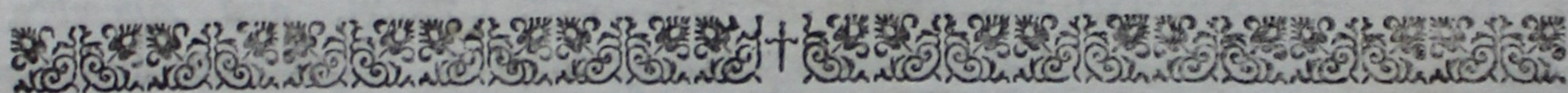


rison in said Province, or any of the said *Truck-Masters*, in case no such Justice be resident at or near such Fort or Garrison, upon Information either by the said *Indians* themselves, or any other Person or Persons whatsoever, made of such illicit Trade, to apprehend the said Master, and keep him in Custody, and to detain the said Vessel and Goods so illicitly purchased of or bartered for with the said *Indians*, until the said Matter be fully enquired into, and finally determined; and all His Majesty's Justices of the Peace, Officers of Forts and Garrisons, and *Truck-Masters*, and all His Majesty's Subjects within said Province, are hereby required and directed to aid and assist in the due Execution of this Act.

And it is also hereby enacted, That all Fines, Forfeitures, and Penalties incurred by this Act, shall be recovered by Bill, Complaint or Information, in any of His Majesty's Courts of Record in this Province, (except in the Case where any Ship or Vessel may be deemed liable, in which Case the same shall be tried and determined in His Majesty's Court of *Vice-Admiralty*) and shall be paid *one Half* to the Treasurer of the Province for the Use of the Government, and the other *Half* to the Informer, who shall sue for and recover the same.

And it is also further enacted, That this Act shall continue and be in Force for and during the Term and Space of *Two Years*, from and after the said *Twenty-first Day of May*, 1760, and no longer.



An ACT in Addition to an Act, intituled, *An Act for preventing Trespasses.*

WHEREAS by an Act made and passed in the Thirty-second Year of His Majesty's Reign, intituled, An Act for preventing Trespasses, it was enacted, " That it should be lawful to impound any Swine going at large, within the Streets, Lanes, or Suburbs of the Town of Halifax ;" And whereas no Provision was therein made for inclosing Ground for a Pound ;

Be it therefore enacted by His Excellency the Governor, Council, and Assembly, and by the Authority of the same it is hereby enacted, That a Pound shall be forthwith made of *Forty Feet* square, at the public Expence, and that the *Grand Jury* of the *Supream Court*, to be held in *April* next, shall appoint a Keeper of the same.

And be it further enacted by the Authority aforesaid, That if any Damage shall be done by breaking any Inclosures, and destroying any of the Produce thereof, by any Horses, Sheep, Goats, Swine, or Neat Cattle, it shall and may be lawful for the Person or Persons whose Fence or Fences shall have been so broken, and whose Inclosures shall have received such Damage, to cause the said Horses, Sheep, Goats, Swine, or Neat Cattle, to be impounded until the Owner or Owners of such trespassing Cattle

Cattle shall claim the same; and the Keeper of the *Pound* shall cause the same to be Cried as soon as may be, in order that the Person or Persons injured may proceed against the said Owner or Owners of such Horses, Sheep, Goats, Swine, or Neat Cattle, refusing to pay the Damages done by their said Horses, Sheep, Goats, Swine, or Neat Cattle, as is directed in the first Clause of the Act intituled, *An Act for preventing Trespasses*, and the Owner or Owners of such Horses, Sheep, Goats, Swine, or Neat Cattle, shall pay to the Keeper of the *Pound*, over and above the Damages which shall be adjudged to have been done by the said Horses, Sheep, Goats, Swine, or Neat Cattle, for the Support of the same, for each and every Day the same shall be impounded, *One Shilling* for every Horse, and Head of Neat Cattle, and *Six Pence* for every Sheep, Goat, or Swine. And if the Owner of such Horses, Sheep, Goats, or Swine, or Neat Cattle, shall refuse to pay the same to the Keeper of the *Pound*, together with the Charge of Crying the same, within *fourteen Days* after the same shall be impounded, the said Horse or Horses, Neat Cattle, Sheep, Goats, or Swine, shall be publickly sold, and the Money arising from said Sale, after deducting therefrom the Pay of the Keeper for supporting them, and the Damages done by the said Horse or Horses, Neat Cattle, Sheep, Goats, or Swine, the Remainder shall be paid to the Owner, and if no Owner shall appear, then to the *Overseers of the Poor*, for the Use of the Poor of the Township of *Halifax*.

