

THE NEW-BRUNSWICK ROYAL GAZETTE



VOLUME XIII.]

TUESDAY, 10TH OCTOBER, 1826.

[NUMBER 33.]

THE GAZETTE.

By His Excellency Major-General Sir Howard Douglas, Baronet, Lieutenant-Governor, and Commander-in-Chief of the Province of New-Brunswick, &c. &c. &c.

HOWARD DOUGLAS.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to Tuesday the Twelfth day of September next; I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the Second Tuesday in December next ensuing.

Given under my Hand and Seal at Fredericton, the thirty-first day of August, in the Year of our Lord one thousand eight hundred and twenty-six, and in the seventh Year of His Majesty's Reign. By His Excellency's Command. WM. F. ODELL.

By the Honorable John Murray Bliss, Esq. one of the Justices of the Supreme Court of Judicature for the Province of New-Brunswick.

NOTICE is hereby given to all whom it may concern, that upon application of James S. Woodhouse 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 John Leper, Patrick M'Manus, and John Carland, late of Fredericton in the County of York, and Province aforesaid, (which said John Leper, Patrick M'Manus, and John Carland, have departed from and out of the limits of this Province, or are concealed within the same with intent and design to defraud the said James S. Woodhouse, William Peters, and Thomas W. Peters, and the other creditors of the said John Leper, Patrick M'Manus, and John Carland, if any there be, or else to avoid being arrested by the ordinary process of the Law, as it is alleged against them), to be seized and attached and that unless the said John Leper, Patrick M'Manus, and John Carland, do return and discharge their said debt or debts, within three months from the publication hereof, all the estate as well real as personal of the said John Leper, Patrick M'Manus, and John Carland, within this Province, will be sold for the payment and satisfaction of the Creditors of the said John Leper, Patrick M'Manus, and John Carland.

Dated at Lincoln, the Thirteenth day of September in the year of our Lord one thousand eight hundred and twenty six.

J. M. BLISS.

CHARLES S. PUTNAM ATTORNEY AT LAW FOR JAMES S. WOODHOUSE, et al

By the Hon. John Saunders, Esquire, Chief Justice of the Province of New-Brunswick.

NOTICE is hereby given to all whom it may concern, that upon application of Nathan Andrews and David Andrews at present of Gagetown in Queens County, Ship Carpenters, to me duly made, pursuant to an Act of the Legislature of the said Province made and provided for relief against absconding debtors, I have directed all the estate, as well real as personal, of Israel I. Oakes, late of the Parish and County aforesaid, Yeoman; which said Israel I. Oakes hath either departed from and without the lines of the said Province, or is concealed within the same, with intent and design to defraud them the said Nathan and David,

or else to avoid being arrested by the ordinary process of Law, as is alleged against him, to be seized and attached, and that unless the said Israel I. Oakes do return and discharge his said debts within three months after publication of this notice, all the Estate, as well real as personal, will be sold for the payment and satisfaction of his Creditors.

Dated the 20th day of May 1826.

JOHN SAUNDERS, Chief Justice.

NEW-BRUNSWICK, } The eighth day of July in
IN CHANCERY } the year of our Lord one
thousand eight hundred and twenty-six

Present His EXCELLENCY the CHANCELLOR.

WHEREAS the appointment of persons to be clerks in the Court who reside in different parts of this Province and are remote from the place where the sittings of the Court are held, has been the occasion of great inconvenience, and has exposed the records and papers of the Court to accident and loss: It is therefore ordered that all the appointments heretofore made of persons as clerks of the Court, be, and the same are hereby revoked and vacated: and it is further ordered, that the Registrar of this Court be the officer in lieu of the clerks to transact and file all proceedings by bill, and answer and to have the custody of all Record papers, and proceedings relating to cases in equity, and to make and sign all office copies thereof, and to enroll the decrees of the Court, and to sign and seal all writs and process on the equity side of the Court, and to perform all other such like service, which appertained to the office of clerks of this Court.

By order of his Excellency the Chancellor D. L. ROBINSON, Registrar.

PROVINCIAL AUDITOR'S OFFICE Fredericton, 9th Aug. 1826.

ALL Persons who have received and who have not yet accounted for the Expenditure of any public monies entrusted to their care and expenditure are hereby required to make up and transmit their several Accounts (post paid) to this office duly attested, and with the proper Vouchers in their support, by the first day of December next, or their Defaults will be reported to His Excellency the Lieutenant Governor as directed by the Act of Assembly "for the better examining and auditing the Public Accounts of this Province."

