

**Clippings and Extracts on Nova Scotia
finance, currency and banking**

News articles, reports, and laws

assembled by

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and ostensibly based on the notes of

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PROVINCIAL FINANCE 1772

a. Speech from the Throne: Lt. Gov. Urges Discharge of Provincial Debt and Attention to Lumber Trade; Replies Thereto

Nova Scotia, D. 9. 1770-1772.

pp. 151-152.

Thursday June 11th. 1772.

*1772
11 June*

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~~Message from the Lieutenant Governor.~~

A Message came from his Honor the Lieutenant Governor, requiring the Attendance of the House in the Council Chamber, M.^r Speaker with the House having attended accordingly, and being returned; M.^r Speaker reported, that his Honor was pleased to make the following Speech to both Houses.

Gentlemen of the Council and House of Assembly.

~~His Honor's Speech.~~ p.152.

"The Business to come before you at this Time is so obvious, that it can only be requisite for me, to recommend "it. The Supplies necessary for the support of Government, "and for the Discharge of the Debt in which you are engaged, "will undoubtedly be the principal Object of Your Attention;

~~and~~

"and I need not, I think, offer any other Reasons, than
"what will immediately occur to you, on the Consideration
"of Matters of so much Importance. In the course of Your
"Deliberations, the Lumber Trade, to Great Britain cannot
"fail of engaging your attention to such Regulations, as
"ought necessarily to be observed, by those who furnish that
"Commodity; to prevent Complaints of Negligence or unfair
"Dealings.

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At a Council in General Assembly Met on
Friday 12th. June 1772.

Present.

The Honorable Charles Morris)
Richard Bulkeley) Counsellors.
Henry Newton)

The Council Met according to Adjournment, and Waited
upon the Lieut. Governor with the following Address.

"To the Honorable the Lieutenant Governor of His Maj-
"esty's Council."

"Sir,

"His Majesty's Council beg leave to return you
"thanks for your Speech in General Assembly, and to congratulate
"you on your safe return to this Province."

"The attention due to the Revenues and discharge of the

1048/

"debts in which we are engaged, are of such concern / that they
"cannot fail of exciting in us, all the consideration due to
"Matters of Great Moment."

"As the interests of Commerce are never well secured,
"but when it is transacted with care and probity; we shall
"consider of such regulations, in respect to the Lumber Trade,
"as may tend to establish that trust and confidence, which is
"the result of honest and fair dealing."

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Friday June 12th 1772.

The Committee appointed to prepare an Address in
Answer to his Honor the Lieutenant Governor's Speech,
reported an Address prepared by them accordingly, which
being read, and agreed to.

M.^r Speaker and the Members waited on his Honor,
and presented the same as follows.

To the Honorable Michael Francklin, Esq. Lieuten-
ant Governor and Commander in Chief of the Province of
Nova Scotia, &^c &^c &^c.

The humble Address of the house of Assembly.

May it please your Honor,

"We His Majesty's dutiful and loyal Subjects / the
"Representatives of this Province, met in General Assembly,

"return your Honor our Thanks for your Speech from the Chair;
"and Congratulate you on your safe arrival, after so long
"an Absence.

"We flatter ourselves from your thorough Knowledge of
"our State and condition, and your Zeal for the Success and
"Prosperity of this Province, (altho' for some time settled,
"yet still in it's Infancy) that your good Endeavours have
"not been wanting to lay our Situation in a real and Just
"light before His Majesty's Ministers, as often as proper
"Opportunities Offered, which we hope may be attended with
"the best Consequences.

"Every Matter that your Honor has been pleased to
"recommend to us, shall be Considered with the utmost
"Attention, necessity requires it, as the public Credit
"depends upon it and the Maintenance and support of Govern-
"ment cannot possibly subsist without a proper Provision

p. 158.

Handwritten notes on the right margin, including the word "gain" and other illegible scribbles.

"being made to defray the Expences, which must necessarily
"attend it's Administration, altho' in the present Circum-
"stances of the Province, the greatest oeconomy is absolutely
"requisite.

"If it shall appear that any Just Complaints arise
"against the People in this Province, concerned in furnish-
"ing Lumber to the Traders in that Branch, who carry it to
"Great Britain, we shall readily Concur in any Law for regu-
"lating that Trade, which may be Justly esteemed one of our
"staple Commodies.

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218
519

~~Nova Scotia, D. 9. 1770-1772.
pp. 167-170.~~

Wednesday June 17th. 1772.

~~1772
17 June~~

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The Committee for examining the Publick Accounts,
reported the State of the said accounts as it appears to
them, and is as follows:

~~Report on
the State of
the Publick
Accounts.~~

The Province of Nova - Scotia.

r
D.

| | £. | S. | D. |
|---|--------|-----|-------|
| 1772. To so much borrow'd on Loan at Eight Times | 21148. | 11. | 4 |
| To Interest up to their Several Periods | 1758. | 19. | 5 3/4 |
| To Demands on the Treasury as by Treasurer's Accounts | 1000. | 19. | 2 |
| To so much Due <u>John Clewly</u> for Carpenter's work done on the Province House - | 266. | 3. | 10 |
| To Interest due on the Sundry Loans from their several Periods to the 30 th Instant, <u>June</u> about - | 500. | 0. | 0 |

To old Ballance due the Collectors of Excise)
 at Halifax.

) £ 120. 0. 0.
)

£24894. 13. 9 3/4

| | | c ^r | | |
|-------|--|--------------------------|----|-------------------|
| | | £. | S. | d. |
| 1772. | By Ballance in the Treasury Hands in notes and Cash 9 th <u>June</u> . | | | 71. 10. 4 1/4 |
| | By Debts outstanding as per Particular Acc. ^t | 898. | 7. | 5 |
| | | <u>£969. 17. 9 1/4</u> | | |
| | By Ballance due the Creditors of Government. On Loan bearing Interest £21148. 11. 4 other Demands 2776. 5. 6 1/2 | | | £23924. 16. 0 1/2 |
| | | <u>£24894. 13. 9 3/4</u> | | |

The

p. 169.

~~Report of
the Committee
of Ways and
Means.~~

The Committee appointed to consider of Ways and Means for providing for the Support of Government, and the payment of the Interest on the Province Debt, reported as the Opinion of said Committee, that to effect those purposes the Several Duties of Impost and Excise be continued for one year, which it is Supposed will raise the sum of £3300.

And that there be raised by a Tax on real and personal Estates throughout the Province

the Sum of - - - - - £1200.
£4500.

~~Considered.~~

And the House having taken the said report into Consideration.

A Motion was made that this House do accept the same, and that Bills be prepared accordingly.

~~Debates
thereon.~~

A Debate arising thereon, the Question being put, it was carried in the Negative.

Barry
A Motion was then made and the Question was put,
whether any Impost should be laid on Rum and other Spirits,
and it was also carried in the Negative.

The Question was then put whether an Excise should be
laid on Rum and other Spirits and Wine, and it was carried
in the Affirmative.

Ordered, That the further Consideration of the said
Matter be deferr'd till To Morrow.

Provincial Duty Acts Often IgnoredNova Scotia, D. 9. 1770-1772.

pp. 205-208.

Tuesday July 7th. 1772.

Resolutions
for an Address
to be pre-
sented to the
Lieut. Govern-
or.

Resolved, That an address be presented to his Honor the Lieutenant Governor, setting forth, "That the House "having taken into Consideration the State of the Pro- "vincial Accounts and Revenues, find many Things that "demand immediate Redress, which they beg leave to lay "before his Honor, in full Confidence that He will pursue "every measure, that can tend to effect that Purpose.

"And that they beg leave to observe, that the Laws "relative to the Provincial Duties, have been much dis- "regarded in several Parts of this Province, by which the "Revenue has greatly suffered, and almost the whole of the "Duties received, has been collected upon the Trade and "Town of Halifax,

"That it has been found on the Examination of the

~~publick~~

"Publick Accounts, that some of the Officers of the Out-
"ports have rendered Accounts of large Collections, which
"have been swallowed up by very extraordinary and unwarrantable
"charges of Salaries, &^c particularly at Louisbourg
"and Canso.

"That the Collector at Liverpool lately appointed,
"Complains, that the Magistrates there, instead of assisting
"him in his Duty, hold in Contempt the Laws, and that
"the People there will not pay any Duties.

"That the Collectors at Barrington and Yarmouth, if
"any, have not rendered any Account.

"That many very Considerable Debts remain outstanding,
"and will be finally lost, if they are not immediately
"secured.

10.1.2074
"That the House most humble request his Honor will
"please to appoint one or more members of the House of

Assembly

"Assembly on all audits of the publick Accounts, in Con-
"junction with such Members of his Majesty's Council as may
"be on such Service, and that no Accounts be allowed or paid
"before they have passed such an Audit.

"That the House most earnestly intreat his Honor will
"please to cause the Laws to be put into Execution, so that
"the Revenue may be fully and equally collected, and that
"such Officers as may be found delinquent, be displaced,
"and caused to pay the Just Demands of Government.

"That we are in a more particular manner obliged to
"press these Matters, as our constituents are unable to
"bear any New Tax, and that by such a Measure we might
"loose some of the best and Most Valuable of our Settlers,
"already too few to support Government unless fixed on
"the strictest Plan of oeconomy.

"And that this appears still more obvious, when we

~~consider~~

"consider that his Majesty's Quit Rents are now demanded,
"and if our Solicitations for its Application to the use
"and service of the Province should not succeed, we have
"the greatest Reason to fear the Burthen will be too great
"for the People to bear in their present Circumstances.

Ordered, That the said Address be presented by a
Committee To-Morrow Morning.

to be pre-
sented by
a Committee.

House Resolves No Additional Expenses to be Allowed

~~1778~~
~~Nova Scotia, C. S. 1770-1773.~~

~~A. 132.~~

At a Council in General Assembly Met on
Tuesday 7th July 1772.

Present.

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|--------------------------------|---|--------------|
| The Honorable Jonathan Belcher |) | |
| Charles Morris |) | |
| Richard Bulkeley |) | |
| Joseph Gerrish |) | Counsellors. |
| Henry Newton |) | |

M^r. Morris and M^r. Newton reported on the Publick accounts,
Ordered that said Report do lye on the Table.

The House of Assembly acquainted the Council by Message,
that the present state of the Public Revenues would not admit
of any addition to the Estimate of Expences of the Current
Year.

~~1772~~
~~7 July~~

Legislature to Pay Remaining Revenues to Creditors of the Government

Nova Scotia, D. 1770-1772.

pp. 209-212.

Wednesday July 8th. 1772.

Report of
the Committee
who presented
Address to
the Lieut.
Governor.

The Committee appointed to present the Address,
resolved on yesterday, to his Honor the Lieutenant Governor,
reported, that they had presented the same accordingly, and
that his Honor had been pleased to say,

"That he would take the same into Consideration, and
"do all in his Power to remedy the ill Consequences attend-
"ing the several Matters therein set forth.

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p. 211.
Resolution for
Application
of Remainder
of Revenues
after Pay-
ment of In-
terest.
p. 212.

Resolved, That after the Payment of the Interest due
on Treasurer's Notes and Warrants on the Treasury bearing
Interest, and the amount of the Estimate of Expences for
the support of Government agreed to by his Majesty's
Council and this House, the Remainder of the Produce of
the Revenue be paid to the Creditors of Government, as
Voted by the General Assembly, in due and equal Propor-
tions at the End of the Year.

Ordered, That this Resolution be sent to his Majesty's
Council for Concurrence.

His Majesty's Council acquainted the House by Message,
that they had agreed to the same.

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REVENUE ACTS 1772

a. The Text of the Liquor, Cider and Loaf Sugar Duty Act, 12 Geo. III.

Cap. 7

~~Nova Scotia Acts of Assembly 1770-1772~~

1-83.

At the General Assembly of the Province of NOVA SCOTIA, begun and holden at Halifax on Wednesday the sixth day of June 1772, in the Tenth Year of His Majesty's Reign, and there continued by several prorogations, unto Tuesday the Ninth day of June 1772, in the twelfth Year of His Majesty's Reign.

~~2d June 1772
then passed in Council
2d June 1772
then passed in the
House of Assembly.
24th June 1772
Assented to by the
Lieut. Governor.~~

AN ACT

in amendment of, and for continuing the several Acts of the General Assembly of this Province, relating to the duties of Impost and Excise, on Beer, Rum, and other Distilled Spirituous Liquors, Cyder, Loaf Sugar, and Wines therein mentioned.

~~A true Copy
W. Bulkeley~~

Be it enacted, by the Lieutenant Governor, Council and

~~Assembly~~

Assembly, that an Act made in the Eighth Year of His Present Majesty's Reign, intituled, an Act to amend, render more effectual, and reduce into One Act, the several Laws made by the General Assembly of this Province, relating to the Duties of Impost on Beer, Rum and other Distilled Spirituous Liquors; Also an Act made in the Tenth Year of His said Majesty's Reign, in Addition to the said Act, and an Act made in the Eleventh year of His said Majesty's Reign, intituled, an Act in amendment to, and for continuing the several Acts of the General Assembly of this Province relating to the Duties of Impost on Beer, Rum, and other Distilled Spirituous Liquors; and also an Act made in the Tenth year of His said Majesty's, intituled, an Act for granting to His Majesty a duty of Impost on Loaf Sugar and Cyder, and an Act made in the Eighth Year of His said Majesty's Reign, intituled an Act to amend, render more effectual, and reduce into one Act, the several Laws

~~made~~

~~Impost on Beer,
Rum and other
Distilled
Spirituous
Liquors.
p. 62.~~

~~Loaf Sugar
and Cyder.~~

~~Excise on Rum
and other
spirituous
Liquors.~~

made by the General Assembly of this Province, relating to the duties of Excise on Rum and other Distilled Spirituous Liquors; Also an Act made in the tenth Year of His said Majesty's Reign, in addition to the said Act, And an Act made in the Eleventh Year of His said Majesty's Reign, intituled, an Act in amendment to, and for continuing the several Acts of the General Assembly of this Province, relating to the duties of Excise on Rum and other Distilled spirituous Liquors; and also an Act made in the Eight Year of His present Majesty's Reign, intituled an Act for granting to His Majesty an Excise on Wines sold within or brought into this Province, shall be and continue, and the same are hereby continued in force, from the expiration thereof untill the first day of July 1773 -

~~on Wines,
continued to
1st July
1773.~~

AND be it also further enacted, that the Monies arising from the duties imposed by the said several Acts herein

~~mentioned,~~

mentioned, shall be applied by the Treasurer to the payment of such annual Interest as is due on Treasurer's Notes and Warrants on the Treasury, bearing Interest, and toward defraying such expences and Debts of Government, as are or shall be voted and agreed on by the General Assembly, and to no other purpose whatsoever, any thing in the said Acts to the contrary notwithstanding; the said Sums so Appropriated to be issued according to His Majesty's instructions, by Warrant from the Governor, Lieutenant Governor, or Commander in Chief, by and with the Advice of his Majesty's Council, for the purposes of the said Appropriation, and if the Treasurer of the Province shall issue or pay any of the said monies for any other purpose, he shall forfeit and pay treble the sum so issued or paid, and be rendered incapable of holding the said Office of Treasurer; which said forfeiture shall be applied to the uses and Services of the Government of this Province, and be recovered before any Court of Record within the same.

~~Application
of the Monies
received in
pursuance of
this Act.~~

Order to Prepare a Bill For Financing Road Repair and Construction

~~Nova Scotia, D. 9. 1770-1772.~~

~~pp. 188-189.~~

Thursday June 25th. 1772.

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~~Heads of a Bill for laying a Tax on Estates through the Province, presented. read.~~

~~The Committee appointed to prepare a Bill for laying a Tax on real and personal Estates throughout the Province, presented Heads of a Bill for that Purpose, and the same were read,~~

Ordered, That they lie on the Table.

~~p. 189. Insufficiency of the duty arising from Licenses in providing for making Roads.~~

Upon a Motion, That Whereas the Monies arising from the Duty on Licenses for retailing Liquors, are not sufficient to answer the Purposes thereby intended, in providing for the making and repairing of Roads and Bridges through the Province, and the Endeavours of the Legislature for raising a further Sum for that purpose by a Lottery having failed, some provision should be made to defray

Charge the attending a Work as useful and necessary.

nsidered.

And the House having taken the same into Consideration.

Bill ordered
to provide
for raising
a Fund for
that purpose.

Ordered, That a Bill be prepared for raising a Fund
for the purpose of making and repairing Bridges and Roads
of Communication through the Province.

77/103

~~Act of the General Assembly, 1772-1773.~~

~~P. 82-99~~

At the General Assembly of the Province of NOVA SCOTIA, begun and holden at Halifax on Wednesday the sixth day of June 1770, in the Tenth Year of His Majesty's Reign, and there continued by several Prorogations unto Tuesday the Ninth day of June 1772 in the twelfth year of His Majesty's Reign.-

17th July 1772
then passed in Council
5th July 1772
then passed in the
House of Assembly
17th July 1772
Assented to by
the Lieut.
Governor.

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AN ACT

for raising a Fund for the purpose of making and repairing Bridges and Roads of communication through the Province -

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Preamble
A true Copy
Rich. Bulkeley.

WHEREAS the monies arising from the duty upon Licences to Retail Liquors, are not sufficient to answer the purposes

~~thereby~~

thereby intended in providing for the Repairs of the Roads and Bridges in this Province, and whereas the Legislature has endeavoured by various ways and means, to raise a Fund, for so necessary a purpose, but without effect;

BE it enacted by the Lieutenant Governor, Council and Assembly, That from and after the first day of August of this present, there shall be raised, levied, Collected, and paid by every housholder, or owner of Lands in this Province, who has held the same for one Year or upwards, (Glebe Lands and School Lands excepted) the several Taxes following, That is to say, by every housholder, owner or proprietor, of any quantity of Land not exceeding five hundred Acres, two shillings and six pence, and by every owner or proprietor of Land exceeding five hundred Acres, at the rate of Six pence for each One hundred Acres.

Provided always, and be it enacted, that no Tax on any

~~Person~~

Tax to be
aid.
90.
and how
rated.

person shall exceed the sum of Fifty Shillings in the whole,
and if the lands held by him shall be in several Counties,
the same shall be proportioned.

And be it enacted, That the said Taxes shall be assessed
and levied upon every proprietor, Tenant or occupant of such
lands, agreeable to an Assess Roll to be made and returned in
each County for that purpose, and to be paid in manner as
herein after directed.

And be it also enacted, that the Governor, Lieutenant
Governor or Commander in Chief, for the time being, be and
he is hereby impowered, by and with the Advice and consent
of His Majesty's Council to appoint such, and so many able
and discreet persons as to him shall seem meet, not less
in number than three in each County, to be Commissioners or
directors of Roads in the respective Counties in this
province.

And be it further enacted, that the Justices of the peace in the several Counties in this Province, shall at the General Sessions of the peace, or at a Special Sessions^x to be held for that purpose, on or before the first day of November next, appoint two or more fit and Sufficient Inhabitants, as Assessors in each Township within the same, and one or more responsible persons, being Inhabitants and freeholders in said County to be collectors of Taxes in such County.

And be it also further Enacted that the said Assessors shall, and they are hereby directed to examine into and Ascertain the Number of Housholders and quantities of Lands liable to⁺ Assessed by Virtue of this Act, in the Township for which they are appointed, and to form a Roll of all such Housholders and lands, which Roll shall contain the quantities of Land held by every proprietor with the Names .

~~of~~

~~Assessors & Collectors to be Appointed by Sessions.~~

~~1. 91.~~

~~nty of Assessors.~~

Return to be
made to
Juries of
freeholders
and quantities
of land.

Ten days
notice to be
given by fix-
ing up a
list.

Warrant to be
issued to
collectors.

of the Grantee, Tenant or occupant, together with the Sums
Assessed upon every such proprietor, Tenant or occupant
carried out against their respective Names, which Roll made
in form aforesaid, the said Assessors shall duly return
within the space of two Months from the time of their
Appointment, to the justices at an Adjournment of the said
General Sessions of the Peace, or of the Special Sessions
held for the purposes aforesaid in the respective Counties,
and ten days notice shall be given of the said Assessment,
by fixing up at the most public place in each Township, a
List of the persons Names and Sums so Assessed, and no
sufficient cause being shown to the contrary by the said
persons, within said ten days, two or more of the said
Justices, shall approve of the said Assess Roll, by endors-
ing their Names thereon, and shall issue their Warrant to
the Collector, or Collectors with said Assess Roll annexed

~~Hereto~~

92.
Collectors to
put up
Public Notifications
six times for
receiving
Assessment.

thereto, empowering them immediately to levy the same, and the said Collector or Collectors shall thereupon post up Public Notifications, advertising the said Assessment and Ascertainning certain times and place of keeping an Open Office for Receipt of such Assessment, not less than two days in each Week for the space of four Weeks.

And be it Enacted, that if any Assessor or Collector shall wilfully neglect or refuse to serve or to perform his duty in the due and speedy execution of this Act (not having Lawful excuse) or shall be guilty of any fraud or abuse in executing the same, he shall forfeit and pay a fine, not exceeding the sum of ten pounds to be recovered on complaint of the said Commissioners or directors or any two of them, before two of His Majesty's Justices of the Peace, and be levied by Warrant of distress and Sale of the Offenders Goods and Chattels, and the said two Justices shall thereupon

~~XXXXXX~~

Collector or
Assessor re-
fusing to
serve or
neglecting
duty, to be
fined on com-
plaint of
Commissioners
before two
Justices, and
another
appointed.

appoint another in his stead. -

And be it also enacted, that where any Lands rateable by this Act, shall not be within any particular Township or County, or where any Granted Townships are unsettled, and no fit person or persons are to be found thereon to be Appointed Assessors or Collectors, the Justices of the Peace for the County of Halifax, shall in such case, at their General Sessions, or at a Special Sessions to be held as aforesaid, appoint two sufficient persons residing nearest or most contiguous to such lands, to Assess the same, who shall be governed and directed by the same rules, orders and directions, as are prescribed respecting other lands, and the Assessment so made shall be levied and Collected by the Collector for the Township most contiguous to such lands, or to the Owner thereof, and by him be paid to the Commissioners or directors for the County of Halifax. -

~~Provided~~

not in any particular County or Township or unsettled.

Justices for County of Halifax to appoint Assessors.

99.

Assessment to be collected by Collector most contiguous, and paid to Commissioners for County of Halifax.

Provided always, and be it further Enacted, that where any lands rateable by this Act, shall be unoccupied, and no distresses can be found on the same, nor the person of the owner or proprietor can be found within the Province, by reason whereof the Tax and Assessment upon such unoccupied lands cannot be levied, that then upon complaint made thereof by the Collector to the Commissioners or directors for the County or district, where such lands lie, the said Commissioners or directors shall make return thereof to the Treasurer of the Province, and such lands shall be held chargeable for such Tax and Assessment untill distress can be levied for the same, or the person of the Owner or proprietor thereof can be found, to answer a process to be issued for the same as in Actions for debt, and shall be sued for by the Treasurer of the Province. -

And be it also enacted, that where any proprietor of

~~XXXXXX~~

where lands unoccupied and no distress to be found, Commissioners on complaint of collector to make return to Treasurer, and such lands held chargeable.

If proprietor
or tenant
refuses or
neglects to
pay assessment,
collector to
distrain.

Lands living and residing within the province, his Tenant or
Tenants, or the Possessor or occupant of such lands, shall
p. 94.
refuse or neglect to pay any sum / or sums that shall or may
be Assessed upon such lands in virtue of this Act, the
Collector or Collectors of the County where such Assessment
is to be Collected, is and they are hereby directed and
Authorized to enter thereon, and to distrain any Goods or
Chattels, or other personal Estate to the Amount of the Sum
so Assessed, and to sell the same for payment thereof,
(provided such distress is not redeemed in fourteen days)
and the Surplus if any, after paying the Charge of Distress
and Sale, shall be paid to the said proprietor, Tenant or
Occupant.

And be it also further enacted, that in all cases where
any person shall think himself aggrieved by any Assessment
made as aforesaid, the said Justices of the Peace at their

~~Amended~~

Persons relieved to
deal to
General or
Special
Sessions,
within ten
days after
notice given
of Assessment.

General Sessions or Special Sessions to be held as aforesaid, in each respective County, shall and they are hereby empowered to hear and determine all such complaints, and to grant such Relief therein as to them shall seem meet, provided such complaint be made within ten days after notice given and Demand made of the Assessment due, which determination of the said Justices shall be final.

Commissioners
to Assess the
Assessors.

And call before
them the Coll-
ectors to
account for
the Sums
received.

95.

Examine and
Assure them-
selves of the
full payment
to be made.

And be it enacted, that the Commissioners or directors aforesaid, in each County shall Assess the Assessors of the Townships in their respective Counties, and the said Commissioners or directors or any two of them within their said Counties shall and are hereby required, to call before them the Collectors, within each respective Division or Township, to account for the sums received by them in pursuance of this Act, and to examine and Assure themselves of the full and whole payment of the particular sum and Sums of Money Charged

[Handwritten signature]

upon such Township, to the end there may be no failure in the payment of any part of the Assessment, nor any Arrears remaining, and in case of any failure in the premises, the said Commissioners or directors or any two of them are hereby Authorised and required to cause the same to be forthwith levied and paid according to the true intent and meaning of this Act. -

And be it also enacted, that where any Tenant or Occupant shall pay more than two Shillings and six pence towards the Tax hereby imposed on the said lands, or shall have his goods and Chattels distrained for the same, it shall in such case be lawfull for the said Tenant or occupant, to deduct such Tax so paid, out of the Rent due or to become due, or for such Tenant or Occupant to recover the same from the Owner or Owners of Such lands by Action of Debt with Costs of suit; provided that nothing herein contained shall made void or

~~after~~

Arrears
to remain.

Where tenant
pays more
than 2s. 6d.
it shall be
lawful for
him to
deduct the
same out of
rent,

or recover
the same from
owner of land,
nothing here-
in to make
void or alter
any contract.

alter any contract made between any landlord or Tenant,
touching the payment of Taxes or Assessments. -

And be it also further enacted, that if any person
or persons, whose lands ought to be taxed by Virtue of this
Act shall by Suppression of any Grant, or by any collusive
conveyance, or by any other Fraud or covin, escape or avoid
any Assessment and payment, such person or persons shall upon
due proof thereof made before the justices in their Sessions
held for the County where such lands lie, at any time within
one Year after such Assessment, made pay treble the value of
so much as such lands ought to have been Charged with by this
Act, to be levied by Warrant of distress and Sale of the
Offenders Goods and Chattels.

And be it further enacted, that the Tax to be raised,
Collected and paid by Virtue of this Act, shall be paid into
the hands of the Commissioners or directors, aforesaid by

p. 96.

If any person
by Suppressing
a Grant, fraud
& avoid the
Assessment, on
proof thereof
before Sessions
to forfeit
treble the
value such lands
ought to have
been charged.

Tax to be raised
by this Act to
be paid by the
collectors to
the Commission-
ers as they
shall direct.

114

the respective Collectors, at such times, and in such manner as shall be prefixed by the said Commissioners or directors, and the Collectors aforesaid shall be Allowed and paid upon the whole sum so Collected and paid to the Commissioners or directors, One shilling in the Pound, at the last payment by him or them so made, and if any such collector shall neglect or refuse to account for and pay to the Commissioners or directors Aforesaid, all such sum and sums by him received as aforesaid, at the time prefixed by the Commissioners or directors, or within Ten days thereafter, he shall by Warrant under the hands of any two of his Majesty's Justices of the Peace be committed to Goal, untill he Accounts for and pays the same as aforesaid.

~~Collectors allowed 1s. in the pound.~~

~~He shall by two Justices be committed.~~

~~Commissioners, Assessors and Collectors to take oath before 1 Justice.~~

And be it enacted that every such Commissioner or director, Assessor and Collector, before they respectively enter upon the service of their said Offices, shall take an

~~Handwritten mark~~

Oath to the following effect, before one of His Majesty's Justices of the Peace.

Oath to be taken by the Commissioners or directors -

Oath to be taken by Commissioners.
" I _____ Do Solemnly Swear, that I will without favor or
"Affection, Hatred or Malice, truly and impartially to the
"best of my Skill and knowledge, execute and perform all, and
"every the powers, Authorities and directions, established
"by an Act of the General Assembly of this Province, made in
"the twelfth year of His present Majesty's Reign, intituled,
"an Act for raising a fund for the purpose of making and
"repairing Bridges and Roads of communication thro' the
"Province, so far as the same relates to and concerns the
"Commissioners or directors therein named."

"So help me God."

Oath to be taken by Assessors.

Oath to be taken by Assessors.
" You Swear, that you will in all things well and faithfully

subscribed

"An Act for raising a fund for the purpose of making and
"repairing Bridges and Roads of communication thro' the
"Province; and that you will pay into the hands of the
"Commissioners or Directors, all such sum and Sums of Money,
"which you shall collect in virtue of your said Office
"without embezzlement."

"So help you God."

