16. On the assessment roll, whether of county or poor rates, shall be set down the name of each party assessed, the amount of his poll tax, the correct assessed value of the real and personal property of each party for which such party is taxable; and there shall also be put down on such roll the true valuation of the lands of non-residents opposite to the names of such non-residents, and also the amount chargeable upon such lands.

To be delivered to collectors by clerk of the peace.

17. The clerk of the peace shall deliver the roll so to be made by him to the collectors appointed by the court and jury for each township or district.

Collector's roll of poor rates.

18. The town clerk or clerk of the poor district shall deliver the collector's roll of poor rates so to be made by him to the collectors who shall be appointed as hereinafter mentioned.

Meetings under section 15, cap. 89 rev. stat.

19. At any meeting held under the fifteenth section of chapter 89 of the revised statutes, the inhabitants shall choose so many collectors as they may deem necessary to collect the poor rates for the district or township within which such meeting shall be holden, and shall also choose a clerk, to be called the clerk of such poor district, who shall act as clerk to the overseers of the poor for the district; and such inhabitants shall award to their clerk a reasonable remuneration, to be fixed at such meeting, and added to the amount to be assessed on the district.

Duty of collector of poor or county rates.

20. It shall be the duty of the collector of either poor or county rates, to receive the taxes assessed upon the property of non-residents, if the same be tendered within the time of his collection.

21. As regards the lands of non-resident owners named in the collector's roll, it shall be the duty of such collector, where the owner is known to him, to transmit by post, a statement and demand of the charges taxed against him in the roll.

Regarding non-resident owners

22. If the taxes be not paid within twenty days thereafter, the collector may apply to two justices of the peace, and upon affidavit being made of such statement, and demand having been duly mailed by the collector, and that the taxes are unpaid, and upon their being satisfied that there can be found on the lands sufficient timber, wood, poles, or other materials to defray such taxes and expenses, such justices shall issue a warrant authorising the collector to sell so much of such timber, wood, poles, or other materials, as may be necessary to pay such taxes and expenses.

Unpaid taxes—warrants issued on affidavit of collector.

23. Where the owner is unknown to the collector, affidavit of that fact shall supersede the necessity of the affidavit of mailing a notice and demand, and in such case the warrant shall issue as provided in last section.

Unknown owners.

24. If the justices, on application of the collector, shall be satisfied that no timber, wood, poles, or other materials can be found on the land sufficient to satisfy the warrant, they shall give him a certificate to that effect, which shall be his authority for taking no further steps to collect the rate to which such certificate applies.

Where no property exists to satisfy collector, justices to certify the fact.

25. It shall be the duty of the collector to levy any warrant issued by such two justices, by selling so much of the timber, wood, poles, or other materials on the land, as will be sufficient to pay the amount of such rates and the expenses connected therewith; and in making such sale, he shall sell only so much and such part thereof as shall be sufficient to satisfy such rates and the expenses connected therewith—first selling such part thereof as he shall consider most for the advantage of the owner of the land to have sold.

Levy of warrants.

26. A purchaser under such sale, shall be entitled to a right of entry upon the lands to remove the timber, wood, poles, or other materials purchased by him, at any time within one year after the sale; and to any other incidents that may be necessary to render his right available to him, but shall have no further right, privilege, or easement whatever, in respect thereof.

Purchasers have a right of entry to remove materials.

27. The collector shall give public notice of the day of the sale, of the description of the property, and (when known) the name of the owner, and the amount of taxes rated on the property, which notice shall be given at least ten days previously to the sale, by handbills posted up in at least five public places in the township near to the lands in question, and the sale shall be made at public auction.

Sale—public notice of, and description of property, &c.

28. If the amount realized by such sale shall be greater than the amount due for the taxes and expenses, and the cost of such sale, (the same being regulated by the amounts paid on constable's

Surplus money—to whom paid

sales, under executions issued from justices,) the surplus shall be paid over to the county treasurer, who shall enter the same as surplus funds in the book to be kept by him as hereinafter mentioned.

Warrant to be returned, when, &c. 29. In case the collector shall be unable under such warrant to collect the amount by sale as aforesaid, then it shall be his duty to return such warrant, with a statement of his doings thereon to the county treasurer, within ten days after the day named in his advertisement, for the sale thereunder.

Assessment roll—how much of, and when to be returned, and to whom. 30. Every collector shall at the expiration of the time limited by his roll, return to the county treasurer so much of the assessment roll touching the lands of non-residents as relates to those lands in respect of which the taxes remaining unpaid, or in respect of which surplus shall arise in all cases where sales under warrant shall have taken place, and shall also return as aforesaid any certificate given to him under the 23d section of this act.

Records, &c. to be kept by ety. treasurer. 31. The county treasurer shall record in a book to be kept by him for that purpose, the description of all such lands, and shall minute opposite thereto, the taxes and costs chargeable thereon, and the proceedings had in respect thereof; and such taxes and costs shall be a privileged lien upon the lands, bearing interest at ten per cent. for the first year, increasing annually by two per cent. additional until payment.

Warrants, by whom awarded, and when. 32. It shall be the duty of the county treasurer to lay every year before the court of sessions for each county, the book containing such entries, and such court shall have the power, in case they see fit so to do, to award a warrant to the sheriff of the county for the sale of so much of such lands as may be necessary to pay and discharge the amount of the lien thereon with costs of sale; provided always, that no warrant shall issue for the sale of any lands until after the rates due thereon, or some part thereof, shall have been unpaid at least three years.

Sale—when ordered by court; proceedings thereupon. 33. When the court shall have ordered a sale, the clerk of the peace shall issue a warrant addressed to the sheriff of the county where the lands lie, ordering him to make sale of so much of the lands as may be necessary to pay the charges against the same.

Sheriff's sale; how much to be sold. 34. The sheriff shall thereupon sell by public auction, so much of the lands as shall be sufficient to discharge such taxes and expenses, and the charges of sale, selling first in preference such part of the lands as he may consider to be the least to the injury of the owner, and in all other respects, as to notices and other preliminaries of sale, conducting the same agreeably to the forms prescribed on sales under judgments of the supreme court, and within one month after sale, he shall return his warrant to the county treasurer, and pay over to him the proceeds of such sale, deducting such costs as he would have been entitled to under judgment sales. The sheriff's deed, which shall be in the form E annexed hereto, or to that effect, shall be considered *prima facie* evidence of the title of the lands being conveyed to the grantee.

35. The county treasurer shall note in the book to be kept by him, any surplus monies, arising by constables' or sheriffs' sales, opposite the record of the description of the lands, and any such surplus shall in the meantime be added to the general county fund and be paid to the order of such person or persons as shall prove to the satisfaction of the court of sessions his or their right to the same as owners of the lands in respect of which the sale occurred. Surplus—how disposed of.

36. The county treasurer, on receipt of the taxes on lands of non-residents, shall pay over, as soon as reasonably may be, to the overseers of the poor of any district, so much of those monies as belongs to the poor rates of the district. The poor rates on lands of non-residents to be paid over.

37. After the assessment roll shall have been made up in pursuance of this act, no assessor of poor rates shall be chosen at any town meeting held under chapter 89 of the revised statutes. Assessors of poor rates.

38. Where the word court of sessions and grand jury, or other words to that effect are used in this act, the same shall, in counties or districts incorporated, be construed to mean the municipal council of such county or district. Meaning of words "court of sessions," &c. used in this act.

39. The city of Halifax shall, so far as regards any rates which under the authority of law the corporation has the power to enforce, be exempted from the operation of this act. Halifax—how far exempted.

SCHEDULE A.

All personal chattels of every kind and description at their actual cash value, except as qualified beneath.

The average stock of goods on hand of every merchant, trader, or dealer, manufacturer, tradesmen, or mechanic, such average stock to be considered the mean between the highest and the lowest amount of goods on hand at any time during the year, and to be estimated at cost price.

One half the value of ships afloat, whether in the province or elsewhere.

SCHEDULE B.

Assessment Roll for the township of [or district] of _____

Name of taxable party	Value of Real Estate within the County.	Value of personal Estate within the County.	Whole Taxable Property.	District in which property is.	Amount assessed in different Townships.
A. B.	£600	200	800	Township of A B C	
C. D.	100	300	400		250 0 0
E. F.		200	200		350 0 0
G. H.		50	50		200 0 0
Non-residents land within the township [or district] per list.			1500		

Assessment Roll of non-residents lands within the Township [or district] of _____

Name of Taxable party if known.	Number of acres or thereabout.	Description of Lot sufficient to identify it.	Value of land.
J. R.	500	A lot of land situate to the west of _____ river, bounding thereon on the east [or such other description as may identify it.]	200
Unknown.	300	A lot of land originally granted to A. B. [or such description as may identify it.]	1300

SCHEDULE C.

Collector's roll for county rates for the township
[or district] of

Name of taxable party.	Poll Tax.	Taxable Property.	Rate payable thereon.	Total tax.
A. B.	£0 1 3	£800 0 0	8s.	9s. 3d.
C. D.	0 1 3	400 0 0	4s.	5s. 3d.
E. F.	0 1 3	200 0 0	2s.	3s. 3d.
G. H.	0 1 3	50 0 0	0s. 6d.	1s. 9d.
Non-residents land		1500 0 0	15s.	15s.

Collector's roll for county rates for the township [or district,]
of

Name of taxable party if known.	No. of acres.	Description of Lot sufficient to identify it.	Value of Land.	Total levy.
J. R.	500	(Copy the description from the certified roll or give other sufficient description of it.)	£200 0 0	2s.
Unknown	300	(copy as above)	1300 0 0	13s.

You are hereby required to collect 15s., the tax as specified in the within roll, and to pay over the same to the county treasurer, within days herefrom.

A. B.,
clerk of the peace.

To C. D., collector of county rates for above district.

SCHEDULE E.

To all to whom these presents may come :

I, A. B., sheriff of the county of _____, send greeting :
Whereas C. D., of _____, in the county of _____, on the day of the date hereof, bought for the sum of _____ the lands hereinafter described, at a public auction held at _____, under the provisions of "the act to establish a more equal and just system of assessment" ; and whereas upon such sale the said C. D. paid the purchase-money,

Now know ye, that I, the said sheriff, in consideration of the sum of _____, so paid to me as aforesaid, have granted and conveyed, and by these presents do grant and convey to the said C. D., his heirs and assigns, all that (here describe the land.) In witness whereof, I have hereto subscribed my hand and seal at _____, this _____ day of _____, A. D. _____

CHAPTER 21.

An Act for the preservation of Pheasants.

[Passed the 18th day of April, 1856.]

SECTION

1. Pheasants not allowed to be killed.
2. Dead pheasants, &c.

SECTION

3. Fines.
4. Act to continue in force—how long.

Be it enacted by the governor, council, and assembly, as follows :

Pheasants not allowed to be killed.

1. It shall not be lawful for any person to take or kill, within this province, any pheasant, or to buy, sell, or have in his possession any dead pheasant that has been so taken or killed.

Dead pheasants &c.

2. Any dead pheasant found in the possession of any person within this province shall be presumed to have been taken or killed by such person, contrary to this act, until proof to the contrary be given by such person.

Fines.

3. Every person offending against this act shall forfeit the sum of forty shillings for each offence, to be recovered in the same manner in which similar amounts are now by law recoverable, and to be appropriated to the use of the prosecutor.

Act to continue in force—how long.

4. This act shall be in force for the period of five years, and from thence to the end of the then next session of the general assembly.

CHAPTER 22.

An Act to amend Chapter 57 of the Revised Statutes, "Of Regulations concerning the Practice of Physic and Surgery.

[Passed the 18th day of April, 1856.]

SECTION

1. Chapter 57 revised statutes repealed.
2. Surgeon's credentials to be registered.
3. Commissions—when, and by whom issued.

SECTION

4. Licenses—to whom granted.
5. Penalty for not registering papers.
6. Certified copies—by whom granted.
7. To go into operation in 6 months.

Be it enacted by the governor, council, and assembly, as follows :

1. The concluding part of the act hereby amended, after the word "Majesty," is hereby repealed. Chap. 57 rev. stat. repealed.

2. It shall be incumbent upon every person claiming to be a physician or surgeon, or to have a licence to practice under the hand and seal of the governor, under the terms of the act hereby amended, to personally produce and register, in the provincial secretary's office, in a book to be kept for that purpose, the papers or credentials under which he founds his claim to that character. Surgeon's credentials to be registered.

3. If the claimant reside at such a distance that he cannot personally attend without inconvenience, and shall notify the provincial secretary, by letter, of that fact, the governor, in council, may issue a commission addressed to the oldest settled practitioner, and a clergyman where such claimant resides, authorizing them to examine the credentials of such party, and report thereon to the government; and such report, to be registered in the provincial secretary's office, shall have the same force and effect as if the original papers had been personally produced by such claimant, and registered as herein before directed. Commissions—when and by whom issued.

4. Every person resident in the province, and who shall have practiced therein previously to the year 1821, shall, on proof of that fact, be entitled to receive a license to practice, under the hand and seal of the governor. Licenses—to whom granted.

5. All persons professing to have medical or surgical degrees or license to practice, save physicians or surgeons in her majesty's service, and not duly registered agreeably to the provisions of this act, shall forfeit a penalty of five pounds for every such offence, and shall not be entitled to recover any fee or reward for professional services. Penalty for not registering.

6. A copy of such credentials, or report, certified by the provincial secretary, shall be received in evidence in all courts in this province, in any action for the professional services of the party so registered. Certified copies—by whom granted.

7. This act shall go into operation in six months from the same receiving the governor's assent. To go into operation in six months.

CHAPTER 23.

An Act to amend the Act 18 Victoria, Chapter 16, relating to the Inspection of Fish.

[Passed the 18th day of April, 1856.]

SECTION.

1. Penalty reduced.
2. Part of section 6, 18 Vic., cap. 16, repealed.
3. Section 6 of 18 Vic., cap. 16, amended.
4. Section 11 of the above recited act amended.

SECTION

5. Section 16 of 18th Vic., cap. 16, amended.
6. Actions against Inspectors—where brought.
7. Smoked herrings—weight of.

Be it enacted by the governor, council, and assembly, as follows:

1. The penalty of five shillings, imposed under the fifth section of the above act, shall be reduced to two shillings and six pence.
2. So much of the sixth section as regulates the qualities of number two and number three, is repealed, and the following shall hereafter be the qualities of those numbers respectively:

Those to be branded "*no. two large*," shall comprehend the best mackerel that remain after the selection of the first quality, and shall be properly split and washed, well cured, and in every respect free from taint, rust or damage of any kind, and shall measure not less than thirteen inches from the extremity of the head to the crotch of the tail. All those of the same kind and quality measuring from eleven to thirteen inches as above described shall be branded "*number two*." Those to be branded "*number three large*," shall consist of good sound large mackerel, properly washed, well cured, and free from taint, rust, or damage of any kind, and shall measure fourteen inches and upwards from the extremity of the head to the crotch of the tail. All those that measure from eleven to fourteen inches shall be branded "*no. three*".

3. So much of the sixth section as relates to herring and alewives shall be amended by inserting after the third clause of such section the following clause: All herring that are not gibbed shall be branded with the word "*gross*," in addition to other brands.

4. The eleventh section shall be amended by inserting the word "*packing*" after the word "*weighing*" in the first line thereof.

5. The sixteenth section shall be amended by adding at the end thereof the following words, viz.: "*And shall describe in their returns the different kinds and qualities of fish inspected by them.*"

6. Actions against inspectors or their deputies, under this act, and the act hereby amended, shall be brought in the county where the offence shall have been committed, and not elsewhere.

7. Every box of smoked herrings shall contain twenty pounds instead of twenty-five pounds, as provided in the twenty-third section of such recited act, which section is hereby amended.

Penalty reduced.

Part of section 6, 18 Vic., cap. 16 repealed.

Section 6 of 18 Vic., cap. 16 amended.

Section 11 of above recited act amended.

Section 16 of 18 Vic., cap. 16 amended.

Actions against inspectors—where brought.

Smoked herrings—weight of.

CHAPTER 24.

An Act to amend Chapter 141 of the Revised Statutes "Of Suits against absent or absconding debtors."

[Passed the 18th day of April, 1856.]

SECTION

- 1. Section 14 and 20, cap. 141 rev. stat., repealed.
- 2. Assessment of damages.
- 3. Damages under £25—how assessed.

SECTION

- 4. Appearance of agent or trustee—when &c.
- 5. Not to apply to causes pending.

Be it enacted by the governor, council, and assembly, as follows :

1. Sections fourteen and twenty of the said act are hereby repealed.

Section 14 & 20, cap. 141 rev. stat. repealed. Assessment of damages.

2. In suits against absent or absconding debtors, in case there shall be no appearance, the damages may be assessed before a judge at chambers, or the court at the second term, or in Halifax at the sittings after the second term from the commencement of the suit, or at any time thereafter, unless special matter in bar, abatement, or further continuance, be allowed.

3. When the damages claimed do not exceed twenty pounds, or when a cause is undefended, although the damages claimed be over twenty pounds, it may be tried and damages assessed in the same manner as in summary suits, unless a judge or the court shall otherwise order.

Damages under £25—how assessed.

4. When an agent or trustee is summoned, he shall appear and file his declaration with the prothonotary of the county where he resides, within four days after the time specified for his appearance in the writ, but such agent shall not be required to appear personally to be examined under oath until the first day of the sittings of the supreme court of the county where he resides, and if the process be not returnable before the first day of term, or in Halifax before the first day of the sittings after term, he shall not be obliged to appear till the next term, and he shall in no case be required to appear for personal examination, unless he shall have received notice thereof either at the time of the service of the writ or after the filing of his declaration.

Appearance of agent or trustee—when.

5. The foregoing clauses shall not apply to causes pending and undetermined.

Not to apply to causes pending.

CHAPTER 25.

An Act to amend the Jury Law.

[Passed the 18th day of April, 1856.]

SECTION

1. Jury panels drawn at last sittings of
 • supreme court legal.

SECTION.

2. Jury lists, Cumberland, drawn in
 January valid.

Be it enacted, by the governor, council, and assembly, as follows :

1. All jury panels, whether grand or petit, drawn from any jury lists, at the last sittings of the supreme court in the several counties, and all venires and other proceedings connected therewith are hereby declared legal and valid, notwithstanding that the lists from which such panels were drawn may have been informally or illegally drawn up, or that the requirements of the law may not have been otherwise strictly complied with as regards such lists.

2. The jury lists for the county of Cumberland, prepared in January last by the committee of justices, shall be valid, notwithstanding any delay in the confirmation of such lists, and such committee are hereby authorized to meet at any time before the fifteenth day of May next, to confirm such lists, giving at least fourteen days notice of such meeting.

Jury panels drawn at last sittings of supreme court legal.

Jury lists, Cumberland, drawn in Jan. valid.

CHAPTER 26.

An Act for a further issue of Treasury Notes.

[Passed the 18th day of April, 1856.]

SECTION

1. Issue of treasury notes increased.
 2. Form—manner of issuing, &c.

SECTION

3. Holders of notes—how paid.

Be it enacted by the governor, council, and assembly, as follows :

1. It shall be lawful for the governor, by and with the advice of the executive council, to direct, from time to time, a further issue of treasury notes, for twenty shillings each, to an extent not exceeding fifty thousand pounds.

2. Such treasury notes shall be in the form, and issued in the mode now in use ; and the same shall be received at the treasury and in payment of duties at their specified value.

3. The holders of any notes issued under the authority of this act shall be paid the full amount thereof at the treasury, in gold or silver money, on demand.

Issue of treasury notes increased.

Form—manner of issuing, &c.

Holders of notes how paid.

CHAPTER 27.

An Act to continue the Laws relating to Education.

[Passed the 18th day of April, 1856.]

SECTION 1. Chapter 60 of revised statutes continued.

Be it enacted by the governor, council, and assembly, as follows :

1. Chapter 60 of the revised statutes "Of Public Instructions," except as amended by the act hereinafter mentioned ; also, the act 13th Victoria, chapter 36, entitled, an act relating to the Pictou academy ; also, the act 17th Victoria, chapter 25, and the act 18th Victoria, chapter 33, severally entitled, an act to continue and amend the laws relating to education, are hereby respectively continued until the first day of May, in the year one thousand eight hundred and fifty-seven.

Chap. 60 of rev. stat. continued.

CHAPTER 28.

An Act to amend chapter 92 of the Revised Statutes, "Of the preservation of Useful Birds and Animals."

[Passed the 18th day of April, 1856.]

SECTION 1. Penalty for killing Moose—when.

Be it enacted by the governor, council, and assembly, as follows :

1. No person shall take or kill any Moose, or shall offer for sale, or have in his possession any Moose flesh between the first day of February and the first day of September in each year, under a penalty of not more than five pounds, nor less than forty shillings; the same to be recovered in the name of the party suing for the same, in a summary manner, before a justice of the peace ; and in case of non-payment, the party to be confined in the county jail for a period of not more than six days, nor less than two days.

Penalty for killing Moose, when.

CHAPTER 29.

An Act to extend the provisions of chapter 61 of the Revised Statutes, "Of laying out certain Great Roads."

[Passed the 18th day of April, 1856.]

SECTION 1. Chapter 61 revised statutes extended.

Be it enacted by the governor, council, and assembly, as follows :

Chap. 61 of rev. 1. The provisions of chapter 61 of the revised statutes shall
tat. extended. extend to the road leading from River John to Amherst, by Pugwash, in the county of Cumberland, following the course of the present telegraph line, and also to the new road leading from the town of Baddeck to the western line of the county of Victoria, and also to the road leading from the town of Digby to Westport.

CHAPTER 30.

An Act to amend Chapter 13 of the Act 16 Victoria.

[Passed the 18th day of April, 1856.]

SECTION 1. Preamble. Section 4, cap. 13, of 16 Vic., explained.

Pres m Whereas doubts have arisen as to the construction of the proviso contained in the fourth section of chapter 13 of the acts 16th Victoria, entitled, an act concerning prothonotaries and clerks of the crown.

Be it declared and enacted by the governor, council, and assembly, as follows :

Sec. 4, cap. 13 of 16 Vic. explained. 1. The proviso in the fourth section of such chapter is hereby declared not to have any reference to the sum of eighty pounds, sterling, annually granted to the clerk of the crown at Halifax, for his services in that capacity, and the sum of five hundred pounds payable to Mr. Nutting, under such section, is hereby declared to be receivable by him thereunder, exclusive of such annual grant.

CHAPTER 31.

An Act to explain Chapter 113 of the Revised Statutes "Of the Registry of Deeds and Incumbrances affecting Lands."

[Passed the 18th day of April, 1856.]

SECTION 1. Preamble. Meaning of words "out of the Province."

Whereas doubts have been entertained as to the operation of section 12 of the chapter hereby amended. Preamble.

Be it therefore declared and enacted by the governor, council, and assembly, as follows:

1. The words "out of the province," on the first line of such 12th section are hereby declared to have had reference, and to refer as well to foreign countries as to the British dominions. Meaning of words "out of the province."

CHAPTER 32.

An Act to amend chapter 111 of the Revised Statutes, "Of Deeds by Married Women."

[Passed the 18th day of April, 1856.]

SECTION 1. Deeds of married women in foreign countries—when valid.

Be it enacted by the governor, council, and assembly, as follows:

1. All deeds and powers of attorney, heretofore executed and acknowledged, and hereafter to be executed and acknowledged by married women in foreign countries, before any mayor or judge of a court of record, and certified, in writing on the same, by such mayor or judge, and such certificate, being authenticated under the hand and seal of a notary public, shall be valid and effectual to bar the dower or right of any married woman in the lands and premises therein mentioned. Deeds of married women in foreign countries—when valid.

