

M. Chapman & Co.

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The Gazette.

An Act further, to amend the Laws now in force relating to Trespasses.

Passed the 21st of March 1822.
WHEREAS by the third Section of an Act made and passed in the forty-first year of the Reign of His late Majesty King George the Third, intituled "An Act to repeal all the Acts now in force relating to Trespasses, and for making new regulations to prevent the same," the Justices of the Peace in their General Sessions, are empowered to make such regulations, for preventing trespasses by horses, swine, sheep, goats, and neat cattle, as shall be most expedient and agreeable to the nature and circumstances of the several Counties, Towns, and Parishes, and it is thereby further enacted, that if any horses, swine, sheep, goats, or neat cattle, shall be found going at large, contrary to any regulations so made, the owner or owners thereof shall forfeit and pay to the use of the Poor of the Parish where such horses, swine, sheep, goats, or neat cattle shall be so found going at large, a fine not exceeding five shillings for each and every of them so found going at large as aforesaid, to be recovered on complaint to a Justice of the Peace, who is thereby empowered to hear and determine the same, provided the said complaint be prosecuted within one month: And whereas the penalty so made recoverable before a Justice of the Peace is in most cases found ineffectual for the purpose intended—

I BE it enacted by the Lieutenant-Governor, Council, and Assembly, that the said Justices of the Peace in their General Sessions, shall and may, if they think fit, in lieu of the said penalty, provide and require, in and by any regulations to be made under and by virtue of the said in part recited section of the said Act, that the Hogsvee or other Parish Officer, to be by them named and appointed for that purpose, shall take up, and impound in the Parish Pound, any horses, swine, sheep, goats, or neat cattle, found going at large, contrary to any regulations so to be made, and shall and may receive a sum, to be specified in such regulation, not exceeding five shillings for each and every beast so taken up and impounded, to be paid, together with the charges of the Pound Keeper, by the owner or owners of such beast, before the same shall be delivered from the Pound.
II And be it further enacted, that all and singular the regulations and provisions of an Act made and passed in the second year of His present Majesty's Reign, intituled "An Act to amend the Laws now in force relating to Trespasses, and to make further regulations to prevent the same," so far as the same relate to the charges of the Pound Keeper, and the keeping, sale, rescue, and undue delivery of beasts impounded, be extended, and the same are hereby extended to cases of beasts taken up and impounded for going at large contrary to any regulations to be made by the Justices at their Sessions as aforesaid, as fully and amply to all intents and purposes, as if the same had been expressly named and mentioned in the said last recited Act.

An Act in addition to an Act intituled "An Act for the appointment of Town or Parish Officers in the several Counties in this Province."

Passed the 21st of March, 1822.
WHEREAS by an Act made and passed in the twenty-sixth year of the Reign of His late Majesty King George the third intituled "An Act for the appointment of Town or Parish officers in the several Counties in this Province," no provision is made for supplying the places of officers who may refuse or neglect to serve, for remedy whereof—

I BE it enacted by the Lieutenant-Governor, Council, and Assembly, that where any person or persons appointed under and by virtue of the said herein before recited Act, shall refuse or neglect to serve in any of the offices to which he or they may be appointed, it shall and may be lawful for any two of His Majesty's Justices of the Peace for the County, to appoint a fit person or persons who shall be sworn as directed, in and by the said herein before recited Act, and shall serve in such vacant office or offices, until other fit person or persons be appointed by the Court of General Sessions, at their meeting next ensuing such vacancy, and shall be subject to the like penalties for refusal or neglect to accept, or for being guilty of any neglect or misbehaviour in the execution of his or their office or offices as by the said herein before recited Act, are provided for the like offences of persons appointed by the Court of General Sessions.
II And be it further enacted, in cases where any officer or officers, who may be appointed by two Justices of the Peace, under and by virtue of this Act, shall refuse or neglect to serve, it shall and may be lawful for any two Justices as aforesaid, to appoint other officers in the place of such person or persons as may so refuse or neglect, and go on as often as similar cases may arise, and shall be subject to the like penalties for refusal or neglect to serve, as are provided in and by the said herein before recited Act.

