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*Judge* *Robt*

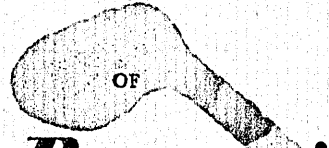
# ACTS

OF THE

## GENERAL ASSEMBLY

OF

### HIS MAJESTY'S PROVINCE



### *New-Brunswick.*

PASSED IN THE YEAR .

# 1818.



FREDERICTON :

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*Printer to the King's Most Excellent Majesty.*

MDCCCXVIII.

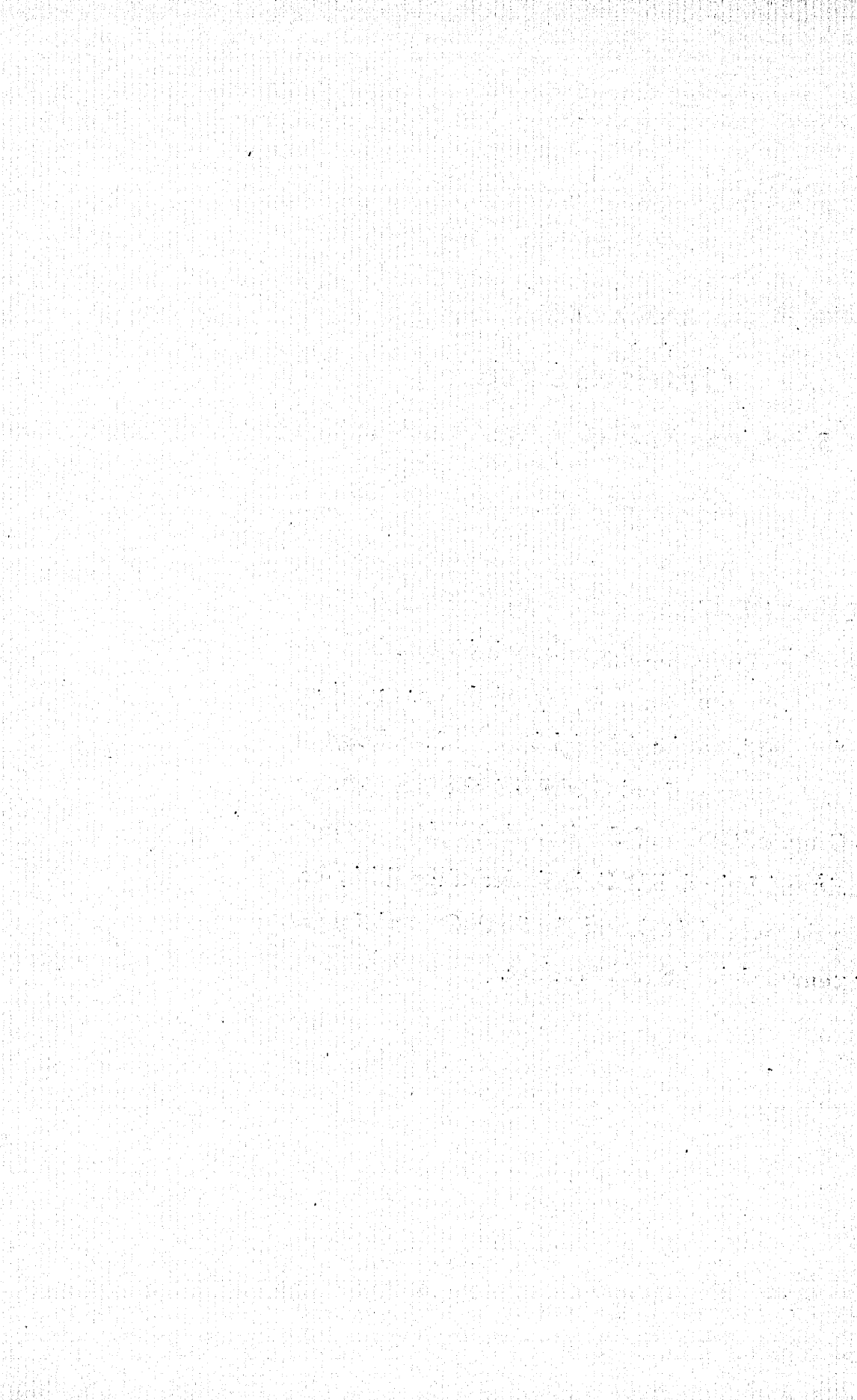


ANNO REGNI  
**GEORGI II.**

*Britanniarum Regis, Quinquagesimo Octavo.*

---

**A**T the GENERAL ASSEMBLY of the Province of NEW-BRUNSWICK, begun and holden at FREDERICTON, on the *twentieth* day of JANUARY, *Anno Domini*, 1818, in the *fifty-eighth* Year of the Reign of our said Sovereign Lord GEORGE the THIRD, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, KING, Defender of the Faith, &c. being the Second Session of the Sixth General Assembly convened in the said Province.



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THE  
**ACTS**  
OF THE  
**GENERAL ASSEMBLY,**  
&c.

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CAP. 1.

An Act for altering the terms of holding the Court of General Sessions of the Peace, and Inferior Courts of Common Pleas, in the County of Westmorland.

Passed the 11th March, 1818.

**W**HEREAS the times for holding the Court of General Sessions of the Peace, and Inferior Court of Common Pleas in the County of Westmorland, have been found inconvenient, for remedy thereof, Preamble.

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly,* That the said Courts shall be hereafter holden on the third Tuesday, instead of the second Tuesday in June, in each and every year. Time of holding the Courts.

II. *And be it further enacted,* That no process shall abate, or other business of what nature No process to abate by reason of the alteration.

ture

ture or kind soever, be discontinued by reason of the alteration of the said term, but shall and may be proceeded upon, heard and determined at the time herein appointed, in the same manner as they might have been proceeded upon, had no alteration been made.

CAP. II.

An Act to prevent the destruction of the Cod and Scale Fisheries, in the Bays and Harbors of this Province.

Passed the 11th March, 1818.

**W**HEREAS the valuable and extensive Cod and Scale Fisheries of Grand Manan, and other parts of this Province, have been greatly injured by throwing into the Sea the heads and other offal of such Fish, for the prevention whereof,

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That from and after the passing of this Act, any person or persons, who shall throw on or about the Coasts of Grand Manan, or into any other Bay or Harbor of this Province, at such place or places, where such Cod or Scale Fish are usually taken, from or out of any Boat, Bark or Vessel, any Heads, Bones or other Offal of the fish they may take, purchase or bring from elsewhere, every person so offending shall forfeit and pay a fine, not less than *ten shillings*, and not exceeding *five pounds*, with costs, to be paid to the informer, upon due conviction thereof; by the oath of one or more credible witness or witnesses, before any one of His Majesty's Justices of the Peace, for the County where, or next adjacent to which

Preamble.

Persons throwing on or about the Coasts of Grand Manan, or other place where Cod or Scale Fish are usually taken; any Heads, Bones or Offal of the Fish, liable to a fine not less than 10s, nor more than £5,

To be recovered with Costs, before a Justice of the Peace, and levied by warrant of distress.

which such offence shall be committed, to be levied by warrant of distress, and sale of the offenders goods and chattels, rendering the overplus, if any, to such offender; and for want of sufficient goods and chattels, the said Justice is hereby required to commit such offender to the common Gaol of the County wherein, or next adjacent to which, such offence shall be committed, there to remain for a term not less than three days, nor exceeding twenty days.

For want of Goods, offender to be committed to Gaol.

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

Limitation.

CAP. III.

An Act further to continue and amend an Act intituled, “an Act for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province.”

Passed 11th March, 1818.

I. *BE it enacted by the Lieutenant-Governor, Council and Assembly,* That an Act made and passed in the Fiftieth year of His Majesty’s Reign intituled, “an Act for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes, in this Province” be, and the same is hereby further continued, excepting wherein the same is hereby altered and amended, for four years, and thence to the end of the next Session of the General Assembly.

Act of 50. Geo. 3. continued for four years.

II.

Persons refusing to work when called upon pursuant to the direction of the 18th Section of the recited Act, to forfeit 8s. per diem.

II. *And be it further enacted,* That each and every person who shall refuse or neglect to work when called upon, agreeably to the directions given in the eighteenth section of the before mentioned Act, shall forfeit and pay for each and every day he shall so refuse, or neglect to appear and work with his oxen or horses, as is therein required, the sum of *eight shillings*, to be recovered in the same manner as is prescribed in, and by the said Act, in case of refusal or neglect to work on the Highways, and to be applied by the Commissioners towards breaking the winter Roads.

Surveyors in the intervening time between the finishing the labour in one year and commencing the same in the next, to repair the Roads and Bridges, as occasion may require,

III. *And be it further enacted,* That during the intervening time between the finishing the Statute labour in any one year, and commencing the same in the next succeeding year, it shall be the duty of the Surveyors of Highways from time to time as occasion may require, to remove all trees and windfalls, from, and out of the Roads, and to repair all Bridges, and all such parts of the Highways that shall require reparation and amendment, within their respective Districts, for which purpose they shall have full power and authority, and they are hereby required forthwith to summon such and so many of the Inhabitants within the same Districts, as they shall judge necessary to perform the same, which said Inhabitants shall furnish themselves with such tools as the said Surveyors shall direct, and in case of refusal or neglect to appear and labor when so summoned, every person so offending, shall forfeit and pay the sum of *four shillings* for each and every day he shall so neglect

And forthwith to summon Inhabitants to labour.

Persons refusing to appear and labour when summoned, to forfeit 4s. per diem.

neglect to appear and labor, together with costs of suit to be recovered in like manner, as is prescribed in, and by the ninth section of the Act, to which this is an amendment, and to be applied by the Commissioners of Highways, when so received, towards the repair of the Roads, within their respective Districts, and all such labour so to be performed, shall be accounted for to the person performing the same, and be deducted from, and allowed out of the amount of Statute labor, required of such person, to be performed the next ensuing year, upon his producing a certificate from a Commissioner of Highways, of having performed such service as aforesaid.

To be recovered as prescribed by the 9th Section of the recited Act,

And applied towards the repair of the Roads.

All such extra labour to be accounted for to the Person performing it, and allowed out of the next year's work.

IV. *And be it further enacted,* That any person keeping a Team, shall when called upon by the Surveyor, furnish the same for doing any of the services herein before required to be performed in like manner, and under and subject to the same penalty for neglect or refusal as is provided in, and by the tenth section of the herein before recited Act, for which labour of Teams the owners thereof shall have the like credit as is to be given by the next preceeding section of this Act.

Persons keeping Teams, to furnish the same when called on, as is provided by the 10th Section of the recited Act.

V. *And be it further enacted,* That it shall be the duty of the several and respective Commissioners and Surveyors in the several and respective Towns and Parishes in this Province, to prosecute to conviction, all persons offending against any of the Provisions of this Act, or the Act to which this is an amendment.

Duty of the Commissioners to prosecute offences against the Highway Law.

CAP.

CAP. IV.

An Act to authorize the Justices of the Peace, in their General Sessions, to establish Ferries in their respective Counties,

Passed 11th March, 1818.

Preamble.

WHEREAS it is often found difficult for travellers, in passing to the different parts of the Province, to cross Rivers and Creeks, for want of proper establishments of Ferries,

Justices in the several Counties, may establish Ferries where none are already established, by Grants from the Crown.

Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That the Justices in their General Sessions of the Peace, for each County, shall be, and are hereby authorized and empowered, to establish such Ferries over Rivers, Bays and Creeks, within their respective Counties, as may be by them thought necessary, in places where the same are not already established by Grants from the Crown. *Provided always*, That this Act, or any thing therein contained, shall not extend, or be construed to extend to restrain, or any wise affect the right of the King's Majesty, his Heirs and Successors, to make any Grant or Grants, of any Ferry or Ferries, in places where the same may be found necessary. *Provided also*, That this Act shall continue, and be in force for five years, and from thence to the end of the next Session, of the General Assembly.

Not to restrain or affect the King's Right, to make Grants.

Limitation.

CAP. V.

An Act further to continue an Act intituled,  
“ an Act to provide for the erection of Fences with Gates across Highways, leading through Intervale Lands, in Queen’s County and the County of Sunbury, where the same may be found necessary,” and to extend the Provisions of the same to King’s County.

