LIEUT. MAXWELL AND THE CHEV-

List to the boastful shouts of Gallia's train In proud defiance sounding o'er the main; Moor'd is their ship beneath her country's lee, Where bristling guns are pointed to the sea; From tower and battlement all threat'ning woe, And death, and terror, to their British foe.

Far to the west, two moving specks combine, To break the dim herizon's even line; Peaceful they float amid the ocean's foam, The sea their bed, the restles wave their home, Around their track, the monsters of the deep, As struck with conscious fear, a distance keep; Above, thy ensign, Mistress of the seas Waves its rich folds upon the evening breeze And Britain's awful thunder, triple stor'd, Prompt at a moment, sleeps on either board.

And now the gentle breath of evening bore Those shouts of loud defiance from the shore, To where, becalm'd, the British vessels lay, Startling the timid sea-fowl on their way-And there,-no answering shout was heard to

sweep, Along the level bosom of the deep, But swords were girded on, and hearts beat high And courage beam'd in every seaman's eye: One fervent sentence only found its way. "Ere morn yon ship must own Britannia's

From the two ships the chosen bands descend, And in their boats, in order due, attend, Awhile they linger for the coming night. Then mount the waves and hasten to the fight But ere the station of their hopes they gain, They spy some lonely wand'rer of the main, Whom to pursue their chief now quits his course And with him draws one third of their full force: The rest move on in silence toward the land, Their fav'rite MAXWELL" now in chief com-

Beneath a jutting point their boats they guide, And hid below their foeman's cannon ride; Impatient at their friends' delay they burn, And wait, but wait in vain, for their return : At length their youthful chief the silence broke, Attention fix'd his comrades while he spoke,-

"'Tis strange, our friends so eager to invade Their country's boasting foes, have thus delay'd To chace a shadow while the substance stands Tempting the courage of our British bands: See there in proud defiance how she floats. While here, in vain, we wait our truant boats Our hope is lost, for soon the rising day, Will shew our puny force, an easy prey ; A thousand messengers shall fence the main, And stop our progress to the ships again. What yet remains? for, baffled once before, We left without a stroke their hostile shore; While shouts derisive still pursued our way, From the glad thousands of yon prison bay.

Yet why despair ?- the glory in our view-The path of honor-we may yet pursue: Small is our number, true, but to our hearts This daring deed a bolder pulse imparts; Let us at once surround our destin'd prize With all the force our desperate case supplies Sudden and fierce, with British courage fir'd, Attack those boasters. By our hopes inspired Before us soon we'll cause the host to fly, Plunge in the waves, or meet our force and die; And this light breeze the vanquish'd shall con-

Close to oor ships, ere dawns the op'ning day: Whilst the proud armaments of France and Spain That fill you harbour, spend their rage in vain, And Albion's sons repeat the grateful boast, That not in rain we range the hostile coast. For me, this trusty sword which long I've

A brother's gift, consign'd till my return From these rude wars, where scenes of carnage

Th' unwilling heart forbidding it to feel— This sword, I've sworn, shall never seek a

"Till its lord rests in victory or death!"
Thus said, in haste the shining blade he drew, And in the waves its idle scabbard threw.

Twere vain attempt to paint that desperate strife, Where foes conflicting fought for fame and life Not e'en the warrior, when the battle's done. The danger over and the laurels won, Can half describe, tho' bless'd with fancy warm, The force that nerv'd his own resistless arm,

While death insatiate view'd the dreadful fray, And mark'd the struggling victims as his prey!
Enough to say, our Tars, ere morning's light, O'er thrice their numbers, gain'd that desperate

And as the first faint sunbeam ting'd the main, The gallant MAXWELL join'd his ship again, While o'er the vanquish'd bark our Ensign flies, And speaks the bold Chevrette Britannia's prize

* This celebrated young sailor was the third son of James Maxwell, Esq. of Monteith, Grand Falconer of Scotland, and son of Sir Alexander Maxwell, Bart. and Lady Jane Mongomery, daughter of the Earl of Eglintoun. At one period in the reign of George III. there were seven sons of this brave stock—three of whom were post captains—in the British service; and taking into account their number, in conjunct taking into account their number, in conjunction with their well tried courage and military capacity, we may reasonably suppose that they disposed of as many of the enemies of their coun-try as did any other family in Great Britain, during the whole course of the French war.

ring the whole course of the French war.