CHAPTER 33.

An Act to amend Chapter 46 of the Revised Statutes, "Of County Assessments."

[Passed the 18th day of April, 1856.]

SECTION

1. County rates; public meeting relative to—how called.
2. Assessors and collectors.
3. Assessment collection, &c.—when made.
4. Warrant of distress against defaulters after notice.
5. Neglect of judge to call meeting—penalty.
6. Justice's returns—where made.
7. Assessors and collectors; their refusal to act—penalty for.
8. Appraisement rolls, apportionments, &c.

SECTION

9. Assessment rolls returned to clerks of the peace—when.
10. New assessors appointed through the refusal of the first to act.
11. Balance not collected.
12. Assessors &c., from other districts, appointed—when.
13. Payment of assessors, &c., by whom.
14. Additional pay.
15. Assessment for year 1856.
16. Applies only to county of Halifax.

Be it enacted by the governor, council, and assembly, as follows :

County rates;
public meeting
relative to—
how called.

1. After the sessions of the county of Halifax shall have ascertained what portion of the county rates shall be contributed by each district and place in the county, out of the city of Halifax, the clerk of the peace shall send to the senior, or some other justice of the peace, resident in each district, and if there be no resident justice, then to the justice nearest to such district, the amount of the county rates to be borne by such district; and the justice to whom the same shall be sent shall, within twenty days after receiving the same, call a public meeting of the inhabitants, by notice posted up in four or more of the most public places therein, for at least seven days before such meeting, at which meeting he shall preside, and the majority of the persons present shall choose three or more assessors and one collector of county rates for such district.

Assessors and
collectors.

2. The assessors and collectors shall be notified of their appointment by the chairman of the meeting, and after being sworn into office, they shall proceed to assess and collect the proportion of the rate to be contributed by the inhabitants of such district respectively.

Assessment
collection, &c.
—when made.

3. The assessors shall make their assessment within twenty days after being notified of their appointment, and they shall, within twenty-five days from such notification, furnish the assessment roll to the collectors, who shall forthwith proceed to collect from every person therein named the amount assessed upon him.

4. In case any of the parties assessed do not, within thirty days after they shall have been notified by the collectors of the amount of their assessment, pay the same to the collector, any justice of the peace before whom the collector shall make oath, that such notice has been duly given, and that the amount has not been paid, shall issue a general warrant of distress against such defaulters, directed to some one of the constables, who shall collect the amount of assessment due by each party named therein, together with ten per cent. on the amount of such assessment, and his fees, and shall make a return of his doings thereon to the collector within seven days.

Warrant of distress against defaulters after notice.

5. In case of neglect or refusal by the justice to call the meeting, or to preside thereat, or to notify the assessors or collectors, or to swear them, if required, he shall forfeit the sum of twenty pounds, to be recovered in the supreme court in the name of the queen.

Neglect of judge to call meetings—penalty for.

6. The justice shall make a return of his proceedings under this act to the first general quarter sessions, at Halifax; and in default thereof, he shall forfeit the sum of ten pounds, to be recovered as aforesaid.

Justices' returns—where made

7. In case of neglect or refusal of any of the assessors or collectors to fulfil the duties of their respective offices, or to qualify themselves, they shall each forfeit the sum of ten pounds.

Assessors and collectors—their refusal to act, penalty for.

8. Appraisement rolls, apportionments of assessments, and descriptions defining the limits of the districts and places, shall be transmitted by the clerk of the peace to the senior or other justice of the district by mail, and proof that the documents have been mailed at the post office, in Halifax, shall be prima facie evidence of their having been received by the justice to whom the same were addressed.

Appraisement rolls, apportionments, &c.

9. The collectors, after finishing the collection, shall return the assessment rolls, for their respective districts to the clerk of the peace, with their doings thereon, on or before the first day of December in each year.

Assessment rolls returnable to clerk of the peace—when.

10. In case any of the assessors, or collectors, shall neglect to take upon themselves the duties of their office, or to qualify themselves, after having received five days' notice of their appointment, the justice who presided at the meeting shall appoint others in their stead, who shall be liable to the same penalty for neglect or refusal to do the duties of the said offices.

New assessors appointed through the refusal of the first to act.

11. If the whole assessment to be contributed in any one year by a district be not collected and paid over to the county treasurer, the balance remaining unpaid shall be added to the next year's assessment of such district, and collected from such district with, and in addition to, such next year's assessment.

Balance not collected.

12. In case, from any cause, the assessment be not made on any district and paid over to the county treasurer, either from no meeting having been held, or from no assessors or collectors having been appointed, or from any other cause, the sessions may send

Assessors to form other districts appointed—when.

assessors and collectors from any other district within the county, who shall be authorised to make and collect from the inhabitants of the district, the amount of assessment to be contributed by them, and all the expense incurred thereby, whether by sending assessors or collectors, or otherwise, shall be added to the next year's assessment on such district, and collected therewith.

Payment of assessors, and by whom.

13. The sessions shall be authorized to pay out of the county funds a reasonable remuneration for the services of the collectors and assessors sent by them to assess and collect the assessment of any district in which the portion of county rate, payable therein, shall not have been assessed or collected.

Additional pay.

14. All collectors appointed under the provisions of this act shall, in addition to the five per cent. to which they are at present entitled, receive such further sum for their trouble as the grand jury and sessions shall think reasonable; but no account shall be received by the grand jury and sessions for such extra services, unless it be duly certified by the chairman of the meeting, to be just and reasonable.

Assessment for year 1855.

15. The amount of assessment apportioned to the several districts by the sessions, at their last term, held the first Tuesday of March, in the present year, shall be assessed on the respective districts for the year 1856, and collected as hereinbefore mentioned.

Applies only to county of Halifax.

16. This act shall only apply to the county of Halifax, and shall not apply to the city of Halifax.

CHAPTER 34.

An Act to enlarge the amount of Deposit in the Savings' Bank.

[Passed the 18th day of April, 1856.]

SECTION

1. Deposits in savings' bank enlarged.

SECTION

2. Monies—how applied.

Be it enacted by the governor, council, and assembly, as follows :

Deposit in savings bank enlarged.

1. The whole amount of deposits in the savings' bank is hereby enlarged, so as the same shall not exceed one hundred and twenty-five thousand pounds.

Monies how applied.

2. Monies deposited under this act shall be applied by the governor in council, from time to time, for such uses as shall have been approved of and sanctioned by the general assembly.

CHAPTER 35.

An act to amend Chapter 63 of the Revised Statutes "Of Surveyors of Highways and Highway Labor," except in Halifax.

[Passed the 18th day of April, 1856.]

SECTION

1. Owners of oxen.
2. Oxen pastured.
3. Mules.
4. Penalty for non-performance.
5. Commutation increased.

SECTION

6. Remission of statute labor.
7. Notification of absent persons.
8. Surveyors of highways—payment of.
9. Loss of statute labour through neglect—penalty for.

Be it enacted by the governor, council, and assembly, as follows :

1. Persons owning one working ox shall perform the same Owners of oxen. labor for such ox as is now required by persons owning a pair of working oxen.

2. Persons usually owning working oxen, or a working ox, Oxen pastured. and pasturing the same, shall not be relieved from statute labor in respect of such ox or oxen, unless such ox or oxen shall have been out of their possession *bona fide* for two months previously to the time for performing such labor.

3. The same labor shall be performed in respect of mules as Mules. of horses.

4. The penalty for non-performance of labor, under sections Penalty for non-performance. 6 and 7 of the act hereby amended, is increased to three shillings and six pence for each day's omission.

5. The commutation for statute labor, under section 15 of the Commutation increased. act hereby amended, is increased to three shillings for each day's labor, and for the labor of one ox shall be half the amount now chargeable for the labor of a pair of oxen.

6. Two justices of the peace for the county, on a statement Remission of statute labor. under oath (see appendix A) of persons applying for remission of statute labor, may, by a certificate endorsed on such statement, (see appendix B) remit such part of the statute labor as, in their opinion, the applicant may be entitled to ; and such statement, so endorsed, shall be returned by the surveyor to the clerk of the peace and be by him laid before the sessions.

7. Absent persons shall be notified after the return required Notification of absent persons. by section 13 of the act hereby amended.

8. Each surveyor of highways, after six days' attendance, Surveyors of highways, payment of. shall be entitled to retain four shillings per day out of any statute labor money he may have in his hands, or be credited therefor the following year.

Loss of statute labor through neglect—penalty for.

9. Each surveyor who shall, by neglect or misconduct, cause the loss of any statute labor, shall be liable to pay double the amount of such statute labor, to be recovered as debts of that amount are now recoverable; such amount to be proceeded for within two years, and when recovered to be applied as follows:—One-half for the roads within the county or district, and one-half to the prosecutor.

APPENDIX A.

I, A. B., do swear that I am of the age of _____ years, (here insert with or without a family) am sick or infirm—own real estate of the value of _____, and personal estate of the value of _____. So help me God.

APPENDIX B.

We, _____, and _____, _____ justices of the peace for _____, hereby authorize the remittal of _____ days' statute labor to the within named _____.

CHAPTER 36.

An Act to continue and amend the Laws relating to the Militia.

[Passed the 19th day April, 1856.]

SECTION

1. Acts continued in force.

SECTION

2. Fees on commissions to be repealed.

Be it enacted by the governor, council, and assembly, as follows :

1. Chapter twenty-nine of the revised statutes "Of the militia," except in so far as the same is amended by the act hereinafter mentioned, or by this act; also, the act of seventeenth Victoria, chapter thirty-four, entitled an act to continue and amend chapter twenty-nine of the revised statutes "Of the militia," save as amended by the act hereinafter mentioned: and also, the act eighteenth Victoria, chapter ten entitled an act to continue and amend the laws relative to the militia, save as amended by this act; shall be continued, and the said acts, except as before excepted, are hereby continued in force until the first day of April, in the year one thousand eight hundred and fifty-seven.

2. The fees received on militia commissions, issued since the first day of January in the year one thousand eight hundred and fifty-three shall be refunded to the parties who paid the same, on their making application therefor, and on receiving from the provincial secretary's office a memorandum of the amount paid by them respectively.

Acts to be continued in force.

Fees on commissions to be refunded.

CHAPTER 37.

An Act to amend the Act concerning the Registry of Ships.

[Passed the 18th day of April, 1856.]

SECTION 1. Travelling fees of surveyors of ships increased.

Be it enacted by the governor, council, and assembly, as follows :

1. The travelling fees allowed to surveyors of ships, under section 4 of the act hereby amended, shall be increased to six pence per mile, going and returning. Travelling fees of surveyors of ships increased.

CHAPTER 38.

An Act for applying certain Monies therein mentioned for the Service of the year One thousand eight hundred and fifty-six, and for other purposes.

[Passed the 18th day of April, 1856.]

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 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, £200 speaker. for his salary as speaker for the present year.

Two hundred pounds to the clerk of the house of assembly, for 200 clerk H. A. his services for the same year.

Twenty-five pounds to the chaplain of the house of assembly, 25 chaplain. for his services for the present session.

One hundred pounds to the clerk assistant of the house of assembly, 100 asst. clerk. for his services for the same session.

Fifty pounds to the sergeant-at-arms to the house of assembly, 50 sergeant at arms. for his services for the same session.

Thirty pounds to the assistant sergeant-at-arms to the house of assembly, 30 asst. sergt. at arms. for his services for the same session.

- £40 messenger of governor. Forty pounds to the messenger of the governor, and the executive and legislative councils, for his services for the present year.
- 30 John Fitzgerald. Thirty pounds to John Fitzgerald, for his services as messenger to the house of assembly during the present session.
- 100 clerk board of rev. One hundred pounds to the clerk of the board of revenue, for his services during the present year.
- Allowance to waiters. Such 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 per 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.
- 300 guager and weigher. Three hundred pounds to such persons as the governor shall appoint to discharge the duties heretofore performed by the guager, weigher, and proof officer for the port of Halifax.
- 60 keeper of assembly. Sixty pounds to the keeper of the assembly house, council chamber, and law library, for the present year.
- 400 Sable Isld. Four hundred pounds to be at the disposal of the governor, for the support of the establishment at Sable Island for the present year.
- 50 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 sessions of 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 from Cape Breton, and that the packet shall also carry the mail between Guysborough and Arichat, if required.
- 20 ferry, Douglas. 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 under the regulations of the sessions for the county of Hants, to be paid upon the 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.
- 10 ferrymen, Shubenacadie. Ten pounds each to the two licenced 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 upon the certificate of the general or special sessions of each county respectively, that such ferry has been duly attended, and proper boats procured and used.
- 10 J. Pernetto. Ten pounds each to Joseph Pernetto and Charles Pernetto, for keeping up the ferry over La Have River.
- 10 Cor. Craig. 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 sessions, and to be paid on their certificate.

Ten pounds to Alexander McGuire, or such other person as £10 A. McGuire shall run a ferry boat or scow between Carter's Landing, on the western side of the Strait of Canso, and Alexander McPherson's, on the eastern side thereof, to be paid on the certificate of the sessions for the county of Guysborough that such boat or scow has been provided and run under their regulations, and to their satisfaction.

Ten pounds to Alexander McPherson, to enable him to run a 10 A. McPherson. suitable ferry boat or scow between his landing, on the eastern side of the Strait of Canso, and John Carter's on the western side thereof—to be paid on the certificate of the sessions for the county of Richmond, that such boat or scow has been provided and run under their regulations, and to their satisfaction.

Ten pounds each, to such two persons as shall respectively keep 20 ferry, Port L'Herbert. up a ferry at the mouth of the harbor of Port L'Herbert—provided a boat be kept to convey horses and cattle across the harbor—to be paid on the certificate of the sessions for the county of Shelburne, that such boat has been properly kept and run under their regulations.

Ten pounds to Duncan McPhee, to enable him to maintain a 10 Duncan McPhee. 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 justices of the peace for the county of Cape Breton, that he has faithfully discharged the duties assigned him by the sessions.

Fifteen pounds to William Cunningham and John Knowles, or 15 W. Cunningham and John Knowles. 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 sessions for the county of Shelburne, that such boats have been properly kept and run under their regulations.

Fifteen pounds to aid in maintaining a ferry, during the present 15 ferry, Amherst. year, between Amherst and Minudie—such ferry to be under the regulations of the 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.

Ten pounds to the two licensed ferrymen at the mouth of the 10 ferrymen, Grandique river. Grandique River, in the county of Richmond—to be paid on the certificate of the sessions of the county, that the work has been faithfully performed, and the public properly accommodated.

Twenty pounds to the ferrymen at Sheet Harbor and the mouth 20 ferries, Sheet Harbor, &c. of the North West Arm, in the county of Halifax.

Five pounds each to such two persons, one on each side of Lis- 5 Ferry, Liscomb's Harbor. comb's Harbor, in the county of Guysborough, as shall maintain a ferry across the harbor 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 sessions, and that the public have been properly accommodated.

- £5 John Leary. Five pounds to John Leary, the ferryman at Basin Gut, Sambro, in the county of Halifax.
- 20 Ferrymen, Big Harbor. Ten pounds each to the two ferrymen at Big Harbor, Bras d'Or Lake, in the county of Victoria — to be paid on the certificate of the sessions that the ferry has been properly kept up for the accommodation of the public.
- 7 10s. C. Smith. Seven pounds and ten shillings to Charles Smith, to enable him to keep a ferry over Necum Teuch River, Eastern Shore, in the county of Halifax.
- 7 10s. ferry, Liscomb's Harbor. Seven pounds and ten shillings to aid in establishing a ferry during the present year over Liscomb Harbor, opposite the highway at Clay Head, in the county of Guysborough — such ferry to be under the regulations of the sessions, and the amount to be paid on their certificate that the same has been conducted to their satisfaction.
- 5 Ferryman, Bear river. Five pounds to the ferrymen at Bear River.
- 25 Packet, Horton. Twenty-five pounds in aid of the packet between Horton and Parrsborough, such packet to make two trips each week, and to carry the mails.
- 25 W Chappel. Twenty-five pounds to William Chappel, to encourage him to run a packet between the Bay Verte and Charlottetown; provided such packet shall run, at least once a week, from the first day of May, until the first day of November, under the regulations of the sessions for Cumberland.
- 375 steamboat between Halifax and Newfoundland. Three hundred and seventy-five pounds to such person as shall run a suitable steam boat between Halifax and St. John's, Newfoundland, touching at Cape Breton going and returning, to be paid when it shall appear to the governor in council that the service has been properly discharged.
- 5 each, ferrymen, Petite Passage and Grand Passage. Five pounds each to two ferrymen, one on each side of the Petite Passage; and five pounds each to the ferrymen 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 suitable boats have been provided; that the respective ferries have been conducted under the regulation of the sessions, and that the public have been properly accommodated.
- 5 John Young. Five pounds to John Young, of Lingan, in the county of Cape Breton, to enable him to keep a ferry across the passage or strait between Lingan and Bridgeport.
- 5 ferry, St. Ann's. Five pounds to the ferryman at St. Ann's Harbor, in the county of Victoria.
- 5 ferry, Margaree. Five pounds to the ferryman at Margaree River, in the county of Inverness.
- 3 ferry, Grand Narrows. Four pounds each to the ferrymen between the Grand Narrows, in the county of Cape Breton.
- 5 ferry, North Bar. Five pounds to the ferrymen at the North Bar and the town of Sydney, in the county of Cape Breton.

Seven pounds and ten shillings to be granted and paid to the ferryman at the entrance of the Great Bras d'Or, in the county of Victoria. £7 10s. ferry, Great Bras d'Or.

Five pounds in aid of the ferry across Pugwash harbor. 5 ferry, Pugwash.

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 superintendant of the main road, and of the sessions of the county of Inverness. 30 ferry, Cape Breton.

Ten pounds to aid in establishing a ferry, during the present year, between Milford and Ship Harbor, in the county of Guysborough, and to aid in providing suitable boats for the purpose — such ferry to be under the regulations of the sessions, and the amount to be paid on their certificate that the same has been conducted to their satisfaction. 10 ferry, Ship Harbor.

Five pounds each to the two ferrymen at St. Mary's River, Guysborough. 10 ferry, St. Mary's, Guysborough.

Seven pounds and ten shillings in aid of the ferry across the entrance of Southern Bay, Ingonish, Victoria. 7 10s Southern Bay, Victoria.

Five pounds to the ferryman at the Gut of Mire River, in Cape Breton county. 5 Gut Mire River.

Ten pounds to the ferryman at Little Bras d'Or, Cape Breton. 10 ferry, Sydney river.

Five pounds to the ferryman at Sydney River, Cape Breton.

Three pounds each to the two ferrymen at Tusket, in the county of Yarmouth. 6 ferry, Tusket.

Five pounds to the ferryman at Pubnico harbor, Yarmouth. 5 ferry, Pubnico.

Eight pounds to the ferryman at the mouth of Ship Harbor, Halifax. 8 ferry, Ship Harbor.

Five pounds each to the two ferrymen on each side of the Jordan River, Shelburne county. 10 ferry, Jordan river.

Twenty-five pounds to the commissioners of the poor in Halifax, to defray the expense of continuing the school in the poor asylum for the present year, for the benefit of orphans and poor children in that establishment. 25 Commrs. Poor, Halifax.

Three hundred pounds to be at the disposal of the governor, for the benefit of the Indians for the present year. 300 Indians.

Eighty pounds, sterling, to the clerk of the crown in the supreme court in this province, for his services for the past year. 80 clerk of crown.

A sum not to exceed two hundred pounds, to be at the disposal of the governor, to be appropriated in paying seizing officers in various parts of this province for more effectually protecting the revenue; provided no such officer shall receive more than fifteen pounds. 200 seizing officers.

Twenty pounds to each of the two chairmen of bills and supply, for their services for the present session. 20 each chairman bills and supply.

Thirteen pounds to George R. Grassie, Esquire, sergeant-at-arms to the house of assembly, in addition to his salary for the present session. 13 sergeant-at arms.

£100 seed, colored population.

One hundred pounds, to be at the disposal of the governor, to purchase seed for distribution among the colored population in the counties of Hants, Queens, Yarmouth, Guysborough, Annapolis, Sydney, Shelburne, Digby, Kings, and Cumberland, to the amount of ten pounds in each county.

100 col'd population, Halifax.

One hundred pounds, to be at the disposal of the governor, to be expended in affording relief to the colored population in the county of Halifax, by purchasing seed or provisions, as circumstances may require.

460 stg. clerks sec. 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 stg. contingencies sec. office.

One hundred pounds, sterling, for stationery and other contingencies, for the provincial secretary's office, for the present year; the expenditure to be accounted for at the next session of the general assembly.

67 10s 10d overseers of poor, Clare.

Sixty-seven pounds ten shillings and ten pence to the overseers of the poor of the township of Clare, pursuant to the report of the committee on Indian affairs.

10 ferry, Wallace.

Ten pounds in aid of the ferry across Wallace harbor, in the county of Cumberland.

3 6s 7d overseers of poor, Shelburne.

Three pounds six shillings and seven pence to the overseers of the poor for the township of Shelburne, for supplies to poor Indians.

25 sergt. at arms, and 10 J. Fitzgerald.

Twenty-five pounds to the sergeant-at-arms, being a further addition to his salary, and ten pounds to John Fitzgerald, messenger to the house of assembly, in addition to his salary for the present year.

75 new survey of road, Annapolis.

Seventy-five pounds, to be at the disposal of the governor, to be expended in surveying a new line of road from the Dalhousie road, in the county of Annapolis, near the junction of the Morse road, southerly to Northfield, in Queen's county, near the head of Port Medway, as recommended in the report on the state of waste lands, presented to the house in 1854.

75 improvement beach, Port Hood.

Seventy-five pounds to be at the disposal of the governor, to aid in improving the beach on the western side of Port Hood harbor, as soon as it shall appear to the satisfaction of the governor in council that the sum of one hundred and fifty pounds, including the above sum, and a further sum of seventy-five pounds, to be raised by the inhabitants, has been expended in the work, so that the whole expenditure thereon shall be one hundred and fifty pounds.

25 commissioners court of chancery bill.

Twenty-five pounds each to the commissioners who prepared the bill for the abolition of the court of chancery.

50 do bankruptcy act.

Fifty pounds to the commissioners who lately prepared the bankruptcy act, under commission from the governor.

500 Board landing bridge, Truro.

Five hundred pounds towards the Board Landing Bridge, at Truro, in pursuance of the resolution of last session granting the same, upon conditions that have been complied with.

One hundred pounds, to be at the disposal of the governor, to defray the travelling charges of the members of the government, non-residents in Halifax, when summoned during the recess to attend meetings of council, to be computed at the same rate as is allowed members of the assembly. £100 trav. exp-
penses members
of government.

Two hundred pounds to the clerk of bills to the house of assembly, for his services during the present session. 200 clerk of
bills, H.A.

Fifty pounds to be at the disposal of the governor, in aid of the training and model school of the colonial church and school society. 50 training and
model school.

One hundred pounds, at the disposal of the governor, to aid in building a breakwater at Barnaby's Mill Cove, Cornwallis, pursuant to the report of the committee on navigation securities for the session of 1855. 100 breakwater
Barnaby's Mill
Cove.

Fifty pounds, to John C. Wade, Esquire, member for the county of Digby, for his services as temporary speaker during a part of the present session. 50 temporary
speaker.

Five hundred pounds sterling, to be at the disposal of the governor, to be presented to the Honorable Joseph Howe, as a public acknowledgment of the high estimation in which the services of that gentleman, in the conduct and completion of the arrangements lately made by him in London, in respect of the sale of provincial debentures, are held by the legislature of this, his native country. 500 stg. Hon J.
Howe.

