

THE NEW-BRUNSWICK ROYAL GAZETTE.

[Volume VI.]

TUESDAY, 9th JANUARY, 1821.

[Number 45.]

The Gazette.

By His Excellency Major-General
GEORGE STRACEY SMYTH.
(L. S.) Lieutenant-Governor and Com-
mander in Chief of the Province
of New-Brunswick, &c. &c. &c.
G. S. SMYTH.

A Proclamation.

WHEREAS the General Assembly
of this Province stands prorogued
to the second Tuesday in December next : I
have thought fit further to prorogue the said
General Assembly ; and the same is hereby
prorogued to Tuesday the thirtieth day
of January next, then to meet at Frederic-
ton for the dispatch of business.

Given under my Hand and Seal,
at Fredericton, the thirtieth
day of November, in the year of
our Lord one thousand eight
hundred and twenty, and in the
first year of His Majesty's
Reign.

By His Excellency's Command,
WM. F. ODELL.

By ALEXANDER DAVIDSON,
Esquire, one of the Justices of His
Majesty's Inferior Court of Com-
mon Pleas for the County of North-
umberland, in the Province of New-
Brunswick.

NOTICE is hereby given, that on the
application of *John Forbes*, of the
firm of *Samuel Drinkwater and John
Forbes*, Copartners in Trade of the Parish
of Chatham, in the County and Province
aforesaid, Merchants, to me duly made, pur-
suant to the directions of the Act of the
General Assembly of this Province in such
case made and provided ; I have directed
all the Estate as well real as personal, of
David Tozer, late of Northesk in the Coun-
ty aforesaid, Lumberer, (which said *David
Tozer* has departed from, and is without the
limits of this Province, or concealed within
the same, with intent and design to defraud
the said *John Forbes* and his said Copartner
in Trade, and the other Creditors of the
said *David Tozer*, if any there be, of their
just dues, or else to avoid being arrested by
the ordinary process of law, as has been
made to appear to my satisfaction) to be seized
and attached ; and that unless the said
David Tozer do return and discharge his
debt or debts within three months from the
publication hereof, all the Estate as well real
as personal of the said *David Tozer*, within
this Province, will be sold for the payment
and satisfaction of the Creditors of the said
David Tozer.

Dated at Nelson, in the said County
of Northumberland, the fifth day of August,
in the year of our
Lord one thousand eight hundred
and twenty.

ALEX. DAVIDSON, J. C. P.
JOHN AMB. STREET, Atty.

By HUGH MUNRO, Esquire, one
of the Justices of His Majesty's
Inferior Court of Common Pleas
for the County of Northumberland,
in the Province of New-Brun-
swick.

NOTICE is hereby given, that on the
application of *John Cole*, of Saint
Peters, in the Parish of Saumarez and Pro-
vince aforesaid, Carpenter and Joiner, to
me duly made, pursuant to the directions of
the Act of the General Assembly of this
Province in such case made and provided ;
I have directed all the Estate as well real as
personal, of *Alexander Gordon*, *James Bab-
cock*, and *John Lawrence*, Lumberers, also
late of St. Peters, in the County aforesaid,
(which said *Alexander Gordon*, *James Bab-
cock*, and *John Lawrence*, have departed

from and are without the limits of this Pro-
vince, or concealed within the same, with in-
tent and design to defraud the said *John
Cole* and other Creditors of the said *Alex-
ander Gordon*, *James Babcock*, and *John
Lawrence*, if any there be, of their just dues,
or else to avoid being arrested by the ordi-
nary process of Law, as has been made to ap-
pear to my satisfaction) to be seized and at-
tached ; and that unless the said *Alexander
Gordon*, *James Babcock*, and *John Law-
rence*, do return and discharge their debt or
debts within three months from the publica-
tion hereof, all the Estate as well real as
personal, of the said *Alexander Gordon*,
James Babcock, and *John Lawrence*,
within this Province, will be sold for the
payment and satisfaction of the Creditors of
the said *Alexander Gordon*, *James Babcock*,
and *John Lawrence*.

Dated at St. Peters, in the County of
Northumberland, the twenty-first
day of September, in the Year of
our Lord one thousand eight hun-
dred and twenty.

