

Ward Chipman Esq

THE NEW-BRUNSWICK

ROYAL GAZETTE.

[Volume IX.]

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The Gazette.

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

WARD CHIPMAN. A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to Wednesday the fourth day of June next ensuing, I have thought fit, by and with the advice of His Majesty's Council, further to prorogue the said General Assembly, and the same is hereby prorogued to Wednesday the twenty-fifth day of the same month of June, then to meet at Fredericton for the dispatch of business.

Given under my Hand and Seal at Fredericton, the second day of April, 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 Honorable WARD CHIPMAN, Esquire, President and (L. S.) Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

WARD CHIPMAN. A Proclamation.

WHEREAS in and by two certain Acts of the General Assembly of this Province, made and passed on the twenty-seventh day of March in the fourth year of His Majesty's Reign, one of which Acts is intituled "An Act to repeal an Act to increase the Revenue of this Province by imposing a duty on certain Merchandize," and the other of which Acts is intituled "An Act to alter and amend an Act intituled an Act to provide for the support of a Light House to be built on Partridge Island." Such provisions and enactments are made, that from and after the passing of the said Act, no duties of tonnage or impost, and no charges of any kind, are levied or exacted upon the Vessels of the United States of America admitted into the Ports of St. John and Saint Andrews in this Province, being two of the Ports enumerated in the Schedule marked A, annexed to a statute of the United Kingdom of Great Britain and Ireland, made and passed in the third year of His Majesty's Reign intituled "An Act to regulate the Trade between His Majesty's Possessions in America and the West Indies and other places in America and the West Indies," or upon any Goods Wares or Merchandize imported therein, in the said Vessels other or higher than are levied and enacted upon British Vessels, or upon the like Goods, Wares, and Merchandize, imported into the said Ports from elsewhere.

And whereas it is expedient to declare and make known the same.

I have therefore thought fit to issue this Proclamation, hereby declaring that no other or higher duties, and no other charges of any kind are levied or exacted upon the Vessels of the said United States admitted into the said Ports, or upon any Goods, Wares or Merchandize, imported therein in the said Vessels other than upon British Vessels, or upon the like Goods, Wares, or Merchandize, imported into the said Ports from elsewhere.

Whereof all persons whom it may concern are to take notice and govern themselves accordingly.

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

By The President's Command, WM. F. ODELL.

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

A Proclamation.

WHEREAS several Persons have memorialized for Licences to cut Pine Timber off the Crown Lands, without coming forward to take out the same, and have their Births surveyed agreeably to regulation--Such Persons are hereby cautioned against proceeding to cut the Timber applied for, under the penalty of being proceeded against in common with other Trespassers.

A list will be published in the Royal Gazette, of the names of those Persons who have taken out their Licences and complied with all the requisite conditions; after which notification, no more Licences will be granted for the present Season.

Given under my Hand and Seal at Fredericton, the third day of February, 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 Excellency's Command. WM. F. ODELL.

NEW-BRUNSWICK, } February 25th, In Chancery, } 1823. Between George Ludlow, and others, Complainants,

And Joseph Young, Defendant.

FORASMUCH as the Court was this day informed by Mr. Robinson, of Counsel for the Complainants that the Bill in this cause was filed on the thirteenth day of July last, as by the certificate of their Clerk in Court appears, and process of Subpoena taken out against the said Defendant, 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, 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 Complainants' bill, on or before the tenth day of June next.

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

NOTICE is hereby given, that we the Subscribers have been duly appointed Trustees of all the Creditors of William Dougald, late of the City of Saint John in the Province of New-Brunswick Mariner, 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 William Dougald, on or before the tenth day of July 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 William Dougald, and to deliver all other effects of the said William Dougald, 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 William Dougald on or before the same day, to deliver to us, or to some or one of us as aforesaid, their respective accounts and demands against the said William Dougald, in order that right and justice may be done agreeably to the form of the Act of Assembly in such case made and provided.

Given under our hands at the City of Saint John aforesaid this tenth day of April, in the year of our Lord one thousand eight hundred and twenty-three.

DANIEL SCOVIL; WM. TYNG PETERS, } Trustees. STEPHEN SMITH.

Letters from Mr. Commissioner Robinson, on the Canada Trade, and Canada Union Bills, communicated by the Lieutenant Governor, January 22d, 1823. (COPY.) London, May 16th, 1822.

SIR;

I have the honor to report to you, for the information of His Excellency the Lieutenant Governor, that having arrived in London on Saturday the 22d March, I delivered at the Colonial Office on Monday the 24th March the letters and dispatches with which I was charged, and wrote to Earl Bathurst the letter marked (A.) Mr. Wilmot, the Under Secretary of State for the Colonies wrote immediately to request that I would call upon him the next day, which I did, and Earl Bathurst appointed Wednesday the 28th March for receiving the Address and Report of the Legislative Council and Assembly. I accordingly presented them on that day to his Lordship.