Passed the 11th March, 1818.

I. **B**E it enacted by the Lieutenant-Governor, Council and Assembly; That an Act made and passed, in the Fiftieth year of the Reign of His present Majesty, intituled “ an Act to provide for the erection of Fences with Gates across Highways, leading through Intervale Lands, in Queen’s County and the County of Sunbury, where the same may be found necessary,” be further continued; and the same is hereby further continued for the term of four years, and until the end of the then next Session of the General Assembly.

50th Geo. 3d.  
C. 31. continued  
for four years.

II. *And be it further enacted;* That all and singular the Provisions of the said herein before recited Act, be extended to King’s County, and the same are hereby extended thereto, in as full and ample manner, to all intents and purposes, as if the said County had been named in the same Act.

Provisions of the  
recited Act extended to King’s  
County.

## CAP. VI.

An Act to enable the Lieutenant-Governor or Commander in Chief of this Province, for the time being, to suspend upon the contingency, and in the manner therein mentioned, the further operation of the Act, "for the encouragement of the Trade of this Province, in Plaster of Paris, or otherwise called Gypsum." Passed the 21th March, 1818.

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That whensoever it shall appear and be made known to His Excellency, the Lieutenant-Governor or Commander in Chief of this Province, for the time being, that an Act made and passed in the Province of Nova-Scotia, for the encouragement of the Trade of that Province in Plaster of Paris, otherwise called Gypsum, shall have ceased to operate, and shall be no longer of force in that Province, it shall, and may be lawful for him, and he is hereby authorized and empowered by and with the advice and consent of His Majesty's Council, by Public Proclamation, to suspend the further operation and execution of the Act made and passed in the Fifty-sixth year of His Majesty's Reign intituled, "an Act for the encouragement of the Trade of this Province in Plaster of Paris, otherwise called Gypsum," until His Majesty's Royal Pleasure shall be signified respecting the same.

When it shall be made known, that the Act of Nova-Scotia, has ceased to operate.

The Governor with the advice and consent of the Council, may by Proclamation, suspend the Act of this Province, until His Majesty's pleasure is signified.



## CAP. VII.

An Act for the preservation of Oysters in the Counties of Westmorland and Northumberland.

Passed the 11th March, 1818.

I. **B**E it enacted by the Lieutenant-Governor, Council and Assembly, That no Vessel of any kind whatsoever, open boats and canoes excepted, shall at any time, anchor on any of the beds of Oysters, in any bay or harbour within the Counties of Westmorland and Northumberland, nor shall any person whatever, ground any Vessel on any Oyster Bed, within any of said Bays or Harbours, for the purpose of taking Oysters, except open Boats and Canoes, and if any person or persons whosoever shall anchor any Vessel as aforesaid, or shall ground any Vessel on such Oyster Bed, for the purpose of taking Oysters, every person so offending, shall incur the penalty of *sixty shillings* for every offence.

II. *And be it further enacted*, That all and every person or persons taking Oysters in the winter season through the Ice, by Tongs, or otherwise, shall immediately convey and return all Shells, Stones or Rubbish they may rake or take up, into the water, and not suffer the same to remain on the Ice, and if any person or persons shall not convey and return into the water, such Shells, Stones or Rubbish, within the space of two hours, every person so neglecting, shall for every offence, incur the penalty of *twenty shillings*.

III. *And be it further enacted*, That the aforesaid penalties and every of them, shall and may be sued for, in an action or actions

No Vessel, other than open Boats and Canoes, to be anchored on any Oyster Bed, for the purpose of taking Oysters, under the penalty of 60s.

Persons taking Oysters in Winter through the Ice, to return all Shells and Rubbish into the water, within two hours, under the penalty of 20s.

Penalties to be recovered by action of debt, before a Justice of the Peace, half to

the prosecutor,  
remainder to the  
use of the Poor.

of debt, in a summary way, before any Justice of the Peace, in the said Counties, respectively where the offence shall be committed, and when recovered, one half of such penalty, shall be to the use of the person suing and prosecuting for the same, and the other half, to the use of the Poor of the Parish, where the offence may be committed, and paid over accordingly.

Limitation.

IV. *And be it further enacted*, That this Act shall continue and be in force five years; and to the end of the then next Session of the General Assembly, and no longer.

### CAP. VIII.

An Act in amendment of an Act intituled, "an Act to authorize the Justices of the General Sessions of the Peace for the County of York, to levy an Assessment, for building a County Court House."

Passed the 11th March, 1818.

**W**HEREAS by an Act made and passed in the Fifty-sixth year of His Majesty's Reign intituled, "an Act to authorize the Justices of the General Sessions of the Peace for the County of York, to levy an Assessment, for building a County Court House," the said Justices are authorized and empowered at any General Sessions of the Peace, or at any Special Sessions for that purpose expressly convened and holden, to make a Rate and Assessment of any sum not exceeding *six hundred pounds*, as they in their discretion may think necessary, for the purpose of erecting and finishing a Court House for the said County, in the Town of Frederic-  
ton;

Preamble.

ton; and whereas since the passing of the said Act, the said Justices have agreed for the purchase of a building already erected, to be used as a Court House for the said County, and it is expedient that the said sum so to be assessed, should be applied to the making of the said purchase for the purpose aforesaid.

*Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That the said Justices of the Peace for the said County, be, and they are hereby authorized and empowered at any General Sessions of the Peace, to be hereafter holden to issue their warrants for assessing the said sum of *six hundred pounds*, by such portions as they in their discretion shall from time to time think necessary, or as shall be required to fulfil the said agreement so by them made as aforesaid, which said sum of *six hundred pounds* and the several parts and portions thereof so to be Assessed, shall be assessed, levied, collected and paid as in and by the said recited Act is directed, and when collected, shall be applied to the purchase of the said building so agreed for by the said Justices, as aforesaid.

Justices may issue their warrants for assessing the sum of £600, by such portions as may be necessary, and apply the same to the purchase of the building agreed for by them.

CAP. IX.

An Act further to continue, and to amend  
 “an Act to provide for the more effectually repairing the Streets and Bridges in  
 “the City and County of Saint John.”  
 Passed the 11th March, 1818.

I. ***BE*** it enacted by the Lieutenant-Governor, Council and Assembly, That an Act made and passed in the Fiftieth year of the Reign of His present Majesty intituled, “an  
 “Act

Act 50. Geo. 3 C. 16. continued for four years.

“ Act to provide for the more effectually repairing the Streets and Bridges, in the City and County of Saint John,” be, and the same is hereby further continued, excepting where-in the same is hereby altered and amended, for four years, and thence to the end of the then next Session of the General Assembly.

Penalty on Persons refusing or neglecting to break Roads in the snow.

II. *And be it further enacted,* That each and every person who shall refuse or neglect to perform the services required of him by breaking Roads in the Snow with his Horses, Oxen or Team, shall forfeit and pay for each and every neglect or refusal, the sum of *eight shillings*, to be recovered with costs, in the same manner as other fines are made recoverable for neglect to labour on the Highways, and to be applied by the Surveyors, when recovered, towards breaking the Winter Roads.

Surveyors from time to time as occasion may require, to summon the Inhabitants to repair the Roads & Bridges.

III. *And be it further enacted,* That during the intervening time between the finishing of the Statute labour in any one year, and commencing the same in the next succeeding year, it shall be the duty of the Surveyors of Highways, from time to time, as occasion may require, to remove all Trees and Windfalls, from and out of the Roads, and to repair all Bridges and all such parts of the Highways that shall require reparation and amendment, within their respective Districts, for which purpose they shall have full power and authority, and they are hereby required forthwith to summon such and so many of the Inhabitants within the same Districts, as they shall judge necessary to perform the same, which said Inhabitants shall furnish themselves with such Tools as the said Surveyors

veyors shall direct; and in case of refusal or neglect to appear and labour when so summoned, every person so offending, shall forfeit and pay the sum of *four shillings* for each and every day he shall so refuse or neglect to appear and labour, to be recovered with costs in like manner, as is prescribed in and by the said recited Act, and to be applied, when received, towards the repair of the Roads, within their respective Districts; and all such labour so performed, shall be accounted for to the person performing the same, and be deducted from and allowed out of the amount of labour required to be performed the then next ensuing year.

Persons refusing to appear and labour to forfeit 4s per diem,

To be recovered as directed in recited Act, and applied to the repair of Roads.

Labour to be accounted for and deducted from next years work.

IV. *And be it further enacted*, That any person keeping a Team, shall when called upon by the Surveyor, furnish the same for doing any of the services herein before required to be performed in like manner, and under and subject to the same penalty for neglect or refusal, as is provided by the said herein before recited Act.

Persons keeping Teams to furnish the same when required.

V. *And be it further enacted*, That it shall be the duty of the several Surveyors in the several and respective Towns and Parishes in the County of Saint John, to prosecute to conviction all persons offending against any of the Provisions of this Act, or the Act to which this is an amendment.

Duty of Surveyors to prosecute offences against this and the recited Act.

CAP.

## CAP. X.

An Act in further addition to an Act intituled, "an Act for erecting a Court House and Gaol, in the County of Northumberland," and of the Act in addition thereto.  
Passed the 11th March, 1818.

Preamble.

**W**HEREAS by an Act made and passed in the Fifty-second year of the Reign of His present Majesty, intituled, an Act for erecting a Court House and Gaol, in the County of Northumberland: the Justices of the Peace for the said County, were authorized and empowered to raise by Assessment, the sum of *three hundred pounds* in addition to the like sum of *three hundred pounds* before then ordered to be Assessed, for the purpose of erecting a Court House and Gaol in the said County, and whereas the said Justices of the Peace, were, by an Act made and passed in the Fifty-sixth year of His present Majesty's Reign, intituled, an Act in addition to an Act intituled, an Act for erecting a Court House and Gaol in the County of Northumberland, authorized and empowered to raise by Assessment, a further sum not exceeding *six hundred pounds*, for building and finishing the said Court House and Gaol in the said County: *And whereas* the said sums have been found insufficient for these purposes,

Justices may  
make an Assessment,  
not exceeding £500,

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That the Justices of the Peace for the said County of Northumberland, in their General Session, or the major part of them, are hereby authorized and empowered to raise by Assessment, with-  
in

in the said County, such further sum as may in their opinion be necessary, not exceeding the sum of *five hundred pounds*.

II, *And be it further enacted*, That such further sum so deemed by the said Justices, as necessary for the aforesaid purpose, shall be assessed, levied, collected and paid in the same manner in all respects as the said sums mentioned in the said herein before recited Acts; and under and subject to the same penalties for every delinquency as are made and provided in and by the same Acts, to be recovered and applied as therein provided.

To be assessed, levied, collected and paid as directed by the recited Acts.

### CAP. XI.

An Act to continue several Acts of the General Assembly, that are near expiring.

Passed the 11th March 1818.

**B***E it enacted by the Lieutenant-Governor, Council and Assembly*, That an Act made and passed in the Fifty-second year of His Majesty's Reign, intituled, "an Act to impose a duty on certain articles imported into this Province," an Act made and passed in the Fiftieth year of His Majesty's Reign intituled, "an Act to prevent the destruction of Moose, on the Island of Grand-Manan;" an Act made and passed in the Fiftieth year of His Majesty's Reign intituled, "an Act for the better security of the Navigation of certain Harbours, in the County of North-umberland;" An Act made and passed in the Fifty-sixth year of His Majesty's Reign, intituled, "an Act to encourage the Fisheries in this Province;" and also an Act made and passed in the Fifty-seventh year of His Majesty's

52 Geo. 3. C. 6.

50. Geo. 3. C. 22.

50. Geo. 3. C. 5.

56. Geo. 3. C. 16.

57. Geo. 3. C. 3.

Continued for  
four years.

Majesty's Reign intituled; "an Act to amend and  
"explain an Act intituled, "an Act to en-  
"courage the Fisheries in this Province," be,  
and the same Acts are hereby continued and  
declared to be in force for four years, and  
from thence to the end of the next Session of  
the General Assembly.

### CAP. XII.

An Act further to provide for the security of  
the City of Saint John, against the ravages  
of Fire.

Passed the 11th March, 1818.

