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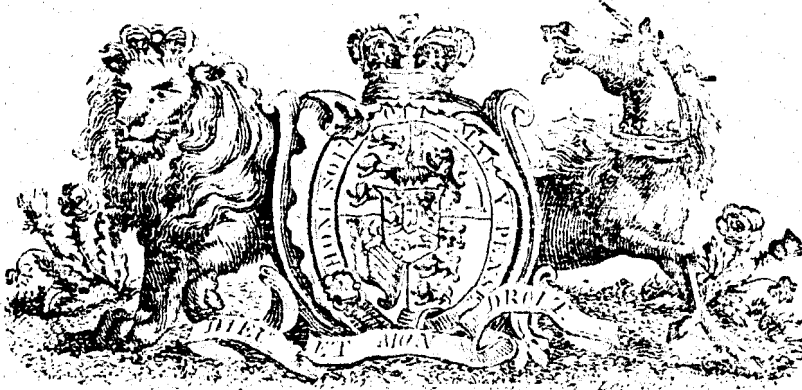
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David Birkett

ACTS
OF THE
GENERAL ASSEMBLY
OF
HIS MAJESTY'S PROVINCE
OF
NEW-BRUNSWICK.

PASSED IN THE YEAR 1807.



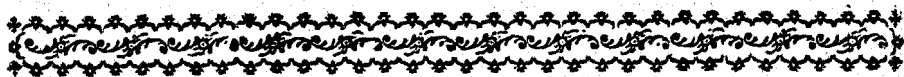
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1807.

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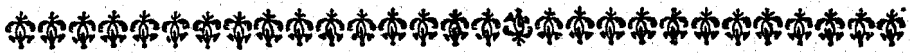
BRITANNIARUM REGIS,

QUADRAGESIMO SEPTIMO.

AT the GENERAL ASSEMBLY of the Province of NEW-BRUNSWICK, begun and holden at FREDERICTON, on the *Ninth* Day of FEBRUARY, *Anno Domini*, 1803, in the Forty-third 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. and from thence continued by several Prorogations, to TUESDAY the *Twenty-seventh* Day of JANUARY, 1807; being the Third Session of the Fourth General Assembly convened in the said Province.







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L A W S

OF THE

PROVINCE of NEW-BRUNSWICK.

CAP. I.

An ACT for the more effectual Punishment of such Persons as shall seduce Soldiers to Desert. Passed the 5th of March, 1807.

WHEREAS the Laws now in force in this Province for the punishment of such evil disposed persons as seduce Soldiers to desert, have been found ineffectual,

I. Be it therefore enacted by the President, Council, and Assembly, That if any person or persons whatsoever (other than such as are or shall be enlisted as Soldiers, against whom sufficient remedy is already provided by law) shall by words or other means, or act whatever, directly or indirectly persuade or procure any Soldier or Soldiers in the service of His Majesty, his heirs, or successors, to desert or leave such service, or shall go about and endeavour, in manner aforesaid, to persuade, prevail on, or procure such Soldier or Soldiers to desert or leave such service as aforesaid, and be thereof convicted before any two Justices of the Peace for the County, City or place where the offence shall be committed, either upon the confession of the party, or proof by one or more credible witness or witnesses upon oath, every such person so offending and convicted, shall for every such offence forfeit and pay the sum of *Twenty Pounds*, to be levied by distress and sale of the offender's goods, by warrant under the hand and seal of such Justice, and when so levied to be paid, one moiety to the Informer, and the other moiety to the Overseers of the Poor of the Parish where the offence shall be committed; and the overplus (if any) after the costs and charges of such conviction and distress and sale are deducted, to be returned to the owner or owners; and in case such distress shall not be found, and such penalty and forfeiture, and the said costs and charges shall not be forthwith paid, it shall and may be lawful for such Justices and they are hereby authorized and required, by warrant under their hands and seals, to commit such offender or offenders to the common Gaol or House of Correction of the County or place where the offence shall be committed, for any time not exceeding Six calendar months, nor less than sixty days, unless the said penalty and forfeiture, and costs and charges, shall respectively be sooner paid and satisfied.

Preamble.

Persons persuading or endeavouring to persuade Soldiers to desert.

to forfeit sol. to be levied by distress and sale of the offender's goods, half to the informer, half to the Overseers of the Poor.

If no distress found and penalty, &c. not paid.

Offender to be committed to Gaol not exceeding six months nor less than sixty days.

II. PROVIDED ALWAYS, *and be it further enacted*, That no such prosecution or information shall be brought or carried on, by virtue of this act, unless the same be commenced within Six months after the offence committed.

III. *And be it further enacted*, That this Act shall be and remain in force during the present War and no longer.

CAP. II.

An ACT for the further relief of Debtors, with respect to the imprisonment of their Persons.
Passed the 5th of March, 1807.

Preamble. WHEREAS it might tend to the discharge from imprisonment of many Prisoners in execution for debt, if their Creditors were enabled to discharge such Debtors without losing the whole benefits of the Judgments obtained against such Debtors.

I. *Be it therefore enacted by the PRESIDENT, Council and Assembly*, That from and after the passing of this Act, it shall be lawful for any creditor or creditors at whose suit any debtor or debtors is or are, or shall be in Prison and taken or charged in execution for any sum of money, by writing signed by such creditor or creditors, or by one of them for and in behalf of himself or herself and the others of them (being complainants in the same action) to signify or declare his, her or their consent to the discharge of such debtor or debtors from the Goal or Prison in which he, she or they is, are or shall be confined in execution at the suit of such creditor or creditors, without losing the benefit of the Judgment upon which the execution against such debtor or debtors issued, except as herein after provided; and that, notwithstanding the discharge of any debtor or debtors in pursuance of such consent as aforesaid, the Judgment upon which such debtor or debtors was or were taken or charged in execution shall continue and remain in full force to all intents and purposes except as herein after provided: and it shall be lawful for such creditor or creditors at any time to take out execution on every such Judgment against the lands, tenements, hereditaments, goods and chattels of such debtor or debtors, or any of them (other than and except the necessary apparel and bedding of him, her or them, or his, her or their family, and the necessary tools of his or their trade or occupation, not exceeding the value of *Ten Pounds* in the whole) or to bring any action or actions on every such Judgment, or to bring any action or use any remedy for the recovery of his, her or their demand, against any other person or persons liable to satisfy the same, in such and the same manner as such creditor or creditors could or might have had or done in case such debtor or debtors had never been taken or charged in execution upon such Judgment. *Provided always*, That no debtor or debtors who shall be discharged in pursuance of this Act, shall at any time afterwards be taken or charged in execution or arrested upon any Judgment herein before declared to continue and remain in full force, or in any action which may be brought on any such Judgment; and that no proceeding by *scire facias*, action, or otherwise,

Creditors may by writing consent to the discharge of their debtors in custody on execution

without losing the benefit of the judgment upon which the execution issued.

Judgment upon which such debtor was taken or charged in execution shall continue in force.

Creditor may take out execution against the lands and goods of the debtor other than bedding, apparel and tools to the value of 10l.

Or bring any action or use any remedy for the recovery of the demand as if debtor had never been taken in execution.

Debtor once discharged shall not be again arrested upon the same judgment.

No proceeding to be had against the bail.

wife,

wife, shall be had against any Bail in the action in which such Judgment was obtained.

