

CAP. XVI.

An ACT to regulate the payment of the Monies due to the Province for Provisions supplied to the Inhabitants, and to apply the same to the service of Roads and Bridges.

WHEREAS it is necessary and expedient that the sum of 6,000l. due to the Province under the Act, passed in the fifty-seventh year of His present Majesty's Reign, entitled, *An Act for the Importation of certain kinds of grain, flour and meal, and for furnishing the same to such settlers within the Province as are in indigent circumstances, owing to the failure of crops, be applied in payment of a part of the appropriations for the service of Roads and Bridges in the several Counties and Districts, in the present year.*

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That the sum of 812l. 7s. 3d. from the County of Sydney ;*
 1,290l. 15s. 10d. from the District of Pictou ;
 429l. 8s. from the District of Colchester ;
 623l. 2s. 5d. from the County of Halifax ;
 439l. 13s. 4d. from the County of Cumberland ;
 542l. 1s. 6d. from the County of Hants ;
 470l. 16s. 5d. from the County of King's County ;
 612l. 19s. 1d. from the County of Annapolis ;
 185l. 2s. 11d. from the District of Yarmouth ;
 192l. 18s. 10d. from the rest of the County of Shelburne ;
 202l. 11s. 11d. from the County of Queen's County ;
 198l. 2s. 6d. from the County of Lunenburg ; be expended and applied to the service of Roads and Bridges in the several Counties and Districts, where the same are severally due, as aforesaid.

Six Thousand Pounds due from certain parts of the Province, to be applied to the repair of Roads.

II. *And be it further enacted, That the persons who are indebted in the several Counties and Districts aforesaid, for provisions, shall be at liberty to discharge the amount of their debts, by performing labour on the Roads and Bridges, under the direction of the Commissioners for Roads, in or near the several Townships or Districts where such debtor resides ; provided the same shall be performed on the Roads and Bridges, at such times and places as shall be pointed out by the Commissioners, on or before the first day of August next ; and if the same shall not be then discharged by labour as aforesaid, or otherwise, to the satisfaction of the Commissioners, the Treasurer of the said several Counties and Districts shall enforce the collection of such debts as by law directed.*

Individuals who have received Provisions, may pay for the same by performing Labour on the Roads.

III. *And be it further enacted, That the Justices of the Peace, in the Courts of General or Special Sessions, to be held for that purpose, shall cause a Schedule of the names of such debtors to be made out, and class them, and shall furnish the Commissioner with a list thereof, so as to direct the expenditure of the labour to be performed under the Commissioner, to be done on the Roads and Bridges in or near the Township where such debtors reside.*

Schedule of Debtors to be furnished Road Commissioners.

IV. *And be it further enacted, That the monies now in the hands of the Treasurers, or which shall be by them collected, shall be paid over to such Commissioners as shall be authorized by the Court of Sessions, to receive the same in such proportions as shall be determined by the said Court of Sessions.*

Monies received for Provisions

Credit for Labour.

V. *And be it further enacted*, That persons who shall perform labour in satisfaction of their debts as aforesaid, shall be entitled to receive a credit for such labour so performed, at the rate established by the Act for regulating the expenditure of the monies for Roads and Bridges.

Provision Money—how considered.

VI. *And be it further enacted*, that the sum of 6,000*l.* applied by this Act, shall be considered part of the sum of 20,000*l.* granted for the service of Roads and Bridges in the present Session.

Schedule of Monies to be transmitted to Treasurer.

VII. *And be it further enacted*, that the Court of Session in each County and District, shall return into the Office of the Treasurer of the Province, a Schedule of the money by them appropriated under the provisions of this Act, to be expended by the several Commissioners in such County or District.

CAP. XVII.

An ACT in addition to, and amendment of, an Act, passed in the forty-first year of His Majesty's Reign, entitled, An Act for the repairing, keeping in repair, cleaning and paving the Streets, in the Town and Peninsula of Halifax, and for removing obstructions therein; and also, to suspend the power and authority vested in the Surveyors of Highways, within the Town and Peninsula of Halifax, after the first day of August next, during the operation of this Act.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That when and so often as the Commissioners shall have proceeded, as directed by the eighth section of the said Act, to ascertain the line of any street, lane or highway, within the Town of Halifax, for any person or persons about to erect any building thereon, and the person or persons about to build shall be dissatisfied with the line pointed out by the said Commissioners, it shall and may be lawful for the Chief Justice, or any other Judge of the Supreme Court, in Term Time, or during Vacation, upon the application of the Commissioners, or the person or persons so dissatisfied, to issue a precept to the Sheriff of the County of Halifax, or his Deputy, to summon a jury of the freeholders of the said Town of Halifax, nowise interested in establishing or altering the line of the said street, to meet at some convenient day therein mentioned, to view and lay out the line of such street, or lane, or highway, who shall have an oath administered to them, by the Judge who shall issue the precept, well and truly to lay out, and fix, the line of such street, lane or highway, according to the best of their skill, and judgment, and the witnesses, if any shall be offered by either party, shall be sworn before the said Judge, and if the jurors, or either of the parties shall require it, a new survey shall be made of the line of such street, lane or highway, which being done, the Sheriff or his Deputy shall make a return forthwith, under the hands of himself and the jurors, to the Judge, who having approved and confirmed the same, shall direct the said return to be filed in the Office of the Prothonotary of the Supreme Court, and an exemplification thereof to be deposited in the Office of the Surveyor General. *Provided always*, That if

A Jury of Freeholders may be Summoned to ascertain the Line of Streets, &c. if necessary

Return of Jury confirmed.

the