And Whereas no Provision is made by the said Act for preventing any Rescue of Swine, Horses, Sheep, Goats, or Neat Cattle,

Be it therefore enacted, That if any Person or Persons shall *rescue* any Swine, Horses, Sheep, Goats, or Neat Cattle, from any *Hogreave*, or other Person driving such Swine, Horses, Sheep, Goats, or neat Cattle to the *Pound*, the Offender shall forfeit and pay for such *Rescuous*, the Sum of *Twenty Shillings*, over and above all Damages that may be sustained by the Trespas of such Swine, Horses, Sheep, Goats, or Neat Cattle; which Penalty and Damages shall be recovered by the Oath of *one Credible Witness*, before any *One* of His Majesty's Justices, and to be levied by Warrant of Distress, and Sale of the Offender's Goods and Chattels; and if any Person or Persons shall make any *Breach* of the said *Pound*, or shall by any other indirect Means, deliver any Swine, Horses, Sheep, Goats, or Neat Cattle, out of the same, the Person so offending, being duly convicted thereof before any *Two* of His Majesty's Justices of the Peace, shall forfeit and pay the Sum of *Five Pounds*, to be levied as aforesaid; and the said Penalties for every such *Rescuous*, and *Pound-Breach*, shall be paid to the *Church-Wardens* and *Overseers of the Poor*, for the Use of the Poor of the Town of *Halifax*, after deducting the Charges of repairing any *Breach* of the *Pound*.

And Whereas by the said Act it was also enacted, "That the Surveyors of Highways should cause the Streets, Lanes, and Highways of the Town and Suburbs of *Halifax*, to be mended at the Charge of the Proprietors of Lands bordering thereon," but no Provision is made by the said Act for rating and levying such Charges;

Be it therefore enacted, That if any such Proprietor shall not, within
fifteen

fifteen Days Notice from the said *Surveyors*, cause such Part of the Streets, Lanes, and Highways, as border on his Lands to be levelled and repaired according to the Directions of such *Surveyors*, such Person shall forfeit and pay such Sum as shall be certified on Oath, by such *Surveyors*, to be necessary for such Levelling and Repairs; which Sum shall, on such Certificate, be levied by Warrant of Distress and Sale of such Proprietor's Goods and Chattels, to be issued by any *One* of His Majesty's Justices of the Peace; and when no Goods or Chattels are to be found, then and in such Case the *Real Estate* shall be liable.

Provided, That if any Person shall be rated by such Certificate, in any Sum exceeding *Twenty Shillings*, and shall think himself aggrieved, such Person may appeal to the next *General Quarter Sessions of the Peace*, which is hereby impowered finally to determine the same.

And be it further enacted, That the Justices in their *Quarter Sessions of the Peace*, in all other Counties within the Province, shall be impowered, and are hereby directed, to make Regulations for preventing Trespases, by Horses, Swine, Sheep, Goats, and Neat Cattle, going astray, in Manner as shall be most agreeable to the Circumstances of such County or Townships therein.



An A C T for further prolonging a Resolution of the Governor and Council, revived and put in Force by the *General Assembly* in the 32^d Year of His Majesty's Reign.

W H E R E A S the Resolution or Act of the Governor and Council, revived and put in Force by the General Assembly, intituled, "An Act that foreign Debts should not be pleadable in this Province, unless for Goods imported into the Province, made the 2^d Day of February, 1749, in the 23^d Year of His present Majesty's Reign," and amended and continued by a Resolution or Act made the 14th of January, 1751, is near expiring; And whereas it is thought highly expedient to continue the same for a further Space of Time;

Be it therefore enacted by His Excellency the Governor, Council, and Assembly, and by the Authority of the same it is hereby enacted, That the above recited Resolution, or Act of the Governor and Council, be in Force and continue for the Term of *One Year* from and after the *second* Day of *October* next, and until the End of the Session of the *General Assembly*, then next following.