Fifty pounds to the managers of the Amherst female seminary, to aid them in conducting that institution. 50 Amherst fe-
male seminary.

Nine pounds four shillings and six pence, to be at the disposal of the governor, to reimburse expenses incurred by Samuel Archibald in laying off the road at Barney's River, on the main road between Antigonish and Pictou. 9 4s. 6d. Ex-
penses Samuel
Archibald.

Sixty pounds, to be at the disposal of the governor, to defray the expense of pheasants imported for propagation, and to enable him to procure eggs for the same purpose. 60 pheasants,
&c.

One hundred pounds each to the clerk and clerk assistant of the house of assembly for their extra services during the present session. 100 each, clerk
and clerk assis-
tant.

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 quantity of vaccine matter. 50 Halifax Dis-
pensary.

Nine hundred pounds, to be at the disposal of the governor, to pay a sum not exceeding twenty pounds each for their services during the present year, to the controllers at the different ports; and such further sum as shall be required to pay, at the same rate, such other controllers as may be appointed during the present year. 900 controllers.

One hundred pounds to the governors and trustees of the Halifax Visiting Dispensary, to aid them in carrying on their operation during the present year, pursuant to the report of the committee on that subject. 100 visiting
dispensary.

£50 house of
refuge, Halifax.

Fifty pounds to the managers of the house of refuge in Halifax, to assist them in carrying out their humane intentions, pursuant to the report of the committee on that subject.

100 reporting
and publishing
decisions of
supreme court.

One hundred pounds, to be at the disposal of the governor, to be expended in providing for the reporting and publication of the decisions of the supreme court.

10 stg. fuel and
crier admiralty
court.

Ten pounds sterling to the judge of the vice-admiralty court, for fuel and crier of the court for the present year.

10 Edmund
Crowell.

Ten pounds to Edmund Crowell, of Seal Islands, in the county of Yarmouth, in addition to the sum already granted for keeping the establishment on the islands, in order to enable him to procure further assistance.

20 W. & N.
Goodwin.

Twenty pounds to William Goodwin and Noah Goodwin, residents upon Mud Islands, County of Yarmouth, to enable them to provide and keep efficient boats, and otherwise render assistance to shipwrecked mariners, to be paid on certificate of the sessions that the boats are provided and kept, and the duty performed.

2,000 inland
navigation co.

Two thousand pounds to the inland navigation company, to be paid upon the conditions contained in two several resolutions passed by the house of assembly during the present session, and agreed to by the legislative council.

368 7s. 5d.
transient pau-
pers.

Three hundred and sixty-eight pounds seven shillings and five pence, to defray the several amounts following, pursuant to the report of the committee on transient pauper expenses :

To the Rev. E. B. Nichols, Liverpool,	£2	5	0
Mary McIsaac, Judique,	17	3	0
Overseers of poor, St. Andrew's, for R. McDonald,	2	10	0
Overseers of Poor for Horton, for supplies to Thomas Symons and David Poor,	11	10	0
Overseers of Windsor, for sundries for Michael Senton,	19	7	1
Overseers of Windsor, for do. for George Wood, including £20 in full of Dr. Fox's account,	32	0	2
Overseers poor, 2d section township of Pictou,	18	18	0
Dr. Johnston, Pictou,	11	0	0
First section township of Pictou,	48	18	9
Thos. Culling, of Sydney,	5	15	0
Overseers of poor, 2d district, Annapolis,	7	17	11
Do. do. No. 1, township of Annapolis,	20	3	10
Do. do. St. Andrew's, for A. McNeil,	6	15	0
Do. do. First section, township of Egerton,	9	13	5
Thos. Walsh, North Sydney,	30	0	0
William Payson, Weymouth,	7	10	0
Overseers of poor, Aylesford,	3	16	3
Dalhousie,	12	0	0
Barrington,	7	0	0
Liverpool,	30	17	7
Granville, for Mary Sands,	9	0	0
Township of Clements,	15	1	10

Angus McKinnon, Arichat.	£15	0	0
Dr. Jeans, for attendance on G. Fanning,	18	0	0
Do. do. A. DeMoyer,	6	5	0

One thousand and four hundred pounds, at the disposal of the £1,400 peniten-
governor, to defray the expenses of the penitentiary, for the pre-
sent year.

Thirteen pounds, annually, to William Fish, governor of the 13 gov. of peni-
penitentiary, in addition to his salary, pursuant to the report of tennary.
the committee on the penitentiary.

Ten pounds and ten shillings to Henry Thurston, of Yarmouth, 10 10s. H. Thur-
for expenses incurred in relieving shipwrecked passengers per ship-
"States Right," and also the sum of seven pounds to Jane Boyle, ston.
for boarding and lodging a sick seaman, pursuant to the report of
the committee on shipwrecked seamen.

Seventy pounds three shillings and eight pence, to be paid to the 70 3s. 8d. re-
following persons, being a return of duties paid by them on ma- turn of duties
chinery imported, pursuant to the report of the committee on on machinery.
trade:

John Lockhart,	£10	0	0
William Currey,	23	8	9
Alexander Grant,	15	14	8
Heman Crowell,	7	14	3
W. A. Penney,	10	10	0
Charles Jamieson,	2	16	0

Fourteen pounds fourteen shillings and nine pence to John L. 14 14s. 9d. do.
Brown, being a return of duties paid by him on molasses, after- molasses.
wards exported out of the province, pursuant to the report of the
same committee.

Sixteen pounds two shillings and six pence to the Fire Wardens 16 2s. 6d. do. on
of New Glasgow, being a return of duties paid by them on a fire fire engine.
engine, pursuant to the report of the same committee.

Twenty-eight pounds two shillings and one penny to Messrs. 28 2s. 1d. do. on
Eaton & Rockwell, being a return of duties paid by them on goods destroyed
goods afterwards destroyed by fire, pursuant to the report of the by fire.
same committee.

Eleven pounds and five shillings to Thomas Killam, being a re- 11 5s. do. on
turn of duties paid on wrecked materials, pursuant to the report of wrecked mate-
the committee on trade. rials.

Forty-five pounds three shillings and eight pence to the follow- 45 3s. 8d. re-
ing persons, being a return of duties paid by them on printing turn of duties
paper, imported from the 1st of January, 1856, to the period paper.
when that article became duty free :

Richard Nugent,	£6	17	5
R. H. Willoughby,	3	12	3
J. H. Crosskill,	4	6	5
Proprietor of the Christian Messenger,	2	15	6
Proprietor of the Wesleyan,	5	5	2

A. J. Ritchie,	1	15	11
James Bowes & Son,	2	8	3
James Barnes,	2	16	0
W. A. Penney,	7	6	4
William Annand,	4	17	0
William Gossip,	1	8	5
English & Blackadar,	1	15	0

105 deaf, dumb
and blind per-
sons.

One hundred and five pounds to be paid to the following persons, pursuant to the report of the committee on the deaf, dumb, and blind, whenever the provisions of such report are carried out, as respects such grants :

To Susan Kelly,	£25	0	0
John Barnaby,	25	0	0
Donald Ross,	30	0	0
John Gully,	25	0	0

12 18s. 6d. John
Murphy.

Twelve pounds eighteen shillings and six pence to John Murphy, deputy land surveyor, Inverness, for expenses incurred by him about the Indian reserves in that county, pursuant to the report of the committee on Indian affairs.

129 18s. 7d.
commissioner
Indian affairs.

One hundred and twenty-nine pounds eighteen shillings and seven pence to Capt. William Chearnley, for advances made and expenses incurred by him as commissioner for Indian affairs, during the present year, pursuant to the report of the committee on Indian affairs.

2,000 commis-
sioners poor
Halifax.

Two thousand pounds to the commissioners of the poor in Halifax, for the support of the transient paupers, for the present year.

572 10s. 3d. &c.
over-expendi-
ture, poor asy-
lum.

Five hundred and seventy-two pounds ten shillings and three pence to the commissioners of the poor in Halifax, for their over-expenditure, for the support of the poor asylum during the past year, pursuant to the report of the committee on that subject.

1,500 board of
works, light
houses, &c.

One thousand and five hundred pounds at the disposal of the board of works, for light houses; and to have erected, as soon as possible, a light house at or near the Margaretville pier, in the Bay of Fundy, a light house at or near the Great Bras d'Or lake, in the island of Cape Breton; and that a survey be made to determine the best locality for a light house near the western entrance of Barrington harbor, and that the light house at Lingan, in Cape Breton, as reported last year, be abandoned, and a site for the erection of a light house on that coast be selected by the government and board of works, pursuant to the report of the committee on navigation securities.

912 17s. 9d.
public printing.

Nine hundred and twelve pounds seventeen shillings and nine pence to defray the amount still due for public printing, as follows, pursuant to the report of the committee on that subject :

To the Queen's Printer, balance,	£336	13	1
John H. Crosskill,	49	15	8
A. Grant,	44	15	5
Thomas Annand,	49	3	9
English & Blackadar,	21	6	10
A. Lawson,	10	3	9
S. J. M. Allan,	12	13	9
Athenæum,	2	12	3
Christian Messenger,	1	16	0
Gazette Office,	0	15	0
William Gossip,	1	2	0
James Barnes,	1	11	0
E. M. McDonald,	6	17	6
John Boyd,	0	15	0
Wesleyan,	3	5	4
W. A. Penny,	34	10	0
J. & W. Compton,	32	12	1
James Bowes & Son,	206	10	3

Forty pounds to Wheeler Minhard, pursuant to the report of the committee on his petition. £40 W. Minhard.

Ten pounds to Andrew and John Flakes, to mark the approval of this legislature for the courage and manly conduct displayed by them in saving the crew of the schooner "Isabella," of Guysborough, wrecked at St. Mary's, in December, 1855. 10 A. & J. Flakes.

Four pounds to Donald Urquhart, to remunerate him for services in exploring a line of railroad between Onslow and Folly Lake, pursuant to the report of the committee on that subject. 4 D. Urquhart.

Ninety-seven pounds five shillings and six pence to Ambrose Bourneuf, collector of colonial duties at Church Point, Clare, pursuant to the report of the committee on his petition. 97 5s. 6d. A. Bourneuf.

Two pounds and ten shillings to George Bingay, coroner of the county of Yarmouth, pursuant to the report of the committee on his petition. 2 10s. A. Bingay.

Ten pounds to Patrick Christopher, pursuant to the report of the committee on his petition. 10 P. Christopher.

Ten pounds each to James Campbell and Mark Curry, pursuant to the report of the committee on their petition. 10 each, J. Campbell and M. Curry.

Twenty-five pounds to John Nelson, to aid him in erecting a house of entertainment on the road between Musquodoboit and St. Mary's; and a further sum of fifteen pounds to aid him in keeping such house during the present year. 40 J. Nelson, house of entertainment.

Fifteen pounds to George Merry, to aid him in keeping a house of entertainment for travellers on the road from Brookfield to Albany. 15 G. Merry, do.

Seven pounds and ten shillings to Edward Kent, to repay expenses incurred by him in a suit brought against him in his official capacity as constable, pursuant to the report of the committee on his petition. 7 10s. E. Kent.

- £7 10s. 9d. A. Corner. Seven pounds ten shillings and nine pence to Alexander Corner, being money paid by him for crown land, previously granted, pursuant to the report of the committee on that subject.
- 20 Oliver Brennan. Twenty pounds to Oliver Brennan, pursuant to the report of the committee on his petition.
- 10 B. K. Dodge. Ten pounds to Benjamin K. Dodge, pursuant to the report of a committee.
- 1,000 commissioners deepening Pictou harbor. One thousand pounds, to be expended by the commissioners to be appointed by the governor in council, in deepening the river, and improving the navigation of Pictou harbor, pursuant to the report of the committee on that subject.
- 50 M. Cody. Fifty pounds to Michael Cody, pursuant to the report of a committee.
- 156 11s. 2d. E. G. Fuller. One hundred and fifty-six pounds eleven shillings and two pence to E. G. Fuller, balance of account due him for books, pursuant to the report of a committee.
- Sum at disposal of governor for expenses of Jas. B. Hadley and M. McKeen, recapture of Wm. & Lewis Snow. Such sum, to be at the disposal of the governor, as will be sufficient to reimburse the county of Guysborough, expenses incurred in keeping in custody William Snow and Lewis Snow, since their conviction for murder; and also such sum as will remunerate James B. Hadley for services in recapturing them, and such further sum as may be due to Murdoch McLean, Esq., in respect of such convicts; the same respectively to be ascertained by a commissioner to be appointed by the governor in council, pursuant to the report of a committee.
- Sum at disposal of governor for balance due E. G. Fuller. Such sum as will pay the balance due E. G. Fuller for agricultural implements imported for the industrial exhibition, and which have since been sold.
- 200 Central board of agri. Two hundred pounds to the central board of agriculture, to be applied pursuant to the report of the committee on agriculture.
- 900 do. Nine hundred pounds at the disposal of the central board of agriculture, to be applied at the rate of fifty pounds for each county, as prescribed in section 4 of chapter 96 of the revised statutes, pursuant to the report of the same committee.
- 1,000 sheep. One thousand pounds at the disposal of the governor, for the purpose of importing sheep of the most approved breeds, to be distributed and sold pursuant to the report of the committee on agriculture.
- 100 pigs. One hundred pounds at the disposal of the governor, to be expended in importing pigs of the most approved breeds, to be kept on the land intended for an experimental farm at Truro, pursuant to the report of the committee on agriculture.
- 100 bone mills. Fifty pounds to John McLean, and others, for the erection of a bone mill at Pictou, and a like sum of fifty pounds to the first other bone mill erected in any other county in the province, pursuant to the report of the committee on agriculture.
- 200 do. A sum not exceeding two hundred pounds at the disposal of the governor, to be expended in the establishment of a mill of suffi-

cient power to convert bones into manure, pursuant to the report of the committee on agriculture.

Such sum at the disposal of the governor as shall be sufficient to refund to the Honorable Richard M. Heffy and John Northup, eight hundred and twenty pounds six shillings and three pence, the amount paid by them into the crown land office, with interest, from the dates of such payment, and also such sum as will be sufficient to compensate them for their expenses and outlay in connection with their application for crown lands, pursuant to the report of the committee on crown lands.

Ten pounds to John Murphy, deputy surveyor for the county of Inverness, for a report made by him upon the state of crown lands, pursuant to the report of same committee.

Eighty pounds to Charles Carman, and seventy pounds to Peter Doyle, in full for their salaries as clerks in the crown land office for the current year, pursuant to the report of the same committee.

Three hundred pounds at the disposal of the governor to be expended in running meridian lines, agreeably to the report of the same committee.

One hundred pounds to the president and trustees of Saint Francis Xavier's college, at Antigonish, to enable them to purchase apparatus, pursuant to report of committee on education.

Fifty pounds in addition to the grammar school allowance to Joseph R. Hea, in aid of the institution under his care, pursuant to the report of the same committee.

Such sum at the disposal of the governor as will defray the expense of purchasing one hundred and fifty copies of Mr. Alexander Munroe's work on New Brunswick, to be disposed of to the school libraries at four shillings per copy, pursuant to the report of the same committee.

Thirty pounds to William H. Waddell, in full of his claim from the common school money of the county of Pictou, pursuant to the report of the committee on education.

Twenty-five pounds to Joseph McNaught in full of his claim as contractor of the normal school, pursuant to the report of the committee on education.

Fifty pounds to the manager of the infant school at Halifax, in support of that institution for the present year, pursuant to the report of the committee on education.

Five hundred pounds in aid of erecting three model schools in the vicinity of the Normal school at Truro, pursuant to the report of the committee on education: to be paid whenever it shall be shewn, to the satisfaction of the governor in council that two hundred pounds have been raised by subscription or otherwise to that object.

Two hundred pounds at the disposal of the commissioners of the Normal school, to meet their outstanding liabilities, including a balance of twenty-five pounds fourteen shillings and three pence

Sum to defray outlay and expenses hon. R. McHeffy and J. Northup.

£10 J. Murphy report crown lands.

150 Salaries clerks crown land office.

300 Meridian lines.

100 St. Francis Xavier's College.

50 J. R. Hea.

Provision for 150 copies Munro's work on N. Bruns.

30 W. H. Waddell.

52 J. McNaught.

50 Manager infant school, Halifax.

500 Model schools.

200 Normal school.

now due them, such amount to be accounted for at the next session, pursuant to the report of the committee on education.

Two hundred pounds at the disposal of the commissioners of the Normal school, to be applied in the purchase of philosophical and other apparatus, and in defraying the charge of one hundred and five pounds seventeen shillings and one penny already expended therefor, pursuant to the report of the committee on education.

The allowance now made to collegiate and academical institutions, including king's college, Windsor, shall be continued under existing regulations for the present year.

The following sums to be paid to the undermentioned persons, pursuant to the report of the committee on road damages :

Alexander Fraser, Guysborough,	£3	2	6
Thomas Whitman,	1	12	6
Angus McLeod,	4	10	0
Edmund Dillon,	5	18	0
Ann Connors, in full of her claim,	5	0	0
Donald McKay,	5	0	0
John McLeod,	22	0	0
Donald McLeod,	21	14	0
Widow Douglas,	7	0	0
Duncan Balfour,	20	0	0
Nicholas Balfour,	2	0	0
Widow McDonald and 13 others, 1s. each,	0	14	0

979 0s. 5d. leg. coun. expenses. Nine hundred and seventy-nine pounds and five pence, to defray the contingent expenses of the legislative council for the present session.

25 packet. Digby. Twenty-five pounds at the disposal of the governor to aid in maintaining a packet between Westport and Montegan in the county of Digby.

20 do. do. Twenty pounds in aid of a packet between Weymouth Bridge and Sandy Cove in the county of Digby.

175 Steamboat, Bras d'Or. One hundred and seventy-five pounds, at the disposal of the governor, to be paid upon sufficient proof that a suitable steamboat has been run from Sydney through the Bras d'Or, to Baddeck, twice a week during the season, and in the interval to ply as a passenger boat between Sydney and the North Bar, upon condition that the judge on circuit be conveyed in such boat from Sydney to Baddeck, and thence to Wycochomah, free of expense.

230 3s. 4d. A. & W. MacKinlay, stationery, &c. house of assem. Two hundred and thirty pounds three shillings and four pence, to A. & W. MacKinlay, in full of their amount for stationery and binding for the house of assembly during the past year.

Contingent expenses, H. A. Such sum, at the disposal of the governor, to defray the contingent expenses of the house of assembly during the present session, pursuant to the report of the committee on contingencies.

Balance, board of works. Such sum, at the disposal of the governor, as may be necessary to defray the balance due to the board of works, pursuant to the report of the committee on public accounts.

Such sum, at the disposal of the governor, as will be sufficient to repay the amount advanced from the treasury to defray the expense of postage of the public departments during the past year. Postage, public departments.

Fifteen pounds to Edward Joyce, deputy sergeant-at-arms to the house of assembly, in addition to his salary for the present session. £15 E. Joyce.

Seventy-eight pounds and ten shillings, at the disposal of the governor, to be expended in surveying a line of road from Ship Harbor to Sheet Harbor, in the county of Halifax. 78 10s. Survey of road from Ship Harbor to Sheet Harbor.

Fifty pounds thirteen shillings and six pence, at the disposal of the governor, to defray the expenses of a survey made by Francis McKenzie of a road from Plaister Cove to Wycocomah. 50 13s. 6d. F. McKenzie, survey of road.

Fifty pounds to Doctors Dennison and Weeks, for their professional services to laborers employed on the provincial railway; but no similar application shall be hereafter entertained unless for attendance on transient paupers. 50 Drs. Dennison and Weeks.

Such sum, at the disposal of the governor, as will provide for the remuneration of a private secretary for the present year, at the rate of two hundred and fifty pounds, sterling, per annum. 250 Sterling, Governor's Private Secretary.

Fifty pounds, in addition to the present allowance, to the combined grammar and female school at Antigonish. 50 Grammar & female school, Antigonish.

One pound seventeen shillings and six pence to James H. Thorne, return of duty paid on a shingle machine. 1 17s. 6. J. H. Thorne.

Eighty pounds eighteen shillings and nine pence, to be distributed as follows:—Forty-one pounds and ten shillings to Richard Logue, late deputy sheriff and jailor of the county of Cape Breton, for expenses incurred by him during the trial and confinement of Nicholas H. Martin; thirty-two pounds and ten shillings to Nicholas H. Martin, for expenses incurred by him during such trial and confinement; and six pounds eighteen shillings and nine pence to Richard Gibbons, sheriff of said county, for expenses connected with the imprisonment of the said Nicholas H. Martin, pursuant to the report of the committee with reference thereto. 80 18s. 9d. expenses incurred in trial and confinement of N. H. Martin.

Such sum, at the disposal of the governor, as will be sufficient to defray the expenses of the post office department for the present year, and also to pay the several grants recommended in the report of the committee on the post office. Expenses, &c. of post office department.

2. The owners or agents of all steam boats and packet boats, and all ferrymen or owners of ferry boats shall, before receiving any grants from the public revenues of this province, have performed a full year's service for which such grant is claimed, and shall have made a return to the government of the number of passengers, quantity of merchandize, cattle, horses, or other articles transported by their conveyances, the amount received for such service, and the number of times they have been obliged to cross and recross their respective ferries or routes, by the regulations of the sessions or otherwise during the year: which return shall be certified to the satisfaction of the governor. All persons receiving grants of money from the revenues of this province for ferries Regulations respecting steam-boats & packets

shall be obliged to convey her majesty's mails, and before receiving their grants, shall procure and transmit to the financial secretary a certificate of the sessions for the county; or if such ferry be in operation between two counties, a certificate of the sessions of both such counties that the service has been performed under their regulation and to their satisfaction.

Casualty vote.

3. If any of the bridges or main post roads of this province shall be unexpectedly destroyed or obstructed by any accident or obstacle, the governor may order a commissioner to rebuild or repair such bridge or to remove such obstructions, and may draw warrants on the treasury for the amount expended in favour of such commissioner but the whole amount so expended during the year shall not exceed 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 have been expended.

Distribution of undrawn road monies.

4. The following sums granted for the service of the roads and bridges in the counties hereinafter mentioned, in previous years, and remaining undrawn, shall be applied pursuant to resolutions of the house of assembly passed during the present session, and agreed to by the legislative council.

County of Halifax,	£72	10	2
“ Kings,	5	0	0
“ Colchester,	5	4	9
“ Inverness,	50	0	0
“ Kings,	102	19	6
“ Victoria,	42	1	2
“ Queens,	29	2	0
“ Guysborough,	36	19	5
“ Lunenburg,	30	6	0
“ Shelburne,	24	19	4.
“ Yarmouth,	34	10	0
“ Annapolis,	3	4	11
“ Richmond,	81	0	4
“ Digby,	45	11	0
“ Pictou,	13	9	6
“ Cumberland,	188	14	7

25 Wm. Shipley

5. Twenty-five pounds of the undrawn grammar school allowance of the county of Annapolis to William Shipley, pursuant to the report of the committee on education.

12 10s. H. W. }
Johnston.

6. Twelve pounds and ten shillings of the undrawn grammar school allowance for the county of Annapolis to H. W. Johnston, teacher of the academy at Annapolis, pursuant to the report of the committee on education.

18 15s. D. Mc-
Kay.

7. Eighteen pounds and fifteen shillings of the undrawn grammar school monies, for the county of Cumberland, to Donald McKay, teacher of the grammar school at Wallace, pursuant to the report of the committee on education.