No Street or Way  
to be laid out as a  
Public Street &  
Highway, less  
than 50 feet in  
breadth.

**B**E it enacted by the Lieutenant-Governor,  
Council and Assembly, That no Street,  
Way, Lane or Alley, shall be hereafter laid  
out and established as a Public Street and  
Highway, within the said City, unless the same  
shall be of the width of fifty feet at least; and  
that no Dwelling-house, Store or other Build-  
ing of what nature or kind soever, shall be  
built, erected or set up on any Street, Way,  
Lane or Alley, public or private, hereafter to  
be laid out or thrown open for use, within  
the said City, that shall not be of the width  
of fifty feet as aforesaid.

No Building, to  
be erected on any  
Street or Way to  
be hereafter laid  
out or thrown o-  
pen for use, that  
shall not be 50  
feet in width.

*Provided always,* That nothing herein con-  
tained shall extend or apply unto; or be con-  
strued to extend or apply unto any Streets  
or Ways within the said City, already actu-  
ally laid out or thrown open for use, and on  
which any Building or Buildings are actually  
built or erected.

Not to extend to  
Streets or Ways  
already laid out  
or thrown open  
for use, and on  
which Buildings  
are actually erec-  
ted.

Every Building  
that shall be erec-  
ted on any Street.

II, *And be it further enacted,* That each and  
every Dwelling-house, Store or other Building  
that shall or may be erected, built or set up,  
within



within the said City, by any person or persons whomsoever, on any Street, Way, Lane or Alley hereafter to be laid out, or thrown open for use, as aforesaid, and which shall be less in width than fifty feet at least, as aforesaid, shall be deemed and adjudged a common nuisance.

or Way to be hereafter laid out or thrown open that shall be less than 50 feet in width, to be deemed a common nuisance.

CAP. XIII.

An Act to extend the powers of the Minister and Elders of the Kirk of Scotland, in the City of Saint John.

Passed the 11th March, 1818.

**W**HEREAS by an Act made and passed in the Fifty-sixth year of the Reign of His present Majesty intituled, "an Act to enable the Minister and Elders, for the time being, of the Church in communion with the Kirk of Scotland, lately erected in the City of Saint John, to hold the same to them and their successors for ever, and for other purposes therein mentioned," the said Minister and Elders are created a Body politic and corporate, with perpetual succession, by the name of the "Minister and Elders of the Kirk of Scotland, in the City of Saint John."

Preamble.

*And whereas*, a Minister has been duly chosen and appointed and approved and licenced, and Elders have been duly chosen and appointed according to the directions of the before mentioned Act.

*And whereas*, it is deemed expedient for the better support and maintenance of the Building erected in the said City, for a place of public worship, as mentioned in the said Act,

c

and

and of the said Minister for the time being, and the officers to the same Kirk, from time to time belonging; that the powers of the said Minister and Elders of the Kirk of Scotland, in the City of Saint John, should be enlarged and extended.

The Minister and Elders of the Kirk of Scotland, in Saint John, may receive Goods and Chattels, Lands and Tenements, for the use of the said Kirk.

*Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That the said Minister and Elders of the Kirk of Scotland, in the City of Saint John, shall have full power and capacity to purchase, receive, take, hold and enjoy, for the purpose aforesaid, as well Goods and Chattels, as Lands, Tenements and Hereditaments, and improve and use the same for the use and purpose aforesaid, according to their best discretion and the true intent and meaning of the donors where such Goods and Chattels, Lands, Tenements or Hereditaments, shall be given, devised or bequeathed to the use and purpose aforesaid, any Law usage or custom to the contrary notwithstanding.

Annual rents, profits and receipts not to exceed £500.

*Provided always,* That the amount of the annual rents, profits and receipts of such Lands, Tenements, Hereditaments, Goods and Chattels, together with the rents of the Pews, in the said Kirk, shall not exceed the sum of *five hundred pounds.*

## CAP. XIV.

An Act to continue an Act intituled, an Act for the further increase of the Revenue of this Province, and also the Act to give full effect to the same.

Passed the 11th March, 1818.

**B**E it enacted by the Lieutenant-Governor, Council and Assembly, That an Act made

and passed in the Fifty-third year of His Majesty's Reign, intituled, an Act "for the further increase of the Revenue of this Province." And also, an Act made and passed

in the Fifty-fourth year of His Majesty's Reign, intituled, an Act "to give full effect

"to and prevent the evasion of an Act intituled, "an Act for the further increase of

"the Revenue of this Province," be, and the same Acts are hereby continued and declared

to be in force until the first day of April, which will be in the year of our Lord one

thousand eight hundred and twenty,

53. Geo. 3. C. 9.

54. Geo. 3. C. 14.

Continued till the 1st of April 1820.

## CAP. XV.

An Act to provide for punctuality of payment at the Treasury.

Passed the 11th March, 1818.

**W**HEREAS, owing to the scarcity of Specie, and the delay thereby occasioned in payment of Warrants on the Treasury for public services; great inconveniences have been experienced,

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That Notes to the amount of ten thousand pounds, be issued forthwith after the passing of this Act, as follows :---to wit,*

Notes to be issued to the amount of £10,000.

Two

Two thousand Notes of *five shillings* each.  
 Two thousand Notes of *ten shillings* each.  
 One thousand Notes of *twenty shillings* each.  
 One thousand Notes of *thirty shillings* each.  
 Five hundred Notes of *forty shillings* each.  
 One thousand Notes of *fifty shillings* each.  
 Four hundred Notes of *three pounds* each.  
 And two hundred and sixty Notes of *five pounds* each,

Making in all *ten thousand pounds*; which Notes shall be indented and impressed with the words *NEW-BRUNSWICK*, and signed by the Treasurer, and countersigned by the Honorable *Ward Chipman*, and the Honorable *William Pagan*, and *Hugh Johnston*, Esq. or any two of them, and be in the form following, *to wit*.

No. \_\_\_\_\_ TREASURER'S OFFICE, NEW-BRUNSWICK,  
 \_\_\_\_\_  
 \_\_\_\_\_ Shillings (or Pounds.)  
 This Note shall be estimated at the Treasurer's Office,  
 of equal value as Gold and Silver, to the amount of \_\_\_\_\_  
 Shillings (or Pounds,) and be received as such in all payments at  
 the Treasury.  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Form of the Note.

All which Notes shall be of the same date, and shall, when so completed and signed, be delivered to the Treasurer, by the persons appointed to countersign the same, which Treasurer shall be accountable for such Notes, so delivered to him.

Notes to be of the same date & delivered to the Treasurer, who is to be accountable therefor.

II. *And be it further enacted*, That when, and as often as money shall become due or payable, by virtue of an Act or Acts already passed, or that may be passed by the Legislature of this Province, and warrants for the same

Treasurer to pay the amount of Warrants to the persons intitled in cash or in Notes,

same, are produced for payment at the Treasurer's Office, the Treasurer shall pay the amount of such warrants, on demand, in Gold or Silver, or in the said Notes to the person or persons entitled to receive the same, on their voluntary acceptance thereof, which Notes shall be again received at the Treasury, at their specified value, equal to the like value of Gold or Silver, when and as often as the same are presented and offered in payment of duties.

on their voluntary acceptance thereof.

Notes to be received at the Treasury, at their specified value.

III. *And be it further enacted,* That if any person or persons whatsoever, shall counterfeit any of the Notes aforesaid, issued by virtue of this Act, or alter any of the same, so that they shall appear to be of greater value, than when originally filled up, numbered and signed, or shall knowingly pass or give in payment, any of the Notes aforesaid, so counterfeited or altered, every person guilty of so counterfeiting or altering any such Note or knowingly passing or giving in payment, any such altered or counterfeited Note, shall be deemed guilty of felony without benefit of Clergy.

Persons counterfeiting Notes, guilty of felony, without benefit of Clergy.

IV. *And be it further enacted,* That when, and as often as the state of the Treasury will admit the calling in to the value of *five hundred pounds* and upwards, of the Notes so issued and paid out, the Treasurer shall, by advertisement in the Royal Gazette, appoint the time, at which he will receive such Notes, and pay the amount of the same in Gold and Silver, giving thirty days notice of such redemption, and mentioning the numbers of the Notes, so required to be produced for payment

When the State of the Treasury will admit the calling in of £ 500 the Treasurer to give 30 days notice in the Royal Gazette,

to mention the numbers of the Notes to be pro-

duced for payment, calling in first those of the largest amount.

Persons appointed to countersign the Notes, to contract for and superintend the completing of the same.

In case of the death, removal from St. John, or refusal to act of any of the persons appointed to countersign the Notes, the Governor with the advice of the Council, to appoint others,

ment, calling in first, those of the largest amount then in circulation.

V. *And be it further enacted,* That the Province Treasurer together with the persons appointed to countersign the aforesaid Notes or the major part of them be, and are hereby appointed to contract for, and superintend the completing of the Notes to be issued by virtue of this Act.

VI. *And be it further enacted,* That in case of the death, removal from the City of Saint John, or the refusal to act, of any of the persons herein appointed to countersign the Treasury Notes, to be issued as aforesaid, it shall and may be lawful for His Excellency, the Lieutenant Governor, or Commander in Chief, by and with the advice of His Majesty's Council, to nominate and appoint some other fit persons to countersign the same.

#### CAP. XVI.

An Act in addition to, and in amendment of an Act intituled, "an Act to encourage the establishment of Schools in this Province."

Passed the 11th March, 1818.

**W**HEREAS it has been found by experience, to be inexpedient to allow to the Inhabitants of the several Towns or Parishes, the power of raising money by Assessment for the establishment and support of Schools, as is provided in and by an Act made and passed in the Fifty-sixth year of the Reign of His present Majesty, intituled, "an Act to encourage the establishment of Schools in this Province."

Preamble.

I.

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That the power given and granted in and by the said Act, to the said Inhabitants of the several and respective Towns or Parishes in this Province, to raise money by Assessment, for the purpose aforesaid, or in any other way than by voluntary subscription, be, and the same is hereby taken away and altogether discontinued.

Power of the Inhabitants to raise money in any other way than by voluntary subscription taken away,

*And whereas,* It is found necessary to increase the number of Schools in some of the larger Towns or Parishes, in order that the whole Inhabitants thereof may be equally benefitted with those of other Towns or Parishes,

II. *Be it therefore further enacted;* That the sum of *sixty pounds* mentioned in the ninth Section of the said herein before recited Act, as the sum not to be exceeded in the allowance to be made from the Province Treasury, for the support of the Schools established, and provided for under and by virtue of the same Act, be enlarged, and the same is hereby extended to a sum not exceeding *one hundred pounds*, for the Schools in any one Town or Parish, in any one year, each School receiving the sum of *twenty pounds*, and no more.

Allowance that may be made from the Province Treasury increased to £100.

III. *And be it further enacted,* That whenever the Trustees of Schools shall think proper, they may admit any number, not exceeding four to each School, within their respective Towns or Parishes, to be free Scholars of such School, and to be taught free of expence.

Trustees may admit free scholars not exceeding four to each school

IV. *And be it further enacted,* That this Act

Limitation.

Act be in force for two years, and to the end of the then next Session of the General Assembly.

CAP. XVII.

An Act to provide payment for certain Public Services.

Passed the 11th March, 1818.

Preamble.

**W**HEREAS it has been usual and is expedient to provide for the services of the Speaker, and for defraying the expences and travelling charges of the Members of the House of Assembly,

Speaker of the House of Assembly, £100 for each Session.

Members 20s per diem for their expences of travelling and attendance, to be certified by the Speaker.

To be paid by the Governor's Warrant, with the advice of His Majesty's Council.

Limitation.

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That there be allowed and paid out of the Treasury of the Province, to the Speaker, the sum of *one hundred pounds* for each and every Session, during the continuance of this Act, and to the Members of the House of Assembly, for defraying the expences of their attendance, and travelling charges, reckoning twenty miles to each days travel, to be certified by the Speaker, *twenty shillings* per diem each, for the present Session, and all future Sessions of the General Assembly, during the continuance of this Act; which forementioned sums of money shall be paid by the Treasurer, by Warrant of His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, out of the monies now in the Treasury, or as payments may be made at the same.