And be it also enacted, that the monies hereby granted,
and which shall be raised, levied, Collected and paid in pur-
suance of this Act, and all fines and forfeitures which shall
be incurred, forfeited and paid, by offenders against the
same, shall be by the respective Commissioners or Directors
employed in the best and most frugal manner possible, in
opening clearing, amending and repairing the several public
Roads, High-ways and Bridges within their respective Counties,
and the said Commissioners or Directors shall transmit an

~~Account~~

Monies raised
by this Act,
fines &c. to
be employed
by the Com-
missioners in
amending &
the Public
Roads.

and transmit
account to
the Treasurer
the
Province.

Account to the Treasurer of the Province, of all such monies so received by them and how expended. -

And be it enacted, that it shall and may be lawful for the Commissioners or Directors aforesaid or any other person or persons by their order or Direction to enter upon any unimproved lands adjoining to or lying near the public Roads and high-Ways, within their respective Counties, and to cut or open such drains or Ditches thro' the same as they shall judge necessary, to carry off the water from such roads, and the said drains and Ditches so cut & opened, shall be kept open by the said Commissioners or Directors as long as they shall judge necessary, and shall not be stopped or filled up by the Owners thereof, or any other person or persons whatsoever, under the penalty of Forty Shillings for every offence, and the said Commissioners or Directors shall also have full power and Authority in any unimproved Ground or lands ~~any~~

[Handwritten signature]

Commissioners
to Cut Drains
or Ditches, and
take Timber,
big Gravel
land, & on
unimproved
land.

99.

Adjoining to the said public Roads & Highways, to dig or
cause to be dug any Gravel, Sand or Stones, or Cut down any
Wood or Trees thereon, as they shall think Necessary for
the purposes Aforesaid, all which shall be done with as
little Injury and damage as may be to the Owner of such lands.

Monies Account-
ed for to Com-
missioners of
Treasury, or
High Treasurer,
and Audited by
Auditor Gen-
eral of
Plantations.

And be it also enacted, that the Monies arising by
the Operation of this Act, shall be Accounted for unto His
Majesty in the Kingdom of Great Britain, and to the Commission-
ers of His Majesty's Treasurer, or High-Treasurer for the
time being, and Audited by the Auditor General of His Maj-
esty's Plantations, or his deputy.

To be in force
for one year.

And be it enacted, that this Act shall continue and
remain in force for One Year from and after the commencement
thereof. -

Nova Scotia, D. 9. 1770-1772.

pp. 177-178.

Monday June 22^d. 1772.

Bill in Amend-
ment and for
continuing the
Impost and Ex-
cise, passed.

The Bill in Amendment of, and for continuing the
several Acts of the General Assembly of this Province,
relating to the Duties of Impost and Excise on Beer, Rum,
&^c was read a 2^d. and 3^d. Time.

Ordered, That the said Bill do pass, and be sent to
His Majesty's Council for Concurrence.

Further Con-
sideration of
the Report
of the Com-
mittee of
Ways &
Means.

The House proceeded to take into further consideration
the Report of the Committee of Ways and Means, and upon
Consideration, That, Whereas the Method prescribed by Law
for raising Money for the Payment of the Representatives is
attended with great Inconveniences, a Motion was made that
the Sum of £300 be added to the £1200 proposed by the said
Committee to be raised on Estates, real & personal through-
out the Province, to which the House having unanimously

agreed.

Motion
thereon.

p. 178.

agreed.

Bill to be
prepared for
a tax on
Estates real
and personal.

Resolved, That a Bill be prepared for laying a Tax on
real and personal Estates throughout the Province.

Ordered, That M.^r Butler, M.^r Denson, M.^r Hinshelwood,
and M.^r Fatten do prepare, and bring in the same.

Bill in Amend-
ment and for
continuing
Impost and
Excise sent
down, agreed
to with an
Amendment
Agreed to.

His Majesty's Council sent down the Bill in Amendment
of, and for continuing the Duties of Impost & Excise on
Beer, Rum, &^c Agreed to, with an Amendment, to which Amend-
ment the House having unanimously Agreed; the Bill was
returned.

ACT TO PREVENT THE EXPORTATION OF GRAIN, FLOUR, ETC.

~~Nova Scotia Acts of Assembly, 1770-1775.~~

1-73.

At the General Assembly of the Province of NOVA SCOTIA, begun and holden at Halifax on Wednesday the sixth day of June 1770, in the tenth Year of His Majesty's Reign, and there continued by several prorogations, unto Tuesday the ninth day of June 1772, in the twelfth Year of his Majesty's Reign.

An ACT

to prevent for a limited time, the Exportation of Wheat, Rye, Barley, Flour, Meal and pease from this Province -

~~13th June 1772
then passed in Council
3rd June 1772
then passed in the
House of Assembly.
30th June 1772
assented to by the
Lieut. Governor.~~

~~Preamble~~

WHEREAS the Exportation of Wheat, Rye, Barley, Flour, Meal and pease from this province, has been the Occasion of

~~true copy~~

~~Great~~

great Scarcity, and has proved of Great detriment to it's
Inhabitants:

BE it enacted by the Lieutenant Governor, Council and
Assembly, that from and after the first day of September next,
untill the first day of June, One Thousand seven hundred and
Seventy three. Before any Wheat Rye, Barley, Flour, Meal or
Pease, shall be Laden or put on Board any Ship Vessel or Boat,
the Master of Such Ship, Vessel or Boat, shall give Bond with
One Surety to the Naval Officer of the District, in double
the value of such Wheat, Rye, Barley, Flour, Meal or Pease,
intended to be Shipped, with condition that the same shall
be Carried to some other port or place within this Province
(the danger of the Seas excepted) and to produce a Certificate
of the due Landing thereof, within Six Months, under the hand
and Seal of the Naval Officer of the district, where the same
shall be unladen or put on Shore.

and

to Wheat &c.
to be carried
to any place
after the 1st
Septem^r next
to 1st June
1773.
untill bond
given for it's
being landed
in this
Province. p. 72.

~~Master of any~~
~~Ship, Vessel~~
~~or Boat~~
~~shall~~
~~be~~
~~liable~~
~~to~~
~~forfeit~~
~~the~~
~~same~~
~~if~~
~~he~~
~~shall~~
~~not~~
~~give~~
~~such~~
~~Bond~~
~~as~~
~~shall~~
~~be~~
~~herein~~
~~expressed~~
~~and~~
~~pay~~
~~the~~
~~Sum~~
~~of~~
~~Twenty~~
~~Pounds~~
~~and~~
~~all~~
~~such~~
~~Wheat~~
~~Rye~~
~~Barley~~
~~Flour~~
~~Meal~~
~~or~~
~~Pease~~
~~so~~
~~laden~~
~~as~~
~~aforesaid~~
~~shall~~
~~be~~
~~forfeited~~
~~and~~
~~shall~~
~~and~~
~~may~~
~~be~~
~~seized~~
~~by~~
~~any~~
~~of~~
~~His~~
~~Majesty's~~
~~Justices~~
~~of~~
~~the~~
~~Peace~~
~~who~~
~~are~~
~~hereby~~
~~empowered~~
~~to~~
~~seize~~
~~the~~
~~same~~.

~~shall~~
~~not~~
~~be~~
~~construed~~
~~to~~
~~debar~~
~~any~~
~~person~~
~~carrying~~
~~Wheat~~
~~or~~
~~other~~
~~grain~~
~~in~~
~~any~~
~~Boat~~
~~passing~~
~~the~~
~~Rivers~~
~~from~~
~~one~~
~~Town~~
~~to~~
~~another~~
~~or~~
~~to~~
~~or~~
~~from~~
~~Mill~~
~~or~~
~~for~~
~~the~~
~~Necessary~~
~~provision~~
~~of~~
~~the~~
~~Vessel's~~
~~Crew~~.

~~And~~
~~be~~
~~it~~
~~further~~
~~enacted~~
~~that~~
~~for~~
~~the~~
~~Bond~~
~~herein~~
~~directed~~
~~to~~
~~be~~
~~taken~~
~~and~~
~~Certificate~~
~~thereof~~
~~a~~
~~fee~~
~~of~~
~~two~~

~~shillings~~

Shillings shall be paid; and for a Certificate of the Landing, of the Articles herein specified, a fee of one Shilling shall be paid, and no more.

~~Forfeiture to be recovered in any Court of Record.~~
p. 73.

And be it also enacted, that the forfeitures incurred by this Act, shall be recovered, on the Oath of One Credible Witness, in any of His Majesty's Courts of Record in this Province; and after deducting the expences of Prosecution, be divided One moiety to His Majesty, for the use of the Government of this Province, and the other moiety to him or them, who shall inform, Seize or Sue for the same.

~~Where no Naval Officer Resident, Bonds to be taken by a Justice.~~

And be it also further enacted, that where no Naval Officer shall be resident, the Bond herein directed to be taken, and certificates to be given of the same, and of the landing thereof, shall be by one of His Majesty's Justices of the Peace of the Town or place where the said Wheat, Rye, Barley, Flour, Meal or Pease, shall be Loaded or landed. -

A/48/108-111

559

Trade at Casco

PROVINCIAL FINANCE 1773

a. Speech from the Throne: Lt. Gov. Notes Large Debt and Deficiency of Revenue; Replies Thereto

~~Nova Scotia, D. 10. 1773-1774.~~

~~pp. 26-28.~~

1773
12 Oct

Tuesday, October 12th 1773.

~~The House met
Message from
the Governor.~~

The House being Met, a Message came from his Excellency the Governor requiring the attendance of the House in the Council Chamber.

~~The House
attend his
Excellency.~~

M.^r Speaker and the House attended accordingly, and being returned.

~~p. 27.~~

M.^r Speaker reported, that the House had attended his Excellency in the Council Chamber, where his Excellency was pleased to make the following Speech to both Houses.

~~His Excellency's
Speech.~~

Gentlemen of the Council and House of Assembly,

"His Majesty having been graciously pleased to commit this Province to my care and Government, I am glad of this Opportunity to assure you of my earnest Desire and wishes, to promote its Prosperity and Welfare.

"From the state of the Treasury which has been laid

~~before~~

"before me, and from Inquiry I find a considerable Debt has
"been incurred for Sundry Services, and on different Occasions
"of a Public Nature; together with an Interest arising on it,
"and that the present Revenues are not sufficient for the
"Purposes of discharging the Debt, and Support of Government.

"I therefore, Gentlemen, recommend it to Your Care
"and Attention, that such Supplies may be raised as will
"maintain the public Credit, and in the End, advance your
"own Prosperity.

.

At a Council in General Assembly Met on
Wednesday the 13th. 1773.

Present.

| | |
|---------------------------------|----------------|
| The Honorable Richard Bulkeley) |) Counsellors. |
| Henry Newton) | |
| Arthur Goold) | |
| John Butler) | |

M^r. Newton, and M^r. Goold, having prepared an answer to
the Governor's Speech, it was read and Agreed to -

Upon which His Majesty's Council waited on His Ex-
cellency with the same Viz.^t

"To His Excellency Francis Legge Esquire
"Captain General and Governor in Chief in
"and over His Majesty's Province of Nova
"Scotia &^c &^c &^c

"The Humble Address of His Majesty's Council."

"It affords great pleasure to His Majesty's Council,
"to have this early Occasion in public, to welcome your Ex-
"cellency to your Government, and to return their sincere
"thanks for your Speech in General Assembly -"

"From a State of the Treasury laid before your Ex-
"cellency a considerable debt Appears to have been incurred,
"at different times, and for Sundry public Services, which
"the Inhabitants of this Province are not able immediately
"to discharge, But we hope your Excellency will find the
"People tho' not Opulent yet willing to exert all their
"power to maintain and support the Faith and Credit of Govern-
"ment, and there is reason to believe that a Steady and
"Judicious Administration will produce that Industry and
"Oeconomy in the People, which cannot fail in due time to
"remove the Burthen they now labour under."

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1773
Wednesday October 13th. 1773.

Address reported.

According to order, the Address to his Excellency the Governor, in answer to his Excellency's Speech of yesterday, having been prepared, was read, and agreed to.

Presented,

M^r. Speaker and the M^{em}bers waited on his Excellency, and presented the same as follows;

To His Excellency

Francis Legge Esq; Captain-General and Governor in Chief, over his Majesty's Province of Nova-Scotia, &^c &^c &^c

The humble Address of the House of Assembly,

May it please Your Excellency.

.

30.

31.

"It is Matter of great concern to us, that this Province
"is labouring under so heavy a load of Debt; but we beg

leave

"leave to observe to your Excellency, that this Debt has
"been principally incurred by granting Bounties and Premiums
"for the encouraging the Improvement of Land, and the
"Fishery, for the making Roads of Communication thro' the
"Province, for the Building and maintaining a Light House,
"for the Benefit of his Majesty's Ships of War, and the
"Trading Vessels coming into this Harbour, and other public
"Buildings. The Debts incurred for those Services prove a
"great Burthen on this Province. The Inhabitants of which
"(not increasing much of late) find great Difficulties in
"supporting themselves, Where so much is requisite to be
"done for their private as well as public advantage, and
"conveniency. We shall however, Sir, use our utmost
"Endeavours to raise such Supplies as will satisfy the
"necessary Demands of Government, and support the public
"Credit, without which, we are sensible we cannot expect
"Happiness or Prosperity.

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Handwritten: 1773/10
 Nova Scotia, D 10. 1773-1774.

Handwritten: pp. 42-47.

Thursday, October 21st. 1773.

Handwritten: Resolutions of the House on the report of the Committee for examining the public Accounts.

The House proceeded to the further Consideration of the Report of the Committee for examining the public Accounts, and came to the following Resolutions thereon, Viz.

Resolved, that the Sum of £32. 6. 8 charged for Stationary supplied Lord William Campbell, the sum of £3. 17^s charged as paid for repairing and removing the Office of the Clerk of the Supreme Court, and the Sum of £21. 13. 8 and £21. 10. charged as paid for work done about the Governor's House, are not provided for by any Vote or Resolution of the General Assembly.

Resolved, That there appears large Demands on Account of the Light-House, which this House cannot allow, having repeatedly declared, that the Province cannot defray any Expence relating thereto.

Handwritten: M

Resolved

Resolved, That the charge of £75. per Annun to Jonathan Binney, Esq; for being first Magistrate at Canso, is and has been repeatedly disallowed by this House;

Resolved, That the Charge made by the Collectors of Impost and Excise of £40. for one Extra-Sub-Officer, of £50. for Office Rent, Firewood, Clerk and Stationary, and of £13. 11. for 6 per cent charged on £225. 18 outstanding debts, cannot be allowed as only two Sub-Officers were allowed, and provided for by the General Assembly at £40. each, and that the allowance of 6 per Centum on the sum collected, is deemed full sufficient as a Salary to the Collector, and to answer the purpose of Office Rent, &^c

Resolved, That as it appears to this House that in the Account / of John Clewly, Carpenter, for sundry Work between the year 1765, and the year 1771, amounting to £348, 15. 9. there are Sundry Articles which are not chargeable to

~~Government~~

Government, and that as only the Sum of £266. 3. 10. part of said Account which was allow'd in the year 1772, is for Work done on Account of the Province, no more can be allow'd.

Resolved, That there appears very considerable charges made for Repairs of the Road to Windsor, particularly the Road from Halifax to Fort Sackville, and that altho' that Part of the Road has for some years since been sufficiently amended, yet the Sum of £38. is charged for additional Repairs for the Summer 1772, and a considerable sum for 1773.

Resolved, That an humble Address be presented to his Excellency the Governor, Setting forth, that the House beg leave to lay before him their Several Resolutions on the examination of the public Accounts, and that they doubt not, but his Excellency will be pleased to pursue every

measure

measure that can tend to prevent any such extraordinary charges or payments for the future.

And that they request, he will please to order, that the several Sums due on Account of the Revenue of the Province may be Speedily Collected, and sued for if necessary, as they will otherwise be unavoidably lost, and that the Collectors of the duties of Impost and Excise at Canso, Louisbourg, Liverpool, and such other out-ports, as have not already accounted, be ordered to Account for the Several Sums by them received, deducting the Allowance Voted by the General Assembly, to the Collectors at the Outports, for their Trouble and charges in collecting the same, and no more, and that the House do also most humbly request his Excellency will please to appoint one or more Members of the House of Assembly on all Audits of the public Accounts, in conjunction with such Members of his Majesty's

~~Council~~

Council as may be on such Service, and that no Accounts be allowed, or paid before they have passed such an Audit.

Ordered, That the said Address be presented by a Committee.

The Committee for examining the publick Accounts, reported the State of the said Accounts as it appears to them, and is as follows.

D.^r

The Province of Nova-Scotia,

| | | |
|-------|--|------------------|
| 1773. | To Amount due the Loan Creditors, borrowed) | } 21148.11. 4 |
| | at eight Several Times | |
| | To Interest due on d. ^o to the several Periods) | } 1547.1. 3 1/2 |
| | up to June 1773. | |
| | To Amount of Sundry Demands as per Account) | } 839.17.10 1/4 |
| | of particulars. | |
| | | <hr/> |
| | | £23535.10. 5 3/4 |

r
c.

1773
Oct. 12.

| | | |
|---|---|-------------------|
| By Ballance in the Treasurers Hands, Viz.) | } | 85. 9. 3 3/4 |
| in Treasurers Notes the Sum of | | |
| £56.7.9 1/2 in Cash £26.1.6 1/4. | | |
| By Ballance in <u>Richard Gibbons</u> , Sen ^{rs}) | } | 58.15. 2 |
| Hands on Account of Licence Money, to | | |
| July 1773, per his Account. | | |
| By Ballance in the Hands of the Coll-) | } | 19. 1. 7 3/4 |
| ector of Excise and Impost at <u>Halifax</u> , | | |
| to 30 th <u>June</u> , 1773, per Account, | | |
| By Sundry outstanding Debts which appears) | } | 1027.17. 2 |
| to be due for Duty, on Rum, & ^c as per | | |
| Account of particulars, many of them | | |
| not likely to be recovered. | | |
| By Amount due the Creditors of Government) | } | 21148.11. 4. |
| in Loan bearing Interest | | |
| Deficiency, - - - - - | | 1195.15.10 3/4 |
| | | £23535. 10. 5 3/4 |

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Refusal to Provide Funds for the Light House

~~Nova Scotia, D. 10. 1773-1774.~~

~~pp. 66-71.~~

Monday November 1st. 1773.

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A Message came from his Excellency the Governor as follows;

There being a Considerable Decrease of the Revenue arising on the Duties laid for the support of the Light House, I have Ordered the Treasurer to lay the Accounts before you, that you may consider of such Ways and Means by Loan or otherwise, as may enable Government to Maintain an Edifice erected for purposes so useful and necessary to Trade and Navigation, and to all Shipping coming on this Coast.

And the same was read.

Ordered, That the said Message be taken into Consideration To-Morrow.

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~~Message from the Governor relating to the Light house.~~

~~p. 71.~~

13/15

555f

House Refuses to Provide Funds For the Light House

Nova Scotia, D. 1773-1774.

pp. 76-78.

Wednesday November 3^d 1773.

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~~Consideration
of Governor's
Message re-
lating to
Light House.~~

According to Order, the House proceeded to take in Consideration his Excellency the Governor's Message, relating to the Light-House, and after some Time spent therein, a Motion was made, and the Question proposed, whether the House will make Provision for Payment of the Sums due for repairs of the said House, and for Oyl supplied, and it was carried in the Negative, and thereupon, Resolved, That an humble Address be presented to his Excellency the Governor, setting forth, that the House have taken into Consideration his Excellency's Message respecting the maintaining the Light-House, and beg leave to acquaint him, that they have repeatedly declared the Inability of the Province, to make

~~Resolution
thereon.~~

p. 78.

any

any further provision for its support than the high Duty
already granted, on Shipping coming into the Harbour of
Halifax, the Monies Granted by the several revenue Acts of
the Province being so fully and particularly appropriated for
the Support of Government, and the payment of the loan
Creditors of the Province, and humbly Conceive, that with
oeconomy, the present Income of the Light-House added to the
Assistance his Majesty has been graciously pleased to give,
will fully answer the purpose required.

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~~13/11/73~~
Nova Scotia, D. 10. 1773-1774.

pp. 55-57.

Tuesday October 26th. 1773.

~~1773~~
~~26 Oct~~

p. 56.

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A Motion was made, That the Duty of Impost on Rum be altered to 3^d per gallon, and the Excise to one Shilling and two Pence per Gallon, and after some Debate thereon, resolved, that the same be reconsidered to morrow.

Resolved, That the Duty on Wines be continued.

Resolved, That the Duty on Cider, and Loaf Sugar be discontinued, after the 31st of December next.

A Motion was made, that the mode of granting Licences, and the appropriation of the Money arising therefrom, be altered.

Resolved, That the House do take the same into Consideration To. Morrow Morning.

Wednesday, October 20th. 1773.

The House resumed the Consideration of the several Matters debated yesterday, and thereupon ordered, that a Bill be prepared for continuing for one Year, the present Duties of Impost and Excise on Beer, Rum and Wines, and the same having been presented accordingly, was read a 1st Time.

Ordered, That a Bill be prepared for altering and Continuing the Act for granting to his Majesty a Duty on Licenses for retailing Spirits, &^c. And that the granting the said Licenses be in the Sessions of the Peace.

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The Text of the Liquor, Cider and Loaf Sugar Duty Act, 13 Geo. III. Cap. 1

At the General Assembly of the Province of Nova SCOTIA begun and holden at Halifax on Wednesday the sixth day of June 1770, in the Tenth Year of His Majesty's Reign, and there continued by several Prorogations unto Tuesday the Twentieth day of April 1773, in the Thirteenth Year of His Majesty's Reign.

AN ACT

in further amendment of the several Acts of the General Assembly of this Province relating to the duties of Impost and excise on Rum and other Distill'd Spirituous Liquors, and for continuing an Act made in the twelfth Year of His Present Majesty's Reign intituled an Act in Amendment of, and for continuing the several Acts of

the

~~3^d April 1773
Act passed in Council.
3^d April 1773
Act passed in the
House of Assembly.
1st April 1773
Assented to by
the Governor.~~

~~True Copy
Act. Sullivan~~

the General Assembly of this Province relating to the duties of Impost and Excise on Beer, Rum and other distill'd Spirituous Liquors, Cyder, Loaf Sugar, and Wines therein mentioned.

Amble.
1023

WHEREAS in and by the 22^d Section of an act made in the Eighth Year of His present Majesty's Reign intituled "An Act to amend, render more effectual, and reduce into one Act the several laws made by the General Assembly of this Province relating to the duties of Impost on Beer, Rum and other distilled Spirituous Liquors," It is enacted, that all Rum or other spirituous Liquors which shall be issued for the use of His Majesty's Navy shall be deemed so far an Exportation thereof, as to be intituled to a drawback of three pence per Gallon, and whereas also in and by the 19th Section of an Act made in the same Year of His Majesty's

sign

Reign, intituled "An Act to amend and render more effectual and
"reduce into One Act the several Laws made by the General
"Assembly of this Province relating to the duty of Excise
"on Rum and other distilled spirituous Liquors," it is
enacted that such spirituous Liquors as shall be issued for
the use of His Majesty's Navy, shall be deemed exported, and
that the Collectors or Receivers of the duties shall Credit
the Stock on hand of the Merchant, Distiller or other person,
for so much as shall have been so issued, and in case the
duty of Excise thereon shall have been repaid or the bond
given therefor Discharged.

And whereas great frauds have been, and are daily
committed by means of, and under the said Indulgence. Be
it enacted by the Governor Council and Assembly, that from
and after the first day of July next, no such indulgence
shall be granted, nor drawback allowed, unless it shall
appear by due proof that such Rum or other distilled
~~spirituous~~

~~p. 108
drawback
allowed on
spirits issued
Navy, unless
carried out of
Province.~~

spirituous liquors shall have been actually carried out of this Province.

And whereas the distance of time between the stated Sessions and terms of the Courts in the several Counties (Halifax excepted) occasions great inconvenience in recovering the forfeitures and penalties arising on a breach of the several Acts relating to the duties of Impost and Excise, as well in respect to the Government as to the parties concerned.

Be it enacted, that (except in the Township of Halifax) it shall and may be lawful for the Justices of the Inferior Courts of Common pleas or Sessions of the Peace, to call a special Court at any time between the stated Sessions or times limited by Law for holding the said Courts, for the trials of all causes for recovering such forfeitures and penalties, as shall have been incurred, on a breach of the said several Acts, any Law Usage or Custom to the contrary

Special Courts
to be called
in causes
(except at
Halifax) for
recovery of
forfeitures
and penalties.

~~not to stand in~~
GA

notwithstanding. -

And be it also enacted, that the several Acts recited and mentioned in an Act made in the twelfth year of His present Majesty's Reign, intituled "An Act in amendment of and for continuing the several Acts of the General Assembly of this Province relating to the duties of Impost and excise on Beer, rum and other distill'd Spirituous Liquors, Cyder, Loaf Sugar and Wines therein mentioned," together with the amendments thereto made by the said Act, and also the Alterations and Amendments made to the same by this Act, shall be and continue, and the same are hereby continued in force from the expiration thereof until the thirty first day of December of this present Year One Thousand and seven hundred and seventy three.

Sec 10

continued to
31st Decem-
ber 1773.

~~Nova Scotia's Assembly, 1770-1775.~~

106.

At the General Assembly of the Province of NOVA SCOTIA begun and holden at Halifax on Wednesday the sixth day of June, 1770, in the Tenth Year of His Majesty's Reign, and there continued by several prorogations unto Tuesday the Twentieth day of April 1773, in the Thirteenth Year of His Majesty's Reign. -

~~23^d April 1773
When passed in Council
23^d April 1773
When passed in the
House of Assembly.
21th April 1773
Assented to by
the Governor.~~

AN ACT

for further continuing the several Acts
relating to the Duty on Licenced Houses.

~~Large Copy
Richd Bulkeley.~~

Be it Enacted by the Governor Council and Assembly,
that an Act made in the Eighth Year of His present Majesty's
Reign, intituled an Act for suppressing unlicenced Houses, and
"for granting to His Majesty a Duty on persons hereafter to

"be Licensed," And an Act made in the Eleventh Year of the
Reign of his said Majesty, for altering and continuing the
said Act, shall be and continue, and the same are hereby
continued in force from the expiration thereof untill the
Thirty first day of December of this present year, One
Thousand seven hundred and seventy three.

Continued to
31st Decem-
ber 1773

~~23rd April 1773
23rd April 1773
24th April 1773~~

At the General Assembly of the Province of Nova Scotia begun and holden at Halifax on Wednesday the sixth day of June 1770, in the Tenth year of His Majesty's Reign, and there continued by several Prorogations unto Tuesday the Twentieth day of April 1773, in the Thirteenth Year of His Majesty's Reign. -

~~23rd April 1773
Then passed in Council.
23rd April 1773.
Then passed in the
House of Assembly.
24th April 1773
Assented to by the
Governor.~~

AN ACT

for amending and continuing an Act made in the twelfth Year of His present Majesty's Reign, intituled an Act for raising a fund for the purpose of making and repairing Bridges and Roads of communication thro' the Province -

~~John Minkley~~

~~continued to~~
~~1st July~~
~~1774.~~

Be it enacted by the Governor Council and Assembly, that an Act made in the twelfth year of his present Majesty's Reign, intituled "An Act for raising a fund for the purpose of making and repairing Bridges and Roads of Communication thro' the province" shall be and continue, and the same is hereby continued in force from the expiration thereof untill the first day of July of the Year One Thousand seven hundred and Seventy four.

~~from 1st July~~
~~1773, the like~~
~~Rates to be~~
~~paid as directed~~
~~by said~~
~~Act. p. 117~~

And be it also enacted, that from and after the first day of July of this present Year, there shall be raised levied collected and paid by every Householder and owner of Lands within this Province, by and under the limitations, provisions, pains and penalties, and for the purposes prescribed, directed and mentioned in and by the said above recited Act, the like rates and Taxes as are imposed by the said Act.

And be it enacted, that the Commissioners or
Directors or the Major Part of them shall proceed on, and
Act in all matters relative to the carrying into execution
the said Act, any thing therein to the Contrary notwith-
standing.

~~Commissioners
or Major
Part of them
to Act.~~

The Text of the Liquor Duty Act, 13-14 Geo. III, Cap. 5



~~... of the House of Assembly, 1770-1773.
... 117-119.~~

At the General Assembly of the Province of NOVA SCOTIA begun and holden at Halifax on Wednesday the Sixth day of June 1770, in the Tenth Year of His Majesty's Reign, and there continued by several prorogations unto Tuesday the Twelfth day of October 1773 - in the Thirteenth Year of His Majesty's Reign.