8. In case the money granted for the Colchester academy shall remain undrawn during the present year, the same may be applied towards and counted as part of the sum of two hundred pounds to be raised by voluntary contribution for the erection of model schools. Change of grant to Colchester academy.

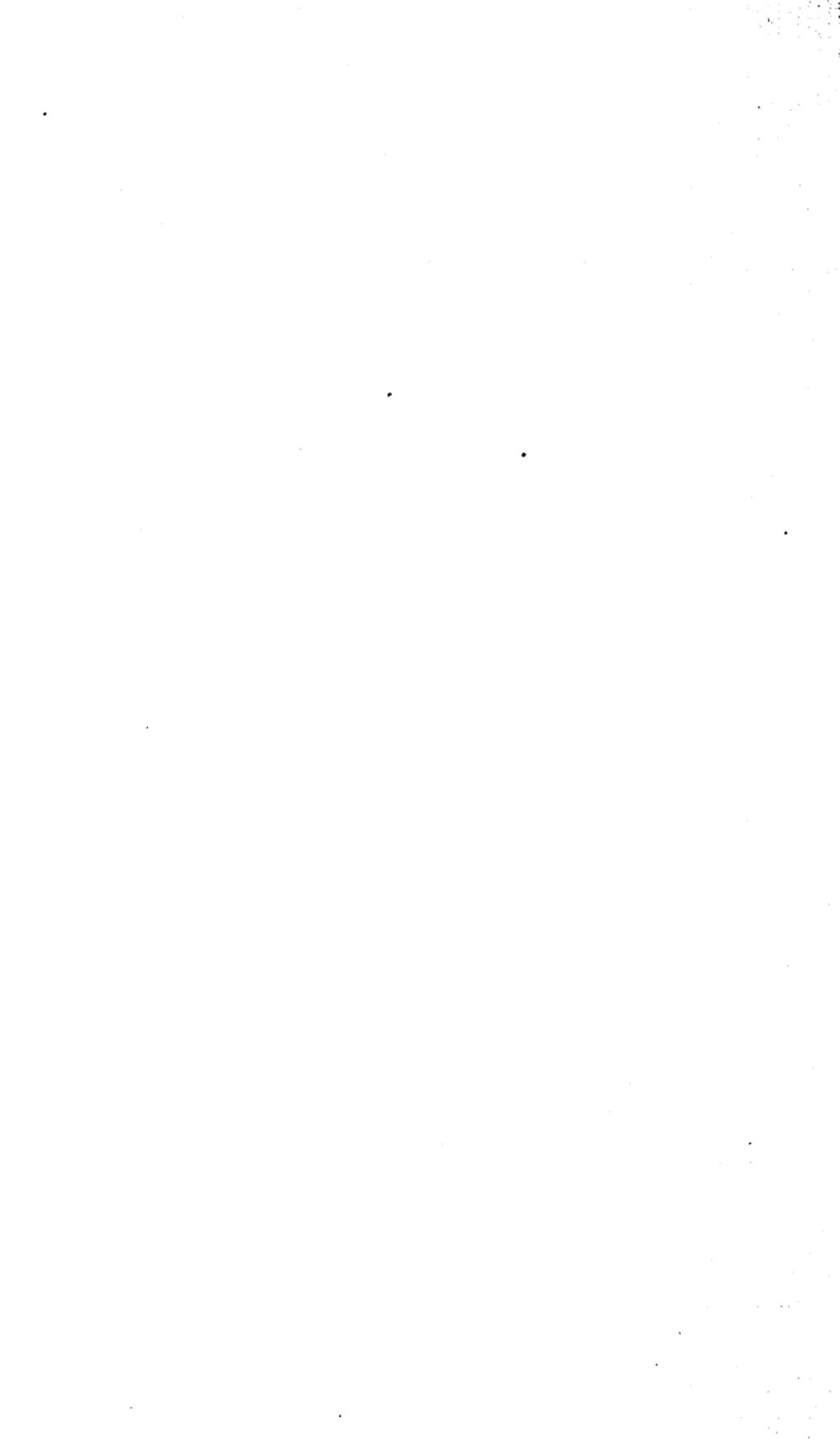
9. Five pounds of the sum of ten pounds, granted 1855, to purchase seed for distribution among the colored population in Kings county, and undrawn, be appropriated in aid of Freedom school at Pine Woods, Cornwallis. £5 Seed, colored population, Kings county.

10. The sum of thirty-two thousand pounds, granted for the ordinary road and bridge service for the present year, and a further sum of ten thousand pounds for the great road service for the same year. £2,000 Roads and bridges.

	Ordinary Service.	Main Post Roads.
County of Halifax,	£2,355	£1,213
Pictou,	2,304	640
Inverness,	2,112	560
Hants,	1,920	933
Lunenburg,	1,920	530
Colchester,	1,869	773
Cumberland,	1,869	640
Cape Breton,	1,820	626
Kings,	1,728	476
Annapolis,	1,664	476
Yarmouth,	1,561	400
Shelburne,	1,561	400
Digby,	1,561	476
Sydney,	1,561	400
Richmond,	1,561	360
Victoria,	1,561	380
Guysborough,	1,561	400
Queens,	1,512	317
	£32,000	£10,000

One pound per day to each member of the legislative council for his attendance in parliament, with the same travelling fees as are received by members of the house of assembly. Pay to members of leg. council.

One pound per day to each member of the house of assembly for the present session, to be paid on the certificate of the speaker, also the travelling charges as heretofore. Do. house of assembly.



LOCAL ACTS.



CHAPTER 39.

An Act to divide the County of Annapolis into Two School Districts.

[Passed the 18th day of April, 1856.]

SECTION

1. School districts in county of Annapolis.
2. Eastern and western district—what include.
3. Monies granted to be equally divided. Schools—where established.

SECTION

4. Monies—how divided.
5. Commissioners—how appointed.
6. Cap. 60 revised statutes repealed if inconsistent.

Be it enacted by the governor, council, and assembly, as follows :

1. The county of Annapolis shall be divided into two school districts, to be called the eastern and western districts.

School districts in co. of Annapolis. Eastern and western districts—what include.

2. The eastern district shall include the polling districts No. 1, No. 2, No. 3, No. 4, No. 11, No. 12, No. 13, in such county, and the western district shall include polling districts No. 5, No. 6, No. 7, No. 8, No. 9, No. 10 and No. 14.

3. The monies hereafter granted for the grammar school education in that county shall be equally divided between the two districts for the support of two grammar schools in each, viz: In the eastern district, one at Bridgetown and one at Nictaux, as now established; and in the western district, one at Annapolis and one at New Caledonia, or at such other place on the north side of the river as the board of commissioners for that district may select.

Monies granted to be equally divided.

Schools—where established.

4. The monies hereafter granted for the common school education in that county, under the present education act, shall be divided as follows: The eastern district shall receive three hundred and thirty-eight pounds, and the western district shall receive three hundred and eleven pounds, or in that proportion should the present grant be varied by any change in the law.

Monies—how divided.

5. The governor shall appoint five or more school commissioners in each district.

Commissioners, how appointed.

6. So much of chapter 60 of the revised statutes "of public instruction" as is inconsistent with this act, is repealed.

Cap. 60, rev. stat. repealed, if inconsistent.

CHAPTER 40.

An Act to constitute Argyle, in the County of Yarmouth, a separate District.

(Passed the 31st day of March, 1856.)

SECTION

1. Township of Argyle.
2. Powers of sessions.
3. Sessions—when held.
4. Custos—appointment of.
5. Monics.
6. Separate jury lists drawn; committee to revise.

SECTION

7. Salary of clerk of peace.
8. Imperfect jury lists—proceedings relative to.
9. Grand and petit juries—attendance of.
10. Fisheries; committee appointed to make regulations.

Be it enacted by the governor, council, and assembly, as follows:

Township of Argyle.

1. The district of Argyle shall comprise the township of Argyle.

Powers of sessions.

2. The sessions for the district of Argyle shall have the same powers within the limits thereof as if it were a separate county, but shall exercise no control over the affairs of any other portion of the county of Yarmouth.

Sessions—when held.

3. The sessions for Argyle shall be held at Tusket on the third Tuesday of April, and the third Tuesday of October, in each year—the grand jury shall only attend at the October term.

Custos—appointment of.

4. A custos rotulorum shall be appointed for the district of Argyle, who shall have power to appoint a clerk of the peace.

Monics.

5. All monics assessed and collected in the district shall be laid out solely therein.

Separate jury lists drawn; committee to revise.

6. Separate grand and petit jury lists shall be drawn for the district of Argyle as if it were a separate county, and the sessions for the district shall appoint a committee to revise the lists therein, and the juries shall be drawn at the supreme court at Tusket at the next term thereafter.

Salary of clerk of peace.

7. The grand jury for Argyle are empowered to fix the salary of the clerk of the peace at such amount as they shall think proper.

Imperfect jury lists; proceedings relative to.

8. In case the jury lists shall not be perfected, and the jury drawn at the next term of the supreme court at Tusket, the grand jurors drawn during the past year, and resident in the district of Argyle, shall form the grand jury of that district to attend the next October sessions at Tusket; but, in case there be not a sufficient grand jury in attendance, the justices may appoint district and township officers to serve for the year then next ensuing.

Grand and petit juries—attendance of.

9. The grand and petit jurors now drawn and required to attend the next supreme court at Tusket, shall attend and perform the duties of their respective offices as if this act had not passed.

10. The sessions may appoint a committee of three justices, who, with a committee of three counsellors to be appointed by the municipal corporation of Yarmouth, shall, at the April term of the session at Tusket, make regulations for the fisheries of the county of Yarmouth, in which the district of Argyle and the other parts of the county are jointly interested, and for carrying out with respect to such fisheries the provisions of chapter 95 of the revised statutes, and the acts in amendment thereof.

Fisheries; com.
appointed to
make regula-
tions.

CHAPTER 41.

An Act to make certain Records of the Township of Onslow receivable in evidence.

(Passed the 31st day of March, 1856.)

SECTION

1. Plans, &c. of Onslow receivable in evidence.

SECTION

2. Old copy of return of jury of partition considered as part.

Be it enacted by the governor, council, and assembly, as follows:

1. The old copy of the plans of partition of the township of Onslow, now in the possession of the town clerk of Onslow, or so much thereof as is not defaced or obliterated by use, may be given and received in evidence in any court of law, in the same manner as if such copy had been the original plan annexed to the writ of partition, and had been returned into the office of the prothonotary at Halifax, and certified by him as provided by section 6 of chapter 15, of acts 17th Victoria, entitled, an act to amend chapter 113 of the revised statutes "Of the registry of deeds and incumbrances affecting lands."

Plans, &c. of
Onslow receiva-
ble in evidence.

2. The old copy of the return of the jury executing the writ of partition, also in the possession of the town clerk, shall be considered as part of said plan, and be received in evidence as part thereof.

Old copy of re-
turn of jury of
partition con-
sidered as part.

CHAPTER 42.

An Act to enable the Corporation of Halifax to procure a General Survey of the City.

(Passed the 31st day of March, 1856.)

SECTION 1. Monies to be raised for surveying the city of Halifax.

Be it enacted by the governor, council, and assembly, as follows :

Monies to be raised for surveying the city of Halifax.

1. The city council of Halifax are hereby authorized to raise in addition to whatever monies may be annually assessed in the city, a sum or sums of money to be assessed and collected in like manner, in one or more years, as they deem expedient, not to exceed five hundred pounds currency in the whole ; which monies are to be exclusively paid and applied by the city council in procuring a general survey and plan of the city, the roads, streets, lanes, thoroughfares, and also the boundaries thereof ; embracing the relative elevations and grades of roads and streets, as well as the outlines and measurement and courses thereof.

CHAPTER 43.

An Act to authorize the alteration of certain Electoral Districts in the County of Guysborough.

[Passed the 18th day of April, 1856.]

SECTION

1. Number of electoral districts increased.

SECTION

2. Boundaries—by whom altered.

3. Returns—to whom made.

Be it enacted by the governor, council, and assembly, as follows :

Number of electoral districts increased.

1. Hereafter there shall be eleven electoral districts in the county of Guysborough, instead of ten as at present, whereof three shall be in the district of Saint Mary's.

Boundaries—by whom altered.

2. The sessions of the district of Guysborough are authorized at their first meeting, after the passing of this act, to make alterations in the boundaries of the present electoral districts, numbers one and five, in the county of Guysborough, and also to set off from those districts, another electoral district called number eleven.

Returns—to whom made.

3. The sessions shall make a full return and description of the new district, number eleven, and of the alteration in the boundaries of districts, number one and number five, to the governor, who shall thereupon cause the same to be advertised in the Royal Gazette, and by handbills posted in such districts respectively, and such altered districts, numbers one and five, and such new district, number eleven, shall be substituted for the present districts, number one and number five, in the county of Guysborough.

CHAPTER 44.

An Act for the repair and maintenance of Streets in the City of Halifax.

[Passed the 18th day of April, 1856.]

SECTION

1. Chapter 65 revised statutes repealed.
2. Persons subject to poll tax.
3. Persons subject to road tax.
4. Minors, servants, apprentices, &c.
5. Persons over 60 exempted.
6. Amount of road tax.
7. Cab and working horses, &c.
8. Saddle and carriage horses, &c.
9. Horses, &c. over three years old.
10. Persons liable to poll tax, also subject to road tax.

SECTION

11. Persons exempt from taxes.
12. Register of tax payers.
13. Notice of taxation.
14. Defaulters.
15. Names of persons subject to road tax to be given by those with whom they reside.
16. Masters liable for servants' taxes.
17. Monies—how applied.
18. Qualifications for voting.

Be it enacted by the governor, council, and assembly, as follows :

1. Chapter 65, revised statutes, " Of highway labor in the city of Halifax," is repealed. Cap 65 rev.stat. repealed.

2. Every male inhabitant of the city of Halifax, above the age of twenty-one years, with the exceptions hereinafter mentioned, shall be subject to and shall pay to the city a poll tax of twenty-two shillings and six pence, Halifax currency, to be applied to road and street purposes within such city. Persons subject to poll tax.

3. Every such male inhabitant who shall be a minor, above the age of sixteen and under the age of twenty-one years, shall pay the sum of five shillings currency to the city for road and street purposes. Persons subject to road tax.

4. Where any such minor resides with his parents or parent, or is a hired servant, apprentice, or in any other capacity residing in a family, the parents, master, mistress, or other head of such family, male or female, shall be subject to and liable to pay the tax for such minor, in all cases; the party with whom such minor resides to be liable—provided, however, that no master or employer shall be so liable unless in case of an indented apprentice or servant, for one month or longer period—but in such cases the parent shall remain responsible. Minors, servants, apprentices, &c.

5. Persons over sixty years old, who are not rated in the general assessment of the city, shall be exempt from the payment of any such road tax. Persons over 60 exempted.

6. Every person rated in the general annual assessment of the city any sum not exceeding two hundred and fifty pounds, shall pay to the city, annually, a road tax of fifteen shillings only; every person so rated for any sum not exceeding one hundred and Amount of road tax.

fifty pounds, shall pay the city annually a road tax of ten shillings only; and every other male inhabitant of full age and able of body and not rated in such general annual assessment of the city, shall pay to the city annually the road tax of five shillings only.

Cab and working horses, &c.

7. Each cab horse, truck horse, cart horse, horse used to draw an omnibus, hack or hired carriage, and each farm horse and working horse, shall be taxed towards the road and street funds of said city the sum of ten shillings annually; provided such horse is kept exclusively for the purpose of aiding in the support and maintenance of the owner or possessor thereof, and the owner or possessor shall be subject to and pay said tax to the city.

Saddle and carriage horses.

8. Every saddle, carriage or other horse kept for exercise, pleasure or otherwise, and not for the exclusive gain or support of the owner, shall be subject to a road tax annually of twenty shillings, and the owner or possessor shall be liable to pay the same to the city.

Horses, &c. over 3 years old.

9. Horses, mares, and geldings of three years and upwards shall incur the foregoing taxation.

Persons liable to poll tax also subject to road tax.

10. Persons liable to poll tax for roads under this act, or to any limited sum in lieu thereof, or exempted therefrom, shall nevertheless be also subject to the road taxes in respect to such horses, &c., except horses kept and paid for by government for the express purposes of military duty.

Persons exempt from taxes.

11. The following inhabitants of the city shall be exempt from personal poll tax for roads and streets, viz: military and naval persons borne upon the strength of the army or navy, being in actual service as officers or men, and officers and men belonging to the civil departments of the army or navy, who are subject to the articles of war—the number of exemptions of civil officers and servants of the army and navy to be restricted as heretofore to the number of forty, to be named by the heads of these departments to the city clerk annually, when by him required—all acting firemen, engine men, and axe men, and such as have retired upon the full service required by law, shall also be exempted from personal road tax.

Register of tax payers.

12. The city clerk of streets shall annually classify the persons liable to be taxed under this act, at their different rates, and shall prepare yearly a complete and full register of the road tax payers within the city, duly arranged in such form as the city council may, from time to time direct; which register he shall on or before the first day of May in the present year, and on or before the first day of March in each subsequent year, submit to the city council, to be afterwards handed over to the city treasurer to be his guide in the collection of the city road and street funds under this act.

Notice of taxation.

13. Within ten days after such register is so submitted to the city council, the city clerk of streets shall issue and cause to be delivered or left at the abode of every person liable to such road tax, a notice in the following form, varying it, however, according to the tax to be so collected, and the circumstances of each party

liable :—Take notice that you are taxed the sum of _____ for roads and streets, for yourself, and the sum of _____ for _____ minors or the sum of _____ or _____ for yourself and minors and servants, (and where there are horses) the sum of _____ in addition for _____ horses ; amount total, £_____, which you are required to pay to the city treasurer within thirty days from the date hereof. On neglect to pay the same for thirty days, 10 per cent. will be due—in addition—and the sum, with the ten per cent. and the costs, will be then enforced according to law.

City of Halifax,

Streets' Office, _____, 185 .

Clerk of Streets.

To _____

_____ Street, Halifax

14. All defaulters herein shall, after thirty days' notice, be liable to pay ten per cent. additional, and the amount may be recovered in the name of the city by suit in the mayor's court. Defaulters.

15. On the written request of the clerk of streets, every person in the city shall be bound within ten days after the same is delivered or left at the residence of such person, to furnish the clerk of streets with the names of all persons subject to pay road tax, whether they be male servants, minors from sixteen to twenty-one years old, or others who are in their employment, or reside with them, under penalty of twenty shillings fine for omission, to be recovered at the suit of the city, or of any officer thereof, or private person in the police court. Names of persons subject to road tax to be given by those with whom they reside.

16. Masters and mistresses shall be liable to pay the road taxes for domestic male servants, living on their premises, and who are hired by the month or longer period. Masters liable for servants' taxes.

17. All monies collected under this act shall be applied by the city council exclusively in the making, repairing, and cleaning of streets, roads, bridges, drains and sewers within the city of Halifax. Monies—how applied.

18. All male citizens over twenty-one years of age, subjects of the crown, who shall be rated at five shillings, or over, for their road tax shall, on producing the receipt for one year's payment of such road tax for the year preceding, or the current year, be entitled to vote in the ward in which they respectively reside at all elections of mayor, aldermen, or other city officers, as rate-payers are entitled. Qualifications for voting.

CHAPTER 45.

An Act to provide for repairing a Bridge at Bridgewater, in the County of Lunenburg.

[Passed the 18th day of April, 1856.]

SECTION

1. Loan of £300 to repair bridge at
Bridgewater—how repaid.

SECTION

2. By whom expended.

Be it enacted by the governor, council, and assembly, as follows :

1. The members of the county of Lunenburg may borrow, on the pledge of the road monies of the county and the security of this act, a sum not exceeding three hundred pounds, to aid in repairing the bridge at Bridgewater in that county : such loan to be repaid by annual instalments of one hundred and fifty pounds out of the road grants for the years 1858 and 1859. with interest at a rate not exceeding six per cent., until the whole sum borrowed shall have been repaid.

2. The monies borrowed under this act shall be expended by commissioners to be appointed by the governor in council.

Loan of £300
to repair bridge
at bridgewater
—how repaid.

By whom ex-
pended.

CHAPTER 46.

An Act for improving the road between Sable River and Ragged Islands, in the County of Shelburne.

[Passed the 18th day of April, 1856.]

SECTION

1. Loan for improving road, Sable River
and Ragged Islands.

SECTION

2. Loan—how repaid.
3. Monies—how expended.

Be it enacted by the governor, council, and assembly, as follows :

1. The members of the county of Shelburne may borrow, on the pledge of the road monies of the county, and the security of this act, a sum not exceeding one hundred and twenty-five pounds, to aid in improving the road between Sable River and Ragged Islands.

2. Such loan shall be repaid by three annual instalments of one-third the sum borrowed out of the road grants for 1857, 1858, and 1859, with interest at a rate not exceeding six per cent., until the whole sum borrowed shall have been repaid.

3. The monies borrowed under this act shall be expended by commissioners to be appointed by the governor in council.

Loan for im-
proving road,
Sable River and
Ragged Islds.

Loan—how re-
paid.

Monies—how
expended.

CHAPTER 47.

An Act for improving the Harbour of Port Hood.

(Passed the 31st day of March, 1856.)

SECTION

1. Appointment of commissioners for improving Port Hood Harbor.
2. £1,000 to be expended—payment of, &c.

SECTION

3. Duty on vessels.
4. Collector of customs—duty of.
5. Duties—payment of.
6. Annual account.

Be it enacted by the governor, council, and assembly, as follows:

1. The governor in council may appoint two or more commissioners for improving the harbor of Port Hood, by erecting a breakwater or pier, or by such other methods as the executive government may from time to time direct. Appointment of commissioners for improving Port Hood har.

2. The sum of one thousand pounds, to be paid in equal parts, in two years, shall be drawn out of the treasury, and expended in such improvement; and the commissioners, before drawing the same, or any part thereof, shall give sufficient security for such expenditure. £1,000 to be expended— payment of, &c.

3. A duty of three pence per ton shall be levied once in each year upon every vessel anchoring or seeking shelter in the harbor. Duty on vessels.

4. The collector of customs at Port Hood shall receive such duty, and enforce payment thereof by attachment to be issued therefor, and levied on the materials of the ships; such attachment to be granted by any justice of the peace, on the application of the collector, who shall be entitled to judgment, with costs, as in the case of a private debt, on proving a demand and refusal. Collector of customs— duty of.

5. The collector shall pay over the amount of such duties after deducting a commission of seven and a half per cent. thereon, to the receiver general, to be applied towards the improvement of the harbor, and to no other use. Duties—pay- ment of.

6. The commissioners shall render an annual account of their receipts and expenditures to the financial secretary, with the vouchers therefor, verified by the affidavit of one or more of them. Annual acct.

CHAPTER 48.

An Act to enable the Inhabitants of the Towns of Pictou and New Glasgow to assess themselves for making and repairing Streets and Sewers.

[Passed the 31st day of March, 1856.]

SECTION

1. Assessment to repair streets.

SECTION

2. Monies—how collected and expended

Be it enacted by the governor, council, and assembly, as follows :

Assessment to repair streets.

1. The inhabitants of the towns of Pictou and New Glasgow, residing within the limits now or hereafter to be established as the jurisdiction of the commissioners of streets, at their annual meetings for assessing money for the support of their poor, may assess themselves for such monies as may be necessary for opening and repairing the streets and sewers in those towns in addition to statute labor.

Monies—how collected and expended.

2. The monies so to be assessed for streets and sewers shall be assessed, collected and paid in the same manner as poor rates are assessed, collected, and paid, and shall be expended by the commissioners of streets, who shall account for the same annually to the general sessions of the peace for the county of Pictou.

