

...carry the convention with General Gilly. He stated that he should lose his head if he disobeyed new orders he had received from Bonaparte, yet was unwilling to have his name among the list of persons disaffected to the royal cause. After the evidence had been read, the son of the accused, in the uniform of a Colonel of Chasseurs, decorated with the Croix de St. Louis, also that of the Legion of Honour, requested permission to speak in his father's behalf.

"Gentlemen," said he, "I come to discharge the most sacred of duties. A son begs, in the absence of his father, that he may for a moment raise his voice under doleful circumstances. I do not wish to offer a legal defence—I confine myself to objections, founded on the law, acknowledged by the most able lawyers; which seem to leave no doubt respecting the incompetency of a Council of War to try a *First Inspector General*, to whom the Royal Ordinances have given all the rights and prerogatives attached to the title of *Grand Officer of State*, which my father bore. I shall not condescend to justify him against the false and injurious charges you have heard. Unfortunate and absent, how can he repel the shafts of hatred? But of all these calumnies none raises my indignation so much as to attempt to tarnish his character. They have dared to state, that he expected to obtain the rank of *Marshal* for services during the hundred days he remained in the South. It is notorious, and easy of proof, that my father did not quit Paris before the 1st of April—that he never drew a sword in what they have termed a campaign, and that his presence in the South had no other effect than that of preventing civil war and the distresses of France."

The young Colonel also retraced all the military services of his father up to the battle of Waterloo, and stated that he had received twenty-one wounds in defence of the Government of his country.

The Council retired to deliberate upon the objection to their competency, and at half-past four o'clock declared itself incompetent, under the existing laws, to try the accused.

New-Brunswick Legislature

Extracts from the Journals of the House of Assembly.

THURSDAY 6TH FEBRUARY, 1817.

Mr. P. Fraser presents a petition of William Peters complaining of an undue selection for Queen's County.

Ordered that the said petition be received and that the Petitioner furnish the Sheriff of Queen's with a copy of his petition, and another copy to the sitting Members of the County; and further ordered that the Petitioner be heard by his Counsel at the bar of this House, on Tuesday the eleventh day of February, instant.

On motion further ordered that Nathaniel Hubbard De Veber, Esq. and Mr. Oliver Akerly do then attend at the bar of this House to testify what they and each of them know as to matters depending on the said petition, of which order the said witnesses on being notified will take notice and govern themselves accordingly.

Mr. Pagan presents a petition of Christopher Scott, praying for relief, by exonerating him from the payment of the interest upon a Bond given by the Petitioner and James Douglas, for the payment of six hundred and twelve pounds for duties, due the Province by Peter Stubs, & Co. for reasons stated therein: Ordered that the petition be referred to the Committee of supply.

Mr. Wetmore presents a petition of sundry inhabitants on the south-east side of the Long Reach, in King's County, praying for aid in the alteration of the Road from Knitting's Bluff to Dunham's Mill Brook, and also for aid on the road from Bostwick's through to Kingston, and also a Petition of sundry inhabitants in and about Hampton wood praying for aid towards repairing the road to Sheppody between Tabors and John Sherwood's, and the bridge thereon. Ordered that the said Petitions be received, and lie on the Table.

The House in Committee—Mr. P. Fraser in the Chair, went into consideration of His Honor the PRESIDENT'S Speech. The Speaker resumed the Chair.

The Chairman, reported that the Committee had gone into consideration of His Honor the PRESIDENT'S Speech, and that it was the opinion of the Committee, that

committees should be appointed for the purpose of ascertaining what further sums are wanted for improving and repairing the Great Roads of Communication in this Province, and for ascertaining what sums are wanted for the Bye Roads and Bridges in the several Counties in the same—thereupon ordered, that Mr. Pagan, Mr. Smith, Mr. Millidge, Mr. Simonds, Mr. Yeamens, Mr. Allan, Mr. Wetmore and Mr. Miles, be a Committee for the purpose of ascertaining what further sums are wanted for improving and repairing the Great Roads of Communication in this Province: And also,

Ordered that Mr. P. Fraser, Mr. Campbell, Mr. Chapman, Mr. Humbert, Mr. Scovil, Mr. Brittain, Mr. Wilmot and Mr. Agnew, be a Committee for the purpose of ascertaining what sums are wanted for the Bye Roads and Bridges in the several Counties in this Province.

FRIDAY, 7TH FEBRUARY.

