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Pagination is as follows: p. 231-245.

Pages 242-245 are incorrectly numbered pages 142, 239-241.

At the GENERAL ASSEMBLY of the Province of *Nova-Scotia*, begun and holden at HALIFAX, on the fixth Day of *June* 1770, in the Tenth Year of the Reign of our Sovereign Lord GEORGE the Third of *Great Britain, France, and Ireland*, King, Defender of the Faith, &c. And there continued by feveral Prorogations until the Sixth Day of October, 1783, in the Twenty Third Year of His faid Majesty's Reign, being the Thirteenth Seflion of the *Fifth General Affembly* convened in the faid Province.

C A P. I.

AN ACT for the better regulating the Office of Sheriffs, and the Manner in which the Sheriffs, Clerks of the Crown, and Clerks of the Peace fhall return and pafs their Accounts of all Fines and Forfeitures, which fhall be Impofed by their refpective Courts, and which fhall be levied by the Sheriffs for the Ufe of the Crown.

E it Enacted, by the Governor, Council, and Affembly, That it fhall and may be lawful, for the Chief Juftice or in his Abfence for the eldeft Judge of His Majesty's Supreme Court in the laft Day of *Michealmas Term* annually, in the Lift of Perfons, which they are by Law to give to the Governor, Lieutenant Governor, or Commander in Chief for the Time being, to return over again the Names of fuch Perfon or Perfons as fhall be then in Office of Sheriff in each County; provided it fhall appear to fuch Judge or Judges, that fuch Perfon or Perfons, by writing under their Hand or Hands directed to the Judge or Judges of the faid Court, fignifying his Consent, that he is willing to ferve again for the enfuing Year. And if the Governor, Lieutenant Governor, or Commander in Chief, for the time being, fhall fee fit to nominate fuch Perfon or Perfons as

Chief Juftice at Michaelmas Term, may return over again the Name of the Perfon ferving the Office of Sheriff with his own consent to ferve for the Enfuing Year.

Such Sheriff shall take over again the Oaths of Office, give new Securities and take out a new Patent for each and every Year he shall continue in Office.

Penalty for, Neglect of compliance with the preſcription's, Fifty Pounds.

The Governour &c. in caſe of Neglect to appoint another.

Upon representation by the Juſtices in their General Sessions againſt the former Sheriff ſerving or being returned for the Second Year, it ſhall not be lawful for him to Act.

The Sheriff or Deputy who receive money to Account for the ſame (if required, in Twenty four Hours, or if detained they are liable to a fine of Five Shillings in the Pound for each & every week the ſame ſhall be unpaid.

ſhall be then in the Office of High Sheriff to ſerve again for the enſuing Year, that then ſuch Perſon or Perſons ſhall within two Months after ſuch Appointment or Appointments take over again the uſual Oaths of Office, together with the Oaths herein after preſcribed, and give new Securities, and take a new Patent out of the Secretary's Office for the ſecond Year, as tho' he or they had never ſerved the Office of Sheriff before, and ſhall take new Oaths, give new Securities, and take a new Patent for each and every Year, that he or they ſhall afterwards continue in Office as aforeſaid, and if ſuch Perſon or Perſons ſo continued in Office from Year to Year as before preſcribed, ſhall neglect for a longer Time then two Months to take ſuch new Patent, new Oaths, and give ſuch new Securities, ſuch Perſon or Perſons ſhall forfeit and pay the ſum of Fifty Pounds, to be levied in the Manner and Form ſpecified in the Law for appointing Sheriffs through this Province, and on ſuch neglect as aforeſaid, it ſhall and may be lawful for the Governour, Lieutenant Governour, or Commander in Chief for the Time being, to appoint one of the other Perſons returned in the ſaid Liſt of three by the Judges as aforeſaid.

II. *And be it further Enacted,* That if a Representation ſigned by the Juſtices in their *General Sessions* aſſembled in any County within this Province, ſhall be filed in His Majesty's *Supreme Court*, at *Halifax*, as of any *Michaelmas* Term, after the Publication of this Law, praying thereby, that the Perſon then ſerving the Office of Sheriff in ſuch County ſhould not be returned in the Judges Liſt of three to ſerve the Office of Sherriff for the enſuing Year, that then, and in ſuch Caſe the Judge whoſe Buſineſs it is to return ſuch Liſt, ſhall on no Account whatſoever return in his Liſt the Name of ſuch Perſon ſo petitioned againſt, and it ſhall not be lawful for ſuch Perſon ſo petitioned againſt to be continued in Office a ſecond Year.

