

*At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Tuesday the 28th of May 1765 in the Fifth Year of His Majesty's Reign.*

5 George III – Chapter 4

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

Whereas in the last clause of an act made and pass'd by the general assembly of this province, in the third year of his Majesty's reign, intituled, "An act in addition to, and amendment of an act, for the appointing commissioners of sewers," "It is enacted, that if any proprietor or proprietors of the lands dyked in or drained, are absent, and no person appearing in their behalf, and have not any goods or chattles 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 the by the produce of the same, any such dividend or proportion of the sums so due."

But no provision is made, to collect from any proprietor or proprietors being present, and no having any goods or chattles to answer his, her, or their dividend or proportion of any assessment, made in virtue of the before-mention'd act.

Be it enacted by the Governor, council and assembly, that any proprietor or proprietors of any lands dyked in, or drain'd, as directed in and by the before-mentioned act, being present and not having any goods or chattles, to answer his, her, or their dividend or proportions of any assessment made by commissioners of sewers according to law, it shall and may be lawful, for any one of his Majesty's justice of the peace for the county where such lands lie, to let out any part of such delinquent lands, that may be sufficient to pay by the produce of the same, any such dividend or proportion of the sum so due.

Provided always, that if any proprietor or proprietors of lands, let out as aforesaid, shall think himself or herself aggrieved by the proceeding of any justices of the peace, in letting out his, her or their lands as aforesaid, such proprietor or proprietors by themselves or their attornies or agents, may complain to the justices in their general sessions of the peace for said county for relief therein.

Published according to law, the 18th day of June 1765.