

strict, wherein such Importation shall have been made, shall deduct five per cent for the neat Weight or Quantity of said Articles so imported which shall be in Lieu of all other Allowances heretofore made, by any of the Revenue Laws of this Province on Account of Leakage or Wastage.

Collector of Excise to deduct 5 per Cent. on account of Leakage or Wastage.

III. *And be it further Enacted*, That nothing contained in this Act shall take Place or be of effect before the first Day of January, which will be in the Year of our Lord One Thousand seven Hundred and Eighty seven, from which period, this Act together with the said before recited Act intituled, *an Act for more effectually raising a Revenue within the Province for the Support of its Government*, shall be and continue in full Force and Effect, until the Thirty First Day of December, which will be in the said Year our Lord One Thousand seven Hundred and Eighty seven.

This Act not to take place before 1st January 1787.

And to be in force until 31st of Dec. 1787.

C A P. VI.

An ACT for continuing and amending an act intituled, *An Act to raise a Sum of Money towards keeping in repair the Roads leading from Halifax to Windsor and the district of Colchester.*

WHEREAS several Persons have found Means to evade the Payment of the Toll appointed by Law, to be paid by those passing the Turnpike Gate at Sackville Bridge; for remedy whereof,

Preamble.

I. *Be it Enacted by the Governor, Council and Assembly, and it is hereby Enacted*, That if from and after the Publication hereof, any Person or Persons whatever, shall endeavour to evade the Payment of the Tolls appointed by Law, to be paid by Persons travelling said Roads, at said Turnpike Gate, by crossing their Horses, Cattle or Carriages, over the River commonly called Sackville River, or shall endeavour to pass the said River in any other Way, than by going through the Turnpike Gate on Sackville Bridge; or shall defraud the Government, or Keepers of said Gate, of the Toll, which should be paid as aforesaid, such Person or Persons, and all others aiding or assisting him or them, shall on Complaint of the Keeper of said Gate forfeit and pay a Penalty of Forty Shillings each, such Penalty together with the Costs of Prosecution, to be recovered before any one of His Majesty's Justices of the Peace for this Province, which Justice shall on Conviction grant Execution against the Body or Goods of such Offender or Offenders; and the Monies arising from such Penalties, shall be paid and applied to the Repair of the said Roads in the same Manner as the Tolls collected at said Gate are now applied.

Persons who shall endeavour to pass Sackville River otherwise than through the Turnpike Gate or who shall defraud Government or the Keepers of said Gate of the Toll shall forfeit and pay 40s. each to be recovered before one or more Justices of the Peace

II. *And be it further Enacted, by the Authority aforesaid*, That the said Act intituled, *an Act to raise a Sum of Money towards keeping in Repair the Roads leading from Halifax to Windsor and the district of Colchester*, and an Act passed in the Twenty fourth Year of His Majesty's

Act for raising a Sum of Money towards keeping in repair the Roads leading from Halifax to Windsor &c.

Continued to 31st
Dec. 1787.

Reign in Amendment thereof, and this Act and every Matter and thing therein contained, shall be, and continue in full Force and Effect; until the Thirty First Day of *December* which will be in the Year of Our Lord, One Thousand Seven Hundred and Eighty Seven.

C A P. V.

An ACT in Addition to, and Amendment of an Act, made in the third Year of the Reign of His present Majesty intituled, *An Act to prevent Nuisances by Hedges, Wares, and other Incumbrances, obstructing the Passage of Fish in the Rivers in this Province.*

Preamble.

HEREAS by an Act made in the third Year of the Reign of his present Majesty, the Justices in their first *General Quarter Sessions*, thereafter to be held Annually, in each County in this Province, were impowered and directed to make certain Rules and Orders for the Regulation of the River Fisheries in their respective Counties; by which Act divers Penalties were inflicted on the Breach or Violation of such Rules and Orders: And whereas none of the Provisions of said Act appear to extend to the Construction or Formation of any Mill Dams, or other Obstruction, that have been or may be erected, put or placed, on or across Rivers in this Province so as to admit the free natural Course of the Fish at the Seasons of their passing up, or coming down the same; and whereas it is highly necessary and expedient for the Preservation of the said River Fisheries, that all Mill Dams or other Obstruction, which may in future be erected, put or placed, on, or across Rivers in this Province, should be formed or made in such Manner, as not to impede the course of the Fish, and also that some effectual Alterations and Amendments should be made in such Mill Dams, or other Obstructions as may have been already built on, or across said River or Streams, to the Prejudice of the Fisheries before mentioned.

Mill Dams or other
Obstructions across
Rivers to which
Fish Resort

must have a Waste
Gate or slope,
for the admission of
Fish.

If not so construct-
ed.

I. *Be it therefore enacted, by the governor, Council and assembly, and by the Authority of the same it is hereby enacted*, That all Mill Dams, or other Obstructions which may hereafter be made, put or placed, on or across any River or Stream in this Province, which is, or may in future be resorted to by Fish from the Sea at the Time of their Seasons for spawning shall be constructed or built with a waste Gate, or Slope, sufficient for said Fish to pass up in the Spring or Summer Months of the Year, and to return down again in the Fall Months thereof, and which said Waste Gate shall be kept open, or slope kept up and in Repair for the aforesaid Purpose during the whole season of the Fish passing up, and returning down, on the Pains and Penalties hereafter declared.

II. *And be it further Enacted by the Authority aforesaid*, That if any Mill Dam, or other Obstruction shall be made, put or placed on or across any such river or Stream in this Province without a Waste Gate or Slope sufficient