WHEREAS (in pursuance of an Act passed in the twenty-sixth year of His late Majesty's Reign, for relief against absconding Debtors) We the Subscribers having been duly appointed and sworn before JOHN KEILLOR, Esquire,

one of His Majesty's Justices of the Inferior Court of Common Pleas, in and for the County of Westmorland, as Trustees for all and every of the Creditors of James Hamilton, late of Dorchester, in said County, Stone Cutter, an absconding Debtor: We do therefore, in pursuance of such appointment, require all persons indebted to the said James Hamilton, to pay to us on or before the first day of June next, all such sum or sums of money, duties and things, which they owe to the said James Hamilton, and to deliver to us, all other effects of the said James Hamilton, which they or any of them may have in their hands, power or possession: And all the Creditors of the said James Hamilton, are also requested to deliver to us on or before the first day of June next, their respective accounts and demand against the said James Hamilton.

Witness our hands at Dorchester, this first day of March, 1822.
JOHN KEILLOR, Jun.
WILLIAM P. SAYRE,
EDWARD B. CHANDLER, }
Trustees.

Secretary's Office, 13th April, 1822.
Representation having been made that sundry Persons are in the practice of burning Charcoal on the Common and Public Grounds in Fredericton—this practice is strictly forbidden by order of The Lieut. Governor in Council—And any Person found so offending hereafter, will be immediately prosecuted.

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

NOTICE is hereby given, that upon application of Thomas Trenholm, of Westmorland, in said County, Trader, 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 of David Williams, late of the Parish and County aforesaid, Yeoman, (which said David Williams, has either departed from, and without the limits of this Province, with intent and design to defraud the said Thomas Trenholm, and the other Creditors of the said David Williams, (if any there be) of their just dues, or else to avoid being arrested by the ordinary process of the Law, as is alleged against him) to be seized and attached; and that unless the said David Williams, 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 David Williams, within this Province, will be sold for the payment and satisfaction of the Creditors of the said David Williams.

Dated at Dorchester, this eleventh day of March, in the year of our Lord one thousand eight hundred and twenty-two.
JOHN KEILLOR, J. C. P.
E. B. CHANDLER, Att'y.

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

NOTICE is hereby given, that upon the application of William Wilbur, of the Parish of Dorchester, in the County of Westmorland, Yeoman, to me duly made pursuant to the directions of the Act of Assembly in such case made and provided, I have directed all the estate as well real as personal of David Foster, late of said Parish, in the County aforesaid, Yeoman, (which said David Foster hath departed from this Province, with intent and design to defraud the said William Wilbur, and the other Creditors of the said David Foster, (if any such there be) of their just dues, or else to avoid being arrested by the ordinary process of the Law, as is alleged against him) to be seized and attached; and that

unless the said David Foster, do return and discharge his debts, within three months from the publication hereof, all the estate, as well real as personal, of the said David Foster, will be sold for the payment and satisfaction of the Creditors of the said David Foster.

Dated at Dorchester, the twenty-sixth day of January, in the year of our Lord one thousand eight hundred and twenty-two.

JOHN KEILLOR, J. C. P.
E. B. CHANDLER, Att'y
for William Wilbur.

NEW-BRUNSWICK, }
In Chancery, }
The twenty sixth day of February, in the 3d Year of the reign of King George the Fourth, A. D. 1822.
Between }
Henry Smith, Administrator of }
James Bell, deceased, }
and }
Frederick Depyster, and others. }

FORASMUCH as the Court was this day informed by Mr. Bliss, Counsel for the Complainant, that the Bill in this cause was filed on the twenty-sixth day of April last, as by the Certificate of his Clerk in Court appears, and Process of Subpœna, taken out against the said Defendant, Frederick Depyster, but that the said Defendant now resides without the limits of this Province, or doth otherwise abscond to avoid being served with such Process, 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 Court,

It is ordered, that the said Defendant, Frederick Depyster, do appear to the Complainant's Bill, on or before the ninth day of July next.