III. *And be it further Enacted,* That if any Sheriff or the Deputies by him appointed ſhall levy or receive any Sum or Sums of Money whatſoever by Virtue of any Execution, Writ or Proceſs whatſoever, and ſhall detain ſuch Sum or Sums of Money in his or their Hands Twenty Four Hours after the Perſon or Perſons legally authorized to receive the ſame, or any Perſon lawfully by him or them appointed for that Purpoſe, ſhall in the Preſence of one credible Witneſs demand ſuch Sum or Sums of Money to be paid over to him or them, that then ſuch Sheriff ſhall forfeit to the Party intitled to receive ſuch Sum or Sums of Money for each and every Week, that, he or his Deputy or Deputies ſhall detain the ſame, the Sum of five Shillings for each and every Pound of lawful Currency of this Province, which he or they ſhall detain after demand made as aforeſaid, the ſame to be recover'd by Bill, Plaint or Information, in His Majesty's *Supreme Court* at their *Sittings* in any Part of this Province.

IV. *And*

IV. *And be it further Enacted*, That if any Sheriff of any County within this Province after any Writ, Procefs or Execution directed to him, out of any Court of Record within the fame, shall have come to his Hand or the Hands of his Deputies, he or they, on any Account whatsoever, shall omit or neglect returning fuch Writ, Procefs or Execution with his or their doings thereon, indorsed on the back thereof in due Time into the Court where fuch Writ shall be returnable, fuch Sheriff for each and every fuch Neglect of himself or his Deputies, shall forfeit and pay the Sum of Twenty Pounds, the fame to be recovered by any Person or Persons whatsoever by Bill, Plaint or Information in any his Majesty's Court of Record within this Province.

Penalty for neglect of due return of Writ, Procefs, or Execution Twenty Pounds.

V. *And be it further Enacted*, That if any Sheriff or his Deputies shall on any Pretence whatsoever, after any Summons, Capias or Attachment shall have come to his or their Hands, settle with, or receive from the Party or Persons against whom fuch Summons, Capias or Attachment shall issue any Sum or Sums of Money whatsoever, for or on Account, or in full, for fuch Sum or Sums of Money as fuch Summons, Capias or Attachment shall be issued for the Recovery of, or shall return fuch Summons, Capias or Attachment settled or satisfied without leave being first had in writing from the Party or Person issuing fuch Summons, Capias, or Attachment, or some Person lawfully authorized by him, thereby empowering fuch Sheriff or Deputies to compromise the Suit or Suits for the Commencement of which fuch Summons, Capias or Attachments was issued, that then fuch Sheriff, on Receiving fuch Sum or Sums of Money, or returning fuch Writ or Writs satisfied without leave as aforefaid, shall forfeit and pay for each and every Offence, the Sum of Ten Pounds, to be recovered by any Person whatsoever, by Bill, Plaint or Information in any of his Majesty's Courts of Record in this Province.

Penalty to which the Sheriff, &c. is liable for compromising a Debt sued for by summons, Capias or Attachment without leave of the Party causing the fame to be issued, Ten Pounds.

VI. *And be it further Enacted*, That if any Sheriff of any County within this Province, shall happen to die before his Year shall be expired, or before he be lawfully superceded, nevertheless the Deputy Sheriffs so by him appointed shall continue to execute the said Office in the Name of the deceased Sheriff, until another Sheriff shall be appointed for the said County, and sworn into Office, and the Securities given by the Sheriff for the faithfull Discharge of his Office, shall be accountable for the Conduct of the said Deputy or Deputies in the same manner as they would have been was the said Sheriff living.

In case of Death or Supercedas, the Bail of the Sheriff to be accountable for the Conduct of the Deputy, who is obliged to Act.

VII. *And be it further Enacted*, That all Sheriffs which in future shall be appointed on their entering upon their Office shall take and subscribe the following Oath: *I. A. B. do solemnly Swear, that I will truly serve the King in the Office of Sheriff of the County of and promote His Majesty's Profit in all Things that belong to my Office, as far as I legally can or may, I will truly preserve the King's Peace and all Rights,*

The Oath to be taken by all Sheriffs on their entering upon their Office.

