

*Ward/No. 12*

**A C T S**  
OF THE  
**GENERAL ASSEMBLY**  
OF  
**HIS MAJESTY'S PROVINCE**  
OF  
***New-Brunswick,***

PASSED IN THE YEAR

**1821.**



---

FREDERICTON:

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M D C C C X X I.



# TITLES OF THE ACTS.



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THE  
**A C T S**  
OF THE  
**GENERAL ASSEMBLY,**  
&c.

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CAP. I.

AN ACT to authorize the Justices of the Peace for the City and County of Saint John, to levy a further assessment on the Inhabitants of the said City, for the purpose of building and finishing a Poor House in the said City.

*Passed the 20th of March, 1821.*

**W**HEREAS by two several Acts of Preamble.  
Assembly made and passed in the  
fifty-ninth and sixtieth years of the Reign of 59. S. J. C. 3.  
His late Majesty King George the Third, 60. S. J. C. 14.  
the Justices of the Peace for the City and  
County of Saint John, were authorized and  
empowered to raise certain sums of money  
in the said Acts respectively mentioned, for  
erecting, building, and finishing a Poor House

in the said City, for the reception and support of the Poor of the said City: And whereas the said sums have been found insufficient for that purpose---

Justices in Sessions may assess, not exceeding five hundred pounds.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly.* That the said Justices of the Peace, in their General Sessions, or the major part of them, are hereby authorized and empowered to raise by assessment within the said City, such further sum as in their opinion may be necessary, not exceeding the sum of five hundred pounds, for building and finishing the said Poor House in the said City.

Sums assessed to be collected as other rates for relief of the Poor,

II. *And be it further enacted,* That such further sum so deemed by the said Justices as necessary for the aforesaid purpose, shall be assessed, levied, and collected in the same manner as any rate or assessment for the support and relief of the Poor in the said City, can or may be rated, assessed, levied and collected, by virtue of any law now in force, or hereafter to be made for the like purpose; and shall be paid into the hands of such person as the said Justices of the Peace, in their General Sessions, or the major part of them, shall appoint to be applied to and for the purpose abovementioned.

and paid to receivers to be appointed by the Justices.

## CAP. II.

An ACT for the better extinguishing Fires which may happen in the Towns of Fredericton and Saint Andrews.

*Passed the 25th of March, 1821.*

**W**HEREAS the Inhabitants of the Towns of Fredericton and Saint Andrews, respectively, have supplied for the use of the said several Towns, two fire engines

*Repealed as to  
Fredericton by 5 Geo:  
4. c. 5. d. as to  
Presab's.  
St Andrews by  
9 5 4 c. 28*

gines and various tools and instruments for extinguishing fires: And whereas it is necessary that a sufficient number of skilful persons be appointed to have the care, management, and working of the said engines and tools and instruments, or any others which may from time to time be provided: And whereas suitable persons cannot be procured to perform the arduous duties of Firemen, without some encouragement---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the Firewards of the said Towns of Fredericton and Saint Andrews, respectively, shall, at any meeting to be for that purpose holden in each of the said Towns, nominate and appoint, by warrants under their hands and seals, or under the hands and seals of the major part then present, a sufficient number of able and discreet men, willing to accept, (not exceeding twenty in number for each engine, being Inhabitants of the said Towns or their vicinities, respectively) to have the care, management, and working of the said engines, tools, and instruments for extinguishing fires which may happen within the same, and to remove and displace all or any of them from time to time, and to nominate and appoint others in their stead, and to fill up any vacancies which may happen at any time by death, or removal, or otherwise; and that the names of the said persons so appointed, shall, from time to time as the appointments shall be made, be registered with the Clerks of the Peace of the Counties of York and Charlotte, respectively, upon the certificate

Firewards to appoint persons, not exceeding twenty to each engine, to have the care and management of the engines and tools for extinguishing fires,

and to remove them and appoint others,

and fill vacancies.

Appointments to be registered with the Clerks of the Peace,

upon certificate of the Firewards.

of

Persons appointed, to be called the Firemen, and to be ready at all times.

of the said Firewards, and be called the Firemen of Fredericton or Saint Andrews, as the case may be, and are hereby enjoined and required to be ready at a call by night as well as by day, to manage, work and use the same engines, tools, and instruments for extinguishing fires which happen to break out within the places to which they respectively belong.

Major part of the Firewards at any meeting, to make rules and regulations for the government of the Firemen,

II. *And be it further enacted,* That it may and shall be lawful for the Firewards for the time being, of the said Towns respectively, at any meeting to be holden at which the major part shall be present, to make and establish such rules, orders, and regulations, in respect of the government, conduct, duty, and behaviour of the said Firemen, in the working, managing, exercising, trying, and using the same engines, tools, and instruments, and to impose and establish such reasonable fines and penalties upon them, or any of them, for default or neglect of the duties and services thereby to be enjoined or required from them, as the said Firewards, or the major part of them present, met as aforesaid, shall from time to time think meet, so that the fine or penalty shall not exceed, in any one instance, the sum of forty shillings; which rules, orders, and regulations, shall be notified to the said Firemen, by putting the same up at the fire-engine houses, and inserting the same in the newspapers, if any there be printed in the said Towns respectively.

and impose fines, not exceeding forty shillings.

Regulations, &c. be put up at the enginehouses, and published in the newspapers.

III. *Be it further enacted,* That the said fines and penalties shall from time to time be



be recovered before any one of His Majesty's Justices of the Peace for the said Counties of York and Charlotte respectively, on the oath of a credible witness, and levied with costs, by distress and sale of the goods and chattels of the delinquent; and when recovered, be paid into the hands of the Overseers of the Poor, towards the support thereof.

Fines to be recovered before a Justice of the Peace.

*See ord: 4. 9. 4. c. 2*

IV. *Be it further enacted*, That the Firemen within the respective Towns of Fredericton and Saint Andrews aforesaid, and each and every of them, from time to time, during their continuance in the office of Firemen, and no longer, shall be, and they are hereby declared to be freed, exempted, and privileged from the several offices of Constable and Surveyors of Highways, and from serving on any Juries in the General Sessions of the Peace and Inferior Courts of Common Pleas, in the said Counties respectively.

Privileges and exemptions of the Firemen, during their continuance in office.

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

Limitation. Continued as to 5th session by 2. 5. 4. c. 22.

CAP. III.

An ACT for the preservation of the Red and Fallow Deer.

*Passed the 20th of March, 1821.*

*revised*

**W**HEREAS the preservation of the breed of the Red and Fallow Deer, may be highly useful to the Inhabitants of this Province---

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That from and after the passing of this Act, no person or persons whosoever, shall under any pretence whatsoever, take, kill, wound or other-

Deer not to be taken or killed.

wise

wise destroy, any Red or Fallow Deer in this Province.

Penalty for taking  
or killing Deer,

or selling, buy-  
ing, or having in  
possession any  
Deer, or the skin  
or flesh thereof;

to be recovered  
before two Jus-  
tices in the Coun-  
ty or in any ad-  
joining County,  
and levied by  
warrant of dis-  
tress.

for want of goods,  
offenders to be  
imprisoned.

Limitation.

II. *And be it further enacted*, That every person who shall take, kill, wound or destroy any Red or Fallow Deer, or shall sell, or expose to sale, or buy, or cause to be bought, or shall have in his or her possession any Red or Fallow Deer, or any skin, or flesh, or any part of the skin or flesh of any Red or Fallow Deer, so taken, killed, wounded or destroyed, shall, for each and every offence, forfeit and pay a sum not less than five pounds, and not exceeding ten pounds, with costs; to be paid to the Informer, upon due conviction thereof, by the oath of one or more credible witness or witnesses, before any two of His Majesty's Justices of the Peace in the County where such offence shall be committed, or before any two Justices of the Peace of any adjoining County; to be levied by warrant of distress and sale of the offender's goods and chattels, rendering the overplus, if any, to such offenders; and for want of sufficient goods and chattels, the said Justices are hereby required to commit such offender to the Common Gaol of the County where such offence shall be committed, or to the Gaol of any adjoining County, there to remain for a time not less than fifteen days, nor exceeding thirty days.

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

CAP. IV.

An ACT to authorize the Justices of the General Sessions of the Peace of the County of Charlotte, to levy an assessment to enable them to pay off the County debt.

*Passed the 20<sup>th</sup> of March, 1821.*

**W**HEREAS it is necessary and expedient, that the Justices of the Peace for the County of Charlotte, should be authorized and empowered to levy a sum by assessment in the said County, for paying off the debts of the said County--- Preamble:

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That the said Justices of the Peace for the said County, be, and they are hereby authorized and empowered, at any General Session of the Peace to be hereafter holden, to issue their warrants for assessing the sum of six hundred pounds, for the purpose of paying off the debts that are due by the said County; the same sum to be assessed, levied, collected, and paid, in such proportion, and in the same manner, as any other County rates can or may be assessed, levied, collected, and paid, by virtue of an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for assessing, collecting, and levying, County rates," or any other Act hereafter to be made for the like purpose. Justices in Sessions may assess six hundred pounds, for paying off the Debts.  
  
To be assessed, collected, and paid as other County rates.

## CAP. V.

An ACT to provide for the services of the Speaker of the House of Assembly, and for defraying the expenses and travelling charges of the Members of the said House attending in General Assembly.

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS it has been usual, and is expedient, to provide for the services of the Speaker of the House of Assembly, and for defraying the expenses and travelling charges of the Members of the said House attending in General Assembly---

Allowance to the Speaker.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That there be allowed and paid out of the Treasury of the Province, to the Speaker of the House of Assembly, the sum of one hundred and fifty pounds, for each and every Session of the General Assembly.

Allowance to the Members, to be certified by the Speaker.

II. *And be it further enacted,* That there be allowed and paid out of the said Treasury, to each and every Member of the House of Assembly, for defraying the expenses of attendance in General Assembly, for each and every Session, such attendance to be certified by the Speaker, the sum of forty pounds; and for defraying their travelling charges, reckoning twenty miles to each day's travel, to be also certified by the Speaker, the further sum of twenty shillings per diem each. *Provided always and be it further enacted,* That

Deductions to be made for absent Members.

in case of any Member of the said House of Assembly being absent for any part of a Session, a proportionate deduction to be also certified by the Speaker, shall be made from the sum hereinbefore allowed, for defraying the expenses of attendance in General Assembly.

