

THE NEW-BRUNSWICK
ROYAL GAZETTE.

[Volume IX.]

TUESDAY, 25th NOVEMBER, 1823.

[Number 39]

The Gazette.

By His Honor WARD CHIPMAN, Esquire, President and (L.S.) Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

A Proclamation.

WARD CHIPMAN.

WHEREAS the General Assembly of this Province stands prorogued to WEDNESDAY the THIRD day of DECEMBER next, I have thought fit further to prorogue said General Assembly, and the same is hereby prorogued to WEDNESDAY the TWENTY-FIRST day of JANUARY next ensuing—then to meet at Fredericton for the dispatch of Business.

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

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

By the Hon. William Botsford, Esquire, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

TO ALL WHOM IT MAY CONCERN,
GREETING :

NOTICE is hereby given, that upon application of William Harper, of Monkton, in the County of Westmoreland, Trader, to me duly made according to the form of the Act of Assembly in such case made and provided, I have directed all the Estate, as well real as personal within this province of David Mills, late of Monkton, in the County of Westmoreland, (which same David Mills is departed from and out of the limits of this Province, or else remains concealed within the same, with intent and design to defraud the said William Harper and the other creditors of the said David Mills, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of the Law as it is alleged against him,) to be seized and attached; and that unless the said David Mills does return and discharge the said debt or debts within three months from the publication hereof, all the Estate as well real as personal of the said David Mills, within this Province, will be sold for the payment and satisfaction of the creditors of the said David Mills.

Dated at Sackville the twenty-first day of July, in the year of our Lord one thousand eight hundred and twenty-three.

A. W. DES BARRES, Atty.

By Alexander Davidson, Esq. one of His Majesty's Justices of the Inferior Court of Common Pleas for the County of Northumberland.

NOTICE is hereby given, that upon the application of James Ledden and James Abbott, of Miramichi, in the County of Northumberland, Merchants, 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 James Graham, late of the Parish of New-Castle, in the County of Northumberland formerly Yeoman, (which said James Graham hath departed from this Province, or concealed within it, with intent and design to defraud the said James Ledden and J. Abbott, and the other Creditors of the said James Graham, 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 unless the said James Graham do return and discharge his debts, within three months from the publication hereof, all the Estate as well real as personal, of the said

James Graham, within this County of Northumberland, will be sold for the payment and satisfaction of the Creditors of the said James Graham.

Dated at Nelson, the 14th day of August, in the year of our Lord, one thousand eight hundred and twenty-three.

ALEX. DAVIDSON, J.C.P.
J. A. STREET, Attorney.

By the Honourable JOHN MURRAY BLISS, Esquire, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

To all whom it may concern—Greeting :

NOTICE is hereby given, that upon the application of Daniel Leavitt and Francis Leavitt, to me duly made, according to the form of the Statute in such case made and provided, I have directed all the estate, as well real as personal, within this Province, of Edmond Kirk, late of the City of Saint John, Baker, (which same Edmond Kirk, is departed from and without the limits of this Province, with intent and design to defraud the said Daniel Leavitt and Francis Leavitt, and other the Creditors of the said Edmond Kirk, (if any there be) of their just dues, or else to avoid being arrested by the ordinary process of the Law as it is alleged against him) to be seized and attached; and that unless the said Edmond Kirk, 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 Edmond Kirk, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Edmond Kirk.

Dated at the City of St. John, the 1st October, 1823.

G. W. CLARY, Attorney.

NEW-BRUNSWICK, }
in Chancery. }
George Burns, Complainant,
and
Andrew S. Ritchie, Adm'r of William Pagan, deceased,
Hugh Johnston,
John Thomson,
John Currie,
Alexander Edmond,
Lauchlan Donaldson, Adm'r of William Donaldson and William Scovill,
Harry Peters, and
Sarah Grigor, Ex'rs of James Grigor, deceased, Defendants.

FORASMUCH as the Court was this day informed by Messrs. Charles J. Peters and James Peters, of Counsel for the Plaintiff, that the Bill in this cause was filed on the ninth day of October last, as by the certificate of their Clerk in Court appears, and process of Subpœna taken out against the said Defendants, but that John Currie, one of the above Defendants, 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 do appear and answer to the Complainant's Bill, on or before the seventeenth day of February next.

By the Court,
D. L. ROBINSON, Registrar,
23d October, 1823.

WEST-INDIA AFFAIRS.

BARBADOS, SEPT. 3.

His Excellency Sir Henry Warde, attended by part of the Troop of Life Guards, proceeded yesterday from Governm n-House to the Town Hall, where he opened the Session of the Colonial Parliament with the following Speech:

“ Mr. President and Members of His Majesty's Council.

“ In calling you again together (a third time since I have had the honour of exercising this Government,) I feel confident of your rendering me every advice and assistance in your power, to enable me to carry on the very important business of the ensuing Session.

“ Mr. Speaker and Members of the Honourable House of Assembly,

“ I have considered it my duty to call you together at the earliest practicable period for the dispatch of Public Business.

