

and the Pound-keeper shall cause the same to be advertized as soon as may be. And if the owners thereof shall neglect to pay such damages, as also to the Pound-keeper *one shilling* per day for keeping each Horse or Neat Cattle, and *six-pence* per day for each Sheep, Swine, or Goat, with charges of advertizing the same, within fourteen days after the same shall be impounded, such Horses, Cattle, Sheep, Goats or Swine, shall be publicly sold, or so many of them as may be necessary to defray the damages and charges, and the monies arising from such sale, after deducting the damages and charges, shall be paid to the owner or owners thereof: And if no person appears, then to the overseers of the Poor, for the use of the Poor of such Town or Parish.

verified by the Pound-keeper. Owners neglecting to pay such damages with Pound-keeper's fees, within 14 days, Cattle, &c. to be sold to defray such damages and charges. Overplus paid to the owner, or if no owner appears, to the overseers of the Poor.

VI. *And be it further enacted*, That if any person or persons shall rescue any Horses, Cattle, Sheep, Goats or Swine from any Hog-reeve or other person whatsoever driving such Horses, Cattle, Sheep, Goats or Swine to Pound, the offender shall forfeit for such rescue *twenty shillings* over and above all damages that may be sustained by the trespass, which penalty may be recovered before any one of His Majesty's Justices of the Peace, on the oath of one credible witness, and levied by Warrant of Distress and sale of the offender's goods. And if any person or persons shall make a breach of any Pound, or shall, by any indirect means, deliver any Horses, Cattle, Sheep, Goats or Swine so impounded, the person or persons so offending and every of them, shall, upon conviction before any two Justices (*Quorum Unus*.) forfeit for every such offence *three pounds*; which said penalties shall be paid and applied one half to the person prosecuting, and the other half to the use of the Poor, after deducting the damages, charges, and expence of repairing such Pound breach.

Persons rescuing Cattle, &c. to forfeit 20s. and all the damages done. To be recovered before a Justice of Peace.

Any person breaking a Pound, or by indirect means delivering Cattle, &c. to forfeit 3l. one half to the prosecutor and the other half to the use of the Poor.

VII. *And be it further enacted*, That every Town or Parish shall be provided with a sufficient Pound or Pounds as shall be thought necessary for such Town or Parish, to be fixed in the most convenient situation as the Justices in their General Sessions shall think fit, and at the expence of the Inhabitants of such Town or Parish, to be assessed and collected as other Town or Parish charges are.

Every Parish to be provided with a sufficient Pound, to be erected at the expence of the inhabitants, and assessed and collected as other Parish charges

C A P. IV.

An ACT for the better securing the Navigation of Passamaquoddy Bay within Deer Island. Passed the ~~14th~~ <sup>27th</sup> of February, 1801.

WHEREAS an Act made and passed in the thirty-fifth year of His Majesty's Reign, intituled "an Act to provide for the support of Beacons to be erected for the bet-  
 Preamble.  
 " ter

“ter securing the Navigation of Passamaquoddy Bay, and “building a Slip in the Harbor of Saint Andrews” has expired. And whereas from the monies arising by virtue of the said Act having been found insufficient to defray the expence of erecting, replacing, and keeping in repair the Beacons or Land-marks therein mentioned, it is necessary and expedient that further provisions be made for that purpose, and for paying off the debt contracted by the Commissioners appointed by His Excellency the LIEUTENANT GOVERNOR by virtue of the said Act.

I. *Be it therefore enacted by the Lieutenant Governor, Council, and Assembly,* That it shall and may be lawful for such Commissioners as His Excellency the LIEUTENANT GOVERNOR shall appoint, or the major part of them, to ask, demand, sue for, and receive from the Deputy Province Treasurer, for the County of Charlotte, his heirs or executors, or any other person or persons, all such sum or sums of money, as he or they may have received or may have become indebted for by virtue of the former Act, and adjust and pay off all demands arising from the erection, &c. of Beacons.