III. *And*

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

To be paid by the Governor's warrant, with advice of the Council.

IV. *And be it further enacted,* That this Act shall continue and be in force for and during the continuance of the present House of Assembly, and no longer.

Limitation.

CAP. VI.

An ACT to make more effectual regulations relating to Pilots within this Province.

*Passed the 20th of March, 1821.*

**W**HEREAS on account of the increased trade of the Province, the Laws now in force for regulating Pilots have been found inadequate to the purposes intended : For the remedy thereof,

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled " An Act for regulating Pilots : " also an Act made and passed in the fiftieth year of the Reign of His late Majesty King George the Third, intituled " An Act to continue and amend an Act, intituled An Act for regulating Pilots : " and an Act made and passed in the fifty-seventh year of the Reign of His late Majesty King George the Third, intituled " An Act in ad-

26. G. 3. c. 52.

Former Acts repealed

50. G. 3. c. 13.

57. G. 3. c. 4.

dition to and amendment of an Act, intituled

tuled " An Act for regulating Pilots : " be, and the same are hereby repealed.

Justices of the Inferior Courts of Common Pleas to appoint three or more Port Wardens.

Wardens to examine persons applying to be appointed Branch Pilots, and recommend to the Justices, who are to appoint.

Justices, with two or more Wardens, may establish rates of Pilotage,

and make regulations, under penalties not exceeding ten pounds.

Branch Pilots may sue for and recover from the Shipmaster their rates of Pilotage.

II. *And be it further enacted*, That the Justices of the Inferior Courts of Common Pleas in each of the Counties in this Province wherein the same shall be found necessary, shall appoint three or more fit persons to be Wardens of the Port in such Counties respectively, which Wardens shall examine such persons as shall make application to be appointed Branch Pilots, and shall recommend as many of them as shall be found necessary, to the said Justices, which persons so recommended shall be appointed by the said Justices, Branch Pilots for the port or ports in such Counties respectively ; and the said Justices, with two or more of the said Wardens, are hereby authorized and empowered from time to time, to establish such rates of Pilotage of ships and vessels, according to their draught of water, as they shall judge just and equitable, and also to make such regulations for the better government of the said Pilots, and under such reasonable penalties and forfeitures for the breach thereof, as they shall judge requisite and expedient : *Provided always*, that such penalty or forfeiture, shall not in any case exceed the sum of ten pounds.

III. *And be it further enacted*, That the said Branch Pilots so recommended and appointed as aforesaid, and each of them respectively, shall be entitled to demand, sue for, and recover from the Master of each ship or vessel that shall be piloted and brought by any such Pilot, agreeably to the regulations

so to be made as aforesaid, into any port for which such Pilot shall have a Branch, such rates and fees of pilotage as shall so be established as aforesaid.

IV. *And be it further enacted*, That if any such Branch Pilot shall in any case make it appear that he has discharged his duty by offering his service to pilot any ship or vessel that shall come into any port for which he shall have a Branch, in proper time and place, agreeably to the regulations so to be made as aforesaid, and the Master of such ship or vessel not having any other Pilot on board authorized to act as such, under and by virtue of this Act, shall not employ such Pilot so offering his service as aforesaid, then and in such case, such Pilot, upon due proof, by the oath of one or more credible witness or witnesses, that he did so offer his service, shall be intitled to demand, sue for, and recover from the Master of such ship or vessel, one moiety of such rates and fees as shall be so established as aforesaid, for the pilotage of such ship or vessel.

Branch Pilot making it appear that he has duly offered his service to pilot any ship, according to the regulations, no other Pilot being on board, may recover, if not employed, one-half of the established rates from the Master.

V. *And be it further enacted*, That such persons as are so recommended to be appointed Branch Pilots, shall previous to their receiving such Branch, in such County, enter into recognizance to His Majesty, before one or more of the said Justices, in the sum of one hundred pounds, with two sufficient sureties in the sum of fifty pounds each, well and faithfully to discharge the duties of his office as Branch Pilot, in such County, and to obey all such regulations as shall be made as aforesaid, under and by virtue of this Act ;  
which

Branch Pilots to enter into recognizance, with sureties, for the faithful discharge of their duty.

Recognizances to be filed with the Clerk of the Court of Common Pleas.

which recognizance shall be returned to, and filed in the office of the Clerk of the Inferior Court of Common Pleas in such Counties respectively, by the said Justice or Justices taking such recognizance.

Pilots having boats of eight tons burthen, may employ three Apprentices, for whom they may demand full Pilotage of inward bound ships piloted by Apprentices.

VI. And, for the encouragement of Pilots, *Be it further enacted*, That such Pilot or Pilots, having boats of the burthen of not less than eight tons, shall for each boat be allowed to employ three Apprentices, for whom he or they shall be intitled to demand and receive the full pilotage of any inward bound ship or vessel, which any such Apprentice shall have piloted into any port or place to which he shall belong, and no other Branch Pilot shall be permitted to take from such Apprentice, the charge of any inward bound ship or vessel of which such Apprentice shall have charge. *Provided always*, that every such Apprentice shall have been articulated to serve his Master, in his occupation as a Branch Pilot, the full and complete term of five years, and that he shall have served three years of his said apprenticeship, and is not under eighteen years of age. *Provided also*, that every such apprentice shall have been examined and recommended by the Port Wardens respectively as aforesaid, and a recognizance shall have been entered into by the Master of every such Apprentice, to His Majesty, in the sum of one hundred pounds, with two sufficient sureties in the sum of fifty pounds each, in manner aforesaid, that such Apprentice shall behave himself well in the execution of the duties to be performed by him, under and by virtue of

No other Branch Pilot to take from an Apprentice the charge of an inward bound ship.

Apprentice must have been articulated for five years, and have served three years, and be eighteen years of age, and examined and recommended by the Port Wardens.

Recognizance to be given by the Master, with Sureties for the good behaviour of the Apprentice.



of this Act, and shall faithfully comply with and obey all such regulations as shall be made as aforesaid in that behalf, under and by virtue of this Act, which recognizance shall be returned and filed as aforesaid, agreeably to the direction in that behalf made in the preceding fifth section of this Act.

VII. *And be it further enacted,* That it shall and may be lawful for the said Justices of the Inferior Court of Common Pleas, in term time, or for any two Justices of such Court, in vacation, in such Counties respectively, where such Pilots shall be appointed, in manner herein before directed, on complaint and proof made before them, on the oath of one or more credible witness or witnesses, that any such Pilot has neglected or refused to comply with any of the regulations made or to be made as aforesaid, for the government of Pilots within the same, to displace such Pilot so convicted of refusal, neglect, or other improper conduct, and to declare him, from that period, not intitled to recover pilotage for any ship or vessel he may presume to pilot after such conviction.

Justices of the Common Pleas, on complaint and proof, may displace Pilots for misbehaviour

and declare him not intitled to recover Pilotage,

VIII. *And be it further enacted,* That no person who resides without the limits of this Province, shall be permitted to act as a Branch Pilot for any port or place within the same.

Non-residents not to act as Pilots.

IX. *And be it further enacted,* That this Act shall not be construed to extend to any vessel that does not draw six feet of water, nor to vessels commonly called coasters; going from one port in this Province to another,

Act not to extend to vessels drawing less than six feet water, nor to coasters.

ther, or from any one port to another in the Bay of Fundy.

Penalties recoverable before two Justices of the Peace,

X. *And be it further enacted*, That the several and respective penalties and forfeitures which shall be incurred for or by reason of any breach of any of the regulations so to be established as aforesaid, under and by virtue of this Act, shall and may be sued for and recovered before any two of His Majesty's Justices of the Peace in such Counties respectively as aforesaid, upon complaint and proof by the oath of one or more credible witness or witnesses, and shall, upon conviction, be levied by warrant of distress and sale of the offender's goods and chattels, and shall be paid into the hands of the County Treasurer in which such conviction shall take place, to be appropriated towards the payment of the contingent expenses of such County or Counties, rendering the overplus, if any, to such offender.

and levied by warrant of distress,

and paid to the County Treasurer for the use of the County.

Not to extend to Saint John.

XI. *Provided always*, that nothing herein contained shall interfere with the regulations of Pilots in the City of Saint John.

### CAP. VII.

An ACT for the erection of a Court House and Gaol, in the County of Westmorland.

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS the Court House and Gaol, in the County of Westmorland, have been lately destroyed by fire: And whereas it is expedient that a Court House and Gaol should be erected in said County---

*Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That the  
Justices

Justices of the Peace for the said County, at any General Session of the Peace hereafter to be holden, or the major part of them, or at any Special Session for that purpose convened and holden, be, and they are hereby authorized and empowered to contract and agree with able and sufficient workmen, for building and finishing a Court House and Gaol, in the Town of Dorchester, in the said County, on or near the site of the former buildings, or to appoint Contractors for that purpose, and to agree for such sum or sums of money as to them shall seem meet; and the said Justices are hereby authorized and empowered to make a rate and assessment of any sum not exceeding the sum of five hundred pounds, as they in their discretion may think necessary, for the erecting and finishing a Court House and Gaol in the Town and County aforesaid; the same sum to be assessed, levied, collected and paid, in such proportion and in the same manner as any other County rates can or may be assessed, levied, collected and paid, by virtue of an Act made and passed in the twenty-sixth year of His late Majesty's Reign, intituled "An Act for assessing, collecting, and levying County rates," or any other Act now or hereafter to be made for the like purpose.

Justices at a General or Special Session, may contract and agree for building and finishing a Gaol and Court House, in Dorchester,

or to appoint Contractors for the purpose.

May raise by assessment a sum not exceeding five hundred pounds,

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

## CAP. VIII.

An ACT to extend the provisions of an Act, intituled " An Act  
 " to regulate the Herring Fisheries in the Parishes of West-Isles,  
 " Campo Bello, Pennfield, and Saint George, in the County of  
 " Charlotte," to the Parish of Grand-Manan.