II. *And be it further enacted*, That the Executors and Administrators of any such creditor as aforesaid, shall and may consent to the discharge of any debtor or debtors to their testator or intestate in such and the same manner, and with the same advantages and consequences in all respects as such creditor, if living, might or could have done in pursuance of this Act, and such Executors or Administrators respectively shall not, by reason of any such discharge in pursuance of this Act, be deemed guilty of a *devastavit*, or chargeable with the debt due from the person or persons so discharged.

Executors and Administrators may consent to the discharge of debtors,

and shall not be thereby chargeable with the debt.

III. *And be it further enacted*, That every Sheriff, Goaler or Keeper in whose Prison, Goal or custody any debtor or debtors is, are or shall be confined or detained in execution, shall and every of them is hereby required, within twenty four hours next after such consent in writing of any creditor or creditors as herein before mentioned, shall have been produced to and left with such Sheriff, Goaler or Keeper, or his deputy or agent at such Prison or Goal, (the hand writing or mark of such creditor or creditors to such consent in writing being duly proved by an affidavit of some credible person to be thereunto annexed, and to be sworn before one of the Judges of the Court out of which the execution against such debtor or debtors issued, or a Commissioner duly authorized to take affidavits in the County where such debtor or debtors shall be confined) to discharge and set at liberty the debtor or debtors to whose discharge such consent shall be signified or declared as aforesaid, if he she or they shall be kept or detained in custody only upon the execution issued at the suit of the creditor or creditors signifying or declaring such consent.

Sheriff, gaoler or keeper within twenty four hours after consent in writing,

produced and left with him,

and proved by an affidavit annexed thereto,

to discharge the debtor or if detained only upon the execution at the suit of the creditor consenting.

IV. *And be it further enacted*, That from and after the passing of this Act, in all cases wherein a writ of *feri facias* shall be issued upon any Judgment obtained or to be obtained in any Court in this Province, it shall not be lawful for the Sheriff or other Officer executing such writ to seize or levy upon the necessary apparel and bedding of the debtor or debtors against whom such Judgment shall be obtained, or of his, her or their family, or against the necessary tools of his or their trade or occupation, in satisfaction of such Judgment. *Provided always*, that such apparel, bedding and tools so to be exempted from being seized or levied upon as aforesaid, shall not exceed the value of *Ten Pounds* in the whole, which value shall be ascertained by the oath of three indifferent Freeholders in the County, to be appointed by such Sheriff or other Officer to appraise the same, which oath such Sheriff or other Officer is hereby authorized and empowered to administer.

Sheriff or officer executing a *feri facias* not to seize or levy upon bedding, apparel or tools of debtor or his family.

Bedding, &c. exempted from seizure not to exceed 10l. in value.

Value to be ascertained by oath of three Freeholders, to be administered by the Sheriff, &c.

CAP. III.

An ACT to ascertain the Rights of Fishery. Passed the 5th of March, 1807.

Preamble.

WHEREAS the Right of Fishery on the East side of the Harbour of Saint John has been granted to the Freemen and Inhabitants of the same side; and the Right of Fishery on the West side of the said Harbour granted to the Freemen and Inhabitants on the Western side; which Grant has been confirmed by Act of Assembly: and whereas other Grants of Lands and Fisheries have also been made in divers parts of this Province, and it is expedient and equitable that all His Majesty's subjects should enjoy a just and equal right of Fishery, as far as their respective situations may admit, and whereas disputes have arisen and may hereafter arise respecting the rights of Fishery, which in future to prevent,

Owners or lawful possessors of lands to have the sole and exclusive right of fishing on or in front of the shores thereof, under the regulations and restrictions made or to be made for that purpose.

Be it enacted by the PRESIDENT, Council and Assembly, That from and after the passing of this Act, all and every His Majesty's subjects owning or lawfully possessing lands bounded on any River, Cove, Creek or Lake in this Province, shall have and be deemed to have the sole and exclusive right of taking Fish on or in front of the shores thereof, under the regulations and restrictions of any Act or Acts of Assembly, made or to be made for that purpose, prescribed to be observed in any such Rivers, Coves, Creeks or Lakes respectively, and that no person or persons whatever shall or may lawfully set or erect any Net, Wear, or Fishgarth, or draw any Seine on, or in front of the said shores of such Rivers, Coves, Creeks or Lakes respectively, except the owner or owners or lawful possessor or possessors thereof, or persons by virtue of their leave or licence, any law, charter, usage or custom to the contrary notwithstanding.

Not to interfere with the rights and privileges of the City and Citizens of Saint John.

PROVIDED ALWAYS, That nothing in this Act shall extend or be construed to extend to abridge, diminish or interfere with the rights and privileges of the City of Saint John and of the Freemen and Inhabitants thereof as already secured by Charter, nor any other Grants as aforesaid.

Act not in force in the Harbour of Saint John till the 1st of January, 1808.

PROVIDED ALSO, And it is hereby declared, that this Act shall not be in force, nor be construed to be in force in the Harbour of Saint John until the First day of January, one thousand, eight hundred and eight. But that the Northern Shore of the said Harbour shall be fished by the Inhabitants of Saint John and the Parish of Portland for this year in the same manner as they have been accustomed to do for the two years last past.

CAP. IV.

An ACT in alteration and amendment of an Act for establishing the Rates to be taken for Wharfage and Cranage. Passed the 5th of March, 1807.

Preamble.

WHEREAS the Rates established by an Act passed in the Twenty-sixth year of the Reign of His present Majesty, intituled "an Act establishing the Rates to be taken for Wharfage and Cranage

nage of Ships and other vessels within the limits of this Province," have been found too small for the encouragement of erecting Wharves and keeping them in repair; for remedy whereof,

I. *Be it therefore enacted by the PRESIDENT, Council and Assembly,* Rates for wharfrage
That hereafter for all decked vessels not exceeding fifty tons whilst hereafter to be for
careening, loading, unloading or lying fast to any wharf, shall be decked vessels not ex-
paid *One Shilling* as heretofore accustomed. For every vessel above ceeding 50 tons, 1s.
fifty tons and not exceeding one hundred, *Two Shillings* instead of per diem.
one shilling and six pence. For every vessel of one hundred and Above fifty and not
not exceeding one hundred and fifty tons, the sum of *Three Shil- exceeding one hundred
lings*. For every vessel of one hundred and fifty and not exceeding tons, 5s.
two hundred tons the sum of *Four Shillings*. For every Ship or Of one hundred and
vessel of two hundred and not exceeding three hundred tons the sum not exceeding one hun-
of *Five Shillings*. For every ship or vessel of three hundred and dreds and fifty tons, 3s.
not exceeding four hundred tons the sum of *Six Shillings*. And for Of one hundred and
every ship or vessel of four hundred tons and upwards the sum of fifty and not exceeding
Seven Shillings, for each and every day such ships or vessels respec- two hundred tons, 4s.
tively shall so use or occupy any wharf; to be recovered in the man- Of two, and not ex-
ner prescribed in the aforesaid in part recited Act. ceeding three hundred
tons, 5s.
Of three, and not ex-
ceeding four hundred
tons, 6s.
Of four hundred tons
and upwards, 7s. per
diem.

