

THE NEW-BRUNSWICK ROYAL GAZETTE

VOLUME XV.]

MONDAY, MAY 12, 1828.

[NUMBER 11.]

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. AN ORDINANCE.

WHEREAS the times of holding the Courts of Assize and Nisi Prius in some of the Counties in this Province, as appointed by an Ordinance bearing date the eighteenth day of January in the year of our Lord one thousand eight hundred and twenty five, have been found inconvenient; And whereas it is fit that a Court of Assize and Nisi Prius, should be held in the newly erected County of Kent, at a certain and fixed time, once in every year. I do therefore, by and with the advice and consent of His Majesty's Council, hereby ordain and declare, that from henceforth, the times for holding the Courts of Assize and Nisi Prius, appointed in and by the said recited Ordinance, should be altered, and newly appointed, with regard to the several Counties hereinafter mentioned, in manner following, that is to say; that the Court appointed to be holden in the County of Northumberland, on the fourth Tuesday of September, shall, in lieu thereof, be holden on the last Tuesday in June, in each and every year; that the Court appointed to be holden in the City and County of Saint John, on the fourth Tuesday in August, shall in lieu thereof, be holden on the third Tuesday in June, in each and every year; and that the Court appointed to be holden in Kings County, on the fourth Tuesday in July, shall, in lieu thereof, be holden on the fourth Tuesday in August, in each and every year. And I do further, by and with the advice and consent aforesaid, ordain and appoint that a Court of Assize and Nisi Prius, shall be holden in and for the said County of Kent, on the fourth Tuesday in September, in each and every year. The said several Courts hereby appointed to continue for so long time as may, in the opinion of the Judges, holding such Courts respectively, be necessary for the dispatch of the business of the respective Counties, and the said Courts shall be governed themselves accordingly.

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

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

By Authority.

WHEREAS it has been represented to His Excellency Sir Howard Douglas, the Lieutenant-Governor, by the Commissioners for Indian Affairs, that some Persons have been, or are in treaty with certain Indians in this Province, for the Purchase of their Right in the Lands upon which they are settled, by His Majesty's Grace; This is therefore to caution all Persons against entering into any such contract or purchase, as the Indians have no power to convey away the Lands known as Indian Reserves, or in any manner to part with their Right therein. And all persons will consequently take especial notice, that any occupant, or purchaser, under such a contract or bargain, is liable to be, and will be, treated as a Trespasser on the Crown Lands, and will be further prosecuted accordingly.

By Authority.

WHEREAS in pursuance of the directions contained in the Act 6th Geo. 4th Cap. 114, the Collector and Comptroller of His Majesty's Customs at the Port of St. Andrews, have appointed a Warehouse belonging to Messrs. Scott, M'Laughlin, & Co, for the purpose of the said Act; and have declared that the Goods in the same Act enumerated, may be there Warehoused on the first entry, without payment of any duty from and after this date.

Public notice, therefore, is hereby given, by order of His Excellency the Lieutenant-Governor, for the information of all concerned.

Dated the eighteenth day of April, in the year of our Lord one thousand eight hundred and twenty-eight.

SURVEYOR-GENERAL'S OFFICE,
14th APRIL, 1828.

IN consequence of certain changes in the appointment of Deputies in the Surveyor-General's Department having taken place too late for insertion in the Almanack of the current year;

the following list of Deputy Surveyors is published for the information of the Public.

County of York, James A. MacLachlan, Esq.,
Andrew Blair,
Daniel I. Esty,
Wm. Macdonald,
John I. Hammond,
Wm. Harley,
James Davidson,
B. R. Fouett,
Mark Scully,
Wm. J. Layton,
Daniel Hannington,
Westmoreland, Philip Palmer,
Eben. Cutler,
S. S. Wilmer,
C. D. McCardy,
Reuben Stiles,
R. C. Minnette,
Robert Toulis,
Anthony Lockwood,
Saint John, Samuel Fairweather, jun.
Alexander Burnet,
John Macdonald,
Colin Campbell,
H. M. G. Garden,
C. R. Hatheway,
C. L. Hatheway.

BY AUTHORITY.

Fredericton, 11th June, 1827.

It has been represented to His Excellency the Lieutenant-Governor, by the Commissioners for superintending the Indian Affairs in this Province; that persons are in the habit of trespassing upon their clear Lands, and are thereby causing great injury to the said Lands, and are also committing various other offences against the Laws of the Province: Notice is hereby given, that the Officers of the Crown may be immediately instructed to proceed against the parties so offending with all possible rigour and dispatch. And in those cases in which the Land shall be in the possession or cultivation of an individual they will lay them before the Lieutenant-Governor, and recommend the expediency of an action being entered and carried on by the Commissioners in the name and on behalf of the Party aggrieved.