Mr. Campbell presents a Petition of John Dustin Woodberry, praying for aid to assist him in settling himself on that part of the Road between Saint Andrews and Saint John, lying between the two branches of the Little Pocologon River in the County of Charlotte. Also,

A Petition of James Hewson, praying for the like aid to assist him to form an establishment on that part of the Road between Saint Andrews and Saint John lying about six miles to the westward of the settlement at Musquash. Ordered that the Petitions be received and referred to the Committee of Great Roads.

Mr. Humbert presents a Petition of William Reynolds, praying that directions might be given to the Province Treasurer, to cancel the Bond given by him for the payment of transient duties for reasons therein stated. Ordered that the Petition be received and referred to the Committee of supply.

Mr. Humbert from the Committee appointed to inquire what Laws have expired or are near expiring reported, that

An Act made and passed in the forty-seventh year of His Majesty's Reign, entitled "An Act for raising a Revenue in this Province," and also an Act in amendment thereof, made and passed in the fiftieth year of His Majesty's Reign entitled, "An Act to continue and amend an Act, entitled 'An Act for raising a Revenue in this Province,'" and also another Act in amendment of the said Acts, made and passed in the fifty-second year of His Majesty's Reign, entitled "An Act to continue and amend the Act for raising a Revenue in this Province, and the Act in amendment thereof," and also an Act made and passed in the fifty-third year of His Majesty's Reign, entitled, "An Act for the further increase of the Revenue of this Province," and also an Act made and passed in the fifty-fourth year of His Majesty's Reign, entitled, "An Act to give full effect to, and to prevent the evasion of an Act entitled, 'An Act for the further increase of the Revenue of this Province,'" and also another Act made and passed in the same year, entitled, "An Act for laying additional duties on certain articles imported into this Province," will expire on the first day of April, which will be in the year of our Lord one thousand eight hundred and seventeen, by "An Act to continue and amend the several Acts now in force for raising a Revenue in this Province." Passed the 16th day of March, 1816.

Mr. Simonds moves for leave to bring in a Bill to increase the number of Representatives for the County of Northumberland in General Assembly.—Leave granted.

The House in Committee—Mr. P. Fraser in the chair, went into further consideration of His Honor the PRESIDENT'S Speech.

Mr. Brittain presents a Petition of the Wardens and Vestry of the Parish of Greenwich, and others praying aid to repair and complete the Church in the same Parish. Ordered, that the Petition be received, and referred to the Committee of Supply.

Ordered that the said Petitions be received, and lie on the Table.

ALL Persons having any demands against the Estate of DANIEL SMITH, senr. of Burton, deceased, are desired to present the same duly attested within six months from the date hereof—and all those indebted to said Estate are desired to make immediate payment to,
CLAPMAN SMITH,)
DANIEL SMITH,) Administrators.
ORLO SMITH,)
Burton, 26th June. 1816.

HALF Pay Certificates & Military Allowance; Bills of Exchange; Indentures, & Bail-Bonds, for Sale at this Office.

FREDERICTON, (N.B.)

11TH FEBRUARY, 1817.

ERRATA. In the Proclamation offering a reward of Fifty Pounds, &c. for "published this Proclamation," read "publish this Proclamation."

Friday, 7th February, 1817.

His Majesty's Council this day presented their Address to His Honor the President, in answer to the Speech, as follows:

To His Honor HARRIS WILLIAM HAILES, Esquire, President and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

The Address of His MAJESTY'S Council in General Assembly.

SIR,

Impressed with the importance of the Subjects recommended to our deliberation, by your Speech at the commencement of the present Session, we beg leave to assure you that, we will, with all possible dispatch, give our attention to a continuation, with such alterations and amendments as from experience may have been found necessary, of the system begun at the last Session, for improving the means of communication between the different parts of the Province; being satisfied, from the utility and convenience which have already been generally felt from the improvements recently made, that, the measure should be persevered in with all the means and energy in our power.

At a time like the present, when the Farmer is almost discouraged by the late unfavorable Season, with which it has pleased Divine Providence to visit this in common with so many other Countries, we observe with particular satisfaction the notice you have taken of the important object of Agriculture, the surest source of permanent benefit to every Country, and will not fail to give it our serious attention.

Having been, with you Sir, inhabitants of the Province since its first formation, we participate in feelings of solicitude for its welfare, and beg you to accept our thanks for your expressions of anxiety for its prosperity.

The gallantry and skill of our Navy at all times conspicuous, have, we rejoice to learn, added fresh Laurels to the British Crown, by the victory lately obtained by Lord EXMOUTH at Algiers, and we trust that, the whole Christian world, participating in the advantage, will, with us, be filled with profound gratitude for this glorious achievement.

