

the same manner, as any other debt, in an action, to be brought by any three of His Majesty's Justices of the Peace, for the Town of Halifax.

All persons bound to store Gunpowder in the Magazine

III. *And be it further enacted,* That so soon as the Magazine, so to be erected, shall be ready for the reception of Gunpowder, all and every person or persons, importing or bringing Gunpowder, not belonging to His Majesty, into Halifax; or to whom any such Gunpowder may be consigned, shall immediately store the same in the said Magazine; and if any person or persons, importing or bringing into Halifax any Gunpowder, or any person or persons to whom any Gunpowder shall be consigned, shall store or deposit the same in any other Building, of whatsoever description, within Ten Miles of the Town of Halifax, except the quantity allowed by Law, for persons to have in their possession, the person or persons, refusing to put their powder into the Magazine, or who shall deposit Gunpowder, in any other Building within Ten Miles of the Town of Halifax, shall pay a fine of Twenty Pounds, and the Justices shall seize the Gunpowder as forfeited; and shall apply the proceeds arising from the sale of the Gunpowder, as well as the Fine, in the same manner and to the same use, as the Storage, to be paid, is heretofore directed to be applied; the said fine to be recovered by bill, plaint or information, in any of His Majesty's Courts of Record in the Province, by any three of His Majesty's Justices of the Peace for the County of Halifax.

Penalty for refusal or neglect

Application of fines

After paying the debt—the receipts to become Town Property

IV. *And be it further enacted,* That after the debt incurred in borrowing money, shall have been paid, all sums arising from the storage of Gunpowder, and from all fines or forfeitures, and the proceeds arising from all Gunpowder, so seized as aforesaid, shall be applied to Town-purposes; any law, usage or custom, to the contrary notwithstanding.

£180 may be drawn from Treasury in aid of the object

V. *And be it further enacted,* That there shall be granted and paid, out of the Treasury of the Province, the sum of one hundred and eighty pounds currency, in aid of the expense of building such Magazine, being the sum formerly granted for that purpose; and the said sum of money shall and may be drawn from the Treasury by warrant from the Lieutenant-Governor, when and so soon as the said Magazine shall be completed.

CAP. XXVIII.

An Act to extend to Bridgetown, in the County of Annapolis, the Provisions of the Act relating to Commissioners of Highways, in Halifax, and certain other places.

Act relating to Commissioners of Highways extended to Bridgetown

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the last Session of the General Assembly, entitled, An Act relating to Commissioners of Highways, in Halifax, and certain other places, and all the regulations and provisions thereof, with every matter, clause and thing, therein contained, shall be extended, and the same are hereby extended, to Bridgetown, in the County of Annapolis; and it shall be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to appoint three respectable Inhabitants and Freeholders of Bridgetown aforesaid, to be Commissioners of Highways therein, for the purpose of carrying into effect the provisions and regulations of the said Act, and to proceed to supply any vacancy that may occur amongst such Commissioners, and such appointment to renew when necessary, in the same manner as is pointed out and provided by said Act.

II. *And be it further enacted,* That the Jurisdiction, powers and authority of the said

said Commissioners, shall be confined and restricted to the bounds and limits following, that is to say—commencing at Joshua Gidney's eastward boundary line; thence running down the Granville main road, until it reaches the causeway on the western side of the Aboiteau, including the same; thence running southwardly until it reaches the Annapolis River; thence along said River, until it meets the south end of said Gidney's line.

CAP. XXIX.

An Act to continue and amend the Act for regulating the expenditure of Monies appropriated for the service of Roads and Bridges.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the fourth and fifth years of His present Majesty's reign, entitled, An Act to regulate the expenditure of Monies, hereafter to be appropriated, for the service of Roads and Bridges, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the next Session of the General Assembly.

Act 4th and 5th
Geo. IV. continued

II. And be it further enacted, That, from and after the Publication of this Act, the Contracts mentioned and referred to in the fifth Section, of the Act hereby continued, shall not be in the words mentioned and set forth in the said fifth Section, but shall be in the words following, that is to say:—

Form of contract

Articles of Agreement, had, made and agreed upon, this _____ day of _____
One Thousand Eight Hundred and _____ Between A. B. Commissioner for
_____ of the one part, and C. D. of _____ and E. F. and G. H. of _____
as Sureties for the said C. D. of the other part, as follows, viz: the said C. D. and the said E. F. and G. H. as his Sureties, for the consideration hereinafter mentioned, do, for themselves, their Heirs, Executors and Administrators, covenant, promise and agree, to and with the said A. B. his Executors and Administrators, that he the said C. D, his Heirs, Executors, and Administrators, shall and will, on or before the last day of August next, in a good and workmanlike manner, well and sufficiently _____ to the satisfaction of the said A. B. In consideration whereof, the said A. B, for himself, his Heirs, Executors, and Administrators, doth hereby covenant, promise and agree, to and with the said C. D, his Executors, and Administrators, that he, the said A. B. his Heirs, Executors and Administrators, shall and will well and truly pay, or cause to be paid, unto the said C. D, his Executors or Administrators, the sum of _____ in manner following, that is to say:—one third part of the said sum of _____ from time to time, as the said work shall be proceeded in, and the remaining two third parts thereof, when the work shall be completed and finished agreeably to this Contract; and the certificate prescribed by the Act of the General Assembly, entitled, An Act to regulate the expenditure of Monies, hereafter to be appropriated for the service of Roads and Bridges, shall be obtained, and for the performance of the Articles and Agreements aforesaid, the said Parties bind and oblige themselves, their Heirs, Executors and Administrators, each to the other, in the penal sum of _____ firmly by these Presents. In Witness whereof, they have hereunto interchangeably set their hands and seals the day and year first above written.

And Whereas, the regulation contained in the twelfth section of the said Act, has in some cases been found prejudicial to the public service.

Governor and Council may authorise expenditure of more than £500 by one Commissioner

III. Be it therefore enacted, that it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of