

# THE NEW-BRUNSWICK ROYAL GAZETTE.

[Volume X.]

TUESDAY, 30th MARCH 1824.

[Number 5.]

## The Gazette.

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

J. M. BLISS.

### A Proclamation.

WHEREAS His Majesty hath been pleased, with the advice of His Privy Council, to approve and confirm an Act passed in the fourth year of His Majesty's Reign, intituled "An Act to enable the Governor and Trustees of the College of New-Brunswick, to make a conditional surrender of their Charter, and for the further endowment of the College upon the granting of a new Charter": And whereas the said Act, pursuant to His Majesty's Royal Pleasure thereupon expressed, hath been confirmed, finally enacted and ratified, accordingly, by an order of His Majesty, in Council, dated at the Court at Windsor, the 18th of November last; which order of His Majesty hath been transmitted to me by one of His Majesty's Principal Secretaries of State: I have thought fit to publish this Proclamation, that all persons whom it may concern, may be duly notified of the premises, and govern themselves accordingly.

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

By His Honor's Command,

WM. F. ODELL.

NOTICE is hereby given, that We the subscribers having been duly appointed Trustees of all the Creditors of David Mills, late of Moncton, in the County of Westmoreland, Farmer, an absconding Debtor, and having been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Act of Assembly, in such case made and provided: And we do hereby require all persons indebted to the said David Mills, on or before the sixth day of April next ensuing the date hereof, to pay to us or some of one of us, all such sum or sums of money, or other debt, duty or thing, which they owe to the said David Mills, and to deliver all other effects of the said David Mills, which they or either or any of them may have in his, her, or their hands, power, or custody, to us, or some of one of us as aforesaid: And we do desire all the Creditors of the said David Mills, 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 David Mills, in order that right and justice may be done, pursuant to the form of the Act of Assembly in such case made and provided.

Given under our hands, at Dogchester, in the County of Westmoreland, the eighth day of December, in the year of our Lord one thousand eight hundred and twenty-three.

M. WILMOT,  
W. P. SAYRE,  
JOHN ROBB, } Trustees.

BY the Honorable JOHN SAUNDERS, Esquire, Chief Justice of His Majesty's Supreme Court of Judicature of the Province of New-Brunswick.

To all to whom it may concern, GREETING: NOTICE is hereby given, that upon application of Richard McLaughlin and Francis Peabody, Copartners in Trade, 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 Oliver Peabody, late of Miramichi, in the County of Northumberland, Farmer, (who has, as has been alleged and proved to my satisfac-

tion, departed this Province with intent and design to defraud his Creditors, or to avoid being arrested by the ordinary process of Law,) to be seized and attached; and that unless the said Oliver Peabody 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 Oliver Peabody, will be sold for the payment and satisfaction of the Creditors of the said Oliver Peabody.

Dated at Fredericton, the 28th day of January, 1824.

JOHN SAUNDERS.

By ALEXANDER DAVIDSON, Esquire, one of His Majesty's Justices of the Inferior Court of Common Pleas for the County of Northumberland.

To all to whom it may concern GREETING. WHEREAS it having been sufficiently attested before me on the part of Thomas Maunsell and William McGuire of Richibucto, Merchants, that John Bell, late of Richibucto aforesaid, Yeoman, is justly indebted to the said Thomas Maunsell and William McGuire, in the sum of Forty-five Pounds, over and above all discounts, and likewise proved to my full satisfaction that the said John Bell has departed this Province with intent and design to defraud the said Thomas Maunsell and William McGuire, of their just dues. Pursuant to the Act of Assembly in such case made and provided, I have directed all the Estate as well real as personal, within the said County, to be seized and attached; and that unless the said John Bell do return and discharge the said debt within three months from this date, all the Estate, as well real as personal of the said John Bell, within the said County, will be sold for the payment and satisfaction of the Creditors of the said John Bell.

Dated this 30th day of August, in the year of our Lord, one thousand eight hundred and twenty-three.

ALEX. DAVIDSON, J. C. P.  
WM. END, Atty.

NOTICE is hereby given that we, the subscribers, having been appointed Trustees for all the Creditors of Edmond Kirk, late of the City of St. John, Baker, an absconding Debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Act of the Assembly in that case made and provided; and we do hereby require all persons indebted to the said Edmond Kirk, on or before the first day of May next ensuing the date hereof, to pay to us, or some of one of us, all such sum or sums of money, or other debt, duty or thing, which they owe to the said Edmond Kirk, and to deliver all other effects of the said Edmond Kirk, 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 Edmond Kirk, on or before the same day, to deliver to us, or some or one of us as aforesaid, their respective accounts and demands against the said Edmond Kirk, 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 Fredericton, this 23d day of February, A. D. one thousand eight hundred and twenty-four.

ANDREW S. RITCHIE, } Trustees.  
G. W. CLEARY, }

BY the Honorable WILLIAM BOTS FORD, Esquire, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick,

To all to whom it may concern, Greeting: NOTICE is hereby given, that upon application of John Wilson of Nel-

son in the County of Northumberland, Carpenter, 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 William Boyland, late of Glenelg, in the County of Northumberland, Pilot, (which same William Boyland 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 John Wilson and the other Creditors of the said William Boyland, 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 William Boyland 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 William Boyland within this Province, will be sold for the payment and satisfaction of the Creditors of the said William Boyland.