Hon. S. P. HURD,
Rev. Archdeacon BEST,
C. S. PUTNAM, Esq.,
Commissioners for Superintending the Indian Affairs.

By Authority.

Surveyor-General's Office,
21st May, 1827.

IN consequence of the late regulations regarding the disposal of Lands in this Province, the Surveyor-General feels it his duty to request the attention of the gentlemen holding deputations under him, to the necessity of the immediate execution of those orders of survey, at present in their hands, and to an active and punctual performance of all future orders of survey: and it being a matter of extreme importance to the interests of those individuals to whom Lands have been allotted by His Excellency the Lieutenant-Governor and His Majesty's Council, in conformity with the mode of granting Lands hitherto practised in the Colony, to be put without delay in possession of their Titles from the Crown, he trusts they will lose no moment when a Deputy notifies to them the receipt of an order of survey in their favor, in attending to him to have it executed; and he begs at the

same time to remind them that their failing to avail themselves of this communication will be entirely at their own risk.

BY AUTHORITY.

WHEREAS in pursuance of the provisions of two Acts of Parliament, passed in the sixth year of the Reign of His present Majesty, cap. 73, and cap. 114, the Collector and Comptroller of His Majesty's Customs, at the Port of St. John, have appointed a Warehouse, belonging to J. and J. G. Woodward, on the South Market Wharf, in the City of Saint John, in this Province, for the purpose of the said Acts, and have declared that the Goods in the same Acts enumerated may be there Warehoused on the first entry without payment of duty, from and after this date.

Public notice, therefore, is hereby given by order of His Excellency the Lieutenant-Governor, for the information of all concerned.

Dated the twenty fifth day of March, in the Year of our Lord one thousand eight hundred and twenty eight.

SECRETARY'S OFFICE, 8TH MARCH, 1828.

Numerous Petitions having been presented to His Excellency the Lieutenant-Governor, setting forth that many persons who had obtained Minutes of Council for Lands, for which, owing to the particularly distressed state of the country, they have been hitherto unable to take out their Grants, and praying for further time; His Excellency, with the advice of His Majesty's Council, has been pleased to extend the time within which persons who have obtained minutes of Council for allotments of Land may apply for their Grants, until the first day of January next: And all such persons as shall neglect so to apply within the time limited, will be considered as having forfeited their allotments.

NOTICE is hereby given, that we the subscribers have been duly appointed Trustees for all the Creditors of John Gillan, late of the Parish of Northesk, in the County of Northumberland, Lumberer, an absconding debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Acts of the General Assembly, in that case made and provided: And we do hereby require all persons indebted to the said John Gillan, on or before the first day of August 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 things which they owe to the said John Gillan, and to deliver the other effects of the said John Gillan, 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 Gillan, on or before the said first day of August next, to deliver to us, or some or one of us as aforesaid, their respective accounts and documents against

the said John Gillan, in order that right and justice may be done agreeably to the said Acts of the General Assembly in such case made and provided.

Given under our hands at Newcastle, in the said County of Northumberland, the twenty-third day of April, one thousand eight hundred and twenty eight.

JOHN FRASER,
THOMAS C. ALLAN,
ROBERT LICERTWOOD, } Trustees.

NOTICE is hereby given, that we the Subscribers have been duly appointed Trustees for the creditors of John Leper, Patrick M'Manus, and John Carland, late of Fredericton in the County of York, Absconding Debtors, and have been 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 John Leper, Patrick M'Manus, and John Carland, or to either of them, on or before the eighteenth day of June 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, Leper, Patrick M'Manus, and John Carland, or to either of them, and to deliver the other effects of the said John Leper, Patrick M'Manus, and John Carland, or of either of them, which they or any one 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 Leper, Patrick M'Manus, and John Carland, on or before the said eighteenth day of June next, to deliver to us, or some, or one of us, as aforesaid, their respective accounts, and documents, against the said John Leper, Patrick M'Manus, and John Carland, 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 March, one thousand eight hundred and twenty eight.

T. L. LANGEN,
G. P. BLISS,
MARK NEEDHAM, } Trustees.

NOTICE is hereby given that we the subscribers have been duly appointed Trustees for all the Creditors of Samuel Cornwall, late of the Parish of Dorchester, in the County of Westmorland, Mariner, 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 Samuel Cornwall, on or before the first day of June 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 things which they owe to the said Samuel Cornwall, and to deliver the other effects of the said Samuel Cornwall 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 Samuel Cornwall, on or before the said first day of June next, to deliver to us or some or one of us as aforesaid, their respective accounts and documents against the said Samuel Cornwall, 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 Dorchester in the said County of Westmorland, the eighth day of February, one thousand eight hundred and twenty eight.

CHARLES F. ALLISON,
MANSFIELD B. CORNWALL,
THOMAS KEILOR, } Trustees.