

*New Brunswick*

# THE NEW-BRUNSWICK

# ROYAL GAZETTE.

[Volume V.]

TUESDAY, 13th JULY, 1819.

[Number 20.]

## The Gazette.

By His Excellency Major General GEORGE STRACEY SMYTH, Lieutenant Governor and Commander in Chief of the Province of New-Brunswick, &c. &c.

G. S. SMYTH.

### A Proclamation.

**W**HEREAS it appears to me by the statement of the Receiver-General of His Majesty's Casual Revenue in this Province, that no monies have come to his hands for Fines and Forfeitures incurred, and other dues belonging to His Majesty within the same:

I have therefore thought fit, by and with the advice of His Majesty's Council, to issue this Proclamation, hereby requiring all His Majesty's Officers in this Province, to whom the same doth belong, that they omit not at their peril, but do forthwith transmit to the said Receiver-General, all and every abstract or account of Fines, Forfeitures, and other dues belonging to His Majesty as they are by Law required to do, and which they or either of them may have heretofore neglected to do; and that they do from time to time hereafter as the same may be incurred or arise, regularly transmit abstracts or accounts thereof to the said Receiver-General. And further, that the said Officers do pay over to the said Receiver-General all monies which may now be in or hereafter may come to their Hands respectively for His Majesty's use.

And the law Officers of the Crown are hereby enjoined to prosecute according to Law all persons who shall disobey this Proclamation.

Given under my Hand and Seal, at Fredericton, the twenty-fifth day of June, in the year of our Lord one thousand eight hundred and nineteen, and the fifty-ninth year of His Majesty's Reign.

By His Excellency's Command,  
H. H. CARMICHAEL,  
Deputy-Secretary.

BY AUTHORITY.

SECRETARY'S OFFICE,  
26th April, 1819.

**W**HEREAS divers Persons have at different Periods, had allotments of Land, and have neglected to take out their GRANTS for the same, as required by the ROYAL INSTRUCTIONS notwithstanding repeated cautions given on this subject: Such Persons are again hereby notified that the LANDS which may have been so allotted to them, are, by the ROYAL INSTRUCTIONS, forfeited, and are open to any new application, although they may have been cultivated or transferred to other Persons.

SECRETARY'S OFFICE,  
24th May, 1819.

### CAUTION.

ALL Persons are cautioned against purchasing Allotments made to the MILITARY in this Province since the late War; as no Title can be given to such Lands until the original Military Settlers shall have resided on them for three years, and made a suitable cultivation.

AT a Special Session of the Peace holden at the County Court-House in Fredericton, in and for the County of York, on Thursday the 20th May, 1819, for the purpose of Regulating the Assize of Bread in the Town of Fredericton,

Ordered that from Thursday the 27th instant, the ASSIZE OF BREAD be as follows:—

THE Sixpenny Wheaten lb. oz.  
Loaf to weigh 3 : 0  
Ditto Rye do. 3 : 0  
And other Loaves in proportion.

By order of the Court,  
G. CLOPPER,  
Clerk of the Peace.

PROVINCE OF LOWER-CANADA.  
RICHMOND, LENNOX & AUBIGNY.  
GEORGE THE THIRD, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, and so forth.

To all to whom these Presents shall come, or may in any wise concern;—  
GREETING.

### A PROCLAMATION.

**W**HEREAS in and by an Act of the Provincial Parliament of Lower-Canada, passed in the last Session, in the present year of our Reign, intituled "An Act to secure the Inhabitants of the Inferior District of Gaspé, in the possession and enjoyment of their Lands," it is amongst other things enacted, that it shall and may be lawful to and for the Governor, Lieutenant Governor, or the person administering the Government of this Province for the time being, at any time during the space of three years from the passing of the said Act, to issue such and so many Commissions, under the Great Seal of the said Province, as he shall think proper, to nominate three or more persons to be Commissioners, one of whom shall be President of each of the said Commissions; which said Commissioners shall have power and authority to hear and determine all applications that shall or may be made to them, by persons holding or claiming to hold Lands as aforesaid, for Grants thereof under the Great Seal of the Province in the like manner as the same might be heard and determined by the Executive Council of the said Province.