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS it is expedient to extend  
 the benefits of an Act, made and  
 passed in the fifty-ninth year of the Reign of  
 His late Majesty King George the Third,  
 intituled " An Act to regulate the Herring  
 " Fisheries in the Parishes of West Isles,  
 " Campo Bello, Pennfield, and Saint George,  
 " in the County of Charlotte," to the Parish  
 of Grand-Manan, in the said County---

89 Geo. 3, c. 16,  
 extended to the  
 Parish of Grand-  
 Manan.

*Be it therefore enacted by the Lieutenant-  
 Governor, Council, and Assembly, That all and  
 every of the provisions contained in the  
 above recited Act, intituled " An Act to re-  
 " gulate the Herring Fisheries in the Pa-  
 " rishes of West Isles, Campo Bello, Penn-  
 " field, and Saint George," shall from and  
 after the passing of this Act, extend to the  
 Parish of Grand-Manan, in the said County  
 of Charlotte.*

*com for 3 yrs by 5.5.4.  
 c. 2.*

## CAP. IX.

An ACT to authorize the Justices of the Peace in the County of  
 Northumberland, in their General Sessions, to levy an assessment  
 on the said County, for the purpose of defraying the expenses of  
 the repairs of the Gaol and Court House, and for payment of the  
 County Debt.

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS the state of the said Gaol  
 and Court House of the said County,  
 requires that several repairs should be made  
 to render those public buildings more com-  
 fortable and secure, and also that provision  
 should

should be made for discharging the said County debt---

*Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the said Justices of the Peace, in their General Sessions, or the major part of them, are hereby authorized and empowered to raise by assessment, at one or more periods, within the said County, such sum or sums of money as in their opinion may be necessary for repairing the said Gaol and Court House, and for the purpose of discharging the said County debt, not exceeding the sum of six hundred pounds; and the same sum to be assessed, levied, and collected, in such proportion and in the same manner as any other County rates can or may be assessed, levied, collected, and paid, by virtue of an Act made and passed in the twenty-sixth year of His late Majesty's Reign, intituled "An Act for assessing, collecting, and levying County rates," or any other Act now or hereafter to be made for the like purpose.

Justices in General Sessions, may raise by assessment a sum not exceeding six hundred pounds,

to be levied and collected as other County rates.

### CAP. X.

An ACT in addition to and amendment of an Act, intituled "An Act to provide for sick and disabled Seamen, not being Paupers, belonging to the Province."

*Passed the 20th of March, 1821.*

**W**HEREAS in the Act made and passed in the sixtieth year of the Reign of His late Majesty King George the Third, intituled "An Act to provide for sick and disabled Seamen, not being Paupers, belonging to the Province," no provision is made for the recovery of the duty therein imposed---

Preamble.

S. J. C. 15.

Duty imposed by the recited Act, may, upon neglect or refusal of payment, and proof before a Justice of the Peace, be levied by distress and sale of the furniture of the vessel, by warrant directed to a Constable, or the Marshal of St. John.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That upon neglect or refusal of payment, in any instance, of the duty of one penny per ton, imposed by the first section of the said herein before recited Act, upon every ship or vessel that shall arrive at any port or place within this Province, and such neglect or refusal being proved upon oath, before any one of His Majesty's Justices of the Peace of the County, or City and County, where such ship or vessel shall arrive, the same shall be levied by warrant of distress and sale of the guns, boats, tackle and apparel, and furniture of such ship or vessel, under the hand and seal of such Justice, directed to any Sheriff or Constable of such County, or City and County, or Marshal of the City of Saint John; rendering the overplus, if any, after deducting the costs and charges of distress and sale, to the Master or person having the command of such ship or vessel.

Overplus of duty collected at any port in any one year, after relieving the sick and disabled Seamen at such port, may be paid, or so much thereof as may be necessary, to the Overseers of the Poor of any other port where there may be a deficiency, by warrant of the Governor, with advice and consent of the Council.

*Vid: 3. 7. 4. c. 27*  
*2. 9. 4. c. 16*

II. *And be it further enacted,* That in case there shall be any overplus of such duty that may be levied and collected at any one port or place, by virtue of the said Act, in any one year, after the expenditure of so much thereof as may be necessary for the benefit and relief of sick and disabled Seamen at such port or place, it shall and may be lawful for the Lieutenant-Governor or Commander in Chief of the Province for the time being, by and with the advice and consent of His Majesty's Council, to order and direct the payment of such overplus, or so much thereof as may be necessary for that purpose,

to the Overseers of the Poor of any other port or place where there may be a deficiency of such monies collected at such other port or place to provide for the relief of sick and disabled Seamen there, upon such deficiency being made to appear to the satisfaction of the said Lieutenant-Governor or Commander in Chief for the time being, and His Majesty's Council.

## CAP. XI.

An ACT for altering the times of holding the Court of General Sessions of the Peace and Inferior Courts of Common Pleas, in the County of Northumberland, and for enlarging the times of the sitting of the said Courts.

*Passed the 20th of March, 1821.*

**W**HEREAS the times for holding the Preamble Courts of General Sessions of the Peace and Inferior Courts of Common Pleas, in the County of Northumberland, have been found inconvenient; and the length of time for holding the sittings of the said Courts at which Juries are summoned to attend, has been found insufficient for the requisite trial of causes and the hearing of matters depending in the said Courts---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the Court of General Sessions of the Peace and Inferior Court of Common Pleas in the said County of Northumberland, shall be hereafter holden on the third Tuesday in March and the fourth Tuesday in August, in each and every year, instead of the first Tuesday in March and the first Tuesday in August, as heretofore established; and that the additional Term of the Inferior Court of Com-  
mon

Terms altered to the third Tuesday in March, and fourth Tuesday in August.

Additional Terms  
of Common Pleas  
second Tuesday  
in June.

mon Pleas in the said County, heretofore holden on the first Tuesday in June, shall be hereafter holden on the second Tuesday in June, in each and every year ; any Law, usage, or custom, to the contrary notwithstanding.

Justices may extend the March and August Terms to the next succeeding week, if necessary.

II. *And be it further enacted*, That it shall and may be lawful for the said Court of General Sessions of the Peace and Inferior Court of Common Pleas in the said County, at the Terms so to be holden on the third Tuesday in March and the fourth Tuesday in August, in each and every year, or either of them, if the Justices of the said Courts respectively shall deem the same expedient, to adjourn the sittings of the said Courts, or either of them, to the week next succeeding the said Terms respectively ; and that all causes and matters heard and determined on any day during the week next succeeding the said Terms respectively, pursuant to such adjournment, shall have the same and the like force and effect, to all intents and purposes, as if such causes and matters had been heard and determined at any time during the said Terms respectively ; and that all parties concerned shall take due notice of such adjournment from time to time respectively, and govern themselves accordingly : *Provided* that no trials of any issues by Jury, shall be had at any such adjourned sittings ; any thing herein contained to the contrary notwithstanding.

Causes may be determined during the succeeding week.

No Trials to be had at adjourned sittings.

Teste and return days to remain in the Terms as

III. *Provided also and be it further enacted*, That the days of the teste and return of all writs in the said Courts, shall be and remain  
in



in each respective term as heretofore accustomed and established; any thing in this Act to the contrary thereof in any wise notwithstanding.

heretofore accustomed.

IV. *And be it further enacted*, That no process shall abate, or other business of what nature or kind soever be discontinued, by reason of the said alterations of the said Terms, but shall and may be proceeded upon, heard, and determined, at the times herein appointed, in the same manner as they might have been proceeded upon had no alteration been made.

No process to abate, or business discontinued, by the alterations.

## CAP. XII.

An ACT in addition to the several Acts now in force for regulating the inspection of fish for home consumption.

*Passed the 20th of March, 1821.*

*copied*

WHEREAS the provisions of an Act made and passed in the fiftieth year of the Reign of His late Majesty, intituled "An Act for the regulating the inspection of fish for home consumption," and of the Act, intituled "An Act in addition to and amendment of an Act, intituled an Act for the regulating the inspection of fish for home consumption," have been found ineffectual---

Preamble

*58. G. 3. C. 19*

*60. G. 3. C. 29.*

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That any person offering for sale any pickled fish not previously inspected and marked by an Inspector of fish, duly appointed and qualified, shall upon due conviction thereof, by the oath of one or more credible witness or witnesses, before any one of His Majesty's Justices of the Peace in the County where such offence shall

Fish offered for sale not being inspected and marked by a qualified Inspector, to be forfeited, on proof made before a Justice of the Peace.

Forfeiture applied  
half to the Inform-  
er, half to the  
use of the Poor.

shall be committed, forfeit each and every barrel of fish so offered for sale not inspected and marked as aforesaid; one half thereof to be given to the Informer, and the other half to the Overseers of the Poor of the Town or Parish where such offence shall be committed, to be applied to the use of the Poor.

Limitation.

II. *And be it further enacted;* That this Act shall be, and is hereby declared to be in force and effect for and during the continuance of the herein before recited Acts, and no longer.

### CAP. XIII.

An ACT to repeal an Act intituled "An Act for the further increase of the Revenue of this Province," and "An Act in addition to an Act, intituled an Act for the further increase of the Revenue of this Province."

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS it is expedient that an Act made and passed in the sixtieth year of the Reign of His late Majesty King George the Third, intituled "An Act for the further increase of the Revenue of this Province," and "An Act in addition to an Act, intituled an Act for the further increase of the Revenue of this Province," made and passed in the sixtieth year of the same Reign, should be repealed---

60 Geo. 3, c. 19,  
60 Geo. 3, c. 20,  
repealed.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the same Acts be, and they are hereby repealed, saving the right of recovery of any penalties and forfeitures inflicted and incurred under and by virtue of the provisions of the same.

Saving the right  
of recovery of pe-  
nalties and for-  
feitures.

## CAP. XIV.

An ACT to amend the Laws now in force relating to Trespasses, and to make further regulations to prevent the same.

Passed the 20th of March, 1821.

*11th 3. 3. 4. c. 13.*  
*Repealed by 1. W.*

*4. 6. 9*  
Preamble

**W**HEREAS the fifth and sixth sections of an Act made and passed in the forty-first year of the Reign of His late Majesty King George the Third, intituled "An Act to repeal all the Acts now in force relating to Trespasses, and for making new regulations to prevent the same," have been found ineffectual for the purposes intended thereby, and it is necessary to make new and further regulations for preventing trespasses:

Fifth and sixth sections of the Act 41 Geo. 3, c. 3, repealed.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the said fifth and sixth sections of the said herein before recited Act, be, and the same are hereby repealed.