H. MUNRO, J. C. P.
JOHN AMB. STREET, Atty.

By JOHN KEILLOR, Esquire, one
of the Justices of His Majesty's
Inferior Court of Common Pleas
for the County of Westmorland :

To all whom it may concern Greeting :
NOTICE is hereby given, that upon
the application of *Amasa Wheldon*,
of Dorchester, in the County of Westmor-
land, and Province of New-Brunswick,
Merchant, 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 the said County of Westmorland, of
John Jeffreys, late of Dorchester, in said
County, Innkeeper, (which said *John Jeff-
reys* has either departed from and without
the limits of this Province, or is concealed
within the same) to be seized and attached ;
and that unless the said *John Jeffreys* do
return and discharge his said debt or debts,
within three months from the publication
hereof, all the estate as well real as personal
of the said *John Jeffreys*, within this
County, will be sold for the payment and
satisfaction of the Creditors of the said *John
Jeffreys*.

Dated at Dorchester, the twenty-se-
venth day of October, in the
year of our Lord one thousand
eight hundred and twenty.

JOHN KEILLOR, J. C. P.

By the Honorable John Saunders, one
of the Justices of His Majesty's Su-
preme Court of Judicature for the
Province of New-Brunswick.

NOTICE is hereby given, that upon
the application of *William Sewell* of
Fredericton, in the County of York, mer-
chant : *William Wilmot* of same place,
merchant, and *William Wilmot* and *Samuel
Peters* of same place, merchants and Co-
partners in trade, to me duly made pursuant
to the directions of the General Assembly in
such case made and provided : I have di-
rected all the Estate, as well real as personal
of *Morris Cooper*, otherwise called *Morris
L. Cooper*, late of the Parish of Saint Ma-
ry's in the County aforesaid, yeoman, (which
said *Morris* has either departed from and
without the limits of the said province, or is
concealed within the same, with intent and
design to defraud the said *William Sewell*,
William Wilmot, and *William Wilmot*
and *Samuel Peters*, and the other creditors
of the said *Morris*, if any there be, of their
just dues, or else to avoid being arrested by
the ordinary process of law as is alleged a-
gainst him) to be seized and attached, and
that unless the said *Morris* do return and
discharge his said debts within three months
from the publication hereof, all the Estate as
well real as personal of the said *Morris*,

within this Province will be sold for the
payment and satisfaction of the creditors of
the said *Morris*.

Dated at Fredericton aforesaid the
eighth day of May, in the year of
our Lord, 1820.

JOHN SAUNDERS:

By RUFUS SMITH, Esquire, one of
the Justices of His Majesty's In-
ferior Court of Common Pleas for
the County of Westmorland, in the
Province of New-Brunswick.

NOTICE is hereby given, that on the
application of *Thomas Roach*, of
the County of Cumberland, and Province
of Nova-Scotia, Esquire, to me duly made
pursuant to the directions of the Act of the
General Assembly of this Province in such
case made and provided ; I have directed
all the Estate as well real as personal, of
John Ryan, late of Westmorland in the
County of Westmorland and Province of
New Brunswick, Blacksmith, (which
John Ryan, has departed from, and is with-
out the limits of this Province, or concealed
within the same, with intent and design to
defraud the said *Thomas Roach*, and the
other Creditors of the said *John Ryan*, if
any there be, of their just dues, or else to
avoid being arrested by the ordinary process
of law, as has been made appear to my satis-
faction) to be seized and attached ; and that
unless the said *John Ryan* do return and
discharge his debt or debts within three
months from the publication hereof, all the
Estate real and personal of the said *John
Ryan*, within this Province, will be sold for
the payment and satisfaction of the Creditors
of the said *John Ryan*.

Dated at Westmorland, the 21st of
November, in the year of our
Lord 1820.

RUFUS SMITH, J. C. P.