II. *And be it further enacted,* That the aforesaid Act and every Former Act to remain
clause thereof, except such part thereof as is hereby altered and a- in force.
mended, shall be and remain in full force.

CAP. V.

An ACT to confirm the Proceedings of the Justices of the Peace in King's County, and to authorize the said Justices to build and finish a Gaol and Court-House in the said County. Passed the 5th of March, 1807.

WHEREAS the Building formerly purchased by the Justices of the Peace in and for King's County, and used and occupied as a Gaol and Court-House in the said County, has been destroyed by fire, and the Justices of the Peace in and for the said County actuated by a regard for the public welfare and interest, and conceiving themselves to be thereunto authorized by the Laws now in force, have in their General Sessions upon the presentment of the Grand Jury of the said County of the want of a Gaol and Court-House in the said County, proceeded to direct a warrant of Assessment to be issued for the levying of the sum of *Three Hundred Pounds* upon the several Towns and Parishes in the said County, for the purpose of building a Gaol and Court-House upon the Public Ground in the town or parish of Kingston, in the said County, originally reserved for the purpose of erecting the public buildings of the said County thereon; and a part of the said sum has been paid in pursuance of the said warrant by the Inhabitants of the several towns and parishes in the said County.

AND WHEREAS it is just and expedient that the said proceedings of the said Justices be ratified and confirmed,

Proceedings of the Justices for building and finishing a Gaol, &c. confirmed.

I. *Be it therefore enacted by the PRESIDENT, Council and Assembly,* That the said proceedings of the said Justices of the Peace in and for King's County aforesaid, at their General Sessions or at any Special Sessions for that purpose holden for the purpose of building and finishing a Court-House and Gaol upon the said Public Ground in the said parish of Kingston, and the said warrant of Assessment so issued as aforesaid for the levying of the said sum of *Three Hundred Pounds* upon the several towns and parishes in the said County for the purpose of building a Gaol and Court-House upon the said Public Ground be, and the same are ratified and confirmed and rendered firm and valid in the Law, in the same manner and to all intents and purposes as if there had heretofore been no Gaol or Court-House in the said County, and no Assessment had been made in the said County for the purpose of building or finishing, or paying for or purchasing any building for a Gaol and Court-House in the said County.

Such parts of the sum of 300l. before assessed as are not already paid

II. *And be it further enacted,* that such parts of the sum of *Three Hundred Pounds* so assessed as aforesaid, as have not been already collected and paid, shall and may be levied, collected and paid in like manner and under the same restrictions, regulations, penalties and forfeitures in every respect as any sum or sums of money can be levied, collected and paid by virtue of the Laws now in force for assessing, collecting and levying County rates, any thing in the said Laws or either of them, or in any Law, usage or custom to the contrary thereof in any wise notwithstanding.

to be levied, collected and paid as other County rates.

The said sum of 300l. together with the money to arise from the sale of the Lot herein after mentioned, not being sufficient for building and finishing the Gaol, &c.

III. *And be it further enacted,* That if the said sum of *Three Hundred Pounds* together with the money now in the hands of the Treasurer of the said County belonging to the said County and unappropriated to any other use or purpose, and the money to arise from the sale of the Lot herein after mentioned, shall not be sufficient to build and finish the said Gaol and Court-House upon the said Public Ground in Kingston aforesaid; it shall and may be lawful for the said Justices of the Peace in and for King's County aforesaid, at their General Sessions upon the presentment of the Grand Jury of such deficiencies, to make a further Rate or Assessment of a further sum not exceeding *Three Hundred Pounds* for the purpose of building and finishing the said Gaol and Court-House; to be in such proportion and in such manner assessed, levied, collected and paid, as any other County Rates can or may be assessed, levied, collected and paid; and the said Justices of the Peace in and for King's County aforesaid, at their General Sessions, are hereby authorized and empowered to covenant, contract and agree with able and sufficient workmen for the well and sufficient building and finishing of the said Gaol and Court-House in the said County.

Justices may order a further assessment not exceeding 300l.

And may contract and agree for the building and finishing the Gaol and Court-House.

Justices may sell and dispose of the Lot, &c. formerly purchased,

and give a good title for the same.

IV. *And be it further enacted,* That the Justices of the Peace in, and for the said County for the time being, or the major part of them be, and they are hereby authorized and empowered to sell and dispose to the best advantage of the Lot of Land purchased with the Building so destroyed by fire as aforesaid, for the use of the said County, by the said Justices as aforesaid, to such purchaser or purchasers as may incline to purchase the same, and to give a good and authentic Deed or Deeds to the purchaser or purchasers thereof; which sale so to be made shall be good and valid, and the monies arising from such sale or sales shall by such Justices be applied towards the building of the Gaol and Court-House aforesaid.

CAP. VI.

An ACT to render Justices of the Peace more safe in the execution of their duty. Passed the 5th of March, 1807.

WHEREAS it is expedient that Justices of the Peace in this Province, who by virtue of divers Statutes and Acts of Assembly are authorized and required to convict persons of sundry offences in a summary way, should be rendered more safe in the execution of such their duty, Preamble.

I. *Be it therefore enacted by the PRESIDENT, Council and Assembly,* That in all actions whatsoever, which shall at any time after the passing of this Act be brought against any Justice or Justices of the Peace in this Province, for or on account of any conviction by him or them had or made, under or by virtue of any Statute or Act of Assembly in force in this Province, or for or by reason of any Act, matter or thing whatsoever, done or commanded to be done, by such Justice or Justices, for the levying of any penalty, apprehending any party, or for or about the carrying of any such conviction into effect, in case such conviction shall have been quashed, the Plaintiff or Plaintiffs in such action or actions, besides the value and amount of the penalty or penalties which may have been levied upon the said Plaintiff or Plaintiffs, in case any levy thereof shall have been made, shall not be intitled to recover any more or greater damages than the sum of *Two Pence*, nor any costs of suit whatever, unless it shall be expressly alledged in the declaration in the Action wherein the recovery shall be had, and which shall be in an Action upon the case only, that such Acts were done maliciously, and without any reasonable or probable cause. In actions against Justices of the Peace for or on account of any conviction, Or by reason of any thing done for carrying the same into effect. In case the conviction shall have been quashed, Plaintiff shall recover above the penalty, only *Two Pence* damages without costs. unless malice and want of probable cause be alledged.

II. *And be it further enacted,* That such Plaintiff shall not be intitled to recover against such Justice any penalty which shall have been levied, nor any damage or costs whatsoever, in case such Justice shall prove at the Trial that such Plaintiff was guilty of the Offence whereof he had been convicted, or on account of which he had been apprehended, or had otherwise suffered, and that he had undergone no greater punishment than was assigned by Law to such offence. Plaintiff shall recover nothing if it be proved at the trial that he was guilty of the offence for which he was convicted and had only suffered the legal punishment.

CAP. VII.

An ACT to prevent divers Misdemeanors in idle and disorderly Persons. Passed the 5th of March, 1807.