CHAPTER 49.

An Act to amend Chapter 56, 18th Victoria, entitled, An Act to authorize a Loan for the erection of a Court House in Pictou.

[Passed the 31st day of March, 1856.]

SECTION

1. Loan enlarged.

SECTION

2. How to be paid off.

Be it enacted by the governor, council, and assembly, as follows :

Loan enlarged.

1. The commissioners named in the act hereby amended may borrow a sum, not exceeding one-thousand eight hundred pounds, for the purposes mentioned in such act, instead of the sum of fifteen hundred pounds therein mentioned, in the manner specified in such act.

How to be paid off.

2. The Commissioners shall have power to pay off said sum of one thousand eight hundred pounds, at such times and in such instalments as they may be able to agree for, provided that not less than three hundred pounds, with the interest accruing thereon, be paid off in each year until the whole be paid.

CHAPTER 50.

An Act to enable the Inhabitants of the Town of Windsor to procure a Fire Engine.

[Passed the 31st day of March, 1856.]

SECTION

1. This act—where to operate.
2. Assessment for fire engine.
3. Assessors—how appointed.

SECTION

4. Amounts collected—to whom paid.
5. Engine to be kept in repair.

Be it enacted by the governor, council, and assembly as follows :

1. The general or any special sessions of the peace for the county of Hants may limit and define the boundaries of the district within the township of Windsor, within which this act shall operate. This act—
where to operate.

2. By a vote of the majority of the rate payers residing within such district, at a meeting to be called in pursuance of the directions of such general or special sessions, and with such notice and in such manner as shall be directed thereby, such meeting may order an assessment of any sum not exceeding five hundred pounds, to be applied in procuring a fire engine with hose, buckets, and other necessary appurtenances, together with tanks and all necessary buildings. Assessment for
fire engine.

3. The meeting, by a like vote, shall nominate three assessors who shall be sworn in like manner as assessors of poor rates, and shall assess the amount voted in the same manner to all intents and purposes as if the district were set off as a poor district, and the sum to be raised was to be assessed for the support of the poor ; and the amount shall be collected by collectors appointed by the assessors in the same manner as poor rates are collected. Assessors—how
appointed.

4. The collectors shall pay over the amounts collected by them to the county treasurer, for the purposes of this act, to be applied and appropriated by him pursuant to the order of the meeting, or any similar meeting convened with the like formality. Amounts col-
lected—to
whom paid.

5. All such sums as may be required to keep such engine, hose, buckets, and buildings, in repair, from time to time, may be raised and collected by the vote of any meeting called pursuant to the order of any general or special sessions. Engine to be
kept in repair

CHAPTER 51.

An Act to legalize the Grand and Petit Juries for the Counties of Cape Breton and Richmond.

(Passed the 31st day of March, 1856.)

SECTION 1. Juries, Cape Breton and Richmond.

Be it enacted by the governor, council, and assembly, as follows :

Juries, C. B.
and Richmond.

1. The panels of grand and petit jurors, drawn at the last October term of the supreme court, in the counties of Cape Breton and Richmond, are hereby declared legal and valid, notwithstanding any irregularity or defects in the lists from which the same were respectively drawn.

CHAPTER 52.

An Act to enable the Inhabitants of Pugwash to procure a Fire Engine.

(Passed the 31st day of March, 1856.)

SECTION

1. Fire engine, Pugwash — how procured.

SECTION

2. Money for fire engine—how assessed.

Be it enacted by the governor, council, and assembly, as follows :

Fire engine—
Pugwash—how
procured.

1. The general or any special sessions for the county of Cumberland may assess upon the district hereinafter described, a sum, not exceeding two hundred and fifty pounds, to be applied in procuring a fire engine, with hose, fire buckets, and other necessary appurtenances for the district of Pugwash, and also such sums as may be necessary from time to time for keeping the same in repair.

Money for fire
engine—how
assessed.

2. Such monies shall be assessed and levied upon real and personal property, by the county assessors and collectors, in the same manner as county rates are levied and collected, at such times, and in such proportions as such general or special sessions shall direct, upon the inhabitants residing within the district on the eastern side of Pugwash harbor, bounded northwardly by Levi W. Eaton's dwelling house at the entrance of church street inclusive, from thence up stream following the course of the shore to the bridge where the tide mill is erected, including Patrick O'Grady's possessions, from thence along the road towards the harbor, including both sides, to the methodist chapel, from thence along the back road leading to the gulf shore, including the west side only, until it comes to king street, from thence in a straight line to the episcopal church, from thence along church street to the place of beginning.

CHAPTER 53.

An Act to enable the Corporation of Halifax to make improved Sidewalks in the City.

[Passed the 18th day of April, 1856.]

SECTION I. Pavements, sidewalks, &c.

Be it enacted by the governor, council, and assembly, as follows :

1. Whenever application shall be made by two-thirds of the proprietors of the real estate fronting on any street in the city of Halifax, or on any portion of a street from one corner or intersection to another, having regard therein to the value and extent of property held therein by the applicants, requesting the construction of sidewalks of brick with granite curbs on one or both sides thereof, such parties offering to furnish the materials, viz—the brick and granite at their own cost—the city council shall direct the superintendent of streets to cause such sidewalks to be built, the labor, &c., thereof to be borne by the city and the owners of property abutting thereon who have not joined in such application, or having so joined have failed to furnish their proportion of bricks and of cut granite curbing, equal to complete the part of sidewalk fronting on their respective houses and lands in such street or part of street, shall, in every case, after the completion of such sidewalk, be liable to pay to the said city the full value of such bricks and granite used in making the sidewalk in front of their properties, and also six per cent. interest thereon, from the date of the purchase of such bricks and granite by or on behalf of the city to be used therein, and such monies may be recovered at the suit of the city as a private debt either in the mayor's court or in the supreme court, according to the amount due in each instance.

CHAPTER 54.

An Act to regulate the marking of Logs in the County of Queens.

[Passed the 18th day of April, 1856.]

SECTION

1. Altering the marks on logs—penalty for, &c.

SECTION

2. Supervisors of the rivers—payment of, &c. Prosecutions.

Be it enacted by the governor, council, and assembly, as follows :

1. Any person fraudulently cutting off or altering the original marks on any logs or timber on the rivers or dams in the county of Queens, shall, on proof thereof, forfeit for every such offence a penalty of five pounds, to be recovered in the same manner as debts of a similar amount are now recoverable.

Supervisors of
the rivers—
payment of, &c.

2. The sessions may appoint three or more persons to have the supervision of the rivers and dams for the purpose of preventing such fraudulent alterations or cutting; and such persons shall be entitled to receive for their services one-half of the penalties to be recovered for breach of this act, and the sessions are empowered to make all such bye-laws, rules and regulations for the guidance of such supervisors in the performance of their duties, and generally as to the marking of logs and timber, as they shall see fit, and such bye-laws, rules and regulations, when approved of by the governor and council, shall be published in the local newspaper and be valid and binding.

Prosecutions.

3. All prosecutions for penalties under this act shall be instituted in the name of such persons so to be appointed, or any one of them, and the penalty, when recovered, shall be paid to the county treasurer, who shall keep a minute of the amount thereof, and shall pay over one-half of such penalty to the persons so appointed as hereinbefore directed, and the remaining half shall be applied towards removing obstructions from the rivers in that county.

CHAPTER 55.

An Act to provide for the improvement of the Road from Maitland to the Great Eastern Road.

(Passed the 18th day of April, 1856.)

SECTION

1. Loan of £600 to improve road from Maitland to eastern road.
2. When to be made.

SECTION

3. Repayment.
4. By whom expended.

Be it enacted by the governor, council, and assembly, as follows:

Loan of £600
to improve road
from Maitland
to eastern road.

1. The members of the county of Hants may borrow on the pledge of the road monies of that county and the security of this act, a sum not to exceed six hundred pounds, to aid in improving the road from Maitland to the great eastern road.

When to be
made.

2. Such loan may be made as soon as the inhabitants of Maitland shall raise by subscription one hundred pounds towards the improvement of such road.

Repayment.

3. Such loan shall be repaid by annual instalments of one-third of the sum borrowed out of the road grants for 1857, 1858, and 1859, with interest at a rate not exceeding six per cent., until the whole sum borrowed shall have been repaid.

By whom ex-
pended.

4. The monies borrowed under this act shall, together with the sum to be so raised by subscription, be expended by commissioners to be appointed by the governor in council.

CHAPTER 56.

An Act to amend Chapters 76 and 80 of the Acts of 18th Victoria.

[Passed the 18th day of April, 1856.]

SECTION

1. Rates of dockage, wharfage, &c. levied—for what.

SECTION

2. Rates levied—by whom.

Be it enacted by the governor, council, and assembly, as follows:

1. The rates of dockage, wharfage, and storage in the second section of the act to incorporate the Canada Creek Pier Company, and of the act to incorporate the Hall's Harbor Pier Company, shall extend to and be levied for the use as well of the piers that were built previous to the passing of such acts respectively as of the piers that have been since built, or any to be hereafter built, by either of those companies. Rates of dockage, wharfage, &c. levied—for what.

2. The companies shall have full power and authority to levy such rates for and in respect of all creeks and harbors within the limits of the public lands around such piers or breakwaters. Rates levied—by whom.

CHAPTER 57.

An Act for improving the New Road from Annapolis to Liverpool.

[Passed the 18th day of April, 1856.]

SECTION

1. Loan of £200 to improve road from Annapolis to Liverpool.

SECTION

2. How repaid.
3. By whom expended.

Be it enacted by the governor, council, and assembly, as follows:

1. The members of the county of Annapolis may borrow on the pledge of the road monies of the county and the security of this act, a sum not exceeding two hundred pounds, to aid in improving the new road from Annapolis to Liverpool. Loan of £200 to improve road from Annapolis to Liverpool.

2. Such loan shall be repaid by annual instalments of one-half the sum borrowed out of the road grants for 1857 and 1858, with interest at a rate not exceeding six per cent., until the whole sum borrowed shall have been repaid. How repaid.

3. The monies borrowed under this act shall be expended by commissioners to be appointed by the governor in council. By whom expended.

CHAPTER 58.

An Act to set off an additional Electoral District within the County of Annapolis.

[Passed the 31st day of March, 1856.]

SECTION

1. Additional electoral district — how bounded.

SECTION

2. Polling place—where situate.

Be it enacted by the governor, council, and assembly, as follows :

Additional electoral district—how bounded.

1. In the county of Annapolis an additional electoral district is established and set off, to be called number fourteen, within the limits following, that is to say : beginning at the south west corner of the township of Clements following the southern boundary of said township eastwardly to its south east corner, thence in a direct line to strike the south east corner of the county of Annapolis, thence westwardly following the division line between the counties of Annapolis and Queens, and until it strikes the Digby county line, thence northerly by the division between the counties of Annapolis and Digby, to the place of beginning.

Polling place—where situate.

2. The polling place shall be at some convenient place in the Maitland settlement, near the large bridge over the Liverpool river, on the main post road.

CHAPTER 59.

An Act to alter the time of holding the Sessions for the County of Lunenburg.

(Passed the 31st day of March, 1856.)

SECTION

1. Section 2, cap. 44 of revised statutes, amended.

SECTION

2. Sessions — when to meet at Lunenburg.

Be it enacted by the governor, council, and assembly, as follows :

Sec. 2, cap. 44, of rev. stat. amended.

1. The second section of chapter 44 of the revised statutes is amended in the following particulars : that is to say—

Sessions—when to meet at Lunenburg.

2. After the present year the general sessions for the county of Lunenburg shall meet at Lunenburg on the second Tuesday of January, instead of the second Monday in April, and the Grand Jury shall attend such sessions at the said period, instead of the second Monday in April, as heretofore.

CHAPTER 60.

An Act concerning the division of School Districts in the County of Lunenburg.

[Passed the 18th day of April, 1856.]

SECTION

1. School districts—how bounded.
2. Commissioners—how appointed.

SECTION

3. Monies—how divided.

Be it enacted by the governor, council, and assembly, as follows:

1. The townships of Chester, New Dublin, and Lunenburg, in the county of Lunenburg, shall be three separate school districts bounded by the limits of such townships respectively. School districts—how bounded.

2. The governor in council may appoint a board of school commissioners in each township. Commissioners, how appointed.

3. All provincial money allowed for schools for the county shall be divided in the following manner: one-fourth part thereof to the township of Chester, one-fourth part thereof to the township of New Dublin, and the other half to the township of Lunenburg. Monies—how divided.

CHAPTER 61.

An Act to establish the Township of Morristown in the County of Sydney.

[Passed the 18th day of April, 1856.]

SECTION 1. Boundaries.

Be it enacted by the governor, council, and assembly, as follows:

1. The northern portion of the township of Dorchester and the eastern section of the township of Arisaig in the county of Sydney, shall be a separate township for the support of the poor and for other purposes under the name of the township of Morristown, to be comprised within the following limits: commencing at the waters of the harbor of Antigonish at the southern boundary of John McDonald's (Hector's son) lands, thence running a course north westerly to a line of road formerly run from Malignant Cove to Antigonish, thence following the said road to a cross road called Donald Gow's road, thence following the said cross road to the road leading from Robert McDonald's through the back settlement of Cape George, thence westerly by the last named road to the waters of the Gulf of Saint Lawrence at the eastern boundary of Donald McDougall's (Ban) land, or thereabout, thence along the shore around Cape George, following the waters of the Bay of St. George, to the place of beginning. Boundaries.

CHAPTER 62.

An Act to provide for the re-building of Melford Bridge, over the West River of Pictou.

[Passed the 18th day of April, 1856.]

SECTION

1. Loan to rebuild Melford bridge.

SECTION

2. How expended.

Be it enacted by the governor, council, and assembly, as follows :

Loan to rebuild
Melford bridge.

1. The members for the county of Pictou may borrow on the pledge of the road monies of the county and the security of this act, a sum not to exceed two hundred and fifty pounds, to be expended in rebuilding Melford bridge over the West River of Pictou : such loan to be paid by annual instalments of one hundred pounds for the first two years, and fifty pounds for the third year, with interest at the rate of six per cent., until the whole sum borrowed has been repaid.

How expended.

2. The money borrowed under this act shall be expended by commissioners to be appointed by the governor in council.

CHAPTER 63.

An Act to divide the Eastern School District of the County of Halifax.

[Passed the 31st day of March, 1856.]

SECTION

1. Eastern school district—how divided.

2. Names of divisions.

SECTION

3. Commissioners—by whom appointed.

Be it enacted by the governor, council, and assembly, as follows :

Eastern school
district—how
divided.

1. The eastern district of schools for the county of Halifax is hereby divided into two districts by the following division line, viz : beginning at the eastern line of the county, thence northerly on such line five miles, thence westwardly to the half-way house between Sheet Harbor and Musquodoboit river, known as the Indian hotel, passing the head of lake Charlotte or Ship Harbor Great Lake, Crawford's Falls, Musquodoboit river, to the present division line between the eastern and western districts.

Names of divi-
sion.

2. All that portion of the county lying north of such line to be called the Rural District, and all to the southward of such line to be called the Shore District.

Commissioners
—by whom ap-
pointed.

3. The governor in council may appoint a board of school commissioners for each district, and shall apportion the school money for such district among the same, as they shall think fit.

CHAPTER 64.

An Act to assess the Township of Granville.

[Passed the 18th day of April, 1856.]

SECTION

1. Amount due Delap—how ascertained.
2. In case of disagreement, or arbitrator refusing to act, another may be chosen by judge of supreme court.

SECTION

3. Power of arbitrators.
4. Amount to be assessed.
5. Overseers to be assessors.
6. Money—to whom paid.

Be it enacted by the governor, council, and assembly as follows:

1. The amount due from the township of Granville to James Delap for the support of the poor of the township previous to the year of our Lord one thousand eight hundred and fifty-three, if any, and for costs incurred in prosecuting such claim previous to the passing of this act, shall be ascertained by the arbitration of two indifferent persons—one to be named by the said James Delap, and the other by the overseers of the poor for both districts of the township of Granville—who shall be in office when this bill comes into operation; such two persons to name a third, and such three arbitrators to have power to decide all matters in difference.

Amount due
Delap—how
ascertained.

2. In case either of the parties shall not name an arbitrator, on the application of the other, or in case of the two who are chosen not agreeing on a third, or in case of either of the three withdrawing or refusing to act after being chosen and consenting to act, a judge of the supreme court at any time thereafter may name an arbitrator for the party so failing, or such third arbitrator.

In case of disagreement, or arbitrator refusing to act, another may be chosen by judge of supreme court.

3. The arbitrators shall have power to enter into the consideration of the whole claim, whether against the overseers for the year one thousand eight hundred and fifty-three, or any previous overseers, and whether for the debt claimed or the costs heretofore incurred in prosecuting the same, with the costs of such arbitration. They shall decide according to the justice and equity of the case, and their award, or the award of any two of them, upon all matters of facts, or of law in the premises, shall be final.

Power of arbitrators.

4. The sum so ascertained shall be assessed and levied upon the township of Granville, comprising both the eastern and western poor districts thereof, together with the expense of collecting the same.

Amount to be assessed.

5. Such overseers of the poor for the township of Granville for the year ending November in the year one thousand eight hundred and fifty-three, shall be assessors for the purpose of carry-

Oversers to be assessors.

ing out the intention of this act, and shall be sworn into office in the same manner as assessors of the poor rates, and shall appoint collectors and perform all other duties in and about the levying and collecting of such rate as in case of amercement under sections 30 and 32 of chapter 89 of the revised statutes.

6. The amount when collected shall be paid to James Delap in full for his claim for the support of the poor, and all other charges against the township previous to November, one thousand eight hundred and fifty-three.

Money—to whom paid.

CHAPTER 65.

An Act to amend the Acts to provide for the erection of a Court House in Halifax.

[Passed the 18th day of April, 1856.]

SECTION

1. Money to build court house—how raised.
2. If one-fourth of fund be not assessed the judges of supreme court to use their authority.

SECTION

3. Crown officers shall apply to the judges.
4. Plan of building, materials &c.

Be it enacted by the governor, council, and assembly, as follows :

Money to build court house—how raised.

1. One half the cost of the site and building of the court house shall be paid from the public treasury, not to exceed three thousand three hundred and thirty-three pounds six shillings and eight pence; the other half shall be borne by the county of Halifax, and shall be raised by assessment on the county in the manner prescribed by the acts whereof this is an amendment.

If one-fourth of fund be not assessed the judges of sup. court to use their authority.

2. If the sessions neglect to assess the county in any year for at least one-fourth of the sum which the county is required to bear, any two of the judges of the supreme court at chambers shall exercise all the power and authority which, under the acts hereby amended, are vested in the supreme court.

Crown officers shall apply to the judges.

3. It shall be the duty of the crown officers in case of any such neglect immediately to make application to any two judges to exercise such power and authority.

Plan of building, materials &c.

4. The plan of the building—the materials of which it is to be constructed—the rooms and accommodation to be provided—shall be in the discretion of the commissioners, subject only to the approval of the governor in council.

CHAPTER 66

An Act to alter the Representation of Queens County.

[Passed the 18th day of April, 1856.]

SECTION

1. Number of members for Queen's county.

SECTION

2. Districts—what they comprise.

Be it enacted by the governor, council, and assembly, as follows:

1. After the dissolution of the present general assembly, the members to be elected to represent the county of Queens shall be returned as follows: For the county of Queens, one member — for the northern district of such county, one member — for the southern district of such county, one member. Number of members for Queen's county.

2. The southern district shall comprise electoral districts, number one, two, three, and four; and the northern district shall comprise electoral districts numbers five and six. Districts—what they comprise.

CHAPTER 67.

An Act to provide for improving the road from New Glasgow to Saint Mary's.

(Passed the 18th day of April, 1856.)

SECTION

1. Loan to repair road from St. Mary's to New Glasgow.

SECTION

2. How to be repaid.
3. By whom expended.

Be it enacted by the governor, council, and assembly as follows:

1. The members for the county of Pictou may borrow on the pledge of the road monies of the county and the security of this act, a sum not to exceed two hundred pounds to aid in improving the road from New Glasgow to Saint Mary's. Loan to repair road from St. Mary's to New Glasgow.

2. Such loan shall be repaid by annual instalments of one-third of the sum borrowed during the years 1857, 1858 and 1859, with interest at a rate not exceeding six per cent, until the whole sum borrowed shall have been repaid. How to be repaid.

3. The monies borrowed under this act shall be expended by commissioners to be appointed by the governor in council. By whom expended.

CHAPTER 68.

An Act relating to the Width of Roads at Brier Island, in the County of Digby.

(Passed the 18th day of April, 1856.)

1. Width of roads at Brier Island.

Be it enacted by the governor, council, and assembly as follows :

Width of roads
at Brier Isld.

1. The freeholders to be appointed under chapter 62 of the revised statutes may lay out new roads in Brier Island, in the county of Digby, of a less width than fifty feet, if they shall consider such less width sufficient for the convenience of the public, and the sessions may confirm the same.

CHAPTER 69.

An Act to regulate the setting of Nets in the Harbor of Liverpool.

(Passed the 18th day of April, 1856.)

SECTION

SECTION

1. Vessels—when liable for damage to nets.
2. Buoys placed to mark the limits.

3. Owners of nets outside of limits not entitled to damages.

Be it enacted by the governor, council, and assembly as follows :

Vessels—when
liable for dam-
age to nets.

1. All vessels above sixty tons in burthen entering or leaving the harbor of Liverpool, and running foul of nets set within one-quarter of a mile from the western shore of that harbor, between Black Point and Western Head, shall be liable for one-half of the damage done to such nets.

Buoys placed to
mark the limits.

2. Buoys shall be placed at the expense of the owners of the nets, under the direction of the sessions, to mark the limit of one-quarter of a mile within which such nets should be set on the western side of such harbor, between Black Point and Western Head.

Owners of nets
outside of limits
not entitled to
damages.

3. Owners of nets set outside of the limits before mentioned shall not be entitled to recover any compensation for damage done to their nets by vessels accidentally running foul of the same in entering or leaving such harbor.

CHAPTER 70.

An Act to alter the Harbor Master's Fees in the Harbor of Sydney.

[Passed the 18th day of April, 1856.]

Be it enacted by the governor, council, and assembly, as follows :

1. Vessels bound to and from the Bras d'Or Lake and calling at Sydney, but not discharging ballast in Sydney harbor, shall not be liable to pay any harbor master's fees at the latter place.

CHAPTER 71.

An Act to authorize the sale of the Cornwallis Toll Bridge.

[Passed the 18th day of April, 1856.]