II. *Be it further enacted,* That this Act shall be and remain in full force for and during



ring the continuance of this House of Assembly, and no longer.

CAP. XVIII.

An Act to empower and authorize the Justices of the Peace for the County of Charlotte, to lease a certain piece of Common Land in the Parish of Saint Andrews, and to invest the proceeds towards the support of the Poor of the said Parish.

Passed the 11th March, 1818.

**W**HEREAS a certain piece of Land situated in the Parish of Saint Andrews, in the County of Charlotte, was granted by Letters Patent under the great Seal of this Province, to the Justices of the Peace for the County of Charlotte, in trust for the benefit of the Inhabitants of the Town of Saint Andrews, which said piece of Land contains ten hundred and fifty-two Acres, and is bounded and described as follows, to wit, beginning at the North-easterly Bank or Shore of the River Saint Croix, at the South-westerly corner or bounds of Lot number thirty-eight, in the third Tract or Division of the Grant to the Penobscot Association, thence running along the South-easterly line of the same Lot North-easterly, until it meets the Westerly line of a Public Road laid off parallel to the Westerly or rear line of the Lots in the second Tract or Division of the Grant aforesaid, and four poles distant therefrom, thence along the Westerly line of the said Road, parallel to the rear line of the said Lots in the second Division of the said Grant, South-easterly until it meets the North-easterly line

Preamble.

of a reserve made by the Surveyor-General of Woods, thence along the said line of the said reserve, North-westerly until an extent of twenty chains of four poles each is completed, thence along the North-westerly line of the said reserve twenty-two chains parallel to the North-westerly line of the Town Plot of Saint Andrews, thence along the North-easterly line of the said reserve, North-seventy-four Degrees West, until it meets the North-easterly bank of the River Saint Croix, thence along the said bank; up stream; to the bounds first mentioned.

And whereas, from the extent of the said Tract or parcel of Land, a large portion of the same lies in a wilderness state, and is altogether unproductive to the Inhabitants of the said Town of Saint Andrews; but if leased; would be a Public benefit;

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That the said Justices of the Peace for the County of Charlotte be, and they are hereby authorized and empowered, by good and sufficient Leases, to grant and to farm-let such part not exceeding eight hundred Acres of the herein before described Tract or parcel of Land, as they in their discretion may think fit for any term not exceeding twenty-one years, and to appropriate the proceeds arising therefrom, towards the support of the Poor of the said Parish of Saint Andrews.

Justices may  
lease not exceed-  
ing 800 Acres,  
for any term not  
exceeding 21  
years.

CAP. XIX.

An Act for regulating the Inspection of Fish for home consumption.

Passed the 11th March, 1818.

**W**HEREAS, many persons have been in the practice of exposing Fish for sale for home consumption, without having them duly inspected for that purpose, to the great injury of the consumer, for remedy whereof,

Preamble.

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly,* That from and after the passing of this Act, all pickled Herrings for home consumption, shall be packed in Barrels of twenty-eight Gallons at least, which Barrels shall be made of well seasoned timber, free from sap, and have three sufficient hoops on each bilge, and three on each end; the Fish shall be all of one kind, sweet, free from rust, and closely packed, and the Barrels full of strong pickle, and that no Herrings, commonly called Sprats or Fries shall be deemed merchantable.

Pickled Fish for home consumption, to be packed in Barrels of 28 Gallons, well seasoned and hoop-ed.

II. *And be it further enacted,* That it shall and may be lawful for the Justices of the Peace in each County at their first General Sessions, to be held after the passing of this Act, or the Mayor, Aldermen and Commonalty of the City of Saint John, in each and every year, to appoint fit persons to be Inspectors of Fish, for home consumption in each County, Town or Place where such may be necessary; which persons shall give bond in the sum of *twenty-five pounds*, with two sufficient surities, and shall be sworn to the diligent and faithful discharge of their trust, and shall continue in such office

Fish to be all of one kind, sweet, free from rust, and close packed, and the Barrels full of pickle. Sprats and Fries not merchantable.

Justices in General Sessions to appoint Inspectors of Fish.

Inspectors to give bond in £25 with two surities, and be sworn,

lice until other proper persons are appointed in their stead; and every such Inspector so appointed and qualified, shall be allowed and entitled to receive *one shilling* for each and every Barrel of Fish, so to be Inspected by him, under and by virtue of this Act.

Allowed 1s. per Barrel for Inspection.

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

Limitation.

## XX.

An Act for raising a Revenue in this Province.

Passed the 11th March, 1818.

I. *BE it enacted by the Lieutenant-Governor, Council and Assembly*, That

from and after the passing of this Act, there be and hereby is granted to the King's Most Excellent Majesty, His Heirs and Successors for the use of this Province, and for the support of the Government thereof, the several rates and duties on the articles herein after mentioned, which shall or may be brought or imported into any Port or Place within this Province, to be paid by the Importer or Importers thereof, that is to say---For every Gallon of Rum *ten pence*, where two thirds of such Rum has been purchased with the Produce of this Province, and imported in a Vessel or Vessels, part whereof is owned therein, and an additional *two pence* per Gallon on all Rum otherways imported.---For every Gallon of Wine *one shilling and three-pence*, where two thirds of such Wine has been purchased with the Produce of this Province, and imported

Duties per Gallon on Rum, Wine, Brandy &c.

ported in a Vessel or Vessels, part whereof is owned therein, and an additional *three-pence* per Gallon on all Wines otherways imported. ---For every Gallon of Brandy and all other distilled spirituous Liquors, *one shilling and six-pence*.---For every Gallon of Molasses *one-penny*.---For every pound of Coffee *one-penny*. ---For every gross hundred weight of brown Sugar on the amount of the original Invoice, allowing *twenty-five* per cent for tare and wastage, *two shillings and six-pence*, where two thirds of such Sugar has been purchased with the Produce of this Province, and imported in a Vessel or Vessels, part whereof is owned therein, and *four shillings* per hundred weight on all brown Sugar otherways imported.

Molasses and  
brown Sugar.

II. *And be it further enacted*, That the said rates and duties shall be paid at the time of the importation of such articles into the City and County of Saint John, unto the Treasurer of the Province or his Deputy there, and at every other port or place, to the Deputy of the said Treasurer, for the port or place where the same shall be imported, unless such rates and duties on any one cargo shall amount to upwards of *ten pounds*, in which case and where the same shall not amount to *fifty pounds*, it shall be lawful for the said Treasurer or his Deputy or Deputies respectively, to take a Bond duly executed by the owner or importer of such dutiable articles, with one good and sufficient surety in double the amount of the rates and duties payable upon the articles specified in the report of such cargo for the payment of the same, one half in three months and the other half in six months, and where

To be paid at the  
time of impor-  
tation,

unless they a-  
mount to up-  
wards of £10,  
then Bonds to be  
taken.

the

the rates and duties arising on any one cargo (as specified in the report of such cargo) shall amount to *fifty pounds* and shall not exceed *one hundred pounds*---then it shall be lawful for the said Treasurer or his Deputy or Deputies respectively to take a bond executed in like manner for the payment of the same, one third in three months, one third in six months and the remaining third in nine months, and where the rates and duties arising on any one cargo, as specified in the report of such cargo, shall exceed *one hundred pounds*, then it shall be lawful for the said Treasurer or his Deputy or Deputies respectively to take a bond executed in like manner for the payment of the same, one third in six months, one third in twelve months and the remaining third in eighteen months, all which bonds shall be taken in the name of the King's Majesty, and payable to His said Majesty, His Heirs and Successors, and conditioned for the payment of the amount of the said rates and duties respectively at the time or times specified therein, either to the Treasurer for the time being or his Deputy, if taken in Saint John, or to the Deputy Treasurer for the time being, at the port or place where the same may be taken.

Bonds to be taken in the name of the King's Majesty, and payable to His said Majesty, His Heirs & Successors.

Masters within 24 hours to report in writing under oath,

III. *And be it further enacted*, That every master of any ship or vessel coming into any port or harbour of this Province, shall within twenty-four hours after his arrival, and before breaking bulk, make report to the said Treasurer or his Deputy there in writing by him subscribed and under oath, of all the packages or articles whether dutiable or not, on board such ship or vessel describing and specifying  
he

the same, and shall in the same report, state that there has not to his knowledge or belief, been landed or taken from on board such ship or vessel, any such articles or any part thereof within this Province, since the sailing of such ship or vessel from the port or place where such articles were laden on board the same for exportation; and in case of refusal or neglect of any such master, he shall forfeit and pay the sum of *one hundred pounds* to be recovered by information to be made and filed by His Majesty's Attorney-General, in the Supreme Court of Judicature in this Province, upon the filing whereof the first Process in all cases shall be a Capias, to be directed to the Sheriff or Coroner of the place where the offender may be found, by virtue of which Process the said offender shall be held to bail for his appearance at the return of the Process, to answer the matters charged in such information, and if it shall appear or there shall be reasonable cause to suspect that such articles hereby made dutiable, have been clandestinely landed, brought or imported into this Province, before entry and report made as aforesaid, or not being duly entered as aforesaid, shall be found on board any ship or vessel, after such entry and report, or if any such articles shall have been landed from any ship or vessel after entry and report made as aforesaid, other than were specified in such report, or for which a permit shall not have been obtained agreeably to the provisions of this Act; such dutiable articles so landed, or found on board contrary to the true intent and meaning of this Act, shall be and the same

and state that nothing has been landed,

under penalty of £100.

How recovered

Dutiable articles landed contrary to law, or found on board not entered, to be forfeited,

same are hereby declared to be forfeited, and shall and may be seized and detained by the said Treasurer or his Deputy or Deputies respectively and information made by His Majesty's Attorney-General and proceedings to condemnation had in the Supreme Court.

and the master and every person concerned, to forfeit £100.

---And the master of such ship or vessel, and each and every person concerned, shall also be liable to the penalty of *one hundred pounds* to be recovered in manner as is herein first before set forth, all which penalties and forfeitures after deducting the costs and charges of prosecution together with all reasonable charges that may have accrued, shall be paid as follows :---that is to say, one half part to the officer seizing and prosecuting the same articles to condemnation, or complaining against and prosecuting such offender or offenders to conviction, and the other half into the hands of the Treasurer of the Province, for the use thereof.---And it shall and may be lawful for the said Treasurer and his Deputy or Deputies respectively, at all times to enter on board any ship or vessel, and to examine and search throughout the same for dutiable articles, and there to seize and from thence to carry away all such as are by this Act made liable to seizure; and being authorised by writ of assistance under the Seal of His Majesty's Supreme Court or of the inferior Court of Common Pleas of the County in which the articles herein after mentioned shall be found (which writ the proper officers of such Court respectively are hereby authorised and required to issue upon the allowance or fiat of one of the Justices of such

Forfeitures how applied.

Treasurer to enter and search vessels, and seize articles made liable to seizure,

and being authorized by writ of assistance,

Court



Court, to be filed together with the affidavit, upon which the same is grounded) to take the High Sheriff in person or his Deputy or any Coroner of the County, and in the day time to enter and go into any house, store, ware-house or out-house; and in any case of resistance, to break open doors and open and examine casks, chests, or other packages, and there to seize and from thence to carry away, any such dutiable articles whatsoever, so landed, brought or imported as aforesaid, contrary to the provisions and the true intent and meaning of this Act.

to examine houses, stores, &c.

IV. *And be it further enacted,* That in addition to the entry and report herein before required to be made by the master of any ship or vessel, arriving in any port or place in this Province, the owner or consignee of the dutiable articles on board such ship or vessel (and in cases where there may be several owners or consignees of the same cargo, each owner or consignee thereof) shall make report in writing by him subscribed under oath before the said Treasurer, or either of his Deputies, of all dutiable articles belonging to or consigned to him as aforesaid, on board such ship or vessel and before such entry and report shall be made by the owner or consignee as aforesaid, the said articles shall not be permitted to be landed from on board such ship or vessel.

Owner or consignee to report in writing, and under oath.