Rights, which belong to his Crown, and where I have any Knowledge of the King's Revenue being diminished, concealed or wasted, or of any Person or Persons concerned in collecting the same, being negligent in their Duty, I will certify, and inform the King's Representative within this Province, or some of his Judges of the same, I will do right as well to Poor as to Rich in all things belonging to my Office. I will do no wrong to any Person whatsoever for any Gift, Reward or Promise, nor for Favour nor Hatred, I will disturb no Man's Rights, I will at the End of the Year render to His Majesty's Supreme Court at Halifax a true and faithful Account of such Debts, Duties, Fines or Forfeitures to the Crown, as shall be levied by me, or otherwise come to my Hands. I will do nothing whereby the King, or any of his Subjects may lose, or whereby the Revenue of this Province may be injured or diminished. I will without respite or delay return, and truly serve all the Writs coming to my Hands without Favor or Affection. I will take no Deputy or Bailiff into my Service, but such as I will answer for, and will cause each of them before they enter on their Office to take and subscribe this Oath: I will make due return every Year I shall be continued in this Office, to the King's Courts at their Sittings within my Bailiwick of all the Freeholders and Persons qualified for Grand or Petty Juries within the Limits of the same. I will not during the Continuance of my Office receive from any Person or Persons whatsoever, either directly or indirectly, any Fee, Favor, or Reward for constituting such Person or Persons my Deputy or Bailiff, but will keep a strict Eye over such Person or Persons, that they do not exact unreasonable Fees, or that they are not guilty of Extortion or Oppression in their Offices. I will not ask or demand from any Person or Persons whatsoever, any more Travel for the Service of any Writ or Process, than what I have actually and Bona fide travelled over for the Service of the same. I will truly and diligently execute the Laws and Statutes of this Province, and in all Things will strictly behave myself in my Office for the Honour of the King, and the good of his Subjects."

So help me GOD.

VIII. And Whereas great and many Inconveniencies have arisen, by reason of the Clerks of the Crown, Clerks of the Peace and Sheriffs, neglecting regularly to account for such Fines and Forfeitures as shall be adjudged to be levied for the King in their respective Counties.

Be it therefore Enacted, that from and after the Publication hereof, all Clerks of the Crown, and Clerks of the Peace in the several Counties within this Province, shall once in every six Months certify under the Seal of their respective Courts into the Office of the Clerk of the Supreme Court at Halifax, an Account, stating therein the several Fines, Penalties and Forfeitures adjudged to the King in their respective Courts, together with the Names of the Persons, who shall be adjudged to pay such Fines, Penalties and Forfeitures, and in Case no Fine, Penalty, or Forfeiture shall be adjudged to the Crown in any, or either of said Courts within the said six Months, then the Clerk of such Court shall certify the same as aforesaid; and in Case any Clerk

Sheriffs, Clerks of the Crown and Clerks of the Peace to Account for all fines & Forfeitures, to the Crown every Six Months.

of the Crown, or Clerks of the Peace for any County within this Province, shall neglect to make Returns in the manner aforesaid every six Months, such Clerk shall forfeit and pay for each and every Neglect the Sum of *Five Pounds*, to be recovered on Information by any Person whatsoever in his Majesty's *Supreme Court at Halifax*, and in Case any Sheriff of any County within this Province, shall neglect or delay longer than two Months after his Year of Office shall expire, to render an Account on Oath to the said Clerk of the *Supreme Court in Halifax*, of all such Fines, Forfeitures, Penalties, or other Debts or Dues of the Crown as shall be levied by him, together with the Names of the Persons on whom the same shall be levied, such Sheriff, for each and every Neglect as aforesaid, shall forfeit and pay the Sum of *Twenty Pounds*, the same to be recovered on the Information of any Person whatsoever, before his Majesty's *Supreme Court at Halifax*, one Half said Penalty to go to the Informer, and the other Half to the Crown.

Fine for Neglect
Five Pounds.

Fine for neglect in
this Case for longer
than two Months
after their Year of
Office shall expire
twenty Pounds.

IX. *And be it further Enacted*, That at the End of every Easter Term, the Clerk of his Majesty's *Supreme Court in Halifax*, shall state a General Account of all the Fines, Forfeitures and Penalties adjudged to the Crown in the several Courts within this Province, particularizing each County, and the Names of the Persons who shall be adjudged to pay such Fines, Forfeitures and Penalties, as also the Sums levied on Account thereof, and the Sums that shall be then due, and the Names of the Persons who owe the same, which said Account stated as aforesaid, the said Clerk of the said *Supreme Court* shall certify under the Seal of said Court into the Treasury of this Province, and in Case the said Clerk shall neglect to return such Account in Fourteen Days after the End of every Easter Term, such Clerk shall forfeit and pay the Sum of *Twenty Pounds*, for each and every Neglect, or Omission, the same to be recovered before the said *Supreme Court in Halifax*, on the Information of any Person whatsoever, one Half said Penalty to go to the King, and the other Half to the Informer.

Clerk of the Su-
preme Court at
Halifax shall state
a General Account
of Fines, &c.

Penalty for Neg-
lect to state and re-
turn such Account
Twenty Pounds.

C A P. II.

AN ACT for the Relief of sundry of his Majesty's Subjects in this Province, against whom Judgments have been recovered, on Account of Losses sustained by the Depredations of the Enemy.

HEREAS some Persons, Inhabitants of this Province, who have sustained Losses by Reason of the Depredations of the Enemy, have commenced Suits, and recovered Judgments against other Persons, likewise Inhabitants and Subjects of

Preamble.

this Province for the Amount of ſuch their Loſſes on Allegations, that ſuch Perſons badaided and aſſiſted the Enemy.