WHEREAS the unlawful cutting or taking away of corn and grain growing, robbing of orchards, gardens and other plantations, digging up, taking away or injuring fruit trees, breaking of pales or other fences, cutting or spoiling of woods or underwoods standing or growing, and such like offences, are now more commonly committed than in former times, and the said offences are Preamble.

great causes of the maintaining of idleness, and the persons who commit the same are for the most part unable to make satisfaction, for remedy whereof,

Persons unlawfully cutting and carrying away grain growing,

robbing orchards, gardens, or other plantations, or entering inclosures in the night with intent to rob, or cutting, breaking or throwing down fences, &c. or destroying or taking away materials prepared for erecting fence and their procurers, &c.

on conviction to forfeit not exceeding Five Pounds with costs of prosecution.

Half to the complainant, remainder to the Overseers of the Poor.

I. *Be it enacted by the PRESIDENT, Council, and Assembly,* That all and every person and persons who, from and after the passing of this Act, shall cut and unlawfully take away any corn or grain of any kind whatsoever, growing, or shall rob any orchards, gardens or other plantations of the fruit, vegetables, or other things therein growing, or in the night shall enter into any garden or other inclosure with intent to rob the same, or break or cut any hedge, pales, rails, or fence, or shall wantonly throw down the same, or cut up, destroy or take away any logs, rails, or other materials prepared for erecting any fence and their procurer and procurers, receiver and receivers, knowing the same, being thereof lawfully convicted by the confession of the party or by the testimony of one sufficient witness upon oath before any one of His Majesty's Justices of the Peace in and for the County, City or place where the offence shall be committed or the offender be apprehended, shall forfeit and pay such sum not exceeding *Five Pounds*, and within such time as such Justice shall order and appoint, together with costs of such prosecution, one moiety thereof to the party complaining and prosecuting the same to effect, and the other moiety to the Overseers of the Poor where the conviction shall be had.

Persons wilfully injuring fruit trees or cutting or spoiling woods, &c. or carrying away wood, or digging or carrying away stone without permission,

on conviction to make satisfaction at the discretion of a Justice.

II. *And be it further enacted,* That all and every person and persons, who shall hereafter dig, pull up, take away, or wilfully break or otherwise injure any fruit tree or fruit trees in any orchard, garden or elsewhere, or shall cut or spoil any woods, underwoods, poles, or trees standing, or shall take and carry away any wood that may have been felled, or may have been blown down, without the consent of the owner or owners thereof; or shall come upon the land of any person or persons and dig, quarry or carry away any Stone, being fit for building or other purposes, without the consent of the owner or owners thereof, and all and every person and persons aiding or procuring the same to be done, and being thereof lawfully convicted in manner aforesaid, before any one of His Majesty's Justices of the Peace as aforesaid, shall give to the party and parties complaining, such recompence and satisfaction for his and their damages, and within such time as such Justice shall order and appoint, together with costs and charges of prosecution.

Persons unable or refusing to make payment to be committed to gaol.

III. *And be it further enacted,* That when any person or persons convicted of any of the offences herein before mentioned shall be thought in the discretion of the Justice before whom such offender shall be convicted, to be not able or sufficient, or shall neglect or refuse to pay such sum or make such recompence and satisfaction in manner and form above mentioned, such Justice shall commit all and every such offender and offenders to the common Gaol or House of Correction of the County, City or place, there to remain without bail or mainprize, for a term not exceeding Thirty days, nor less than Five days.

Parents, guardians, and masters, made responsible for offenders underage.

IV. *And be it further enacted,* That the parents, guardians, or masters of all persons under age, who may be convicted of any of the offences aforesaid, shall be and hereby are made respectively liable to make good the damages and penalties adjudged to be paid by such offender or offenders, and in case of refusal or neglect, such offender or offenders, shall be committed as aforesaid.

CAP. VIII.

An ACT to enable the Owners of Stray Cattle more easily to recover the same. Passed the 5th of March, 1807.

WHEREAS from the want of a sufficient quantity of Land inclosed, many of the Inhabitants in different parts of the Province suffer their Horses, Neat Cattle and Sheep, to run at large; and from the very extensive range in wilderness Land, it frequently happens that they stray to a great distance from where they were turned out, whereby the owner or owners are put to great trouble and expence, and very often after the most diligent search are unable to find them.

I. *Be it therefore enacted, by the PRESIDENT, Council and Assembly,* That from and after the passing of this Act, any person or persons whatsoever, who at any time hereafter between the first day of *November* and the first day of *May* in each and every year, shall have any strayed Horses, Neat Cattle or Sheep, upon their inclosed Land, shall within *twenty* days thereafter, deliver or cause to be delivered to the Clerk of the Town or Parish where such Horses, Neat Cattle or Sheep shall happen to be, a note in writing containing their several ages, colours and marks, natural and artificial, as near as may be, together with the place of abode of such person or persons, and that for so doing such person or persons shall have for their trouble *one shilling* per head for every such Horse or Neat Cattle, and *three pence* for every Sheep so notified: And that on receipt of such notice the said Clerk shall make full entry thereof at large in a Book to be provided by him for that purpose; for which entry so made he shall be paid by the person or persons giving such notice the sum of *one shilling* for each and every such Horse or Neat Cattle, and *three pence* for every Sheep so entered as aforesaid, which several sums, for the notice given and entry as aforesaid made, shall be paid to the possessor by the respective owner or owners of such Horses, Cattle or Sheep, together with reasonable charges for the keeping of the same.

II. *And be it further enacted,* That if no owner or owners shall claim the said Horses, Cattle or Sheep, within the space of *six months* after notice given and entry made by the Clerk as aforesaid; then the possessor is hereby required to sell them at Public Auction to the highest bidder, first giving at least *ten* days notice by advertisement to be posted up at three or more of the most public places within the said Town or Parish where the said Horses, Neat Cattle or Sheep have been kept, of the time and place of sale, and to retain the money arising from such sale in his or their hands until the owner or owners shall appear, unto whom shall then be paid the remaining part of the money by the possessor, after deducting the aforesaid allowance and reasonable charges for keeping and sale as aforesaid. *Provided always,* that such owner or owners as do not demand the same within *six months* after such sale, shall be, and hereby are precluded and debarred for ever after from recovering of the possessor, all or any part of the money arising from such sale. And the remainder after the aforesaid deduction, shall be paid into the hands of the Overseers of the Poor of the Town or Parish where

Preamble.

Persons having strayed Cattle in their possession to give notice in writing to the Clerk of the Parish describing the Cattle.

Clerk to enter notice in a Book.

Clerk's fee.

No owner claiming in six months, Cattle to be sold at auction.

The money, when the owner appears, to be paid to him.

Owner not appearing in six months, precluded from recovering the money, which after deducting costs and charges, to be paid to the Overseers of the Poor.

the said Horses, Neat Cattle or Sheep may happen to be sold, to be applied by them towards the support of the Poor of the said Parish.

III. And that the good intent of this Act may not be evaded, *Be it further enacted*, that if the possessor or possessors of the remaining money arising from the sales of such Horses, Neat Cattle or Sheep as aforesaid, shall not within *three months* after the time limited above, pay the same to the Overseers of the Poor of the Town or Parish where such Horses, Neat Cattle and Sheep shall happen to be taken up, and sold in manner as aforesaid, every such defaulter shall forfeit and pay double the sum so remaining in his or their hands for the use abovementioned, to be recovered over and above the said remaining money, with costs of suit, by the said Overseers of the Poor of the Town or Parish where such default shall happen, by action of debt, bill, plaint or information, in any Court within the County where the cause of action shall arise competent to determine the same. And the said Overseers of the Poor are hereby respectively vested with full power and authority to sue for and recover the same.