V. *And be it further enacted,* That for the recovery of all such Duties as are imposed by this Act; and shall not be paid at the several times limited for the payment thereof respectively as aforesaid, the said Treasurer

Treasurer to put bonds in suit, if not paid in time,

or his Deputy of the port or place in which such Bonds may have been taken is hereby directed to cause Process to be issued against all and every person and persons so standing indebted, and to pursue the same if necessary, to final judgment and execution; and if the said Treasurer or either of his Deputies as aforesaid, shall not within one month after the time limited for the payment of any one sum so becoming due as aforesaid, cause Process to be issued as aforesaid, the said Treasurer or such Deputy, so neglecting, shall be answerable for and chargeable with the same.

or be answerable  
for the same.

Treasurer to ap-  
point Deputies to  
be approved of by  
the Lieutenant-  
Governor,

VI. *And be it further enacted,* That it shall be the duty of the Treasurer of the Province, for the time being, to appoint fit persons (to be approved by the Lieutenant-Governor or Commander in Chief) to be his Deputies in the several ports and places in this Province, where the same may be necessary, to perform the duties and services in and by this Act required, which persons so appointed shall give good and sufficient security by Bond to His Majesty, for the faithful discharge of their duty respectively, and be accountable to the said Treasurer when thereunto required for all sums so to be received by virtue of this or any former Act, and that such Deputies shall have the same powers to make seizures and proceed to condemnation, as are given to the Treasurer by virtue of this Act, and shall and may retain *ten pounds* for every *hundred pounds* they shall so receive, in full for their services, exclusive of their proportion of the proceeds of the penalties and forfeitures incurred by this Act.

who are to give  
security,

and shall have  
power to make  
seizures, &c.

Allowed ten per  
Cent,

VII.

VII. *And be it further enacted,* That it shall and may be lawful for the Treasurer of the Province, in case of sickness or necessary absence from the City and County of Saint John, to appoint a fit person to act as his Deputy there, for whose acts the said Treasurer shall be responsible, which Deputy shall have the same powers and authority in every respect during his continuance in office as the said Treasurer hath by virtue of this Act when present, and capacitated to execute the duties incident to his office.---*Provided always,* That such Deputy in the City of Saint John, shall not be entitled to any allowance whatever from the Public Treasury for his services, except his proportion of the proceeds of any penalties and forfeitures incurred by this Act, which may arise in consequence of any seizure made by him, any thing herein contained to the contrary thereof in anywise notwithstanding.

Treasurer in case of sickness, &c. to appoint a Deputy in St. John,

who has no allowance.

VIII. *And be it further enacted,* That the Tide Surveyor for the City and County of Saint John now appointed, or who shall hereafter be appointed by the Lieutenant Governor or Commander in Chief, shall in all respects be subordinate to and under the direction and controul of the Treasurer of the Province or his Deputy there, and that from and after the entry of any ship or vessel at the Treasurer's office at that place, there shall be a Permit or Permits made out and directed by the said Treasurer to the said Tide Surveyor, expressing therein the quantities of the several dutiable articles contained in the cargo of the said ship or vessel as entered

Tide Surveyor in St. John, to be under the direction of the Treasurer.

Permits to be made out by the Treasurer,

without which no dutiable goods to be landed.

Tide Surveyor to attend to the un-landing of vessels,

and if dutiable goods are landed or found on board contrary to this Act,

to detain the same and report to the Treasurer.

Forfeitures how applied.

tered at the said Treasurer's office, and no dutiable articles shall be landed from on board any ship or vessel, within the said City and County of Saint John without such Permit or Permits so to be given as aforesaid, and that it shall be the particular duty of the said Tide Surveyor to attend to the unloading of any such ship or vessel, under the Permits so to be given by the said Treasurer or his Deputy there, and if any dutiable articles shall be found landed from on board any such ship or vessel, within the said City and County, before entry and report made and a Permit or Permits obtained as is herein before required, or if there shall be found on board any such ship or vessel, any such dutiable articles not mentioned in the same Permit or Permits, or if any such dutiable articles shall at any time be found to have been landed there from any ship or vessel, or otherways brought or imported contrary to the provisions of this Act, it shall be the duty of the said Tide Surveyor, and he is hereby required forthwith to take possession of and detain the same, and immediately make report thereof to the said Treasurer, or his Deputy there, in order that the same articles may be seized and prosecuted to condemnation in manner as herein before provided.---And the said Tide Surveyor for taking and detaining such articles, shall have and receive one moiety of the part of such forfeitures herein before directed, to be paid to the officer seizing and prosecuting the same.

IX. *And be it further enacted,* That the Duties to be paid rates and duties arising by virtue of this Act, shall

shall be paid or secured to be paid in manner as is herein before provided, at the time of entry and report of the ship or vessel having on board such dutiable articles, and before bulk be broken.---And if the whole or any part of such dutiable articles shall be intended for exportation in the same bottom, the same shall be mentioned, and such articles particularly specified in the entry and report, which is by this Act required to be made of such vessel and cargo, at the Treasurer's office; and in case such articles so reported for exportation, shall be actually exported in the same bottom in which they were imported, to any port or place without the limits of this Province, then any monies which may have been paid for the rates and duties arising thereon, shall be repaid, and the Bonds so taken to secure such Duties, so far as may relate to them, shall be cancelled and considered of no validity. *Provided always,* That the evidence to be required of such exportation, shall be the following oath to be taken or subscribed by the master of such ship and vessel, before the said Treasurer or either of his Deputies :---*to wit,*

or secured at the time of entry.

Articles intended for exportation in the same vessel to be mentioned,

and if actually exported in the same vessel, duties to be repaid.

Master to make oath.

I do swear, that the following articles, *to wit,* are now actually on board the whereof I am master, that the same articles were imported into this Province, in the same vessel, and are the same articles mentioned and specified in the entry and report of the same vessel and cargo, at this office, on the day of that the said articles are now in the same state and condition in which they were at the time of importation into

into this Province; that no part thereof hath been landed since the entry and report thereof as aforesaid; and that the same, or any part thereof are not to be landed in any part of this Province, to the best of my knowledge and belief. So help me God. *And further*, That the

Owner or consignee to make affidavit.

owner or consignee of the same articles, shall at the same time, make and subscribe an affidavit (to be indorsed upon the said affidavit of the said master) before the said Treasurer or one of his Deputies, stating that he is the owner or consignee of such articles, and that the contents of such affidavit so made by the said master, are just and true, according to the best of his knowledge and belief.

X. *And be it further enacted*, That if at any time it shall be found, that all or any of the articles so reported for exportation, have been landed contrary to the provisions of this Act, every ship or vessel in which the same were imported, together with all and every such articles shall be forfeited, and shall and may be seized and prosecuted to condemnation, and the proceeds thereof applied in the manner herein before mentioned.

Articles reported for exportation being landed contrary to this Act, vessel and goods to be forfeited.

XI. *And be it further enacted*, That if at any time within one year after the report so made of the articles intended to be exported in the same bottom in which they were imported, it shall be discovered that any of those articles have been fraudulently landed in any part of this Province, the owner or consignee of such articles and the master or owner of such ship or vessel, shall severally forfeit and pay the sum of *one hundred pounds* for each offence, to be recovered by information

If discovered within one year, that articles reported for exportation have been fraudulently landed, the owner or consignee and master or owner of the ship to forfeit £100 each.

mation to be made and filed by His Majesty's Attorney-General, in manner as before mentioned and applied (after deducting the costs and charges) one half to the informer and the other half to be paid into the hands of the Treasurer of the Province for the use thereof.

How recovered and applied.

XII. *And be it further enacted,* That upon the following dutiable articles which shall be imported into this Province, after the commencement of this Act, and upon which the rates and duties herein before imposed, have been paid or secured to be paid as aforesaid, there shall be allowed upon exportation of the same the following drawback, *to wit* :--- For every Gallon of Rum, *nine-pence*; for every Gallon of Wine, *one shilling and two-pence*; for every Gallon of Brandy, Gin and all other distilled spirituous Liquors, *one shilling and five-pence*, and for every hundred weight of brown Sugar, *two shillings*. *Provided always,* That one hundred Gallons or more of Liquor in the original package or cask, or ten hundred weight or more of brown Sugar are exported in one ship or vessel at one time, and also that the same be exported within twelve months from the time of the importation thereof.

Drawback allowed upon articles exported.

Proviso.

XIII. *And be it further enacted,* That the drawbacks herein before allowed, shall be paid by the Treasurer or one of his Deputies as aforesaid, to the owner or importer thereof, out of the monies arising from the Duties on the same articles so exported when the same monies shall be received and not before. *Provided always,* That previous to

Drawback to be paid out of the Duties on the articles exported.

Proviso.

any

any part of such drawback being paid, the owner or importer of such articles shall at the time of exporting the same, make and subscribe the following oath, before the Treasurer or one of his Deputies, *to wit*.---I

Oath of the importer.

do swear that the \_\_\_\_\_ by me now shipped on board the \_\_\_\_\_ whereof \_\_\_\_\_ is master, was lawfully imported into this Province in the \_\_\_\_\_ master from \_\_\_\_\_ and that the Duties thereon, have been paid by me or secured to be paid at this Office, and that the same or any part thereof is not intended to be relanded in any part of this Province, to the best of my knowledge and belief: So help me God. *And provided also*; That the master of the ship or vessel in which the same articles are to be exported, shall make and subscribe the following oath, to be indorsed on the last mentioned affidavit, before the Treasurer or one of his Deputies, *to wit* :

Oath of the master.

---I do swear that the articles shipped by \_\_\_\_\_ as mentioned in the affidavit upon the other side hereof, are now actually on board the \_\_\_\_\_ whereof I am master, bound for

Importer to produce certificates,

and that the same or any part thereof are not again to be relanded in any part of this Province, to the best of my knowledge and belief. So help me God. *And provided also*, That it shall be incumbent on the owner or importer of such dutiable articles to produce to the Treasurer or to the Deputy to whom the Duties shall have been secured, a certificate under the hand and seal of the Collector or principal officer of the Customs at the port or place to which the same shall be exported, and also a certificate of the British Consul, and



and where there shall be no Consul, of one of the Judges of the Inferior Court of the District, that the signature to such certificate is really the hand writing of said Collector or principal officer, that the same articles have been there landed. *And provided also,* That it shall be further incumbent on the owner or importer (upon producing such certificate and requiring the drawback as aforesaid) to make and subscribe the following oath, before the Treasurer or one of his Deputies, *to wit* :---I do swear that the articles by me exported on board the \_\_\_\_\_ master, a certificate of the landing of which is now by me exhibited, have been really and *bona fide* landed at \_\_\_\_\_ and that the same or any part thereof are not again to be landed in any part of this Province, to the best of my knowledge and belief. So help me God.

and make oath.

XIV. *And be it further enacted,* That whenever any Rum, Wine, Brandy, Gin, or other distilled spirituous Liquors, or brown Sugar or Molasses reported for exportation shall be exported from and out of this Province, in the same bottom in which they were imported, or in any vessel or barque, to the American lines, to the Eastward of Machias harbour, and there reshipped and put on board of any American ship or vessel to be landed in any port or place within the United States, to the Westward of the said Machias harbour, that then and in such case the monies which may have been paid for the rates and duties arising thereon, shall be repaid and the Bonds so taken to secure such duties so far as may relate to the said Rum,

Dutiable articles exported to the American Lines east of Machias and there put on board an American vessel to be landed in the United States to the westward of Machias, the Duties thereon to be repaid, excepting one penny per Gallon on Rum, &c. and six pence per hundred weight for brown Sugar.

F

Wine

Wine, Brandy, Gin, or other distilled spirituous Liquors or brown Sugar so exported, shall be cancelled and considered of no validity, saving and reserving for the use of the Province, *one penny* for each and every Gallon of Rum, Wine, Brandy, Gin and other distilled spirituous Liquors, and *six pence* for every hundred weight of brown Sugar so exported, which the Treasurer of the Province or his Deputies are hereby authorized and required to save and reserve, except in such cases where the said dutiable articles shall be exported in the same bottoms in which they were imported, when no reservation as aforesaid, shall be made. *Provided always*, That the evidence to be required of such exportation when exported in the same bottoms in which they were imported, shall in addition to the oath of the master and affidavit of the owner or consignee as required in and by the ninth section of this Act, be the following oath to be taken and subscribed by the master of the ship or vessel in which the same articles were exported, before the said Treasurer or either of his Deputies, *to wit* :--I

do swear that the articles exported on board the \_\_\_\_\_ whereof I am master, have been really and *bona fide* shipped and put on board of the American vessel \_\_\_\_\_ whereof \_\_\_\_\_ was master, and that the same or any part thereof are not again to be landed in any part of this Province, to the best of my knowledge and belief. So help me God.