~~October 29th - 1773
then pass'd in the
House of Assembly.~~

AN ACT

in further Amendment of, and for continuing the several Acts of the General Assembly of this Province, relating to the Duties of Impost and Excise on Beer Rum and other distilled Spirituous Liquors and Wines therein Mentioned. -

~~11th Nov. 1773 then
pass'd in Council.~~

~~... only
... bulkeley.~~

WHEREAS great Frauds have been, and are daily Committed in several of the Ports and Rivers of this Province,

~~1773~~

12th Nov 1773
Assented to
The Gov-
ernor.

by relanding Rum and other Distilled Spirituous Liquors,
after the same has been cleared out for exportation, and
that a Drawback thereon has been allowed on Certificates
fraudulently obtained of the landing thereof out of the
Province,

renewal

after the first
of January
1774 no Draw
back allowed
on Rum or
Spirits
brought to any
Port (Halifax
and Canso
excepted)

Be it enacted by the Governor, Council and Assembly,
that from and after the first day of January One thousand
seven hundred and seventy four, no drawback shall be allowed
on Rum and other distilled Spirituous Liquors brought to any
of the Ports or places of this Province, (Halifax and Canso
excepted) -

And be it also enacted, that an Act made in the Twelfth
Year of His present Majesty's Reign, intituled an Act in Amend-
ment of, and continuing the several Acts of the General
Assembly of this Province relating to the duties of Impost
and Excise on Beer Rum and other distilled spirituous Liquors

Silber

Cider, Loaf sugar and Wines therein mentioned, together with the several Acts recited and mentioned in the said Act, except the Act made in the Tenth Year of His present Majesty's reign, intituled an Act for granting to His Majesty a duty of Impost on Loaf Sugar and Cider, And Also an Act made last Session of the General Assembly intituled an Act in further Amendment of the several Acts of the General^x of this Province relating to the duties of Impost and Excise on Rum and other distilled spirituous Liquors, and for continuing an Act made in the Twelfth Year of His present Majesty's reign, intituled an Act in Amendment of, and for continuing the several Acts of the General Assembly of this Province relating to the duties of Impost and Excise on Beer Rum and other distilled Spirituous Liquors Cider Loaf Sugar and Wines therein mentioned, so far as the same relate to the duties of Impost and Excise on Beer Rum and other distilled Spirituous Liquors and Wines,

~~together~~

~~The Several
Impost and Excise
duties on
Beer, Ale and
Wines, continued
to 31st
Decem. 1774.~~

together with the Amendments made to the same by this Act shall be and continue, and the same are hereby continued in Force from the expiration thereof untill the thirty first day of December One thousand seven hundred and four.

~~Acts of Assembly, 1770-1773.~~
~~121-125.~~

~~29th October 1773~~
~~then pass'd in the~~
~~House of Assembly~~
~~10th November 1773~~
~~then pass'd in~~
~~Council.~~
~~12th Nov^r 1773~~
~~assented to by the~~
~~Governor.~~

At the General Assembly of the Province of NOVA
SCOTIA begun and holden at Halifax on Wednesday
the Sixth Day of June 1770 in the Tenth Year of
His Majesty's Reign, and there Continued by
several Prorogations unto Tuesday The Twelfth Day
of October 1773, in the Thirteenth Year of his
Majesty's Reign.

=====
AN ACT

for altering and Continuing the Several
Acts Relating to the Duty on Licensed
Houses.

=====
WHEREAS many Inconveniences have arisen in Several
places in this Province, from the Present method of Granting

~~License~~

A true Copy
of the said Act
as read

Stop 31st Dec-
ber 1773. Three
more Justices
to grant
Licenses Except
at Halifax.
p. 122.

appoint a
Clerk Licenses.

Licenses for Retailing Liquors for Remedy whereof Be it
Enacted by the Governor, Council and Assembly, that from
and after the 31st Day of December of this Present Year
One, Thousand Seven hundred and Seventy three. Three or
more Justices of the Peace in their Sessions in each and
every County or District in this Province (the Township of
Halifax Excepted) shall and may appoint a Clerk of the
Licenses for such County or District, who shall use Exercise
and Enjoy, the several Powers, Authorities and Emoluments,
Granted, to the Clerk of the Licenses by the Act made in
the Eighth Year of His Present Majesty, Intituled an Act
for Suppressing Unlicensed Houses, and for Granting to His
Majesty a Duty on Persons hereafter to be Licensed, and
not altered by this Act, and all Persons purposing to take
out Licenses for selling Spirituous Liquors shall apply
to the Justices in their said Sessions in the County or

~~Halifax~~

licensed persons
to give Bond in
1702 to observe
the Laws &c.

p. 123.

District where they reside, who are hereby Authorized and Impowered to Grant the same, previous whereto every Person so to be Licensed, shall first give Bond to the Clerk of the Sessions in the Sum of Twenty Pounds that He, she or they shall well and truly Comply with and Yield Obedience to the Laws of this Province already made, or to be hereafter made in relation to Persons Licensed to sell Liquors, and shall keep and maintain good Order in the said Tavern or house of Publick Entertainment, and shall not suffer the using any unlawful Gaines therein, and shall duly Pay into the Hand of the Clerk of the Licenses, his Her and their Quarterly payment, within ten Days after such Payment shall become due as aforesaid, and the Clerk of the Sessions where such Licenses shall be Granted, shall Receive for his fees from each Person so Licensed, five shillings and no more.

And

licenses may be granted gratis to persons on public roads.

And be Enacted, that it shall be in the Power of the said Justices in their Sessions as aforesaid to Grant Licenses Gratis, to Persons Keeping Houses of Entertainment on the publick Roads Distant from any Town or Settlement for the Accomodation of Travellers.

1124
Justices to hold a Special Sessions at the Commencement of this Act for granting licenses.

And be it also Enacted, that the Justices of the Peace in each County or District (the Township of Halifax Excepted) shall at the Commencement of this Act, hold a Special Sessions for the purpose of Granting Licenses to such Persons as shall apply, and by them be thought proper Persons to hold the same.

licenses granted before this to be in force till 1st Decr. 1778.

And be also further Enacted that all Licenses Granted before the Commencement of this Act shall Continue and be in force Untill the Thirty first Day of December next, and no longer, and if any Person or Persons shall Neglect or refuse to Pay to the Clerks of the Licenses, the Money Due

by him, her or them in Virtue of this or any former Act, the Same shall and may be recovered, upon Complaint of the said Clerks by Bill plaint or Information in any of His Majesty's Courts of Record in this Province if above the Sum of three Pounds, or before any one of His Majesty's Justices of the Peace if the Sum Due be three Pounds or under.

Money arising from Licenses at Lunenburg be laid out in making roads &c there.

And be it Enacted, that the Money arising from the Duty on Licensed Houses at Lunenburg, and all fines incurred there, shall be laid out in making, opening and repairing the Roads within said Township, under the Directions of such Persons as shall be appointed by the Governor Lieutenant Governor, or Commander in Chief of this Province.

And be it also Enacted, that an Act made in the Eighth Year of His Present Majesty's Reign, Intituled an Act for Suppressing Unlicensed House, and for Granting to his Majesty a Duty on Persons hereafter to be Licensed, and an

Act

Act made in the Eleventh Year of the Reign of His said Majesty for altering and Continuing the said Act, together with the alterations thereto made by this Act, shall be and Continue, and the same are hereby Continued in force Until the thirty first Day of December One Thousand Seven hundred and Seventy five.

The Text of the Act for Farming the Liquor Duties at Canso and Cape Breton
13-14 Geo. III, Cap. 8

~~Nov. 11th 1773~~
~~Nov. 12th 1773~~
130-134.

At the General Assembly of the Province of NOVA SCOTIA begun and holden at Halifax on Wednesday the sixth day of June 1770 in the Tenth Year of His Majesty's Reign, and there Continued by Several Prorogations unto Tuesday the Twelfth Day of October 1773 in the Thirteenth Year of His Majesty's Reign.

~~Nov. 11th 1773~~
~~then Pass'd in the~~
~~House of Assembly.~~
~~Nov. 12th 1773~~
~~then Pass'd in~~
~~Council.~~
~~Nov. 12th 1773~~
~~assented to by~~
~~the Governor.~~

AN ACT

for Farming the Duties of Impost and Excise, on Beer Run and other distilled Spirituous Liquors, and Wines, at the Island of Cape Breton and District of Canso, and to Enable the farmer or farmers thereof to Collect the same.

A true Copy
J. Bulkeley

~~Whereas~~

WHEREAS it is thought that the Revenue arising from the duties of Impost and Excise at the Island of Cape Breton and District of Canso, may be much Increased by farming out the same.

Be it Enacted by the Governor Council and Assembly, that the Governor, Lieutenant Governor or Commander in Chief for the time being, be, and he is hereby Impowered by and with the advice of His Majesty's Council to appoint such and so many Persons as to him shall seem meet, not less in Number than three, who shall give notice by Advertisement in the Nova Scotia Gazette for three several times at least during three Months and therein to fix a Certain Day to be by them appointed at the End of said three Months for Contracting and agreeing with any Person or Persons who will give most for farming the Duties of Impost & Excise payable by the Laws of this Province to the 31st December 1774 on Beer Rum and other

~~Distilled~~

Distilled Spirituous Liquors and Wines consumed to the said
31st December 1774 at the Island of Cape Breton, and District
of Canso, and the said Persons appointed as aforesaid shall
accordingly Contract and agree with the Person or Persons as
will give most for the farming the said Duties, and such
farmer shall be fully Invested with all the Powers and
Authorities in every respect as are given by Law to the
Collectors of the Duties of Impost and Excise.

And
~~The farmer to give Bond in double the sum Contracted for to pay the same at the stated times.~~
2. And be it Enacted that the farmer or farmers afore-
said, shall give Bond with two Sufficient Sureties to the
Province Treasurer for the time being, and his Successors in
said Office, in Double the Sum which shall be Contracted for,
with Condition that the Sum agreed on be paid into the
Province Treasury for the use of the Province, in four Equal
Payments, that is to say, at three, Six, Nine and Twelve
Months from the date of said Contract, which Bond the said

Scyden

~~To hold the
Bond with the
Treasurer.~~

~~In case of
Failure of
Payment bond
to be put in
suit.~~

~~133
Persons appointed
to Contract
to render an
Account to
General
Assembly.~~

~~Persons appointed
to render an
Account to
General
Assembly.~~

several Persons to be appointed as aforesaid are hereby
Empowered to take and the same to lodge with the Treasurer
aforesaid, within Twenty Days after said Bond is Executed,
and the said Treasurer in case of failure or Neglect of
Payment on the part of the farmer or Person Contracting as
aforesaid at the Times herein Limited shall put the said
Bond in suit, in manner as is Directed for the Recovery of
other Debts payable to the Province. And the said several
Persons appointed to Contract as aforesaid shall render an
Account of their proceedings touching the same to the
General Assembly, in the first Week of their Session next
after the same shall have been Carried into Execution

3.

And be it Enacted that the Person or Persons so
farming the said Duties may Substitute and appoint one or more
Deputy or Deputies under him or them upon oath to Collect and
Receive the same, and the said Deputy or Deputies shall have
use, and Exercise all such Powers and authorities as are given

[Handwritten mark]

by this Act to the farmer or farmers, for enabling him or them to collect the duties aforesaid and for detecting and prosecuting offenders.

4. And be it further enacted, that the farmer or aforesaid, or his or their Deputies shall be liable to account for and pay the Drawbacks to which any of the said articles aforementioned are subject within the Term of the Contract aforesaid, on the Exporters producing proper Certificates, and Complying in every respect with the Rules prescribed by the Laws in that Case made and provided.-

And be it also further enacted that in Case of the Death of the farmer or farmers of the Duties aforesaid the Executors or Administrators of such farmer or farmers shall upon his or their Accepting such trust of Executors or Administrators, have use, and Enjoy all the Powers which the said farmer or farmers had a Right to hold and Enjoy, and

~~The Farmer or his Deputies shall be liable to pay the Drawbacks allowed on the several articles.~~

134.
In Case of the Death of the farmer his Executor or Administrator shall on their Acceptance of the Trust be invested with the Powers he had, and be subject to the Conditions on which he held the contract.

~~shall~~

shall be Subject to the Several Conditions and Payments on which they held the same. -

And to prevent the farmer or farmers of said Duties from laying in a quantity of Beer, Rum and other Spirits, and Wines, at any time During his Contract, and thereby injuring the Province Revenue at the Expiration thereof.

Be it Enacted that all Beer Rum and other Spirituous Liquors and Wine, which at the Expiration of the said Contract shall remain on hand within any part of the District so contracted for, shall be Liable to pay the duties which shall be imposed on the like articles by any Law of the Province.

~~MS. A. 11. 10. 1. 1770-1773.~~
~~411-117.~~

At the General Assembly of the Province of NOVA SCOTIA begun and holden at Halifax on Wednesday the 6th Day of June 1770 in the Tenth Year of His Majesty's Reign, and there continued by several prorogations unto Tuesday the Twelfth Day of October 1773 in the Thirteenth Year of His Majesty's Reign.

~~2^d Oct. 1773
then pass'd in the
House of Assembly
1st Nov. 1773
then pass'd in Council
1st Nov. 1773
assented to by the
Governor.~~

AN ACT

for Continuing an Act made in the Eighth Year of His Present Majesty's Reign, Intituled an Act for Granting to His Majesty a Duty on Wheel-Carriages within the Peninsula of Halifax. -

~~True Copy
of the Act~~

Handwritten mark

W. W. W.
Be it enacted by the Governor, Council and Assembly that an Act made in the Eighth Year of His Present Majesty's reign, Intituled an Act for Granting to His Majesty a Duty on Wheel-Carriages within the Peninsula of Halifax, shall be and Continue and the same is hereby Continued in force From the Expiration thereof, Untill the Thirty first Day of December One Thousand Seven hundred and Seventy Seven.

W. W. W.
And be it also enacted, that during the Continuance of this Act there shall be Yearly raised, levied, Collected and Paid for each and every Wheel-Carriage used within the Peninsula of Halifax by the owner or Proprietor of such Carriage by and under the limitations, provisoes, pains and Penalties; and for the Purposes prescribed directed and mentioned in and by the said above recited Act, the like rates and Taxes as are imposed by the said Act.

~~The like Rates
to be paid as
directed by
Act 5th Geo.
3rd Ch. 1.~~

~~the Scotch Acts of Assembly, 1770-1773.~~

~~177-128.~~

At the General Assembly of the Province of NOVA SCOTIA, begun and holden at Halifax on Wednesday the sixth Day of June 1770, in the Tenth Year of His Majesty's Reign, and there Continued by several Prorogations, unto Tuesday the Twelfth Day of October 1773 in the Thirteenth Year of His Majesty's Reign.

~~th Oct. 1773
then ass'd in the
house of Assembly
th Nov. 1773 then
ass'd in Council.~~

AN ACT

For Continuing the Several Acts for raising a Fund for the Purpose of making and repairing Bridges and Roads of Communication thro the Province.

~~th Nov. 1773
presented to by
the Governor.~~

~~True Copy
Bulkeley.~~

BE IT ENACTED by the Governor Council and Assembly, that an Act made in the Twelfth Year of His Present Majesty's

Wign

1774
Reign, Intituled an Act for raising a fund for the purpose of making and Repairing Bridges and Roads of Communication thro the Province, and an Act made in the Thirteenth Year of His said Majesty's Reign, for amending and Continuing the said Act, shall be and Continue, and the same are hereby Continued in force from the Expiration thereof untill the Thirty first Day of December One Thousand Seven hundred and Seventy Seven.

And be it also Enacted that from & after the first day of January One Thousand Seven hundred and Seventy four, and During the Continuance of this Act, there shall be Yearly raised levied, Collected and Paid by every House holder, and owner of Lands in this Province, by and under the limitations, provisos pains and penalties, and for the purposes prescribed directed and mentioned in and by the said above recited Act, the like rates and Taxes as are imposed by the said Act.

~~First January
1774 the like
rates to be
paid as Dir-
ected by Act
12. Geo. 3. Cha.~~

ACT TO PROHIBIT EXPORTATION OF GRAIN, FLOUR, ETC. FROM THE BAY OF FUNDY

~~1770-1773~~
~~1770-1773~~
~~1770-1773~~

At the General Assembly of the Province of NOVA SCOTIA begun and holden at Halifax on Wednesday the sixth day of June 1770, in the Tenth Year of His Majesty's Reign, and there continued by several Prorogations unto Tuesday the twentieth day of April 1773 in the thirteenth year of His Majesty's Reign -

~~21th April 1773~~
~~When passed in Council~~
~~21th April 1773~~
~~When passed in the~~
~~House of Assembly.~~
~~21th April 1773~~
~~Presented to by the~~
~~Governor.~~

AN ACT

to prevent for a limited time the Exportation Shipping off Wheat, Rye, Barley, Flour, Meal and Pease, from any of the Ports or places in this Province within the Bay of Fundy.

WHEREAS great inconvenience and detriment arises

~~True Copy~~
~~of~~
~~Bulkeley~~

~~Procl. ble.~~

~~Procl.~~

from the Shipping off grain, before the Season proper for
Threshing out the same, and to prevent a Scarcity thereof. -

~~No Wheat &
to be Shipp'd
1st April 1774.~~
Be it enacted by the Governor Council and Assembly,
that no Wheat, Rye, Barley, Flour, Meal or Pease, the produce
of this Province, shall be Shipp'd from any of the Ports or
places in the Bay of Fundy, from and after the first day of
September next, untill after the first day of April in the
Year One Thousand seven hundred and seventy four.

~~113
Master of
Vessel & C. re-
ceiving on
board any
Wheat & C. to
forfeit 20.
and all such
Wheat & C.~~
And be it enacted, that if the Master of any Ship,
Vessel or Boat shall presume to receive on board the same,
any Wheat, Rye, Barley, Flour, Meal or Pease contrary to the
meaning and intent of this Act, he shall forfeit and pay the
sum of Twenty Pounds, and all such Wheat Rye, Barley, Flour,
Meal or Pease, so laden shall be forfeited, and shall and may
be Seized by any of His Majesty's Justices of the peace, who
are hereby impowered to Seize the same.

~~Printed~~

Nothing to
extend to
the carrying
of Wheat
to Mill
or from town
to town.

Provided that nothing in this Act shall be construed to Debar any person carrying Wheat or other grain in any Boat passing the Rivers from one Town to another, or to or from Mill, or for the necessary provision of the Vessel's Crew. -

any person
aggrieved to
apply to
Governor.

Provided also, that any person aggrieved by the Restrictions prescribed by this Act, may Apply to the Governor Lieutenant Governor or Commander in Chief and His Majesty's Council, who are hereby Authorized and Impowered to grant such relief therein, as shall appear to them to be requisite and necessary.

Recovery of
penalties
and forfeit-
ures in any
Court of
Record on
behalf of one
of the
Parties.

And be it also enacted, that the forfeitures incurred by this Act, shall be recovered on the Oath of One Credible Witness, in any of His Majesty's Courts of Record in this province, and after deducting the Expences of prosecution, be divided, One Moiety to His Majesty, for the use of the Government of this province, and the other Moiety to him or them, who shall inform seize or Sue for the same.

ACT TO PROVIDE FOR NEW TREASURY RECEIPTS TO REPLACE FORMER ISSUES

a. House Moves to Draft a Bill

Nova Scotia, D. 10. 1773-1774.
pp. 80-85.

Thursday, November 4th. 1773.

.
A Motion was made, That Whereas several Persons, who now possess Notes for Sums borrowed, in Purusance of the several loan Acts, made by the General-Assembly of the Province, labour under great Inconvenience by reason, that many of the said notes are defaced and worn, and some would prefer to have large notes in Lieu of a Number of small ones, or to have the same exchanged; leave be given to bring in a Bill to empower the Treasurer to take up and receive all such small Notes, as shall be brought to him, and to give others in lieu thereof.

P. 84.
Motion respecting
Treasurers
Notes worn
out and
defaced.

P. 85
Order thereon.

Ordered, That a Message be sent to his Majesty's Council, to desire their Concurrence in framing a Bill for the above Purpose.

Treasury Receipt Commissioners Appointed

~~Nova Scotia, B. 15. 1709-1774.~~

~~P. 165.~~

At a Council holden at Halifax the 15.

November 1773.

Present.

His Excellency the Governor

The Honorable Richard Bulkeley)

Henry Newton)

Jonathan Binney)

Arthur Goold)

John Butler.)

Counsellors.

Agreeable to an Act, to empower the Province Treasurer to issue notes in lieu of such as have been Worn or defaced, the Governor appointed with Advice of the Council, Charles Morris Jun.^r William Smith, John Fillis, Esquires, and M.^r Robert Campbell, to be present at the cancelling of Defaced Notes, and for Countersigning New ones issued in their stead, according to the Directions of said Act.

.

1773
5 Mar

The Text of the Treasury Receipt Replacement Act~~Public Acts of Assembly, 1770-1775.~~

P. 150-153.

At the General Assembly of the Province of NOVA
SCOTIA, begun and holden at Halifax on Wednesday the
Sixth Day of June 1770 in the Tenth Year of His
Majesty's Reign, and there Continued by several
Prorogations unto Tuesday the Twelfth Day of October
1773 in the Thirteenth Year of His Majesty's Reign.

Nov. 6th 1773
then Pass'd in the
House of Assembly
10th Nov. 1773
then pass'd in Council.
12th Nov. 1773
Assented to by the
Governor.

AN ACT

To Impower the Province Treasurer to issue other
Notes in Exchange for such Notes as have been
issued heretofore, in Virtue of the several Loan
Acts made by the General Assembly of this Province.
are defaced and worn.

true Copy
Bulkeley.

~~Creas~~

WHENAS it has been represented that several Persons who now possess Notes for Sums borrowed in pursuance of the several Loan Acts, made by the General Assembly of this Province, labour under great Inconveniencies by Reason that many of the said Notes are Defaced and Worn, and some would prefer to have large Notes in lieu of a Number of small Ones, or have the same Exchanged; for remedy whereof

Be it Enacted by the Governor, Council and Assembly, that the Treasurer of the Province be, and he is hereby Impowered and directed, on Application made to him for that Purpose, to take up and Receive all such Notes for Money borrowed as aforesaid, and in lieu thereof to give Receipts in the form following.

Province of Nova Scotia the Day
of Received of the Sum of
and Service of the Province of Nova Scotia, and in behalf of

~~the~~

the said Province, I do hereby promise and oblige myself and
Successors in the Office of Treasurer, to repay the said

or Order the Day of

the aforesaid Sum of with Interest at the Rate
of Six pounds per Centum per Annum. this Note being in lieu
of worn and defaced Notes heretofore issued from the Treasury,
amounting to the like or same Sum, and now Cancelled.-

Witness my Hand.

Or in the following form, at the option of the Person
who shall bring in such Notes or Receipts to be exchanged.

Province of Nova Scotia the Day of Received

of the Sum of for the use and Service of

the Province of Nova Scotia, and in behalf of said Province,

I do hereby promise and oblige myself and Successors in the

Office of Treasurer to repay the said or bearer the

Day of the aforesaid Sum of with

~~Interest~~

Interest at the Rate of Six Pounds per Centum per Annum,
this Note being in lieu of Worn and defaced Notes hereto-
fore issued from the Treasury, Amounting to the like or
same Sum, and now cancelled. Witness my hand.

2. And be it further Enacted that all Receipts so issued by the Treasurer of the Province, shall According to the tenor thereof, bear an Interest at the rate of Six Pounds per Centum Per Annum, and so in proportion for a greater or lesser Sum, and all such Receipts so given shall be dated on the day following the Day to which the Interest due on such Notes or Receipts brought in as aforesaid was paid.

3. And be it also further Enacted, that all Notes brought into the Treasury as aforesaid, and for which Receipts shall be given in pursuance of this Act, shall be cancelled in presence of such Persons as shall be appointed by the Governor, Lieutenant Governor, or Commander in Chief of the Province,

~~and~~

such Notes
to bear
interest.

153

Notes brought
to be can-
celled in pre-
sence of Per-
sons to be
appointed by
Governor

and all new Notes issued in pursuance of this Act shall be countersigned by them, or least two of them.

4. And be it enacted that when Notes of Different dates are brought to the Treasury to be Exchanged for a New Note, the Interest in that Case shall be Calculated upon each Note, to the day the New Note shall be dated, and the Treasurer shall pay said Interest and Not include such Interest in any new Note so issued.-

~~When Notes are brought in to be Exchanged the Interest to be calculated to the day the new Note is dated; and not included in new Notes issued.~~

PROVINCIAL FINANCE 1774

a. Provincial Accounts Oct. 1773 to Oct. 1774

va Scotia, D. 10. 1773-1774.

p. 125-129.

Monday October 10th. 1774.

p. 126.
Public
Accounts
laid before
the House.

The Treasurer of the Province by Order of his Excellency the Governor, laid before the House, the several Publick Accounts following, Viz.

A General Account at the Treasury from the 12th October 1773, to the 1st October 1774.

An Account of Interest paid on the provincial Securities, between the 12th October, 1773, and the 1st October, 1774, amounting to - - - - £ 1166. 8. 8 1/2

An Account of Salaries paid to Officers of Government between the 12th October, 1773, and the 1st October, 1774, amounting to - - - - £ 666. 10.

[Handwritten mark]

p. 127.
An Account of Money paid in Pursuance of Votes of the
General Assembly, between the 12th. October, 1773, and
the 1st. October, 1774, amounting to - £397. 6. 6.

An Account of Contingencies paid between the 12th. October,
1773, and the 1st. October, 1774 amounting
to - - - - - £162. 5. 6.

The Light House Account between the 12th. October, 1773,
and 1st. October 1774, by which it appears there has
been paid for Oyl and Repairs - £109. 2. 9.

The License Duty Account between the 12th. of October 1773,
and the 1st. of October 1774 by which it appears there
has been paid for Repairs of Roads - £275. 0^s. 2^d.

p. 128.
An Account of the Wheel Carriage Duty for the Peninsula of
Halifax, by which it appears that there has been
received to the 24 of June, 1774 £34. 3^s. 4^d. and that
there has been paid for work done in repairing the

~~Roads~~

| | | | | | | |
|--|---|---|---|---|---|---------------------------|
| Roads in 1773. | - | - | - | - | - | £24. 18. 8 |
| An Account of Money paid for Drawback Certificates to | | | | | | |
| <u>Jan. 15th</u> 1774, amounting to | - | - | - | - | - | £11. 1. 7. ^{s d} |
| An Account of Demands on the Treasury, to 1 st | | | | | | |
| <u>October</u> 1774, by which there appears to be due Viz. | | | | | | |
| For Interest on Provincial Securities | | | | | | £1635. 2. ^s 0 |
| For Warrants on the Treasury not on Interest- | | | | | | 112.19. 8 |
| For Warrants on Account of Roads | - | - | | | | 111. 6. 7 |
| Payable out of the wheel Carriage Duty Fund | - | | | | | 17.18. 10 |
| An Old Demand for Carpenter's Work at the | | | | | | |
| Governor's House | - | - | - | - | - | 266. 3. 10 |
| To the Officers of Government to the 30 th | | | | | | |
| <u>September,</u> 1774 | - | - | - | - | - | 150. |
| | | | | | | <u>£2303. 10. 11.</u> |

~~The~~

129.

The Collectors of Impost and Excise also laid before the House, by Order of his Excellency the Governor, an annual General Account of their Collections between the 1st July, 1773, and the 30th June, 1774, amounting to £2401. 17. 7.

Titles read.

And the Titles of the said Accounts were read,

referred to a Committee.

Ordered, that it be referred to M.^r Day, M.^r Tonge, M.^r Bridge, & M.^r Smith, to examine and state the said Accounts, and report thereon to the House.

.

Friday October 21st 1774.
.....

M.^r Day from the Committee to whom it was referred to examine the public Accounts reported, That the Committee had come to several Resolutions thereon, which he was directed to report to the House; and which he read in his Place, and afterwards delivered in at the Table, where the same were read, and are as follows;

That it is the Opinion of the Committee that there appears an Over-Charge in the Account of the Collectors of Impost and Excise at Halifax, for House-Rent, Firing, and an extraordinary Officer, which Charges were never allowed

by any Law, or Vote of this House, but on the Contrary were especially objected to, and resolved against. This Over-Charge having been continued from Time to Time is now arisen to the Sum of £140. 7. 5.

That it is the Opinion of the Committee, that a Charge made by the Collector of Canso, for his Services there as Chief Magistrate, and received accordingly, contrary to the Express Resolves of this House, should be esteemed as a Debt due to the Province, and should be recovered immediately.

p. 169. That it is the Opinion of the Committee, That large Sums are due to Government, Many of them long Standing, and that proper Measures have not been taken to recover the same.

That it is the Opinion of the Committee, that the Proceeds of the Fund set a-part for the support of the Light House, has (even with the aid of his Majesty's Bounty) been found insufficient to support the same, and as the Trade of

the

p. 170.

the Province is greatly reduced, and unable to support any additional Embarrassment, they offer as their Opinion, that his Excellency the Governor be requested to accept of the present Fund, which with the Allowance granted by his Majesty, may possibly with proper, and a different Management, be sufficient to support the said Light for the use of his Majesty's Ships. The Trade of the Province being so trifling, that the Continuation of the Light or not, cannot be esteemed an Object worthy of Attention.

That it is the Opinion of the Committee, and they do accordingly recommend to this House, that a Law be enacted for the More effectual and Speedy Recovery of Debts due to Government.