Overseers of the Poor may sue for money withheld from them.

IV. *And be it further enacted*, That any person or persons whatsoever, who shall between the first day of *November* and the first day of *May*, in each and every year hereafter, knowingly have any such Horses, Neat Cattle and Sheep as aforesaid, in his or their inclosed land or possession, and do not acquaint the owner or owners therewith, or give notice as prescribed by this Act within *twenty* days thereafter, such person or persons so offending shall not only forfeit any demand they might otherwise have for keeping and feeding such Horses, Neat Cattle and Sheep as aforesaid, but shall also forfeit to the owner or owners thereof for every wilful neglect, for each and every Horse or Neat Cattle, the sum of *twenty shillings*, and for each and every Sheep the sum of *two shillings*, to be recovered before any Justice of the Peace within the said County where such neglect may happen, with full costs of suit.

Persons not giving notice of stray Cattle to forfeit 20s. over and above any demand for keeping the same, and 2s. for every Sheep.

V. *And be it further enacted*, That the Books as aforesaid to be provided and kept by the respective Clerks of each Town or Parish, shall by them be kept free and open for any person or persons who at any time shall have occasion to search therein, for which search the said Clerk shall be intitled to receive *six pence* and no more. And it shall be the duty of the Town Clerks in the respective Towns and Parishes, to enter and Register such Ear-mark in a Book for that purpose, as any owner of any Sheep or Cattle shall request to have entered, for which such owner shall pay *six pence*, which mark shall be the proper mark of such owner and of no other person in such Parish. *Provided always*, That no owner of any such stray Sheep or Cattle, shall be intitled to any benefit from this Act until he shall have entered and registered a proper Ear-mark in the manner herein before mentioned.

Books kept by the Clerks of the Parishes to be open to inspection.

Fee for searching.

Ear-marks to be registered.

Persons not recording marks not intitled to any benefit of this Act.

CAP. IX.

An ACT to provide for the redeeming and cancelling the Treasury Notes that have been issued in this Province. Passed the 5th of March, 1807.

WHEREAS the greater part of the Notes which have been issued pursuant to an Act made in the forty-fifth year of His MAJESTY's reign, intituled "An Act to provide for punctuality of payment at the Treasury, by issuing Notes to the amount of the Public Appropriation," are now in the Treasury, and it is expedient that the remainder should also be called in, and the whole cancelled, and that new Notes should be issued for a smaller amount.

Preamble.

I. *Be it therefore enacted, by the PRESIDENT, Council and Assembly,* That all the Notes now in the Treasury, amounting to Three Thousand Six Hundred and Twenty-three Pounds, Ten Shillings, exclusive of Interest, be cancelled by the Treasurer, on or before the first day of April next, in the presence of the persons appointed by the herein before recited Act to countersign the same, which persons shall give to the Treasurer a certificate of the number and amount of the Notes so cancelled.

Notes now in the Treasury to be cancelled.

II. *And be it further enacted.* That on the first day of May next, new Notes shall be issued by the Treasurer to the amount of One thousand Five hundred Pounds, as follows, to wit:—Eight hundred Notes of Four Dollars each, Eight hundred Notes of Two Dollars each, and Twelve hundred Notes of One Dollar each, which Notes shall bear an Interest of Five per cent. per annum from their dates, and shall be in the form prescribed and countersigned by the persons appointed by the said Act, and shall all be dated on the said first day of May next. All which Notes the said Treasurer shall be accountable for.

New Notes to be issued to bear an Interest of 5 per cent. from their dates.

III. *And be it further enacted,* That the said Treasurer shall within One Month after the passing of this Act, by Advertisement in the ROYAL GAZETTE, call upon all persons holding any of the Notes now outstanding, to bring in the same on the first day of May next, and receive New Notes for the amount thereof, including the Interest due thereon, which Notes so brought in and redeemed, shall be cancelled by the Treasurer in the presence of the persons who countersigned the same, and who shall give to him a Certificate of the number and amount of the Notes so cancelled. And if any person or persons holding such outstanding Notes shall neglect or refuse to bring in and exchange such Notes at the time appointed, they shall not be intitled to claim any interest thereon after that date.

Treasurer within one Month to call in all the outstanding Notes.

Notes called in to be cancelled.

Persons neglecting to bring in and exchange Notes, to have no Interest.

IV. *And be it further enacted,* That when and as often as Money shall become due or payable by virtue of any Act or Acts already passed, or that may be passed during the present Session of the Legislature of this Province, and Warrants for the 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, estimating and adding such Interest from their date as may be then due to the person or persons intitled to receive the same

Warrants presented at the Treasury to be paid in Cash or Notes.

Notes to be received at the Treasury in payment of duties. 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, and the like Interest from their dates, estimated and allowed in such payment. And the Treasurer and his deputies are hereby required and directed to keep a regular account of all Interest so received or allowed by them.

Treasurer to keep an account of Interest.

Counterfeiting or altering Notes, Felony without benefit of Clergy.

V. *And be it further enacted*, That if any person or persons whatsoever, shall presume to 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.

When the state of the Treasury will admit the calling in to the amount of £200, the Treasurer to give 30 days notice in the Royal Gazette, and pay the amount in Cash.

Notes of the largest amount to be first paid.

No Interest allowed after the expiration of the notice.

VI. *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 Two 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, together with the Interest due thereon 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, calling in first those of the largest amount then in circulation, and on failure of producing such Notes at the time limited, all future Interest on the same shall cease, and no other or greater amount of Interest shall be recovered on such Notes so called in than was due and payable at the date the same were required to be presented for payment at the Treasury.

VII. *And be it further enacted*, That the Province Treasurer, together with the persons appointed to Countersign the same, be and hereby are appointed to contract for and superintend the completing of the Notes to be issued by virtue of this Act.

Persons appointed to contract for the Notes, &c.

CAP. X.

An ACT for raising a Revenue in this Province.
Passed the 5th of March, 1807.

I. **B**E it enacted by the PRESIDENT, Council and Assembly, That from and after the First day of APRIL next, 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, seven pence half-penny; and an additional one penny half-penny per gallon on all Rum to be imported as aforesaid, when two-thirds of such Rum is not purchased with the produce of this Province,

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

vince, and the same is not imported in a vessel or vessels no part whereof is owned therein. For every gallon of Wine, *nine pence*; and an additional *three pence* per gallon on all Wines not purchased with the produce of this Province, nor imported in a vessel or vessels no part whereof is owned therein. For every gallon of Brandy, Gin and all other distilled Spirituous Liquors, *nine 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 otherwise 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 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 fourth in Three months, one fourth in Six months, one fourth in Nine months, and the remaining fourth in Twelve months. All which Bonds shall be taken in the name of the Treasurer, payable to him or to the Treasurer of the Province for the time being, 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 himself or 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.

To be paid at the time of importation,

unless they amount to upwards of Ten Pounds then Bonds to be taken.

Bonds to be taken in the name of the Treasurer, and payable to the Treasurer for the time being.

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 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

Masters within twenty four hours to report in writing under oath,

and state that nothing has been landed,

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 of 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 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 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 authorized 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 Courts respectively are hereby authorized and required to issue upon the allowance or fiat of one of the Justices of such 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, warehouse or out-house, and in 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.