Judgements for the Juſt Amount of Loſſes ſuſtained to be paid.

And WHEREAS there is much reaſon to think, that ſuch Judgments have been recovered for a much larger Amount than the Loſſes really ſuſtained by ſuch Perſons, owing to the confuſed State of the back Part of this Province, and the Difficulty that in thoſe Times attended the procuring of the Attendance of Witneſſes.

And WHEREAS the Manner in which the ſaid Judgments have been carried into Execution is grievous and oppreſſive, the Eſtates of a few Individuals, having been wholly ſeized to ſatisfy the ſame, it is fit that the Loſſes really ſuſtained by the Perſons recovering ſaid Judgments, ſhould be paid and ſatisfied by all the Inhabitants of this Province, who were concerned in cauſing ſuch Loſſes.

Commissioners to be appointed to examine and aſcertain Loſſes.

II. WHEREFORE, Be it Enacted, by the Governor, Council, and Aſſembly, That it ſhall and may be lawful for the Governor, Lieutenant Governor, or Commander in Chief for the time being, by and with the Advice of his Majeſty's Council, by Warrant under his Hand and Seal to appoint Three fit and proper Perſons to act as Commiſſioners for the Purpoſes herein after mentioned in each County within this Province, if any Freeholder or Freeholders of ſuch County ſhall deſire the ſame; ſuch Commiſſioners to be firſt duly ſworn, to the faithful and impartial Diſcharge of the Truſt reſoſed in them.

Commissioners to be ſworn.

Commissioners to poſt up Advertisements to notify the concerned.

III. And be it further Enacted, That it ſhall and may be lawful for ſuch Commiſſioners after they ſhall have been appointed and qualified as aforeſaid, to poſt up Advertisements, for at leaſt one Month, in all the moſt noted Places, within their County, thereby notifying all Perſons concerned, of the Time and Place, when and where, they will proceed to act under the ſaid Commiſſion, and ſaid Commiſſioners ſhall likewiſe cauſe a Notice, under their Hands and Seals to be ſerved on each Perſon within their County, who has recovered any Judgment or Judgments againſt Inhabitants of this Province, for and on Account of any Loſſes they may have ſuſtained by the Depredations of the Enemy, thereby requiring them on a certain Day therein to be ſpecified, to appear before them and there to exhibit a particular Account of the Loſſes for what he or they have recovered ſaid Judgments, and alſo to lay before them ſuch Proofs and Evidences, as they may have to aſcertain their ſaid Loſſes, and the ſaid Commiſſioners, ſhall have Power to adjourn from Day to Day to Adminiſter Oaths to, and examine all ſuch Witneſſes as ſhall be produced before them; either by one Party or the other; And after ſuch Commiſſioners ſhall have fully heard the Allegations of all Parties, it ſhall and may be lawful for them, after giving Credit for all ſuch Sums of Money, or other

The Commiſſioners authorized to Adminiſter Oaths to Witneſſes.

other Satisfaction, as such Persons shall have already received from Government, as a Recompence for their said Losses, as also for all such Sums of Money as they shall have received by the Sale of personal Estates by Virtue of such Judgments; to sign and seal a Report directed to the Chief Justice of his Majesty's *Supreme Court*, thereby ascertaining the Amount of the Real Losses of each Person or Persons, who have recovered Judgements as aforesaid, and likewise to transmit with their said Report; a List of the Persons Names who are or were Inhabitants of their said County, and who ought properly to be charged with the Payment of such Losses.

Commissioners to make Report of their proceedings to the *Supreme Court* directed to the Chief Justice.

IV. *And be it further Enacted*, That if the Persons who have recovered Judgement as aforesaid, or any of them, shall after Notice given as herein before mentioned, neglect or refuse to attend the said Commissioners with their Accounts and Proofs as aforesaid, that then, it shall and may be lawful for such Commissioners to collect the real Amount of such Person or Persons Losses by the best Information they can, and to make a Report of the same, stating therein the Neglect and Refusal of such Person or Persons to attend as aforesaid.

Persons who have recovered Judgements, neglecting to attend the Commissioners, with their Accounts, &c. the Commissioners are empowered to collect the Losses, upon Information.

V. *And be it further Enacted*, That after such Commissioners Report shall have been filed in his Majesty's *Supreme Court* at *Halifax*, for one whole Term, it shall and may be lawful for the Chief Justice of the said Court, and his Associates, to take such Report into Consideration, and after examining the same, and hearing such Affidavits as shall be filed therewith, if it shall appear to the said Court, that such Judgements have been surreptitiously obtained, or that the Person recovering the same have by any unfair means recovered more than the Value of the real Losses they sustained, or that there are any or other Persons, Inhabitants of such County or Counties, who ought equally as well to be charged with the Payment of such Losses, as the Person against whom such Judgements have been recovered, that it shall and may be lawful for the said Judges to set such Judgement, and all the Proceedings had under the same a-side, and to order the real Losses of such Person or Persons recovering said Judgements to be made good by an Assessment to be made, and levied on the several Persons, who the said Commissioners shall return in their said List as Persons properly chargeable with the Payment of the same.