By the Court,
D. L. ROBINSON, Register.

ver to the said Trustees, or any of them, their respective accounts and demands against the said Raymond Lalibertie.

Dated at Saint John the fourteenth day of March in the year of our Lord one thousand eight hundred and twenty-two.

THOMAS SANCTON,
JEHIEL PARTELOW, Jun.
WILLIAM DURANT.

W. B. KINNEAR, Att'y.

NEW-BRUNSWICK, }
In Chancery, }

The twenty sixth day of February, in the 3d Year of the reign of King George the Fourth, A. D. 1822.

Between }
Stephen Wasie De Blois, Ad- }
ministrator of George De Blois, }
Juns. deceased Intestate, Com- }
plainant, }
and }
Gratiana Wilhelmina Henrietta }
Zephalinda Sophia Lyons, Heir- }
ess of Arthur Gould deceased, }
Defendant. }

FORASMUCH as the Court was this day informed by Mr. Chipman, of Counsel for the Plaintiff, that the Plaintiff on the twenty-fourth day of April, one thousand eight hundred and twenty-one, filed his Bill against the Defendant, as by the Certificate of the Clerk in Court appears, and took out Process of Subpœna, returnable on the third Tuesday in May then next, requiring the said Defendant to appear to and answer the same; but that the above named Arthur Gould died at Halifax in the Province of Nova Scotia, in the year of our Lord one thousand seven hundred and ninety-two, having at that time absented himself for some years from this Province, and that the said Defendant resides without the limits of this Province: 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 appear to the Plaintiff's Bill on or before the first day of July next.

By the Court,
WM. F. ODELL, Register.

Fredericton, 3d May, 1822.

MILITIA GENERAL ORDERS.

The Court of Enquiry ordered on the 12th of April last, is to assemble in the Province Hall, on Saturday the 18th of May instant, at 9 o'clock a. m. and the said Court will be directed to hear evidence and to give an opinion on such points as will be submitted to it.

Fredericton, 6th May, 1822.
M. G. O.

The Commander in Chief considers it expedient to form a third Battalion of Militia in the County of York, and is pleased to appoint Major F. ROBINSON to be Commandant of the same.

The limits of the Districts of the Battalions are to be as follows, viz.

The lower or Third Battalion, to commence at the County line which divides Sanbury from York, and to extend upwards on the East side of the River Saint John, to the Kiswick, including Mr. Sheppard's and the Welch settlement, and on the West side of the River so as to include Mr. Kimber, in Kingsclear.

The centre or First Battalion, to commence at Mr. Sheppard's, on the East side of the River Saint John, including the Settlement on the Kiswick, and at the upper side of Mr. Kimber's Creek, on the West side, and to extend upwards on both sides of the Saint John, until it includes the whole of the present Company District allotted to Captain Lockwood, in the Parish of Northampton.

The upper or Second Battalion, to commence at the upper line of the District allotted to Captain Lockwood, and to extend

NOTICE is hereby given, that the Subscribers have been duly appointed Trustees for all the Creditors of Raymond Lalibertie, late of the City of Saint John, Confectioner, an absconding debtor; and hereby require all persons indebted to the said Raymond Lalibertie, on or before the fourteenth day of June next, to pay all such sums of money or other debt, duty, or thing which they owe to the said Raymond Lalibertie, and to deliver all other effects of the said Raymond Lalibertie, which he, she, or they may have in their hands, power, or custody, to the said Trustees; and the said Trustees do hereby desire all the Creditors of the said Raymond Lalibertie, on or before the said fourteenth day of June, to deli-