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

under penalty of £100.

How recovered.

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

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

Forfeitures how applied.

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

and being authorized by writ of assistance,

to examine houses, stores, &c.

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 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.

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

or be answerable for the same.

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.

Treasurer to appoint deputies to be approved of by the Lieutenant Governor,

who are to give security,

and shall have power to make seizures, &c. Allowed Ten per Cent.

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 or deputies in the City of *Saint John*, shall not be entitled to any allowance whatever from the public Treasury for his services, excepting 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

Tide Surveyor in *St. John* to be under the

after

direction of the Treasurer. after 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 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 unlading 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 is 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.

Permits to be made out by the Treasurer, without which no dutiable goods to be landed.

Tide Surveyor to attend to the unlading 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.

IX. *And be it further enacted*, That the rates and duties arising by virtue of this Act, 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 and subscribed by the Master of such ship and vessel, before the said Treasurer or either of his deputies, to wit:—

Duties to be paid 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

are now in the same state and condition in which they were at the time of Importation 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 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.

Owner or consignee to make affidavit.

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 of 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 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.

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.

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, *six pence half penny*; for every gallon of Wine, Brandy or Gin, *eight 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 Six 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 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:—

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

Proviso.

I do swear, that the by me
 Oath of the Importer. 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 re-landed 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 be-
 fore the Treasurer or one of his deputies, to wit:—

I do swear that the articles shipped by as men-
 Oath of the Master. tioned in the affidavit upon the other side hereof, are now actually
 on board the whereof I am Master, bound for
 and that the same or any part thereof are not again to be
 re-landed 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 cer-
 tificate 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 ex-
 ported, or if sent to a Foreign port, a certificate under the hands
 of two of the principal Merchants there residing (authenticated un-
 der the seal of office of a public Notary) that the same articles have
 been there landed: *And provided also,* that it shall be further in-
 cumbent on the Owner or Importer (upon producing such certifi-
 cate 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.

XIV. *And be it further enacted,* That if any of the before speci-
 fied articles shall be fraudulently re-landed in any part of this Pro-
 vince after shipment for Exportation as aforesaid, the same shall be
 forfeited, proceeded against and applied in the manner herein be-
 fore directed.

XV. *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 re-landed 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.

XVI. 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 vend- ed 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 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.

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.

XVII. *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.

Drawback allowed on exportation of purchased articles.

XVIII. *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 John*, 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 no Gauger shall gauge any dutiable article which shall be his own property or consigned to him.

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

No Gauger to gauge his own property.

XIX. *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 re-shipped for the said Province, provided they are exported within Ninety days after

Goods imported into this Province and consigned to Nova-Scotia not liable to duties.

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 re-shipped in the same state and casks or packages they were landed and received by him.

Treasurer authorized to administer oaths.

False oath made perjury.

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

Limitation.

XX. *And be it further enacted,* That the said Treasurer of the Province and all and every of his deputies, are hereby authorized 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.

XXI. *And be it further enacted,* That all 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.

XXII. *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 Nine, and no longer, except for the recovery of any of the penalties and forfeitures herein before inflicted and incurred.

CAP. XI.

An ACT to enable the Justices of the County of York in their General Sessions, to Assess the same for the purpose of completing the Gaol of the said County. Passed the 5th of March, 1807.

Preamble.

WHEREAS it is necessary to enable the Justices of the County of York to raise by Assessment certain Monies, for the purpose of completing the Gaol of the said County—

A sum not exceeding £100 to be assessed.

BE it therefore enacted by the PRESIDENT, Council and Assembly, That the said Justices in their General Sessions, be and they are hereby authorized and empowered to Assess the said County in a sum not exceeding *One Hundred Pounds*, for the purpose of finishing the said Gaol, to be in such proportion and in such manner assessed, collected and paid, as by Law directed.

CAP. XII.

An ACT, in addition to an Act, intituled an Act for the better regulating the Militia in this Province. Passed the 5th of March, 1807.

I. **BE** it enacted by the PRESIDENT, Council and Assembly, That whenever hereafter any Colonel or Commanding Officer of any Regiment of Militia in this Province, shall order any general or other Muster in pursuance of the Act of Assembly, and any Captain or Subaltern Officer of such Regiment or Detachment shall be guilty of any disobedience of orders or contemptuous or improper behaviour during such Muster, it shall and may be lawful for such Colonel or Commanding Officer of such Regiment, to order a Court-Martial forthwith on such Officer so behaving, which Court shall consist of one Field Officer and three Captains, belonging to the same Regiment; and in case such charge is proved, it shall be their duty to report their proceedings to the Colonel or Commanding Officer of such Regiment, and if the Sentence of such Court-Martial shall be approved of by the Commander in Chief of the Militia of this Province, such Officer so found Guilty shall be dismissed.

Militia officers guilty of disobedience of orders or contemptuous behaviour during a muster, to be tried by a Regimental Court-Martial, and if the charge is proved report to be made to the Commanding Officer, and if the sentence is approved, the Officer to be dismissed.

II. *And be it further enacted*, That any Officer, non-Commissioned Officer, Drummer, Fifer or Private, when called out as aforesaid to discharge his or their Military duty, shall not be subject to any arrest or Civil Process during the time so called out as aforesaid, but shall have sufficient time to go and return to their respective places of abode.

Officers and others called out on duty in the Militia exempted from arrest.

CAP. XIII.

An ACT to empower the Justices of the Peace for the County of Charlotte, in their General Sessions, to regulate the Fisheries in the said County. Passed the 5th of March, 1807.

WHEREAS the local situation of the Fisheries in the County of *Charlotte* render further and other regulations than those contained in the several Acts for regulating the Fisheries in the different Rivers, Coves and Creeks of this Province, necessary for carrying said Acts into effect—

Preamble.

BE it therefore enacted, by the President, Council and Assembly, That it shall and may be lawful for the Justices of the County of *Charlotte*, in their General Sessions, to make such further regulations relating to the Fisheries in said County, as they may find necessary. *Provided always*, That such regulations are not contrary to and do not interfere with the general regulations and restrictions contained in any Act of Assembly or private right.

Justices in their General Sessions may make regulations not to interfere with the general regulations established by Law.

CAP. XIV.

AN ACT to APPROPRIATE the PUBLIC REVENUE.
Passed the 5th of March, 1807.

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

To the Speaker.

To the Speaker of the House of Assembly the sum of Fifty Pounds.

To the Members.

To the Members of the House of Assembly, for defraying their expences of travelling and actual attendance, reckoning twenty miles to each day's travel, to be certified by the Speaker, the sum of Ten Shillings per diem.

Chaplain of the Council.

To the Chaplain of the Council in General Assembly, for his services, the sum of Twenty Pounds.

Chaplain of the Assembly.

To the Chaplain of the House of Assembly, for his services, the sum of Twenty Pounds.

Clerk of the Council.

To the Clerk of the Council in General Assembly, for his services during the present Session, Ten Shillings per diem; and for other services the sum of Fifty Pounds.

Clerk of the Assembly.

To the Clerk of the House of Assembly, for his services during the present Session, Ten Shillings per diem; and for other services the sum of Fifty Pounds.

Serjeants at Arms.

To the Serjeant at Arms attending the Council in General Assembly, Ten Shillings per diem.