XV. *And be it further enacted*, That the evidence of such exportation of dutiable articles as aforesaid, when exported in any vessel

If exported in the same bottoms in which they were imported, no reservation to be made.

Evidence required of exportation when exported in the same bottom,

Evidence required of exportation in any other vessel.

sel or barque to the American lines, other than the vessel in which they were imported into this Province, shall in addition to the oath of the importer and master, as required in and by the thirteenth section of this Act, be the oath of the master herein before in the next preceding section set forth.

XVI. *And be it further enacted,* That in all cases where dutiable articles shall have been exported from and out of this Province, to the American lines and there shipped and put on board of an American vessel, it shall be incumbent on the owner or importer of such dutiable articles, to produce to the Treasurer or to the Deputy to whom the duties shall have been secured, a certificate under the hand and seal of the Collector or principal officer of the Customs, and also a certificate of the British Consul, and where there shall be no Consul, of one of the Judges of the Inferior Court of the District, that the signature to such certificate is really the hand writing of said Collector or principal officer, at the port or place in the United States, to which the same shall be exported, that the same articles have been there landed; and it shall be further incumbent on the owner or importer upon producing such certificate, to make and subscribe the following oath before the Treasurer or one of his Deputies *to wit*:---I do swear that the articles by me exported on board the ship or vessel called the \_\_\_\_\_ whereof \_\_\_\_\_ was master (a certificate of the landing of which is now exhibited by me) were shipped on board of the American vessel \_\_\_\_\_ whereof \_\_\_\_\_ was master, at \_\_\_\_\_ and \_\_\_\_\_ have

Owner or importer of dutiable articles to produce certificates under the seal of an officer of the Customs of the landing of exported articles.

And make oath.

have been really and *bona fide* landed at and that the same or any part thereof are not again to be landed in any part of this Province, to the best of my knowledge and belief. So help me God.

No drawback allowed on articles exported and landed to the eastward of Machias Harbour.

XVII. *And be it further enacted*, That no drawback whatever on any duties, shall be hereafter allowed on any Rum, Wine, Brandy, Gin and other distilled spirituous Liquors or brown Sugar or Molasses exported from this Province, and landed at any port or place in the United States, to the Eastward of Machias harbour.

Articles fraudulently relanded, to be forfeited.

XVIII. *And be it further enacted*, That if any dutiable articles shall be fraudulently relanded in any part of this Province, after shipment for exportation, the same shall be forfeited, proceeded against, and applied in the manner herein before described, in and by the third section of this Act.

If discovered within one year, that articles have been fraudulently relanded, owner or importer to forfeit £100.

XIX. *And be it further enacted*, That if it shall be discovered at any time before or within one year after the drawback shall be so received upon the exportation of any dutiable articles as aforesaid, that any of those articles have been fraudulently relanded in any part of this Province, the owner or importer of such articles, shall forfeit and pay the sum of *one hundred pounds* for each offence, to be recovered by information, to be made and filed by His Majesty's Attorney-General, in manner as before mentioned and applied (after deducting the costs and charges) one half to the informer and the other half to be paid into the hands of the Treasurer of the Province for the use thereof.

How recovered and applied.

XX.

XX. *And in order* to deter and prevent as much as possible, persons from being engaged in illicit trade, which if practised, will operate greatly to the prejudice of the fair dealer, as well as to the Public Revenue of this Province: *Be it further enacted*, That it shall be the duty of the Treasurer of the Province, and all and every of his Deputies, as also of the Tide Surveyor in the City of Saint John, to be vigilant in detecting all persons that may be so engaged, as well as all articles made liable to duty, by virtue of this Act, illegally introduced or smuggled into any part of this Province, and all articles in and by this Act made dutiable, which shall be seized and condemned and sold at the Custom House or by any officer of the King's Customs in any part of this Province, for having been illegally introduced or smuggled into the same, shall be liable to the same rates and duties as if those articles had been legally imported and entered at the Treasurer's office as required by this Act; and the purchaser or purchasers of any such articles at such Custom House sales, shall within twenty-four hours after the same purchases shall be made, and before any part of such articles shall be vended or consumed, make report to the said Treasurer or his Deputy at that place, in writing and under oath, before the said Treasurer or his Deputy aforesaid, of the articles so purchased as aforesaid, and the duties arising thereon shall at the same time be paid or secured to be paid in the same manner and under the same regulations as duties arising upon such articles when legally

Treasurer to be vigilant

Dutiable goods seized and sold at the Custom House, to pay Duties.

Purchasers to report to the Treasurer,

and pay or secure the duties,

and for refusal or neglect to forfeit the articles purchased,

and if such articles cannot be found, to forfeit £100.

Drawback allowed on exportation of purchased articles.

Rum. &c. to be gauged by Gunter's Callipers, by sworn Gaugers.

gally imported as aforesaid; and in case of refusal and neglect so to make report and entry of such articles so purchased, the same are hereby declared forfeited, and shall and may be searched for, seized, condemned, sold and applied in the same manner as is herein before provided by the third section of this Act; and if such articles or any part thereof cannot be found, then the purchaser thereof shall forfeit and pay the sum of *one hundred pounds*, to be recovered and applied in the same manner and to the same uses as is provided in and by the same section of this Act.

XXI. *And be it further enacted*, That upon the exportation of any such articles so purchased at the Custom House sales as aforesaid, and upon which the duties have been paid or secured to be paid, the purchaser shall be entitled to the like drawback as is herein before allowed upon the exportation of similar articles under and subject to the like regulations, provisos, and restrictions as are herein before made and provided.

XXII. *And be it further enacted*, That the quantities of dutiable Liquors and Molasses shall be ascertained by the instrument commonly called Gunter's Callipers, and by no other instrument whatever, and shall be gauged by a sworn Gauger or Gaugers legally appointed or to be appointed for that purpose, if in the City of Saint Joun, by the Lieutenant-Governor or Commander in Chief, and in the several Counties by the Justices in their General Sessions or any Special Sessions for that purpose holden. *Provided*,  
that

that no Gauger shall gauge any dutiable articles which shall be his own property or consigned to him.

No Gauger to gauge his own property.

XXIII. *Provided always and be it further enacted,* That no goods imported into this Province and consigned to any person in the Province of Nova-Scotia, shall be liable to any of the duties imposed by this Act, but such goods may be landed and reshipped for the said Province, provided they are exported within ninety days after landing, in the same casks or packages in which they were landed, and the consignee or person to whose charge or care such goods may be sent or committed, make oath before the Treasurer or either of his Deputies, that such goods were originally shipped for the purpose of being conveyed into the Province of Nova-Scotia, and not intended for sale or consumption in this Province, and that the said goods are reshipped in the same state and casks or packages they were landed and received by him.

Goods imported into this province and consigned to Nova-Scotia, not liable to Duty.

XXIV. *And be it further enacted,* That the said Treasurer of the Province and all and every of his Deputies, are hereby authorised and empowered to administer the several oaths herein required to be made and taken, and every person who shall be convicted of making or taking a false oath to any of the facts herein directed or required to be sworn to, shall be deemed guilty of perjury and shall be liable to the pains and penalties to which persons are by law liable for wilful and corrupt perjury.

Treasurer authorized to administer oaths.

False oath made perjury.

XXV. *And be it further enacted,* That all  
the

Monies to remain  
in the Treasury  
until disposed of  
by Law.

the monies arising by virtue of this Act, shall remain in the Treasury until the same shall be disposed of by an Act or Acts of the General Assembly of this Province, to be passed for that purpose.

Right of Recove-  
ry of Penalties in-  
flicted by Act 47,  
Geo 3, saved.

XXVI. *And be it further enacted,* That the right of recovery of any of the penalties and forfeitures inflicted and incurred under and by virtue of the provisions of an Act made and passed in the forty-seventh year of the Reign of His present Majesty, "entituled an Act for raising a Revenue in this Province," and of the several Acts made in amendment thereof, be and the same is hereby saved.

Limitation.

XXVII. *And be it further enacted,* That this Act shall continue and be in force until the first day of April, which will be in the year of our Lord one thousand eight hundred and nineteen, and no longer.

#### CAP. XXI.

An Act in addition to, and in amendment of an Act, intituled an Act for the Establishment, Regulation, and Improvement of the Great Roads of Communication throughout the Province, and an Act in addition to, and in amendment thereof.

Passed the 11th March, 1818.

Preamble.

**W**HEREAS, in and by the first Section of an Act made and passed in the fifty-sixth year of the reign of his present Majesty, intituled an Act "for the Establishment, Regulation, and Improvement of the Great Roads of Communication throughout the Province," the Road leading from Fredericton to the Canada Line is established in  
part



part by the following line or route, that is to say, from Fredericton upon the west side of the River Saint John to John Kelly's, thence across the River to Michael M'Nally's. *And whereas* it is found expedient and necessary to alter a part of said route,

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the Road from Fredericton to the Canada Line be by the following line or route, that is to say, from Fredericton, on the west side of the River Saint John, to Burgoine's, thence to cross the River Saint John and to join the Road at M'Nally's in the direction as surveyed by the Supervisors and marked by them on the Plan of the said Road, and thence to continue as heretofore established.

Route from Fredericton to the Canada Line.

*And whereas,* in and by the first Section of an Act, made and passed in the fifty-seventh year of his present Majesty's Reign, intituled "an Act, in addition to, and in amendment of an Act intituled "an Act for the Establishment, Regulation, and Improvement of the Great Roads of Communication throughout the Province," the Road leading from Fredericton to Westmorland is established in part by the following line or route, that is to say, from Fredericton across the Ferry to Nashwalk House, thence following the present road through Maugerville, Sheffield, and Waterborough, to the Jemseg, thence across the Ferry to Birdsill's, thence following the road now laid out to the Washademoac, thence to the Bull Moose Hill road so called, at the head of the Belisle, thence by the same road, as now laid out, to

G

Studholm's

Studholm's Mill Stream, near Ulus Hany's.

*And whereas* it is found expedient and necessary to alter a part of said route,---

Route from Fredericton to Westmorland.

II. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That the road leading from Fredericton to Westmorland, be by the following line or route, that is to say, From Fredericton across the Ferry to Nashwalk House, thence following the present road through Maugerville, Sheffield, and Waterborough, to the Jemseg, thence across the Ferry to Oakley's, thence following the road now laid out, to the Washademoac, thence to the head of the Belisle, thence to the Finger Board at Knox's Farm, and thence to the Boundary Line of Nova-Scotia as heretofore established.

Routes subject to the Regulations of the former Acts.

III. *And be it further enacted,* That the routes established by this Act, shall be subject to all the regulations and provisions in the herein before recited Acts.

Supervisors appointed by the former Acts to superintend the Roads as established by this Act.

IV. *And be it further enacted,* That the Supervisors appointed by the herein before recited Acts, to superintend that part of the public road leading from Fredericton to the Canada Line, and also that part of the public road leading from Fredericton to Westmorland be, and the same are hereby appointed the Supervisors for the routes as established in and by this Act.

V. *And whereas,* in and by the first Section of the herein before recited Act, made and passed in the fifty-sixth year of His Majesty's Reign, intituled an Act for the Establishment, Regulation, and Improvement of the Great Roads of Communication throughout the Province

Province---the road leading from Fredericton to Northumberland County is established as far as the Court-House, and no further---  
*And whereas* it is expedient to extend the same to the River Nepisigwit,---

*Be it further enacted,* That the road leading from the Northumberland Court-House, by the present route, to the river Nipisigwit be, and the same is hereby established as a part of the Great Roads of Communication throughout the Province, and that the Supervisors appointed by the said herein before recited Act, to superintend that part of the public road leading from Fredericton to the Northumberland Court-house be, and the same are hereby appointed to be the Supervisors for the Great Road herein and hereby established, and leading from the Northumberland Court-house to the River Nipisigwit, as aforesaid.

Road from Northumberland Court-House to Nepisigwit established as a Great Road, and to be under the direction of the Supervisors.

