

Recognizances not to bind lands &c. but from the time of enrolment.

XV. *And be it further enacted*, That the day of the month and year of the enrolment of the recognizances shall be set down in the margin of the roll where the said recognizances are enrolled, and that no recognizance shall bind any lands, tenements or hereditaments in the hands of any purchaser *bona fide* and for valuable consideration, but from the time of such enrolment, any law, usage or course of any court to the contrary notwithstanding.

CAP. XV.

An ACT for the regulating WEIGHTS and MEASURES.

I. *Be it enacted by the Governor, Council and Assembly,*

Weights and measures to be according to the standard of the exchequer.

Persons convicted of others forfeit five shillings for every offence to the use of the poor.

THAT there shall be one just beam or ballance, one certain weight and measure and one yard according to the standard of his Majesty's Exchequer in England, used throughout this province; and whosoever shall keep any other weight, measure or yard whereby any corn, grain or other thing is bought or sold, shall forfeit for every offence *five shillings*, being thereof convicted by the oath of one sufficient witness before any justice of the peace, to be levied by distress and sale of the offender's goods, to the use of the poor of the town or parish where such offence shall be committed.

Clerks of the market annually chosen by the towns or parishes to procure all weights and measures to be marked.

Clerks fees and penalty for neglect or refusal to assay, seal and mark such weights, &c.

II. And for the better observation of and putting in execution this act, *Be it further enacted*, that the clerks of the market to be annually appointed or chosen in the several towns or parishes in the respective counties in this province shall procure a set of weights and measures according to such standard and shall cause to be assayed, sealed and marked with the letters G. III. R. all weights and measures brought to him for that purpose, to be used in the respective towns and parishes for which they shall be so appointed or chosen, for each and every of which weights and measures so assayed, sealed and marked, the said clerk of the market shall have and take *one penny*, and if any clerk of the market shall neglect or refuse when thereunto required, to assay, seal and mark any weight or measure he shall forfeit for every offence *five pounds* on conviction by presentment or indictment at the quarter sessions, one moiety thereof to the prosecutor and the other moiety to the use of the poor of the town or parish where such offence shall be committed, to be levied by distress and sale of the offender's goods, and for default of such distress the offender to be imprisoned by warrant of the justices at such session till payment be made. *Saving always nevertheless*, unto the city of

Saint

Saint John, and the Mayor, Aldermen and Commonalty of the same city, and all and every of them, all such rights, priviledges and ufages as they or either of them can justly claim as clerk of the market within the said city or otherwise howsoever, any thing herein contained to the contrary notwithstanding.

CAP. XVI.

An ACT for ESTABLISHING a TENDER in all PAYMENTS to BE MADE in this PROVINCE.

WHEREAS it is necessary for the ascertaining of contracts, to determine the value of the coin in which all tenders may be lawfully made. Preamble.

II. *Be it enacted by the Governor, Council and Assembly*, That an English guinea shall pass current and be received for *twenty three shillings and four pence*, and a silver English or French crown piece for *five shillings and six pence*, and all other English gold and silver coin in the like proportion, and that Spanish mill'd dollars shall pass current and be received for *five shillings* each, and a half joannes, for *forty shillings*, in all payments to be made within this province. Value of coin at which to pass in all payments viz. English guineas at 23/4. French crowns at 5/6. Spanish dollars at 5/ half joannes at 40/ and other gold and silver money in proportion.

CAP. XVII

An ACT for ESTABLISHING the RATE of INTEREST.

I. *Be it enacted by the Governor, Council and Assembly*, THAT no person or persons whatsoever, upon any contract which may be made, shall directly or indirectly accept or receive for loan of any monies, wares, merchandize, or other commodities whatsoever, above the value of *six pounds* for the forbearance of *one hundred pounds* for the term of *one year*, and so after that rate for a greater or less sum, or for a longer or shorter time; and that all bonds, contracts, obligations and assurances whatsoever, for payment of any principal, or money, to be lent, or covenanted to be performed, whereupon, or whereby there shall be reserved, taken, or received above the rate of *six pounds* for *one hundred pounds* as aforesaid, shall be utterly void; and that all and every person, or persons whatsoever, who shall, upon any contract, bond, obligation or assurance to be made, take, accept

Not more than 6 per cent. interest to be received for loan of monies, wares, &c.

Bonds &c. securing more than 6 per cent. interest to be void.

Persons who shall on any contract, bond &c. take more than 6 per cent. interest