SIR MURRAY, the spirited commander of the Alceste, was the oldest brother; and Archibald Mongomery (at present Lieut. Colonel of the gallant 36th,) is the youngest, and only survivor of this once numerous and still distinguished family. During the late excitement on the Boundary question, he, the colonel, held the command of the most difficult station in that quarter, under Major General Sir John Harvey. We need not add that the trust was faithfully executed.

From the Royal Gazette, of Wednesday.

BY AUTHORITY.

By His Excellency Major General Sir John Harvey, K. C. B. and K. C. L. S. H. Lieutenant Governor and Com-mander in Chief of the Province of New Brunswick, &c. &c. &c.

J. HARVEY, Lt. Governor. A PROCLAMATION.

HEREAS the GENERAL ASSEMBLY of fourth Tuesday in December instant; I have thought fit further to prorogue the said GENERAL ASSEMBLY, and the same is hereby prorogued to Wednessay the twentieth day of Jannary next, then to meet at Fredericton for the despatch of business.

Given under my Hand and Seal at Fredericton, the fourth day of December, in the year of our Lord one thousand eight hundred and forty, and in the fourth year of Her Majesty's reign. By His Excellency's Command, WM. F. ODELL.

CIVIL APPOINTMENT. The Rev. I. W. D. Gray, to be added to the Board of Education, for the City and County of

HEAD QUARTERS, FREDERICTON,

MILITIA GENERAL ORDERS. Her Majesty having been graciously pleased, upon the recommendation of His Excellency the to be paid at the time of sale and the remainder Lieutenant Governor and Commander in Chief, within 14 days after.

The Artillery Company attached to the 2d Battalion Charlotte County Militia, will form a part of the New Brunswick Regiment of Artilof their respective Commissions.

IN COUNCIL, December 2, 1840.

The undermentioned applicants for the purhase of Crown Lands, may have the tracts apchase of Crown Lands, may have the tracts ap-plied for by them on the following terms, if payment be made before the 10th day of February next, and five shillings additional will be char ged on each purchase, for postage, &c.

GLOUCESTER James Forien, Jr. 3s. per acre, down. NORTHUMBERLAND.

John Finlay, 3s. per acre, down. J. T. L. Dickens, do.

WESTMORLAND.
Andrew F. Martin, 3s. per acre, down. Sylvester Hanson, do. Robert Turner, CHARLOTTE.

John Ash, 3s. per acre, down. SAINT JOHN.

John Keefe, 3s. per acre, down, on his payng Moses Spragg for the survey. John Kingston, 3s. per acre, down.

Archibald Downs. 3s. per acre, down, on

John A. Street. A. C. O. Trentowsky. Richard Roach. Marcus Parlmer. Hezekiah Stoddard. William Farley. William Ketchum. Charles Connell.

deferred for want of survey.

Michael O'Douel. David D'Aigle Michael O'Douel. John Welch. William Prince. Edward Stevens, 2d. James Lewis. William Stuart. Abner Jones, Hugh Wallace. Mariner Leeman Andrew Waters Dennis Mahoney. Edward Smith. John Landers. Nathan Kinne John Rideout. Duncan M'Donald. Felix M'Carty Duncan Dewar. Anthony Cain. Hiram Stevens.

Daniel Malcolm. John Tremble Robert Robinson. John B. Robicheau. Henry Mawhaney, The answers to the Petitions of the undermentioned persons are as follow:Robert Porter, complied with. Nathaniel Mooers,

Estabrooks M'Neal, Thomas Pickard, Joshua Knight, Charles K. Smith, John S. Taylor, John Campbell, Joseph F. Estabrooks,

Hiram Edgett,

James Albee, not complied with,

William Craig, Taxes River, John Humphreys, New Canaan, Francis Fulton, Salmon River, Robert Ritchie, Upsalquitch. Henry Lunt, Hanweil. Cochran, Gaspereau. M. Duffey, Renous. P. Stewart, Eel River. G. Debeck, Eel River.