To the Serjeant at Arms attending the House of Assembly, Ten Shillings per diem.

Door-keepers.

To the Door-keeper of the House of Assembly, Five Shillings per diem.

To the Door-keeper of the Council in General Assembly, Five Shillings per diem.

Messengers.

To the Messenger of the Council in General Assembly, Five Shillings per diem.

To the Messenger of the House of Assembly, Five Shillings per diem during the present Session.

Clerk of the Assembly for Fuel, &c.

To the Clerk of the House of Assembly for Fuel, Stationary, and other expences of the present Session, the sum of Fifty-two Pounds, Three Shillings and Nine Pence.

Treasurer of the Province.

To the Treasurer of the Province for his services from the Tenth day of March, One thousand Eight hundred and Five, to the Tenth day of March, One thousand Eight hundred and Six, the sum of One hundred and Eighty Pounds; and the like sum of One hundred and Eighty Pounds for his services, ending the Tenth day of March, One thousand Eight hundred and Seven; and the further sum of Forty Pounds, for extra services in issuing Province Notes since the last Session.

Tide Surveyor.

To the Tide Surveyor of the City of Saint John, from the First day of March, One thousand Eight hundred and Five, to the First day of March, One thousand Eight hundred and Six, for his services and expences in performing the same, the sum of Forty Pounds; and the like sum of Forty Pounds for the like services and expences incurred for the year ending the First day of March, One thousand Eight hundred and Seven.

Province Agents.

To William and Thomas Knox, Esquires, for their services as Joint Agents for the Province in the year One thousand Eight hundred and Six, the sum of One Hundred Pounds; and the like sum of One Hundred Pounds, for the year One thousand Eight hundred and Seven.

To his Honor the PRESIDENT or Commander in Chief for the time being, for defraying the Contingent expences of this Province in the year One thousand Eight hundred and Seven, One Hundred Pounds; and the like sum of One Hundred Pounds for the same service for the year One thousand Eight hundred and Eight. Provincial Contingencies.

To the President and Directors of the GRAMMAR SCHOOL in the City of Saint John, the sum of One Hundred Pounds for the Salary of the Master of the said School for the year One thousand Eight hundred and Seven; and the like sum of One Hundred Pounds for the same purpose, for the year One thousand Eight Hundred and Eight. Grammar School in Saint John.

To the President and Directors of the GRAMMAR SCHOOL in the City of Saint John, towards defraying the expence of erecting a building for the accommodation of the said School, One Hundred Pounds.

To the Governor and Trustees of the COLLEGE in Fredericton, to be applied by them towards the tuition of the Students of said College, the sum of One Hundred Pounds, for the year One thousand Eight hundred and Seven; and the sum of One Hundred Pounds for the like service for the year One thousand Eight hundred and Eight. Fredericton College.

To the Justices in the different Counties in this Province, the sum of Seven Hundred and Fifty Pounds, in conformity to a Law for encouraging Literature in this Province. County Schools.

To the Justices of the County of King's, the sum of Fifty Pounds, towards defraying the expence of building a Court-House and Gaol in King's County. King's County Gaol.

To the PRESIDENT or Commander in Chief for the time being, a sum not exceeding Fifty-nine Pounds per annum for the years One thousand Eight hundred and Five, One thousand Eight hundred and Six, One thousand Eight hundred and Seven, and One thousand Eight hundred and Eight, as a provision for the payment of the Adjutants of the Militia in the different Counties in this Province, for their services for those years. Adjutants of the Militia.

To Jacob S. Mott, the sum of Three Pounds, Five Shillings, being the balance of his Account for Printing the Journals of this House during the last Session of the General Assembly; and that the further sum of Thirty Pounds be granted to him for Printing Two Hundred Copies of the Journals of the present Session. J. S. Mott, for printing Journals of the Assembly.

To William and Thomas Knox, Esquires, Joint Agents of this Province, the sum of One Hundred and Fifty Pounds, to defray the expence of the Right Honorable Lord SHEFFIELD'S Picture. Lord Sheffield's Picture.

To Andrew Crookshank, a drawback of Seven Pence per gallon on such part of Fifteen Pipes of Brandy, imported in the brig Douglas, in the year One thousand Eight hundred and Five, as he shall make appear on Oath to the Treasurer of the Province, has been exported and landed without the same within the time limited, wherein a drawback is allowed on other dutiable articles, provided the same does not exceed the sum of Thirty Pounds. Andrew Crookshank.

To his Honor the PRESIDENT or Commander in Chief for the time being, a sum not exceeding One Hundred Pounds, to defray the expence of rewarding such person or persons as shall apprehend Deserters from His MAJESTY'S service, according to a Law of this Province. For apprehending Deserters.

To Samuel Duffy, the sum of Ten Pounds per annum, as an additional salary for keeping the Light-House on Partridge-Island, to commence from the Twenty-fifth day of June, One thousand Eight hundred and Three, and ending the Twenty-fifth of June, One thousand Eight hundred and Seven. Sam. Duffy for keeping the Light-House.

- St. Andrews Packet.** To his Honor the PRESIDENT or Commander in Chief for the time being, a sum not exceeding One Hundred and Forty Pounds, to be granted to such person or persons as he may appoint for the purpose of aiding in establishing for the term of Two years, by a sufficient Packet, the communication between Saint John and Saint Andrews, under such regulations as his Honor the PRESIDENT or Commander in Chief may direct.
- Province Hall.** To his Honor the PRESIDENT or Commander in Chief, a sum not exceeding One Hundred and Fifty Pounds, towards defraying the expence of finishing the Assembly Room in the Province Hall.
- Brier Island Light-House.** To his Honor the PRESIDENT or Commander in Chief, the sum of One Hundred Pounds, for the purpose of aiding the Legislature of the Province of Nova-Scotia, to erect a Light-House on Brier-Island.
- To his Honor the President for Roads.** To his Honor the PRESIDENT or Commander in Chief, for the purpose of laying out and repairing Roads to facilitate the communication between different parts of this Province, the following sums:—
- From Chediac to Memramcook.** The sum of Fifty Pounds for repairing the Road from Chediac to Memramcook.
- From the Nashwack to the Miramichi.** The sum of One Hundred Pounds towards erecting Bridges and repairing the Road on the Portage and otherwise leading from the settlements on the river Nashwack to the settlements on the South West branch of the river Miramichi, and for building a House and otherwise encouraging a person to settle on the said Portage.
- From Memramcook to Percoudiac.** The sum of One Hundred Pounds to improve the Road in the County of Westmorland, between the river Memramcook and Robert Scott's, on the Percoudiac.
- From Judge Upham's to Templeman's.** The sum of Twenty-five Pounds to improve the Road from the former residence of Judge Upham to Templeman's, in the Parish of Saint Martin.
- From Black River to the Cumberland road.** The sum of Twenty-five Pounds to improve a Road from Black River to the Cumberland Road near James White's.
- From Capt. M'Kay's to Wolverton's.** The sum of Twenty-five Pounds to assist the Inhabitants of the Parish of Northampton, in the County of York, to level and improve the Road across the unlocated Lands leading from Captain M'Kay's, near the Narkawichack to Wolverton's, in the same Parish.
- Swan Creek Bridge.** The sum of Thirty Pounds to assist the Inhabitants of the Parish of Burton, in the County of Sunbury, in building a Bridge across Swan Creek, in the lower part of the Parish aforelaid.
- From the South branch of the Oromocto to the St. John.** The sum of Twenty Pounds to compleat the Road from the South branch of the Oromocto, to the river Saint John.
- Nashwack Road.** The sum of Twenty Pounds to compleat the first Six miles of the Road leading from the Monckton Ferry, through the settlements on the river Nashwack.
- From Woodstock to the White Marsh.** The sum of Thirty Pounds towards opening a Road on the West side of the river Saint John, from the upper Boundary of the Parish of Woodstock to the White Marsh, being the upper Boundary of the Parish of Wakefield.
- Madamkeswick Bridge.** The sum of Twenty Pounds to assist the Inhabitants on the river Madamkeswick, to build a Bridge across the said stream.
- Long Reach Portage.** The sum of Thirty Pounds to assist in bridging, levelling and altering the Portage Road leading from the Long Reach to the Kennebeckasis.
- From Pickle's Farm to the French Village.** The sum of Thirty Pounds to assist in compleating the Road from Pickle's Ferry to the French Village.
- Hart's Mill-stream.** The sum of Twenty-five Pounds for building a Bridge over Hart's Mill-stream, in Queen's County.