VI. *And whereas* it is expedient that the present road leading from the bend of the Petcudiac River to Shediac, and also the road leading from Amasa Wheldon's House, near the new Memramcook Bridge, by the present route over the old bridge to Shediac, should be established as Great Roads of Communication.

*Be it therefore further enacted,* That the above-mentioned roads leading from the bend of the Petcudiac River to Shediac, and that leading from Amasa Wheldon's by the old Bridge to Shediac, be, and the same are hereby established as Great Roads of Communication in this Province, and that the Supervisors appointed by the herein before recited Act, to

Roads from the Bend of the Petcudiac to Shediac, and from Amasa Wheldon's by the Old Bridge to Shediac, established as Great Roads, and under the direction of the Supervisors.

which

which this is an amendment, to superintend the public road leading from Fredericton to Westmorland be, and the same are hereby appointed to be the Supervisors for the said roads leading from the bend of the Petcudiac River to Shediac, and that leading from Amasa Wheldon's, by the way of the old Bridge over the Memramcook River, to Shediac.

Roads hereby established to be subject to the Regulations of the former Act.

VII. *And be it further enacted*, That all the Great Roads herein and hereby established, shall be subject to all the regulations and provisions contained in the herein before recited Act, to which this is an amendment.

Allowance to the Supervisors.

VIII. *And be it further enacted*, That from and after the passing of this Act, the allowance to the Supervisors on each of the main roads of communication, shall not exceed the sum of *thirty pounds* in all, for their services in any one year.

*Provided always*, That the Supervisors on the Road from Fredericton to Saint John, on the West side of the River Saint John, shall not receive a greater sum than *fifteen pounds* for their services in any one year.

### CAP. XXII.

An Act to appropriate a part of the Public Revenue for the Services therein mentioned,

Passed the 11th March, 1818.

I. **B**E it enacted by the Lieutenant-Governor, Council and Assembly, That there be allowed and paid out of the Treasury of the Province, unto the several persons hereafter mentioned, the following sums :---to wit.

To the Chaplain of the Council in General Assembly, the sum of *twenty-five pounds*. Chaplains.

To the Chaplain of the House of Assembly, the sum of *twenty-five pounds*.

To the Clerk of the Council in General Assembly, the sum of *fifty pounds* and *twenty shillings* per diem during the present Session. Clerks.

To the Clerk of House of Assembly, the sum of *fifty pounds*, and *twenty shillings* per diem during the present Session.

To the Clerk assistant of the House of Assembly, the sum of *twenty shillings* per diem during the present Session.

To the Sergeant at Arms attending the Council in General Assembly, *twenty shillings* per diem during the present Session, Sergeants at Arms.

To the Sergeant at Arms attending the House of Assembly, *twenty shillings* per diem during the present Session.

To the Door Keepers and Messengers attending the Council and Assembly, *ten shillings* per diem each, during the present Session. Door-Keepers and Messengers.

To the Tide Surveyor of the City of Saint John, the sum of *one hundred pounds* for his services and expences from the first day of March, one thousand eight hundred and seventeen, to the first day of March, one thousand eight hundred and eighteen. Tide-Surveyor.

To Thomas Bonnor, Esquire, for his service as Agent for the Province, for the year one thousand eight hundred and seventeen, the sum of *one hundred pounds* sterling. Province Agent.

To His Excellency the Lieutenant-Governor, or Commander in Chief, for defraying the contingent expences of the Province, a Provincial Contingencies  
sum

sum not exceeding *one hundred and fifty pounds*, for the year one thousand eight hundred and eighteen.

Adjutants of Militia.

To the Adjutants of the Militia of the different Counties in this Province, a sum not exceeding *one hundred and ninety pounds*, for the year one thousand eight hundred and eighteen, agreeably to a law of the Province.

Indian Missionary.

To His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, the sum of *fifty pounds* sterling, for the purpose of paying a Missionary to the Indians, for the year one thousand eight hundred and eighteen.

Province Treasurer.

To John Robinson, Esquire, Treasurer of the Province, for his services from the first day of March, one thousand eight hundred and seventeen, to the first day of March, one thousand eight hundred and eighteen, the sum of *five hundred pounds*.

Nath. Atcheson.

To Nathaniel Atcheson, Esquire, Secretary to the Society of British North American Merchants, and Agent to some of His Majesty's North American Colonies, for his services from February, one thousand eight hundred and seventeen, to February, one thousand eight hundred and eighteen, the sum of *one hundred pounds* sterling, to be remitted by the Committee of Correspondence.

Treasurer for Stationery.

To the Treasurer of the Province, to defray expences incurred by him for Stationery, for the year one thousand eight hundred and seventeen, the sum of *twelve pounds seventeen shillings and six-pence*.

John Chaloner.

To John Chaloner for gauging and weighing, in the year one thousand eight hundred and

and seventeen, the sum of *seventy-two pounds two shillings and six-pence*.

To His Excellency the Lieutenant-Governor, a sum not exceeding *three thousand pounds*, to be paid for the encouragement of the Cod Fisheries of this Province, agreeably to the law of this Province; for the year one thousand eight hundred and eighteen.

Bounties for the  
Cod Fisheries.

To the President and Directors of St. Andrews Grammar School, the sum of *one hundred pounds*, towards defraying the expences of a Master, for the year one thousand eight hundred and eighteen, agreeably to a law of this Province.

Saint Andrew's  
Grammar School.

To the Keeper of the Light-House on Partridge Island, the sum of *one hundred and fifty pounds*, for his services for the year one thousand eight hundred and seventeen, and the like sum of *one hundred and fifty pounds*, for his services for the year one thousand eight hundred and eighteen.

Keeper of the  
Light-House.

To Nathaniel Hubbard De Veber, Esquire, Sheriff of Queen's County, the sum of *twenty pounds*, for executing a writ of Election, and returning a Member for that County.

Sheriff of Queen's  
County.

To His Excellency the Lieutenant-Governor, for the purpose of enabling the Treasurer to pay Alexander Miller, a Tide Waiter in the City of Saint John, for his services as such, from the twenty-eighth day of March, one thousand eight hundred and seventeen, until the twenty-eighth day of March, one thousand eight hundred and eighteen, the sum of *forty-five pounds twelve shillings and six-pence*.

Alexander Miller,  
Tide-Waiter.

To Captain Thomas Armstrong, of the Saint

Captain Thomas

Armstrong, for  
Deserters.

Saint Stephen's Militia, the sum of *twenty pounds*, to remunerate him for expences incurred in apprehending ten deserters from the 98th Regiment, in January last, and conveying them to Saint Andrews.

Assistant Clerk  
of the Council.

To the Clerk of the Council for defraying the expences of an Assistant Clerk, during the present Session of the Legislature, the sum of *twenty-five pounds*.

Couriers.

Fredericton to  
Newcastle.

To the Commissioners to be appointed by His Excellency the Lieutenant-Governor, towards defraying the expences of a Courier between Fredericton and Newcastle, in the County of Northumberland, for the year one thousand eight hundred and eighteen, the sum of *one hundred and twenty-five pounds*.

Fredericton to St.  
Andrews.

To Commissioners to be appointed by His Excellency the Lieutenant-Governor, towards defraying the expences of a Courier between Fredericton and Saint Andrews, for the year one thousand eight hundred and eighteen, the sum of *one hundred and twenty-five pounds*.

Packet to Digby.

To such person as His Excellency the Lieutenant-Governor may appoint, a sum not exceeding *one hundred and fifty pounds*, for the support of a Packet to ply between Digby and Saint John for one year, to commence from the fifth day of April next, provided a similar provision is made by the Legislature of the Province of Nova-Scotia, and no Packet is established at the exclusive expence of the General Post Office for that purpose.

Parish Schools.

To His Excellency the Lieutenant-Governor, for the encouragement of Schools, a-  
greably



agreeably to the law of this Province, the sum of *three thousand pounds*, for the year one thousand eight hundred and eighteen.

To the Governor and Trustees of the College of New-Brunswick, the sum of *two hundred and fifty pounds*, for the year one thousand eight hundred and eighteen, conformably to the provisions of the two Acts of the General Assembly.

College of New-Brunswick.

To the President and Directors of the Saint John Grammar School, for the year one thousand eight hundred and eighteen, the sum of *two hundred and fifty pounds*, agreeably to the provisions of the two Acts of the General Assembly.

St. John Grammar School.

To Richard Catton, being the amount of a Bond given by him, for the transient duty on sundry articles imported into this Province, in one thousand eight hundred and seventeen, the sum of *ten pounds ten shillings*.

Richd. Catton, to reimburse duties.

To Andrew Reed, the sum of *twelve pounds four shillings and three-pence*, being the amount of the transient duty paid by him, on sundry articles imported into this Province, in one thousand eight hundred and sixteen.

Andrew Reed, to reimburse duties.

To the Overseers of the Poor, for the Parish of Saint Andrews, the sum of *one hundred and seventy-three pounds one shilling and two-pence*, to reimburse them for money advanced by them, for medical aid and maintenance of distressed Emigrants from Ireland, thrown upon the Parish last fall, and for medical aid to seven families in Saint Andrews, reduced to sickness and distress, by receiving those diseased Emigrants into their houses, at the request of the Overseers of the

Overseers of the Poor of St. Andrews.

Poor, and for the support of disabled Seamen in that Parish, as stated in their Petition, with vouchers accompanying the same.

Proprietors of the Marsh St. John, towards repairing the Aboideau.

To the Proprietors of the Marsh in the vicinity of Saint John, the sum of *one hundred and twenty-five pounds*, towards defraying the expences, in part, of the repairs of the Aboideau across the Mill Creek, amounting in the whole to *four hundred and fifty pounds*; which said sum of *one hundred and twenty-five pounds* together with the sum of *one hundred pounds* heretofore granted in the year one thousand eight hundred and fourteen, are to defray one half of the estimated expences of the said repairs.

John Robinson and Ward Chipman, Jun. Esqrs.

To John Robinson and Ward Chipman Junior, Esquires, the sum of *twenty-three pounds eleven shillings and six-pence*, to reimburse them for expences incurred in locating the Refugee Blacks, near Loch Lomond.

Widow Price.

To the Widow of the late Walter Price, the sum of *twenty-five pounds*, to relieve her under the extreme distress of poverty and affliction, as stated in her Petition.

To the Lieutenant-Governor, to procure information respecting Reserves.

To His Excellency the Lieutenant-Governor, a sum not exceeding *one hundred pounds*, to defray the expence of procuring information relative to the situation of the reserved Crown Lands in the Counties of York, Sunbury, Northumberland and Charlotte, pursuant to the recommendation of a Committee of His Majesty's Council in May last, on the papers submitted to them, relative to the reserved Lands in the County of Charlotte.

Mr. Justice Bliss,

To His Honor Mr. Justice Bliss, one of the

the Commissioners appointed under the Great Seal, to swear in the Members returned to serve in the present House of Assembly, for his services in swearing in the same, the sum of *twenty-six pounds*.

for swearing in the Members.

To Colonel Hugh M'Kay, Commissioner for building a Bridge over the Magaguadavic River, the sum of *sixty pounds*, to reimburse him for that sum expended in building an extra Pier and driving piles to secure that important Bridge on the main communication from Saint John to Saint Andrews, not provided for in his contract, agreeably to the prayer of his Petition.

Hugh M'Kay, Esq. for expences incurred by him.

To Thomas Wetmore, Esquire, the Attorney-General for this Province, the sum of *fifty pounds* for past services.

Attorney General.

To Thomas Wyer, the Supervisor for that part of the Road leading from Saint John to Saint Andrews, which is between the Magaguadavic River and Saint Andrews, to enable him to repair the Bridge over the Buckabeck River, lately carried away by ice, the sum of *fifty pounds*.

Thomas Wyer.

To the Honorable Ward Chipman, the sum of *eight pounds, seventeen shillings, and nine pence*, being the amount of premium due to him, upon two sets of exchange of *one hundred pounds* each, remitted by him out of his own monies, to Thomas Bonner, Esquire, the Province Agent, and to Nathaniel Atcheson, Esquire; and also the further sum of *three pounds ten shillings* for postage of Public Letters.

The Hon. Ward Chipman for expences.