. H. Ryan, River St. John Jos. Cunard, Northumberland.

Jos. Cunard, Northumberland.
F. Ferguson, Bass River.
J. Mooney, Magnadavic.
John Hay, Polett River.
E. Cronkhite, Southampton.
G. Parker, New Canaan.
P. Stewart, Upsalquitch.
F. Hunter, S. W. Miramichi.
S. Reynolds, New Canaan River.
T. M. Connell, Howard Settlement.
John Wheten, Aldoine River.

T. M. Connell, Howard Settlemen John Wheten, Aldoine River. John Walker, St. Nicholas River. Thomas Cail, Coal Branch.
A. B. Sharp, Munquart.
D. Cole, New Canaan.
W. Hamilton, Upsalquitch.
Thomas Mitchell, Canoose.
R. Stevens, Begaguimic.
William Smith, Trout Brook.
B. Beveridge, River St. John. B. Beveridge, River St. John. Jos. Connell, Nashwalk River. R. S. Demil, Eel River. P. Carlyle, S. W. Miramichi.

J. Johnston, Hardwood Ridge.
J. T. Williston, Eel River.
Jos. Cunard, Bass River.
N. H. De Veber, Little River.
S. Davidson, Coverdale River.
W. Gill Magazibasi . Gill, Magaguadavic J. Thomas, (Shingles) St. James. W. Hitchings, do.

The following tracts of vacant Crown Land obedient servant, will be offered at Public Auction at this Office on Monday, the 1st day of February next.— Montreal, Nov. 24, 1840. Sale to Commence at 12 o'clock, noon.

Crown Land Office, December 3, 1840.

seems in his old age to have taken a fancy assistance in his power. The meeting then pro-for slander, inserted in his paper some very ceeded to the appointment of officers, when the for slander, inserted in his paper some very insulting queries that had been put through the Coburg Star, to Mr. DERBISHIRE, an L'Amaut King, 3s. per acre, down, for the English gentleman of talent, who passed through this Province twice during the win-English gentleman of talent, who passed upper half of the Lot.
Simon Richard, 3s. per acre, down, tor the conducts the Montreal Courier; to which Mr. D. has deemed it proper to reply, in conse quence of the uncalled for interference of Mr. NEILSON, who seems determined to leave no

bate in my own mind to answer unreservedly the necessary funds to enable him to proceed the questions you have put to me, or more properly speaking, which you have put to your The great good which Dr. Rolph has already and a specific in the second street of the second street in the sec readers against me. These questions I will give effected is a sufficient security that a better ap-

tain distinguished hotel called "The Greenland merely prefatory to the full report, which we and it is only for your own good that I fine or at some other equally celebrated have in preparation.—Toronto Patriot. The Petitions of the undermentioned persons house? and if yea, what was your occupation

during your stay at Toronto?

Answer I.—During the winter of 1838-9 I lived for a few weeks at the "Greenland Fishery," a very comfortable boarding-house in Toronto, on the Lake shore, and contiguous to Extra session. That law refers to places unthe House of Assembly, on which account it was much used by members. I had no "occu- porated town called Madawaska, which was stance of the crime of adultery. The first pation," properly so called, but passed my time incorporated by the Legislature of 1831, and case of divorce that occurs in parliamentary city and neighbourhood, and friends to whom I williamson, and it has been a matter of Roos, who was afterwards Duke of Rutland.

do.
do. on Mr. Stiles' cerent quarters, by order of the House of Commons, tificate.
Thomas M'Mackin, complied with, on satisfying the Seizing Officer and paying him £3, is expence in going to Saint John to procure a Russians in these letters, but at the time the James Albee, not complied with,
John M'Cann, do. do.
Archibald M'Nair, to stand over, and the
Minute respecting the Heirs of Sir A. Snape
Hammond to be produced.
Israel Johnson, referred to the Surveyor General for further information.
Michael M'Quade, the Petitioner to have a grant of the Lot in question.