SECTION

1. Sale of Cornwallis toll bridge.
2. To be purchased for the public—by whom.

SECTION

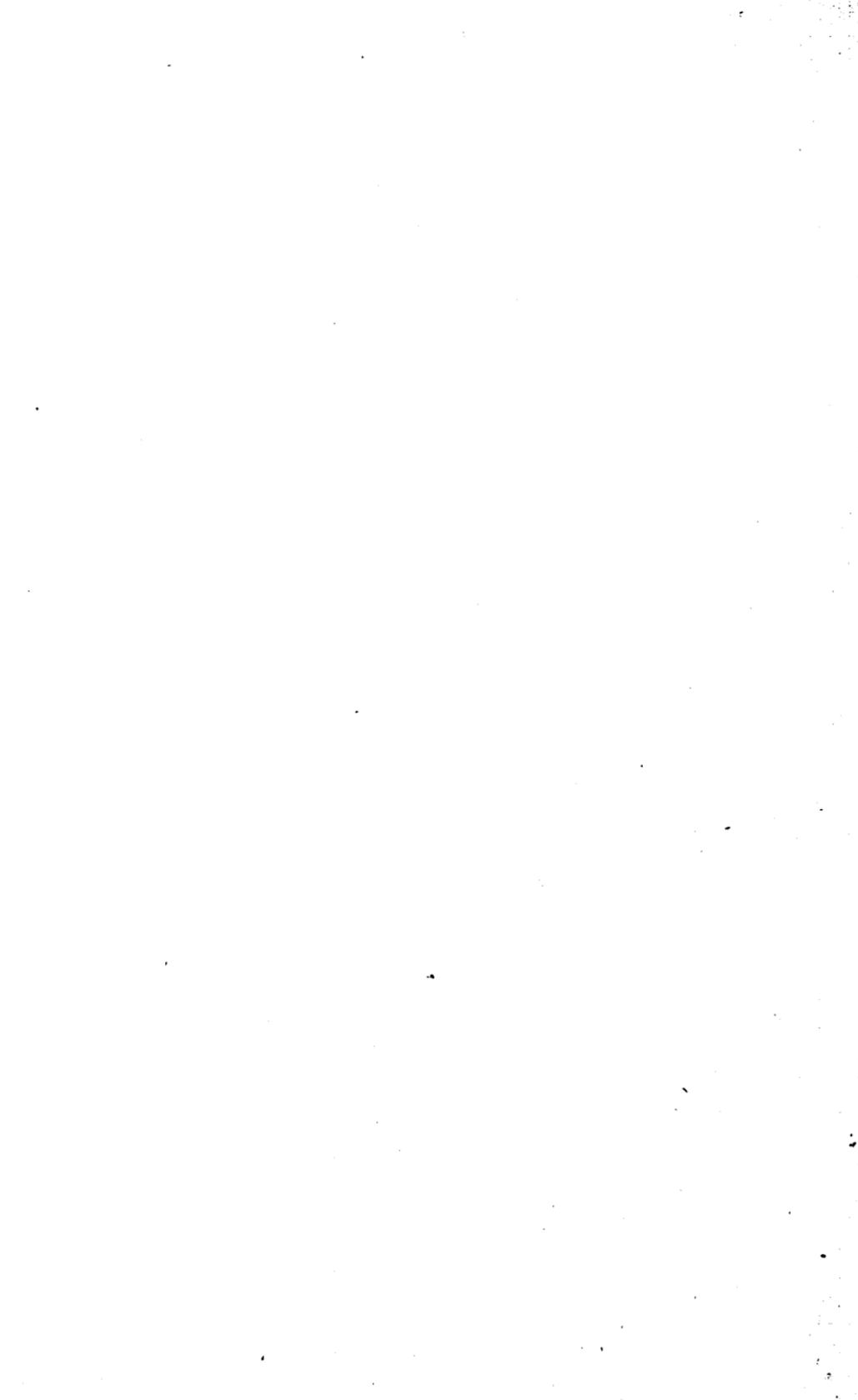
3. Charge of bridge—to whom given.

Be it enacted by the governor, council, and assembly, as follows :

1. The Cornwallis bridge company are empowered to sell and convey to the public the Cornwallis toll bridge and the appurtenances, for such price as may be agreed upon, not to exceed eight hundred pounds currency, so soon as two-thirds in interest in such bridge company voting in person, by proxy or otherwise, at any meeting of the company, specially called for that purpose, shall sanction such sale. Sale of Cornwallis toll bridge.

2. The governor in council shall appoint three commissioners to purchase such bridge, and to make such arrangements as may be necessary for the transfer to the public of such bridge and appurtenances as soon as the company agree to sell the same, under the provisions of this act. To be purchased for the public—by whom.

3. Such commissioners shall have the charge of the bridge after it is transferred to the public under this act, which shall ever after be open to the public free of toll or charge. Charge of bridge—to whom given.



PRIVATE ACTS.



CHAPTER 72.

An Act to Incorporate the Milton Railroad Company.

(Passed the 31st day of March, 1856.)

SECTION

1. Incorporation.
2. Capital stock, shares, &c.
3. When to go into operation.

SECTION

4. Power of company. Appraisement.
5. Liability of members.

Be it enacted by the governor, council, and assembly, as follows:

1. Sylvanus Morton, Nathaniel Minam, Edward H. Freeman Incorporation. and Edward Freeman and all other persons who shall become proprietors of shares in the company hereby established, their successors and assigns, shall be and are hereby incorporated by the name of the Milton railroad company, for the purpose of constructing a railway at Milton, in Queens county.

2. The capital stock of the company shall be five thousand Capital stock, pounds to be divided into shares of five pounds each, but may be increased to ten thousand pounds, and the company may hold real estate not exceeding in value two thousand pounds.

3. The company shall go into operation when five thousand When to go in- pounds shall be subscribed for, and one thousand and five hundred to operation. pounds paid on account thereof.

4. The company shall have power to make all contracts and do Power of com- all acts necessary to carry out the construction of such railroad; and pany. may enter upon any lands by themselves or their servants and survey and lay off such parts thereof as may be necessary for the track and for stations and buildings in connection therewith on paying to the owners a due and reasonable compensation therefor, and in case of disagreement between such owners and the company as to the amount of such compensation, the amount shall be settled as follows: One appraiser shall be named by the company and one by the owner of the soil, and in case of difference the two ap- Appraisement. praisers shall nominate a third to act as umpire, and the amount agreed on by the appraisers and umpire or any two of them shall be conclusive between the company and owner of the soil.

5. No member of the company shall be liable for the debts of Liability of the corporation for a greater amount in the whole than double the members. amount of the stock held by him therein, unless he shall have rendered himself liable to a greater extent by becoming surety for the debts of the company.

CHAPTER 73.

An Act to Incorporate the Halifax Mechanics' Library Association.

[Passed the 18th day of April, 1856.]

SECTION

1. Incorporation.
2. Object of.
3. Real estate.
4. How governed.

SECTION

5. Office bearers.
- . Bye-laws, rules, &c., to continue in force.

Be it enacted by the governor, council, and assembly, as follows :

Incorporation.

1. The following persons, that is to say : James C. Hume, M.D., Robert H. Whetmore, Robert M. Barratt, John L. Whytal, George A. V. Paw, Cuthbert C. Vaux and Samuel Caldwell and all such other persons as now are or shall hereafter become members of the association and their successors, shall be a body politic and corporate by the name of the Halifax Mechanics' Library Association.

Object of.

2. The object of the association shall be the diffusion of science and literature among the mechanics, artizans and others of the city of Halifax by means of a circulating library and otherwise, and the books and papers now belonging to the society shall be vested in the corporation for the uses thereof.

Real estate.

3. The association shall not at any time hold real estate of greater value than two thousand pounds.

How governed.

4. The association shall be governed by a committee of not less than seven members, comprising a president and such other officers as may be designated in the bye-laws of the association, to be chosen at some general meeting by a majority of members present thereat, according to the regulations now in force in the association, or hereafter to be made with respect to the office bearers.

Office bearer.

5. It shall not be necessary in consequence of this act to re-appoint any of the persons now managing the affairs of the association as the office bearers thereof, but they shall continue to act for the period for which they were appointed.

Bye-laws, rules
&c. to continue
in force.

6. All the bye-laws, rules and regulations of the association now in force shall continue in force after the passing of this act until they shall have been set aside, altered or annulled at some general meeting of the society called for that purpose.

CHAPTER 74.

An Act to Incorporate the Union Bank of Halifax.

[Passed the 31st day of March, 1856.]

SECTION

1. Incorporation.
2. Management.
3. Capital. Shares. Instalments — when to be paid.
4. Real estate—no money to be loaned on.
5. Organization; meeting for — when held, &c. Directors—election of.
6. Directors—when to go out of office; re-election, &c.
7. Annual meeting—when held; proceedings at, &c.
8. Directors—power of.
9. Business—how transacted.
10. Directors—qualification of.
11. Cashier, &c., to give bonds.
12. Votes.
13. By proxy.
14. President—vacancy in office of.
15. Business—when to be commenced, &c.
16. Shares—transfer of, &c.
17. Dealings of corporation.
18. Joint stock alone liable for debts of corporation.
19. Shareholders liable in proportion to their shares when act expires, &c.

SECTION

20. Notes, &c.—form of.
21. Issue of notes—limitation of. Directors liable.
22. Dividends—when to be made.
23. Books, &c. open to inspection of directors.
24. Notes—how signed, printed, &c.
25. Act to determine on excess of issue of notes.
26. Refusing to pay in gold and silver—penalty for.
27. Counterfeited notes.
28. Bank—where to be kept.
29. Returns of state of bank—when to be made; form of, &c.
30. If capital be diminished one half. corporation to be dissolved.
31. General meeting—how called, &c.
52. Dissolution—proceedings on.
33. Official mismanagement—stockholders liable for.
34. Person nominated by governor may have access to books, &c. Proviso.
35. Chapter 83 revised statutes not affected.
36. Continuation.

Be it enacted by the governor, council, and assembly, as follows :

1. William Stairs, John Gibson, John Duffus, Edward Kenny, Benjamin Wier, James A. Moren, John W. Ritchie, and such other persons as are or may become shareholders in the company hereby established, their successors and assigns, shall be a body corporate, by the name of the "union bank of Halifax," for the purpose of carrying on the business of banking.

2. The business of the company shall be under the management of a president and six directors, and such other officers as may be found necessary.

3. The capital of the company shall consist of two hundred and fifty thousand pounds, which shall be divided into ten thousand shares of twenty-five pounds each, and twenty per cent. of the stock which shall be subscribed for shall be paid on or before the first day of July next, and a further instalment of twenty per cent. shall be paid at such time after the first day of January, in the year one thousand eight hundred and fifty seven, as the directors shall appoint, and the remaining instalments shall from time to time be paid at such time or times and in such manner as shall be determined by the vote of the stockholders at a special meeting to be

called for that purpose, but no instalment shall in any case be called in, unless thirty days previous notice shall have been first given, in two at least of the newspapers published at Halifax, of the time and place appointed for the payment of instalments.

Real estate—
no money to be
loaned on.

4. The corporation shall have full power and authority, to hold, possess, and enjoy lands, tenements and real estates to any amount not exceeding ten thousand pounds, and nothing herein contained shall prevent or restrain the corporation from taking or holding real estate to any amount whatsoever under judgment or by mortgage recovered or taken as collateral security for the payment of any sum or sums of money advanced by or for debts due to the corporation; but the said corporation shall on no account lend money upon mortgage upon lands, or other fixed property, nor upon the security of any stock in the bank unless by way of additional security for debts contracted with the corporation in the course of its dealing.

Organization;
meeting for—
when held, &c.

5. After the passing of this act, whenever fifty thousand pounds of the said capital stock shall have been paid in, before which no one shall have a right to vote for any purpose, a general meeting of the members and stockholders of the corporation, or the major part of them, shall take place, by notice in two or more of the public newspapers ten days previous to such meeting, for the purpose of organizing the said bank and of making, ordaining and establishing such bye-laws, ordinances, and regulations for the good management of the affairs of the said corporation, as the members and stockholders of the said corporation shall deem necessary; and also for the purpose of choosing seven directors, being stockholders and members of the corporation, under and in pursuance of the rules and regulations hereinafter made and provided; which directors so chosen shall choose out of their numbers a president, and they shall have full power and authority to manage the concerns of the corporation, and shall commence the operations of the said bank—subject, nevertheless, to the rules and regulations hereinafter made and provided: at which general meeting the members and stockholders of the said corporation, or the major part of them, shall determine the mode of transferring and disposing of the stock and profits thereof, which, being entered on the books of the corporation shall be binding upon the stockholders, their successors and assigns until altered at any other general meeting of the stockholders.

Directors—
election of.

6. Two of the directors shall annually go out of office in rotation, and after the corporation shall have been in operation for the period of two years, the directors so going out of office shall not be eligible for re-election till the expiration of one year thereafter; but if the president for the time be one of them, he shall always be eligible to be re-elected a director.

Directors;
when to go out
of office—re-
election, &c.

7. There shall be a general meeting of the stockholders and members of the said corporation to be annually holden on the second Wednesday of March in each year at Halifax; at which annual meeting all vacancies in the board of directors shall be filled

Annual meet-
ing; when held
—proceedings
at, &c.

9. and after the election of directors in place of those who shall have gone out of office by rotation or otherwise, the directors shall annually choose one out of their number as president for the ensuing year, or until another is chosen in his room. In the choice of directors the stockholders shall vote according to the rule hereinafter mentioned.

8. The directors shall have power to appoint such officers, clerks and servants as they shall think necessary for executing the business of the corporation, and shall allow them such compensation for their respective services, as to the directors shall appear reasonable; all which, together with the expenses of buildings, house rent, and all other contingencies shall be defrayed out of the funds of the corporation, and the said directors shall likewise exercise such other powers and authorities for the well regulating the affairs of the corporation, as shall be prescribed by the bye-laws and regulations of the same. Directors—
power of.

9. The business of the corporation shall be transacted by such number of the directors as shall be determined on by the stockholders and specified in the bye-laws, of whom the president shall always be one, but in case of sickness or necessary temporary absence, the directors present may choose one of their board as chairman in his stead; the president, or such chairman, shall vote at the board as a director, and in case of there being an equal number of votes for and against any question before them, the president or chairman shall also have a casting vote. Business—how
transacted.

10. No person shall be eligible for or continue to be a director unless such person is a stockholder, and holding and owning not less than fifty shares of the capital stock of the said corporation, upon whose shares all instalments called in, shall have been fully paid, and no person shall be eligible for or continue to be a director of the corporation who is a director or a co-partner in trade of a director of any other bank whatsoever. And if any director of the said corporation, shall, while he is in office, cease to hold fifty shares in the said stock, or shall become a director or a co-partner in trade of a director in any other bank whatsoever, such director of the said corporation shall forthwith go out of office and cease to be a director, another director shall be chosen in his stead as hereinafter directed. Directors—
qualification for

11. Every cashier and clerk of the corporation before he enters upon the duties of his office, shall give bonds, with two or more sureties, to be approved by the said directors, that is to say: every cashier in a sum not less than ten thousand pounds, with a condition for his good and faithful behaviour, and every clerk with the like condition and sureties, in such sum as the directors shall deem adequate to the trust reposed in him. Cashier, &c. to
give bonds.

12. The number of votes which each stockholder shall be entitled to, on every occasion, when, in conformity with the provisions of this act, the votes of the stockholders are to be given, shall be in the following proportion, that is to say: for one share and less than five, one vote; for five shares and less than ten, two Votes.

votes ; for ten shares and less than twenty, three votes ; for twenty shares and less than thirty, five votes ; for thirty shares and less than forty, six votes ; and for forty shares and all shares above that number, eight votes ; which shall be the greatest that any stockholder shall be entitled to have.

By proxy.

13. All stockholders resident within this province or elsewhere, may vote by proxy, provided that such proxy be a stockholder and do produce sufficient written authority from his constituent or constituents so to act ; provided also that no person shall hold more than three proxies.

President—vacancy in office of.

14. The directors may fill up any vacancy that shall be occasioned in the office of president, or in the board of directors by the death, removal, resignation, or absence from the province for three months, or any incapacity of the president, or any of their members, and the person so chosen by the directors shall serve until the next succeeding annual meeting of the stockholders.

Business—when to be commenced, &c.

15. As soon as the sum of fifty thousand pounds shall have been actually paid in on account of the subscriptions to the stock, notice thereof shall be given in two at least of the newspapers published in Halifax, and the directors may commence the operations and business of the bank ; but no bank bills or bank notes shall be issued or put in circulation, nor any bill or note discounted at the bank until the sum of fifty thousand pounds shall be actually paid in and received on account of the subscriptions to the capital stock of the bank.

Shares—transfer of, &c.

16. The shares or capital stock shall be assignable and transferable according to the rules and regulations that may be established in that behalf, but no assignment or transfer shall be valid or effectual, unless such assignment or transfer shall be entered and registered in a book to be kept by the directors for that purpose, nor until the person or persons, so making the same, shall previously discharge all debts actually due and payable to the corporation ; and such stock shall be a pledge for any debt that may become due by the holder thereof to the bank and be disposed of as other stock pledged to the bank, and in no case shall any fractional part of a share, or other than a complete share or shares be assignable or transferable. And whenever any stockholder shall transfer in the manner aforesaid all his stock or shares in the bank or the same shall be transferred by act of law to any person or persons whomsoever, such stockholder shall cease to be a member of the corporation.

Dealings of corporation, &c.

17. The corporation may conduct the business of banking in all its branches, and may lend money on cash accounts with personal security only, and may generally deal in bills of exchange, promissory notes, gold or silver coin or bullion, and in other the current monies of this province, or in the sale of goods and stock really and truly pledged for money lent and not redeemed — which goods and stock so pledged shall be sold by the corporation at public sale, at any time not less than thirty days after the period

for redemption, and if upon such sale of goods or stock, there shall be a surplus after deducting the money lent and interest, together with the expenses of sale, such surplus shall be paid to the proprietors thereof respectively.

18. The joint stock or property of the corporation shall alone be responsible for the debts and engagements of the corporation, and no person or persons who shall or may have dealings with the corporation shall, on any pretence whatsoever, have recourse against the separate property of any present or future member of the corporation, or against their persons, except in the cases specified in this act, further than may be necessary to secure the faithful application of the funds of the corporation.

Joint stock alone liable for debts of corporation.

19. The holders of shares or stock in the corporation, when this act shall expire or be repealed, shall be chargeable in their private and individual capacities, and shall be holden for the payment and redemption of all bonds, bills and notes, which may have been issued by the corporation, and which may then remain unpaid, but only according to and in proportion to the share and interest which they may respectively hold in the capital stock of the corporation, at the time of such expiration or repeal.

Shareholders liable in proportion to their shares when act expires, &c.

20. Every bond, bank bill, or bank note, or other instrument, by the terms or effect of which the corporation may be charged or held liable for the payment of money, shall especially declare, in such form as the board of directors shall prescribe, that payment shall be made out of the joint fund of the corporation.

Notes, &c.—form of.

21. The total amount of the debts which the corporation shall at any time owe, whether by bill, bond or note, or other contract whatsoever, exclusive of the sum due on account of deposits, shall not exceed treble the amount of the capital stock actually paid in by the stockholders, nor shall there be due to the corporation at any one time more than treble the amount of the capital stock actually paid in by the stockholders, and in case of any excess, the directors under whose administration and management the same shall happen, shall be liable for such excess in their individual and private capacities, provided always that the lands, tenements, goods and chattles of the corporation shall also be liable for such excess.

Issue of notes—limitation of.

Directors liable

22. The directors shall make half yearly dividends of all the profits, rents, premiums and interest of the corporation, payable at such time and place as the directors shall appoint, of which they shall give thirty days' previous notice in at least two of the newspapers published in Halifax; but the directors shall not be compelled to make or declare any dividend at an earlier period than one year from and after the passing of this act, unless they shall think it expedient to make and declare a dividend at an earlier period.

Dividends—when to be made.

23. The books, papers, correspondence and funds of the corporation shall at all times be subject to the inspection of the directors; but no stockholder, not a director, shall inspect any books or the account of any individual with the corporation.

Books, &c. open to inspection of directors.

Notes—how signed, printed, &c.

24. All the bills or notes issued by the said corporation shall be signed by the president for the time being and countersigned, and attested by the cashier, and shall be printed and made in stereotype plates, and all bills or notes so signed and countersigned shall be binding on the corporation, although not under their seal, which bills or notes shall be payable by the corporation in gold or silver on demand.

Act to determine on excess of issue of notes.

25. If the total amount of all the notes of the bank, issued and in circulation, shall at any one time exceed the amount fixed and determined by the act of incorporation of the bank, such act of incorporation shall cease and determine from the time when such excessive issue shall have accrued.

Refusing to pay in gold and silver—penalty for.

26. In case the officers of the corporation shall, in the usual banking hours at the bank, refuse or delay payment in gold or silver of any note or bill of the corporation then presented for payment, the corporation shall be subject to pay on the amount of such note or bill to the holder thereof twelve per cent. interest per annum from the day of such refusal to the time of payment.

Counterfeited notes.

27. The corporation shall be liable to pay any bona fide holder the original amount of any note of the bank which shall have been counterfeited or altered, in the course of its circulation, to a larger amount, notwithstanding such alteration.

Bank—where to be kept.

28. The bank shall be kept and established at Halifax, or at such other place as the board of directors may think it necessary to remove the bank to, on account of any great emergency, for the security thereof.

Returns of state of bank—when to be made—form of, &c.

29. The cashier of the bank shall twice in every year, that is to say: on the thirty-first day of January and the thirty-first day of July make a return of the state of such bank as it existed at the closing of the books on those days respectively, and he shall transmit the same as soon as may be, not exceeding fifteen days thereafter, to the provincial secretary, for the purpose of being laid before the legislature at its next session, which returns respectively shall specify the amount then due from the bank, designating in distinct columns the several particulars included therein, and shall also specify the resources of the bank designating in distinct columns the several particulars included therein, and the said returns shall be in substance as follows:—

State of the union bank of Halifax on the 31st day of _____,
A. D. 18 .

DUE FROM THE BANK.

Capital Stock.				
Bills in circulation.				
Net profits on hand.				
Balances due to the other banks.				

Cash deposited, including all sums whatsoever due from the bank not bearing interest, its bills in circulation, profits and balances due to other banks excepted.
Cash deposited bearing interest,
Total amount due from the bank,
BALANCES OF THE BANK.
Gold, silver and other coined metals in its banking house,
Real estate,
Bills of other banks incorporated in this province.
Bills of all other banks.
Balances due from other banks.
Amount of all debts due, including notes, bills of exchange, and all stocks and funded debts of every description, excepting the balances due from other banks,
Total amount of the resources of the bank,
Rate and amount of the last dividend.
Amount of reserved profits at the time of declaring the last dividend.
Amount of debts due to the bank secured by a pledge of its stock,
Amount of debts due and not paid and considered doubtful,

which returns shall be signed by the cashier of such bank, who shall make oath before some justice of the peace to the truth of every such return, according to the best of his knowledge and belief, and one of the directors of such bank shall certify and make oath that the books of the bank indicate the state of facts so returned by the cashier, and that he has full confidence in the truth of such return, and no further or other returns shall hereafter be required from the bank, copies of which statements shall be laid before the stockholders at the general annual meeting of the corporation.

30. If upon the exhibition of the yearly account of the debts due to and from the corporation, and of the property and effects thereof, it shall appear to the satisfaction of the legislature of this province, if then in session, or to the governor in council, if this legislature be not in session, that the paid up capital of the corporation has been diminished by losses and bad debts to one-half of the amount of the capital or sum so paid up, that then the said corporation shall be dissolved, if the legislature be in session, by an act of the legislature of this province, or if the legislature be not in session, by proclamation to be forthwith issued by the governor in council for that purpose.

If capital be diminished one half, corporation to be dissolved.

General meet-
ing, how called
&c.

31. Any number of the stockholders, not less than twenty, who together shall be proprietors of five hundred shares, shall have power at any time, by themselves or their proxies, to call a general meeting of the stockholders for purposes relating to the business of the corporation, giving at least thirty days' previous notice, in at least two newspapers published in Halifax, specifying in such notice the time and place of such meeting, with the objects thereof, and the directors, or any four of them, shall have the like power at any time, upon observing the like formalities, to call a general meeting as aforesaid.

Dissolution—
proceedings on.