That it is the Opinion of the Committee, and they do accordingly recommend to this House, that a Committee be appointed by the Legislature of this Province, of ~~under~~

~~standing~~

understanding Persons, who with the Treasurer May direct a proper and uniform Method of Keeping the several Publick Accounts of the Province.

That it is the Opinion of the Committee, that the Several Officers concerned in the Collection of the Revenue, be obliged by Law, fully to execute their Duty by a Speedy Recovery of the Debts due to Government, and also to oblige them punctually to account with and pay their Ballances to the Treasurer at Certain and Stated Periods.

That it is the Opinion of the Committee, that if the Duties at all the Outports of this Province were farmed, it would More than double the present Revenue received from those Places.

The Committee also reported the State of the Accounts of the Collectors of Impost and Excise Duties at Halifax, and the State of the Account of the Province, as they

appear

appear to them, and are as follows;

^r
D. The Province of Nova - Scotia.

1774st
Octo. 1 .

To Amount due the Creditors of Government on)
Interest,) £21148. 11. 8.

To Amount of Interest due on Do. to the 1st)
Octo. 1774.) £ 1635: 2. 0.

To Amount of Sundry Demands per Account of)
Particulars.) £ 668. 8. 11.

£23452. 2. 3.

C^r.

1774.st
Octo 1 .

| | | | |
|---|---|------------------------|--------------------------|
| By Ballance in the Treasurer's) |) | £104.2. 1 3/4 | |
| Hands, Viz Cash. |) | | |
| Treasurer's Notes, | | <u>£ 56. 7.9</u> | £ 170. 9. 11 1/4 |
| By Ballance in R. <u>Gibbon's</u>) |) | | |
| Hands for Licence Money |) | | |
| to <u>June</u> 1774. |) | | 44.14. 11 |
| By Ballance in the Collector of Impost) |) | | |
| and Excise Hands to 30 th . <u>June</u> 1774.) |) | | £ 140. 7. 5 |
| By Outstanding Debts per Account of) |) | | |
| particulars, Many of which are not) |) | | |
| like to be recovered. |) | | £ 818. 8. 1 1/4 |
| By Amount due to the Creditors) |) | | |
| of Government, on Interest) |) | £21148.11.4. | |
| Deficiency | | <u>£ 1129.10.6 1/2</u> | |
| | | | <u>£22278. 1. 10 1/2</u> |
| | | | £ 23452. 2. 3. |

^r
D. The Collector of Impost and Excise at Halifax, with
the Province of Nova-Scotia.

1774.

June 30th.

| | |
|--|------------------|
| To Ballance per Account adjusted | £19. 1. 7 3/4 |
| To Amount outstanding Debts to <u>June 30th</u>) | 483.19. 0. |
| 1773.) | |
| To one Quarter's Collection to 30 th) | 577.11. 4. |
| Sept. 1773, per Account,) | |
| To one Ditto to 30 th <u>December</u> , 1773,) | 657. 6. 10 1/2 |
| ditto.) | |
| To one Ditto to 30 th <u>March</u> , 1774, ditto, | 522.12. 6 1/4 |
| To one Ditto to 30 th <u>June</u> 1774, ditto, | <u>480. 9. 7</u> |

£2741. 0. 11 1/2

1774th
June 30th.

C.^r

| | |
|--|-------------------|
| By Cash paid into the Treasury between 30 th) June 1773 and 30 th June 1774.) | £2058. 17. 7 1/3 |
| By Drawbacks allow'd on Settlement to 30 th) June 1774 per Account,) | £ 8. .10. 6 |
| By 2 Sub Officers for the year ending 30 th) June.) | 80. 0. 0. |
| By outstanding Debts put into) the Attorney General's Hands) | £247.6.10 1/2 |
| By D. ^o remaining in Your Hands. <u>61.2. 4</u> | £308. 9. 3 |
| By 6 per Cent Commissions on £2413.10.0.) Collected,) | £144. 16. 2 |
| Ballance due the Province | £140. 7. 5 |
| | <hr/> |
| | £2741. 0. 11 1/2. |

~~Resolved.~~

p. 174.

~~Resolution
thereon.~~

Resolved, That this House will To-Morrow Morning
resolve itself into a Committee of the whole House to take
the said Report into Consideration, and also to consider
of Ways and Means to provide for the Support of the publick
Credit, and the Expences of Government.

Saturday October 22th 1774.

.....

Resolved, That this House will upon Monday Morning next, resolve itself into a Committee of the whole House to further Consider of Ways and Means for raising a Supply for the Support of the public Credit of this Province, and the Expences of Government.

.....

Ordered, That M.^r Tonge, M.^r Morris, do Wait on his Excellency the Governor to request his Excellency will please order to be laid before this House an Estimate for the Support of Government.

.....

Estimate of the Expenses of Government for 1775

~~1774~~
Nova Scotia, B. 15. 1769-1774.

pp. 251-253.

At a Council holden at Halifax on the 27th
of October 1774.

Present.

His Excellency The Governor

The Honorable Jonathan Belcher)

Charles Morris)

Richard Bulkeley)

Henry Newton)

Arthur Goold)

James Burrow)

Counsellors.

The Governor with the Advice of The Council, Resolv'd
on the following Estimate to provide for the expences of
Government for the Current year Commencing 1st of January next
including Interest for Money due & demands improvided for
Viz.^t

~~After~~

For Officers of Government.

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|-------|---|---|---|
| Assistant Judges on the present Mode | - | - | - | - | - | - | - | £200: | - | : | - |
| Treasurer of the Province | - | - | - | - | - | - | - | 160: | - | : | - |
| Clerk of the Council in General Assembly | - | - | - | - | - | - | - | 60: | - | : | - |
| Expences for D. ^o | - | - | - | - | - | - | - | 30: | - | : | - |
| Clerk of The House of Assembly | - | - | - | - | - | - | - | 60: | - | : | - |
| Speaker of the House | - | - | - | - | - | - | - | 100: | - | : | - |
| Expences of The House | - | - | - | - | - | - | - | 30: | - | : | - |
| Clerk of The Crown | - | - | - | - | - | - | - | 40: | - | : | - |
| Stationary & Firewood for the several Courts & Offices | - | - | - | - | - | - | - | 50: | - | : | - |
| Printer | - | - | - | - | - | - | - | 60: | - | : | - |
| Coroners of the Several Countys | - | - | - | - | - | - | - | 15: | - | : | - |
| House Keeper to The Council and Assembly | - | - | - | - | - | - | - | 10: | - | : | - |
| House Keeper to the Court House | - | - | - | - | - | - | - | 10: | - | : | - |
| Provisions for the Goal | - | - | - | - | - | - | - | 20: | - | : | - |
| Contingencies | - | - | - | - | - | - | - | -250: | - | : | - |

~~Current~~

✓ Current years Interest on Loan - - - - - £1268 : 18 : 3 1/4
 Excise & Impost at Halifax at 6 per Cent - -
 Gaugers & Waiters - - - - - 80 : - : -
 Road Debt incurr'd on account of Cobequid Road
 Votes of General Assembly to the Doctors attending)
 the Workhouse and Orphan House)

Old Demands.

✓ Back Interest to Sep. 30th. 1774. - - - - - 2029 : 11 : 3/4
 To Officers of Government & other Demands allow'd)
 to Tradesmen & about - - - - -) 700 : - : -
 Light House Debt incurr'd before Sep. 30th. 1773 - - 112 : 14 : 1
 ✓ 253. Road fund Debt incurr'd before the present)
 Governors Administration - - -) 164 : 4 : 5.

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Council Passes Resolutions Restricting Expenditures

79/11644
~~Nova Scotia, B. 15. 1769-1774.~~
pp. 266-267.

At a Council holden at Halifax on the 16th
of November 1774.

Present.

His Excellency The Governor

The Honorable Jonathan Belcher

Charles Morris

Richard Bulkeley

Henry Newton

Arthur Goold

John Butler

James Burrow

Counsellors.

Read the Report of M.^r Butler & M.^r Burrow at large on
the public Accounts which had been laid before The Governor
at the beginning of the Session of the General Assembly the
6th day of last Month; On which it was Resolved That The
Treasurer shall make no payments whatever without a special
Warrant

1774
16 Nov

Warrant from The Governor & that none of the Collectors of the Revenue shall pay themselves by Stoppages but shall receive their allowances by Warrant. And that no Monies shall be paid on account of any Warrant but at the Treasury.

Also that the Solicitor General be directed to sue for & Receive all the Outstanding Debts to Government according to a List to be deliver'd to him by M.^r Butler and M.^r Burrow.

M.^r Morris, M.^r Butler, M.^r Burrow also M.^r Day, M.^r Bridge & M.^r Fenton or any four of them were named a Committee by The Governor to Audit & Report on the public Accounts of all Monies rais'd in this Province by Virtue of Ordinances of The Governor & Council & Laws of The General Assembly -

The Committee to meet & proceed as soon as shall be convenient.

74/45

Prices of Crown Lands Set

~~Nova Scotia, B. 13, 1769-1774.~~

~~pp. 268-270.~~

At a Council holden at Halifax on the 28th of November 1774.

Present

His Excellency The Governor

The Honorable Jonathan Belcher)

Charles Morris)

Richard Bulkeley)

Henry Newton)

Arthur Goold)

John Butler)

James Burrow)

Counsellors.

The Receiver General of The Quit Rents.

The Surveyor General of Lands having according to Order & Directions in Consequence of The King's Instructions respecting the sale of Lands this Province; laid before The Governor in Council surveys of the following Districts Viz.

1774
28 Nov.

[Handwritten mark]

On Minas Bason & the Road leading from Patridge Island to Cumberland 93 Lotts containing 26,551 Acres.

~~269~~ Also, 112 Lotts on the Road leading from Fort Cumberland to Fort Belcher containing 30,457 Acres.

Also 66 Lotts in The Township of Wilmot containing 26,145 Acres.

And the Council having proceeded to consider the proper time & place for the Sale of said Lands.

Resolv'd that said Lands be put up to Sale at Halifax on the first Monday in June next & immediate notice be given of such intended Sale by printed Advertisements according to the aforesaid Instructions.

And the Council having proceeded to take under consideration the price to be put on the Lands in the District on Minas Bason & the Road leading from Patridge Island to Cumberland.

Resolv'd that the Lotts of Land in said District be set

up to Sale at Six pence Sterling P.^r Acre.

276.
Also having Consider'd the price of sale for the Lands in the District on the Road leading from Fort Cumberland to Fort Belcher.

Resolv'd that the Lands in said Districts be put up to Sale at Six pence Sterling P.^r Acre.

Also having Consider'd the price of Sale for the Lands in the District Survey'd in the Township of Wilmot.

Resolv'd that the Lands in said District being in the Neighbourhood of Improv'd & Inhabited Lands be put up to Sale at seven pence sterling per Acre -

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(

7448, 51
Nova Scotia, D. 10. 1773-1774.

pp. 249-251.

1774
6 Dec.
Tuesday December 6th. 1774.

Bill for
Valuation
of Estates.

The Bill for the Valuation of all Real and Personal Estates within the Province was according to Order laid before the house.

And the same was read.

And upon a Motion, Ordered, that the said Bill do lie upon the Table.

read.

Message from
the Governor.

A Message from his Excellency the Governor by M.^r Secretary of the Province.

Gentlemen of the House of Assembly,

"As the Adjournment of the General Assembly has given
"the several Members Time to consider on the Measures further
"to be pursued for the public Good, I must recommend to you
"Gentlemen, a close Application to the Business you have

~~before~~

"before you now undetermined, more especially as you will find
"upon a Review of your Proceedings that the Provision for
"defraying the public Expence and Debts, now due from the
"Province is very insufficient,

"The former Assemblies in borrowing Money for the
"Exigencies of Government have plighted their Faith, that
"future Assemblies would support their Credit either by
"Justly discharging the Debts incurr'd by them, or at least
"providing a Sufficient Fund to satisfy the Creditors of
"Government by Payment of the Interest till they could
"discharge the Principal.

"I must therefore, earnestly recommend to your Con-
"sideration as an Important Duty devolved on you, to find
"out some adequate Fund to answer these purposes, and the
"more permanent and lasting it may be, the more established
"will be the public Credit."

Ordered,

1757
 N. a Scotia, D. 10. 1773-1774.

pp. 259-262.
 262.

1774
 Dec.
 Friday December 9th. 1774.

Address to
 the Govern-
 nor on his
 Message of
 the 6th
 reported.

The Committee appointed to draw up an Address to be presented to his Excellency the Governor, on the Subject of his Excellency's Message of the 6th Instant, reported an Address prepared by them accordingly, and the same was read, and agreed to with Amendments.

Ordered, That M^r. Creighton, M^r. Tonge, and M^r. Day do Wait on his Excellency with the said Address, and present the same.

And the said Address is as follows:

To his Excellency

Francis Legge, Esq; Captain General, and Governor in Chief, of his Majesty's Province of Nova Scotia & & &

The Humble Address of the House of Assembly.

May

May it please Your Excellency.

~~The Address.~~

"We His Majesty's Most dutiful & loyal Subjects the
"Members of the House of Assembly of this Province, humbly
"beg leave to Address Your Excellency on the Subject of Your
"Message to both Houses, and to acquit ourselves of having
"Willfully neglected the weighty Matters which you so
"earnestly recommend to us.

"We Most humbly beg leave to assure Your Excellency,
"that we esteem ourselves strictly bound to support the
"Faith and credit of Government, and to provide for the Dis-
"charge of the public Debts; and altho' a Retrospection into
"former Abuses might excite a Degree of Resentment in this
"House against the Individuals who were the Cause of
"bringing these Misfortunes upon us, yet be assured, Sir,
"that it shall never influence us to Acts of Injustice

~~towards~~

"towards the present Possessors of the Province Securities,
"and we Most cordially concur with Your Excellency in the
"necessity of establishing some permanent Fund for that
"Purpose. But as the Representatives of the distant Counties,
"wearied out by the length of this Session, which became
"injurious to their private Affairs, obliged them to quit
"the Service of this House, and notwithstanding Notice has
"been sent them, that there would be a Call of the House,
"yet the severe Season of the Year, the distance of their
"abode, and the Inconvenience attending the travelling, has
"not permitted them to give their Attendance. We are there-
"fore constrained to intreat Your Excellency to permit us to
"defer to another Session the Consideration of so important
"a Measure, when we may hope, that the whole or a greater
"Number may be able to attend.

"However fortunate we may esteem ourselves in having

~~Your~~

"Your Excellency to preside over us at this Crisis; when the
"Distresses of the Province call for the Exertion of those
"happy Talents and Dispositions, which you possess for its
"Preservation, Yet, Sir, be assured, that this House from
"their personal Attachment to you, could wish to have it in
"their power to Comply with Your Just Requisition; and in
"that and every other Measure to render Your Government easy
"and agreable."

Ordered, That the Committee have also in Charge, to
acquaint his Excellency, that the House request, he will
please to give the General Assembly a Recess by Prorogation.

• • • • •

Governor Criticizes Present and Past Assemblies for Allowing Such a Large
Provincial Debt

Nova Scotia, D. 10. 1773-1774.

pp. 272-275.

Tuesday December 13th. 1774.

Bill for
farming the
Duties.

His Majesty's Council acquainted the House by Message,
that they had agreed to the Bill for farming the Duties of
Impost and Excise on Beer, Rum, &^c.

Message from
the Governor.

A Message came from His Excellency the Governor,
requiring the Attendance of the House in the Council Chamber;
And M.^r Speaker with the House having attended according-
ly, His Excellency was pleased to give his assent to.

The House
attend his
Excellency.

An Act for farming the Duties of Impost and Excise on
Beer, Rum, and other Distilled Spirituous Liquors, and
Wines, Sugar and / Molasses, at the several Districts therein
Mentioned.

Bill assented
to. p.273.

After which His Excellency was pleased to make the
following Speech.

Gentlemen of the House of Assembly.

On

His Excellency's
Speech.

"On my arrival in this Province upon the Inspection
"of Your public Accounts, I found you so largely indebted, that
"I did not think it probable you would have raised in years
"a Sum sufficient to have discharged the whole; I therefore
"recommend to your Deliberation, to consider of some per-
"manent Fund that the Creditors of Government might not only
"be assured of their annual Interest, but in convenient Time,
"the total Extinguishment of the Debt.

p. 274.
"How so infant a Colony could incur so great a
"Debt, and what Advantages were supposed would be the Effect
"of it, I am not at present informed, tho' I shall endeavour
"to Search out, and make myself acquainted therewith; yet let
"the Cause proceed from what it may, I find the General
"Assemblies have by their Laws establish'd this Debt at least
"upon a Supposition that it was Just.

"I am apprehensive therefore the Want of a Sufficient
Support

"Support for the public Credit will create an Uneasiness
"in the public Creditors which every Legislature ought by
"all means to prevent.

The Funds already provided I shall endeavour that they
"be duly collected, and applied as far as they will extend,
"toward the Discharge of the grants you have made, and that
"no further Expence shall be incurr'd but what the Most
"urgent Necessity shall require.

11.275.
"As the Season of the year has prevented so full an
"Assembly as you Could have wished on this Occasion, I
"must recommend to each of you in Your Recess, to consult
"with your Constituents upon an Affair of so great an Import-
"ance as the establishment of the Public Credit, that at your
"next Meeting you may be prepared to pursue such Just Measures
"as will fully effect it.

"The Opinion you have formed of me, and the Confidence
you

"you have placed in my Administration, gives me great Satis-
"faction; and be assured that the Power I am vested with
"shall be applied to no other Purpose than the Public Good."

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~~Nova Scotia, N. S. 1774~~

p. 135.

Enclosure in letter of 29th November 1774
Legge to Dartmouth.

N.S.
Vol. 3.
p. 92.

| | |
|--|---------------|
| Paid M. ^r Colden for the use of M. ^r Bentzel, who made | |
| the Location & Surveyed the land ----- | £25 : 0 : 0. |
| Surveyor General's Fees ----- | 25 : 0 : 0. |
| Secretary of the Province's Fees ----- | 20 : 0 : 0. |
| Attorney General's Fees ----- | 15 : 0 : 0. |
| Receiver General's Fees ----- | 5 : 16 : 0. |
| Docquet for the Auditor Gen. ^l ----- | 1 : 16 : 0. |
| Fees of the great seal ----- | 62 : 10 : 0. |
| | £155 : 2 : 0. |

£155 : 2 : 0. New York Currency at £180

p. c.^{r t} is equal to

£86 : 3 : 6^d Ster.^g

Endorsed

Bill for a grant of 5000 Acres of Land.

In Governor Legge's of the 29th. Nov^r N.^o 28.
(2)

STATEMENT INDICATING THE ORIGINS OF THE PROVINCIAL DEBT AND THE
TREASURY RECEIPTS

~~of Nova Scotia, A. D. 1771.~~
~~pp. 208-218.~~

~~part of the~~
~~of Nova Scotia~~
~~mentioned~~

My Lord

The Province of Nova Scotia labors under the load of a heavy Debt considering it in its present circumstances, which is the occasion of great uneasiness to the Improvers of Land on whom the weight must finally fall. How this Debt has been incurred and the circumstances attending it have but lately been known to me.

The Bounties and premiums given to the Lunenburg Inhabitants in the way they were managed were the principal Cause of incurring this Debt and the many consequent Difficulties.

In the year 1753 to encourage the cultivation of Land (which then seemed a plausible pretence) there were Bounties given to Colonists upon the produce of Hay, Grain Roots &c these Bounties were to be paid out of the growing Duties on

~~Articles~~

W. J. P.
Spirituous Liquors & The House of Assembly which made this
Law was composed principally of the Merchants of Halifax
trading to Lunenburg and the principal Traders at Lunen-
burg - the only places from whence Bounties could be demanded -
the Bounty on Hay was intended to be granted on such only as
was actually produced upon Land cleared by the then present
Inhabitants - and on the proof of the quantity and quality
certified by a Justice of Peace the honest Farmer was to
receive his money of the Treasurer of the Province - these
Bounties and premiums did not amount to £500 - the first year -
but such People who were of dishonest principles cut wild Hay
wherever they chose on the Sea Coast and found no difficulty
in obtaining Certificates by which means those Bounties or
Premiums were increased in the course of a year or two to two
or three thousand pounds per Annum this sum together with
the necessary Contingent Expences of Government far exceeded

W. J. P.

the Funds appropriated for their payment.

He says

The greatest number of the persons who obtained those Certificates had been supplied with some necessaries and many Luxuries at an exorbitant advance by M. Francklin the present Lieutenant Governor and others connected with him to an unreasonable credit under their then circumstances in expectation of being paid from the public Treasury and of course became the voluntary Agents of their Debtors to solicit Government on the subject but finding the Funds inadequate to an immediate payment in specie pressed their poor Debtors to discharge their Debts and refused to take their Certificates as payment. They unable to extricate themselves threw themselves upon the Mercy and equity of their supposed Friends M. Francklin and others to whom they were indebted who from an Affected concern for their Distress consented to take their Certificates in Dis-charge of their Debts at very extravagant Discounts

adding

according to the different necessity of the Seller, some as I have been credibly informed at sixty per cent discount, Upon the full amount of which Government was influenced to allow by an Act of Legislature an Interest of six per centum per Annum afterwards the proprietors of those Certificates obtained from Government an Act to change them into negociable Treasurers Notes bearing a like Interest and under this change found Methods to pass them off at their full value but when they were generally dispersed the same persons refused to take them back in payments but at great Discounts.

These Measures continued till March 1764 when a New House of Assembly having been called composed of Additional Representatives from the new Settlements in the Province and those of the former Counties and Towns an Inquiry was made into these matters and finding the public Debt then accumulated to upwards of £15000 besides certificates not brought in and the

~~Sum~~

fund appropriated for the payment of this Debt falling far short of discharging even the Interest of it and Contingent Expenses of Government and the public Credit every day growing less. An Act was passed for discontinuing the Bounties and premiums and borrowing £2900 upon Notes of Hand of the Treasurer of the Province Negotiable bearing Interest at six per Centum per Annum - but not without the most violent opposition from ^r M. Franklin and his Party was the discontinuance of the Bounties passed. A Committee was also appointed to inquire into the Frauds which had been committed in obtaining the precedent Certificates but the same Person and Party found means to prevent any such Enquiry being made.

The Province Debt now amounted to upwards of Eighteen thousand pounds.

Until the year 1767 the Duties levied upon Spirituous Liquors were ten pence ^r Gallon Excise and five pence per

Handwritten signature or mark

Gallon Impost but an Act of Parliament being passed for encouraging the British Distillers of Malt Spirits upon which no Impost could be laid the Laws were altered.

The Distilleries of Nova Scotia being but two and both then in the hands of M.^r Mauger and his Dependants - And M.^r Francklin immediately dependant on and otherwise closely connected with him then in power in the Legislature, in Trade himself and influencing the whole Trade of the Province - ever attending to the alteration of the Revenue Acts by his Influence procured the alteration to pass for laying an Excise of One Shilling per Gallon on all spirituous Liquors and three pence per Gallon Impost upon all spirits Imported not from Great Britain, except those Imported from the West Indies & purchas'd with Sargos being at least two thirds of the produce or Manufactures of Nova Scotia.

In 1753 the Province was out of Debt and there appeared

to be £3000 in the Treasury, at this time the Province is £25000 in Debt and the Funds far unequal to Dis-charge the Annual Interest and small Contingencies of Government which are allowed by the Assembly - and this charge -altogether effected by the measures which M.^r Francklin's Influence and that of his Party have had the address to procure the adoption of in the public Legislature there and to procure by their Agents in England His Majesty's Ministers to approve.

a. House Resolves to Increase Liquor, Molasses and Brown Sugar Duties

~~Virginia~~
Virginia, D. 10. 1773-1774.

pp. 175-177.

1774
1774
1774
Saturday October 22th 1774.

House in a
Committee con-
sider of the
report of the
Committee on
the Public
Accounts &
of Ways and
Means to
provide for
the support
of the public
Credit, &

According to Order, the House resolved itself into a Committee of the whole House on the Report of the Committee appointed to examine the publick Accounts, and to consider of Ways and Means to provide for the Support of the Publick Credit, and the Expences of Government, and after some Time spent therein, M.^r Speaker having resumed the chair, the following Resolutions were reported, Viz.

Resolutions
reported.

Resolved, That it is the Opinion of this Committee, that a Duty of 5.^d per Gallon be laid on all Mellasses, and 5.^d per 112 lb. on brown Sugar brought into this Province (except such Melasses or Brown Sugar as shall have been purchased in the West-Indies, by the Produce of this Province, or goods shipped from this Province, and shall be directly imported from thence.)

Resolved, That it is the Opinion of this Committee, that an additional Duty of Impost, equal to the Duty on Melasses be laid on all Rum, which shall not have been purchased in the West-Indies by the Produce of this Province, or goods Shipped from this Province.

Which Resolutions being read a 2.^d Time, were agreed to by the House.

Ordered, That Bills be prepared pursuant to the said Resolutions.

74-12-58

~~Public Acts of Assembly, 1770-1775.~~
~~1770-1775.~~

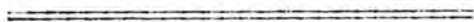
At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax on Wednesday the sixth day of June 1770, in the Tenth Year of His Majesty's Reign, and there continued by several Prorogations unto Thursday the sixth day of October 1774 in the Fourteenth Year of His Majestys Reign.

Nov. 3^d 1774
was pass'd in the
House of Assembly
4th Nov. 1774
then pass'd in Council
2^d Nov. 1774
presented to by the
Governor.



AN ACT

in further addition to, and amendment of; and for continuing the several Acts of the General Assembly of this Province therein mentioned, relating to the duties of Impost and Excise, on Wines, Beer, Rum, and other Distill'd Spirituous Liquors.



True Copy
taken by the
Clerk of the Council

to

st
the 1
1775 an
Additional
Duty of 5
Gallon, on
all
Spirits.

Be it enacted by the Governor, Council, and Assembly,
that from and after the first day of January, one thousand
seven hundred and seventy five; there shall be paid by the
Importers of all Rum and other distill'd Spirituous Liquors,
that shall be Imported or brought into this Province (except
the Produce or Manufacture of Great Britain, or legally and
directly Imported from thence) an additional Duty of five
pence per Gallon, over and above the duty already Impos'd
by, "the Act made in the Eighth Year of His present Majestys
"Reign, Intituled an Act to amend render more effectual, and
"reduce into one Act, the several Laws made by the General
"Assembly of this Province, relating to the duties of Impost
"on Beer, Rum, and other distill'd Spirituous Liquors.

Amended by
the Council
in 1775
to 5 pence
per Gallon

And be it also enacted, that the additional duty
hereby Granted, shall be rais'd, levied; Collected, receiv'd
paid and accounted for, in manner as is directed, in and by

[Handwritten mark]

the herein aforesaid Act, and Subject to the several conditions, penalties and forfeitures, Specified and contained in the said Act, and that the same shall be as binding and obligatory upon all persons concern'd for the effectual Recovery of the said Duties and Forfeitures, as if every Article and Clause in the said Act were herein particularly set forth and Enacted.

~~all Sum to be
free of duty
imported from
the West Indies
if purchas'd
with the produce
of the Province~~

Provided that all such Sum as shall be purchas'd in His Majesty's West India Islands by the proceeds of the Cargo of any Ship or Vessel, two thirds of the value of which, at least, shall be the produce or Manufacture of this Province, or be Ship'd from this Province, being the property of persons, Inhabitants residing within the same, the same shall be exempt from the payment of the said Additional Duty Impos'd by this Act, under the restrictions required, mention'd, and contain'd, in the fifteenth and Sixteenth Sections of the herein aforesaid Act.

W. M. M.

W. M. M.

~~No Drawback allow'd
on Rum or Spirits
(Halifax & Canso
excepted)~~

Be it Enacted, that no Drawback shall be allow'd, on Rum and other distill'd Spirituous Liquors, brought to any of the Ports or places of this Province (Halifax and Canso excepted).

~~1. 193.
Drawback on Rum
to be used for
the use of His
Majesty's Navy.~~

And be it Enacted, that all Rum or other Distill'd Spirituous Liquors, which shall have been Imported into this Province, or Distill'd therein and shall have paid or Secur'd to be paid, the duties Impos'd by the Laws of this Province, and which shall be Issued for the use of His Majesty's Navy, shall be deem'd Exported, and Intitled to a Drawback of the duty so paid or secur'd to be paid, and the Collector or Receiver of the Duties shall Credit the Stock on hand of the Merchant Distiller or other person, for so much as shall have been so issued, or the Bond given for the said duties, shall be discharg'd.

Provided always and be it Enacted, that no Rum, or other distill'd Spirituous Liquors shall be so Issued or

~~rebutted~~

under the
proceeding
of obtaining
the
drawback

deliver'd for the use aforesaid, unless by a permit from the Governor or Commander in ~~chief~~ of the Province, or the Officer by him appointed for that purpose, to be by him Granted, upon a certificate sign'd by the Captain or Commanding Officer of the Ship or Vessel, for which such Rum, or other distill'd Spirituous Liquors is requir'd, that such Rum is Necessary for the Ships use, and before such a drawback as aforesaid is allow'd, or Credit given in the account of Stock for such Rum so issued, a certificate shall be produc'd from the Treasurer of the Province, Certifying that it has been prov'd before him, by a receipt of the Purser, and a Certificate of the Captain, and no other Signing Officers of His Majestys said Ship or Vessel that the Rum mention'd in the Governors permit has been Actually receiv'd on Board for His Majestys use and no other.