By the Hon. JOHN SAUNDERS,
one of the Justices of His Majes-
ty's Supreme Court of Judicature
for the Province of New-Brun-
swick :

NOTICE is hereby given, that upon
the application of *SAMUEL STE-
PHEN*, late of Aberdeen, in North Britain,
Merchant, but now of the City of St. John,
in the Province of New-Brunswick, as well
on behalf of himself as for and on the behalf
of, and as the duly authorised and empowered
Attorney for *WILLIAM CLARK*, of Aber-
deen aforesaid, Ironmonger, to me duly
made, pursuant to the directions of the Act
of the General Assembly in such case made
and provided : I have directed all the Estate
as well real as personal, of *JAMES ROBSON*
and *ALEXANDER ROBSON*, late of the
City of Saint John aforesaid, Saddlers and
Ironmongers, trading as Co-Partners, (which
said *JAMES ROBSON* and *ALEXANDER
ROBSON*, have either departed from and
without the limits of the said Province, or
are concealed within the same with intent
and design to defraud the said *SAMUEL
STEPHEN* and *WILLIAM CLARK*, and
other Creditors of them the said *JAMES*
and *ALEXANDER ROBSON*, if any there be,
of their just dues, or else to avoid being ar-
rested by the ordinary process of Law, as is
alleged against them) to be seized and at-
tached : And that unless the said *JAMES*
and *ALEXANDER ROBSON* do return and
discharge their said debts, within three months
from the publication hereof, all the Estate
as well real as personal of the said *JAMES*
and *ALEXANDER ROBSON*, within this
Province, will be sold for the payment and
satisfaction of the Creditors of the said *JAMES*
and *ALEXANDER ROBSON*.

Dated at Fredericton, this twenty-ninth
day of December, in the year of our
Lord one thousand eight hundred and
twenty.

JOHN SAUNDERS.
G. F. STREET, Atty.

Head-Quarters, Fredericton,
December 8th, 1820.

MILITIA GENERAL ORDERS.

No. 1. COMMANDANTS of CORPS
are required to transmit to
Head-Quarters, without delay, the usual
returns of their respective Corps, Arms, &c.
agreeable to the state in which they appeared
at the last General Muster.

LONDON.

HOUSE OF LORDS—OCTOBER 10.
THE QUEEN.

Lieut. Flinn's cross-examination continued.

Was he your servant? Yes. Now you
have before told us that he was not your
servant ; you have now told us that he was :
which of those two stories do you mean to
adhere to? I mean to adhere he acted as
both: Do you mean by your adhering to
both, that he was your servant and he was
not your servant? He was my servant as
far as taking down my cot, and making my
bed, and writing ; he was not kept in pay
as clerk ; but he was kept more as a sailor
on board the ship : he was one of the crew.
Now, you have told us that you kept part
of this log, and that this clerk kept part ;
which of the two kept the larger propor-
tion? It is impossible I can determine at
this moment : I have not the thing before
my eyes, and I cannot say which kept most :
but I should think I kept most of it, it is
not before my eyes—Not having the thing
before me, I cannot positively say. Then,
if most of it was kept by you, the greater
part of it would be in English? Some in
English and some in Italian, written by my-
self. Did you not tell me just now that the
part you wrote was written in English?

Mr. Denman—He said no such thing.

The Solicitor-General—Did you not
tell us just now that the part kept by you
was written in English? If I told you so,
I told it at a moment when I was so circum-
stanced that I don't know what I did say.

Mr. Gurney now read the following ques-
tion and answer—"Was the part you wrote
written in Italian or in English?" "In
English."

The cross-examination resumed.

Did you mean to say that the part writ-
ten by you was sometimes written in Eng-
lish and sometimes in Italian? Yes. How
much of each do you think? I can't say
but I think as much in one as in the other.
And how much written by you and how
much by the sailor? I cannot say ; I should
think about the same each.

The Solicitor-General—Look at this
paper witness, and tell me if it does not com-
mence with your departure from Messina?
The witness looked at the paper and an-
swered "No it commences on the 5th Nov.
the day on which her Majesty arrived at
Messina."—When did you set out from
Messina according to that paper? I believe
on the 6th January. I wish you sir, to
produce that paper to which you referred
just now?

Mr. Denman—I advise Mr. Flinn not
to give it out of his own hands.

The Lord Chancellor—The paper must
be under the eye of the Counsel while it is
referred to by the witness.

Mr. Denman—I can have no objection
to that, my Lord ; but it certainly must not
be in my learned friend's hand.

The witness then laid the paper on his
desk, before Mr. Gurney, who sat between
witness and the Solicitor-General. The lat-
ter continued to examine as follows, looking
at the paper as he went on :—What is the
first entry here? The 5th December. At
what port? At Messina. In what lan-
guage? The Italian language. What is
the next entry? The 16th. Where is
that at? At St. Var near Calabria. In
what language? The Italian. What is
the 4th entry. The 6th January. Where?