After Report of the Commissioners duly filed, the Chief Justice &c. may proceed to confirm the Accounts and Report and set aside any Judgement surreptitiously obtained.

The Value of the real Losses to be levied and made good by Assessment.

VI. *And be it further Enacted*, That all Judgements recovered, and all Executions issued thereon by any Person or Persons whatsoever, against any Inhabitant or Inhabitants of this Province for any Loss or Losses sustained by the Depredations of the Enemy, shall, and the same are hereby suspended, until the same shall have been considered in his Majesty's *Supreme Court* as herein before specified.

The Execution of Judgements suspended until considered in the *Supreme Court*.

C A P. III.

AN ACT for granting the King's Most Gracious Free Pardon to all his Subjects in this Province, for all Treasons, Miſprison of Treasons, or treasonable Correspondence committed or done by them or any of them in adhering to, aiding or assisting, countenancing or abetting his Majesty's late Subjects in the Thirteen Colonies during their Rebellion.

Preamble.

*W*HEREAS some few Inhabitants Subjects of this Province, misled by a false zeal, have during the late unhappy War in America, joined with, aided and assisted, his Majesty's late Subjects the Inhabitants of the Thirteen Colonies during their Rebellion, and some few others again have corresponded with such Inhabitants, whereby their Lives and Properties have become liable, on Prosecution for such their Treasons, to be forfeited to his Majesty.

And WHEREAS the said War is now at an End, and it is expedient for the Public Welfare of this Province, that all Remembrance of the Causes thereof, should as speedily as possible be buried in Oblivion, and in full Hopes, that all his Majesty's Subjects of this Province, who have made themselves liable to the Pains and Penalties aforesaid, may by this Act of Grace be induced in future, more carefully to observe the Laws, and to live in dutiful and loyal Obedience to his Majesty.

All Persons guilty of Treasons, acquitted pardoned &c. from all Pains, Penalties, &c.

I. BE it therefore Enacted, by the Governor, Council and Assembly, That all and every his Majesty's Subjects of this Province, and their Heirs, and every of them, are hereby acquitted, pardoned, released and discharged, against the King's Majesty, and his Successors of all Manner of Treasons, Miſprison of Treasons, treasonable and seditious Words, Libels or Correspondence by them or any of them, committed or done, in aiding, countenancing or assisting his Majesty's late Subjects in the Thirteen Colonies, during their Rebellion, and from all Pains, Penalties, Forfeitures, Pains of Death, and Pains Corporal, which may have been incurred or forfeited by them or any of them (before the passing this present Act) by Reason or Means of the said Premises.

Prosecution's to cease.

II. And be it further Enacted, That all Prosecutions now carrying on against any Person or Persons, coming under the aforesaid Description, whether Civil or Criminal, shall cease, and be at an end, and that no other Suits or Prosecutions shall in future be commenced or prosecuted for any Matter or Thing comprehended in this Act.

C A P. IV.

AN ACT for Altering and Reducing the Terms of the Sitting of the *Supreme Court at Cumberland* in the County of *Cumberland*.

***** E it Enacted, by the Governor, Council and Assembly, That
 * B * the Supreme Court of Judicature, Court of Assize, and General Goal Delivery, shall in future be held at Cumberland, in
 * * * * * the County of Cumberland, once a Year, that is to say, on the Second Tuesday of August, annually.

C A P. V.

An ACT in further Addition to, and Amendment of an Act made in the first Year of his present Majesty's Reign, intituled, an Act for repairing and mending Highways, Roads, Bridges and Streets, and for Appointing Surveyors of Highways within the several Townships in this Province.

***** HEREAS by the first Section of an Act made in the Fifth Year
 * W * of his present Majesty's Reign, intituled, An Act in Addition to, and Amendment of an Act, made in the first Year of his present
 * * * * * Majesty's Reign, entitled, An Act for Repairing Highways, Roads, Bridges and Streets, and for Appointing Surveyors of Highways within the several Townships in this Province, it is directed, that all public Highways hereafter to be laid out, shall not be less than One Hundred Feet wide.

Preamble.

And WHEREAS doubts have arisen, whether said Act extended to Highways and Roads then in Use only.

I. Be it therefore Enacted, by the Governor, Council and Assembly, and it is hereby Enacted and declared, That all Highways through the Province, which were in Use as such at the Time of making said Act should be continued of the same Breadth, they then were or not to exceed Sixty Six Feet wide.