The Accounts must be stated Dr. & Cr. with the Province, and the warrants credited each separately, and the purpose for which granted. The payments made must have distinct Vouchers applying to each Charge and corresponding in number and Amount: The Accounts must state whether any and what parts of the work have been done by Contract, also the names of the Contractors, the nature of the contract, whether by the rod or other distance, or so much for the whole, or in what other way? how the Contract has been performed and what sums have actually been paid?—If done by Days work to state the names of the workmen, the rate of wages per day of each man whether found in provisions or not? the number of days which each man has worked, the amount paid to each man, the quantity of work done, and the mode in which the same has been performed; The proper receipts must accompany the accounts of all monies paid by the commissioners, and (if the same are Signed with a mark) they must be witnessed by at least one respectable

witness:—The Commissioners Account must be attested to before a Justice of the Peace, and the Oath must be in the following form or to that effect viz. "We A. B. & C. D. the Commissioners within named do make Oath that the foregoing Account is correct and true and that the several sums therein mentioned as paid have actually been paid by us as therein Stated"

"Signed A. B. C. D."

"Sworn the day of 1826 before Justice of the peace"

The Commissioners in signing their Accounts will please to add their places of residence.

S. D. STREET, Prov. Auditor.

On Monday night the 28th August, a most melancholy and heart rendering catastrophe occurred in Coos co. N. H. near the Notch, so called, of the White Mountains. The particulars of the shocking occurrence are as near as we can ascertain them, as follows:—A sudden and powerful fall of rain on the day previous occasioned an overwhelming and appalling avalanche or slip from the mountain, into Saco River, which carried devastation and death in its course. On the night above mentioned, at about twelve o'clock, the family of Capt. Samuel Willy, consisting of himself, his wife, five children, and two hired men, named Allen and Nickerson, were alarmed by the boisterous elements, and rushed out of their house to save themselves from its ruins, in case it should be swept away: But, alas! they were all carried down and crushed to death by the mass of sliding earth, rocks, timber, &c. The bodies, [says a letter of the 3d inst. to a gentleman of this place,] of Mr. and Mrs. Willy, and Allen, were found on Thursday afternoon, about 2 o'clock, seventy or eighty rods from or below the house, amidst a mass of water, mud, wood and stones, mangled in a most shocking manner—too horrid to describe; particularly Allen, who, it appears, from the situation in which he was found, was endeavoring to save the life of Mrs. W. as they were but a few feet apart." Neither the bodies of the children, or that of Nickerson, had been found on Friday night last, and little hope was entertained of their

ever being found; as many of the inhabitants of the neighborhood had used their utmost exertions for that purpose. The writer of the letter above alluded to, gives the following additional particulars of this truly melancholy event:—The place is most awful—past describing by any one. If I should say the mountain had fallen on either side, perhaps I should not say too much. The sides of the mountains have come in contact for nearly two miles in length, which has raised the bed of the river many feet. From the best calculation we could make, the slide which swept off Mr. Willy's family was the last that came from that part of the mountain: it started directly back of the house, two hundred rods up the mountain, and came down in a body within four or six feet of the house; it then divided and one part went a few feet south and the other north of the house, and took with it about thirty feet of the stable; the two wings immediately closed in front of the house. In all probability, the most of the family if not all of them were in bed, for most of their clothes were found lying as usual on retiring at night. At this awful moment, amidst thunderings of rocks, the crushing of trees, and rushing of mud and water, these nine souls fled out of the house for refuge, But, alas! destruction was their lot; for when they had come to the door the two wings of the slip were ready to receive them—a horrid sight—an awful scene—who can think of it and not sigh—whose eyes could look upon the spot and not overflow with tears."

The mangled remains of Mr. and Mrs. Willy and that of Allen, were interred on the day following the melancholy catastrophe.—*Soco Palladium.*

A CASE of trismus, or lock-jaw, was lately cured at Finsby Dispensary, by opiate friction—for three weeks, an ounce was daily forced into the frame by this mode of cutaneous application.

A chorea or St. Vitus's dance, was also cured by steel pills, in which were mixed a dram and a half of ser-vi-vi-ri-ol, and two of myrrh, given to the patient in doses of three each, every six hours.