32. On any dissolution of the corporation, immediate and effectual measures shall be taken by the directors then in office for closing all the concerns of the corporation, and for dividing the capital and profits which may remain among the stockholders, in proportion to their respective interests, provided always, that notwithstanding such dissolution, it shall and may be lawful to use the corporate name, style, and capacity for the purpose of suits, for the final settlement and liquidation of the affairs and accounts of the corporation, and for the sale and disposition of the estate, real and personal and mixed, thereto belonging, but not for any purpose or in any other manner whatsoever, nor for a period exceeding four years after such dissolution; and the directors in office at the happening thereof shall, during those four years, if necessary, continue in office, and shall be charged with, and shall take effectual measures for closing the concerns of the corporation, and dividing the remaining capital and profits among the stockholders, according to their respective interests therein.

Official misman-
agement, stock-
holders liable
for.

33. In case any loss or deficiency of the capital stock of the corporation shall occur from the official mismanagement of the bank directors, the stockholders, at the time of such mismanagement, shall, in their private and individual capacities, be respectively liable to pay the same, provided, that in no case shall any one stockholder be liable to pay a sum exceeding in amount the stock actually then held by him, in addition to the stock so held by him.

Person nomi-
nated by gover-
nor, &c., may
have access to
books, &c.

34. Any person nominated by the governor in council, or any joint committee, appointed by the legislature for that purpose, shall at any time have free access to the books and vaults of the corporation for the purpose of examining into the proceedings of such corporation, provided no person shall have such access who is a stockholder or director of any other bank, and also provided such person or committee shall not be authorized to inspect or investigate the account of any individual with such corporation, and that no member of such corporation shall be on such committee.

Proviso.

Chap. 83, rev.
stat not affected

35. Nothing in this act contained shall affect the operation of chapter 83 of the revised statutes "Of currency."

Continuation.

36. This act shall continue and be in force for fifteen years and from thence to the end of the then next session of the general assembly.

CHAPTER 75.

An Act to Incorporate New Caledonia Lodge, Pictou.

(Passed the 31st day of March, 1856.)

SECTION

1. Incorporation. Real estate—value
of.

SECTION

2. Land—how vested.
3. Deeds—how executed, &c.

Whereas, by indenture made the twelfth day of October in the year of our Lord one thousand eight hundred and twenty-six, William Copland of Merigomish, in the district of Pictou and province of Nova Scotia, blacksmith; Robert Copland, of the same place, yeoman; Janet, wife of the said Robert Copland; James Copland, of the same place, yeoman, and Nancy Copland, of the same place, spinster, in consideration of the sum of fifty-five pounds did grant and convey to James Skinner, of Pictou aforesaid, esquire, worshipful master of a lodge of free and accepted masons held at Pictou, known as "New Caledonia," number thirty-five; to James Crichton, senior warden, and David Crichton, junior warden of said lodge, all that lot, piece or parcel of land situate and being in the town of Pictou, described as follows, that is to say: beginning on the north side of Church street at the south east corner of a lot of land owned and occupied by Jotham Blanchard, esquire, thence running south seventy-six degrees east along the north side of said street sixty feet, thence north one hundred feet, or until it comprehends one-half the distance between the aforesaid street and Spring street, thence north seventy-six degrees, west sixty feet to the north-east corner of said Blanchard's lot, and thence south, along said Blanchard's east line to the place of beginning—containing six thousand square feet, more or less—to be held by the grantees in trust only, and for the proper use and benefit of the members of the said lodge and their successors, as appears by said indenture and a deed of declaration of such trust executed under the hands and seals of said grantees. Preamble.

And whereas, the said lodge hath merged into and is succeeded by a lodge at Pictou, known as "New Caledonia lodge," number eight hundred and twenty-six, on the registry of the grand lodge of England, the members of which latter-named lodge have the possession and control of the before described lot of land, together with a certain other lot of land granted by Thos. Dickson, Esquire, to Mayhew T. Smith and Daniel Hockin, Esquire, by deed of indenture dated the sixteenth day of September, in the year of our Lord one thousand eight hundred and fifty-four, and described as

situate in the town of Pictou : beginning at the south-east corner of the first described lot thence running north one hundred feet till it comes to a lot owned and occupied by the late Reverend John McKinlay, thence eastwardly along the south line of the last mentioned lot eighteen feet to a lane or street now called Prince street, thence south along said street one hundred feet to Church street, thence westwardly along said Church street eighteen feet to the place of beginning, which lot is also held in trust for the members of said lodge, number eight hundred and twenty-six, as appears by the trust declared under the hands and seals of the said Mayhew T. Smith and Daniel Hockin in the indenture last referred to. And the said James Crichton and David Crichton, as trustees surviving the said James Skinner, as also the said Mayhew T. Smith and Daniel Hockin having, in faithful discharge of their respective trusts, fully consented to the vesting of said lands in the corporate body as hereinafter enacted.

Be it enacted by the governor, council, and assembly, as follows :

Incorporation.

1. Mayhew T. Smith, Daniel Hockin, James Crichton, Thos. Killer, George M. Johnston, James Skinner and their associates, master masons and members of New Caledonia lodge, Pictou, now number eight hundred and twenty-six on the registry of the grand lodge of England ; and such other persons as shall be members of said lodge, according the rules and bye-laws thereof, are hereby incorporated under the name of New Caledonia lodge, Pictou, and may take and hold real estate not exceeding in value at any time three thousand pounds and may mortgage, sell, lease and otherwise manage and dispose of the same as may be deemed expedient.

Real estate—
value of.

Land—how
vested.

2. The lots of land particularly described in the preamble are, with all easements and appurtenances, now absolutely vested in the said "New Caledonia lodge, Pictou," and their successors.

Deeds—how
executed, &c.

3. All deeds authenticating the lease, sale, mortgage or other disposal of real estate shall be under the common seal of the said corporation, and the hands of the master and senior and junior wardens of the said lodge for the time being — the consent of two-thirds of the members thereof, by vote, having been first obtained.

CHAPTER 76.

An Act to Incorporate the Trustees of the South Baptist Meeting House, at Wilmot.

[Passed the 18th day of April, 1856.]

SECTION

1. Trustees—who to be considered.—
Trust—formation of.
2. Vacancies—how filled up.
3. Repairs, &c.
4. Funds for repairs, &c.—how raised.
5. Notice of assessment.

SECTION

6. Proceedings in case assessment is not paid.
7. Bookkeeper—appointment of. Books to be received in evidence.
8. Lessees—rights of.
9. Rights of her majesty not affected.

Be it enacted by the governor, council, and assembly, as follows:

Whereas, Isaac Marshall of Wilmot, in the county of Anna-^{Preamble.}polis, in consideration of the sum of eight pounds, did sell and convey by deed to James Lynam, Reuben Balcom and Aaron Morse as trustees, and their successors for ever, a certain parcel of land to build thereon a house of public worship situate in Wilmot and bounded as follows: beginning at a stake and stone on the north side of the post road on the line between James Lynam and the said Isaac Marshall, running along the post road ten rods, thence north ten degrees, west eight rods. to a stake and stone, thence westerly at right angles to the said James Lynam's line, thence south ten degrees, east to the place of beginning, containing half an acre;

And under the said deed from the date thereof hitherto without interruption the said lot of land has been occupied as a site for a meeting house, designated the south meeting house, by the church and congregation of which the Reverend Thomas Ansley was pastor, and since his decease the Reverend Nathaniel Vidito:

And whereas Renben Balcom and Aaron Morse are dead, and James Lynam has removed from the province, and informalities have occurred in appointing successors,

And the Reverend Nathaniel Vidito, the present minister, and the church congregation over which he officiates, worshipping in the said meeting house, situate on the hereinbefore described lot of land, being of the description of christians called Calvinist Baptists have, by declaration on the second day of January, one thousand eight hundred and fifty-four, appointed Handly E. Fitch, James Cornwell, William Phinney, Jonas Balcom, Israel Longley, John Saunders, trustees of said meeting house, and the land whereon the same stands, to preserve the title for the use of the said church and subject to certain regulations and appointments for carrying the object of the said church and congregation into effect:

Be it enacted :

Trustees—who
to be consider-
ed.

1. That the said Handley E. Fitch, James Cornwell, William Phinney, Jonas Balcom, Israel Longley and John Saunders, and the survivors and survivor of them and their and his successors and successor appointed as hereinafter mentioned, severally being and continuing to be members of the said church society or congregation known as Calvinist Baptists, and worshipping at the same place, are and shall be deemed to all intents and purposes the trustees of and for the herein-before described piece of land whereon the said Baptist meeting house, called the south meeting house, now stands, together with the said meeting house and all meeting houses and buildings which may hereafter be built thereon for the said society or congregation and shall have vested in them in and to the said hereinbefore described lands, premises, meeting house and appurtenances, a good, sufficient and perfect legal estate in fee in trust for the use, benefit and purposes of the said church society or congregation, and the said trustees and their successors in office shall constitute and form a continuing trust of three members of the said church to be chosen as hereinafter mentioned.

Trust—forma-
tion of.

Vacancies—
how filled up.

2. As any vacancy in the said trust shall arise by death, resignation of office or by any of the trustees ceasing to be members of the society, every such vacancy shall be supplied by the choice of a new trustee or trustees, to be made by the surviving and continuing trustee or trustees, together with the minister and deacons of the said church society or congregation for the time being, which said minister, in case of an equal division of votes among such surviving trustees and deacons, shall also have the casting vote in such choice of a succeeding trustee or trustees, and in case of the death or resignation of office of all the trustees, or in case of all the trustees ceasing to be members of the said society or congregation, their places shall be supplied by new trustees to be chosen by the minister and deacons of the said society or congregation for the time being, which minister, in case of an equal division among such deacons, shall also have a casting vote in the choice of such trustees; and when and so often as a new trustee shall be appointed under this act, the continuing or surviving trustee or trustees and the newly appointed trustee or trustees shall make, sign and execute an instrument declaring such choice, which shall be proof of such choice and the acceptance of the office of trustee, which instrument shall be copied into a book to be kept for that purpose by the said society or congregation, which said instrument shall be in the form set forth in schedule A, to this act annexed, and upon the execution of such instrument and the entry thereof in the book as aforesaid, the newly appointed trustee shall become a member of the trust as fully and effectually as if mentioned in this act to that office.

Repairs, &c.

3. Whenever, in the opinion of the trustees, it shall be expedient to repair, ornament, alter, enlarge or make enclosures upon or around the said meeting house or the said land, the trustees

may call a meeting of the proprietors by a written notice of the time and place of holding the same on the door of the said meeting house during the Sunday previous to the said intended meeting, and also by giving notice to the congregation, in the said meeting house, during the time the said society or congregation shall be therein assembled for divine worship, and at such meeting the major part in number and interest of the proprietors of and in the meeting house then there assembled at such meeting house, shall have submitted to them a specification in writing of the extent and description of the repairs, ornaments, alterations, enlargements or enclosures to be made upon or around the said meeting house or land and a majority of the signatures in number and interest of such proprietors at such meeting shall bind the whole, which specification so signed by such majority of proprietors shall be a sufficient warrant and authority for the trustees to proceed in the specified repairing, ornamenting, altering, enlarging and enclosures, and the said trustees shall forthwith ascertain and fix the amount of the expenses of such repairing, ornamenting, altering, enlarging and enclosing by advertising for and receiving tenders in writing, and shall cause such specifications and the signatures thereto and such tenders from the highest to the lowest to be copied into the book kept for the purpose hereinbefore mentioned.

4. The trustees shall enter into contracts or agreements in writing agreeably to tender made as aforesaid, and cause to be executed thereunder the said work and when the expenses shall be ascertained the trustees shall apportion the same by a just and equal assessment according to their discretion and the ability of the proprietors on the several pews of the said meeting house according to their relative size and value, which assessment shall be made in writing, and be always open to the inspection of any of the proprietors who may require to examine the same.

Funds for repairs, &c.—how raised.

5. After such assessment shall have been made notice thereof shall be given by putting up and continuing a true and correct copy of such assessment on the door of the said meeting house for three successive Sundays, during which divine worship shall be held in such meeting house, and such assessment shall be copied into the book beforementioned.

Notice of assessment.

6. If, after public notice so given and continued of such assessment, any proprietor shall refuse or neglect, for the space of one month, to pay the sum rated and assessed upon the pew or pews in or to which such proprietor shall be interested or entitled, it shall be lawful for the trustees, by written notice on the door of said meeting house for two successive Sundays when divine worship shall be held therein, to advertise the said pew or pews when such assessment shall remain unpaid, to be let, and agreeably to such notice to hire the same for such period of time as may be sufficient to raise the amount of the assessment remaining unpaid, not exceeding ten years, the notice of the letting as well as the lease of such pew or pews shall be copied into the book beforementioned.

Proceedings in case assessment is not paid.

Bookkeeper—
appointment of.

7. The trustees together with the minister and deacons of the said society, church or congregation for the time being, which said minister shall have the casting vote in case of an equal division among the said trustees and deacons, shall appoint a fit and proper person to keep the book and make the entries therein under and by virtue of this act, which said book and the entries therein so made as in and by this act is directed, shall be taken and received as evidence of the facts in such entries stated and set forth in all questions, suits, cases and actions which may arise or be prosecuted between the said trustees and any person or persons whomsoever touching or concerning their acts as such trustees, upon proof by such persons so making the said entry that the same was made by him under and by virtue of his office in pursuance of this act, or upon his death or absence from the province, by proof of the handwriting of the person so making the same as aforesaid.

Books to be re-
ceived in evi-
dence.

Lessees—
rights of.

8. All lessees under the provisions of this act shall be deemed and taken to be the proprietor or proprietors in the said meeting house, of and for the several rights or powers respectively leased to such lessees during such period of time as such rights or pews may be severally let, and such lessees shall be for such rights or pews, respectively leased to them, entitled to the privileges of proprietors of such meeting house, so far as such rights and pews confer the same — subject, nevertheless, to the legal estate of the trustees.

Rights of her
majesty not
affected.

9. Nothing herein contained shall be construed to interfere with, alter or effect the rights of her majesty, or any body corporate or private individual.

SCHEDULE A.

Know all men by these presents that the (naming the continuing trustee or trustees) having met for the purpose of appointing a trustee (or trustees) in the room of (vacant trustee or trustees deceased, resigned, or otherwise) do choose and appoint (name) and the said (trustee or trustees chosen) having accepted the said office as by his hand and seal hereto set is testified, we (the continuing trustee or trustees) do choose and appoint (him or them) the said (name or names) so long as he shall continue to be eligible to fill the same according to the foregoing act, to be a trustee (or trustees) under the said act, to act in conjunction with the other trustee or trustees for the time being, and to fulfil and discharge all the duties which, in and by the said act, are to be discharged and fulfilled by the said trustees according to the said act.

In witness whereof the said newly elected trustee and the continuing trustee (or trustees) have hereunto set their hands and seals the — day of — in the year of our Lord one thousand eight hundred and fifty —.

Signed, sealed and
delivered in presence of

CHAPTER 77.

An Act to Incorporate "Saint George's Charitable Society in Halifax."

[Passed the 18th day of April, 1856.]

SECTION

1. Incorporation.
2. Present bye-laws legal, &c.

SECTION

3. Property—how vested.

Be it enacted by the governor, council, and assembly as follows :

1. Henry Pryor, Edward Binney, Henry C. D. Twining, William Rennels, Joseph B. Bennett, William Gossip, John Shean, and such other persons as now are or shall become members of the society hereby incorporated, and their successors, are created a body corporate, by the name of "St. George's charitable society in Halifax." Incorporation.

2. The present bye-laws of the society are hereby declared legal and binding and the society are empowered to collect all arrears due thereunder. Present bye-laws legal, &c.

3. The personal property now belonging to the society is vested in the corporation, and the corporation is empowered to invest all funds connected with the charities of the society in such way as they may think fit. Property—how vested.

CHAPTER 78.

An Act to Incorporate the Hantsport Cemetery Company.

(Passed the 18th day of April, 1856.)

SECTION

1. Incorporation.

SECTION

2. Real estate—value of.

Be it enacted by the governor, council, and assembly, as follows :

1. Ezra Churchill, James Elder, N. T. Harris, Nicholas Beckwith, Whitman Holmes, and such other persons as may become shareholders in the company hereby established, their successors and assigns, are created a body corporate, by the name of "the Hantsport cemetery company," for the purpose of purchasing a site for a cemetery at Hantsport, and for managing the same. Incorporation.

2. The company may hold real estate not exceeding in value five hundred pounds. Real estate—value of.

CHAPTER 79.

An Act to Incorporate the Trustees of St. Matthew's Church at Wallace.

[Passed the 31st day of March, 1856.]

SECTION

1. Incorporation.

SECTION

2. Vacancies—how filled. Chairman and clerk—office of, &c.

Be it enacted by the governor, council, and assembly, as follows :

Incorporation

1. The present committee of management in the church, that is to say : Dugald Campbell, Alexander McFarlane, Robert Purvis, Samuel Mitchell, and William McNab, and their respective successors in office, shall be the trustees of St. Matthew's church, and are hereby created a body corporate, under the name of the trustees of St. Matthew's church at Wallace.

Vacancies—
how filled.

2. From time to time, whenever the congregation of such church may deem it necessary to fill up any vacancy that may be made in the trust by death, resignation, or otherwise, such congregation may hold a public meeting, after due notice thereof shall have been given in the church on the Sunday next previous to such meeting, and the trustee or trustees required to fill up such vacancy shall be elected thereat by the votes of the majority present ; and that at every such meeting a fit and proper person shall be appointed chairman, and a fit person as clerk, and all proceedings thereat shall be duly entered in the books of the congregation, and the entries therein shall be signed by the chairman and clerk at such meeting, and proof of such entry so signed shall be deemed sufficient evidence of such proceedings and of the regularity of the same.

Chairman and
clerk—office of,
&c.

CHAPTER 80.

An Act to Increase the Capital Stock of the Nova Scotia Horticultural Society.

[Passed the 18th day of April, 1856.]

SECTION 1. Capital of horticultural society increased to £4,000.

Be it enacted by the governor, council, and assembly, as follows :

Capital of hor-
ticultural so-
ciety increased
to £4,000.

1. The capital or joint stock of the Nova Scotia horticultural society shall and may be extended to the sum of four thousand pounds, or to such other amount under that sum as shall by the company be deemed necessary — to be divided into shares of the like amount, and to be subject to such bye-laws, rules, and regulations, as are now prescribed and contained in the laws now in force with reference to the capital of such society.

CHAPTER 81.

An Act to Incorporate the College and Academy Board of the Free Church of Nova-Scotia.

[Passed the 18th day of April, 1856.]

SECTION

1. Incorporation.
2. Real estate.
3. Property of synod vested in corporation.
4. Members—how chosen.
5. Investment of monies, expenditure, &c.

SECTION

6. In case of a union with another body property belong to both.
7. New trustees appointed to represent the whole.
8. Property held by the general assembly—when.

Be it enacted by the governor, council, and assembly, as follows :

1. The Rev. Andrew King, the Rev. William Lyall, Rev. Alexander McKnight, and the ministers of Chalmers' church for the time being, Andrew Mackinlay, Robert Romans, James H. Liddell, John McIntosh, George Buist, Peter Ross, Robert Boak, junior, and Howard D. Steele, together with the moderator and clerk for the time being of the synod of the free church of Nova-Scotia, adhering to the Westminster standards, and all other person or persons who shall or may hereafter be duly appointed by such synod as hereinafter provided, and their successors in office, are hereby declared to be a body politic and corporate by the name of "the college and academy board of the free church of Nova-Scotia." Incorporation.

2. The company shall not at any one time hold lands, tenements and hereditaments, goods, chattels or effects of greater value than thirty thousand pounds of lawful money of Nova-Scotia. Real estate.

3. From and immediately after the passing of this act all and singular the land and premises situated in Gerrish street, in the city of Halifax, whereon have been erected college and academy buildings in connection with the synod—being the same property conveyed by the trustees of Saint John's church to the Reverend Andrew King and others, in trust for the board, by deed dated the twenty-fifth day of September, A. D. 1852, and duly recorded at Halifax on the thirtieth day of September in the same year—together with all the right, title, interest, trust, inheritance and demand of the said persons so named as trustees in such deed, and also all the monies, goods, chattels and other personal property and effects belonging to such synod and held by the trustees or any of them, or by any other person whomsoever shall be and are hereby declared to be vested in and to be the absolute property of the board hereby incorporated, and of their successors in office, and to Property of synod vested in corporation.

for the purposes aforesaid as fully and effectually to all intents and purposes as if the same had been originally conveyed to such board by deed assignment or otherwise. All mortgages and other securities held by any parties in trust by the synod for the purposes contemplated by this act, shall be and are hereby declared to be vested in the board hereby incorporated, whether the securities be in this province or elsewhere.

Members—how chosen.

4. The members of the board shall be duly chosen and appointed by the synod of the free church of Nova Scotia at its regular meetings; and it shall be lawful for the synod to remove or displace any member of such board and to substitute the names of any members to fill their places, or to add to the number of the board, and any member may be at liberty to resign his seat at such board, and by his resignation he shall cease to be a member thereof, provided always that the synod shall have the power of nominating and appointing any person or persons to fill the place of those who may so resign.

Investment of monies, expenditure, &c.

5. It shall be the duty of the board from time to time as may be necessary, to assume the management and control of the real estate and also of the monies or other personal property hereby vested in them, or which may hereafter be acquired by the board or shall come into their possession to and for the purposes contemplated by the synod, and shall, as often as occasion may require, meet together and consult upon the state of the property entrusted to their care, the safe investment of the funds belonging to the board, and the expenditure of monies for any necessary purposes, and generally to exercise a due and watchful supervision over the affairs of the board for the purpose of preserving the property and funds from loss or destruction, and of increasing the value thereof, any five members of the said board to form a quorum for the transaction of business.

In case of a union with another body property belong to both.

6. If at time hereafter the synod shall unite with any orthodox body of christians, either in this or the adjoining province of New Brunswick, so as to form one ecclesiastical synod, the property and funds hereby vested in the board shall be deemed and be the property and funds of the united body upon such terms and conditions as the uniting parties may agree to; and notwithstanding any change or difference in the name assumed by the united body from that by which the synod is now known: provided always, that the property and funds shall be applied and expended in promoting the objects originally contemplated by the donors; and provided also, that the united body shall possess and adhere to the constitution and principles set forth in the Westminster standards, as the same are now professed and held by the free church of Scotland.

New trustees appointed to represent the whole.

7. In case of any such union being hereafter effected it shall be lawful for the united body, at any regular meeting of the synod, from time to time to nominate and appoint a new board of trustees who shall represent the interests of the whole united body, or to

add to the existing board the names of any person or persons belonging to the body or bodies with whom the synod of the free church of Nova Scotia may so unite: provided always, that the moderator and clerk of the united synod shall be ex-officio members of the said board.

8. If at any time hereafter, upon such a union being effected, the united body shall see fit to constitute themselves into the higher ecclesiastical court, usually known in Scotland as a general assembly, the property and funds hereby vested in the college and academy board shall be held by such board to and for the use of the general assembly; and such general assembly shall have, possess and enjoy the same rights, powers and authorities for all the purposes of this act as are now held and enjoyed by the said synod—anything herein contained to the contrary notwithstanding, provided always, that such general assembly shall possess and hold to the same doctrines and principles as required of the synod under the sixth section of this act.

Property held
by the general
assembly—
when.

CHAPTER 82.

An Act to Incorporate the Newport Brooklyn Hall Company.

[Passed the 31st day of March, 1856.]