Roads to continue, of the same Width, they were or not to exceed Sixty Six Feet wide.

C A P. VI.

An ACT in further Addition to an Act made in the Second Year of his present Majesty's Reign, Intituled, An Act for appointing Fire Wards, ascertaining their Duty; and for Punishing Thefts and Disorders, at the Time of Fire.

Preamble.

HEREAS it is highly necessary, that the Fire Engine be constantly kept in good Order, and that a Number of prudent Persons be appointed for that Purpose.

Justices in Sessions to appoint fit Persons as Engine Men, not to exceed nine.

who are exempt from serving in some other Offices

I. *BE* it Enacted, by the Governor, Council and Assembly, That it shall and may be lawful for the Justices in their Sessions of the Peace, for the Town and County of *Halifax*; and they are hereby required to appoint such Number of prudent Persons not exceeding Nine, who shall be denominated *Engine Men*, and shall have charge of the Town Engine, and shall be obliged to keep the same in good Order and fit for Service on all Occasions, And that the said Persons so chosen, shall be exempted from serving on Juries, or the Office of Constable during their Continuance in said Office.

Duty of the Engine Men.

II. *And* be it Enacted, That at the Time of the breaking forth of Fire in the said Town, or Suburbs: the said Engine Men shall repair to the Engine, and use their utmost Efforts in taking it to the Place where the Fire shall be discovered, and there work the same, according to their best Skill and Judgment: and the Directions of the Fire Wards for extinguishing any Fire so broke out.

Persons refusing to assist liable to a Penalty.

III. *And* be it also Enacted, That one of the *Engine Men* chosen as aforesaid; shall have the Power of a Fire Ward to command any necessary Assistance in taking the Engine to and from the Place of Fire, and any Person refusing to obey such Orders, shall be subject to the same Fines as imposed by an Act made in the Second Year of his present Majesty's Reign, Intituled, *An Act for Appointing Firewards, Ascertainig their Duty, and for Punishing Thefts and Disorders at the Time of Fire.*

Repairs of the Engines to be paid by Assessment.

IV. *And* be it further Enacted, That all necessary Repairs to the said Engine shall be allowed and paid by Assessment, under the Order and Direction of the Justices and the grand Jury in their *General Quarter Sessions* to be levied on the Inhabitants of the Town of *Halifax*.

C A P. VII.

An ACT for Establishing the Times of holding an *Inferior Court of Common Pleas*, and *General Sessions of the Peace* in the Township of *Shelburne*.

***** HERE AS the want of Roads, and the Distance between the
* W * Townships of Liverpool, Yarmouth and Barrington, and the
* * * * * Township and District of Shelburne, renders it very inconve-
* * * * * nient for the Inhabitants resident in said Township and District,
to attend at the Inferior Court of Common Pleas, and at the Sessions of
the Peace, held at Liverpool, Yarmouth and Barrington, for Remedy
whereof.

Preamble.

I. Be it Enacted, by the Governor, Council and Assembly, That an *Inferior Court of Common Pleas*, and a *Court of General Sessions of the Peace*, shall and may be kept and held within the Township of *Shelburne*, on the last Tuesday of *March*, and last Tuesday of *October* in every Year.

Inferior and Court of Quarter Sessions of the Peace to be held in *Shelburne* the last Tuesday of *March* and *October* Yearly.

II. And also be it Enacted, That all and every the Laws of this Province, respecting the Balotting, Summoning and Attendance of Jurors, ordering and taking Bail, the Service of Writs, and Executions, or which relate to order and direct either practical or judicial Proceedings of the Courts of Law in this Province, shall extend and be construed to extend to the said *Inferior Court of Common Pleas* and *General Sessions of the Peace* in the said Township of *Shelburne*.

Laws respecting Jurors Writs, &c. to extend to said Court.

C A P. VIII.

An ACT for fixing the Place and Time for holding the Courts of *General Sessions of the Peace* and *Inferior Courts of Common Pleas* in the County of *Sunbury*.

***** E it Enacted, by the Governor, Council and Assembly, and it
* B * is hereby Enacted, That the Courts of *General Sessions of the*
* * * * * *Peace*, and *Inferior Courts of Common Pleas* for the County
***** of *Sunbury*, shall be held in the Township of *Maugerville*,
upon the Third Tuesday of *June*, and Second Tuesday of *October*
every Year, from and after the Publication hereof.

Inferior and Court of Quarter Sessions of the Peace to be held in *Maugerville*, Third Tuesday of *June* and Second Tuesday of *October* Yearly.