And Whereas by letters patent, under the Great Seal of our said Province, bearing date at our Castle of Saint Lewis, in our City of Quebec, the twenty-seventh day of April, in the present year of our reign, we have nominated, constituted and appointed, JEAN THOMAS TASCHEREAU, MICHEL LOUIS JUCHEREAU DUCHESNAY, and GEORGE WATERS ALLSOPP, Esquires, to be Commissioners, to hear and determine all applications that shall or may be made to them, by persons holding or claiming to hold Lands as aforesaid, for Grants thereof, under the Great Seal of our said Province.

Now therefore know ye, that we do hereby notify and require all persons holding, or claiming to hold, Lands in the said Inferior District of Gaspé, to present their claims thereto before the said Commissioners, at Douglas Town, Percé, New Carlisle, Bonaventure, New Richmond, Carleton, and Ristigouche, from this date to the first September next, and at Quebec at any period within fifteen months next after the date of these presents, to the end that such claims may be heard and determined, and that Grants under the Great Seal of our said Province may be made.

In Testimony whereof, these our Letters we have caused to be made Patent, and the Great Seal of our said Province to be thereunto affixed.

Witness our Trusty and well beloved His Grace CHARLES, DUKE OF RICHMOND, Knight of the Most Noble Order of the Garter, Captain General and Governor in Chief of our said Province of Lower-Canada, &c. &c. &c. at our Castle of Saint Lewis, in our City of Quebec, in our said Province, the twenty-ninth day of April, in the year of our Lord one thousand eight hundred and nineteen, and in the fifty-ninth year of our Reign. R. D. &c.

By His Grace's Command,  
JNO. TAYLOR, Dep. Secy.

Commissariat-Office, Fredericton, N. B.  
23d December, 1817.

### CASH.

ANY Person wishing to remit MONEY to Saint John, may obtain Drafts from this Office, on the Assistant Commissary General, payable at sight.

### NOTICE.

ALL Persons concerned are hereby notified, that By virtue of a writ issued out of His Majesty's Court of Chancery for this Province, to me directed, I shall on Tuesday the 17th day of August next at 11 o'clock in the forenoon at the City Hall of the City of Saint John, enquire by the oaths of a Jury of honest and lawful men (being Freeholders of my Bailiwick) who is or are the true and rightful Owner or Owners, Occupant or Occupants of the following Lots or pieces of Ground situate in the said City on the Eastern side of the Harbour of Saint John, viz: The lot known and described in the Grant of that part of the said City, formerly called Parr-Town, by the No. 1459, bounded on the West by the said Harbor at highwater mark; on the North by Lots Nos. 1413 & 1414, and on the East and South by Lands reserved for fortification. And also another piece of Ground lying in front of the said lot No. 1459, and between it and low water mark, being part of the Lot known by the No. 1241, and being the whole width of the same Lot and measuring 200 feet in length to the South from the place of intersection of the same Lot by the prolongation of the North line of the said Lot No. 1459. And further, how much the same Lots or pieces of Ground are worth, according to a just and true valuation thereof, and of the Estate and Interest of the Owner or Owners therein; and to what damage or prejudice of the Owners or Occupants respectively it will be if the same Lots or pieces of Ground be returned by and vested in His Majesty for the purpose of erecting Military Store-Houses and other military works thereon for the better defence of the Province.

Dated the 15th June, 1819.  
JAMES WHITE, Sheriff of the City and County of Saint John.

### NEW-BRUNSWICK.

IN CHANCERY—the 20th day of February, in the fifty-ninth year of the Reign of King George the Third—1819.

Between THOMAS HORSEFIELD, Plff. and GAVIN SMITH, Defendant.

**F**ORASMUCH as this Court was this present day informed by Mr. Peters, of Counsel for the Plaintiff, that the Plaintiff on the twelfth day of June last, filed his Bill in this Court against the Defendant, as by the Certificate of the Clerk in Court appears, and took out Process of Subpœna, returnable on the second Tuesday in July last, requiring the Defendant to appear to and answer the same; but that upon inquiring at the Defendant's usual place of abode, he was not to be found, so as to be served with such Process, and is gone out of the Province, or doth otherwise abscond to avoid being served therewith, as by affidavit appears.—And the said Certificate and affidavit being read, and the truth of the above allegation being made out to the satisfaction of the said Court,—

IT IS ORDERED, that the Defendant do appear to the Plaintiff's Bill on or before the thirty-first day of July next.