1694. And be it Enacted, that if any / Rum or other

~~distill'd~~

distill'd Spirituous Liquors, on which the above-mention'd drawback, has been receiv'd or Claim'd shall after the same has been Issued or pretended to be Issued as aforesaid, be landed or converted to the use of any person or persons, on Shore, or for any other use than that of His Majesty's Navy, the same shall be forfeited, and the person or persons, who shall be found Guilty of committing such Fraud, shall forfeit and pay a fine of Fifty pounds.

And be it also enacted, that all the penalties and forfeitures arising or accruing by this, and all and every of the several Acts herein recited, shall and may be recover'd, by Bill, plaint or Information, in any of His Majestys Courts of Record in this Province, and the Money arising from such penalties and forfeitures, after deducting the Expences of prosecution, and all incident charges, shall be one half to His Majesty for the uses and intents, for which the Duty is Granted, and the other half to him or them, who shall seize

etc

~~if any be
land'd after
drawback
receiv'd or
claim'd for
the same~~

~~And the person
guilty of the
said fraud
shall~~

~~recovery of
penalties
and for-
feitures.~~

~~Information
shall~~

~~2~~

U

Special Courts
to be call'd
for recovery
of forfeit-
ures &c.
Halifax
(excepted).

And be it also further enacted, that (Except in the Township of Halifax) it shall and may be lawfull, for the Justices of the Inferior Courts of Common Pleas or Sessions of the Peace, to call a Special Court, at any time between the Stated Sessions, or times Limited by Law for holding the said Courts, for the trials of all Causes for recovering such forfeitures and penalties, as shall have been incurr'd on a breach of the said several Acts, and for no other purpose whatsoever, any Law Usage or Custom to the contrary Notwithstanding.

And Whereas great Frauds have been committed in several of the Ports and Rivers of this Province, by relanding Rum and other distill'd Spirituous Liquors, after the same have been clear'd out for Exportation, and that a Drawback thereon has been allow'd, on Certificates fraudulently obtain'd of the landing thereof, out of the Province.

Ad

34 53

~~Nova Scotia Acts of Assembly, 1774-1775.~~

~~107-204.~~

The Text of the Molasses and Brown Sugar Duty Act, 14 Geo. III, Cap. 12

At the General Assembly of the Province of Nova Scotia begun and holden at Halifax on Wednesday the sixth day of June 1770 in the tenth Year of His Majestys Reign, and there continued by several Prorogations unto Thursday the sixth day of October 1774 in the Fourteenth Year of His Majestys Reign.

~~3^d Nov. 1774
was pass'd in the
House of Assembly~~

~~14th Nov. 1774
was pass'd in Council~~

~~12th Nov. 1774
presented by the
Governor.~~

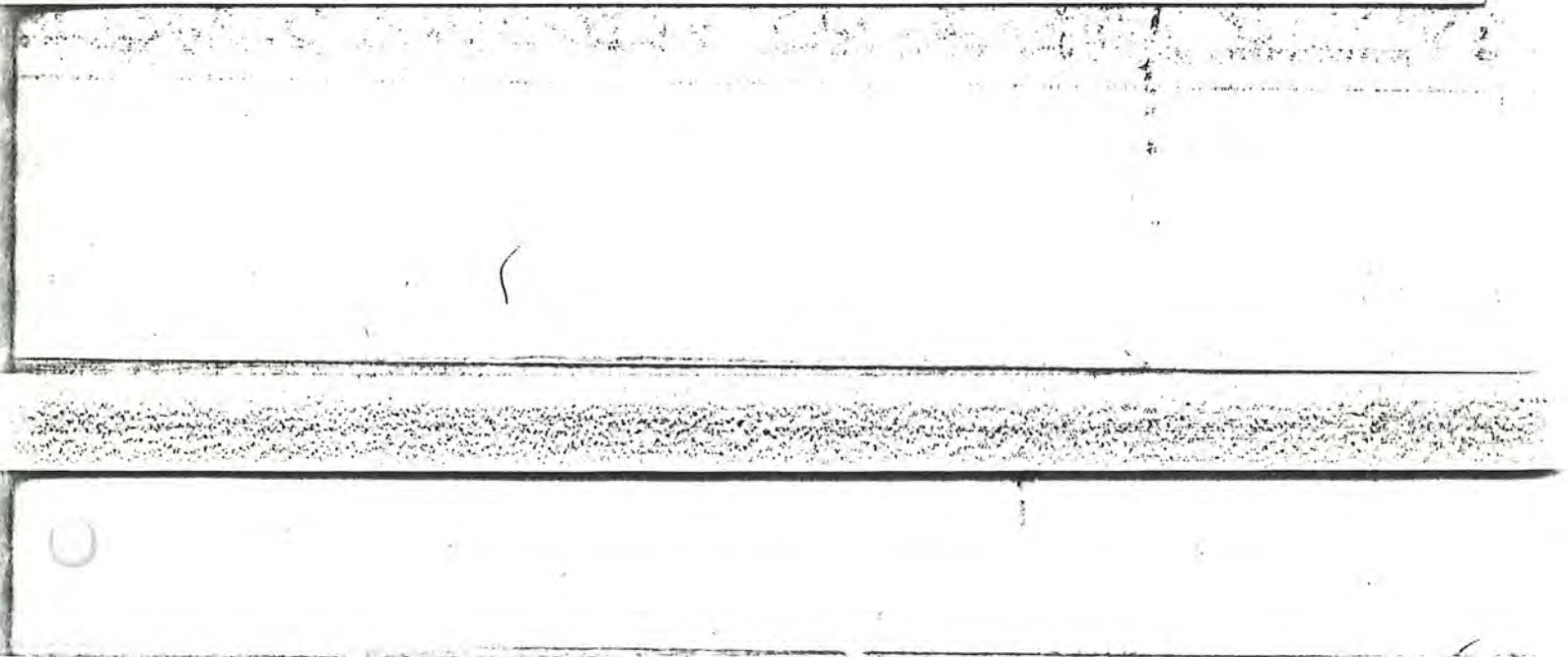
=====

AN ACT

For Granting to His Majesty an Excise on Molasses and Brown Sugar, sold within, or brought into this Province, and for the more effectual, Improving and Extending the Trade of this Colony to the West Indies.

=====

~~True Copy
Birkley,~~



Be it Enacted by the Governor, Council, and Assembly,
that from and after the first day of January, one thousand
seven hundred and seventy five, there shall be paid on all
Molasses and Brown Sugar sold, or by any ways or means brought
into this Province, the several rates and duties of Excise
following, that is to say.

~~For every Gallon of Molasses~~ ~~for every Gallon of~~
~~Molasses~~ ~~for every Gallon of~~ Molasses, Five pence. and for
every one hundred and twelve pounds of Brown Sugar Five
Shillings.

And be it also enacted, that all Merchants or other
persons whatsoever, being Inhabitants, dealing in said
Commodities, having in their possession any Molasses for Sale
or Distilling, or brown Sugar for Sale, shall within ten days
from and after the Commencement of this Act, deliver to the
Collector or Receiver of the Excise duties for the time being,
of the district or place where they reside, an account in

W. A. P.

writing and upon Oath, of all such Molasses and Brown Sugar, remaining in their possession, and that all Merchants and other persons whatsoever buying or receiving into their possession, any Molasses for Sale or distilling, or Brown Sugar for Sale, shall within twenty four hours after such purchase, or receipt, deliver to the Collector, or Receiver aforesaid, an account upon Oath, of all such Molasses, and brown Sugar, by them so bought or receiv'd, Specifying the kinds of Casks with the marks and numbers thereof, in which the same is contain'd, under the penalty and forfeiture of Fifty pounds for each and every offence.

And be it also further Enacted, that the Collector, or Receiver aforesaid, is hereby empower'd and directed to take and receive from the possessors, receivers, or purchasers, of such Molasses and Brown Sugar the Duty of Excise at and after the rate aforementioned for the Number

and buying or receiving into their possession any molasses for distilling, or any brown sugar for sale; shall within twenty four hours deliver the Collector an account thereof.

Duty to be paid to Collector immediately.

W. W. W.
of Gallons of Molasses, and quantity of Brown Sugar, in their possession, or which shall be receiv'd or purchas'd by them, provided the amount of the said duty does not exceed ten pounds, but if the same shall exceed ten pounds, and not exceed Fifty pounds, the Collector or Receiver aforesaid, is hereby authoriz'd on Sufficient Security being given, to give Credit for payment thereof within the term of three months, and if the amount of the said duty shall exceed fifty pounds the Collector or Receiver aforesaid, is hereby authoriz'd in like manner, to give Credit for the payment thereof within six Months.

And be it enacted, That all Molasses and Brown Sugar, which shall be found in the Custody of any Merchant Distiller, Shopkeeper or Retailer, which shall not have paid, or secur'd to be paid the duty of Excise impos'd by this Act, shall be seiz'd and forfeited, and the person or persons in

W. W. W.

W. W. W.
If the amount does not exceed 10: but if above 10 and not exceeding 50 to be paid in three months. If exceeding 50. in six months on sufficient security being given.

W. W. W.
All Molasses and brown sugar found in the Custody of any person shall be seiz'd

~~Article 10~~
whose **Custody** the same shall be found, shall **forfeit** and pay **the** sum of **Fifty** pounds for every such offence.

And be it also Enacted, That all and every person, bringing in, or causing to be brought into this Province, any Molasses or Brown Sugar, for their own consumption, shall render a just and full account, of all such Molasses and Brown Sugar to the Collector or receiver aforesaid, if within the Town of Halifax in forty eight hours, and in all other places within three days after the arrival of the Vessel wherein such Molasses and Brown Sugar shall be so brought in, and shall pay or secure to be paid the duty of excise, aforesaid thereon, under the penalty of forfeiting all such Molasses and Brown Sugar so introduc'd, in whosoever possession the same may be found, and shall also forfeit and pay a sum not exceeding Fifty pounds.

And be it also further Enacted, That in Case of

~~Shipping~~

~~Molasses or
Brown Sugar
Imported by
Persons for
their own
use liable
to excise
account there-
of to be
given in
Halifax in
12 hours, in
other places
three days.~~

~~200.
Forfeiture of
the Articles
Penalty~~

reshipping and exportation out of the Province, of any part of such Molasses or Brown Sugar, which shall have duly paid, the duty prescribed by this Act, there shall be allow'd on all such Molasses, and Brown Sugar, the drawback following, that is to say, on Molasses the whole duty paid as aforesaid, except one half penny per Gallon, and on Brown Sugar, the whole duty so paid, except six pence per hundred weight, which drawback shall be paid by the Treasurer of the Province, on the Merchant or other person who exported the same, producing a certificate within six Months, from the time of such exportation (the dangers of the Seas and Enemies excepted, from the principal Officer of His Majestys Customs or Commanding Officer for the time being, of the Port to which the same shall be carried, of its being there duly landed, and producing a Certificate from the Collector or Receiver aforesaid that the duty thereon has been paid, before such exportation.

~~on the 1st of
the 1st of
Molasses of
whole duty
except 1/2
Gallon on
Sugar ex-
cept 6d~~

~~certificate
to be pro-
duced for
obtaining
the same.~~

~~scribble~~

(

And for the preventing Frauds herein, the following Oath shall be taken by every such Exporter of Molasses or Brown Sugar, which Oath the Collectors or Receivers aforesaid, are hereby authoriz'd to administer.

~~Oath to be p. 201.
taken by
the Exporter.~~

"You A. B. do Swear that the Quantity of Molasses or
"brown Sugar by you Ship'd for Exportation on board the
"
"Master bound for was really and bona
"fide purchas'd of (or) imported in the
"from and that the same is not intended to be fraud-
"ulently reloaded into any Port or place in this Province.

~~reloaded
be re-
loaded.~~

~~the
of the~~

And be it Enacted, that if any Molasses or Brown Sugar shall be fraudulently reloaded into any Port or place in this Province, after Ship'd for Exportation, the same shall be forfeited, together with the Vessel out of which the said Molasses or Brown Sugar shall have been so fraudulently reloaded.

~~1772~~

And be it also enacted, that if any owner, or Master, of any Ship or Vessel, Merchant or Trader shall lade, or have laden any Ship or Vessel with any kind of Merchandize, two thirds of the value of which, at least, shall be the produce or Manufacture of this Province, or be Ship'd from this Province, being the property of persons, Inhabitants residing within the same, and shall export the said Merchandize to any of the Islands in the West Indies, and import from thence, directly into this Province any Molasses or Brown Sugar, being the produce of the said Islands, and purchas'd by the Cargo Carried from this Province as aforesaid, on Oath of the Master of such Ship or Vessel (which Oath the Collector or Receiver aforesaid is hereby authoriz'd to Administer) or other sufficient proof, such Molasses or Brown Sugar so purchas'd and imported, shall be exempt from the payment of the duty of Excise impos'd by this Act.

And to prevent any frauds which may be committed

W

~~Class and
based with
the
produce of
this Prov-
ince or
Ship'd to.~~

~~rec
203~~

~~owners or
masters of
ships to
deliver an
invoice of
the cargo
to the
collector
on oath &c.~~

by the owners or Masters of Vessels or others herein, Be it Enacted, that every owner or Master of any Ship or Vessel, or other person as aforesaid, who shall Ship any Merchandize the produce of this Province, or from this Province, and who intends to receive the benefit of this Act, shall deliver an Invoice of his Cargo on Oath, to the Collector or Receiver of the duties, of the district where he resides, whereby it shall appear, that at least two thirds in Value of the said Cargo is the produce or Manufacture of this Province, or the property of persons Inhabitants, residing therein, and Ship'd from thence, as certified and Sworn to by the person or persons from whom the same is purchas'd.

~~Molasses and
sugar seized
for illicit
trade sub-
ject to
excise.~~

And be it Enacted, That all Molasses and Brown Sugar, seiz'd for illicit and Contraband Trade, which shall be brought into any Port in this Province, upon Condemnation thereof, shall be Subject to the duty of Excise impos'd by

~~XXXXXX~~

~~Auctioneer~~
~~to sell~~
~~any such~~
~~Molasses or~~
~~Sugar without~~
~~a permit.~~

this Act, and if such Condemnation shall be in the Court of Vice Admiralty, the Marshall of such Court or his Deputy, or any Auctioneer or Vendue Master, shall not deliver, any such Molasses or Brown Sugar, sold by him or them at Public Auction or otherwise, without a permit from the Collector or Receiver of the duties, and shall render an account to the Collector or Receiver aforesaid (upon Oath) of the Quantity of / all such Molasses and Brown Sugar which he or they sell at Public Auction or otherwise, and of the persons Names to whom the same shall be Sold, under the penalty and forfeiture of Fifty pounds, for each and every offence.

~~§. 203.~~
~~And shall~~
~~deliver an~~
~~account on~~
~~Oath of such~~
~~Molasses or~~
~~Sugar, sold &~~
~~Names of per-~~
~~sons to whom~~
~~Sold.~~
~~Penalty £50.~~

And be it also Enacted, That the Collector's or Receivers of the duties for the time being, shall render a Just account, and pay into the hands of the Treasurer of the Province, all such Monies by them receiv'd in pursuance of this Act, within thirty days after the end of each Quarter,

or from time to time as therunto requir'd.

~~And be it also further enacted, that all the penalties and forfeitures, arising or accruing by this Act, shall and may be recover'd by Bill, Plaint, or Information in any of His Majestys Courts of Record in this Province; and the Money arising from such penalties and forfeitures after deducting the Expences of prosecution, and all incident Charges, shall be one half to His Majesty for the uses and intents for which the duty is Granted, and the other half to him or them, who shall seize or inform and sue for the same.~~

~~And be it enacted, that the Monies arising from the duties Impos'd by this Act, shall be and are hereby appropriated for the payment of such annual Interest as is due on Treasurers Notes and Warrants on the Treasury, bearing Interest, and towards defraying such Expences and debts of Government, as are or shall be Voted and agreed on by the~~

~~Handwritten signature or mark~~

~~And be it also further enacted, that all the penalties and forfeitures, arising or accruing by this Act, shall and may be recover'd by Bill, Plaint, or Information in any of His Majestys Courts of Record in this Province; and the Money arising from such penalties and forfeitures after deducting the Expences of prosecution, and all incident Charges, shall be one half to His Majesty for the uses and intents for which the duty is Granted, and the other half to him or them, who shall seize or inform and sue for the same.~~

~~Monies arising from duties appropiated to pay interest on Treasurers Notes &c.~~

~~Handwritten mark~~

General Assembly, and to no other purpose whatsoever.

And be it also enacted, That the Monies arising by the operation of this Act, shall be accounted for unto His Majesty in the Kingdom of Great Britain, and to the Commissioners of His Majestys Treasury or High Treasurer for the time being, and Audited by the Auditor General of His Majestys Plantations, or his Deputy.

And be it also further enacted, That this Act shall continue and remain in Force, untill the thirty first day of December one thousand and seven hundred and seventy six.

to be accounted
to His Majesty
and to the
Commissioners
of the Treas-
ury.
and Audited.

not to con-
tinue till
1st Dec^r
1776.

~~Nova Scotia Acts of Assembly, 1770-1775~~

The Text of the Licence Duty Act, 14 Geo. III, Cap. 13

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax on Wednesday the sixth day of June 1770 in the tenth Year of His Majesty's Reign, and there continued by several Prorogations unto Thursday the sixth day of October 1774 in the Fourteenth Year of His Majesty's Reign.

~~11th Nov. 1774
then pass'd in the
House of Assembly~~

~~10th Nov. 1774
then pass'd in
Council~~

~~12th Nov. 1774
assented to by the
Governor.~~



AN ACT

in amendment of, and in addition to the several Acts relating to the duty on Licenc'd Houses, and for further continuing the same.



WHEREAS the present High Duty payable for Licences

at

~~True Copy
W. H. C. C.~~

~~W. H. C. C.~~

2

to keep Houses of Public Entertainment, and Retail Liquors, in the several Counties and districts of this Province (distant from Halifax) prevents many persons who live in remote places, and have but little Custom, from taking out Licences, and that it is thought, if the same was lessen'd, the Revenue arising from said Duty would be much increas'd, as a greater Number of people woud take out Licences.

Be it Enacted by the Governor, Council, and Assembly, that from and after the first day of January, one thousand seven hundred and seventy five, there shall be paid by every person, who shall have taken out Licence, or shall take out a Licence, to Retail Wine, Beer, Ale, Cyder, or perry, Rum or other distill'd Spirituous Liquors, in the several, Counties, Towns, and districts of this Province (The Township of Halifax excepted) the sum of forty Shillings P Annum, which payment shall be made in manner as is directed by the Act

~~made~~

163.
licenced persons in the several Counties, Towns or Districts (except Township of Halifax) to pay 40/1 Annum.

made in the fourteenth Year of His present Majesty's Reign
intituled, "an Act for altering and continuing the several
"Acts relating to the Duty on Licenced Houses.

Preamble
And Whereas it will greatly Contribute to the Ease
and benefit of travellers, and the Encouragement of persons
who are, or shall be Licenced, by the General Sessions of
the Peace in the several Counties or districts, in this
Province, to keep Ferries, that the persons keeping such
Ferries, should be allow'd to keep a House of Public Enter-
tainment for Travellers, at the place where such Ferry shall
be Establish'd, without being liable to pay the duty directed
to be paid by Retailers of Liquors, or of incurring the
penalty for selling without Licence.

*Justices in
Sessions to
Grant Licences
free of duty
to persons
keeping Ferries*
Be it Enacted, that the Justices of the Peace
in their General or Special Sessions, shall and may Grant
Licences for keeping Houses of Entertainment free of Duty,

the

to such persons whom they shall think proper to appoint, and
Licence as aforesaid, to keep Perries.

Provided Nevertheless that such persons so having
Licence, shall give Bond in manner prescribed by Law, for
the keeping good order in such their Houses, for which Bond
and Licence, they shall pay to the Clerk of the Licences for
such County Town or District the usual Fee of Five Shillings.

And be it also Enacted, that an Act made in the
eighth Year of His present Majesty's Reign "Intituled an Act
"for Suppressing unlicenced Houses, and Granting to His
"Majesty a duty on persons hereafter to be Licenced, and an
"Act made in the Eleventh Year of the Reign of His said
Majesty, for Altering and continuing the said Act, together
with the Alterations made thereto by another Act made last
Session of the General Assembly, and the amendment and
addition made to the same by this Act, shall be and continue,

h. 164.
Such persons
to give Bond
as usual for
keeping good
order.

Continuance
of this & the
former Acts
to 31st
Feb. 1770.

and the same are hereby continued in force, until the thirty first day of December, one thousand seven hundred and eighty.

ATTEMPTED LEGISLATION ON REVENUE MATTERS
a. The Text of the Land Tax Bill

~~Nova Scotia, N. S. 21, 1771.~~

~~pp. 31-33.~~

October 14th - 1771.

Let it be sent to His Majesty's Council.

By Order of the House of Assembly

[Signed]

Isaac Deschamps.

An Act

for Granting to His Majesty a tax upon certain Lands Granted
 within the Province of Nova ^{Scotia} ~~Scotia~~, for the purposes therein
 mention'd.

Whereas the Provincial Funds have been found insufficient for
 the purposes for which they were provided.

And Whereas the Public business of this Province
 has been greatly retarded owing to the non-attendance of the
 Representatives, and principally occasion'd by the want of a
 Fund, to pay such Representatives for their attendance.

For

For remedy whereof.

Be it Enacted by the Governor, Council,
and Assembly,

.

And be it Enacted, that the Tax to be rais'd, levied,
Collected, and paid by Virtue of this Act, shall be paid, into
the hands of the Commissioners, by the respective Collectors,
on or before the first day of October, One thousand Seven
hundred and seventy five, and they are hereby requir'd to
receive One Moiety of said Tax, in the audited Treasurers Notes
of this Province, if thereto requir'd, and the other moiety in
silver or Gold, for all such sum or / sums assess's as aforesaid,
for which collection, the said Collectors shall be allow'd and
paid, upon the whole sum so collected and paid, One shilling in
the pound, at the last payment made by him or them into the
hands of the Commissioners, provided allways that if such
Collector, or Collectors, shall by reason of being oblig'd to
~~sell~~

Next pg missing

sell the Lands of delinquents, and giving Six months notice of the time of Sale of such lands, be prevented or delay'd from paying the Assessment, to be rais'd by means of such Sale, within the time limited by this Act, in that Case the said Collector or Collectors shall, and they are hereby permitted to pay the same to the Commissioners within three Months after the time already limited by this Act, for paying in such assessment.

.

W. W. And be it further enacted that the monies arising from the operation of this Act, and all fines and forfeitures which shall be incur'd forfeited, and paid by offenders against the same, shall be paid into the Treasury of the Province, by the respective Commissioners, as soon as receiv'd by them, and so much thereof as is requir'd for that purpose, shall be appropriated towards paying the Members of the House of Assembly for

~~their~~

House Expresses Frustration to the Governor Over Council's Not Agreeing to the Land Tax Bill

~~Nova Scotia, D. 10. 1773-1774~~
pp. 161-167

Friday October 21st 1774.

.....
Ordered, That the Address to his Excellency the Governor on the Subject of the Bill for Granting a Tax on Lands, be presented To-Morrow by M.^r Tonge, M.^r Day, and M.^r Prince.

And the same is as follows;

To his Excellency
Francis Legge, Esq;

Captain-General and Governor in Chief of his Majesty's Province of Nova-Scotia, &^c &^c &^c

The Humble Address of the House of Assembly.
May it please Your Excellency,

The

p. 163.

p. 164.

Address
to the
Vernor.

"The House of Assembly having taken under their Con-
"sideration, Your Excellency's Speech at the opening of this
"Session, and particularly that Part, where you are pleased
"to recommend to this House, their making Provision for the
"Support of the Public Credit, the maintainance of the public
"Officers, and such necessary Contingencies as may arise, and
"as the Funds hitherto established have fallen greatly Short,
"you are pleased to recommend to our Deliberation some
"further expedient of a more certain nature, the Duties on
"Spirituous Liquors depending in a great Measure upon
"Contingencies, and also that we should have under Consider-
"ation the Trade of the Province, which you are instructed
"by our most Gracious Sovereign by every Measure to promote.

"In Conformity thereto, a Bill was prepared for laying
"a Tax of one Farthing an Acre on all Lands granted in this
"Province, for two Years and upwards, as one Expedient of

~~the~~

"Most certain nature, by which the House apprehend a
"Revenue would arise of about £1500.(exclusive of about
"2 or £300. which was appropriated for Payment of the
"Representatives) which they proposed to apply as a sinking
"Fund, to lighten the Burthen of the Province Debt, and
"which would give a Credit to the Provincial or Treasurers
"Notes that are depreciated near one half their Value.
"When after long Deliberation on the Propriety of the said
"Bill, they passed it in their House, and sent it to his
"Majesty's Council for their Concurrence, where it remained
"Several Days, and was then returned not agreed to.

"In Order therefore to acquit ourselves of a neglect
"of that Attention due to Your Excellency's Recommendation,
"we present you this Address, and beg leave at the same Time
"to acquaint Your Excellency, that a Bill nearly of the same
"Nature had passed both Houses after a Consideration of

~~Twenty~~

"Twenty three Days, in the Session of the Year, 1768, but
"was negatived by Your Predecessor.

"It is with great Grief this House is obliged to remark
"to Your Excellency the almost constant Opposition they
"meet with from the Council, in their Endeavours to put the
"Province on the respectable footing they earnestly wish
"to see it appear in to the World. It would be taking up
"too much of Your Excellency's time, to particularize the
"Many Disputes between them and the Council, on this Subject,
"but should you wish to be satisfied in these Matters, We
"beg leave to referr Your Excellency to our printed Journals,
"from the year 1765, in the Course of which Time, it will
"be found, that this House was always ready to grant all
"necessary Supplies, and restrain unnecessary Expences, as
"will appear by many Savings made, and to which they with
"great Difficulty obtained the Concurrence of the Council.

~~Your~~

"Your Excellency no doubt, will hear many Reasons
"assigned for rejecting the Land Tax Bill, the House would
"therefore beg to be heard before Your Excellency by a
"Committee on that subject; hoping to give Your Excellency
"Justifiable Reasons for their Proceedings in this particu-
"lar and the whole of their Conduct."

o o o o o o o o o o o o o o o

Council Proposes Taxation for Support of Govt.; House Unable to Consider the Proposal
This Session

~~North~~ ~~Scotia~~, D. 10. 1173-1774.

pp. 236-240.

Friday November 11th. 1774.

~~p. 238.~~
~~Message from~~
~~the Council.~~

.
His Majesty's Council acquainted the House by Message,
"That having Considered, that hitherto no Sufficient Pro-
"vision has been made for the Expences of Government and
"Demands on the Treasury, propose a Conference to the House
"of Assembly for adopting a proper Mode of raising the
"necessary Supplies on the Produce of such Rents, Issues
"or Profits, as may be permanent, and not liable to the
"Fluctuations^d of uncertainties of the present Funds.

"That his Majesty's Council think this Measure indis-
"pensibly necessary; as it appears from the Consideration of
"the Income of the present Supplies, that the neat Amount
"for one year will not exceed £1600. Whereas the Yearly
~~Interest~~

"Interest with the Expence of Government Amount to £2400.
"nearly, and thence appears a Deficiency unprovided for of
"£800. also £2000. due for Interest, and upwards of £1000.
"due to sundry Persons, which Sum is not on Interest, to-
"gether with sundry Considerable Sums, which may probable
"be Voted this Session.

"His Majesty's Council are therefore of Opinion, that
"the Honor of Government and the Justice due to the public
"Creditors, loudly demands the Consideration of an adequate
"Supply on the Principles before premised, by which a Tax
"may become equal, and the Trade relieved from the whole
"Weight and Burthen, under which it at this Time so greatly
"suffers."

Resolved, That as owing to the advanced Season, Several
of the Members from the distant Parts of the Province have
been obliged to return home, the House cannot take into con-

~~sideration~~

p. 100.
Resolution
1000.

consideration the Matters contained in the said Message
this Session.

Ordered, That a Message be returned to his Majesty's
Council accordingly.

Attempted Legislation to Establish a Valuation on Real and Personal Estates

~~Nova Scotia, D. 10, 1773-1774.~~

~~pp. 255-256.~~

Wednesday December 7th. 1774.

~~p. 256.
Bill for
Valuation
of Estates
returned
not agreed
to.~~

.
The Bill for the Valuation of all Real and Personal Estates within this Province, was again read,
Ordered, That it be returned to his Majesty's Council, not agreed to.