II. And

II. *And be it also Enacted*, That all and every the Laws of this Province, respecting the Balloting, Summoning and Attendance of Jurors, ordering and taking special Bail, the Service of Writts and Executions, or which relate to order and direct either the practical or judicial Proceedings of the Courts of Law in this Province, shall extend and be construed to extend to the said Courts in the Township of *Maugerville* as aforesaid.

C A P. IX.

An ACT for the relieving his Majesty's Subjects, professing the Popish Religion from Certain Penalties and Disabilities imposed upon them by two Acts of the *General Assembly* of this Province, made in the Thirty Second Year of his late Majesty's Reign, Intituled, An Act, confirming Titles to Lands and quieting Possessions, and An Act for the Establishment of Religious public Worship in this Province, and for Suppressing of Popery.

Preamble.

 *HEREAS* it is expedient to repeal certain Provisions in the Acts, made by the General Assembly of this Province in the Thirty Second Year of his late Majesty's Reign, Intituled, An Act for Confirming Titles to Lands and Quieting Possessions, and An Act, intituled, An Act for the Establishment of Religious public Worship in this Province, and for Suppressing of Popery, whereby certain Penalties and Disabilities are imposed on Persons professing the Popish Religion.

Repeal of former Penal Laws.

I. *BE it Enacted, by the Governor, Council and Assembly*, That so much of the said Act as Relates to the Disabling any Papist from having any Right or Title, to hold Possessor, enjoy any Lands or Tenements other than by virtue of any Grant or Grants from the Crown; But that all Deeds or Wills hereafter made conveying Lands or Tenements to any Papist or in Trust for any Papist, shall be utterly null and void; And that such Lands or Tenements shall not revert to the Persons, granting the same to any Papist or in Trust for any Papist, but that such Lands and Tenements, shall upon Conviction of such Papist be vested in his Majesty, his Heirs and Successors for ever.

II. And that so much of said Act as Subjects Popish Persons exercising any Ecclesiastical Jurisdiction or Popish Priest to Imprisonment and Persons harbouring, relieving, concealing or entertaining any such

such Clergyman of the Popish Religion, Popish Priest or Person exercising the Function of a Popish Priest to Penalties and Punishment, shall be and the same and every Clause and Matter and Thing herein before mentioned is and are hereby repealed.

III. *And be it Enacted*, That every Person and Persons having or claiming any Lands, Tenements or Hereditaments under Titles not hitherto litigated tho derived from any Descent, Devise, Limitation or Purchase, shall have take hold and enjoy the same, as if the said Acts or any Thing herein contained had not been made any thing in the said Acts contained to the contrary notwithstanding.

Lands, Tenements, &c. not hitherto litigated to be enjoyed by the Real Proprietor.

IV. *Provided always, and be it Enacted*, That nothing herein contained shall extend or be construed to affect any Suit or Action now depending, which shall be prosecuted with Effect and without Delay.

Not to affect present Suit.

V. *Provided also*, That nothing herein contained shall extend or be construed to extend to any Person or Persons, but such who shall within the Space of Six Calender Months after the Passing of this Act or of Accruing of his, her, or their Title being of the Age of Twenty One Years, or who being under the Age of Twenty One Years shall within Six Months after he or she shall attain the Age of Twenty One Years or being of unsound mind, or in Prison, or beyond the Seas, then within Six Months after such Disability removed take and subscribe an Oath in the Words following.

An Oath to be taken.

I. A. B. sincerely promise and swear, that I will be faithful and bear true Allegiance to his Majesty King George the Third, and him will defend to the utmost of my Power, against all Conspiracies and Attempts whatever that shall be made against his Person, Crown or Dignity, and I will do my utmost Endeavours to disclose and make known to his Majesty, his Heirs and Successors all Treasons, and traitorous Conspiracies which may be formed against him or them, and I do faithfully promise to maintain Support and defend to the utmost of my Power, the Succession of the Crown in his Majesty's Family against any Person or Persons whatsoever, hereby utterly renouncing and abjuring any Obedience or Allegiance unto the Person taking upon himself the Stile and Title of Prince of Wales in the Life Time of his Father, and who since his Death is said to have assumed the Stile and Title of the King of Great Britain, by the Name of Charles the Third, and to any other Person claiming or pretending a Right to the Crown of these Realms; And I do swear, that I do reject and detest, as an unchristian and impious Position, that it is lawful to murder or destroy any Person or Persons whatsoever, for or under Pretence of their being Heretics, and also that unchristian and impious Principle that no Faith is to be kept with Hereticks. I further declare, that it is no Article of my Faith, and that I do renounce, reject and abjure, the Opinion, that Princes excommunicated by the Pope and Council or by any Authority of the See of Rome or by any Authority whatsoever may be deposed or murdered by their Subjects or any other Person whatsoever; And

Form of the Oath.