By the Court, M. C. HAILES, Register.  
R. PARKER, Jun. Plaintiff's Solicitor.

**N**OTICE is hereby given, that We, the Subscribers, have been duly appointed Trustees for all the Creditors of Robert C. Commelin, late of Miramichi, in the County of Northumberland, Merchant, an absconding Debtor, and have been duly sworn to the faithful Execution of the said trust, pursuant to the directions of the Act of Assembly in that case made and provided; and we do hereby require all persons indebted to the said Robert C. Commelin, on or before the first day of November next ensuing the date hereof, to pay to us, or some, or one of us, all such sum or sums of money, or other debt, duty or thing, which they owe to the said Robert C. Commelin, and to deliver all other effects of the said Robert C. Commelin, which they, or any, or either of them may have in his, her, or their hands, power or custody, to us, or some, or one of us as aforesaid; and we do also desire all the Creditors of the said Robert C. Commelin, on or before the same first day of November next, to deliver to us, or to some, or one of us as aforesaid, their respective accounts and demands against the said Robert C. Commelin, in order that right and justice may be done, agreeably to the form of the said Act of Assembly in such case made and provided.

Given under our hands at Miramichi, in the County of Northumberland, this tenth day of May, 1819.

(Signed) LEWIS HENRY.  
(Signed) ROBERT YOUNG.  
(Signed) WILLIAM BURNIE. } Trustees.

By ALEXANDER DAVIDSON, Esq. one of the Justices of His Majesty's Inferior Court of Common Pleas for the County of Northumberland, in the Province of New-Brunswick.

**N**OTICE is hereby given, that on application of LEWIS HENRY, of the Parish of Chatham, in the County of Northumberland, Merchant, to me duly made, pursuant to the directions of the Act of the General Assembly in such case made and provided, stating that James Kidston, late of the Parish of Chatham, in the said County, is justly indebted to him in the sum of one hundred pounds and upwards, and hath departed from this Province after the said Debt was contracted, or keeps himself concealed to avoid being served with the ordinary process of Law, with an intention of defrauding his Creditors, which departure or concealment has been proved to my satisfaction; I have directed all the Estate, real and personal, of the said James Kidston, within the said County to be seized and attached; and that unless he the said James Kidston shall return and discharge his Debt or Debts within three months after publication hereof, all his Estate, real and personal, will be sold for the payment and satisfaction of his Creditors.

Dated at Nelson, in the said County of Northumberland the twenty-third day of April, in the year of our Lord one thousand-eight hundred and nineteen.  
ALEX. DAVIDSON, J. C. P.  
T. H. PETERS, Atty.

PROSPECTUS  
OF AN  
INTENDED PUBLICATION,  
TO BE CALLED  
THE REMEMBRANCER;  
OR,  
ECCLESIASTICAL AND LITERARY MISCELLANY.

THE increasing attention to Religion, which is visible among men of every description, has suggested the propriety of a periodical work, to which Members of the Church of England may resort for information upon all the topics of their common faith; and a new monthly publication will appear upon the first of January next, at the price of One Shilling and Sixpence, called THE REMEMBRANCER, or ECCLESIASTICAL and LITERARY MISCELLANY; which is intended to combine the several provinces of a magazine, a review, and an historical register, and may be considered as a theological journal for general use.

The Magazine or miscellaneous department, will be open to original communications calculated to illustrate the doctrine and discipline of the Church of England, to commend and establish the principles of Christian obedience; to exhibit the consolations of the Gospel, and to prevent the misapprehensions which render those consolations ineffectual. An opportunity would be thus afforded, for the discussion of such suggestions as may tend to the advancement of sound morality, pure doctrine and useful learning. Wise and good men will be brought to a mutual understanding with each other, on many popular questions, without the disadvantage of a premature experiment; and the peculiar interests of the Church may be explained in a manner which shall give general instruction, and excite a new interest in their vindication and support. The deficiency of these communications will be supplied with fragments of ecclesiastical history and polity; with instances of the connexion between profane and sacred literature, with anecdotes and biographical notices of men distinguished for learning and piety, with articles of devotion; and reflections on the word and works of God. The praise of originality will not be studiously affected; but a constant endeavour will be