~~Consideration of Measures for raising a Fund for support of the public Credit.~~

The House proceeded to Consider of such Measures, as Consistent with the Circumstances of the Province, might reasonably be expected to answer towards raising a Fund for the support of the public Credit, and pay the Interest on the Province Debt, and after some Time spent therein,

~~Referr'd to next Session.~~

Resolved, That the further Consideration thereof be deferr'd till the next Session of the General Assembly.

Attempted Legislation to Farm the Duties at Certain OutpostsFriday December 9th 1774.

.....

His Majesty's Council sent down the Bill for farming the Duties of Impost and Excise on Beer, Rum, &^c at the several Districts therein mentioned, with Amendments, to which they desire the Concurrence of this House; and the House having taken the said Amendments into Consideration, agreed to the same, except one which relates to the Manner of farming the said Duties, it being proposed by his Majesty's Council, that instead of their being put up at public Auction to the highest Bidder, there be received by the Commissioners Proposals sealed up.

Ordered, That a Message be sent to His Majesty's Council accordingly.

ACT TO BORROW £400 TO PAY FOR THE ROAD TO TRURO

~~Nova Scotia Acts of Assembly 1770-1774~~
170-179.

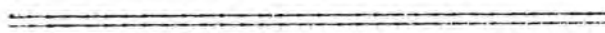
At the General Assembly of the Province of Nova Scotia begun and Holden at Halifax on Wednesday the sixth day of June 1770, in the Tenth Year of His Majesty's Reign and there continued by several Prorogations, unto Thursday the sixth day of October 1774 in the Fourteenth Year of His Majesty's Reign

Nov. 11th 1774
When pass'd in the House of Assembly.
Nov. 13th 1774
When pass'd in Council
12 Nov. 1774
Assented to by the Governor.



AN ACT

to empower the Province Treasurer to borrow a sum not Exceeding the sum of Four hundred pounds for paying off the debt incurr'd by making Bridges and opening the Road to Truro in the County of Halifax.



W. H. G. S.

True Copy
Bull. Mey.

Exemption

WHEREAS the duties arising from the Act made in the Eighth Year of his present Majesty's Reign, Intituled an Act for Suppressing unlicenc'd Houses, and Granting to His Majesty a duty on persons hereafter to be licenc'd, were appropriated for making Highways Roads and Bridges, and keeping the same in repair, and Whereas the aforesaid Fund has been found insufficient to answer the present demands for making and repairing Roads into the Interior parts of the Province.

*177.
The Treasurer
to borrow
100.*

Be it therefore enacted by the Governor Council, and Assembly, that the Treasurer of the Province be, and he is hereby empower'd and directed to borrow from such person or persons as shall be willing to lend the same, a sum not exceeding, the sum of Four hundred pounds, and the sum so borrow'd shall be applied in manner as in this Act is hereafter directed, and for any sum or sums so borrow'd, the Treasurer aforesaid shall give his receipt or obligation in

the

*Give his
receipt or
obligation*

the form and manner following.

of the receipt by obligation

"Province of Nova Scotia, the _____ day of _____
"Received of _____ the sum of _____ for the use and
"service of the Province of Nova Scotia, and in behalf of the
"said Province I do hereby promise and oblige myself and
"Successors in the office of Treasurer to repay the said
"_____ or order the _____ Day of _____ the
"aforesaid sum of _____ with Interest at the rate of Six
"pounds T Centum T Annum, Witness my hand.

Or in the following form, at the option of the
Person lending the money, or that shall be other-
wise entitled thereto pursuant to this Act.

"Province of Nova Scotia the _____ day of _____
"Received of _____ the sum of _____ for the use and
"service of the Province of Nova Scotia, and in behalf of the
"said Province, I do hereby promise and Oblige myself and
"Successors in the Office of Treasurer to repay the said

" _____ or bearer the _____ day of _____ the aforesaid
"sum of _____ with Interest at the rate of six pounds P
Centum Per Annum Witness my Hand.

~~And receipts to
bear Interest
to P.C.~~ And be it also enacted, that all receipts so Issued,
by the Treasurer of the Province shall according to the tenor
thereof, bear an Interest at the rate of six pounds P Centum
Per Annum, and so in proportion, for a greater or lesser sum.
and the Treasurer is hereby directed to give his receipt
or receipts for any sum or sums, provided the same be not
less than five pounds at the option of the lender or person
intituled to the same.

~~Application of
the money
to P.C.~~ And be it also further enacted that the sum so
borrow'd shall be applied to the payment, and discharge of
the debt incurr'd in making Bridges, and opening the road to
Truro in the County of Halifax.

Provided always, that if the Province Treasurer shall

~~Handwritten mark~~

(by scarcity of money) not be able to borrow the sum intended by this Act, that then, and in such case, any person or persons who shall produce any orders or Warrants from the Governor for the payment of the debt incurr'd as aforesaid, such orders or Warrants shall be receiv'd by the Treasurer, who is hereby directed to give his receipt or receipts for the sum or Sums therein Specified bearing Interest in manner herein directed.

And Provided always, and Be it Enacted that if there shall not be Money Sufficient in the Treasury to discharge the several Receipts so Issued, when the same becomes payable, that then and in such case the Treasurer is hereby Authoriz'd and directed to pay off the Interest as the same becomes annually due, out of such Monies as may then be in his hands arising from the duties aforesaid.

Provided also, and be it Enacted that all receipts

[Handwritten signature]

[Handwritten note:]
Treasurer to receive the Governors orders or Warrants as Cash.

[Handwritten note:]
1.173 Interest to be paid annually until the principal is discharged.

~~Receipts issued
to be
entered at
the Secretary's
Office and
signed by
the Secretary of the
Province.~~

to be Issued by the Treasurer of the Province, in pursuance of this Act, shall be enter'd at the Secretarys Office, and be Sign'd by the Secretary of the Province before they are Issued from the Treasury.

And Whereas for the better Securing the payment of the principal, and Interest of the Money so borrow'd, the several Acts relating to the duty on Licenc'd Houses are continued to the thirty first day of December, one thousand seven hundred and Eighty.

~~Monies arising
from Licences
to be applied
towards payment
of Interest &
principal of
the Money
borrow'd &
repairs of
Roads.~~

Be it Enacted that the Monies arising by the operation of the said Act shall be applied towards the payment of the Interest and principal of the Money borrow'd by this Act, as well as for repairs of such Roads, as it may hereafter be found Necessary to amend.

ACT TO PREVENT THE EXPORTATION OF GRAIN, FLOUR, ETC.

~~Law, Statutes of Nova Scotia, 1770-1774~~
~~1770-1774~~

At the General Assembly of the Province of Nova Scotia begun and holden at Halifax on Wednesday the sixth day of June 1770 in the tenth year of His Majesty's Reign, and there continued, by several Prorogations unto Thursday the sixth day of October 1774 in the Fourteenth Year of His Majesty's Reign.

12th Nov. 1774
then pass'd in Council
12th Nov. 1774
then pass'd in the
House of Assembly
12th Nov. 1774
assented to by the
Governor.



AN ACT

to prevent for a Limited time, the Exportation of Wheat, Rye, Barley, Flour, Meal, and Pease, from this Province.



WHEREAS the Exportation of Wheat, Rye, Barley, Flour, Meal and Pease from this Province, being the produce thereof,

~~has~~

Open to all
Bullies.

Warrant

has been the Occasion of Great Scarcity, and has prov'd of great detriment of His Majestys Subjects within the same.

Be it Enacted by the Governor, Council, and Assembly, That from and after the Publication of this Act, untill the first day of January, one thousand seven hundred and seventy six before any Wheat, Rye, Barley, Flour, Meal, or Pease shall be laden or put on board any Ship or Vessel or Boat, the Master of such Ship Vessel or Boat, shall give Bond with one Surety, to the Naval Officer of the District, in double the Value of such Wheat, Rye, Barley, Flour, Meal, or Pease, intended to be Ship'd, with Condition that the same shall be carried to some other Port or place within this Province (the dangers of the Seas excepted,) and to produce a Certificate of the due landing thereof, within six Months, under the hand and Seal of the Naval Officer of the District where the same shall be unladen or put on Shore.

[Handwritten signature]

Until the 1st of Jan: 1776 before any Wheat &c shall be Ship'd. Bond to P. 210 given for its being landed in this Province. Certificate to be produced of the landing.

Provided that nothing in this Act shall be construed to debar any person carrying Wheat, or other Grain, in any Boat passing the Rivers from one Town to another, or to or from Mill, or for the Necessary Provision of the Vessels Crew.

And be it Enacted, That if any Wheat, Rye, Barley, Flour, Meal, or Pease (the produce of this Province) shall be Laden on board any Ship or Vessel, or Boat, before such Bond is given, the same shall be forfeited, and shall and may be seiz'd, by any of His Majestys Justices of the Peace; who are hereby empower'd to seize the same.

And be it further Enacted, That for the Bond herein directed to be taken, and Certificate thereof, a Fee of one Shilling shall be paid, and for a Certificate of the landing of the Articles herein Specified a Fee of one Shilling shall be paid and no more.

And be it also Enacted, that the forfeitures

~~Amended~~

may be carried
from one town
to another
or to or
from mill &c.

Wheat &c.
laden on
board before
bond given
to be for-
feited.

Fees for
bond and
certificate

1791.
every and
lications
to be
res.
incurr'd by this Act, shall be recover'd on the Oath of one
Credible Witness, in any of His Majestys Courts of Record in
this Province, & after deducting the Expences of Prosecution,
be divided One Moiety to His Majesty, for the use of the
Government of this Province, and the other Moiety to him or
them who shall Inform, seize or sue for the same.

And be it also further Enacted, That where no Naval
Officer shall be resident, The Bond herein directed to be
taken, and Certificates to be given of the same, and of the
landing thereof, shall be by one of His Majestys Justices of
the Peace of the Town or place, where the said Wheat, Rye,
Barley, Flour, Meal or Pease shall be loaded or landed.

Provided also, That any Person aggriev'd by the
restrictions prescrib'd by this Act, may apply to the Governor
Lieutenant Governor or Commander in Chief, and His Majestys
Council, who are hereby Authoriz'd, and Empower'd to Grant

John

such relief therein, as shall appear to them to be requisite
and necessary.

a. Speech from the Throne: Gov. Recommends Attention to Preservation of Public Credit; Replies Thereto

~~15-89, 10~~
Nova Scotia, Dec 11, 1775.

pp. 1-5.

Monday, June 12th. 1775.

Message
from the
Governor.

A Message from his Excellency the Governor requiring the Attendance of the House in the Council Chamber.

M.^r Speaker and the House attended accordingly, and being returned.

M.^r Speaker reported that the House had attended his Excellency in the Council Chamber, where his Excellency was pleased to make the following Speech to both Houses.

Gentlemen of the Council,
and House of Representatives,

his Excellency's Speech.

"I have in Conformity to the Sense of the House of Representatives, convened the General Assembly, at the Season of the Year, they Judged would be the least prejudicial to their private Business, that you may have a free Consultation

"on the public Affairs, which requires your most serious
"Deliberation, especially in those Measures which respect the
"public Revenue, and have a tendency to preserve the public
"Credit.

"I advised the House of Assembly at their last Session,
"that they would consult with their Constituents, upon an
"Affair of so Great Importance, and hope to meet them now
"prepared, to pursue such Just Measures as will effect it.

"I have taken Care that the present Funds be applied
"agreeable to the Directions of your Revenue Laws and Votes
"of Assembly; so far as the Sums collected would extend,
"and you will perceive by the Treasurer's Accounts which shall
"be laid before you, that they are insufficient to Answer the
"Demands on the Treasury.

"As the Support of the public Credit is become a very
"interesting Affair, I beg leave to recommend it as an Object

~~XXXXXXXXXX~~

"worthy of your most serious attention, the Ways and Means to
"encrease the Revenue so as to be the least burthensome to the
"People must be the result of Your Determination.

"I have found it necessary (in Order to prevent any
"undue Application of the public Monies, or neglect of Duty on
"the part of those Persons instructed with the Management of
"the Revenue, by Advice of Council) to appoint an Inspector
"General over the several Collections, and you will find by
"the Accounts the Advantage that has arisen therefrom; and I
"hope you will Join with me in Opinion, that a proper and
"adequate Provision, for the Support of so necessary an Officer,
"ought to be chearfully granted.

"As an Inquiry into the State of your public Monies
"heretofore granted, was represented to me; as very essential,
"and that the Just Debts owing by the provincial Securities,
"should be ascertained; I have by Advice of Council, appointed

~~For~~

"for the Examination of the Same, Auditors, Gentlemen of
"Integrity, and well vers'd in public Accounts, and shall lay
"before you their Report, so far as they have proceeded, and
"from your Inspection into the Accounts, I conceive you will be
"of Opinion it has been a Most necessary Measure.

45.
"Upon representation to Me, that many Persons were in
"Arrears to Government, I have with the Advice of Council, also,
"appointed the Solicitor-General to prosecute the Debts due upon
"Account of the Revenue, which he hath accordingly done,
"and several Persons have been convicted thereupon, by due
"Course of Law: I hope that it will have this Effect at least,
"that Persons employed in the Revenue will behave with due
"Circumspection, and by a proper Compliance to the Directions
"of the Law in future prevent such Litigation.

At a Council in General Assembly Met on
Wednesday 14th. June 1775.

Present.

The Honorable Charles Morris)
Richard Bulkeley)
Henry Newton)
Arthur Goold) Counsellors.
John Butler)
James Burrow)
John Creighton)

M.^r Morris, M.^r Bulkeley & M.^r Newton the Committee ap-
pointed on Monday to prepare an Address in answer to the
Governors Speech Reported, they had prepared said Address, which
was read, and with some amendments was Agreed to.

Then The Council Resolved to wait upon His Excellency

with the same Viz.^t

To, His Excellency Francis Legge Esquire Captain
General and Governor in Chief in & over His Majesty's Province
of Nova Scotia & its dependencies Vice Admiral of the same
&^c &^c &^c

The humble address of His Majesty's Council.

Sir,

"His Majesty's Council beg leave to return your Ex-
"cellency thanks for your Speech in General Assembly, & for the
"attention shewn to private concerns in the time which has been
"chosen to call us together for the Public Service.

"Due Regulations for the effectual Collection of the
"Public Revenues & a just & Carefull appropriation of them are
"of the highest Concern and Moment in all States; and our
"present condition requires the Most exact attention to the
"establishment of such Measures; and we do not doubt, that the
"proceedings which have been had to that end will effectually
"prevent any irregularities, in so important a branch of the
"public business.

• • • • •

House Answer to the Speech from the Throne

North Carolina, D. 11, 1775.

pp. 11-13.

Wednesday June 14th. 1775.

Address reported.

M^r. Denson reported from the Committee appointed to draw up an address to be presented to his Excellency the Governor, that the Committee had drawn up an Address accordingly, which they had directed him to report to the house, and the same was read, and is as follows:

May it please Your Excellency,

.

"We are too Sensible Sir, of the encumber'd State of
"the Revenues of this Province and of the necessity for exert-
"ing ourselves with Zeal for the Support of the good Faith and
"Credit of Government, not to Apply every Effort the People
"are enabled to make, and to adopt Measures so necessary to
"attain the Welfare and Prosperity of the Province.

"We cannot but gratefully acknowledge our Warmest
obligations

"Obligations and Thanks for your Excellency's Kind attention
"and Care in a due Appropriation of the Monies raised by the
"Revenue Laws, a Measure so particularly necessary in the
"present distressed Situation of the Province, and for the
"Steps your Excellency has thought proper to take for obliging
"all Persons concern'd in the Revenue to Act with due Circum-
"spection and obedience to the Laws.

.

House Complains that J. Mauger Abused His Position, to the Financial
Detriment of the Province

~~Nova Scotia, N. S. 1775.~~
~~pp. 93-98.~~

Enclosure in Letter of 10th January 1775
Legge to Dartmouth.

~~Dartmouth~~
~~Papers~~
~~Nova Scotia~~
~~Undated~~

To His Excellency Francis Legge Esq.^r Governor and
Commander in Chief, in and over His Majesty's
Province of Nova Scotia & & &

The Members of the House of Assembly most humbly beg
leave to acquaint your Excellency, that during the Course of
this Sessions, they passed an Act in Addition to an Act made
in the Thirty second year of His late Majesty's Reign; intituled
an Act for making Lands and Tenements liable to the Payment of
Debts.

The Utility of this Act was so apparent and necessary,
that there was not one dissenting voice against it in the House
of Assembly. This Act they sent up to the Council for their
Concurrence, and it has been returned not agreed to.

~~however~~

However irregular and unprecedented it may appear in this House to Address your Excellency with a Complaint against the Council of this Province, We are notwithstanding constrained to this measure from despair and reiterated practices of the like nature, where the real good of the Province did at any time interfere with the private Emolument, Ambitions views or vindictive practices of a certain Party. We shall beg leave to lay aside ambiguity and to Address your Excellency in the language of truth and plain dealing.

Joshua Manger Esq.^r formerly an Inhabitant of this Country, but now Member of Parliament for Poole in Dorsetshire, being for some years Agent for the Assembly of this Province, did exert that influence which he acquired in consequence of being the Assembly's Agent, together with what other interest he might have, in laying a plan of Dominion for himself and Dependants, which in its consequences has become ruinous to the

~~Joshua Manger~~

Province.

The measures pursued by this Gentleman and his Adherents, could not have been materially injurious, had he not previously managed to get a number of his friends and dependants appointed Members of His Majesty's Council, and one of his Relations made our Lieu^t. Governor.

103
The almost exclusive Trade which that Gentleman and his Dependants have enjoyed in this Province, added to their influence in the Council, has so fully operated in the choice of Representatives that it was scarcely possible to carry any point against them. It would take up too much of your Excellency's time to enter into a minute detail of the Practices of this Gentleman and his Adherents, whereby they have involved this Province in a heavy load of Debt, and continue to obstruct every measure tending to the ease and happiness of the Subject.

We shall beg leave to relate a few known facts, and a

111

little enquiry, on the part of your Excellency, will convince you, that the charges are well founded.

To enable the Inhabitants of Lauenburg to pay M. Mauger,^r and his friends some debts, and further to enable them to purchase goods, from that connection, the Legislature granted Bounties & Premiums on certain articles of produce. The Revenue set apart for this purpose, and to support the officers of Government, was raised by a Duty on Spirituous Liquors; This Duty Act was so framed, as to amount to a Monopoly of the articles taxed, which Monopoly has for a number of years, been principally enjoyed by M. Mauger.^r

The Revenue having been found inadequate to the purposes for which it was appropriated, the General Assembly, did in the year 1758 new model the Act, and increase the Duty, in order to enlarge the Revenue but this Gentleman's Interest, with the Board of Trade, was such, that he procured an Order, that the Act should be Repealed, to the great detriment of the

~~seventh~~

Revenue, and the injury of the Trade of this Province.

The power exercised by M.^r Manger's Agent in this Province, is so notorious, that even the Officers of Government, and of the Courts of Law, are Subjected to his will, and he has publicly insulted, and threatned the House of Assembly; It is distressing to this House, to enter into particulars, where individuals are concerned, your Excellency may on enquiry be satisfied, more at large of this truth.

The Bill now sent back from the Council, was of the greatest consequence to the welfare of this Province; A Law of this nature was universally wished for, both by Creditors and Debtors, it prevented the necessity of tedious litigations, practised by unhappy Debtors, to gain time, which in its consequences & Effects, were ruinous to both parties.

The almost total want of Specie, or any other medium of Exchange in this Country, renders such a Law peculiarly necessary

And whilst all Commerce, is principally transacted by barter, it is Oppressive to take away real Estates, at one, two, or three years purchase, for want of a legal medium; It is in vain, to invite new Inhabitants from abroad whilst those we already possess are made to hold their tenure with uncertainty.

Permit us, to remind your Excellency, that many of the Inhabitants of this Province are Subjects of His Majesty's European Dominions, are attached to Great Britain by every tie of Interest, and affection - very many of us, have served Our most Gracious Sovereign, in his Fleets & Armies; Our Lands were given to us, as a reward, for those Services; it certainly cannot be consistent with Our Good Kings wish, to have us given over to be plundered, and oppressed by a Commercial Monopoliser.

Adm.
Imperium, in Imperio, is a Solecism in Politicks; The British Constitution abhors it; To remove it in this Province the House of Assembly most Humbly request your Excellency, to

M. C.

lay before His Majesty, the necessity of removing, from the Council of this Province, such Members, who have been appointed, at the instance of Joshua Manger Esq.^r and also to appoint us Judges, who are not loaded with Debt, and thereby rendered unable from undue influence, by means of such their situation, of Administring Justice, with impartiality. -

[Endorsed:]

In Gov.^r Legge's private Letter to
L. Dartm.^t 10 Jan: 1775.

~~Nova Scotia, B. 16, 1775.~~

pp. 3-7.

~~1775~~
~~20~~

At a Council holden at Halifax on the 2^d
of January 1775.

Present.

His Excellency The Governor

The Honorable Jonathan Belcher)

Charles Morris)

Richard Bulkeley)

Henry Newton)

Jonathan Binney)

John Butler)

James Burrow)

Counsellors.

The Report of the Auditors on the Public Accounts was
read setting forth.

That after several sittings & enquiries for Treasury
Books & Papers, The Treasurer did declare to them that except
the Counter Indentures of the Province Notes he had no Paper

~~prior~~

prior to his appointment.

Then the Governor thought proper to put the following Questions to The Secretary of the Province Viz.^t

Q. 4
Q: Was any Examination ever made by Government of the Books & Papers belonging to the Treasury, or any representation made that any were wanting?

A: No -

Q: By whom & how was the present Treasurer appointed?

A: By Lieutenant Governor Francklin by Warrant.

Q: Who were his Sur^eties -

A: M.^r Butler & M.^r Fairbanks -

Then M.^r Green the Treasurer was call'd in, to whom the following Questions were proposed Viz.^t

Q: How long have you been Treasurer.

A: Since 16th of February 1768. -

Q: Did not you Act as Clerk? -

Yes

A: When my Father went to England he left M.^r Waite his Deputy.
I was then in England; when I return'd, I was appointed to
Act in Conjunction with him -

Q: When you Acted in Conjunction were you not in possession of
all the Books?

A: I never saw any old Books. New Accounts were open'd by
M.^r Waite.

Q: From what Books were the Ballances struck when you were
appointed Treasurer?

A: The Ballance was Struck from Accounts laid before the Lieut-
enant Governor & General Assembly.

Q: Was any Person present when the Ballance was paid over to you?

A: No person was present that I recollect.

Q: Did you not acquaint Government that the Books were wanting -

A: No -

Q: Then you never had any of those Books -

A: No.

Q: Did you never ask for them?

A: I never thought it my Duty to enquire.

M.^r Morris one of the Auditors then declar'd that talking with M.^r Green, he desir'd him to draw up an Abstract, or state of all payments & receipts of Money from the beginning, as it wou'd be satisfactory, to which M.^r Green replied, that all the Accounts were nail'd up in Boxes, in order, according to the years. On which M.^r Green being further Question'd, said, that searching the Chest in which he supposed the Accounts were, he found nothing but Glass & China.

M.^r Butler a Member of the Council then declar'd,

That after the appointment of the present Treasurer he believ'd in 1768, he went to the late Treasurer, on private business, who told him that he had got his Vouchers ready for an Audit: & thereupon open'd a Bureau, & shewd him Bundles of Papers; which the then Treasurer said were ready for an

~~Secret~~

Audit, when his Health would permit -

And then on the Question, it was Agreed, that all Books & Papers in the Treasury, belong to the public. Also, that the Treasurer is bound by his Office, to preserve accounts of all receipts of Money & Vouchers for Payment.

It was then Order'd.

That the Treasurer be directed to make diligent and repeated Search, & enquiry, for all Books & Papers, which should have been & remain'd in the Office of Treasurer

Also that the Treasurer do immediately make a Return of all Books & Papers relating to the Receipts and payments of Monies, now in his Possession.

.

At a Council holden at Halifax on the 9th
of January 1775.

Present.

His Excellency The Governor
The Honorable Jonathan Belcher)
Charles Morris)
Richard Bulkeley)
Henry Newton)
Jonathan Binney) Counsellors.
John Butler)
James Burrow)

.

The Governor proposed the further Consideration of the means of recovering the Books & Papers which had been reported deficient in the Treasury The Treasurer having Reported on the

Order of the 2.^d Instant, that the said Books & Papers were not to be found.

On which it was Advised & Agreed that the following Proclamation be immediately Published. ^tViz.

Whereas on an appointed Audit & Enquiry into the Accounts of the Treasury of this Province the Books & Papers thereto belonging are wanting & after repeated demands & Orders for search have not yett been produced -

And whereas all the Books & Papers preceding the 16th february 1768 are found deficient except the Counter Indentures of the Treasurers Notes all which Books & Papers are of high concern & consequence & necessary for the Public Uses & Service.

I have therefore thought fit, with the Advice & Consent of His Majesty's Council, to Publish this Proclamation, hereby, promising a Reward of One hundred Pounds to be paid out of the Treasury of this Province to any person or persons

who shall make discovery of & produce the said Books & Papers.

And I do hereby further promise a Reward of five hundred pounds, to be paid as aforesaid, to any Person or Persons who shall inform of & prosecute to conviction any Person or Persons who have or shall have been guilty of Secreting or destroying the said Books & Papers.

And I do further promise His Majesty's Most Gracious Pardon to any Person or Persons who shall discover the Offender or Offenders, except to the Person or Persons who have actually destroy'd, & secreted the same.

[Sign'd]

Francis Legge.

At a Council holden at Halifax on the 3^d of
february 1775.

Present.

His Excellency The Governor.

The Honorable Charles Morris)
Richard Bulkeley)
Henry Newton)
Jonathan Binney)
John Butler)
James Burrow)

Counsellors.

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The Treasurer attending according to order: His Excellency the Governor laid before the Council an Account of the State of the Treasury which had been laid before the Council in General Assembly in June 1768. And then proposed to the

Treasurer the following Questions Viz.^t

Q: Did you furnish this Account in June 1768.

A: Yes.

Q: From what Books, Accounts or Papers did you form the Account.

A: To the best of my Knowledge from the Books & Papers of my Father & My own. They were made up at the Lieutenant Governor's House & by his Assistance & Direction. I was two days at close writing; And attended there, from time to time, during a fortnight or thereabout.

Q: It must be from old Books & Papers of your Father

A: I suppose so.

Then the Governor desir'd the Treasurer to take time to Consider & to recollect himself, that he might make the better answer. To which he replied, that, perhaps, on reconsideration he might be able to give more full & certain Answer And then he withdrew.

At a Council holden at Halifax on the 8th of
february 1775.

Present.

His Excellency The Governor

| | | |
|------------------------------|---|--------------|
| The Honorable Charles Morris |) | |
| |) | |
| Richard Bulkeley |) | |
| |) | |
| Henry Newton |) | Counsellors. |
| |) | |
| Jonathan Butler |) | |
| |) | |
| James Burrow |) | |

The following Letter from the Treasurer was laid before
The Governor & Council.

February 8th 1775.

Sir,

I cannot give any further information relative to that
Account of the State of Interest due on Provincial Securities
to June 1768 not being able to recollect any thing more than
what I declar'd when last before His Excellency in Council; but
conclude that it must have been framed partly from Minutes
furnish'd by the former Treasurer, & from any Receipt Book of
interest paid from 16th february to June 1768.

Benj: Green

Treasurer.

M^r. Secretary Bulkeley.

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~~W. S. M.~~
~~W. S. M.~~
New Scotia, 1. 03.
pp. 211-217.

~~(Certificate)~~

~~061: Cor:~~
~~N.S.~~
~~Vol: 9.~~
~~p. 274.~~
~~1775.~~
~~May 2.~~

Halifax May 2.^d
1775.

My Lord,

As the care & Inspection of the Public Monies, raised by Provincial Acts of the Assembly, had become very Interesting, & the great neglect hitherto in not attending to call the Officers, collecting the Duties to an Account, nor to any examination of the Treasurers Receipts & payments, I had therefore appointed Auditors to examine them, as I had Acquainted your Lordship in my Letter N.^o 30 & of the Opposition they met with in my Subsequent Letter N.^o 32. However they have been able to find, several Officers indebted, in very considerable Sums to the Crown, & upon such Representation, I have laid the same before his Majesty's Council, and upon their Advice, the

Solicitor

~~0612.~~

Sollicitor general was impowered to prosecute all Debts due to the Crown, in consequence of which several Actions have been commenced, against M.^r John Newton & M.^r Jonathan Binney, which were Tried at the last Supreme Court, & Verdicts found for the Crown, against them for the sum of £736. Currency. It was supposed, that thro' their influence, among the common people no Just Verdict could have been obtained, but a Special Jury was Summoned on this occasion of the most credible of the Inhabitants, & after very long Trials, a verdict in favour of the Crown was found by them.

1713. The Sollicitor General after these Trials having discovered, that many Concealments had been made of the public Money which could not be fully proved, but in the Chancery side of a Court of Exchequer, applied to me, to know what power & Authority I had to call & Establish such a Court, which he Affirmed under the present Circumstances of the public Funds, was more immediately necessary at this time.

1713.