Michael M'Quade, the Petitioner to have a grant of the Lot in question.

Acade II, however, I had "made the discovery that made the discovery that the Russian Government was in league with the American sympathizers against the Canadas" I should have thought it my duty as a British subject to communicate the fact to the "authorities in Canada." What would the Editor of the Quebec Gazette or of the Cobourg Star fave done?

Chastier 3 — Did von not write to Sir George

That no improper votes are that no improper votes are that no improper votes are that the Russian Government was in league with the American sympathizers against the Canadas" I should have thought it my duty as a British subject to communicate the fact to the "authorities in Canada." What would the Editor of the Quebec Gazette or of the Cobourg Star fave done?

Cotober, 1791, a Princess of Prussia; and in 1793 took the command of the Dutch army upon the occasion of the declaration of war

for licence to cut Timber and Logs on Crown Lands, are complied with, on payment of the duty before the 10th day of February next.

William Croix Town Arthur, or to his Secretary, or Aide-de-Camp, soliciting employment from him, in the character you had assumed at New York, we will not call it that of a spy, for that might be deemed

neither did Sir George Arthur employ me, nor afterwards took service under the

Question 5.—Did you ever solicit employment of any kind from Sir George Arthur either personally or otherwise? and if yea, what answer did you receive? did you receive

Answer 6.—I was never private Secretary either to Mr. Turton or Mr. Buller, but should not have felt degraded if I had been. I was not news collector" to either of them. The editor of the Quebec Gazette well knows that I was an attache to the late Earl of Durham. I have held no Government employment since Lord Durham's departure from Canada but in the current year, prom algated the changes introduced by him in to the fundimental law; and on the 3d of the present month abdicated the throne of the Netherlands, and adopted the title of Frederick William Count of Nassau.

A Duel.—A quarrel occurred at Jersy on Thesday in a public changes introduced by him in to the fundimental law; and on the 3d of the present month abdicated the throne of the Netherlands, and adopted the William Count of Nassau. held no Government employment since Lord Durham's departure, from Canada, but in my duty as a loyal subject of the British Crown I have omitted no opportunity of serving British interests when occasion offered. And I shall they resolved to wash out each other's blows

A DUEL — A quarrel occurred at Jersy on Tuesday, in a public place, between Mr. Herbare, when size, six years old. Whosever may hear of the same, and will give information at the Sentinel Office which may lead to her recovery, shall be suitably rewarded.

Fredericton, Nov. 28, 1840.

continue to do so to the best of my ability in de- in each other's blood. Some difficulties ha-

TERMS-Ten per cent of the purchase money THE CANADA EMIGRATION ASSOCI-

part of the New Brunswick Regiment of Artil-lery, and the Officers belonging thereto will Moses Snow and George West, Wicklow. Up-take rank in the Regiment according to the date set price, 3s. per acre. , and the Officers belonging thereto will rank in the Regiment according to the date set price, 3s. per acre.

100 acres, Carleton, being half of Lot No. 16, on the north side of the River Becaguing with half the front. Upset price, 3s. per acre.

130 acres, Carleton, being the vacancy between Wm. Wilson & Geo. M'Kenzie, Richurch Wm. Wilson & Geo. M'Kenzie, Richurch River and others all bearing the warmest wishes for the welfare of the undertaking, and promising the welfare of the undertaking, and promising following gentlemen were unanimously decla-

President-The Hon. Vice Chancellor. Vice Presidents-The Honbles. J. H. Dunn, W. Draper, John Elmsley and Isaac Bu-

President, when the business of the Meeting you speaking to? Do you mean that for me? in their order, with the answers I have to make pointment could not be made. The meeting at Question 1st.—Were you not living at Toronto during part of the winter of 1839, at a certain distinguished hotel called "The Greenland" were place. We give the above as tain distinguished hotel called "The Greenland" stead."—Mr. Rawlinson "Taking into consider transacting business of minor importance, adjourned until the evening of Wednesday next, at the same place. We give the above as

> AROOSTOOK VOTE. We do not see how the votes given at Fish immediately paid.
> River can be counted under the law of the

the belief prevalent that the American "Sym-tain whether we are right in our construction. eight were in the first 45 years, fifty in the pathisers' designed attempting some disturb-ance on the Canadian frontier on the 4th July, and I communicated that helief to the Canadian and I communicated that belief to the Canadian Authorities.—My letters have been published with many others to the same effect from differ.

