

Hon Wardshipman

THE NEW-BRUNSWICK ROYAL GAZETTE



VOLUME XIV.]

TUESDAY, 8th MAY 1827.

[NUMBER 10.]

THE GAZETTE.

PUBLIC NOTICE

Whereas it is hereby given that the undermentioned Wharves in the Port of Saint John, have been approved for the landing and securing Lumber and Staves from the United States, for exportation to the West Indies under the Act of VI. Geo. IV. Cap. 114.

Messrs. Leavitt & Co's. Wharf, in Nelson Street.

Messrs. Barlow & Son's Wharf, at York Point.

Messrs. Crookshank & Walker's Wharf, near York Point.

Messrs. Hugh Johnston & Co's. Wharf, Saint John street.

Published by Authority.

Circular to the Magistrates of the County of York.

SECRETARY'S OFFICE,
Fredericton, 9th March, 1827.

SATISFACTORY assurances having been conveyed to His Majesty's Government of the earnest wish of the Government of the United States to reciprocate the conciliatory disposition shown in regard to the Disputed Territory, at the upper part of the River Saint John, it is most desirable, until the question relating thereto shall be finally settled, that no new settlements shall be made, or any timber or other trees felled, in the wilderness part of that Territory, nor any act done which may change the state of the question as it existed when the Treaty of Ghent was executed.

I am therefore commanded by His Excellency the Lieutenant-Governor to desire that you will be vigilant and use your utmost diligence to discover any attempts which may be made by any of His Majesty's subjects to intrude upon any part of that Territory with a view to make settlements or to procure timber, and to make immediate representation thereof to His Majesty's Attorney General, that legal steps may be taken to punish such Intruders and Trespassers; and should you discover similar attempts to be made by any other persons whether unauthorized or appearing to act under colour of authority, that you will use your best endeavours to ascertain the names of such persons and report the same to me, with affidavits to establish the facts, for His Excellency's consideration.

I have the honor to be &c.
(Signed) WM. F. ODELL.
To A. B. Esq. one of the Magistrates of Y. County.

Head Quarters, Fredericton,
30th April, 1827.

MILITIA GENERAL ORDERS.

His Excellency the Lieutenant-Governor and Commander-in-Chief, is pleased to make the following Promotions &c.

1ST BATTALION KING'S COUNTY MILITIA.

To be Captains.
Lieut. Caleb Flewelling, vice Belyea re-
tired with his Rank, dated 28th April
1827.

Lieut. Philip Nase, vice Harding do.
do. 29th do. do.

Lieut. Benjamin B. Crawford, vice
Whepley, do. do. 30th do. do.

To be Lieutenants.

Ensign Thomas Flewelling, vice Caleb Flewelling, promoted, dated 28th April, 1827.

Ensign Andrew Hamm, vice Nase do.
29th do. do.

Ensign Joseph Lyon, vice Crawford, do.
30th do. do.

To be Ensigns.

Sergeant James Williams, vice Lyon,
promoted, dated 28th April 1827.

Sergeant Gabriel Wordon, vice T. Flewelling, do. 29th do. do.

Sergeant James Reid, vice Hamm, do.
30th do. do.

To be Adjutant.

David Wetmore, Junior, with the Rank of Captain, vice Condle, who resigns, dated 1st May, 1827.

3D BATT. WESTMORELAND.

To be Captain.

Lieut. John Smith, vice David Akerley, resigned, dated 30th April, 1827.

To be Lieutenant.

Duncan Read, vice Smith, promoted,
dated 30th April, 1827.

To be Ensign.

Joseph Turner, Gent., dated 30 April
1827.

By Command,

GEO. SHORE, A. G. M. F.

NOTICE is hereby given the we the subscribers have been duly appointed Trustees for all the Creditors of John Kerchum Smith late of the Parish of Woodstock, in the County of York, Tanner, an absconding debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Acts of Assembly in that case made and provided: And we do hereby require all persons indebted to the said John K. Smith, on or before the first day of July next 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 John K. Smith, and to deliver the other effects of the said John K. Smith, 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 John K. Smith on or before the said first day of July next, to deliver to us or some or one of us as aforesaid, their respective accounts and documents against the said John K. Smith in order that right and justice may be done agreeably to the form of the said Act of Assembly in such case made and provided.

Given under our hands at Fredericton in the said County of York, the eighteenth day of April one thousand eight hundred and twenty-seven.

D. L. ROBINSON,
G. MINCHIN,
Wm. TAYLOR, } Trustees.

NEW-BRUNSWICK,
In Chancery.

The eighth day of March in the eighth year of the Reign of King George the Fourth.

Between { Ward Chipman, Complainant and
Niel Friell, Defendant.

FORASMUCH as the Court is this day informed by Mr. R. F. Hazen, of Counsel for the Complainant, that the Complainant, on the fourteenth day of February one thousand eight hundred and twenty-seven filed his Bill in this Court against the said defendant, as by the Certificate of the Register of this Court appears and took out process of Subpoena returnable on the Saturday next after the third Tuesday in February, then requiring the said defendant to appear and answer the same, but that the said defendant Niel Friell, is gone out of the limits of this Province, and has been absent therefrom for the space of twelve months last past as by affidavit appears, and the said Certificate and affidavit being read and the truth of the above allegations being made out to the satisfaction of this Court, It is ordered that the said defendant do appear to the Complainant's Bill on or before the ninth day of September next.

