

Penalty for Collectors neglecting to report delinquents.

II. *And be it further enacted*, That if any Collector of Taxes, or Surveyors of Highways, shall, previous to the expiration of his office, neglect to make report in manner as herein before directed, he shall forfeit the sum of two pounds, to be applied to the relief of the Poor of the township for which he shall be chosen, and if any Clerk of the Peace shall refuse or neglect to make such representation as is herein before directed, he shall forfeit the like sum, to be applied to the same use.

CAP. VII.

An ACT for extending to the several Towns of Windsor, Annapolis and Lunenburg, the Provisions of an Act, passed in the second year of the Reign of his present Majesty, entitled, an Act for appointing Firewards, ascertaining their Duty, and for punishing Thefts and Disorders, at the Time of Fire; and also, of the several Acts made in addition to, or amendment of, the said Act.

For Acts on this subject, see note on 2d Geo. 3d. cap. 5.

Preamble.

WHEREAS *it is expedient and necessary, that the several provisions contained in the Act, passed in the second year of the reign of his present Majesty, entitled, An Act for appointing firewards, ascertaining their duty, and for punishing thefts and disorders at the time of fire; and also the several Acts, made in the twenty third, twenty eighth, and thirtieth years, of his said Majesty's reign, in addition to, or amendment of, the said Act, should be extended to the towns of Windsor, Annapolis and Lunenburg.*

Act for appointing Fireward extended to Windsor, Annapolis, and Lunenburg.

I. Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That from and after the publication hereof, the several matters, clauses and things, specified and contained in the said before recited Acts, shall be, and the same are hereby extended to the several towns before mentioned. Provided always, that it shall be lawful for the Justices in their Sessions, to assign the limits within which the inhabitants of the respective towns abovementioned, shall be liable to make good losses sustained, and recoverable, under the first of the above recited Acts, as hereby extended; any thing, in the present Act, to the contrary notwithstanding.

CAP. VIII.

An ACT to enable the Deputy Surveyors of this Province, to administer an Oath, or Affirmation if Quakers, to such Persons as may be employed under them, as Chain Bearers in measuring Lands.

Preamble.

WHEREAS *the Surveyor General of lands has ordered his deputies not to proceed on the survey of lands, until the chain men, to be employed under him for that purpose, have been sworn to the faithful discharge of their duty. And whereas it frequently happens, that persons employed as chain bearers in laying out lands, are under the necessity of travelling a great distance, in order to have an oath administered to them, by some one of His Majesty's Justices of the Peace, previous to their, the said chain bearers, proceeding to assist in laying out such lands, which is attended with expence and inconvenience: for remedy whereof:*

Administering of Oaths to Chain Men.

I. Be it enacted, by the Lieutenant Governor, Council and Assembly, That from and after the publication of this Act, it shall and may be lawful for all Surveyors who are, or may be appointed by the Surveyor General of Lands, as his deputies, where there is no Justice of the Peace within

two miles of the place, where any survey is to be made, to administer an oath, or affirmation, as the case may require, to their chain men, before they proceed upon the same, that they will well and truly perform that service, according to the best of their skill and judgment, and according to the directions they shall receive from the said deputy Surveyor or Surveyors.

II. *And be it further enacted,* That no Justice of the Peace, shall exact or take any fee or reward for administering any oath, provided for by this Law.

No fee for administering oath by a Justice to be taken.

CAP. IX.

An ACT to enable the Inhabitants of the Town of Annapolis, and the Officers of His Majesty's Garrison, stationed for the time being in the said Town of Annapolis, annually to nominate and appoint Supervisors, to take charge of the Common appertaining to the said Town, and for other purposes therein mentioned.

For Acts on this subject, see note on 34th Geo. 3d cap. 12.

WHEREAS the inhabitants of the town of Annapolis, in the county of Annapolis, have, at a very great expence, dyked a marsh, situated north of the said town of Annapolis, and which marsh was reserved, in and by His Majesty's letter patent, to Erasmus James Philips, and others, bearing date the sixth day of September, in the year of our Lord, 1759, as a perpetual common, (or pasturage to, and amongst, the said grantees, and all the inhabitants in the town of Annapolis, and garrison of the fort of Annapolis.) And whereas it will tend greatly to the advantage of the proprietors of the said common, to have proper persons annually nominated, to take charge of the said marsh, and to make rules and regulations for the government of each person, having a right of common in the said marsh:

Preamble.

I. *Be it therefore enacted, by the Lieutenant Governor, Council and Assembly,* That it shall and may be lawful, for the Grand Jury of the county of Annapolis, annually, at the Spring Court of Sessions of the Peace, to nominate four of the inhabitants of the town of Annapolis, as supervisors of the said marsh, out of whom the said Court of Sessions of the Peace, shall appoint two, to be supervisors for the year then next ensuing, who shall respectively be sworn to the faithful discharge of their duty hereafter set forth, in and by this Act.

Appointment of Supervisors of the Common of Annapolis.

II. *And be it further enacted, by the authority aforesaid,* That the commanding officer of the garrison of Annapolis, for the time being, if a commissioned officer, shall be a third supervisor for the purposes hereinafter expressed, and if at any spring Court of Sessions aforesaid, there shall be no commissioned officer belonging to the said garrison, stationed at Annapolis, then, and in such case, the said Grand Jury shall nominate six of the aforesaid inhabitants as supervisors aforesaid, out of whom the said Court of the Sessions of the Peace shall appoint three to be supervisors for the year next ensuing, which said supervisors are hereby empowered and directed to meet and convene together, from time to time, as occasion may require, to view, consider, consult, and order such ways and methods for repairing the dykes, and aboteaux, and ditches of the said marsh, and for fencing the same, or repairing the fences thereof, and to assess and tax each and every person, entitled to commonage in the said marsh, his equal proportion of labour, in, and towards the same, and from time to time, as occasion may require, to call on such person or persons for the performance thereof.

The Commanding officer of the Garrison of Annapolis, if a commissioned officer, to be also appointed a Supervisor.

Duty of Supervisors.

III. *And be it further enacted, by the authority aforesaid,* That each and every person disobeying, or refusing to comply with, such order, assessment or tax, shall forfeit, for each and every day's manual labour so ordered, assessed or taxed, the sum of five shillings; and for each and every day's labour of his horse or horses, oxen, cart or waggon, the sum of ten shillings; to be recovered.

Penalty for persons disobeying the orders of the Supervisors.