The sum of Twenty Pounds for building a Bridge over Tyng's Tyng's Brook.
Brook, in said County.

The sum of Twenty-five Pounds for opening, widening and level- From Blakeney's to
ing the Road from half-way Brook, leading from David Blackeney's Carlisle's.
to the new Road near Carlisle's, on the Westmorland road.

The sum of Twenty-five Pounds towards completing a road from From Percoudiac to
the bend of the Percoudiac, on the Eastern side of Dorchester Town- Chediac.
ship, to Chediac.

The sum of Twenty-five Pounds to enable certain Inhabitants set- Mohannas River
tled in a remote part of Saint Stephens, to open a communication to Bridge.
the Water and Settlements in their front, and to erect a Bridge on
the Stream called Mohannas River.

The sum of Fifty Pounds for improving the Road leading from From Fredericton to
Fredericton to Saint John on the West side of the River; commen- Saint John.
cing at Tyng's Brook and continuing to Adams' or Worden's Farm
in King's County.

The sum of Fifty Pounds to assist in building a Boat to be employ- Wabwig Ferry.
ed at the Ferry from Wabwig to Oak Point, to facilitate the com-
munication between Saint Andrews and Saint Stephens.

The sum of Twenty-five Pounds for opening and widening the From Mace's Bay to
communication from Mace's Bay to Dipper Harbour to meet the Dipper Harbour.
main Road from Musquash to the City of Saint John.

The sum of Twenty Pounds to widen and repair the Road from Magangaudavic to Le-
the River Magangaudavic to Letang Portage. tang Portage.

The sum of Twenty Pounds for widening and repairing the Road Oak Point to Den-
from Oak Point to Dennis's Stream in the County of Charlotte. nis's Stream.

The sum of Fifteen Pounds to enable the Inhabitants of Queens- Mactaquac to For-
borough in the County of York, to open a Road from the Mactu- man's.
quac to Forman's, across the Country.

The sum of Fifty Pounds for repairing the Road from Worden's From Worden's to
to Dorchester Farm. Dorchester Farm.

The sum of Fifty Pounds to repair the Road from Dorchester Farm Lancaster.
to Lancaster.

To the Commanding Officer of the New-Brunswick Regiment, the To the New-Brunf-
sum of Fifty Guineas, equal to Fifty-eight Pounds Six Shillings and wick Regiment.
Eight Pence, as a testimony of the high opinion the General Assem-
bly entertain of the exertions of the Officers of that Corps, to be ap-
propriated in the purchase of such Instruments of Martial Music as
the Commanding Officer may think fit.

The sum of Forty Pounds to purchase the Journals of the House Journals of the House
of Commons for the use of the Legislature. of Commons.

The sum of Forty Pounds per annum, to be paid quarterly to Christopher Hargill.
Christopher Hargill, Esquire, on account of his advanced age, long
usefulness in His Majesty's service; and present infirmities.

The sum of Twenty-eight Pounds Twelve Shillings and Nine Pence Francis M'Beath.
to Francis M'Beath, being the balance due to him for Joiner's work
done in the Assembly Room in the Province Hall.

II. *And be it further enacted*, That all the before mentioned seve- To be paid by the Pre-
ral sums of Money shall be paid by the Treasurer by Warrant of his sident's Warrant.
Honor the PRESIDENT 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, the Off- Officers and Servants
cers and Servants of the General Assembly, together with the Ordinary of the General Assem-
Services of the present Session having a preference in payment to any bly and Ordinary Ser-
other sums granted by any Act or Acts previous to or during the vices to have a prefer-
present Session, where the services contemplated by such Act or ence.
Acts have not been performed; and all the Warrants for the sums Warrants for Roads
hereby

to be lodged with the Treasurer, and paid to the order of Commissioners to be appointed by the President.

Commissioners to have no part of the money.

To make report to the General Assembly.

hereby granted for Roads and Bridges, shall be lodged with the Treasurer, and shall be paid to such persons as his Honor the President shall appoint as Commissioners, who shall lay out the same to the best advantage for the purposes aforesaid. And the said Commissioners shall give to the persons employed by them to perform the services, a certificate or order specifying the kind and quantum of work so performed, and the sums they are entitled to receive for such services; which certificate or order with the receipt of the person named therein, shall entitle the holder to receive payment thereof from the Treasurer. And such Commissioners shall not be allowed any part of such Monies for their services: and the said Commissioners shall severally report to the next General Assembly their proceedings, and the extent of improvements made under their directions.

CAP. XV.

An ACT to make perpetual fundry Acts of the General Assembly which are near expiring. Passed the 5th of March, 1807.

BE it enacted by the PRESIDENT, Council and Assembly, That an Act made and passed in the Twenty-sixth year of His Majesty's Reign intituled "An Act for relief against absconding Debtors"— Also an Act made and passed in the Twenty-eighth year of His Majesty's Reign intituled "An Act, in addition to an Act, intituled an Act for relief against absconding Debtors"—Also an Act made and passed in the Twenty-sixth year of His Majesty's Reign intituled "An Act to regulate the sale of Goods at Public Auction or Outery"— Also an Act made and passed in the Twenty-sixth year of His Majesty's Reign intituled "An Act to prevent fraud in the sale of damaged Goods"—Also an Act made and passed in the Twenty-seventh year of His Majesty's Reign intituled "An Act to authorize the respective proprietors of certain Islands in the River Saint John, and other Rivers in this Province, to make rules and regulations for their better improvement and cultivation"—And an Act made and passed in the Twenty-eighth year of His Majesty's Reign intituled "An Act to empower the Justices of the Sessions in several Counties in this Province to make such rules and regulations respecting Markets and Ferries within such Counties as may be found necessary"—be, and the same are hereby made perpetual.

Act for relief against absconding Debtors, and the Act in addition thereto.

Act to regulate the sale of Goods at Public Auction.

Act to prevent fraud in the sale of damaged Goods.

Act to authorize the proprietors of Islands to make regulations.

Act to empower the Justices of the Sessions to regulate Markets and Ferries.

made perpetual.



