

such further order respecting the same as to them shall seem meet; and that it shall be lawful for the person or persons so petitioning at his, her or their own expence to erect such fence or fences, with such swinging gate or gates, agreeably to the directions of the said Court.

II. *And be it further enacted,* That if any person or persons shall break, or throw down, or in any way destroy any fence or fences so to be erected, or any part thereof; or shall block up and fasten, or stake open, or take down, or destroy any gate or gates which may be erected by virtue and in pursuance of this Act, such offender or offenders shall upon conviction thereof, before any one of His MAJESTY'S Justices of the Peace, of the said Counties respectively, upon the oath of one or more credible witness or witnesses, forfeit and pay the sum of *twenty shillings*, for each and every offence, to be levied with costs by warrant of distress and sale of the offenders goods, under the hand and seal of such Justice, directed to either of the Constables within the said respective Counties, and for want of goods whereon to levy the same, the offender or offenders shall be committed to the common gaol of the County, there to remain for the space of five days, unless the said sum with costs be sooner paid; which forfeiture when recovered, shall be paid into the hands of the Overseers of the Poor of the Parish, where the offence shall be committed, for the use of the said Poor; and such offender or offenders shall be further liable for all damages sustained thereby, to be recovered with costs by action or actions, at the suit of the party injured. *Provided always,* that if any gate or gates erected by virtue, or in pursuance of this Act, shall not be kept in good repair by the proprietor or proprietors thereof, at his, her, or their own expence, he, she, or they shall have no benefit or advantage from this Act.

Persons breaking or destroying the fence, or fastening up, staking open, or destroying the gate to forfeit twenty shillings.

To the use of the Poor.

And be liable for all damages.

If gates are not kept in repair, the Proprietor to have no benefit of this Act.

III. *Provided always, and be it further enacted,* That whenever it shall appear to the said Justices in General Sessions by the report of any three or more of five Commissioners (freeholders as aforesaid) to be appointed and sworn in manner as aforesaid, that the reason for erecting any such fence or fences, has ceased to exist, it shall and may be lawful for the said Justices in their General Sessions to order such fence or fences to be removed; and the proprietor or proprietors of such fence or fences, shall not after such order, have any further benefit or advantage from this Act; and the continuance of such fence or fences, shall thereafter be considered and adjudged to be a nuisance upon the highway.

The fence to be removed when the reason for erecting it ceases.

IV. *And be it further enacted,* That this Act shall continue in force for four years and no longer.

Limitation.

CAP. XXXII.

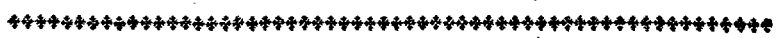
An ACT for regulating the Importation of certain Articles into this Province. Passed the 14th of March, 1810. WHEREAS

Preamble. **W**HEREAS Importations have been, and still are made into this Province, chiefly for exportation; and whereas it is expedient to lay a duty on such imports for the purpose of encreasing the Revenue.

Articles imported from the United States subject to five per cent duty. Excepting provisions. **I.** *Be it enacted by the President, Council, and Assembly,* That all articles hereafter imported or brought into this Province from the United States, be, and are hereby made subject and liable to a duty of five per cent on the amount or value thereof, estimated at the first cost or value. *Provided always,* that no Sheep or Neat Cattle, or other articles under the description of Provisions, shall be subject to any duty.

Importer to report immediately to the Treasurer or his deputy, with an invoice of the first cost on oath, under the penalties prescribed by the third Section of the Revenue law. And pay or secure the payment of the duties. **II.** *And be it further enacted,* That the duty, so to be levied, shall be collected by the Treasurer or his Deputy in the different Counties; and that it shall be the duty of every person importing or bringing any articles made liable to duty by virtue of this Act, to report the same immediately to the Treasurer or his Deputy as aforesaid, with an invoice of the first cost of the same, on oath, under the same pains and penalties for neglect or refusal so to do as are prescribed in and by the third Section of an Act, made and passed in the forty seventh year of His MAJESTY'S Reign, intituled "An Act for raising a Revenue in this Province," and that such person shall pay the amount of such duties, or give security for payment of the same, in the same manner and in the same proportions and under the same pains and penalties as are prescribed in the said in part recited Act.

Limitation. **III.** *And be it further enacted,* That this Act shall be and remain in full force for the term of two years and no longer.



CAP. XXXIII.

An ACT to continue the establishment of County Schools, as provided for by an Act, intituled "An Act for encouraging and extending Literature in this Province." Passed the 14th of March, 1810.

Preamble. **W**HEREAS in and by the ninth, tenth, eleventh, twelfth, and thirteenth Sections of an Act made and passed in the forty fifth year of His MAJESTY'S Reign, intituled "An Act for encouraging and extending Literature in this Province," provision is made for establishing for six years, Schools in the several Counties in this Province. And whereas it is expedient that the said establishment be further continued.

Continued for five Years, from 5th of March, 1811. *Be it therefore enacted by the President, Council, and Assembly,* That the said establishment of County Schools, and the Provision made for the same as aforesaid, be, and the same is hereby continued for the further term of five years from the fifth day of March, which will be in the year of our Lord one thousand eight hundred and eleven.

CAP. XXXIV.