Having therefore Examined my Instructions, I found
by the 26th Instruction, that where it was necessary, "that
"the Crown Rights & dues be preserved & Recovered, & that
"Speedy & effectual Justice, be administered in all cases
"relating to our Revenue," I was thereby empowered to take
care, that a Court of Exchequer be called, And as I thought
it necessary especially at this time, I laid the same before
his Majesty's Council, who advised that the matter should be
referred to the consideration of the Judges of the Supreme
Court for their opinion, upon such reasons as the Sollicitor
General should lay before them, And I have the Honour to inclose
to your Lordship^x his reasons & their Report thereon, it was
apprehended by his Majestys Council, that the 27th Instruction
opperated against the 26th Because thereby I am Strictly forbid,
not to erect any new Court or Office of Judicature.

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enclosure 1
for Minutes
of Council
see 15 & 21
April 1773
separate
series -

Enclosures
& 3 see
April 22 3
1773 -

~~1775~~
I have the Honour to be with the greatest
respect.

My Lord

Your Lordships

Most Obedient &

Most Humble

Servant.

The Right Honble

Fran.^s Legge.

The Earl of Dartmouth.

[Endorsed:]

Halifax N. Scotia 2.^d May 1775.

r
Gov. Legge

(N.^o 38)

R 20 June

3 Inclosures.

~~15/12/1775~~
~~North Carolina~~ D. 11, 1775.

~~pp. 20-24.~~

Thursday, June 15th 1775.

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~~p. 23.~~

~~Report from
the Auditors
appointed to
examine the
public
Accounts,
laid before
the house.~~

A Report from the Auditors appointed by his Excellency the Governor to examine all Accounts of Monies raised in this Province by Virtue of Ordinances of the Governor and Council, and Laws of the General Assembly, was laid before the house by order of his Excellency, together with

~~p. 24.~~

A State of the Provincial Treasurer's Accounts from the Commencement of the General Assembly, in October, 1758, to the 14th of February, 1768.

And an Abstract taken from the Counterpart of Notes issued by the late Benjamin Green, Esq; Treasurer, to which is added an Account of the Warrants drawn on the Treasury bearing Interest, and of all the Exchanges.

~~1775~~

And the said Report was read.

Ordered, That that the said Report and Accounts be taken into Consideration To-Morrow morning.

Friday, July 14th. 1775.

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The said Committee do also report the state of the Account of the Province, as it appears to them, and is as follows:

The Province of Nova Scotia

D:
1775
June 16th.

| | |
|--|-------------|
| To Amount due the Creditors of Government, £21148. 11. 8 | |
| To Interest due on the above to the 31 st May, 1775 | 2593. 4. 9 |
| To Sundry Demands not on Interest, - - | 93. 13. 8 |
| To an old Demand due John Clewly, allowed in 1771 - - | 266. 3. 10. |
| To so much due sundry Persons, per Votes of last Session - - | 406. 12. 7 |

To Sundry old Demands for Roads, - - - £ 129. 5. 5

To so much borrowed last year for the Road
to Truro, - - - - 400. 0. 0

To Allowance due to the Collector of Impost
and Excise at Halifax, to the 31st
of March, 1775 - - - - 70. 15. 6

£25108. 7. 5

Cr.

1775
May 31.

| | |
|---|----------------|
| By Cash in the Treasury - - - - - | £830. 9. 3 3/4 |
| By Ballance due for outstanding Debts, per Account rendered by the Collector of Impost and Excise at <u>Halifax</u> - - - | 98. 16. 7 1/2 |
| By Sundry Bonds for Impost and Excise - | 193. 2. 11 3/4 |
| By Ballance due from the Light House Fund to the Impost and Excise Fund - - - | 73. 11. 9 |

June 16.

| | |
|---|---------------------|
| By Cash in the Treasury, received since the 31 st of <u>May</u> , - - - - - | 191. 10. 10 |
| By Cash received from M. ^r <u>Winniett</u> , - - | 6. 19. 1 |
| By Sundry Sums due from several Persons, agreeable to the Resolves of the House of Assembly - - - - - | 549. 2. 0 |
| | <hr/> £1943. 12. 7 |
| Ballance - | <hr/> 23164. 14. 10 |
| | £ 25108. 7. 5 |

Winn

11/16/72

And the said Report having been again read, was
agreed to by the House.

Liquor, Molasses and Brown Sugar Duties Farmed

~~VA Scotia, D. 11, 1775.~~

~~pp. 11-17.~~

Wednesday June 14th 1775.

~~1775
14 June~~

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p. 16.
~~Report of
the Com-
missioners
for farming
the Duties
at Canso, &c.~~

M^r Morris, from the Commissioners appointed by his Ex-
cellency the Governor to Farm the Duties of Impost and Excise
arising in the Districts of Canso of Liverpool, of Yarmouth
of Passamaquoddy, and of the River S^t John, presented to the
House a Report of the Proceedings of the said Commissioners
therein, and the same was read, and is as follows, Viz.

~~1775~~

That the said Commissioners had advertised for sale the
said Duties as the Law directs, and that on the 30th Day of
March last, the Duties of Impost and Excise on Beer, Rum, and
other distilled Spirituous Liquors, and Wines, Brown Sugar
and Melasses, consumed to the 31st of December, 1776, in the
District of Canso, were Sold at Public Auction to M^r Geo.

~~1775~~

W. Sherlock^m, for the Sum of £110, currency, he having given Security agreeable to the Directions of the Law for that Purpose.

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Road Contractors Petition For Payment in Specie

Nova Scotia, D. 11, 1775.

pp. 88-89.

Thursday, June 29th 1775.

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Memorial from
Isreal
Andrews

A Petition from Isreal Andrew was presented to the House and read, setting forth, "That for the extra Work and Expence he had been at in making the Road to the Chebbenaccadie Lakes, he was allowed £100 by a Law then passed, which Impowered the Treasurer to borrow the Money, but as the same could not be effected, the Petitioner is put to great Distress and unable to pay for the Provisions he purchased and repay the Money advanced him to pay the Workmen, and is now threatned to be sued and thrown into goal to the ruin of himself and Family.

The Petitioner therefore prays the House will take his case in Consideration, and afford him such Relief as to the

House

p. 89.

House shall seem meet.

Ordered, That the said Petition do lie on the Table.

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Saturday, July 1st. 1775.

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The House proceeded to the Consideration of the
Petition presented by Israel Andrew.

Resolved, That Application be made to his Excellency
the Governor to request, that he will be pleased to direct
the Treasurer to borrow from the Monies received from the
Duties of Impost and Excise, and paid into the Treasury,
the Sum of One Hundred Pounds, in Lieu of, and to discharge
the Notes issued to Charles Morris, Junior, Esq; and paid
to Israel Andrew, in Pursuance of the Vote made to said
Andrew of £100 in the last Session of the General Assembly,
the same to be replaced by the Money arising from the
License Fund so soon as the Debts now due by that Fund are
discharged.

Ordered, That this Resolution be sent to his Majesty's
Council for their Concurrence.

.

Monday, July 17th. 1775.

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A Petition from John Morrison and James Fulton, Esqrs. was presented to the House and read, setting forth, That the Petitioners contracted with the Commissioners of the Roads for clearing and opening the Road from the Chebbennacadie River to the Township of Truro, being Thirty Six Miles, which they have compleated all to about Twenty Days Work, that there is due to the Petitioners about Eighty Four Pounds, which they have applied for to the Commissioners, but cannot obtain the same, as the Treasurer could not borrow the Money directed by the Act passed last Session. That the Commissioners having only Treasurer's Notes to give the Petitioners for seventy Pounds of the above Sum, and the Petitioners having Contracted sundry small Debts in

~~p. 101~~
carrying on this Work with a great number of Persons / who
will not receive these Notes, but threaten to sue the
Petitioners for the Money, they are put to great Difficulty
and Inconvenience,

And praying that the House will take the same
into Consideration, and grant them such Relief as to the
House shall seem meet.

~~Resolution~~
~~thereon.~~
Resolved, That Application be made to his Ex-
cellency the Governor to request that he will be pleased to
direct the Treasurer to borrow from the Monies arising from
the Duties of Impost and Excise and paid into the Treasury;
the sum of Seventy Pounds in Lieu of, and to discharge so
many of the notes issued to Charles Morris, Jun. Esq; for
the Purpose mentioned in the said Petition, the same to be
replaced by the Money arising from the License Fund so soon

as the Debts now due by that Fund are discharged.

Ordered, That this Resolution be sent to his Majesty's Council for Concurrence.

FN →

~~Nova Scotia, A. 94. 1775.~~Examined

p. 102.

Enclosure in letter of 31st July 1775.

Legge to Dartmouth.

~~Col: Cor:~~~~N.S.~~~~Vol: 9.~~~~p. 431.~~

To His Excellency Fran.^s Legge Esq.^r Captain
 General and Governor in Chief over His
 Majesty's Province of Nova Scotia &^c &^c &^c.

The Humble Address of The House of Assembly

May it Please Your Excellency

The House of Assembly beg Leave to repeat their thanks
 to your Excellencys for the Measures you have been pleased to
 take for the recovery of the Debts due to Government. Your
 Zeal and attention in this particular, calls for our Warmest
 acknowledgments. And we now address Your Excellency to Pray
 you will please to direct, that no further prosecutions be
 carried on against any of the Collectors or Receivers of the

Revenue

Revenue, or other persons that may be supposed to be Indebted
to Government, until this House can fully examine the publick
accounts and report their opinion thereon to your Excellency -

W.^m Nesbitt

Speaker.

[Endorsed:]

In Governor Legge's Letter of the
31st - July N^o. 44.

5719

Estimate of Expenses for Quartering Militia at Halifax

~~Nova Scotia, B. 16, 1775.~~

~~p. 189-190.~~

1775
SAR

At a Council holden at Halifax on the 30th
of September 1775.

Present.

- His Excellency The Governor
- The Honorable Jonathan Belcher)
- Charles Morris)
- Richard Bulkeley)
- Henry Newton)
- John Butler)

The Committee appointed yesterday to consider of providing for the reception of four hundred Militia from the Country, to reinforce this Town; Reported, that the only Quarters which cou'd be provided, wou'd be in Barracks, & the expences of fitting them up together with that of Barrack Utensils, Pay & Provisions &^c were Estimated as follows Viz.^t

~~W. G. G. G.~~

Estimate of expences that will attend the providing
Quarters for 400 Militia at Halifax for 2 Months.

| | |
|--|-------------|
| Fitting up Barracks - - - - - | £100 - - |
| 600 Blanketts - - - - @ 15/- | 450 - - |
| 200 Beds - - - - @ 10/- | 100 - - |
| 70 Tin Kettles - - - - @ 7/6 | 26 5 - |
| 100 Cord Wood - - - - @ 15/- | 75 - - |
| 50 Lamps & Oil - - - - @ 6/- | 15 - - |
| Provisions for 400 men 2 months at 8 ^d P day - - | 800 - - |
| Pay for 400 men - - - - @ 1/- | 1200 - - |
| Pay for the Officers - - - - - | 480 - - |
| Contingencies - - - - - | 200 - - |
| | £3446 - 5 - |
| | £3446 - 5 - |

The means were then consider'd of procuring the
necessary supply of Provisions, and the Agent to the Contractor

for Victualling the Troops, having declar'd himself, unable to provide the Quantity requir'd. It was Resolv'd, that application be made to Captain Le Cras of his Majesty's Ship Somerset, that he wou'd order a supply from on Board a ship now in this Harbour, laden with Provisions for the Navy.

Account of Interest Due on Treasury Receipts and Warrants Requested

~~Nova Scotia, B. 16. 1775.~~

~~pp. 210-211.~~

At a Council holden at Halifax on the 27th
November 1775.

Present.

His Excellency The Governor.

The Honorable Jonathan Belcher)

Charles Morris)

Richard Bulkeley)

Henry Newton)

Joseph Gorham)

Arthur Goold)

John Butler)

Counsellors.

.

Order'd. That an account be render'd of the Interest due
on Provincial Notes & Warrants, that a devidend may be made in
proportion to the demands for payment, after deducting what shall

be

be due to the Officers of Government, and that the duties
owing to Government shall by Warrant, be discounted in payment
of Interest.

~~Nova Scotia Acts of Assembly, 1770-1775~~~~11-2536-254~~ACT TO AMEND THE WHEEL CARRIAGE DUTY ACT

At the General Assembly of the Province of Nova Scotia begun and holden at Halifax on Wednesday the Sixth day of June 1770 in the Tenth Year of His Majesty's Reign, and there continued by several Prorogations unto Monday the Twelfth day of June 1775, in the Fifteenth Year of His Majesty's Reign.

~~13th July 1775.
Then passed in the
House of Assembly.~~

~~15th July 1775
Then passed in Council~~

~~20th July 1775
Assented to by the
Governor.~~

AN ACT

in amendment of an Act made in the 8th Year of His present Majesty's Reign, Intituled an Act for granting to His Majesty a Duty on Wheel Carriages within the Peninsula of Halifax

~~A true Copy
R. Wilkeley,~~

~~Preamble~~

WHEREAS by the 2^d & 3^d Sections of an Act made in the

~~8th~~

W. W. 1844

Eighth Year of His present Majesty's Reign, Intituled "an Act
"for granting to His Majesty a Duty on Wheel Carriages within
"the Peninsula of Halifax," It is enacted that all Owners of
Wheel Carriages shall enter their Names and the Number and
kinds of Carriages and Horses they respectively use, with the
Collector of excise duties at Halifax, and shall pay the
duties by them respectively payable, to the said Collector,
and Whereas it is thought expedient that the Clerk of the
Licencies should for the future take the said Entries, and
receive the duty imposed by the said Act,

Be it enacted by the Governor Council and Assembly,
that from and after the first day of August next, all and
every person and persons who are Owners of Wheel Carriages
liable to duty by the said Aforerecited Act, shall enter the
same with the Clerk of the Licences under the penalty imposed
by the said Act, and shall pay the duty payable thereon to the

~~said~~

~~Owners of
Wheel-
Carriages
to enter the
same with
& pay the
duty to the
Clerk of
Licences.~~

said Clerk, as the same shall become due, and in default of payment the same shall be levied in manner as directed by the said Act.

~~Clerk of Licences
to use and exercise
the powers given
by Act, 8 Geo. 3.
to the Collector
of impost and
Excise.~~

And be it also enacted, that the Clerk of the Licences Aforesaid, shall have use and exercise all and every the powers and Authorities by the said Act given to the Collector or Collectors of Excise, and the said Collector or Collectors are hereby directed to deliver to the said Clerk of the Licences the several Entries by him or them taken, of the Number and Owners of such Wheel Carriages, after having made up all their Accounts to the first day of August Aforesaid, and paid the Sums by him or them Collected and due to the said time, into the Treasury;- And the said Clerk of the Licences shall also from time to time pay the Monies arising from this duty into the Treasury, in like Form and manner as is directed in the said Act.

~~Collectors of
impost and
Excise to Account
to 1st August.~~

~~Clerk of Licences
to pay Money
received into
the Treasury.~~

AGT TO INSTITUTE A TAX FOR THE SUPPORT OF THE MILITIA

a. House Address to the King Asking for a Foreign Goods Import Tax to Support the Militia

~~Nov Scotia, 1775~~
~~11-20~~

Enclosure in letter of 4th July 1775.

Nesbitt to Dartmouth.

~~101: Cor:~~
~~101: 9.~~
~~1775~~
~~June 1775~~

To the Kings, Most Excellent Majesty, the Lords Spiritual, and Temporal, and the Commons of Great Britain, in Parliament Assembled.

The Address, Petition, and Memorial of the Representatives of the Freeholders of the Province, of Nova Scotia, in General Assembly.

Your Loyal and ever dutifull House of Assembly of the province of Nova Scotia, most humbly beg Leave to Address our Gracious Sovereign, and both Houses of Parliament, at this dreadful, and alarming Crisis, when civil discord, and its melancholy Consequences are impending over all British America.

~~1775~~

Actuated by the Warmest ties of duty, and affection

~~1775~~

to the person and Family of our most Gracious Sovereign,
animated with the firmest attachment to the Mother Country,
zealous to support her power and consequence, over all the
British Dominions, and dreading a Separation from her Govern-
ment, and protection, as the greatest political evil which
can befall us, or our posterity.

W. J. S.
Influenced by the Principles of humanity and the Just
rights of mankind in Civil Society, we tremble, at the gloomy
prospect before us, We feel for our Mother Country of which
many of us are natives, we feel for the British American Race,
once the Most Loyall, Virtuous, and happy of mankind ;
Animated with such principles may we not approach the Supreme
Legislature of the British Empire, and as dutifull Children of
Just and indulgent parents, may we not most humbly solicit for
such Regulations, as we conceive most likely to preserve the
Inhabitants of this province, in duty and allegiance to our

C. J. S.

King, in rendering permanent their connection with, and dependance on the Supreme Legislature, of Great Britain, and preserving inviolably to us, and our Posterity the Just rights of men in Civil Society.

We are fully sensible, that we have no right to pray for redress of grievances to request privileges or Regulations unless we Acknowledge your right over us, Therefore we the Representatives of the Freeholders of the province of Nova Scotia, do unanimously, most humbly acknowledge our Gracious Sovereign, George the third, King of Great Britain, the Lords Spiritual and Temporal, and the Commons of Great Britain in Parliament Assembled, to be the Supreme Legislature of this province, and of all the British Dominions, and that it is our indispensable Duty to pay a due proportion of the Expence of this great Empire.

Having thus as Obedient Subjects acknowledged our duty

to

to our King, and our willing Submission to y^e. Supreme Legis-
lature of the British Empire, we humbly request the right of
being heard in Respect to our greivances, or wishes, and as
our proceedings in this Assembly may possibly have some influ-
ence, with other Assemblies in America, We humbly hope it will
not seem presuming if we enter on the Subject.

We humbly conceive it will be necessary to the peace
and happiness of the British Empire, that the Tax to be raised
in the Colonies, and which shall be at the disposal of the
British Parliament, and the proportion of each Colony towards
the Imperial Expence should be of such a nature, as it may
never after be necessary to alter it.

We are also humbly of Opinion, that this Tax, should be
of such a nature, as should not depreciate. But should increase,
in the same Ratio with the affluence of the Inhabitants of this
province.

~~11/1/20~~
We are also humbly of Opinion, that the Tax should be of such a nature, as not to be liable to be affected by the increase or diminution of the Metals of Gold and Silver in the World.

From these considerations we humbly offer it as our Opinion that the fittest tax for this purpose, would be a duty of so much per Cent upon all Commodities imported into this Province, not being the produce of the British Dominions in Europe and America, (except the Article of Bay Salt) this Tax will include almost all the Luxuries made use of, and will increase, in an equal Ratio with the affluence of the Inhabitants, and if the Rate of the several Articles are fixed every Ten years for the future and Subsequent Ten years, it will not be liable to depreciate in Value by the increase of the Metals of Gold and Silver.

~~11/1/20~~
We therefore humbly pray, that the Supreme Legislature of the British Empire, will please to accept of a Tax,

as above pointed out, and so conscious are we of your Justice and Humanity that we request to know what proportion would be pleasing or agreeable to you, reminding you to consider that this province having no Manufactories or Lucrative Commerce, must ever have a scarcity of Specie.

We also humbly pray, that when the Exigencies of the State may require any further supplies from this province, that then such Requisitions may be made in the usual manner, formerly practiced, whereby we may have an Opportunity of shewing our Duty and attachment to our Sovereign, and our sense of the Cause for which the Requisition is made, by which means, and that only, our Gracious Sovereign can be acquainted with the true sense of the people, in these his distant Dominions.

We also humbly pray that you will permit us, and instruct your Governor to assent to an Act to disqualify and deprive every Member of the Community from the rights and

~~privileges.~~

privileges of any illicit Trade or fraudulent dealing together with their Aiders, Abettors, or Concealers in this or any other Branch of the Revenue.

Yes.

This will render unnecessary a Multitude of Officers employed to detect illicit Trade and prevent that disgust and evil Spirit which has been created by their Insolence, and will prevent that corruption of manners and that contempt of the crime of perjury which is now become so open and flagrant. We humbly request that you will appoint good and sufficient Salarys, to the officers of the Customs and absolutely forbid them to take any Fee, in any case whatsoever as we have found that the detail of Revenue duty, in all its Departments, have been clogged with unnecessary forms and trifling Regulations, to increase the fees and perquisites of the Officers, And are also humbly of Opinion that if those Officers were under the controul of the governor, the Council.

and

and Judges of the Supreme Court of this province - it would be more for the advantage of His Majesty's Service and the good of the Revenue. We also humbly request that if the mode of Taxation be pleasing to you that you will permit and order the Legislative Council and the Judges of the Supreme Court, for the time being, to determine and affix the Rate of the Taxed Articles, every Ten years for every subsequent Ten years.

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May the Spirit of Concord, Justice, and publick Virtue, direct the Councils of the British Senate and may the Father of Mercies preserve constitutional Freedom, to the British Race, in every part of the Globe.

W. Nesbitt Speaker.

Halifax June 24th 1775.

[Endorsed:]

In M.^r Nesbitt's of 4th July 1775.

Gov. Urges Legislature to Establish a Permanent Taxation System but Warns He will Veto Bills Taxing Cleared and Uncleared Lands Indiscriminately

~~W. Scotia, D. 11, 1775.~~

~~no. 110-112.~~

Thursday, July 6th. 1775.

A Message from his Excellency the Governor by M.^r
Secretary of the Province.

"Gentlemen of the Council and House of Assembly.

~~Message from
the Governor~~

"The Address of the House of Assembly, and the
"Replication of the Council thereupon, concerning the Taxation
"of un-improved Lands. I have transmitted to his Majesty's
"Secretary of State for the Colonies, and they have been laid
"before the Board of Trade, and it is their opinion, that the
"Ability of the Subject ought to be the Measure of Taxation,
"and as they think the Proposition of the Assembly is unequal;
"I am directed by his Majesty, not to give my Assent to any
"Bill for taxing indiscriminately Lands, which have been
"cleared, and those upon which no Improvement or Settlement
"has been made.

"I cannot but recommend at this Time to both Houses, the
"increasing your Funds upon some permanent System of Taxation,
"that public Credit may be duly supported, for could the
"Interest of your outstanding Notes be punctually paid when due,
"there is Reason to hope they would obtain a Currency, and be
"sufficient to answer the Ends of a Medium for the Conveniency
"of Trade."

House Complains That the Council Rejects Its Tax Bills and That the Scarcity of Specie Would Prevent Collection of Taxes

~~Nova Scotia, D. 11, 1775.~~

~~pp. 183-188.~~

~~1775
18 July~~

Tuesday, July 18th 1775.

~~Report of
the Com-
mittee on a
Conference
with a Com-
mittee of
Council.~~

The Committee of this House appointed to examine the Reports of the Auditors on the public Accounts, reported from the Conference held with a Committee of his Majesty's Council that they had laid before the said Committee the several Papers which they had examined, and their Proceedings relative to the same.

~~Address to
the Governor~~

The Address of this House prepared yesterday was again read.
Ordered, That it be presented to his Excellency the Governor.

~~Ordered to
be present-
ed.~~

And the same is as follows:

May it please your Excellency,

In the beginning of this Session, Your Excellency was pleased to recommend to Us to make Provision for the Support

~~p. 184.~~

of Government, and the Discharge of the provincial Debt: This
House Most sincerely concurred with your Excellency in the
Necessity and Justice of the Measure, and deliberated on every
practicable Scheme of Taxation, that occurred to Us.

For this Purpose we made Estimates of all the apparent
Property in the several Townships in this Province, and ascer-
tained the Value of such Property at the Rate which it might
or would produce in any other Province of America, from this
Calculation we Judged, that a Tax might be levied which would
produce the sum of £4000 into the Treasury: The necessity of
Taxation and the Ratio of the Property to be taxed being
determined, we took into consideration the possibility of
Collecting a Tax in a Country where the whole circulating
Medium doth not Amount to £1200. and of which Sum there is
never so much as £200. Circulating in the Country, or among
the Farmers, who are principally to pay this Tax; to obviate

~~this~~

this Difficulty this House passed a Bill for establishing a Paper Currency and Loan Office, on the Most unexceptionable Principles, Similar to those which have been lately passed in New York and Pennsylvania, and which have met with the Royal Allowance. This Bill was sent up to his Majesty's Council, and this House by Message desired, that a Clause might be therein inserted, Suspending its Effect until his Majesty's Pleasure should be Known, but, his Majesty's Council have returned this Bill not Agreed to.

It has been intimated to several Members of this House, that a Proportion of Property taken in Kind, might be a useful expedient on this occasion, to raise Money for the support of Government; but when we consider the variety of Articles of which the Property of the Individuals of the Country is Composed, and how difficult it would be to exchange most of them for more Vendable Articles, the amazing Loss and Expence of Collection,

~~mist~~

must make it necessary to raise £3000 from the Subject, to realize £1000 into the Treasury.

To attempt to raise a Revenue when no Medium of Exchange exists, would certainly have a very ill Effect, the Prosecutions occasioned by the inability of the People to pay the Tax would be ruinous to them, and tend to depopulate the Province, were your Excellency fully acquainted with the Circumstances of the Inhabitants of this Country, you would readily Concur with us in opinion, that no Tax can be raised until such a Medium is established.

This House doth further beg Leave to acquaint your Excellency, that we passed an Act for regulating Elections, and declaring the Qualification of Members of Assembly; a Bill of this nature was absolutely necessary to guard the Constitutional Rights of the People, particularly in this Province, where certain Officers of Government have openly and avowedly

~~insulted~~

insulted the Privileges of the People in Elections; this Bill was also returned not agreed to, although a Clause of the same Kind was proposed to be added thereto.

This House did also pass one other Act for taking, examining and stating the public Accounts of the Province, and to appoint a limited Time for bringing in the Demands against Government; the Constitutional Equity and necessity of a Bill of this Nature must be apparent to every unprejudiced mind: This Bill was also rejected.

The General-Assembly has now sat six weeks, we are sorry to say that our Endeavours for the public Welfare have hitherto failed of Success: We had framed a Bill for raising a Revenue, but for the Reasons herein given we could not think ourselves Warranted to send it to his Majesty's Council.

We humbly Request your Excellency will be pleased to transmit the aforementioned Bills to our gracious Sovereign,

who

who having at Heart to relieve and assist his dutiful Subjects
in this and every Part of his Dominions, will we Trust permit
the Legislature of this Province to pass those Bills into Laws.

The approaching Harvest requires our Attendance in the
Country, and we pray your Excellency will not call us together
again until next June, when we may Hope an Answer to the
Petition which we have humbly transmitted to our Gracious King.

Militia Tax Bill Given First Reading~~North Carolina, D. 11, 1775.~~~~No. 286-338.~~Tuesday, October 31st. 1775.~~Bill in addition to the several Acts for regulating the Militia, &c reported with Amendments.~~

The Committee appointed the 26th Instant, presented to the House, 'A Bill for raising a Tax on the Inhabitants of this Province, for defraying the Expence of Maintaining and supporting the Militia of the said Province, and for the Defence of the same.'

And the said Bill was read.

Resolved, That the House do now in a Committee of the whole House proceed to the consideration of the said Bill.

M^r. Speaker left the Chair.

M^r. Denson took the Chair of the Committee.

M^r. Speaker resumed the Chair.

M^r. Denson reported from the Committee, that they had gone thro' the Bill, and made some Amendments thereto, which they had directed him to Report when the House will please to receive the same.

Ordered, That the Report be received To-Morrow Morning.

House States that the Province Cannot Afford any more Support for the Militia Than the Militia Tax Act Provides for

~~At~~ ~~Wootia, D. N.~~ ~~1775.~~

~~1775-1779.~~

Saturday November 11th. 1775.

Ordered, That M.^r Monk, M.^r Perkins, and M.^r Schwartz do wait on his Excellency the Governor to present the Address of this House on the Subject of the Militia Bill and Tax Bill, as agreed to the 9th. Instant and the said Address is as follows:

May it please Your Excellency,

We his Majesty's loyal and dutiful Subjects the Representatives of the People of this Province, having taken into consideration Your Excellency's Speech, the several Papers laid before us, by Your Excellency's Orders, and the dangerous Situation of this Province, have passed a Bill for the making such Amendments to the Laws for regulating the Militia as have been thought necessary to enable Your Excellency to embody the same in Time of necessity and Danger.

~~Address to the Governor on the Militia Bill and Tax Bill.~~

~~1775~~

110

We have also passed a Bill granting to his Majesty
a Rate or Tax upon the Inhabitants, towards the Support of such
part of the Militia as your Excellency and his Majesty's Council
may Judge requisite to be embodied, for the Defence of the
Province.

And do assure your Excellency, that the said Tax is
the utmost Effort we are able to make, under its present
Situation and Circumstances.

Upon this Momenteous Occasion, we must intreat Your
Excellency as the Representative of our parental and benign
Sovereign, to feel for the Poverty of this Province, and the
Inability of its Inhabitants to provide more effectual Supplies,
and that Your Excellency will use every adequate Means to
obtain whatever Deficiency there may be in the present Tax,
and humbly supplicate our Most Gracious Sovereign to grant
such Sums as may be necessary for the immediate Defence and
Protection,

Protection, as well of his loyal Subjects, as of this his Majesty's now important Province of Nova Scotia.