II. *And be it further enacted,* That when any horses, sheep, swine, goats, or neat cattle, shall break into any field or inclosure under lawful fence, or into any of the islands or low lands in the respective Counties, contrary to any regulations made or to be made by the Justices of the Peace, in their General Sessions, under and by virtue of the third Section of the said herein before recited Act, or shall be found trespassing therein, the owner or owners of any such beast so trespassing, shall forfeit and pay to the use of the Poor of the Town or Parish where the lands lie, a fine of ten shillings per head for horses or neat cattle, and a fine of five shillings for each swine or goat, and a fine of one shilling for each sheep, so breaking or found trespassing

The owner or owners of any horses, sheep, swine, goats, or neat cattle, which shall break into any field or inclosure under lawful fence, or be found trespassing therein, to be fined,

(which fine shall be recovered with costs, before a Justice of the Peace) and shall also pay to the party-injured, the amount of damages sustained by such trespass; to be ascertained by appraisement of three credible Freeholders.

Party injured may impound such beast or beasts, and shall advertise the same.

Owners neglecting to pay such fine, costs, and damages, such beast or beasts shall be publicly sold to defray the same.

Persons rescuing such beast or beasts from any Hog Reeve or other person driving the same to pound, shall pay a fine of five

trespassing as aforesaid, to be recovered, with costs of prosecution, before any one of His Majesty's Justices of the Peace, and shall also pay to the party injured, the amount of any damages sustained by such trespass, to be ascertained by appraisement of three credible Freeholders where such lands lie, being sworn before a Justice of the Peace, truly and impartially to value the same, and the party injured may impound each and every such beast so trespassing, and the pound keeper shall cause the same to be advertised as soon as may be, in two of the most public places in the neighbourhood of the pound, and if the owner or owners thereof shall neglect to pay such fine, costs, and damages, and also to the pound keeper two shillings per day for each head of horses or neat cattle, and sixpence per day for each sheep, swine, or goat, with charges of advertising the same, within fourteen days after the same shall be impounded, such beast or beasts shall be publicly sold, or so many of them as may be necessary to defray the said fine, costs, damages, and charges, and the monies arising from such sale, after deducting the fine, costs, damages, and charges, shall be paid to the owner or owners thereof, and if the owner does not appear, then to the Overseers of the Poor, for the use of the Poor of such Town or Parish.

III. *And be it further enacted*, That if any person or persons shall rescue any beast or beasts so found trespassing as aforesaid, from any Hog-Reeve or other person whatsoever, driving such beast or beasts as aforesaid to pound

pound, each and every offender shall forfeit, for such rescue, the sum of five pounds, over and above all damages that may be sustained by the trespass, which penalty may be recovered before any one of His Majesty's Justices of the Peace, on the oath of one credible witness, and levied by warrant of distress and sale of the offender's goods; and in case sufficient distress cannot be found whereon to levy the same, then such offender or offenders shall be committed to the common Gaol, or House of Correction of the County, there to remain, without bail or mainprize, for a term not exceeding fifteen days; and if any person or persons shall make a breach of any pound, or if any pound keeper or any other person or persons shall unduly or by any indirect means deliver or set at large any beast so impounded, such pound keeper or other person or persons so offending, and every of them, shall upon conviction before any two Justices Quorum Unus, forfeit for every such offence, ten pounds; and in case sufficient distress cannot be found whereon to levy the same, such offender or offenders shall be committed to the Common Gaol or House of Correction of the County, there to remain, without bail or mainprize, for a time not exceeding thirty days; and that the several penalties in this section mentioned, shall, upon recovery, be paid and applied, one half to the person prosecuting, and the other half to the use of the Poor, after deducting the charges and expenses of repairing such pound breach.

pounds each, over and above the damages of the trespass, to be recovered before a Justice of the Peace, and levied by warrant of distress.

If no distress can be found, offender to be committed to Gaol.

Persons making a breach in the pound, or delivering such beast or beasts, to pay a fine of ten pounds on conviction before two Justices Quorum Unus.

If no distress can be found, offenders to be committed to Gaol.

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

D

good

Fences four feet  
six inches high, to  
be deemed lawful.

good, strong, and sufficient fences, four feet six inches in height, shall be deemed and adjudged lawful fences under this Act. *Provided always*, that nothing in this Act contained shall prevent the provisions of this Law from taking effect in any case where it shall appear that the breach into any field has been made in a place where the fence is lawful. *And provided also and be it further enacted*, that in cases where it shall be made to appear that the trespass has been committed by breaking through that part of a division fence which the owner of the trespassing cattle or swine ought to keep in repair, the want of reparation or defect of such fence shall not be deemed, taken, or considered to be any excuse for such trespass; any thing herein, or in the herein before recited Act, to the contrary notwithstanding.

V. *And be it further enacted*, That the said herein before recited Act and all other Acts relating to trespasses, shall remain in full force, except as herein before altered and amended.

### CAP. XV.

An ACT for the establishment as public roads of all roads in this Province for which any public monies may have been or shall be hereafter granted.

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS monies have been granted for the cutting, laying out, and improving various roads in this Province, at different Sessions of the General Assembly: And whereas no records have been made or kept of many of such roads, and the same are therefore liable to be shut up, or claimed as private

private property, and the public thereby deprived of the benefit of the same: For remedy whereof,

*Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That all and every road and roads in this Province, for and upon which any money has heretofore been appropriated and expended, or shall hereafter be appropriated by the Legislature out of the public monies of this Province, and expended, and of which no records have been heretofore made or kept, shall be deemed and used, and the same are hereby declared and confirmed to be public highways or roads, for the use and benefit of the public, in as ample and full a manner as if the same had been laid out and recorded under and pursuant to the provisions and regulations of an Act made and passed in the fiftieth year of the Reign of His late Majesty King George the Third, intituled "An Act for regulating laying out, and repairing highways and roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province," or under and pursuant to any Act of Assembly, passed or to be passed, for establishing and regulating highways in this Province.

All roads for which any money has been or shall be hereafter appropriated, to be public highways and roads.

## CAP. XVI.

An ACT to authorize the Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of Saint Andrews, to convey a certain piece of Glebe Land of the said Parish, and to dispose of the money arising from the sale thereof, in the purchase of other Lands.

*Passed the 20th of March, 1821.*

Prezbitic.

**W**HEREAS the Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of St. Andrews, have, for and in consideration of the sum of one hundred and ten pounds, with the consent of the Reverend Jerome Alley, the present Rector or Minister of the said Parish, and the approbation of the Ecclesiastical Commissary for the Diocese, agreed with Thomas Wyer, Junior, Esquire, for the sale to him the said Thomas Wyer, Junior, of a certain piece of land in the said Parish of Saint Andrews, being part of a lot heretofore granted by letters patent under the great seal of this Province, to the Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of St. Andrews, as a Glebe for the use, benefit, and behoof of the Rector, Parson, or Minister of the said Church for the time being; which piece of land is bounded and described as follows, to wit:---commencing at a stake and stones on the north-east line of Prince of Wales Street, thence running south forty-five degrees east along the same, five chains of four poles each, to a stake and stones opposite the centre of King-Street, thence north forty-five degrees east five chains, to the rear line of the Glebe Land, lying north-east of and adjoining the Town Plot of Saint Andrews, thence along  
said



said rear line south forty-five degrees east, five chains, to another stake and stones, and thence south forty-five degrees west, five chains, or until it intersects the north-east line of Prince of Wales Street, at the bounds first mentioned, containing two and an half acres.

*And whereas* it is expedient, and will be for the benefit of the said Church, that the said agreement should be carried into effect : For the perfecting of which said agreement, and for carrying the same into full force and effect,

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That the said Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of Saint Andrews, be, and they are hereby authorized and empowered, upon the receipt of the said sum of one hundred and ten pounds, by a good and sufficient deed, to convey to the said Thomas Wyer, Junior, and his heirs and assigns, the said herein before described piece of ground, to hold the same to him and his heirs and assigns for ever, saving nevertheless the right and title of the King's Majesty, his heirs and successors, and of any other person or persons, body politic and corporate, excepting the said Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of Saint Andrews, and the said Rector, Parson, or Minister of the said Church, and the said Thomas Wyer, Junior, and any person or persons claiming by, from, or under them or any of them.

Rector, &c. of St. Andrews, may convey to Thomas Wyer, Jun a certain lot of land, on the receipt of one hundred and ten pounds.

II. *And*

And the said sum shall be laid out in other lands within six months after the passing of this Act.

II. *And be it further enacted*, That the said sum of one hundred and ten pounds shall, within six months from the time of the passing of this Act, be, by the said Rector, Church Wardens, and Vestry of Saint Andrews Church, in the Parish of Saint Andrews, laid out and invested in other land in the said Parish of Saint Andrews, for the use, benefit, and behoof of the Rector, Parson, or Minister of the said Church for the time being. *Provided always*, that the purchase shall be made by and with the approbation of the said Rector, Parson, or Minister of the said Church for the time being, and not otherwise.

This Act to be a public Act.

III. *And be it further enacted*, That this Act shall be deemed and taken to be a public Act; any thing to the contrary thereof in any wise notwithstanding.

### CAP. XVII.

An ACT to revive and extend some of the provisions of an Act intituled "An Act to provide for the necessities of the Province, occasioned by the failure of the late crop."

*Passed the 20th of March, 1821.*

**W**HEREAS it is expedient that some provision should be made for the recovery and repayment of monies heretofore granted to relieve the distress of many of the inhabitants of this Province, in and by an Act passed in the fifty-seventh year of His late Majesty's Reign, intituled "An Act to provide for the necessities of the Province, occasioned by the failure of the late crop"---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, That the Commissioners

*expired*

Preamble.

57. 58. 59.

Commissioners appointed under and by virtue of the herein before recited Act, or the major part of them, in the several Counties of this Province, shall without delay cause public notice to be given in the several Towns and Parishes of their respective Counties, in writing, in which notice they shall call upon all persons indebted to the Province for any supplies granted to them under and by virtue of the herein before recited Act, to pay the amount of their respective debts, either in labour to be performed by them upon any great roads, bye-roads, streets, or bridges, or in money, on or before the first day of November next ensuing after the passing of this Act.