From that time I had repeated interviews with Mr. Wilmot, and on the 4th April addressed to him the letter marked (B.) and was requested to attend the next day at the Colonial Office, in company with Mr. Caldwell, the Receiver General of Lower Canada, and a Member of the Legislative Council there, and with Mr. Marshall, the Solicitor General of that Province, and I was desired to prepare the heads of a Bill, such as I conceived would provide fairly for adjusting the differences between the two Provinces, and submit it to those Gentlemen, that they might on the part of Lower Canada, make such objections or remarks in writing as they might think proper. The late period of the Session of Parliament made it desirable that no time should be lost, and on the 7th April I delivered to Mr. Caldwell and Mr. Marshall the paper marked (C.)

Their remarks were submitted to my perusal, but no copy has been communicated to me. They did not indeed offer any material objection to the substantial provisions of the Bill I had proposed. Not long after, Mr. Caldwell shewed me the Resolutions which were passed in the Assembly of Lower Canada, at the close of their last Session, respecting the claims of Upper Canada, and which His Excellency has no doubt seen. In reply to the statements and positions advanced in these Resolutions, and also to the remarks made by Mr. Caldwell and Mr. Marshall, I addressed to Mr. Wilmot the letter marked (D.)

At the desire of Earl Bathurst, I also had fifty copies of the Report of the Legislature of Upper Canada with the Appendix printed, and placed them at his Lordship's disposal.

Having at the request of Earl Bathurst, and of Mr. Wilmot, been present at several conferences at the Colonial Office, in which

the Union of the two Provinces, or rather of their Legislatures, was proposed and discussed, I communicated freely my opinions upon the probable consequences of such a measure, and gave information upon the several points to which I was interrogated.

That I might not be misunderstood I addressed a letter to Mr. Wilmot, (E.) communicating a statement of my sentiments upon the contemplated Union of the Legislatures, for the consideration of Earl Bathurst, with whom I had soon afterwards a personal interview on the subject, and His Majesty's Government having, after the fullest consideration, determined to propose to Parliament a Bill for giving a joint Legislature to the Canadas, I found I could not render a more effectual service to Upper Canada, after a determination had been come to upon this important measure, which I was neither instructed to solicit nor to oppose, than by using my best endeavors that the Union should be effected in such a manner as would most surely guard the interests of Upper Canada, and be most likely to promote its future welfare.

The Bill which has been prepared for that purpose is now under the consideration of the Law Officers of the Crown, and notice of it will be given in Parliament immediately. I will send it to you as soon as it is printed, and would transmit a manuscript copy now, but that it is uncertain of course, until the Law Officers have made their Report, whether it will be brought in in its present shape. I send you the heads shortly extracted, and I have reason to believe that the Bill will be passed during this Session, very nearly in its present form, as from various considerations unconnected with the financial questions between the two Provinces, the expediency of giving them an United Legislature seems so strongly impressed on the minds of all persons here, and His Majesty's Government, in particular, appears to consider it so desirable for many reasons, that I have little doubt an Union would have been at all events proposed during the present Session of Parliament, and I cannot but consider myself fortunate to have had it in my power at so critical a moment to afford such information, and intercede for such provisions on the part of Upper Canada, as I hope will best secure its interests, and promote its prosperity under the great change contemplated.

I have the honor to be, Sir,

Your most obedient,

Humble Servant,

JOHN B. ROBINSON.

To Major HILLIER, Secretary to His Excellency Sir P. MAITLAND, K. C. B. Lt. Governor &c. &c. &c.

COPY (A.)

56 Gower Street, Bedford Square. March 24th, 1822.

MY LORD,

I have the honor to acquaint your Lordship, that having been commissioned by His Excellency the Lieutenant Governor of Upper Canada to present to His Majesty a joint Address of the Legislative Council and House of Assembly of that Province, upon the subject of its financial relations with Lower Canada, I shall be happy to have the honor of waiting upon your Lordship with the same, at any time your Lordship may think proper to appoint.

I had also committed to my charge several dispatches and letters of Sir Peregrine Maitland to your Lordship, which together with the Rolls of the last Session of the Legislature of Upper Canada, I have left at your Lordship's Office.

I have the honor to be, My Lord,

Your Lordship's,

Most obedient humble Servant,

JOHN B. ROBINSON.

To the Rt. Hon. the Earl BATHURST, &c. &c. &c.