I do declare, that I do not believe that the Pope of Rome or any other foreign Prince, Prelate, State or Potentate, hath or ought to have any Temporal or Civil Jurisdiction Power, Superiority or Pre-eminence directly or indirectly within this Realm, and I do solemnly in the Presence of God, profess, testify and declare, that I do make this Declaration and every Part thereof in the Plain and ordinary Sense of the Words of this Oath, without any Evafion, Equivocation or mental Refervation whatsoever, and without any Difpensation already granted by the Pope or any Authority of the See of Rome, or any Person whatsoever, or without thinking that I am or can be acquitted before God or Man or absolved of this Declaration or any Part thereof, although the Pope or any other Persons or Authority whatsoever shall difpense with or annull the same or declare that it was null and void.

Oath to be competent in any Court of Record. Register of the same to be kept.

VI. Which Oath it shall be competent to any of his Majesty's Courts of Record or to any Court of any General Sessions of the Peace within this Province to administer, and they are hereby required to administer the same accordingly, of the taking and subscribing of which Oaths a Register shall be kept and preserved.

VII. *Provided*, That nothing in this Act contained shall be of any Effect until his Majesty's Pleasure therein shall be known.

C A P. X.

An ACT for Establishing and Regulating Ferries.

Preamble.

W *HEREAS* the Establishment of Ferries in many Parts of this Province, is of great Utility, and renders the Communication to several Places more easy and expeditious.

Ferries shall be established and regulated and Ferryman appointed by Justices in Sessions,

I. *BE it Enacted*, by the Governor, Council, and Assembly, That from and after the Publication of this Act, his Majesty's Justices in their General or Special Sessions of the Peace for each County, shall be, and they are hereby authorized, and impowered, to establish such Ferries over Rivers, Bays or Creeks within their respective Counties as may be by them tho't necessary, and to agree with, and grant Licenses to such Persons as they shall judge meet as Ferryman, under such Rules and Regulations, as they from Time to Time shall judge most for the Good of the Public. And any Person or Persons, who shall agree and accept of the Office or Place of Ferryman, and after such Agreement and Acceptance shall refuse or neglect to comply with, and observe the several Articles and Clauses contained in said Rules and Regulations made as aforesaid, shall be fined by the Justices in their Sessions, in any Sum not exceeding Forty Shillings.

Penalty on Ferryman not observing the Regulation, 40s.

II *And*

II. *And be it also Enacted*, That when any Ferry shall be established, over any River, Bay or Creek as aforesaid, and any Person or Persons appointed and licensed to attend the same as aforesaid, if any Person or Persons whatsoever shall carry or ferry over such River, Bay or Creek; either Manor Beast, for Hire, unless by Desire or Consent of the Ferry Man, or on his Neglect or Refusal to give due Attendance, such Person shall forfeit and pay a Fine not exceeding Twenty Shillings, to be recovered on Complaint before any Two of his Majesty's Justices of the Peace, and be levied by Distress and Sale of the Offender's Goods and Chattels.

None but the Ferry-men shall carry over either Man or Beast where a Ferry shall be established.

Penalty 20s.

III. *Provided nevertheless*, That if any Ferrymen appointed as aforesaid, shall neglect or refuse to give Attendance, pursuant to the Regulations made for that Purpose, in every such Case, any other Person or Persons may supply the Place of such Ferryman, until an other be appointed and licensed as aforesaid, and receive Payment for the same in the same Manner as the proper Ferryman might do if present.

Ferrymen not giving due Attendance, any Person may supply his place and until another shall be appointed,

C A P. XI.

An ACT for Establishing the Times of holding *Inferior Courts of Common Pleas* in the District of *Colchester* in the County of *Halifax*.

***** *HEREAS* the want of Roads and the Distance between the Settlements of Willmot River, Pictou, Tatmagouch and the District of Colchester and Halifax Occasions the Attendance of Persons resident in the said District and Settlements at the Inferior Courts of Common Pleas, held at Halifax, for the said County, not only very inconvenient, but greatly impedes the due Administration of Justice in the aforesaid District and Settlements for remedy whereof.

Preamble

I. *BE it Enacted*, by the Governor, Council and Assembly, That an Inferior Court of Common Pleas for the said District, shall and may be holden within the Township of Onslow in the County aforesaid on the first Tuesday of February, and the first Tuesday in August in every Year.

Inferior Court to be held at Onslow first Tuesday of February and August Yearly.

II. *And be it also Enacted*, That all and every the Laws of this Province, respecting the Balloting, Summoning and Attendance of Jurors, ordering and taking special Bail, the Service of Writs and Executions, or which relate to order and direct either the practical or judicial Proceedings of the Courts of Law in this Province, shall extend and be construed to extend to the said Inferior Court of Common Pleas in the Township of Onslow, as aforesaid.

Laws relating to Jurors Writs &c. to extend to said Court