II. *And be it further enacted*, That in case of the death or refusal of any of the Commissioners heretofore appointed as aforesaid to act, it shall and may be lawful for the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, to nominate and appoint some other fit person to be Commissioner in the room of such person so deceased, or who shall refuse to act.

III. *And be it further enacted*, That in case of the neglect or refusal of any person so indebted to the Province, for any supplies granted to him under and by virtue of the herein before recited Act as aforesaid, to pay the amount of the debt so due from him, in labour upon any of the great roads, bye-roads, streets, or bridges, within the Province, or in money, on or before the day herein before expressed and limited, that then it shall

Commissioners under the Act 47 Geo 3. c 7, to give public notice requiring all persons indebted to the Province, to pay the amount of their respective debts either in labour on the roads or in money.

On the death or refusal of any of the Commissioners heretofore appointed, the Governor and Council may appoint others.

Persons so indebted neglecting, or refusing to pay the amount of their respective debts, the Commissioners may in their own names sue for and recover the same.

shall and may be lawful for the Commissioners of the County in which such person shall reside, or the major part of them, and they are hereby required, in their own names, to sue for and recover from the person so neglecting or refusing to pay, the amount of his said debt, in any Court competent to try the same.

IV. *And be it further enacted*, That upon the production on the part of any person so indebted to the Province as aforesaid, of a certificate from any Supervisor of the great roads, or from any Commissioner of bye-roads, streets, or bridges, or from any Commissioner of highways or roads, appointed or who may be hereafter appointed, by virtue of an Act intituled “ An Act for regulating, laying out, and repairing highways and roads, and for appointing Commissioners and Surveyors of Highways, within the several Towns and Parishes in this Province,” that such person has performed labour upon any great roads, bye-roads, highways, streets, or bridges, that such certificate shall be taken and deemed to be, by the Commissioner of the respective Counties, as evidence of the payment of the debt so due from such person to the Province as aforesaid, to the extent of the sum specified in such certificate.

Certificates of labour performed on the roads, &c. to be taken as payments.

A representation of the inability of any persons to pay, being made to the Governor, he may, by and with the advice and consent of the Council, remit the whole or

V. *And be it further enacted*, That upon a representation made to the Lieutenant-Governor or Commander in Chief for the time being, on the behalf of any of the inhabitants so indebted for supplies as aforesaid, in the several and respective Counties, by the Commissioners,

missioners, or the major part of them, of such several and respective Counties, of their inability to repay the sums so due from them respectively, it shall and may be lawful for the Lieutenant-Governor or Commander in Chief, by and with the advice and consent of His Majesty's Council, upon a recommendation for that purpose from the Commissioners, or the major part of them, of such several and respective Counties, to remit to such poor inhabitants the whole or any part of their said respective debts, as to him shall seem meet.

any part of such debts.

VI. *And be it further enacted,* That the said Commissioners shall from time to time transmit to the Secretary of the Province, for the information of the Lieutenant-Governor or Commander in Chief, an account of the monies recovered and received by them under and by virtue of this Act, and the monies so recovered and received shall be expended and laid out by the Commissioners, or the major part of them, upon such roads and bridges within their respective Counties, as the Lieutenant-Governor or Commander in Chief, by and with the advice of His Majesty's Council, shall direct and appoint.

Commissioners to transmit to the Secretary of the Province accounts of monies received by them, which monies shall be laid out on the roads, &c.

VII. *And be it further enacted,* That the said Commissioners shall keep an exact account of the monies laid out and expended by them upon any roads and bridges, and of any expenses which shall have been incurred by them respectively, in the performance of the duties required by this Act, which account of monies and expenses, together with the certificates of labour done by any of the in-

Commissioners to keep an account of monies laid out by them, which they shall transmit to the Secretary together with certificates of labour performed by the inhabitants, for the inspection of the General Assembly.

habitants upon any great roads, bye-roads, highways, streets, or bridges, and which shall have been allowed by any Supervisor or Commissioner of bye-roads, highways, streets and bridges, pursuant to the directions of this Act, shall be transmitted by the said Commissioners to the office of the Secretary of the Province, for the inspection and consideration of the General Assembly at their next Session.

Limitation.

VIII. *And be it further enacted*, That this Act shall be and remain in full force for the term of one year, and thence to the end of the next Session of the General Assembly.

### CAP. XVIII.

*expired*

An ACT in addition to the Acts now in force for raising a Revenue in this Province, and to continue the same.

*Passed the 20th of March, 1821.*

Certificate under the hands and seals of two merchants residing at any port or place in the United States to which dutiable articles shall have been exported, that such articles have been there landed, shall be deemed, for the purpose of obtaining drawback thereon, of equal validity with the certificate of the Collector or principal Officer of the Customs at such port or place required by the Act 58 Geo. 3. c. 20, and 60 Geo. 3. c. 1.

I. ***BE*** it enacted by the Lieutenant-Governor, Council, and Assembly, That in cases of claims for the payment of any drawbacks allowed upon the exportation of any dutiable articles from and out of this Province to any part of the United States of America, a certificate under the hands and seals of two merchants residing at the port or place in the United States to which such articles shall have been imported, that the same have been there landed, may be produced, and shall be deemed and taken, for the purpose of obtaining such drawback, as tantamount to, and of equal validity with, the certificate of the Collector or principal officer of the Customs, at such port or place, required in cases of drawback, in and by the provisions of an Act made and passed in the fifty-eighth year of the

the Reign of His late Majesty King George the Third, intituled "An Act for raising a Revenue in this Province," and of an Act made and passed in the sixtieth year of the same Reign, intituled "An Act to continue and amend an Act intituled an Act for raising a Revenue in this Province, and to repeal the one made in amendment thereof;" any thing in the said recited Acts, or either of them, in any wise to the contrary notwithstanding. *Provided always*, that the several and respective oaths and affidavits of the masters of vessels, and of the owners, importers, or consignees, of dutiable articles, directed and prescribed in the said recited Acts in cases of drawbacks, shall be duly made and taken in all cases to which this Act refers, and to which such oaths and affidavits respectively apply.

II. *And be it further enacted*, That if any merchant or other person resident in this Province, shall supply for, and on account of His Majesty's army within this Province, any rum or other spirituous liquors for which he shall have paid or secured the duties as by Law required, such merchant or other person shall be entitled to have credit or be repaid for the duties so secured or paid. *Provided* such rum or other spirituous liquors so sold and delivered for the use of His Majesty's army, shall have been delivered over to the Commanders of His Majesty's troops, or to one of His Majesty's Commissaries, or to some other person or persons duly authorized to receive the same, in the presence of the Treasurer or his Deputy for the port or place in which

Oaths and affidavits of masters of vessels, and of the owners, importers or consignees of dutiable articles to be duly made and taken as required by the said Acts.

Merchants or others supplying rum or other spirituous liquors for His Majesty's army, to have credit or be repaid for the duties which they may have paid or secured thereon,

provided the same shall have been delivered to the Commanders of the troops, Commissaries or other persons authorized to receive the same, in the presence of the Treasurer or his Deputy.

Certificate to be produced to the Treasurer or his Deputy, under the hands and seals of the persons so receiving such rum or other spirituous liquors, that the same has been actually issued for His Majesty's service.

Merchant or person supplying the same to make oath before the Treasurer or his Deputy.

which the same shall be so sold and delivered, and such merchant or other person or persons shall produce to the Treasurer or his Deputy as aforesaid, from the said Commander of His Majesty's troops, or from such Commissary or other person or persons duly authorized to receive the same as aforesaid, a certificate under his or their hands and seals, that the rum or other spirituous liquors so supplied by the said merchant or other persons on account of His Majesty, for the use of the army, hath been actually issued in and for His Majesty's service. *And provided also*, that the said merchant or other person so supplying such rum or other spirituous liquors, shall make and subscribe the following oath, which the said Treasurer or his Deputy as aforesaid, is hereby authorized to administer :

I do swear, that I did on the day of \_\_\_\_\_ in the year of our Lord \_\_\_\_\_ bona fide sell and deliver to \_\_\_\_\_ for the use of His Majesty's army at \_\_\_\_\_, \_\_\_\_\_ gallons of rum or other spirituous liquors for and on account of His Majesty, and for no other use: that such sale and delivery was an absolute sale and delivery of such \_\_\_\_\_ without any express or implied condition, trust or confidence, on the part of \_\_\_\_\_ to whom the same was delivered, or of any other person or persons whomsoever, and that I do verily believe the said \_\_\_\_\_ hath been actually issued for \_\_\_\_\_ or applied to the purpose it is stated by this deponent to have been delivered for.

III. *And*



III. *And be it further enacted*, The provisions of this Act, as also those of the several Acts to which this is an addition, shall, and they are hereby declared to extend to the Parish of West Isles, in the County of Charlotte, in as ample and full a manner as to the harbours of Saint John, Saint Andrews, or the Miramichi river.

This Act and the several Acts to which this is an addition, to extend to the Parish of West Isles.

IV. *And be it further enacted*, That the said two herein before recited Acts, together with this Act, shall be, and the same are hereby continued and declared to be in force until the first day of April, which will be in the year of our Lord one thousand eight hundred and twenty-two, and no longer.

Limitation.

### CAP. XIX.

An ACT to amend an Act intituled "An Act to enable the Province Treasurer to borrow the sum of nine thousand pounds, for paying off bounties and other debts payable by the Laws of the Province."

*Passed the 20th of March, 1821.*

**W**HEREAS in an Act made and passed in the fifty-ninth year of the Reign of His late Majesty King George the Third, intituled "An Act to enable the Province Treasurer to borrow the sum of nine thousand pounds, for paying off bounties and other debts payable by the Laws of this Province," no time is limited within which the notes thereby authorized to be given by the said Treasurer, shall be called in and paid off: And whereas it is expedient to make some limitation in this regard,

Preamble

59. 23. 2. 10

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly*, That all notes given by the said Treasurer, under and virtue of

All notes given by the Treasurer under the Act 59 Geo. 3. c. 10. to be called in and

the

paid off as speedily as possible,

and before any appropriations made by the General Assembly at any Session subsequent to the present Session.