Whether the Presque Isle Plantation does not include town-ships belonging to Penobscot been 26 cases of parliamentary divorce; but from that to the present time, there has not loose and so liable to be abused to mere party purposes, it is right to require that all the requirement and provisions of the act itself should be observed. As the Governor and Council are the final judges of the electorial newspapers I think were busy in discussing the question of "Russian interference" in the Caceed fairly and independently, and see to it that no improper votes are counted. We are

by the French Directory against the Stad- The above Vessels will be despatched from Hatholder of the United Provinces. He took Landrecies in 1794, retired into Holland with ciety? and if yea, did Sir George Arthur employ you? It not, why not.

Answer 3 — I did not. 1795. In 1806 he inherited the sovereignty Answer 3.—I did not at any time write to Sir of Nassau: commanded the right wing of the George Arthur, nor to his Aide-de-Camp, nor to any one whatsoever soliciting employment,—

poither did Sin Coorgo Arthur, nor to his arthur the battle of Jena; was taken prisoner, and lost his states after the battle; was I employed on his behalf in any capacity trian government, and assisted in 1809 at trian government, and assisted in 1809 at the Battle of Wagram; was recalled into the 16th of the moment when the entire of Answer 4.—Answer 2 will reply to this on the 6th December 1813; received on the uestion. 1815; was crowned on the 21st September, Answer 5.—I never desired or personally or 1815; summoned all Holland to arms on the Answer 5.—I never desired or personally or otherwise solicited or expected employment of any kind from Sir George Arthur, nor was I ever directly or indirectly, personally or otherwise, offered employment of any kind by Sir George. Question 6, and lastly,—Were you private Secretary to Mr. Turton, or to Mr. Buller? or what were you the news collector for them? or what were you the news collector for them? or what tember in the current year, promalgated the

france of all the aspersions that wilful falsehood or misguided political zeal may think it worth their while to cast upon me.—I am, Sir, your obedient servant,

S. DERBISHIRE.

Manual New 2018 1819 panied by their seconds and a surgeon. They reached Guernsey at six o'clock, "took up a position" on the north beach, and, the preli-minaries having been arranged, the parties Lieutenant Governor and Commander in Chief, and the expression of a due contrition on the part of Mr. William M. Kenzie, to consent to his restoration to his Commission in the 1st Battalion Carleton County Militia,

Captain William M. Kenzie is accordingly restored to his former rank and position in that Corps.

PROMOTIONS, &c.

PROMOTIONS, &c.

2d Battalion Saint John County Militia.

Daniel Gallagher, Gent. to be Lieutenant.
William Ball, Gent. to be Ensign.

The Artillery Company attached to the 2d

Provided the first days after.

In the present crowded state of our columns, it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which at this moment deservedly excites not only here that this moment deservedly excites not only here this two lide to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would be doing injustice to a subject, which it would ourselves reluctantly to the following outline:
At half past seven o'clock. Mr. Sheriff Jarvis
was equally lavatory with the arterial fluid; Upset price, 3s. per acre.

150 acres, Carleton, Let No. 28, 4th tier, Wicklow. Upset price, 3s. per acre.

200 acres, Carleton, between the grants to Masse Snow and George West. Wicklow. Upraculous effect of the smell of charcoal and saltpetre!-and that they had better go home; which they did, to the great amusement of Guersey and its mocquers, and to the no less relief of Jersey and her sensibilities.

The Decis

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TERMS

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J. Bedell Cashier. —Bills of the Bank

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The North Eastern Boundary .- An importo use every effort to assure it. The answer of tant work on the boundary questisn, from Lord Sydenham pledges to aid the cause of Emithe pen of the Hon. A Gallatin, will be issued gration both heart and hand, and in awarding the credit due to "the pioneers of the field," ex"The right of the Holl. A Gallatin, will be issued from the press in a few days. It is entitled,
"The right of the United States of A. The Editor of the Quebec Gazette, who presses his determination to render them every the North Eastern Boundary claimed by "The right of the United States of America to

More of Jack Sheppard .- On Tuesday a well-dressed young man, named Thomas Gorton, was charged with having assaulted Edward Watts a gentleman's coachman.— Complainant stated that, on the previous night chanan, Esq.