To Benjamin Stanton, the sum of *thirty-seven pounds ten shillings* for drawback on ten puncheons

Benn. Stanton, for Drawback.

punchéons of Rum, containing one thousand Gallons, exported by him in the Schooner Traveller in 1814, and which appears by the certificate of the Treasurer, dated the twentieth day of February, one thousand eight hundred and eighteen, the said Benjamin Stanton has not received.

Walter Bates, Esquire, for expenses incurred.

To Walter Bates, Esquire, the sum of *four pounds eighteen shillings and ten pence*, to remunerate him for that sum expended on the Winter Road, from Bates's mill pond, to the Kennebeckasis River (over and above the sum received in 1814).

Wm. F. Odell, Esq.

To William F. Odell, Esquire, for issuing one hundred and twenty-seven Warrants, at *five shillings* each, from the 26th of February 1817, to the 26th of February 1818, the sum of *thirty-one pounds, fifteen shillings*.

To the Lieutenant-Governor for Printing Journals.

To His Excellency the Lieutenant-Governor, towards defraying the expence of printing the Journal of the present Session, the sum of *one hundred pounds*.

For Printing Laws.

To His Excellency the Lieutenant-Governor, the sum of *fifty pounds*, towards defraying the expence of printing the Laws of the present Session.

Bounty for raising Bread Corn on new Lands.

To His Excellency the Lieutenant-Governor, a sum not exceeding *one thousand pounds*, to be paid in bounties, for the encouragement of raising Bread Corn on new lands, agreeably to a Law of this Province, for the year one thousand eight hundred and eighteen.

George K. Lugin for Printing.

To George K. Lugin, the sum of *thirty-five pounds thirteen shillings*, for Publishing in the Royal Gazette, the Proclamations and Acts of the Legislature. To

To George K. Lugin, the sum of *one hundred and eighty-seven pounds*, for Printing the Acts and the Daily Journals of the House, Copies of the Journals in Books, and the Treasurer's Accounts.

To George K. Lugin, for Printing the Daily Journals of the present Session, the sum of *eighty pounds*.

To the Commissioners appointed to superintend the Building of the County Gaol in the Town of Saint Andrews, the sum of *one hundred pounds*, to reimburse them for that sum actually advanced by them to secure the Criminals' Room, and the like sum of *one hundred pounds*, to enable them to secure the Debtors' Room in said Gaol. Saint Andrew's Gaol.

To Samuel Buchanan, the sum of *fifteen pounds*, for airing and taking care of the Province Hall for the year one thousand eight hundred and seventeen. Samuel Buchanan.

To the Commissioners for superintending the Repairs of Government House, the sum of *one hundred pounds*, for repairing the Fences, enclosing the Grounds attached to Government House, and other necessary repairs. Government House.

To the Sergeant at Arms, the sum of *twenty pounds*, to defray the expences incurred by him in executing the orders of the House of the fifth and sixteenth of February. Sergeant at Arms.

To David B. Wetmore, the sum of *fourteen pounds, fourteen shillings, and nine pence*, being a balance due to him as Commissioner of the Road leading from Gondalo Point to Palmer's, in the year one thousand eight hundred and sixteen. David B. Wetmore.

To Daniel Shaw, the sum of *fourteen pounds, thirteen* Daniel Shaw.

*thirteen shillings, and nine pence, being a balance due to him as Commissioner for building a Bridge over Farley's Creek.*

Aaron Estey.

To Aaron Estey, the sum of *two pounds, two shillings, and nine pence, being a balance due to him as Commissioner for clearing the Stream of the Nashwacksis.*

William Golder.

To William Golder, the sum of *two pounds, seventeen shillings, and three pence, being a balance due to him as Commissioner for laying out the Monies granted for improving the Road between Monkton and Keswick.*

Stephen Peabody.

To Stephen Peabody, the sum of *twenty-one pounds, eighteen shillings, and six-pence, being a balance due to him for building a Bridge over Peabody's Mill Stream, in Lincoln.*

Harman Trueman.

To Harman Trueman, the sum of *fourteen pounds, six shillings, and nine-pence, being for Monies expended by him on the Road from Stephen Ward's to the Half-way House on the Bay Verte Road, in one thousand eight hundred and sixteen.*

Hugh M'Kay, Esquire.

To Hugh M'Kay, Esquire, the sum of *three pounds, five shillings, and six-pence, being a balance due to him as Commissioner for laying out the Monies granted to improve the Road from the Second Falls of the Maga-gaudavic towards Fredericton.*

Settler on the road from Fredericton to St. Andrews.

To His Excellency the Lieutenant-Governor, the sum of *fifty pounds, for the encouragement of a Settler on that part of the Great Road leading from Fredericton to Saint Andrews, near the Piskehagan, or Little Maga-gaudavic; and the sum of thirty pounds per annum, for three years, for the further encouragement of such Settler: the first mentioned*

tioned sum to be paid to the said Settler on his becoming bound to His Majesty, with two Sureties, to be approved of by the Justices of the Peace for the Counties of York or Charlotte in General or Special Sessions Assembled, that he will clear five acres of Land that may be appropriated to him, and will also build and reside thereon for a term of five years from the period of his entering upon said Lands, under the direction of the Supervisors of that Road.

To His Excellency the Lieutenant-Governor, the sum of *thirty pounds*, to enable the Commissioners for superintending the Light-House on Partridge Island, to paint the same.

Light-House on Partridge Island.

To the Supervisors for superintending the Great Road of communication from Fredericton to Northumberland, the sum of *fifty pounds, twelve shillings, and four pence*, being a balance in the hands of John Henderson, of Monies voted in one thousand eight hundred and fourteen, to explore a Road from Northumberland Court-House to Richibucto: the said sum of *fifty pounds, twelve shillings, and four pence* to be laid out on that part of the Great Road between the said Court-House and the River Nipisigwit.

Supervisors of the Great Road from Fredericton to Northumberland.

To the Commissioners to be appointed to superintend the Road leading from Loch Lomond to Quaco, the sum of *two hundred pounds*, to explore, lay out, and improve the said Road: the same being a re-grant of that sum voted in one thousand eight hundred and sixteen for the Road from Black River to Quaco.

Road from Loch Lomond to Quaco.

To James Tilley, the sum of *eight pounds, thirteen shillings, and two-pence*, being a balance

James Tilley.

lance

lance due to him as Commissioner for clearing Loder's Creek.

Hugh Monro, Esquire.

To Hugh Monro, Esquire, the sum of *two hundred and sixty-six pounds, thirteen shillings, and ten-pence*, to reimburse him for expences incurred in opening and improving the Road from Northumberland Court-House to the River Nipisigwit.

Col. Hugh M'Kay, for Monies advanced.

To Colonel Hugh M'Kay, the sum of *thirty pounds*, being a balance due to him for Monies advanced for blowing Rocks, near Winder's Mill Stream.

Great Road from Fredericton to St. John, on the west side of the River.

To His Excellency the Lieutenant-Governor, the sum of *two hundred pounds*, towards further improving that part of the Great Road of communication leading from Fredericton to Saint John, on the West side of the River.

From Fredericton to St. Andrews.

To His Excellency the Lieutenant-Governor, the sum of *four hundred and fifty pounds*, towards further improving that part of the Great Road leading from Fredericton to St. Andrews.

From Fredericton to the Canada Line.

To His Excellency the Lieutenant-Governor, the sum of *four hundred and fifty pounds*, towards further improving that part of the Great Road of communication leading from Fredericton to the Canada Line.

From Fredericton to Northumberland.

To His Excellency the Lieutenant-Governor, the sum of *four hundred and fifty pounds*, towards further improving that part of the Great Road of communication leading from Fredericton to Northumberland.

From St. John to St. Andrews.

To His Excellency the Lieutenant-Governor, the sum of *four hundred and fifty pounds*, towards further improving that part of the  
Great



Great Road of communication leading from Saint John to Saint Andrews; part to be laid out in opening a Road from Le Proa Bridge to the Salt Water in Mace's Bay, part to repair the Wellington Bridge on the Digdiguash; and *one hundred and fifty pounds* of it on the Road between the Magagaudavic and Le Proa Bridge; one half of the remainder to be laid out on the Wilderness Road from the Magagaudavic to the Digdiguash; and the other half on the Road leading from Dipper Harbour into the Main Road.

To His Excellency the Lieutenant-Governor, the sum of *four hundred and fifty pounds*, towards further improving that part of the Great Road of communication leading from Fredericton to Westmorland; *two hundred and twenty-five pounds* of this sum to be laid out on the Road from Wetmore's to the Finger Board.

From Fredericton to Westmorland.

To His Excellency the Lieutenant-Governor, the sum of *seven hundred pounds*; towards further improving that part of the Great Road of communication leading from Fredericton to Westmorland.

Ditto.

To Isaac Cottle, the sum of *fifty pounds*, to assist him in making an establishment on the Great Road from Fredericton to Saint Andrews, at or near the half-way House, so called; and the further sum of *thirty pounds* per annum, for three years, for his further encouragement; the first mentioned sum to be paid to the said Settler on his becoming bound to His Majesty, with two Sureties, to be approved

Isaac Cottle, to assist him in making a Settlement on the Great Road from Fredericton to Saint Andrews.

proved of by the Justices of the Peace for the County of York, or of Charlotte, in General or Special Sessions assembled, that he will clear five acres of the land that may be allotted to him, and will also build a House and reside thereon for a term of five years from the period of his entering on said Lands, under the direction of the Supervisors of that Road.

For bringing over the Mail from the American Post-Office at Robinstown, to St. Andrews.

To the Commissioner appointed by His Excellency the Lieutenant-Governor, the sum of *fifteen pounds*, to defray the expence of bringing over the Mail from the American Post-Office at Robinstown, to St. Andrews, for the year one thousand eight hundred and eighteen.

Light-House on Briar Island.

To His Excellency the Lieutenant-Governor, the sum of *one hundred pounds*, to be applied towards the support of the Light-House on Briar Island, in the Province of Nova-Scotia, for the year one thousand eight hundred and eighteen.

To Commissioners appointed by the Act to provide for the necessities of the Province.

To the Commissioners appointed under and by virtue of an Act to provide for the necessities of the Province, the following sums of Money, viz.

Westmorland.

To the Commissioners for the County of Westmorland, the sum of *five pounds, eleven shillings and six-pence*, being a balance due to them.

St. John.

To the Commissioners for the City and County of Saint John, the sum of *fifty pounds*, being a balance due to them.

York.

To the Commissioners for the County of York, the sum of *fifty-one pounds, twelve shillings and eight-pence*, being a balance due to them.

To

To Colin Campbell, Esquire, the sum of *fifteen pounds*, to reimburse him for the expence of proceeding from Saint Andrews to Point Le Proa, with a boat and party of men, in the year one thousand eight hundred and sixteen, and running part of the boundary line between the Counties of Saint John and Charlotte, for the purpose of ascertaining to which County the Settler's in Mace's Bay belonged.

Colin Campbell,  
Esquire.

To the Overseers of the Poor for the City of Saint John, the sum of *two hundred and fifty pounds*, on account of expences incurred by them in support of transient poor Sailors and Soldiers within the said City, from February one thousand eight hundred and seventeen, to February one thousand eight hundred and eighteen, to be accounted for by the said Overseers at the next Session of the General Assembly.

Overseers of the  
Poor for the City  
of St. John.

To the Commissioners for superintending the repairs of Government House, the sum of *fifty pounds, five shillings and eleven pence*, being a balance due to them.

To the Commis-  
sioners for Go-  
vernment House.

To the Clerk of the Assembly, for Fuel, Stationery, Sleigh Hire, and other contingent expences of the present Session, the sum of *one hundred and sixty-seven pounds, eighteen shillings and two-pence*.

Contingencies of  
the Session.

To His Excellency the Lieutenant-Governor, to defray the expence of Ferriages of Couriers from Fredericton to Halifax, in the year one thousand eight hundred and seventeen, the sum of *fifteen pounds, six shillings and eight-pence*.

Ferriages of Cou-  
riers

To be paid by  
Warrant of the  
Lieutenant-Governor,  
with the advice of the  
Council

II. *And be it further enacted,* That all the before mentioned sums of money shall be paid by the Treasurer, by warrant of His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, out of the monies now in the Treasury, or as payments may be made at the same.