And we beg Leave to assure Your Excellency that we shall at all Times be ready to make such grants and Levies to his Majesty, as our Constituents can bear for supporting the good Government established in this Province.

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N. 269.
Bill for
the Valua-
tion of
all real
and per-
sonal
Estate
within
this
Province.

The Bill for the Valuation of all real and personal Estate within this Province.

Was read a 3^d Time, and an Amendment being proposed thereto, the same was agreed to and inserted in the Bill.

Resolved, That the said Bill do pass, and that it be sent to his Majesty's Council for Concurrence.

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~~Nova Scotia, A. 94. 1775.~~

~~pp. 328-337.~~

~~Hartmouth
Papers
Nova Scotia
1775.~~

To His Excellency Francis Legge Esq^r. Captain
General and Governor in Chief in and over his
Majesty's Province of Nova Scotia.

The Address, Remonstrance, and Petition of the
Inhabitants of the County of Cumberland.

May it please your Excellency.

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~~D. 331.~~

The Impossibility of supporting Troops, in our present
Exigencies must be obvious to every judicious and impartial
Eye, that beholds us. No medium of Trade, not One hundred and
Fifty Pounds Cash, circulating amongst us, and that at the
Command of a few Persons, No way to pay our Debts, but in the
way of Barter, no Commerce carried on with other Parts, must
consequently render it, most calamitous and wretched, nay, it

~~Amended~~
is a matter not to be doubted that the Inhabitants cannot do it. This Matter, Sir, we have duly weighed, not chimerically, or slightly, but with Candor and Deliberation, and that separately with our Families, and jointly with one another, Moved by every feeling of Anguish for our distress'd Families, actuated by every Principle of Humanity for the Province in general considering the approaching Troubles and inevitable Ruin of this unhappy! this wretched! Country, which must certainly ensue on the operation of these Bills. Being deeply concern'd, that we are oblig'd to oppose a Law, made by our own Legislature, still, from the Motives and Reasons before mention'd, we cannot acquiesce! we cannot comply with it. We have therefore at this Time under these alarming Circumstances, presum'd to lay these our Grievances, before your Excellency it being in our humble Opinion the most suitable Method, to remove our Difficulties and approaching Troubles.

~~Amended~~

Relying and depending that you will be fully sensible of this
our Situation and grant a satisfactory Answer to our Request.

~~p. 233.~~
We do therefore ardently and humbly request and pray,
that you will be pleas'd to suspend the putting the said
Militia and Tax Bill into Execution, till a further Deliberation
on this Matter. And that you will please immediately dissolve
the present House of Assembly and issue Precepts for a new
Choice to meet as soon as possible it being in our opinion most
conducive to His Majesty's Service and the Welfare of this
Province.

Edward Hampson

Spiller Fillmore

John Gillmore

William Southworth.

William Browne

William Bryan

Ja.^s Braunch

Jesse Bent

Eliphelet Reed

Josiah Throop [or Kroop]

Cumberland

Joseph Chaylor

Sackville Dec. ^r 23. ^d 1775.

[Endorsed:]

Memorial County of Cumberland
1775.

Rich. Jones^d
W. Wells^m
James Brown
Timoth Copp
Eben. Gardner^r
Charles Oulton
John Marsh
George Dobson
Timothy Canty
Mark Dalton
Young Sherman
Daniel Gooder
David Dobson
William Jones
Tebulon Roe
William Beairsto

Thomas Bunting
John Day
Anthony Burk
Tho.^s Kastell
John Campbell
Henry M.^c Donnell
Daneil Megregor

and others

.

Township of Truro Requests Exemption From Militia Tax

~~Nova Scotia, A. 95, 1776.~~

~~pp. 34-39.~~

~~Hartmouth~~

~~Papers~~

~~N.S.~~

~~1776~~

~~Jan. 31~~

To His Excellency Frances Legge Esquire
Captain General, Governour and Commander in
chief in and over his Majesty's Province of
Nova Scotia & &c
And to the Honourable his Majesty's Council of
said Province

The Humble Representation and Petition of the
Inhabitants of the Township of Truro -

May it please your Excellency

We his Majesty's Dutifull and Loyal subjects being
under the Greatest concern, on account of the present alarming
situation of publick affairs in this province, with respect
to the unhappy dispute betwixt Brittain and her American
Colonies -

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14/1/75.
And as two Acts were passed at the last sitting of the General Assembly, one for raising and Embodying the Militia; and the other for raising a Tax for the Defraying the expence of the same.

We apprehend that should the abovementioned Acts be Immediately put in force it would almost Totaly ruin this Settlement, as well as those in this Neighbourhood; as well for the foregoing as following reasons, Namely, that as a great Number of the families are new beginners in the world; settled on, and bringing too new farms in the woods, and very seldom more than one man to a family, who with all their prudence and Industry are but barely able to provide a very scanty support for themselves and families; and there being an almost total want of a Circulating medium, it would be utterly Impossible for a number of us to raise money if it were to save our lives.

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14/1/75. 36.

We therefore humbly beg that your Excellency in Council, would be pleased to take our case with that of the other Settlements in this District into Consideration, and in your Goodness be pleased to order, that we may not be called upon to march into any other parts of the province to Defend the families and properties, of others, while our own are eminently exposed, but that we may be allowed to continue at home and carry on our Labours in such a manner, as by the Blessing of God we may provide a competency for the Support of our families, or Defend them if Invaded.

We earnestly and humbly Intreat your Excellency and council would be pleased to take our case with all its Circumstances into Consideration, that you would see the reasonableness of this our Representation, and in your Wisdom and goodness order for us according to these our Desires -

And your Petitioners as in Duty bound shall ever humbly

pray

pray &c &c

Signed at Truro Jan.^y 3.^d 1776.

[List of Names follows]

Opinion that the Militia Tax Act is Unpopular and Would be Difficult to EnforceNova Scotia, A. 95, 1776.

pp. 109-111.

Enclosed in letter of 15th Feb^y 1776.~~Col: Cor:~~

Legge to Dartmouth -

~~N.S.~~

Sackville

~~Vol: 10.~~14th of January 1776.~~p. 156.~~

Dear Sir,

Necessity obliges me to give you a Line for advice, The Late Act for the drafting, and Tax for Supporting the Militia has made an universal uprore, A Memorial is come to Halifax, and my name at it, for my Situation is such, am in a great measure oblig'd to become all things for Quietness sake, shall just give you the present State of Sackville, it now consists of 51 Families, 3 of which have two men in one Family and no more; I may venture to say not £20 in the whole Township at present, perhaps £250 in the hands of M^r. John Day, and that the property of 2 persons. How the drafting of 10 men, and the Collecting of the Assessment in Specie is practicable in such

Am

a Situation, I am not wise enough to know, as to my part I would Support Government with $\frac{9}{10}$ of what I have, but can by no means Sacrifice a Wife and 6 Children by leaving them in the hands of Men, who would take every advantage to distress them, besides I make free to tell you; I have obtain'd a thorough knowledge of the N.E. people here, they will ~~sell~~ the Troops anything they have, necessity obliges them to it. But was they put in Arms they would immediately convince Government upon the first occasion, what side they would take, I cannot help thinking the Act is badly calculated for this Quarter, for I believe it not possible for the Civil power to enforce it, I am sorry I am appointed an Assessor along with Robert Forster, and Samuel Rogers, Robert Forster will decline & I would not trust Samuel Rogers with 3 Coppers, I fully expect unless a Military force is sent here the (Obrians Gan) will be sent for, and the Country will be in Rebellion, such a plan has been
already

~~p. 110.~~

already adopted, till the persons who were most active, were Oblig'd, to publickly discouraged it till all Lawfull means was tried to dissuade the Governor and Council to Suspend the present Act.

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In Hast Yours to Serve

[Signed] Cha.^s Dixon.

N.B. I was inform'd his Excellency by the Investigation of some designing person, had taken a prejudice against me, or shou'd have wrote to him, the Substance of the above.

The Honble

John Butler Esq.^r

[Endorsed:] Jan.^y 1776.

Letter from Cumberland.

In Governor Legge's of 15th Febr'y. 1776.
(N.^o 60.)

ATTEMPTED FINANCIAL LEGISLATION 1775

Nova Scotia, D. 11, 1775.

. 285-292.

Friday, November 17th 1775.

p. 289
Message from
the Council
on the
Valuation
Bill.

His Majesty's Council by Message acquainted the House, that they propose as an Amendment to the Bill for the Valuation of all real and personal Estates within the Province.

p. 290

That the rateable Articles should be specified in the said Bill.

Resolution
thereon.

Resolv'd, and Order'd, That a Message be sent to His Majesty's Council to acquaint them that this House doth adhere to the Bill as sent up.

Message
from the
Council
relating
to the
Petition
to his
Majesty
concerning
the Roads.

His Majesty's Council then return'd the said Bill, not agreed to, and in answer to the Proposal of this House for their Joining in the Petition to His Majesty, for an Assistance towards the making Roads in this Province, acquainted the House, that they are of Opinion that such a Petition is very improper at this Time.

Ordered, That the further Consideration of said
Petition be deferred.

FN 1 →

At a Council in General Assembly Met on
Monday 10th July 1775.

Present.

| | | |
|------------------------------|---|--------------|
| The Honorable Charles Morris |) | |
| |) | |
| Richard Bulkeley |) | |
| |) | |
| Arthur Goold |) | |
| |) | Counsellors. |
| John Butler |) | |
| |) | |
| James Burrow |) | |
| |) | |
| John Creighton |) | |

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The Bill Entitled an Act for taking, examining & State-
ing the public Accounts of this Province was read the first time.

FN 2 →

ACT FOR BETTER SECURING DEBTS DUE TO THE GOVERNMENT 1775

~~At the General Assembly of the Province of Nova Scotia begun and holden at Halifax on Wednesday the Sixth day of June 1770 in the Tenth Year of His Majesty's Reign, and there continued by several prorogations unto Monday the Twelfth day of June 1775, in the Fifteenth Year of His Majesty's Reign.~~

~~Handwritten signature~~

AN ACT

for the better Securing the payment of certain Debts Due to the Government of this Province -

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WHEREAS the Accounts of the several Officers of Government and other persons appointed to transact business in behalf of the Province, have been laid before the General

~~Assembly~~

th
9 - July 1775.
then passed in the
use of Assembly,
9th July 1775,
then passed in Council.

True Copy
Bulkeley.

reamble.

Assembly for their inspection and allowance, and that upon a due and strict examination of the said Accounts it appears that there are several Sums of Money due to Government by sundry persons who cannot without much inconvenience and distress, pay the same immediately. And that by allowing them a reasonable time for payment thereof, those debts may be the better Secured and more effectually recovered.

W. Watson
Be it enacted, by the Governor Council and Assembly, that the Sums herein after mentioned to be due by each respective person or persons herein Named shall be deemed the Just ballance due by them to Government, that is to say, By John Newton Esq^r to the 30th June 1774, the Sum of Seventy

Pounds three Shillings and Eight pence half penny.

By the Executor to the last Will and Testament of the late Archibald Hinshelwood Esquire, deceased, the Sum of Seventy Pounds three Shillings and Eight pence half penny.

tot

By Richard Uplam Esquire, the Sum of Twenty three pounds Six
Shillings and Eleven pence.

By Benoni Danks Esquire the Sum of Eighty Seven pounds and
Six pence half penny.

By Charles Dickson Esquire, the Sum of Nine pounds.

By William Nesbitt Esquire the Sum of One hundred and two
pounds Nineteen Shillings and Six pence.

And be it also enacted that each and every of the
persons aforesaid, who shall be desirous of taking the benefit
of this Act, shall, on or before the Twenty Ninth day of
September next give good and Sufficient Security to the
Treasurer of the Province to pay in Twelve Months the Sum so
due by him, with Lawful Interest thereon, which Securities
being so given and being afterwards discharged by the payment
of the Sums therein conditioned, shall be a full and Suffi-
cient acquittance to the persons therein Named for all

debts dues and demands of Government against them prior to the publication of this Act. And in case any Action or Suit at Law or equity, shall or may have been commenced against any of the herein Named persons they may plead this Act in bar of any such Suit or Action.

I Assent to this Bill provided that no part thereof shall have effect until His Majesty's pleasure thereon shall be known.

20th July 1775.

[Signed;]

Fran^s. Legge.

THE SCARCITY AND HIGH PRICES OF PROVISIONS
a. Ship to be Impressed to Carry Wheat and Flour to Halifax

~~South Carolina, R. 16 1775~~
~~Ms. 132-134~~

At a Council holden at Halifax on the 2^d
of August 1775.

Present.

- His Excellency The Governor
- The Honorable Charles Morris)
- Henry Newton)
- Arthur Goold) Counsellors.
- John Butler)
- James Burrow)

The Governor laid before the Council for their Consideration, a Memorial from Several Merchants, & others of Halifax, Setting forth, that the Inhabitants of Halifax & several of the Settlements on the Coast had hitherto depended on Supplies from the Continent of America, of which they have been depriv'd by the defection of the Southern Colonies, & that at present

~~Nov~~

they find on Examination, there is not a sufficiency of Flour for three weeks in the Town, for the Inhabitants, & proposing sending to Quebec. That the Snow Elizabeth now in this Harbour, is a fitt Vessel for that purpose but, that the Master thereof is under engagement by Charter Party to proceed immediately to Newfoundland.

Therefore on account of the present pressing necessity, Praying that the said Snow may be Impress'd for the purpose of sending her to Quebec for a Cargo of Wheat & Flour.

And M.^r John Day one of the Memorialists appearing in behalf of himself & the rest, & having been heard thereon.

Engag'd, on condition that Government woud Impress the said Vessel, that then he wou'd give security for all damages which might arise for breach of the Charter party, in respect of the Vessels present Voyage to Quebec.

The Council thereon Resolv'd that the Snow Elizabeth

~~John~~

shall be Impress'd, to be sent to Quebec for a Cargo of Wheat
& Flour, to be imported into Halifax, M^r. Day giving Security,
that the said Vessel shall import her Cargo directly to
Halifax, there to be dispos'd off at a reasonable rate to the
Inhabitants.

And the Council requested of the Governor that he would
please by letter to Entreat Governor Carleton's Good Offices if
necessary to Countenance the Master of the Snow in obtaining
the Cargo.

Resolv'd that the Secretary of the Province notify the
Order of Impress to the Master of said Vessel.

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Laws Against Forestalling and Reagrating to be Put into Immediate Effect

~~Nov. Scotia, B. 16. 1775.~~
pp. 164-166.

At a Council holden at Halifax on the 28th
August 1775.

Present.

- His Excellency The Governor
- The Honorable Jonathan Belcher)
- Charles Morris)
- Rich.^d Bulkeley)
- Henry Newton)
- Arthur Goold)
- John Butler)
- James Burrow)

Counsellors.

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The Council took under consideration the present high
price of Provisions, and the Means of preventing it, And it

pp. 165.

~~1775.~~

was Resolv'd that the following Proclamation be publish'd
Viz.^t

~~Justice.~~
Whereas Great Inconveniencies have arisen, & Great
distress may ensue to this Province by enhancing the price of
Provisions.

I have therefore thought fit with the advice of his
Majesty's Council to Publish this Proclamation hereby notifying
all Persons, that the Laws against forestalling & regrating
will be carried into immediate Execution; and all Magistrates
are requird to take heed thereto.

Given &.^c

[Sign'd] Francis Legge.

By His Excellency's Command.

[Sign'd] Rich.^d Bulkeley.

God Save the King.

Provisions Not to be Exported Without the Permission of the Governor

~~Nova Scotia, B. 16. 1775.~~

~~167~~

At a Council holden at Halifax on the 29th of August 1775.

Present.

- His Excellency The Governor
- The Honorable Jonathan Belcher)
- Charles Morris)
- Rich.^d Bulkeley)
- Henry Newton)
- Arthur Goold) Counsellors.
- John Butler)
- James Burrow)

The Governor & Council took under Consideration, the means of preventing the evil consequences of the late and present extraordinary Exportation of Fresh Provisions.

On which it was Resolv'd that the Officers of the Customs, and Naval Officers at each Port within this Province,

do see that no Provisions be Suffer'd to be taken, or laden on
board, any Vessels, to be exported, without permission first
obtain'd, from the Governor for that purpose.

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NOVA SCOTIAN TRADE WITH THE WEST INDIES
a. Trader Receives Drawback of Duty on Trade with the West Indies

~~577/11~~
Nov Scotia, D. 11, 1775.

~~pp. 157-162.~~

Friday, July 14th 1775.

~~1775~~
~~1st July~~
p. 159.

~~Memorial from~~
~~Lawrence~~
~~Kavenaugh~~
~~presented~~
~~read.~~

.
A Memorial from Joseph Butler, in Behalf of Lawrence Kavenagh, of Louisbourg, in the Isle Breton, was read, setting forth, That the Memorialist on the 8th of January last shipped a Cargo of Fish and Oil from the Harbour of Louisbourg for the West- Indies, on board his Schooner Margaret, being the produce of this Province, and part of the proceeds of his last Years Fishery.

~~p. 160.~~

That the Memorialist proceeded to the West Indies, and there sold his Cargo, and returned to the port of Halifax on the 18th of May last, and entered his Cargo of Melasses, and took the Oath prescribed by the 9th Section of the Act for encouraging the West - India Trade, and complied with

~~the~~

the Tenor and Spirit of the whole Act, before his Departure from Louisbourg, so far as it was possible to be done, as will appear by his Affidavit before Justice Phipps, notwithstanding which the officers of Impost and Excise detained the Memorialist for more than a Week, and would not allow him the Benefit of the Act, but demanded the Duties of 5^d per gallon.

W. N. N. N.
That the Memorialist having sold Part of his Cargo at Halifax, Suffered very considerably in Consequence of this unexpected Demand, the sale being thereby made Void. As also by the Detention of his Vessel, having a very large Quantity of English Goods and other necessaries on board for the Use of his Fishery; that as a Part of the Melasses which was sold could not be returned him, he was obliged to give Security for the Payment of the Impost thereon, amounting to the sum of 5 l. 10. 0 until the Sense of this Honorable House was Known therein.

The Memorialist therefore prays this House will please

to take his case into consideration and grant him such Relief as may appear Just.

And to the said Memorial was annexed the following Affidavit, in support thereof.

1762
This Day personally appeared before me William Phipps, Esq; one of his Majesty's Justices of the Peace for the County of Breton, in the Province of Nova-Scotia, M^r. James Kavenagh, who deposeseth in Manner following: That there is Laden on board the Schooner Margaret, now in the Port of Louisbourg (himself Master) fifty two Casks of dry Cod Fish, containing 361 Quintals, three Quarters and 14 lb. also 26 Barrels of Mackarell, and 13 1 $\frac{1}{2}$ Barrels of Train Oil, for the West Indies, the same being the Produce of this Province, it having been purchased and collected from, and at the different Fishings on the Island of Cape Breton in the Province aforesaid.

James Kavenagh.

Louisbourg

Louisbourg, 2.^d January, 1775)

Sworn to before me)

W.^m Phipps)

~~Resolution
thereon.~~

Resolved, That it is the Opinion of this House that the Duties on the Melasses Mentioned in the said Memorial ought not to have been demanded, and that the Security given for the Payment of the same be cancelled.

Ordered, That this Resolution be sent to his Majesty's Council for Concurrence.

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Address to the Governor Pleading that Trade with the West Indies Will be Ruined if
Impressment of Sailors Continues

~~1775~~
Nova Scotia, D. 11, 1775.

pp. 229-232.

1775
30 Oct
Monday, October 30th 1775.

Message from
the Council
relating to
Address to
be presented
to his Ex-
cellency the
Governor.

His Majesty's Council acquainted the House by Message, that they agree with the House in the Address to be presented to his Excellency the Governor, to request his Excellency will please to take Measures for preventing the Seamen belonging to the trading Vessels of this Province, &^c from being impressed on board his Majesty's Ships of War; and that they had appointed a Committee to Join a Committee of this House to present the said Address to his Excellency.

Ordered, That M^r Newton, and M^r Cochran do Join the Committee of his Majesty's Council, to present the said Address accordingly.

And the said Address is as follows:

May it please Your Excellency,

p. 230

Ewe

'We his Majesty's ever dutiful and loyal Subjects, the
'Members of the Council and Representatives of this Province,
'met in General Assembly, having the most grateful Sense of our
'Sovereign's paternal Regard for all his faithful People, and
'particularly in the distinguished Favors lately granted to the
'Inhabitants of this Province and such as Seek an Asylum therein
'from the other Colonies: Think it our Duty to lay before
'Your Excellency the Discouragement the trading Part of the
'People meet with in their Commerce with Great Britain, by
'having their Seamen and other Persons employed by them in that
'Business, impressed, and put on board Ships of War, which
'unless speedily prevented must utterly Ruin the small Trade of
'this Province, and deprive his Majesty's Subjects in the West-
'Indies of that Supply of Lumber and other necessary Articles
'which they would otherwise be furnished with from hence, and
'has a Tendency to prevent many well affected Persons from

coming

'coming into the Province from the other Colonies, which the
'Government at Home seem desirous to encourage; and though we
'are willing to contribute all in our Power at this Time for
'the Aid and Assistance of his Majesty's Forces in America,
'we cannot but feel for the distressed State of Numbers in the
'Town of Malifax, on account of the Scarcity of Fuel, and other
'necessary Supplies of which they will be deprived, in a great
'Measure from the dread the Persons are under of being im-
'pressed, who usually furnished the Town therewith.

10/23/24
'We therefore Request Your Excellency will please to
'represent to his Majesty's Ministers, the Distresses, if not
'total Ruin of the Trade of this Province, where but few
'Seamen are to be had, should the practice of impressing them
'for the Ships of War be Continued: That an Order may be pro-
'cured from the Lords of the Admiralty to put a stop thereto:
'In the mean Time we pray Your Excellency would use your

~~Influence~~

'Influence with the Admiral at Boston and the Commanders of
'such of his Majesty's Ships as are now in the Harbour of
'Halifax, or may resort hither, that the seamen belonging to
'Vessels owned in Nova Scotia may not be impressed.'

ATTEMPTED LEGISLATION TO ALLOW FOR THE ISSUE OF £20,000 IN BILLS OF CREDIT (TREASURY NOTES)

Nova Scotia, D. 11, 1775. a. Third Reading and Passage of the Bill; Commissioners Nominated

p. 104-106.

Wednesday July 5th 1775.

*1775
5 July*

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p. 105.
Bill for
emitting
Bills of
Credit.
p. 106.

read a 3^d
Time.

The Bill for emitting the Sum of £20,000. on Loan in Bills of Credit and for appropriating the Interest arising thereon to the Support of the Credit of the said Bills,

Was read a 3^d Time, and Several Blanks therein were filled up, And A List of the several Persons proposed by this House to be nominated as Trustees, Commissioners and Signers of the Bills, for Carrying the said Act into Execution, was drawn up.

Resolved, That the said Bill do pass, and that it be sent to his Majesty's Council, together with the said List for their Concurrence.

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The Governor Discusses the Paper Money Bill and Its Defeat

~~No. Scotia, A. 94. 1775.~~

~~pp. 92-101.~~

N^o. 44.

~~Col: Cor:
N. S.
Vol: 9.
p. 422.
1775.
July 31.~~

Halifax July 31st -
1775.

My Lord,

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~~p. 98.~~

The other which appear'd to be a favorite Bill of the Assembly, was for emitting the Sum of twenty thousand pounds on Loan, and establishing a Loan Office.

~~p. 99.~~

The Scarcity of a Medium to carry on the Trade and business of the Colony is alledged to be the principal motive; They have already emitted above twenty thousand pounds in Treasurers notes, which are unpaid, and though upon Interest could never Substitute a Medium, but are Sunk above Forty per Cent below its Nominal Value, and such another emission of so large a sum, without Interest, upon so Slender a Security,

48

as Mortgaging Lands, which here have no certain Value, and will never be of use in Trade, must tend to a greater depreciation, and greatly Injure the Creditor. The Council therefore did not agree to it. And I am of opinion that no Paper Currency can keep up its Value, but what is founded on Taxation to be redeem'd in Short periods, as is now practis'd in the other Colonies; if such a Fund could be establish'd, and the Army, and Navy yard here, were to pass it for their Bills for Remittances for the Traders, and Shop Keepers here, it would obtain a Currency, and keep up its Value, and might be so far usefull as to prevent in future, the Risque of sending Money to this place, by answering the purpose of a Medium.

I have the Honor to be with the greatest Respect.

Your Lordships

Most obedient and

Most humble Servant

Fran.^s Legge.

The Right Honorable

The Earl of Dartmouth.

[Endorsed:]

Halifax Nova Scotia
31st . July 1775.

Governor Legge.

(N.^o 44.)

R 13th . Oct.^o

(3 Inclosures.)

THE SCARCITY OF SPECIE AND THE DISCOUNTED STATE OF BILLS OF EXCHANGE
a. Specie Scarce and Bills Discounted; Gov. Suggests Govt. Officers be Paid in Specie

~~pp. 263-267.~~
Nova Scotia, A. 94, 1775.

pp. 263-267.

N^o. 52.

~~Col: Cor:
N.S.
Vol: 10.
p. 35.
1775.
Nov. 27.~~

Halifax Nov. 27^r - 1775th.

My Lord

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The great Scarcity of Specie, has sunk the Value of Sterling Bills above Ten P Cent: which adds to the necessity of purchasing the Provision in England, and where contractors may be found to transact this business, at a much Cheaper lay, and such Contract can with more certainty be depended on, as the Merchants here have neither Stock nor Shopping for such an undertaking.

I beg leave further to observe to your Lordship, that this Scarcity of Specie might in some measure be remedied, if the grant for the Several Officers of Government was sent out in Money, and paid to them here, as the Merchants take the

Advantage

~~pp. 266~~

Advantage of that Scarcity to reduce the price of their
Sterling Bills twenty per Cent below their Value, to their
very great distress.

I have the Honour to be with the greatest Respect.

My Lord

Your Lordship's

Most Obedient and

Most humble

Servant

Fran.^s Legge.

The Right Honorable

The Earl of Dartmouth.

[Endorsed:]

Halifax 27th - Nov^r. 1775.

Governor Legge.

(N^o. 52.)

R. 5th. Feby. 1776.

Scarcity of Specie and Provisions

~~Nova Scotia, A. 94. 1775.~~

~~pp. 306-313.~~

N^o. 55.

~~Col: Cor:~~

~~N.S.~~

~~Vol: 10.~~

~~p. 55.~~

~~1775.~~

~~Dec. 22.~~

Halifax Decemb^r. 22^d.

1775.

My Lord

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~~p. 309.~~

I beg leave to repeat to your Lordship, the great difficulty, every department of Government labours under, upon Account of the great Scarcity of Money at present, both in Boston and here, so that Money has not been procur'd, but under the disadvantageous loss to Government of Ten and sometimes Fifteen P Cent Discount; to remedy this I wou'd humbly propose to your Lordship, That for the pay of this Regiment, Money might be sent from home, by some man of War for its Security: as it is probable the Rebels will have Cruisers early in the Spring on these Coasts, and I am also oblig'd to Repeat the Scarcity of Provisions and the impossibility of purchasing any Quantity

1775

~~Dr. 3109~~
for that purpose, and the necessity there will be of sending
the Supplies from home, for if it cou'd have been got here, I
shou'd long ere this have Embodied a detachment of the Militia
of this Province, of at least Five hundred Men, but the
impossibility of procuring Provision defeated the design.

.

~~W. 3110~~
I have the Honor to be with the greatest R^{es}pect.

My Lord

Your Lordships

Most Obedient and

Most humble Servant

Fran.^s Legge.

The Right Honorable

The Earl of Dartmouth.

[Endorsed:]

Halifax 22.^d Dec.^r 1775.

Governor Legge.

R. 5th. Feby 1776 (N^o 55.)

(1 Inclosure.)

~~Halifax December 26th 1775~~
 Gov. Requests £10,000 in Specie; Bills at 11% Discount

Halifax December 26th 1775.

My Lord.

~~My Lord.~~ As these Articles cannot be procur'd in this place, I have admitted Bills to the Amount of three thousand pounds payable by the Treasury to Mess^{rs} Meyrick and Sons, directing them to purchase such necessarys and other Articles to the above Amount, and to send them to me by the first Safe opportunity.

That his Majesty's Service in this Province may not be impeded for the want of the necessary Supply of Money to pay the Officers and Soldiers of his Loyal Regiment of Nova Scotia Volunteers? impossible to be here obtain'd. It is my Duty to request, that your Lordship will be pleas'd to give directions, that Ten thousand pounds may be sent to me as soon as possible. Bills My Lord are now at eleven per

~~Cent~~

~~11344~~
Cent below Par, and exceeding difficult to procure two or
three hundred pounds at that exorbitant discount.

~~11344~~
Fran^s Legge.

The Right Honorable

The Earl of Dartmouth.