“ Mr. President and Members of His Majesty's Council.

“ Mr. Speaker and Members of the Honourable House of Assembly,

“ At a time like the present, when so much business of the greatest importance await your most serious attention, it might have been expected that I should have entered into some discussion of the subject; yet as every separate measure to be enacted, which has been laid before the Council and the late House of Assembly, as well as those now to be submitted to the Legislature, have been so fully developed and agreed on in the Letters of the Earl Bathurst, I shall confine myself simply to requesting your immediate and most serious consideration of them, and their adoption at the very earliest practicable period; feeling confident, that any remarks of mine will be superfluous; and I trust that my withholding them will be attributed solely, to that motive, and not to any want of respect to the Legislature—than which nothing is more foreign to my thoughts.”

TOBAGO.

[Extract from the Minutes of the House of Assembly, July 16th, 1823.]

The Speaker stated that he had a communication addressed to him by his Excellency the Governor, which he read, and is as follows:—

Government-House, Tobago, July 16.

SIR.
I feel it my duty to address you for the information of the House of Gen. Assembly, in consequence of the extremely critical state of the Colony, with respect to a place of refuge and defence, in the event of any internal disturbance.

The fort in its present state is not to be defended by a small garrison now occupying it nor even with the assistance of the whole white population of the Island. I have done all that my slender means allowed me to do, and still the fort is untenable. I have applied elsewhere for pecuniary assistance, which, if granted, may come too late for our benefit. The Ordnance Department has undertaken to perform a very expensive and laborious part of the work, but it is not yet begun, nor can I venture to say when it may be commenced, and in the mean time the most serious consequences may ensue. Under these circumstances I trust that the House will take into their consideration the urgent necessity that exists for completing the upper fort, so far as to render it safe against a night assault, which at present it certainly is not; to effect which, I would require about seven hundred pounds currency, and for that sum I have now the honour of making my application to the House.

I have the honour to be, Sir, your obedient humble servant,

F. P. ROBINSON, Governor.

To the Hon. the Speaker of the House of Gen. Assembly.

JULY 17.

Mr. Franklyn moved, seconded by Mr. Glanville, that the House resolve itself into a Committee of the whole House, to consider the Governor's communication to the House of yesterday, which passed in the affirmative, and the Speaker appointed Mr. Franklyn to the chair.

After some time spent in the Committee, a motion was made and seconded, that the

House be resumed, and the Chairman report progress, which passed in the affirmative.

The Speaker in the Chair, Mr. Franklyn reported, that the Committee had adopted the following, as the answer to his Excellency's message to this House yesterday, viz:

That from the unparalleled state of distress into which this Colony has fallen, this House is totally unable to comply with your Excellency's wishes, respecting the sum of £700, to be applied in putting the upper part of Fort King George into a state of defence; which, on question, was confirmed by the House.

ST. CHRISTOPHER, JULY 15.

A special meeting of the Legislature took place on Saturday last; when discussions were had on some recent communications from His Majesty's Government, in reference to the Slave population, and arising out of the late proceedings in Parliament on the subject.—A report of the joint Committee of the Council and Assembly, appointed to consider of and to devise such measures as at this crisis appear necessary, was brought under the consideration of the two Houses, and the measures suggested, will further engage their deliberations at the next meeting, which, in regular course, will take place on Friday.

The following Resolutions passed the House of Assembly:—

Resolved—That this House, appreciate with feelings of sincere gratitude, the high interest which has been evinced by James Colquhoun, Esq. in the important measures connected with the West-India Colonies, which have been agitated in the Imperial Parliament of Great-Britain and Ireland.

“ That such zeal, assiduity, and attention, are deserving of the highest commendation from every individual interested in the welfare of the Colonies, and that the thanks of this House be given to Mr. Colquhoun, for the same.

“ That Mr. Speaker do forward Mr. Colquhoun a copy of these resolutions, and that the same be published in the public newspapers of the colony.”

JULY 22.
The discussions in the House of Assembly, on the important subject to which the recent communications from his Majesty's Government directed its attention, were resumed on Friday last. The House resolved itself into a Committee, on the report brought up at the meeting on the 12th and the same measures recommended in that report, and embodied in a series of resolutions, were taken in consideration in detail. The expediency, under the existing circumstances of the times, “ a formal, frank, and solemn Declaration by the board of Council and House of Assembly, of their sentiments towards the slave population,” were recognised by the Committee; and resolutions were adopted “ to confirm, by law, several advantages which the slaves virtually and practically enjoy,” and, generally, to promote that amelioration in their condition, which may tend to augment their temporal and spiritual welfare. — On this basis, certain enactments are forthwith to be framed.

ANTIGUA, JULY 8.

The Legislature met on Thursday last, and shortly after the Assembly had proceeded to business, a motion was made to clear the House, which was accordingly done, & they continued with closed doors during the remainder of the sitting. Report states this to have been preparatory to taking into consideration the immediate establishment of an effective militia, to guard against any evil attempts on the peace of the Country, which may result from the measures now pursuing at home. This assertion seems to be borne