

the plaintiff shall be non-suited, or discontinue his cause, the defendant shall have treble costs taxed, and allowed him or them.

XII. *And be it further enacted,* That all monies necessary for the support and maintenance of such work houses, over and above the earnings thereof, shall be raised by the Grand Juries for the several counties and districts respectively, by presentment, to be levied and assessed, in the manner already by law appointed, for the levying certain county rates, and charges.

XIII. *And be it further enacted,* That the Overseers of the Poor, for the town of Halifax, shall no longer support or maintain, any poor person or persons, as out pensioners, in manner hitherto practised, but shall maintain and support the poor chargeable on said town, in that part of the work house allotted by the Act hereby amended, for the reception of such poor; and all such poor persons, who shall refuse to accept of the provision made for their maintenance in said house, shall be entitled to receive nothing from said town of Halifax, and the Overseers of the Poor, after the publication hereof, shall not be allowed, in their account, any charge whatsoever, except what has been actually incurred for the support of the poor, maintained in said House.

Raising of monies for support of said work-house.

No out pensioners allowed, at Halifax, and no expence to be paid but what has been actually incurred in said house.

CAP. VI.

An ACT to prevent the Windsor and Hammond Plain Road, being injured by heavy loaded Carriages.

For Acts respecting Highways, see note on 1st Geo. 3d. cap. 14.

Preamble

**W**HEREAS great injury hath been done in time past, in the spring of the year, on the road leading from the head of Bedford Basin, towards Windsor, by carts, trucks, waggons and other carriages, with narrow wheels, heavily laden with logs and timber, passing and repassing on the said road:

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That from and after the first day of October next, no cart, truck, waggon or other wheel carriage, laden with logs, timber, cord wood or any kind of lumber, shall hereafter pass, or repass, or when the snow is off the ground, no such logs, timber or lumber, shall be trailed, or drawn, without wheels, on the said road, between the said basin, and the boundaries of the county of Hants, or on the road leading to Hammond Plain, unless the felloes of the wheels of such cart, truck, waggon or other wheel carriage, shall be of the breadth of nine inches, at the least; under pain of the forfeiture, of the sum of five pounds, to be recovered from the driver or drivers, owner or owners, of such cart, truck, waggon or other wheel carriage, by bill, plaint or information, in any of His Majesty's Courts of Record, within the county of Halifax, by any person or persons, who shall sue or prosecute for the same, together with the costs of suit; to be applied, one half to the use of such person or persons, as shall prosecute for the same, the other half, of the said sum, to be applied to the purpose of repairing the said road, by the surveyor appointed to oversee the repairs thereof.

After 1st October, all wheels be nine inches, under penalty of 5l.

How to be recovered:

Application:

CAP. VII.

An ACT in addition to an Act, entitled, an Act for establishing the Times of holding an Inferior Court of Common Pleas, and General Sessions of the Peace, in the Township of Yarmouth.

For Acts respecting this subject, see note on 29th Geo. 3d. cap. 5.

Preamble:

**W**HEREAS it is necessary for the administration of Justice, and execution of the Laws, within the township of Yarmouth, and Argyle, that a Court House and Jail, should be erected within the district of Yarmouth, in the county of Shelburne:

Court-house, jail,  
&c. at Yarmouth.

I. *Be it enacted, by the Lieutenant Governor, Council and Assembly,* That the Justices in their General Sessions, to be held in the said township of Yarmouth, and the Grand Juries, who shall be duly returned, impanelled, and sworn, under, and by virtue of the aforesaid Act, shall, and may from time to time, exercise all the powers and authorities within the same district, with respect to the building, and repairing of Court Houses, and Jails therein, and assessing monies for the same, and other necessary purposes, which of right, the Justices and the Grand Juries respectively, in the several counties, within this Province, may, or ought by law, to exercise within such counties.

Inhabitants of  
Yarmouth and  
Argyle not to be  
taxed for build-  
ings out of their  
district, nor to  
serve on juries  
out of their dis-  
trict.

II. *And be it further enacted, by the authority aforesaid,* That the said district of Yarmouth and Argyle, and the inhabitants living within the same, shall be exempt from, and shall not be taxed, assessed or amerced, by the Justices or Grand Juries for the county of Shelburne, for any expences to be incurred for, or in building, or repairing any Court House, or Court-Houses, Jail or Jails, in any part of the said county, the said district excepted; and that the freeholders, and other inhabitants of the same district, shall be exempted from serving on Grand or Petit Juries, at the Inferior Court of Common Pleas, and General Sessions of the Peace, in any place within the said county of Shelburne, out of the same district.

### CAP. VIII.

## An ACT in amendment of an Act for the better regulating of Elections.

For Acts, on this  
subject see note,  
on 29th Geo. 3d  
cap. 1.

Preamble.

**W**HEREAS from the extent of many of the counties in this Province, and from the unimproved state of their roads, it is extremely difficult for the freeholders of such counties, to meet and assemble at any one fixed, or given, place, for the purpose of electing members to serve in the General Assembly:

Opening of Poll.

I. *Be it therefore enacted, by the Lieutenant Governor, Council and Assembly,* That from and after the publication of this Act, it shall and may be lawful, (on application of either of the candidates) on the day the poll is first opened, for every Sheriff, or other officer of the counties herein after named, to whom any writ for electing a member or members for such counties, to serve in the General Assembly, of this Province, shall be directed, after having opened a poll at the county Court-House, if demanded, and having received the votes of the freeholders of such county in manner and form as is directed, in, and by the said Act, entitled, an Act, for the better regulating elections, to remove or adjourn the poll (held as aforesaid) in each of the counties, herein after named, and to the respective places following, *That is to say,* In the county of Halifax, on application as aforesaid, the poll to be adjourned at the Court-House in Onslow, and to the town plot called Walmsley, at, or near the harbour of Pictou; in the county of Annapolis, to Scissabou, opposite to the town plot of New-Edinburgh; in King's County, to the town plot of Parrsborough, near Partridge Island; in the county of Shelburne, to the Court-House, and at the French Meeting-House in the township of Argyle; in the County of Sydney, to Country Harbour and Antigonish.

Places where the  
Poll is to be re-  
moved at desire  
of candidates.

How the Poll is  
to be demanded,  
in case of remo-  
val.

II. *And be it further enacted, by the authority aforesaid,* That the application aforesaid for the removal or adjournment of the poll, shall be made on the day on which the poll is opened at the county Court House, and that the said Sheriff or other officer as aforesaid, shall, on such application duly made, forthwith notify the Freeholders of the county, of the said adjournment, by fitting up advertisements, at the Court-House, where the poll is then held, and at two of the most public places in the district, to which the poll is to be adjourned, that he will, on the twelfth day from the opening the poll at the Court-House, continue the same at the place within the district to which it is adjourned; that he will then and there proceed for the space of two days, to take the poll, or until the Electors then and there present be polled. III.

To continue o-  
pen for two days.