No further monies to be borrowed.

the said herein before recited Act, shall be called in and paid off, in the manner and form prescribed in and by the said Act, as speedily as the state of the Treasury will admit, and before the payment of any monies which may be appropriated by any Law or Laws of this Province, at any Session of the General Assembly subsequent to the present Session.

II. *And be it further enacted*, That no further monies shall be hereafter borrowed by the said Treasurer, under and by virtue of the said herein before recited Act.

### CAP. XX.

*Sid. 5. 9. 4. 2. 3* An ACT to alter and amend an Act intituled " An Act to incorporate sundry persons by the name of *The President, Directors, and Company, of the Bank of New-Brunswick.*"

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS in and by the second section of an Act made and passed in the sixtieth year of the Reign of His late Majesty King George the Third, intituled " An Act to incorporate sundry persons by the name of *The President, Directors, and Company, of the Bank of New-Brunswick,*" it was enacted, " That the capital or stock of the said Corporation shall consist of current gold and silver coins of this Province, to the amount of fifty thousand pounds ; the sum of twenty-five thousand pounds, one half part thereof, to be paid in current gold and silver coins of the Province, on or before the first day of September then next, and the further sum of twenty-five thousand pounds, the residue thereof, on or before the first day of September, in the " year

*60. 9. 2. 13.*

“ year of our Lord one thousand eight hundred and twenty-one ; the whole amount of the said stock to be divided into shares of fifty pounds each, making in the whole one thousand shares :” And whereas a part only of the shares of the said capital or stock have as yet been subscribed, and it is expedient to reduce and lessen the said capital or stock---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That the said recited section of the said Act, (excepting so far as relates to the division of the stock into shares of fifty pounds each) shall be, and the same is hereby repealed.

Second section of the Act 60 Geo. 3. c. 13 repealed, excepting so far as relates to the division of the stock into shares of fifty pounds each.

II. And in place and stead thereof: *Be it further enacted,* That the capital or stock of the said Corporation, shall consist of current gold and silver coins to the amount of thirty thousand pounds, the same to be divided into six hundred shares of fifty pounds each.

Capital stock to consist of current gold and silver coins to the amount of thirty thousand pounds, to be divided into six hundred shares.

III. *And whereas* one half part of the shares already subscribed hath been paid in according to the directions of the said recited Act: *Be it further enacted,* that one half of all shares which may hereafter be subscribed, shall be paid immediately on such subscription, and that the remaining half of all the shares of the said capital or stock shall be paid in such instalments, and at such days and times as the Directors of the said Bank may find occasion to require the same, first giving fifty days notice of the payment of any such instalment, in manner required in and by the fifteenth section of the said recited Act.

One half of all shares hereafter subscribed, to be paid immediately,

and the remaining half as the Directors may find occasion to require the same,

first giving fifty days notice of such payments to be made.

IV. *Pro-*

60 Geo. 3, c. 13,  
to remain in full  
force, excepting  
so far as expressly  
repealed or alter-  
ed by this Act.

IV. *Provided always and be it further enacted*, That nothing in this present Act contained shall extend, or be construed, adjudged, or taken to extend, to repeal, annul, abridge, or alter any of the other sections of the aforesaid Act, but that the said Act, and all the clauses therein contained, excepting so far as expressly repealed or altered by this Act, be, and are hereby declared to be in full force, to all intents, constructions, and purposes whatsoever.

Limitation.

V. *And be it further enacted*, That this Act shall be and remain in force and effect for and during the continuance of the said herein before recited Act, and no longer.

### CAP. XXI.

An ACT authorizing the allowance of a drawback of part of the duties on certain articles imported into this Province, when such articles are exported.

*Passed the 20th of March, 1821.*

Preamble.

**W**HEREAS by an Act made and passed in the fifty-second year of the Reign of His late Majesty King George the Third, intituled "An Act to impose a duty on certain articles imported into this Province," and also another Act made and passed in the fifty-ninth year of the same Reign, "to explain and amend the above mentioned in part recited Act," a duty is laid on oxen, cows and horses, imported into this Province from the United States of America: And whereas it is deemed expedient to allow a drawback on such oxen, cows and horses, as shall be imported into the several ports of Saint John, Saint Andrews, and West Isles,

52. G. 3. c. 6

59. G. 3. c. 9

Isles, in this Province, expressly for exportation, on the same being exported---

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That from and after the passing of this Act, whenever any oxen, cows or horses, imported into either of the ports of Saint John, Saint Andrews, or West Isles, from the United States of America, (and reported for exportation at the office of the Treasurer or his Deputy at either of such ports) shall be exported from and out of either of such ports to any port or place out of this Province, that then and in such case the monies which may have been paid for the duties arising thereon, shall be repaid, and any bond or bonds taken to secure such duties, so far as may relate to the ox or oxen, cow or cows, horse or horses, so exported, shall be cancelled and considered of no validity, saving and reserving for the use of the Province, ten shillings on each and every ox, five shillings on each and every cow, and forty shillings on each and every horse, so exported, which the Treasurer or his Deputy at either of the said ports, are hereby authorized and required to save and reserve. *Provided always,* that the evidence to be required of such exportation shall be a certificate of the Treasurer or his Deputy at such port or ports, of such articles being reported for exportation, also the following affidavit, to be sworn to before the Treasurer or his Deputy at either of such ports, who are hereby authorized to administer such oath, of the owner or consignee, to which such certificate shall be annexed, to wit :---

Whenever any oxen, cows or horses, are imported into the ports of St John, St. Andrews, and West Isles, from the United States, and reported for exportation, monies paid for duties arising thereon to be repaid, and bonds taken to be cancelled on the same being exported,

reserving a duty of ten shillings on each ox, five shillings on each cow, and forty shillings on each horse.

Treasurer or his Deputy to certify that such articles have been reported for exportation.

Affidavit to be sworn to by the Owner or Consignee.

I do swear that the following are now on board whereof is master, bound for and that they are the same as are mentioned in the annexed certificate and reported for exportation, and that the same are not intended to be relanded in any part of this Province, to the best of my knowledge and belief--So help me God. *And provided also*, that the master of the ship or vessel in which the same are to be exported, shall make and subscribe the following oath, to wit :---I do swear that the shipped by 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 relanded in any part of this Province, to the best of my knowledge and belief---So help me God. Which affidavit and certificate shall be filed at the office of the Treasurer or his Deputy at one of the said ports, on such drawbacks being paid and allowed. *And provided also*, that no drawback shall be allowed on any horse or horses, cow or cows, ox or oxen, unless the same are exported within the space of three months from the day the same were reported at the office of the Treasurer or his Deputy at the respective ports herein before recited.

Oath to be made by the master of the ship or vessel in which the same shall be exported.

Affidavit and certificate to be filed at the Treasurer's office at one of the said ports.

No drawback to be allowed, unless the oxen, &c. are exported within three months from the time of their being reported at the Treasurer's office.

Persons swearing falsely under this Act guilty of perjury, and to be proceeded against and punished accordingly.

II. *And be it further enacted*, That any person or persons wilfully swearing falsely in any affidavit to be made under and by virtue of the directions of this Act, shall be deemed and are hereby declared to be guilty of wilful and corrupt perjury, and are hereby declared to be subject to the Laws now in force against

against persons guilty of perjury, in any Court of Record in this Province, and may be proceeded against and punished accordingly.

III. *And be it further enacted*, That this Act shall be and continue in force for and during the continuation of the herein before in part recited Acts.

Limitation.

### CAP. XXII.

An ACT to erect the upper part of the County of York, into a Town or Parish.

*Passed the 20th of March, 1821.*

I. **B***Et enacted by the Lieutenant-Governor, Council, and Assembly*, That all that part of the County of York lying above the Parish of Wakefield, on both sides of the River Saint John, be, and the same is hereby erected into a Town or Parish, and to be distinguished by the name of the Town or Parish of Kent.

All that part of the County of York lying above Wakefield, to be the Town or Parish of Kent.

II. *And be it further enacted*, That the Justices of the Peace for the said County, shall and may have power to appoint annually from time to time, officers for the said Town or Parish of Kent, in the same manner as for other Towns or Parishes within the said County, and also that the said Justices may at a Special Session for that purpose to be holden, have power and authority to appoint such officers for the present year, which officers shall be sworn to the faithful discharge of their duties respectively, and be liable to the like penalty for not accepting of their respective offices, or neglecting or refusing to perform the duties of their several offices, as any other Town or Parish officers within the said County.

Justices may appoint Parish Officers annually, in the same manner as for other Parishes, and appoint Officers for the present year at a Special Session.

## CAP. XXIII.

An ACT to increase the Revenue of this Province, by imposing a duty on certain merchandize.

Passed the 20th of March, 1821.

Preamble.

**W**HEREAS for the purpose of encouraging the inhabitants of this Province and of increasing the Revenue thereof, it is expedient to impose a duty on goods and merchandize imported by Foreigners and Aliens---

All goods and merchandize (excepting Lumber and live stock,) belonging wholly or in part to Foreigners or Aliens, that may be imported into this Province, to pay a duty of five per cent. upon the prime cost, to be ascertained by the oath of the person importing, bringing, or receiving the same.

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That all goods and merchandize of what nature or kind soever (excepting Lumber of all kinds and live stock) belonging wholly or in part to any Foreigner or Alien, that may be imported or brought into this Province, shall be subject to a duty of five per cent. upon the prime cost thereof, to be ascertained by the oath of the person or persons importing, bringing, or receiving the same, to be made before the Treasurer or his Deputy at the port or place where the same shall be imported and entered, which oath, as well as all other oaths herein after required by this Law, the Treasurer or his Deputy as aforesaid is hereby empowered to administer.

Duties herein before imposed to be paid to the Treasurer or his Deputy at the port or place where such articles shall be imported and entered.

II. *And be it further enacted,* That the several and respective duties herein before imposed shall be payable to the Treasurer or his Deputy at the port or place where the respective articles so made liable to duty shall be imported and entered, and that it shall be the duty of every person importing or bringing goods and merchandize of any kind into this Province, either by land or water,



water, to report the same in writing to the Treasurer or his Deputy at the port or place where the same shall be imported or received, within twenty-four hours after arrival, and if brought by water, before the same or any part thereof shall be landed, and with regard to all goods and merchandize (excepting as in and by the first section of this Act is excepted) to make oath whether any, and if any, what part of such goods and merchandize belongs to any Foreigner or Alien, and all goods and merchandize (excepting as above excepted) respecting which the person importing, bringing, or receiving the same, shall not make oath that no Foreigner or Alien has directly or indirectly any share therein, shall be subject and liable to the duty imposed in and by this Act.