By the Court.

D. L. ROBINSON, Reg'r.

ROBERT F. HAZEN,
Complainant's Solicitor.

NEW-BRUNSWICK,
In Chancery.

The eighth day of March in the eighth year of the Reign of King George the Fourth.

Between { Ward Chipman Complainant and
James M'Ever, Defendant.

FORASMUCH as the Court was this day informed by Mr. R. F. Hazen of Counsel for the Complainant, that the Complainant on the fourteenth day of February one thousand eight hundred and twenty-seven filed his Bill in this Court against the said defendant, as by the certificate of the Register of this Court appears and took out process of Subpoena, returnable on the Saturday next after the third Tuesday in February then next requiring the said defendant to appear and answer the same, but that the said defendant James M'Ever, is gone out of the limits of this Province and has been absent therefrom for the space of twelve months last past as by affidavit appears and the said certificate and affidavit being read, and the truth of the above allegations being made out to the satisfaction of this Court, It is ordered that the said defendant do appear to the Complainant's Bill on or before the ninth day of September next.

By the Court.

D. L. ROBINSON, Reg'r.

ROBERT F. HAZEN,
Complainant's Solicitor.

NEW BRUNSWICK,
In Chancery.

The eighth day of March in the eighth year of the Reign of King George the Fourth.

Between { Ward Chipman Complainant and
David Swan impleaded } Defendants
with Matthew Graham.

FORASMUCH as the Court was this day informed by Mr. R. F. Hazen of Counsel for the Complainant, that the Complainant, on the twenty fourth day of August one thousand eight hundred and twenty six, filed his Bill in this Court against the said David Swan and Matthew Graham, as by the certificate of the Register of this Court appears and took out process of Subpoena returnable on a Saturday next after the second Tuesday in October then next, requiring the said David Swan and Matthew Graham to appear to answer the same, but that the said David Swan is gone out of the limits of this Province and has been absent therefrom for the space of twelve months last past as by affidavit appears, and the said certificate and affidavit being read, and the truth of the above allegations being made out to the satisfaction of this Court, It is ordered that the said David Swan do appear to the Complainant's Bill on or before the ninth day of September next.

By the Court.

D. L. ROBINSON, Reg'r.

ROBERT F. HAZEN,
Complainant's Solicitor.

DEATH OF THE EMPRESS OF BRAZIL
To the Editor of the Albion.

"SIR.—Though I have seen the death of the Empress of Brazil mentioned in different newspapers, yet never having heard any particulars, or cause assigned for it, I thought my sending you an extract of a letter from a gentleman in Rio Janeiro to a friend in New-York, might prove interesting to you and your friends.

The letter is dated the 11th of December last, and says, "The Empress died yesterday at half past 10 o'clock, much regretted by all around her, by whom she appears to have been much beloved. There are various reports respecting her death: some say she was poisoned; others, that the Countess of Santos struck her with her elbow;—but the story most to be relied on is as follows. A few days before the Emperor started on his present expedition, the Countess of Santos, daughter by the Emperor (who gave her this title) told the Emperor that a favourite servant of the Empress had been impudent to her; on which the Emperor ordered that the servant should receive one hundred lashes. On hearing this, the Empress requested the Emperor to mitigate the punishment, and said that the child was in error, on which the Emperor flew into a violent passion, and forgetting the delicate situation of the Empress, offered her personal violence; which, producing miscarriage, succeeded by mortification, caused her death.

The Countess of Santos, who was first lady of honour to the Empress, and at this time, in like circumstances, has been obliged to fly to the Minister of War, for protection, until the Emperor returns: he is momentarily expected, as three vessels, and as many messengers were immediately despatched for him. Meantime, the Empress is dressed in state, and placed in a chair for all the subjects to express their devotion to her, by kissing her hands, &c. The forts and vessels in the harbour, have been firing minute guns ever since 5 o'clock last evening. The people are much incensed against the Countess, and say they will kill her, as she has been the cause of the death of the Empress."

Distressing Occurrence.—On Thursday the 5th instant, Mr. Abraham Newkirk, Mr. John Greenman, and a Mr. Fish, were unfortunately drowned in attempting to cross the Schoharie creek in a skiff, at the ferry at Fort Hunter, five miles west of Amsterdam village. Mr. Greenman and Mr. Fish immediately sunk in the flood, in the presence of Mr. Greenman's wife and children, and a great number of spectators, and were not seen to rise. Mr. Newkirk arose, swam about 40 rods and went over the dam just below the ferry; he was followed by his wife on the bank until he arrived on a shoal, for which he evidently directed his course; on it he raised himself about half out of water, beckoned to his wife, was swept off, sunk, and seen no more!—*N. Y. Statesman.*

A letter from a Merchant at Liverpool, dated 23d Feb., quotes New-Brunswick Pine Timber 16d.—17d. The stock of timber in the market was immense, viz: 600,000 tons Pine, and 90,000 tons Birch!!!