

## CAP. III.

An ACT in further addition to the Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estate of Intestates.

- Preamble. **W**HEREAS *it is just and reasonable that in the settlement and distribution of Insolvent Estates, equal distribution thereof should be made to and among all the Creditors, without preference or partiality :*
- Distribution. **I.** *Be it enacted, by the Lieutenant-Governor, Council and Assembly, That in the settlement and distribution of the Insolvent Estates of deceased persons hereafter to be made, the whole of the*
- Exception. *Real and Personal Estate (except such part thereof as shall have been allowed by the Judge of Probate or Surrogate for the expences of the funeral, and the necessary attendance on the deceased in his last illness) shall be equally distributed, divided and paid, to and among the creditors, in proportion to their several and respective debts, without partiality or preference : and no executor or administrator, being a creditor, shall be allowed to retain out of the estate or effects which may come into his hands, more than his equal or rateable share or proportion thereof, in payment or satisfaction of his own debt. Provided always, That nothing herein contained shall extend, or be construed to extend, to affect debts due to the Crown, or on Mortgage, or on judgments docketed in the life time of the intestate, or testator, or to the widow's dower in real estate.*
- Proviso. **II.** *And be it further enacted, That it shall be no longer necessary to advertise in any other Newspaper save the Royal Gazette, published in this Province, for the creditors to the estate of the deceased, to bring in their demands against such estate, any law, usage or custom, to the contrary notwithstanding.*
- Advertising. **III.** *And be it further enacted, That it shall not be lawful to grant licence to any executor or administrator for the sale of real estate, until such executor or administrator shall file, in the Secretary's Office, the certificate of the Judge of Probate for the County or District where the lands lie, that full and ample security has been given to account for the proceeds of such sale according to Law.*
- Licence for sale of Estate. **IV.** *And be it further enacted, That this Act shall be in force for three years from the publication thereof, and from thence to the end of the next Session of the General Assembly.*
- Continuation of Act.

## CAP. IV.

An ACT to provide for the support of a Light-House on the south end of Coffin's Island, on the eastern side of the entrance of Liverpool Harbour.

- Preamble. **W**HEREAS *a Light-House is now erecting on the south end of Coffin's Island, on the eastern side of the entrance of Liverpool Harbour, which will be highly beneficial to all Vessels going into that Harbour :*
- Light Duty. *therefore,* **I.** *BE it enacted by the Lieutenant-Governor, Council and Assembly, That so soon as the said*  
Light-

Light-House shall be completed, and a Light kept therein, all ships and vessels which shall enter the said Harbour, shall pay the same rate of tonnage duties that are now received from, and payable by, all vessels which enter the Harbour of Halifax.

II. *And be it further enacted*, That it shall and may be lawful to collect, receive and apply, the tonnage duties imposed by this Act, in the same manner, and under the same regulations, that the said tonnage duties are now collected, received and applied, in the said Harbour of Halifax. Collection and application of duty.

III. *And be it further enacted*, That the Act, passed in the thirty-third year of His late Majesty's reign, entitled, An Act for regulating and maintaining a Light-House on Sambro Island; also, an Act, passed in the twenty-eighth year of his present Majesty's reign, entitled, An Act for regulating and maintaining a Light-House at the entrance of the Harbour of Shelburne, and all the several Acts which have been since made and passed, in addition to and amendment thereof, and to revive, continue, and make the same perpetual, and all the several matters and things contained therein, shall be, and the same are hereby extended to the said Light-House, on the south end of Coffin's Island, and also made applicable to enforce the payment of the said tonnage duties on all vessels which enter the said Harbour of Liverpool. Act 33d, Geo. II.  
Act 28th, Geo. III. &c. extended to Light House at Coffin's Island.

IV. *And be it further enacted*, That this Act shall be and continue in force for three years from the publication thereof, and from thence to the end of the next Session of General Assembly. Continuation.

## CAP. V.

An ACT to revive and continue an Act, passed in the thirty-second year of His Majesty's reign, entitled, An Act to regulate the Summary Trials of Actions, before His Majesty's Justices of the Peace, in the Town and Peninsula of Halifax, and to revive and continue the several Acts in amendment to the said Act.

**W**HEREAS the discontinuance of the said Act has been attended with much inconvenience, for Preamble.  
remedy whereof:

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly*, That, from and after the publication hereof, the said recited Act, entitled, An Act to regulate the Summary Trials of Actions, before his Majesty's Justices of the Peace, in the town and peninsula of Halifax, and the several Acts in amendment to the said Act, and every matter, clause, and thing, therein contained, shall be, and the same are hereby revived and continued, in full force and virtue, until the thirty-first day of March, in the year of our Lord, one thousand eight hundred and thirteen, and thence until the end of the next Session of the General Assembly, and no longer, any thing in the said Acts contained, to the contrary notwithstanding. Acts revived and continued.