III. *And be it further enacted*, That it shall be the duty of the Treasurer or his Deputy as aforesaid, to demand, collect and receive the several and respective duties herein before imposed; and in cases where the amount of duties on any one cargo or entry shall exceed the sum of ten pounds, the said Treasurer or his Deputy shall take bonds and security for such duties, payable one half in three months, and the other half in six months, in like manner and under the same penalties as are prescribed by the Acts now in force for raising a Revenue in this Province; and in case any difference shall arise between the said Treasurer or his Deputy and the owner or importer of any of the goods or articles herein before made liable to duty, as to the quantity, quality or value thereof,

All persons importing goods and merchandize to report the same to the Treasurer or his Deputy within twenty-four hours after arrival, and if brought by water, before the same shall be landed,

and shall make oath whether any, and if any, what part thereof belongs to Foreigners or Aliens.

Treasurer or his Deputy to receive the duties herein imposed; and where the amount of duties on any one cargo shall exceed ten pounds to take bond, and security for the same.

Differences which may arise between the Treasurer or his Deputy and the persons importing such goods, to be settled by three mer-

chants, on oath, to be chosen by the Treasurer, the decision of two of whom shall be final.

Persons neglecting or refusing to report goods imported into this Province, on their receiving the same, to be subject to the penalties prescribed by the third section of the Act 58 Geo. 3, c. 23.

Goods not duly reported and for which the duties have not been paid or secured, to be forfeited.

Every person making or taking a false oath, guilty of perjury and to be punished accordingly.

thereof, such difference shall be settled by three merchants, on oath, to be chosen by the said Treasurer or his Deputy, the decision of two of which merchants shall be final.

IV. *And be it further enacted*, That every person importing or bringing goods or merchandize of any kind into this Province, or receiving the same as aforesaid, either by land or water, who shall neglect or refuse to report and make oath as herein before particularly provided, shall be subject to the like pains and penalties as are prescribed in and by the third section of an Act made and passed in the fifty-eighth year of the Reign of His late Majesty King George the Third, intituled "An Act for raising a Revenue in "this Province," for masters of vessels not making report as therein directed, and all goods not duly reported and entered, and for which the duties shall not have been duly paid or secured according to the true intent and meaning of this Act, are hereby declared to be forfeited, and the Treasurer or his Deputy is hereby invested with authority of search and seizure and all other powers incident thereto, and proceedings shall be had in all respects in like manner as provided in like cases in and by the said above in part recited Act, and every person who shall be convicted of making or taking a false oath, in any case where an oath is directed or required to be taken by this Act, 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.

V. *And*

V. *And be it further enacted,* That the several and respective Collectors appointed or to be appointed by the Treasurer of the Province, under and by virtue of an Act made and passed in the fifty-ninth year of the Reign of His said late Majesty King George the Third, intituled “ An Act to explain and amend an Act, intituled an Act to impose a duty upon certain articles imported into this Province,” shall and may and are hereby authorized and empowered to detain and report to the Treasurer or his Deputy, in like manner as provided in and by the said last recited Act, all goods and articles made liable to duty by this Act, which may be found on any road or roads, island or places in this Province, unless the owner or owners, person or persons, having possession or charge of such goods and articles, shall produce a certificate from the Treasurer or one of his Deputies, that the duties have been paid or secured to be paid thereon, and that in such cases such Collectors shall be entitled to the like allowance as are provided in the said last mentioned Act, in cases of detention under and by virtue of that Act.

Collectors appointed by the Treasurer to detain and report all goods and articles herein made liable to duty, which may be found in this Province, unless the person having charge of the same shall produce a certificate that the duties have been paid thereon.

VI. *And be it further enacted,* That this Act shall continue and be in force for one year, and from thence to the end of the next Session of the General Assembly, and no longer. Limitation.

## CAP. XXIV.

An ACT to appropriate a part of the Public Revenue for the services therein mentioned.

*Passed the 20th of March, 1821.*

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

Chaplains.

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

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

Clerks.

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

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

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

Serjeants at Arms.

To the Serjeant at Arms attending the Council in General Assembly, the sum of twenty shillings per diem during the present Session.

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

Doorkeepers and Messengers.

To the Doorkeepers and Messengers attending the Council and Assembly, the sum of ten shillings per diem each during the present Session.

Tide Surveyor.

To John Chaloner, Tide-Surveyor in the City of Saint John, the sum of one hundred pounds, for his services and expenses from the first day of March one thousand eight hundred

hundred and twenty, to the first day of March one thousand eight hundred and twenty-one.

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

To His Excellency the Lieutenant-Governor or Commander in Chief for defraying the contingent expenses of the Province, a sum not exceeding two hundred and fifty pounds, for the year one thousand eight hundred and twenty-one.

To the Adjutants of the Militia of this Province, a sum not exceeding one hundred and ninety pounds, for the year one thousand eight hundred and twenty-one, agreeably to a Law of this Province.

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

To John Robinson, Esquire, Treasurer of the Province, for his services from the first day of March one thousand eight hundred and twenty, to the first day of March one thousand eight hundred and twenty-one, the sum of six hundred pounds.

To Nathaniel Atcheson, Esquire, Secretary to the Society of British North American Merchants, and Agent to some of His Majesty's North American Colonies, for his services from February one thousand eight hundred and twenty, to February one thousand eight hundred and twenty-one, the sum

of one hundred pounds sterling, to be remitted by the Committee of Correspondence.

Assistant to Clerk  
of the Council.

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

John Chaloner.

To John Chaloner, for gauging and weighing in the year one thousand eight hundred and twenty, the sum of one hundred and twenty-seven pounds thirteen shillings and sixpence.

Treasurer for sta-  
tionary, &c.

To the Treasurer of the Province, to defray the expenses incurred by him for stationary, blanks and advertising, the sum of twenty-five pounds sixteen shillings and sixpence.

Alexander Miller.

To His Excellency the Lieutenant-Governor for the purpose of enabling the Treasurer to pay Alexander Miller, a Tidewaiter in the City of Saint John, for his services as such from the twenty-eighth day of March one thousand eight hundred and twenty, to the twenty-eighth day of March one thousand eight hundred and twenty-one, the sum of sixty-eight pounds eight shillings and ninepence.

For encouraging  
Fisheries.

To His Excellency the Lieutenant-Governor, a sum not exceeding three thousand pounds, to be paid for the encouragement of the cod fisheries of this Province, for the year one thousand eight hundred and twenty-one.

Encouragement of  
Schools.

To His Excellency the Lieutenant-Governor for the encouragement of Schools, agreeably to the Law of the Province, the sum of three thousand pounds, for the year  
one

one thousand eight hundred and twenty, and the like sum of three thousand pounds, for the year one thousand eight hundred and twenty-one.

To His Excellency the Lieutenant-Governor, a sum not exceeding three thousand pounds, to be paid in bounties for the encouragement of raising bread-corn on new lands, and for bounties on grain the growth of this Province, agreeably to the provisions of the two Acts of the General Assembly.

Bounties on raising Bread-Corn and Grain.

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

Briar Island Light House.

To the President and Directors of Saint Andrews Grammar School, the sum of two hundred pounds, for the year one thousand eight hundred and twenty-one, towards the support of a Master and to defray the contingent expenses of the said School, conformably to the provisions of the two Acts of the General Assembly.

Saint Andrews Grammar School.

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

College of New-Brunswick.

To the President and Directors of the St. John Grammar School, the sum of two hundred and fifty pounds, for the year one thousand eight hundred and twenty-one, agreeably

St. John Grammar School.

ably to the provisions of the two Acts of the General Assembly.

Royal Arms.

To Thomas Bonnor, Esquire, the Province Agent, the sum of thirty pounds two shillings and nine pence sterling, being a balance due to him of the account for procuring the Royal Arms.

Saml. Buchanan.

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

Adjutant of 2d  
Batt. Charlotte  
County Militia.

To the Adjutant of the second Battalion Charlotte County Militia, the sum of five pounds, to remunerate him for expenses incurred in hiring a boat during his attendance on militia duty in the year one thousand eight hundred and twenty.

Bounties on grain.

To His Excellency the Lieutenant-Governor, a sum not exceeding five hundred pounds, towards paying off bounties on grain during the year one thousand eight hundred and nineteen.

Keeper of the  
Light House on  
Partridge Island.

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

Digby Packet.

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

To



To the Commissioner to be appointed by His Excellency the Lieutenant-Governor, towards defraying the expenses of a Courier for the year one thousand eight hundred and twenty-one, between Fredericton and Newcastle, in the County of Northumberland, a sum not exceeding one hundred and twenty-five pounds.

Courier between  
Fredericton and  
Newcastle.

To the Commissioner to be appointed by His Excellency the Lieutenant-Governor, the sum of fifty pounds, towards defraying the expense of a Courier for the year one thousand eight hundred and twenty-one, between Newcastle and Nepisigwit, on the Bay of Chaleur.

Courier between  
Newcastle and  
Nepisigwit.

To the Sheriffs of the several Counties of this Province, for executing the writs of Election and returning the Members to serve in General Assembly, the following sums, to wit,

Sheriffs for exe-  
cuting writs of  
Election.

To the Sheriff of the County of York; the sum of twenty-five pounds.

York.

To the Sheriff of the County of Westmorland, the sum of twenty-five pounds.

Westmorland.

To the Sheriff of the County of Sunbury, the sum of twenty-five pounds.

Sunbury.

To the Sheriff of the County of Charlotte, the sum of twenty-five pounds.

Charlotte.

To the Sheriff of the County of Northumberland, the sum of twenty-five pounds.

Northumberland.

To the Sheriff of Queen's County, the sum of twenty-five pounds.

Queen's.

To the Sheriff of King's County, the sum of twenty-five pounds.

King's.

To the Sheriff of the County of St. John, the sum of twenty pounds.

Saint John.

To

City of St. John. To the Sheriff of the City of Saint John, the sum of ten pounds.