To which His Honor was pleased to return the following answer:

Gentlemen of the Council,
I thank you for this Address, and I have the fullest confidence in the zeal and attention, so often manifested by His Majesty's Council to promote every measure connected with the honor and interests of the Province.

To His Honor HARRIS WILLIAM HAILES, Esquire, President, and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

The Humble Address of the House of Assembly.

May it please your Honor,
The House are sensible of the importance of calling together the General Assembly at this conjuncture, and of suggesting to their deliberations such subjects as the public interests seem now to require.

"They will readily provide for the ordinary exigencies of the public service, and pay every attention in their power to the Revenue of the Province, so as to continue, as far as may depend on them, the system of the last Session, for improving the means of communication throughout the Province, with such alterations and amendments as experience my dictate, and they are anxious to give the fullest effect to this measure, for the reasons assigned by your Honor.

The House feel it their duty to encourage the agriculture of the Province, and at this distressful moment, occasioned by the failure of the last crop, they will adopt every means in their power to alleviate the effect of it.

The House will pay every attention to the Treasurer's Accounts, and such other papers as by your Honor's direction may be laid before them, and they are highly gratified to learn that the Revenue has been sufficiently productive.

The delay of payment of the duties into the Treasury, so as to preclude the issuing of many of the sums appropriated at the last Session, might have been expected; and they trust, can only be a temporary inconvenience, for which they hope to be able to provide a proper remedy.

The long residence of your Honor in the Province, affords an opportunity to be acquainted with its inhabitants and wants, and here, the House have so full a reliance on the benevolence and wisdom of your Honor's administration, as to make it totally unnecessary for them to anticipate the shortness of its duration.

The concerns of the Mother Country must, always, be of the first importance to this Colony. The House therefore beg leave to reciprocate the congratulations of your Honor on the splendid victory achieved by Lord EXMOUTH over Algiers, by which, the power of the British nation has (it is to be hoped) annihilated the piratical warfare of this State, and thereby, emancipated the Christian world from its influence."

To which His Honor was pleased to make the following reply:—

Gentlemen of the Assembly,
I thank you for this Address and for the assurances of your ready attention to the objects which have been recommended to your deliberation."

To be Sold,

At Public Auction, on the first day of March next, at 12 o'Clock, at the House of Mr. WILLIAM PERLEY,

THAT valuable FARM owned by the Subscriber, and now occupied by Mr. GEORGE BENNISON.

Terms made known at the day of Sale.

RICHARD CARMAN.
St. John, 1st. Feb. 1817.

Public Notice

IS hereby given, that the firm of PETERS WILMOT, & Co, was dissolved by mutual consent, on the first day of November last.—ALL persons, therefore, who stand indebted to the said late Firm, are required to make immediate payment to the subscribers, as they are desirous of bringing their concerns to a speedy conclusion.

SAMUEL PETERS,
W. WILMOT,
STEPHEN GLAZIER,
Fredericton, 5th Feb. 1817.

By the Honorable JOHN SAUNDERS, Esq. one of the Justices of His Majesty's Supreme Court of Judicature, for the Province of New-Brunswick.
To all to whom it may concern:

NOTICE is hereby given, that upon the application of HENRY SMITH, Esq. to me duly made according to the form of the Act of the General Assembly in such case made, and provided, I have directed all the Estate, as well real as personal within this Province, of JACOB SMITH, late of Woodstock in the County of York, (which same JACOB SMITH, has either departed from this Province, or is concealed within the same,) to be seized and attached; and that unless the said JACOB SMITH, shall return and discharge his Debts within six months from the publication hereof, all the Estate, as well real as personal of the said JACOB SMITH within this Province, will be sold for the payment and satisfaction of the Creditors of the said JACOB SMITH.
Dated at Fredericton, the thirty-first day of January, in the year of our Lord one thousand eight hundred and seventeen.

JOHN SAUNDERS,
W. F. ODELL, Attorney.

THE SUBSCRIBER

REQUESTS all those indebted to him either by Bond, Note or Book debt, to call on him at Gagetown, (Queen's County,) and settle them without delay, as all accounts not adjusted within six months from the date hereof, will, at the expiration of that term, be put in the hands of an Attorney.

The Creditors of the Subscriber are also notified to meet him at Gagetown within the above term for a settlement.

WILLIAM WILLIAMS,
24th October, 1816.