

*At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Wednesday the first day of July, 1761, and in the first year of His Majesty's Reign, and there continued by several prorogations until the 19<sup>th</sup> day of October, 1763, in the Third Year of His Majesty's Reign.*

### 3 George III – Chapter 1 (Session 2)

#### **An Act in Addition to, and Amendment of an Act, intitled, "An Act for the appointing Commissioners of Sewers," made and pass'd in the 34th Year of His late Majesty's Reign.**

Whereas it has been represented, that the commissioners of sewers appointed by an Act, intitled, An Act for the appointing Commissioners of Sewers, made and pass'd in the 34th year of His late Majesty's reign, are not sufficiently impowered by the said Act to recover from the several persons neglecting or refusing to make payment of his, her, or their parts, or proportions of the sums set, and assessed by the said commissioners, for the repairing or making the dykes and drains, necessary for the preservation of the lands thereby rendered profitable.

Be it therefore enacted, by the Lieutenant Governor, Council, and Assembly, that upon complaint being made on Oath, before any one of His Majesty's Justices of the Peace for the county, where such complaint lies, by the collector or collectors appointed by the commissioners of sewers, for the collecting or gathering the assessments made by the said commissioners, the said Justice upon such complaint, is hereby impowered and authorized, to grant a warrant under his hand and seal directed to any one of the constables for the said county, to levy off and from the goods and chattels of such person or persons so neglecting or refusing to pay his, her, or their part, or proportion of such assessment, by distress and sale of the said goods and chattels, the full sum so assessed with coasts for prosecuting the same, which costs shall not exceed the sum of five shillings, and for want of goods and chattels, to apprehend the bodies of all such delinquents, and commit them to safe custody, till full satisfaction and payment be made as aforesaid.

And be it further enacted, that if any proprietor or proprietors of the lands so dyked in, or drained, are absent, and no person appearing in their behalf, and have not any goods or chattels to answer his, her, or their dividend or proportion of such assessment, made as aforesaid, it shall and may be lawful for any one of his Majesty's Justices of the Peace for the county, where such lands lie, to let out any part of such delinquents lands, that may be sufficient to pay by the produce of the same, any such dividend or proportion of the sum so due.

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