Dated at New-Castle, in the County of Northumberland, the thirtieth day of September, in the year of our Lord one thousand eight hundred and twenty-three.

W. BOTS FORD, Jus. Sup. Court.  
THOS. H. PETERS, Atty.

SECRETARY'S OFFICE,  
25th MARCH, 1824.

PERSONS desirous of obtaining permission to cut Pine Timber during the next Season, are hereby notified that their Petitions may now be received for Licences to be issued after the first of May next.

All Petitions for Licences to be in the following Form:—

To His Excellency The Lieutenant-Governor or the Commander-in-Chief of the Province of New-Brunswick, &c. &c. &c.

The Petition of A. B. of in the County of Humbly Sheweth—

That he is bona fide a British Subject, and a Freeholder in the Province of New-Brunswick.

That he prays a Licence to cut Tons of [Red or White as the case may be] Pine Timber, or Saw Logs, from vacant Crown Lands, situate as follows:— [Describe particularly the situation of the Land.]

That the Mark he intends to use to distinguish the Timber now applied for, is as follows:—

[Describe particularly the Mark.]

That he pledges himself to conform in all things to the Regulations made by Government, to be observed by Persons applying for Licences to cut Pine Timber; and that he is not directly or indirectly connected in the cutting of the said Timber, nor does he intend so to be, with any Alien whatever.

And as in duty bound, &c.

The Applicant to make Oath before a Magistrate, to the truth of the statement set forth in the Petition.

No Petition will be received that is not strictly in the foregoing Form.

REGULATIONS to be observed by all Persons applying for or obtaining Licences to cut Pine Timber.

1. NO Licence to be issued but upon the actual payment of the Tonnage Money for the quantity mentioned in the Licence; which Tonnage Money is One Shilling per Ton for White, and One Shilling and Four-Pence per Ton for Red Pine.

2. That the Money so to be paid, be paid into the hands of the Receiver-General of the King's Revenue; first deducting therefrom the fees of office to be paid for the Licence.—Which fees are as follow: To the Lieutenant-Governor, 10s. To the Secretary of the Province, 10s. To the Surveyor-General, 5s.

3. That no Licence be granted to any one Person to cut in any one year more than One Thousand Tons of Timber.

4. That no Licence be granted to any person not being bona fide a British Subject, and a Freeholder and Inhabitant of the Province.

5. That all Applicants for Saw Logs, pay the sum of Two Shillings and Sixpence for every Thousand Feet of Boards into which such Logs are to be sawed, reckoning Three Logs of Eighteen Feet each in length, to the Thousand; the same to be paid upon the issuing of the Licence.

6. That every Applicant for a Licence shall particularly state his place of residence—that he is a Freeholder in the Province, and bona fide a British Subject; and shall make oath to the truth of his statement, before a Magistrate.

7. Every Applicant for a Licence, to state in his Petition the Mark that he intends to use to distinguish his Timber; and no Petition to be received without such statement.

8. The Mark stated by the Petitioner, to be endorsed on the Licence, for the information of the Seizing Officer.

9. That no Licence for cutting Timber or Logs upon any Stream, shall embrace both sides of such Stream.

10. That all Licences to be granted, shall expire on the first day of May next ensuing the date of the Licence.

11. That in future, the allowance to Officers seizing Timber, shall be in lieu of all personal accounts and charges, one-third of the net proceeds of the Timber seized.

12. The Seizing Officers in the several Districts, to be the Surveyors for laying out the Timber Births in their respective Districts, and no other persons to be employed for that purpose.

13. The Seizing Officers to retain the Licences until they shall have marked off the Births, and if they shall find that any Timber has been cut previous thereto, they are to return the Licences to the Receiver-General's Office, and to seize all Timber which they shall find to have been so cut upon the Land mentioned in such Licence. And such Licence shall be forfeited, unless the Applicant shall make it appear that such Timber was not cut by him or for his use.

14. All Timber and Logs found without a Mark, or with any other Mark than that mentioned in the Licence, shall be seized; and any person having a Licence, and being found in possession of more Timber, marked with his Mark, than is expressed in his Licence, the whole shall be seized and forfeited, unless the person claiming such surplus Timber shall make it appear to the satisfaction of the Seizing Officer, that such surplus was cut upon private Property.

15. Persons obtaining Licence, shall not be permitted to range through the ground allotted to them, and select the best Timber, but shall cut to the extent of their Licence all Pine Trees that are sound and large enough to square twelve inches.

16. Seizing Officers to inspect all Timber Births and Brows within their respective Districts, before the Timber be floated in the Spring, for which service they shall be allowed Twenty-five Shillings per day, for the time they are employed, but not to exceed £50 each, in any one year, over and above their share of any seizures to be made.

17. Applicants for Red Pine Timber, to pay therefor One Shilling and Four-Pence per Ton; and persons wishing to cut both Red and White Pine, to take separate Licences.

18. Licences being granted in any District for Red Pine only, shall not preclude other Applicants from obtaining Licence to cut White Pine on the same ground.

19. Seizing Officers to give Bond, with two Sureties in the sum of £1000, and to be sworn to the faithful discharge of their duty.