Committee of Correspondence, for postage, &c. To the Chairman of the Committee of Correspondence, the sum of nineteen pounds five shillings and eightpence, for sundry expenses of postage, &c. incurred for the years one thousand eight hundred and eighteen; one thousand eight hundred and nineteen, and one thousand eight hundred and twenty.

Attorney General. To the Attorney General, for his services for the year one thousand eight hundred and twenty, the sum of one hundred pounds.

Solicitor General. To the Solicitor General, for his services for the year one thousand eight hundred and twenty, the sum of fifty pounds.

Grammar School in Westmorland. To His Excellency the Lieutenant-Governor, the sum of one hundred pounds, to be by him expended towards the support of a Master of the Grammar School in the County of Westmorland, when such Master shall be appointed.

Thos. Wyer, jun. To Thomas Wyer, Jun. one of the late Supervisors of the great road from St. John to St. Andrews, the sum of forty-eight pounds seventeen shillings and sixpence, being the balance of his account and not heretofore provided for.

John Head. To John Head, Inoculating Surgeon of the Vaccine Institution, the sum of twenty-five pounds, for services performed by him in the year one thousand eight hundred and twenty.

Do. To John Head, the sum of twenty-three pounds five shillings; being the amount of his account for medicines and attendance on sundry transient and distressed persons in the

the City and County of Saint John, in the year one thousand eight hundred and nineteen.

To George K. Lugin, the sum of three hundred and forty-eight pounds and ninepence, being the amount due on his several accounts for printing. Geo. K. Lugin.

To William Reynolds, the sum of fifty-six pounds seventeen shillings and ninepence, being his account for binding the revised edition of the Province Laws. Wm. Reynolds.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of three hundred pounds, to be by him expended in opening and improving the new road leading from the Oromocto to the Nerepis. Road from the Oromocto to the Nerepis.

To His Excellency the Lieutenant-Governor or Commander in Chief, the sum of two hundred pounds as a provision for a Staff Officer to inspect the Militia and to superintend the details of the same, for the year one thousand eight hundred and twenty-one. Staff Officer to inspect the Militia.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, the sum of seventy-four pounds nine shillings and fourpence-halfpenny, to defray the expenses incurred under the directions of the Commissioners for repairs and alterations of the Province Hall. Repairs and alterations of the Province Hall.

To the Governor and Trustees of the Madras School in New-Brunswick, the sum of seven hundred and fifty pounds, towards the support of that Institution throughout the Province. Madras School.

To

Church in the Parish of Chatham.

To His Excellency the Lieutenant-Governor, the sum of three hundred pounds, to be applied towards the building and erection of a Church in the Parish of Chatham, in the County of Northumberland, in aid of individual subscriptions of the Inhabitants of the said Parish.

Hon. Mr. Justice Saunders.

To the Honorable Mr. Justice Saunders, one of the Commissioners appointed under the great seal to swear in the Members returned to serve in the present House of Assembly, the sum of twenty-six pounds, for his services in swearing in the same.

Robert Ludgate.

To Robert Ludgate, a settler in the wilderness part of the road between Manawagonish and Musquash, on the great road from Saint John to Saint Andrews, the sum of thirty pounds, to reimburse him in part for services rendered to travellers, conformably to the prayer of his petition and the recommendation of the Supervisors, in the year one thousand eight hundred and eighteen.

Deputy Preventive Officer.

To the Deputy Preventive Officer, the sum of ten pounds, to remunerate him for expenses incurred in the discharge of his duty.

African settlement near Loch Lomond.

To such Commissioners as His Excellency the Lieutenant-Governor may appoint, the sum of fifty pounds, to provide seeds and implements of husbandry for the African settlement near Loch Lomond.

Thomas Powell.

To Thomas Powell, the sum of forty-eight pounds nine shillings, being the amount of transient duties paid by him on articles imported into this Province in the years one thousand eight hundred and fifteen and one thousand eight hundred and sixteen. To

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, a sum not exceeding twenty pounds, to defray the expense of ferriages of Couriers from Fredericton to Halifax and St. John, in the year one thousand eight hundred and twenty.

Ferriages of Couriers.

To Stephen Humbert, the late Preventive Officer, the sum of one hundred pounds, for expenses incurred in the execution of the duties of his office.

Stephen Humbert.

To the Speaker of the House of Assembly, the sum of one hundred and fifty pounds, and to the Members of the said House of Assembly, the sum of forty pounds each, for defraying the expenses of their attendance during the present Session, and twenty shillings per diem travelling charges, reckoning twenty miles for each day's travel, to be certified by the Speaker, agreeably to a Law of the present Session.

Speaker & Members of the House of Assembly.

To Eleanor O'Niel, the sum of twenty pounds, to remunerate her for expenses incurred by her late husband Daniel O'Niel, in maintaining Thomas Londy and his wife, two aged and infirm paupers, at Mace's Bay, for one year, previous to the County line being established between Saint John and Charlotte.

Eleanor O'Niel.

To Charles Stewart, a resident at the Grand Falls, the sum of twenty pounds, to reimburse him for expenses incurred in affording relief to Thomas Croghan and others indigent Emigrants travelling that way.

Charles Stewart.

To His Excellency the Lieutenant-Governor, a sum not exceeding one hundred pounds

Counsel to be employed before Parliament.

pounds sterling, to be remitted by the Committee of Correspondence, for the purpose of defraying the expenses of Counsel to be employed before Parliament on the subject of the timber duties, agreeably to the joint address of His Majesty's Council and this House the present Session on that subject.

Agricultural Society.

To the Central Agricultural Society of New-Brunswick, a sum not exceeding five hundred pounds, for the purpose of importing for the use of this Province two entire horses, the one to be of the English hunter breed, and the other of the Irish hunter breed.

Overseers of the Poor of Fredericton.

To the Overseers of the Poor in the Parish of Fredericton, the sum of two hundred and thirty-five pounds, being the balance of the account due them for expenses incurred in the support of poor Sailors, Soldiers, and Emigrants, within that Parish, for the year one thousand eight hundred and nineteen.

Do.

To the Overseers of the Poor of the Parish of Fredericton, the sum of one hundred and ninety pounds fifteen shillings, being the amount of the account for expenses actually incurred by them in support of transient poor distressed Emigrants and Soldiers, for the year one thousand eight hundred and twenty.

Overseers of the Poor in the City of Saint John.

To the Overseers of the Poor of the City of Saint John, the sum of three hundred and fifty-six pounds eleven shillings and sevenpence-halfpenny, to reimburse them for expenses incurred in the support of poor Soldiers and Emigrants within the said City, for the year one thousand eight hundred and twenty.

To

To the Overseers of the Poor for the Parish of Saint Andrews, the sum of one hundred and thirteen pounds one shilling and ninepence, to remunerate them for money expended for the maintenance of poor Emigrants in that Parish, in the year one thousand eight hundred and twenty.

Overseers of the Poor of St. Andrews.

To the Overseers of the Poor for the Parish of Portland, the sum of one hundred pounds two shillings and fourpence-halfpenny, for expenses actually incurred in support of disbanded Soldiers and their Widows, distressed Emigrants, and Black Refugees, for the year one thousand eight hundred and twenty.

Overseers of the Poor for the Parish of Portland.

James Hewson.

To James Hewson, the sum of eleven pounds two shillings, for breaking the road from Musquash to Le Proc River, from January to March in the year one thousand eight hundred and twenty.

To Thomas Wyer, Junior, the sum of thirteen pounds thirteen shillings, for repairing the Digdeguash bridge, injured by the severe weather early in the last month.

Thos. Wyer, jun.

To His Excellency the Lieutenant-Governor, the sum of five hundred pounds, to be applied to the reparation of such bridges and parts of the great roads of communication throughout the Province as may require the same during the present year.

Bridges and great roads.

To the Justices of the Peace for the County of Westmorland, the sum of five hundred pounds, towards building a Court House and Gaol in that County.

Court House and Gaol in Westmorland.

To the Assistant-Adjutant-General of the Militia Forces, the sum of fifty pounds, to remunerate

Assist. Adj. Gen.

remunerate him for the duties of his office; for the year one thousand eight hundred and twenty.

House in St. John for the accommodation of the Governor.

To the Commissioners to be appointed by His Excellency the Lieutenant-Governor, a sum not exceeding one hundred pounds per annum, for the purpose of hiring for three years a suitable situation in the City of Saint John or in its vicinity, for the accommodation of the Lieutenant-Governor or Commander in Chief for the time being, when he may have occasion to visit that City.

Secretary of the Province for issuing warrants.

To the Secretary of the Province, the sum of forty-nine pounds, for issuing one hundred and ninety-six warrants, at five shillings each, between the sixteenth day of February one thousand eight hundred and twenty and the seventh day of February one thousand eight hundred and twenty-one.

Geo. K. Lugin for printing daily Journals.

To George K. Lugin, the sum of eighty pounds, for printing the daily Journals of the present Session.

Printing the Laws.

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

Printing the Journal.

To His Excellency the Lieutenant-Governor or Commander in Chief for the time being, a sum not exceeding one hundred pounds, towards defraying the expense of printing the Journal of the present Session.

One hundred pounds appropriated last Session for the Leven river, to be re-appropriated to the

The sum of one hundred pounds appropriated the last Session for removing rocks and other obstacles in the Leven river, in the County of Saint John, not being wanted for



for that purpose, to be re-appropriated in the following manner, to wit,

roads in the neighbourhood of Loch Lomond.

The sum of fifty pounds, for the improvement of the road from Frog Pond to the Lower Loch Lomond :

The sum of twenty-five pounds, for the road from Yates' to the head of the large Lake--and

The sum of twenty-five pounds, for the road leading from the Westmorland road to the second Lake and the head of the third Lake.

To His Excellency the Lieutenant-Governor or Commander in Chief, the sum of one hundred pounds sterling, towards procuring the full sized portrait of His late Majesty King George the Third, pursuant to the resolution of the House of Assembly of the first of February.

Portrait of King George III.

To the Clerk of the House of Assembly, for fuel, stationary, sleigh hire, and other contingent expenses of the present Session, the sum of two hundred and eighty-five pounds ten shillings and ninepence.

Expenses of Session.

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

To be paid by warrant.

£ 468.  
3/9/09.