Complainant stated that, on the previous night as he was walking past Clarence-gardens, Secretaries—Dr. T. Rolph and Mr. Sheriff Somers-town, he happened to sing, "Nix Treasurer—W. Proudfoot. Esq. my dolly, pals fake away," when defendant, The Vice Chancellor then took his seat as who was close to him, exclaimed," Who are stone unturned, in his endeavour to reduce proceeded; deputations from the branch associ- and immediately struck him a violent blow in the government of the country and those who support it, in the estimation of the Canadian in every town and district in the Province, were in every town and district in the Province, were in every town and district in the Province, were ning of 'Nix my dolly?"—Complainant, "I populace. The following is Mr. Derbithire's answer.

To the Editor of the Quebec Gazette.

Sir,—My attention has been drawn to a re
"To the Editor of the Quebec Gazette."

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"To the Editor of the Quebec Gazette."

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"To the Editor of the Quebec Gazette."

Sir,—My attention has been drawn to a re
"To the Editor of the Quebec Gazette."

Sir,—My attention has been drawn to a re-Archibald Downs. 3s. per acre, down, on his paying S. Vaughan for the expence of the survey.

KING'S.

Noah Keith, 3s. per acre, down.

George Gill, 3s. per acre, down.

James N. Farley, 3s. per acre, down.

Larleton.

James N. Farley, 3s. per acre, down.

Philip Davis, 4th of dispelal doubts (if wit the columns of a newspaper descend to me ty name value within th plainant looked in my face and sung out, "Nix my dolly, pals fake away." I'm positive he did so to insult me, and when I expostulated with him he attempted to strike me, but he missed his aim, and I hit him inyou at all; were I to act otherwis he might proceed against you at the sessions. You'll pay Is. only for the assault."—The fine was

> Divorce. By the laws of England mar-And introductions, and receiving visits in return.
>
> Question 2.—Did you not atterwards proceed to New York and while there, did you not make the notable discovery that the Russian Government was in league with the American Sympa
> Williamson, and it has been a matter of King Charles II, attended the debates in the House on the bill for the dissolution of this !ordship's marriage, which passed only by a small majority. Bp. Burnet atributes the notable discovery that the Russian Government was in league with the American Sympathizers against the Canadas? and did you not communicate that discovery to the authorities in Canada?
>
> Answer 2.—I went from Toronto to the Falls of Niagara, and thence to Buffalo and New York. During my stay in New York I found the belief prevalent that the American "Sympathizer against the Canadas? And did you not communicate that discovery to the authorities wotes from the "town of Madawasca." By reference to the return of the limits of each newly organized town, which the late law requires to be made to the Secretary of State, the Governor and council can at once ascertain whether we are right in our construction.

> > BRITISH & NORTH AMERICAN Royal Mail Steam Ships. Under Contract with the "Lords of the Admi-

LIFAX for LIVERPOOL : 1840. 3rd. November 1.8th. 18th. December 3rd. October October November 3rd. Januar 3rd. Passage, including Provis sons, Wine, &c. To Liverpool, 25 So esteigns \$125.

To Boston, Question 4.—Had you any correspondence when you resided at New York, either with Sir George Arthur, or some of his Staff? If yea, upon what subject did you write?

The Battle of Wagram; was recalled into the 16th of the moment, and on the 16th of the moment, and the 16t

For Passage, apply to S. CUNARD, & Co. FOR SALE. THAT E Subscriber offers for Sale Five Lots and balf Lots of

LAND

Public Auction at McLEAN'S TAVERN, in Maugerville ISRAEL MERRITT.

August 23, 1840. STRAYED AWAY. A Duel.—A quarrel occurred at Jersy on needay, in a public place, between Mr. Her.