

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~~ 27th 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

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to provide their support, may, after fourteen days confinement, make application to a Judge of the Supreme Court or Court of Common Pleas of the County, who shall after fourteen days notice to the Creditor or his Attorney, examine such Debtor or any witness on oath, & if on examination it shall appear that such Debtor is unable to provide such support, Judge may make an order for weekly maintenance to be provided by the Creditor,

and in case of failure Debtor to be discharged.

Creditor not to be prevented from prosecuting his suit to final judgment, and taking out a *Fieri Facias*.

ful for such Debtor, after fourteen days confinement, to make application to any Judge of the Supreme Court, or Justice of the Court of Common Pleas of the county where such Debtor shall be confined, for a weekly support or maintenance: And such Judge or Justice, after fourteen days previous notice to such Creditor or his Attorney, shall examine on oath such confined Debtor, or any witness produced, as to the ability of such Debtor to support him or herself, and if on examination, to be taken in writing on oath as aforesaid, which shall be filed in the office of the Clerk of the Court out of which the Process issued, it shall appear to such Judge or Justice that such Debtor is utterly unable to support him or herself, it shall and may be lawful for such Judge or Justice to make an order for such Creditor to pay such Debtor a weekly sum to be applied for the support of such Debtor, which sum shall be paid weekly, and from the first day of November until the last day of March shall be *three shillings and six-pence* per week, and the remainder of the year *two shillings and six-pence* per week; and after such order, it shall be the duty of such Creditor to pay such weekly support, and in case of failure thereof, it shall and may be lawful for any such Judge or Justice as aforesaid, on such failure being made known to him, to make an order under his hand and seal to the Sheriff or Gaoler to discharge the said Debtor out of confinement. *Provided* that nothing in this act shall prevent such creditor from prosecuting his suit (if on *mesne* Process) to final judgment, or from taking out his *Fieri Facias* against the goods and chattels, lands and tenements of such Debtor in the same manner as if no application or order had been made in manner aforesaid.

False oath made perjury.

II. *And be it further enacted*, That every person who shall be convicted of making or taking a false oath to any of the facts herein before directed or required to be sworn, shall be deemed guilty of perjury, and shall be liable to the pains and penalties to which persons are liable for wilful and corrupt perjury.

Limitation.

III. *And be it further enacted*, That this Act shall continue and be in force Five Years and no longer.

#### C A P. VI.

An ACT for erecting a Court-House and Gaol in the County of Westmorland, and for altering the Shire-Town of the said County. Passed the 18th of February, 1801. 21.

Preamble.

WHEREAS the Court-House and Gaol in the County of Westmorland have been lately consumed by fire, and the place where the same stood is not in a central situation for the accommodation of the Inhabitants—

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