II. *And be it further enacted,* That the Beacons or Landmarks to be erected, replaced, or kept in repair, shall be at the following places, viz:—one on the Sand Spit, called Sandy Island, a second on the extremity of Indian Point, and a third on the South Eastern point of Saint Andrew’s Island.

III. *And be it further enacted,* That from and after the time it shall be certified under the hands of the Justices of the Inferior Court of Common Pleas or the major part of them to the Deputy Province Treasurer for the said County, that such Beacons are erected as aforesaid, there be and hereby are granted to His MAJESTY, his heirs and successors, for the building, replacing and support of such Beacons the following duties of tonnage on all inward bound vessels entering Passamaquoddy Bay within Deer Island, of the following description and at the following rates, viz:—On all vessels, coasting craft excepted, *one halfpenny* per ton for every ton they respectively admeasure agreeable to register; and on all coasting vessels, *one shilling and three-pence* for each time they arrive in Passamaquoddy Bay within Deer Island aforesaid.

IV. *And be it further enacted,* That every master of such ship or vessel who shall refuse or neglect to call upon the Deputy Province Treasurer and pay to him such tonnage within forty-eight hours after his arrival, shall forfeit and pay a sum not exceeding *five pounds*, to be sued for and recovered before any two of His MAJESTY’S Justices of the Peace, and applied for the purpose of erecting or supporting such Beacons.

V. *And be it further enacted,* That the Commissioners to be appointed as aforesaid to superintend and compleat the erecting of

of the said Beacons, or the major part of them, shall have power and authority to call upon the Deputy Province Treasurer for such sum or sums of money as he shall from time to time have collected, excepting the amount of five per cent. which it shall be lawful for such Deputy Treasurer to retain in full for his trouble in collecting the same.

demand of the Deputy Prov. Treasurer such money as he shall from time to time collect, excepting five per cent. allowed for his trouble.

VI. *And be it further enacted*, That the said Commissioners shall, at the first Court of General Sessions of the Peace in the said County of Charlotte, yearly render an account to the Justices of the said Sessions of the monies from time to time received, and expended by them, under this Act, and shall also on paying off the debt at present incurred, and compleating the said Beacons pay the balance, if any, remaining in their hands, into the County Treasury, for the purpose of defraying the expences of keeping in repair or replacing such Beacons.

Commissioners to account for monies received and expended, and after paying off the debts and compleating the Beacons, to pay the balance into the County Treasury.

VII. *And be it further enacted*, That if any person or persons shall take away, cut down, destroy or deface either of the said Beacons, such offender or offenders shall on due conviction thereof, by the oath of one or more credible witness or witnesses, before any two of his MAJESTY'S Justices of the Peace, forfeit and pay a sum, not exceeding *twenty pounds*, to be applied as aforesaid, and on failure of payment thereof, or want of goods and chattles whereon to levy, such offender or offenders, shall be committed by such Justices to the County Goal for a space not exceeding three months.

Any person destroying or defacing such Beacons, on conviction before two Justices of the Peace to forfeit 20l. to be applied as aforesaid—and for want of goods to be committed to goal for three months.

VIII. *And be it further enacted*, That this Act shall continue and be in force for the term of Five Years and no longer.

Limitation.

C A P V.

An ACT for the Support and Relief of confined Debtors. Passed the ~~14th~~ <sup>27th</sup> of February, 1801.

WHEREAS an Act made and passed in the thirty-ninth year of His MAJESTY'S Reign, intituled "an Act in amendment of an Act made and passed in thirty-first year of His MAJESTY'S Reign, intituled "an Act for the support and relief of confined Debtors," and also the Act therein referred to, are near expiring: And whereas the support and relief intended by the said Act, has been found expedient and necessary—

Preamble.

I. *Be it therefore enacted by the Lieutenant Governor, Council, and Assembly*, That whenever any person committed to any Gaol in this Province for debt, not exceeding *two hundred pounds*, at the suit of any creditor, shall be incapable to provide or secure their necessary support, it shall and may be lawful

Any person committed to Gaol for debt not exceeding 200l. and incapable

D