SECTION

1. Incorporation.
2. Real estate, capital stock.

SECTION

3. Members—liability of.

Be it enacted by the governor, council, and assembly, as follows:

1. A. Smith, Benjamin W. Cochran, Hiram Smith, Jacob Miller, Edward Smith, and such other persons as are now or hereafter may become shareholders in the company hereby established, their successors and assigns, are created a body corporate, by the name of "the Newport Brooklyn hall company," for the purpose of erecting a hall in Newport, in the county of Hants, for the holding of public meetings.

2. The company may hold real estate not exceeding in value two thousand pounds, and the capital stock of the company shall be limited to two thousand pounds, to be divided into shares of two pounds each.

3. 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 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.

Real estate
capital stock.

Members—
liability of.

CHAPTER 83.

An Act to Incorporate the Erasmus Hall Company.

[Passed the 18th day of April, 1856.]

SECTION

1. Incorporation.
2. Capital stock.

SECTION

3. Members—liability of.

Be it enacted by the governor, council, and assembly, as follows :

Incorporation.

William H. Thorp, Benjamin Borden, junior, Charles Davison, John A. Borden, Barnaby Newcomb, Cyrus West, Amos Sheffield, William Rand, William Baxter and Elisha Harris, and such other persons as now are or shall from time to time become shareholders in the company hereby established, their successors and assigns, shall be a body corporate, by the name of "the Erasmus hall company," for the purpose of erecting a public hall at Waterville, near Sheffield's mills, Cornwallis, for a school house or other public purposes.

Capital stock.

2. The capital stock shall be such sum as may from time to time be fixed by the company, not to exceed five hundred pounds, to be divided into shares of five pounds each.

Members—liability of.

3. No member of the company shall be liable as a shareholder in his person or separate estate for a greater amount in the whole than double the stock held by him, after deducting the amount actually paid to the company on account thereof.

CHAPTER 84.

An Act to Incorporate the Liverpool Marine Railway Company.

[Passed the 18th day of April, 1856.]

SECTION

1. Incorporation.
2. Real estate.

SECTION

2. Capital Stock, shares, &c.
4. Liability of shareholders.

Be it enacted by the governor, council, and assembly, as follows :

Incorporation.

1. Andrew Cowie, Caleb Seely, Freeman Tupper, John Carten, James Barss, Silvanus Morton, Richard Mulhall, William McGill, and such other persons as now are or shall hereafter become shareholders in the company hereby established, their successors and assigns, are created a body corporate, by the name of the Liverpool Marine Railway Company for the purpose of constructing a patent slip or other marine railway in Liverpool, for facilitating repairs of vessels.

2. The company may hold real estate not exceeding in value Real estate. four thousand pounds.

3. The capital stock of the company shall be four thousand Capital stock, shares, &c. pounds, to be divided into shares of five pounds each, and the company may go into operation as soon as four hundred shares shall have been subscribed, and one thousand pounds actually paid on account thereof.

4. No shareholder shall be liable in his person or separate Liability of shareholders. estate for a greater amount in the whole than double the amount of the stock held by him, deducting 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.

CHAPTER 85.

An Act to Incorporate the Trustees of MacLean's Free Church at Indian Rear, in the County of Inverness.

[Passed the 18th day of April, 1856.]

SECTION

1. Incorporation.
2. Property to vest in.

SECTION

3. Real estate limited.

Be it enacted by the governor, council, and assembly, as follows:

1. The trustees of the free church in connection with the free Incorporation. church of Scotland at Indian Rear, in the county of Inverness, appointed at a meeting of the congregation held for that purpose, namely: Archibald McPhail, John McQueen, Archibald McDonald, Samuel Beaton, Norman McDonald, Archibald McQueen and Donald McDonald, and their successors in office, shall be a body corporate, by the name of "the trustees of MacLean's free church at Indian Rear."

2. The trustees shall have power to purchase, take, and hold Property to vest in. real and personal estate for the use of the church, and the real and personal estate now belonging to the church is hereby vested in such trustees.

3. The real estate to be held under this act shall not exceed Real estate limited. in value two thousand pounds.

CHAPTER 86.

An Act to Incorporate the Ira Woodworth Creek Pier Company,
at Cornwallis.

[Passed the 31st day of March, 1856.]

SECTION

1. Incorporation.
2. Public pier—erection of, &c.

SECTION

3. Bye-laws to be approved by the sessions.
4. Capital. Shares.

Be it enacted by the governor, council, and assembly, as follows :

Incorporation.

1. Stephen Bennett, Daniel Bennett, Jonathan Ells, William Hazle, Enoch Scoville, George Scoville, and such other persons as now are, or hereafter may become, shareholders in the company hereby established, their successors and assigns, are hereby created a body corporate by the name of the Ira Woodworth creek pier company.

Public pier—
erection of, &c.

2. The company may erect a public pier or breakwater, with stores and buildings, at Ira Woodworth Creek, in the county of Kings, upon any land owned by the company or the public in and about such breakwater or pier, which pier, stores, and buildings shall be open and free for the use of all ships and vessels and of all persons desirous of using the same for trading purposes : subject to such rates of dockage, wharfage, and storage as shall be fixed by the company, with the consent of the sessions.

Bye-laws to be
approved by
the sessions.

3. The bye-laws of the company shall not come into operation until they shall have been approved of by the sessions, and recorded in the registry of deeds for King's county.

Capital.
Shares.

4. The capital of the company shall not be more than two thousand pounds, to be divided into shares of two pounds and ten shillings each, and the company may hold real estate not exceeding in value two thousand pounds.

CHAPTER 87.

An Act to Incorporate the Union Meeting House Congregation, at Mahone Bay.

[Passed the 31st day of March, 1856.]

SECTION

1. Incorporation.
2. Vacancies—how filled up.
3. Chairman and clerk—appointment of, &c.

SECTION

4. Real estate.
5. Denominations may dispose of their interest.

Be it enacted by the governor, council, and assembly, as follows:

1. Valentine Zwicker, Leonard Mader, Peter Strum, and Isaac Mader, trustees of the union meeting house, at Mahone Bay, and their successors in office, are hereby incorporated by the name of the union meeting house congregation, at Mahone Bay, for the purpose of enabling the presbyterian, baptist, lutheran, and methodist denominations to hold religious worship therein. Incorporation.

2. Whenever a vacancy shall be created in the said trust, the remaining trustees, or any two of them, shall call a public meeting of the said congregations, and they shall elect a trustee by the votes of the majority of the congregation then present. Vacancies—
how filled up.

3. At every such meeting a chairman shall be appointed, and a fit and proper person as clerk; and all proceedings thereat shall be duly entered into proper books to be kept for that purpose, and shall be signed by such chairman and clerk, and proof of such entry so signed shall be deemed sufficient evidence of such proceedings and the regularity of the same. Chairman and
clerk—appoint-
ment of, &c.

4. The corporation may hold real estate not to exceed in value four thousand pounds. Real estate.

5. In case any one or more of such denominations shall wish to discontinue divine worship in the said building, such denomination or denominations may dispose of their interest in such building to the other. Denominations
may dispose of
their interest.

CHAPTER 88.

An Act to Incorporate the Oak Point Pier Company, at Cornwallis.

(Passed the 31st day of March, 1856.)

SECTION

1. Incorporation.
2. Public pier—erection of, &c.

SECTION

3. Bye-laws to be approved by the sessions.
4. Capital. Shares.

Be it enacted by the governor, council, and assembly, as follows:

Incorporation.

1. Levi Eaton, Joseph Cox, Abraham Bigelow, Samuel Bigelow, Archison Cox, Garland Cox, Benjamin B. Woodworth, Amasa Bigelow, James Blinkhorn, Benjamin Bigelow, James Davis, Ebenezer Cox, Thomas Cox, Ebenezer Bigelow, and such other persons as are or hereafter may become shareholders in the company hereby established, their successors and assigns, are hereby created a body corporate by the name of the Oak Point pier company.

Public pier—
erection of, &c.

2. The company may erect a public pier or breakwater, with stores and buildings, at Oak Point, in the county of Kings, upon any land owned by the company or the public in and about such pier or breakwater; which pier, stores, and buildings shall be open and free for the use of all ships and vessels, and of all persons desirous of using the same for trading purposes; subject to such rates of dockage, storage, and wharfage as shall be fixed by the company, with the consent of the sessions.

Bye-laws to be
approved by
the sessions.

3. The bye-laws of the company shall not come into operation until they shall have been approved of by the sessions and recorded in the registry of deeds for King's county.

Capital.

4. The capital of the company shall be not more than two thousand pounds, to be divided into shares of two pounds and ten shillings each, and the company may hold real estate not exceeding in value two thousand pounds.

CHAPTER 89.

An Act to amend the Act to Incorporate the Trustees of Burns' Free Church, in the County of Sydney.

[Passed the 31st day of March, 1856.]

SECTION

1. Incorporation.
2. Congregation—who members of.
3. Meetings—notice of—business of.

SECTION

4. Trustees—number of, vacancies, &c.
5. Meetings.
6. Property—how vested, &c.

Whereas in and by the act hereby amended, no provision is made for the supply of any vacancy or vacancies in the said trustees, in case of death, resignation, or refusal to act; and whereas, the trustees named in said act having resigned office, the following persons were chosen thereto at the meeting held in August, one thousand eight hundred and fifty-three, namely: John Sinclair, John Forbes, and Duncan Cameron, and it is expedient to legalize such appointment and otherwise to amend the provisions of said act.

Be it enacted by the governor, council, and assembly, as follows:

1. John Sinclair, John Forbes, and Duncan Cameron, and such other two persons, being members of the congregation, as may be appointed at a meeting of the congregation of said church by the majority of the members of the said congregation present at such meeting, and their successors in office, to be duly appointed, are hereby declared to be a body corporate by the name of the trustees of Burns' free church, in the county of Sydney, in place of the trustees named in the first section of the act hereby amended. Incorporation.

2. The persons who subscribed to the erection of said church, or who may hereafter subscribe towards its repairs, and being such as may from time to time contribute towards the support of the minister in connection with said church, and his successors in office, to be elected according to the rules and principles of the free church of Nova Scotia, are hereby declared to be the congregation of said Burns' church. Congregation—
who mem. of.

3. The said congregation may hold meetings as often as may be convenient and necessary, provided due notice of such meetings be given from the pulpit at least four days previously, and the object of the meeting be stated at the same time—the business of such meeting to be duly entered in a book kept for the purpose, and signed by the chairman. Meetings—
notice of—
business of.

4. The number of trustees shall be five, and in the event of a vacancy by the death, removal, resignation, or refusal to act, the vacancy to be filled up by the majority of the congregation present at a meeting convened for that purpose. Trustees—
number of,
vacancies, &c.

5. The trustees of the said congregation (three to be a quorum) may meet when necessary, provided public notice be given four days previously, or, by a written notice to each trustee a week previously, and their proceedings shall be engrossed in a book signed by the chairman. Meetings.

Property—how
vested, &c.

6. The lot of land and premises conveyed to the trustees named in the act hereby amended, by John Forbes, by deed bearing date the fifteenth day of September, one thousand eight hundred and fifty-three, shall vest in John Sinclair, John Forbes, and Duncan Cameron, and the two other persons to be appointed as trustees in connection with them, as hereinbefore mention, and their successors in office, and shall be held by them respectively in trust for the benefit of the congregation of Burns' free church aforesaid.

CHAPTER 90.

An Act to amend the Act to Incorporate the Centreville Hall Company.

[Passed the 18th day of April, 1856.]

SECTION

1. 18 Vic. cap. 75 amended.

SECTION

2. Property—how vested.

Preamble.

Whereas, before the passing of the act eighteenth Victoria, chapter seventy-five, entitled, an act to incorporate the Centreville hall company, the intended shareholders in the company had purchased land and erected a building thereon, in shares of two pounds and ten shillings each, for the purposes contemplated by the act and for the convenience of the purchasers the land was, by deed bearing date the twenty-ninth day of March, in the year of our Lord one thousand eight hundred and fifty-four, conveyed by John Chipman Beckwith to John M. Caldwell, William Rusco, and Stephen North, a committee for erecting the building.

Be it enacted by the governor, council, and assembly, as follows:

18 Vic. cap. 75
amended.

1. The act eighteenth Victoria, chapter seventy-five, is amended so as to make the shares of the capital stock of the company two pounds and ten shillings each.

Property—how
vested.

2. As soon as the company shall go into operation, the lot of land whereon the building is erected, as the same has hitherto been held and enjoyed with the building, and described in the deed as follows: commencing at the north-east corner of Joseph Bowles' farm lot on the south-side of the Billtown road, thence eastwardly along said road six rods to the road leading to Kentville, thence southerly four rods and a half to a stake, thence westerly six rods to a large willow tree in Joseph Bowles' line, thence along said line to the place of beginning, containing one-fifth part of an acre more or less, shall be vested in the company in as full and ample a manner as if the company had been incorporated at the time of the execution of the deed, and the land had been therein conveyed to the company in its corporate capacity.

CHAPTER 91.

An Act for further increasing the Capital Stock of the Halifax Water Company.

(Passed the 31st day of March, 1856.)

SECTION 1. Capital extended to £50,000.

Be it enacted by the governor, council, and assembly, as follows :

1. The capital or joint stock of the Halifax water company which, by the act of incorporation of such company, passed in the seventh year of her majesty's reign, and by another act in amendment thereof, passed in the ninth year of her majesty's reign, and by another act in amendment thereof, passed in the sixteenth year of her majesty's reign, is fixed at forty thousand pounds, shall and may be extended to the sum of fifty thousand pounds, or to such other amount under that sum as shall by the company be deemed necessary : to be divided into shares of the like amount, and subject to bye-laws, rules, and regulations as in respect to the original capital in such act of incorporation is prescribed and contained.

Capital extended to £50,000.

CHAPTER 92.

An Act to authorize the draining of a Peat Bog, near the Town of Liverpool.

[Passed the 31st day of March, 1856.]

SECTION

1. Grand jury may assess fund sufficient.
2. Drains through adjoining roads—how made.

SECTION

3. Superintendents—appointment of.
4. Rights not affected.

Whereas, there is a large peat bog near the town of Liverpool, which might be made available for fuel by draining,

Be it enacted by the governor, council, and assembly, as follows :

1. The grand jury and sessions of the county of Queens may assess upon the inhabitants of the town of Liverpool, residing within the ordinary limits for town purposes, such sum of money as will be sufficient to drain the said bog for the purpose aforesaid.

Grand jury may assess fund sufficient.

2. The sessions shall also have power to direct the sinking of drains through any lands adjoining or near such bog for the purpose of carrying off the water therefrom, provided always that the lands through which such drains shall be made shall be appraised in the same way as if taken for roads.

Drains thro' adjoining lands—how made.

3. The sessions may appoint two or more persons to superintend the draining and working of the bog, and the laying out of any monies to be granted for such purposes.

Superintendents—appointment of.

4. Nothing herein contained shall be construed to interfere with, alter, or affect, the right of her majesty, or any body corporate or private individual.

Rights not affected.

CHAPTER 93.

An Act in addition to the Act for Incorporating the Margaretville Pier Company.

[Passed the 31st day of March, 1856.]

SECTION

1. Harbour master—appointment of.
2. Duties of, &c.

SECTION

3. Harbour regulations, &c.
4. Bye-laws to be approved by sessions

Be it enacted by the governor, council, and assembly, as follows:

Harbour master—appointment of.

1. Power is given to the Margaretville pier company to appoint a harbor master as often as they deem it necessary.

Duties of, &c.

2. Also, by bye-laws or resolutions to establish his duties or powers, amount and mode of remuneration, and term of service, and to define the limits of the harbor.

Harbour regulations, &c.

3. Also, to make bye-laws or resolutions as the same may be required for preserving the harbor and pier from damage; for ensuring that the berths occupied by vessels should be left unoccupied, and holes and injuries made in the beach be filled up and repaired for preventing an unnecessarily prolonged use or unfair obstruction of the dock or pier, and securing to all a just participation in their use and advantage; and for enforcing the observance of such regulations or bye-laws upon the owners and masters of vessels, and the owners of goods, and all others resorting to or using the harbor or pier.

Bye-laws to be approved by sessions.

4. A copy of every such bye-law or resolution shall be affixed or door of the court house on the first day of some general meeting of the court of sessions for the county of Annapolis, and no bye-law or resolution touching any of the objects mentioned in the second or third sections preceding, shall be of force or effect until read in and approved by a majority of the said court at such sittings.

CHAPTER 94.

An Act to amend the Act to Incorporate the Acadian Iron and Steel Company.

[Passed the 31st day of March, 1856.]

SECTION

1. Parts repealed.
2. Title. Capital. First meetings, &c.

SECTION

3. Directors—who eligible.
4. Capital stock may be increased.

Be it enacted by the governor, council, and assembly, as follows :

1. So much and such parts of an act passed in the last session of the legislature, entitled, "an act to incorporate the Acadian iron and steel company," as relates to the style and title of the company — the amount of capital — the number of shares — and the amount thereof respectively — the times and places of the meetings of the company and mode of convening the same — and the qualification of the directors — are hereby repealed. Parts repealed

2. The style and title of the company shall be, "the Acadian iron company;" the capital or joint stock of the company shall be two hundred thousand pounds sterling in shares of five pounds sterling each. The first meeting of the shareholders for organizing the company shall be held at such time and place, in the city of London, as any ten of the subscribers to the capital stock of the company shall publicly notify and appoint, and the directors appointed at such meeting, or any adjourned meeting, shall continue in office for one year, and until their successors shall be duly chosen. All subsequent general annual or special meetings shall respectively be held at such time and place in the city of London, or in the city of Halifax, in this province, and upon such requisition and public notice, as, by the bye-laws of the company, shall be expressed. Title.
Capital.
First meetings,
&c.

3. No person shall be eligible to be a director who shall not be the holder, in his own right, of at least fifty shares of the stock of the company. Directors—who
eligible.

4. It shall be lawful for the shareholders, at any one or more general meetings of the company to be held for the purpose, upon public notice specifying the object of the meeting (to be inserted for three weeks in two or more of the Halifax daily newspapers, as well as in two or more newspapers published in London) and at which meeting or meetings shareholders owning two-thirds of the capital stock shall be present or duly represented to increase the capital stock by the issue of new shares or otherwise, and in one or more instalments to an amount not exceeding in the whole four hundred thousand pounds sterling. Capital stock
may be increas-
ed.

CHAPTER 95.

An Act to continue and further alter the Act to Incorporate the Bank of Nova Scotia, and the Acts in amendment thereof.

(Passed the 31st day of March, 1856.)

SECTION

1. Acts amended and continued.
2. Part of section 31, 2 William 4, "to incorporate bank of Nova-Scotia," repealed.

SECTION

3. Capital may be increased to £400,000.
4. Continuation.

Be it enacted by the governor, council, and assembly as follows :

Acts amended and continued.

1. The act passed in the second year of the reign of his late majesty king William the fourth, entitled, an act to incorporate sundry persons by the name of the president, directors, and company of the bank of Nova Scotia, except as altered or amended by the acts hereinafter mentioned. Also, the act passed in the seventh year of his said late majesty's reign in amendment thereof. Also, the act passed in the tenth year of her present majesty reign for continuing and amending the same. Also, the act passed in the fourteenth year of her present majesty's reign in amendment thereof and the act passed in the eighteen year of her present majesty's reign in amendment thereof, shall be continued; and the said several acts, and everything therein contained, are hereby continued, except as herein excepted, in force for fifteen years and thence to the end of the then next session of the general assembly.

Part sec. 31, 2 William 4, "to incorporate Bank of Nova-Scotia," repealed.

Capital may be increased to £400,000.

2. The proviso at the end of the thirty-first section of the act first above mentioned, is repealed, and nothing in this act contained shall affect the operation of chapter eighty-three of the revised statutes, "Of currency."

3. The shareholders of the bank, at any general or special meeting to be called for that purpose, may increase the capital or joint stock by the further sum of two hundred thousand pounds, making such capital or joint stock in the whole, with such addition, of the amount of four hundred thousand pounds and no more, which additional capital or joint stock may be made and added and disposed of as already provided for by the act first above mentioned.

Continuation.

4. This act shall continue and be in force for fifteen years, and thence to the end of the then next session of the general assembly.

CHAPTER 96.

An Act to authorize the sale of the old Presbyterian Meeting House, at Windsor.

[Passed the 31st day of March, 1856.]

SECTION

1. Sale—how authorized, &c.
2. Rights not affected.

SECTION

3. Purchase money—how disposed of.

Be it enacted by the governor, council, and assembly as follows :

1. A majority of the members of the presbyterian congregation, at Windsor, in the county of Hants, present at a meeting held after at least ten days' notice of the time and place of holding such meeting being given by public intimation to the said congregation, during or immediately after divine service, may authorize and direct the trustees of the congregation for the time being to sell and convey in fee simple the said lot of land with the building thereon, being the lot of land on which the old presbyterian meeting house now stands, and which was by deed dated the tenth day of March, in the year of our Lord one thousand eight hundred and ten, and duly registered in the office of the registry of deeds, at Windsor, in book eight, page four hundred and eighteen, conveyed by one James Robertson to Robert McHefey, John McLatchy, Nathaniel Jenkins, Lodowick Hunter, and Robert Ferguson, and to the survivor of them, and the heirs of such survivor, in trust and for certain uses and purposes in said deed specifically set forth. Sale—how authorized, &c.

2. The said conveyance shall not affect the rights of the said James Robertson, his heirs and assigns, in and to a certain road from the highway across the north-western end of said lot to his other land, nor any liabilities of the said congregation, or their assigns, in reference to the repairing of the fences upon the said lot as provided in said deed from James Robertson to Robert McHefey and others. Rights not affected.

3. After deducting from the purchase money the charges attending such sale the balance shall be held by the trustees to and for the use of said congregation. Purchase money—how disposed of.

CHAPTER 97.

An Act relative to a Town Hall at Onslow.

[Passed the 31st day of March, 1856.]

SECTION

1. Proceedings to make school house town property. Expenses — how defrayed. Commissioners.

SECTION

2. Trustees of school may have building.

Be it enacted by the governor, council, and assembly, as follows :

Proceedings to make school house town property.

Expenses—how defrayed.

Commissioners.

Trustees of school may have building.

1. At any town meeting for Onslow, held for the support of the poor, the majority of rateable inhabitants then assembled, may, if they think fit, decide to make the school house, near Onslow meeting house, town property, to be owned and occupied for the purposes of the township. The charge of repairing the same shall be added to and collected with the poor rates, and by a like vote the town may appoint commissioners to manage and conduct the building who may be changed, or vacancies may be supplied by a similar vote, provided that notices shall have been posted up in at least six of the most public parts of the township, twenty days previous to such meeting, to the effect that the question of making such school house a town house would be raised at such meeting.

2. When the trustees of the school district in which the building is situate, may require the same for a school house they shall be entitled to have it, paying the commissioners for the use of the town, such reasonable rent as may be agreed upon, or in case of disagreement to be fixed by the two nearest justices of the peace in the township of Truro.

CHAPTER 98.

An Act to naturalize Andrew Craigie White, William Higgins Sargent, and William Green Armstrong.

[Passed the 31st day of March, 1856.]

SECTION I. Names of persons naturalized.

Be it enacted by the governor, council, and assembly, as follows :

Names of persons naturalized.

1. Andrew Craigie White, of Yarmouth, in the county of Yarmouth, tinsmith; William Higgins Sargent, of Liverpool, in Queen's county, trader; and William Green Armstrong, of Halifax, in the county of Halifax, yeoman, so soon as they shall respectively take and subscribe the oath of allegiance in manner prescribed by chapter thirty-two of the revised statutes, shall, within this province become naturalized subjects of her majesty, entitled to all the rights conferred by 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."