

The Gleaner

AND NORTHUMBERLAND SCHEDULES.

VOLUME V.]

Nec araneorum sane texus ideo melior, quia ex se fila gignunt, nec noster vilior quia ex alienis libamus ut apes.

[No. 55.]

MIRAMICHI, TUESDAY MORNING, APRIL 22, 1834.

LIST OF LETTERS

Remaining the Post Office, Miramichi, March, 1834.

Adams Edmund	North-West Lodge	Henry
Apleby Benjamin		M ^r Arthur John
Ache Lewis		M ^r Donald James
Barron David	Nelson	Menzies Daniel
Buggy Patt		Mahony John
Baker E.		M ^r Intire Mrs.
Black Neal		Mills Thomas
Bruelt Jaques		M ^r Donald Alexander
Beynalds Michael		Minard Mrs.
Brown John & Robert		M ^r Leod John
Brophy Patt		M ^r Leod Murdoch
Capidy James		M ^r Cullum Henry Mrs.
Coulson Robert		M ^r Kenzie Murdoch
Cameron Charles [pilot]		Milg Wm. 2
Crubb Richard & Mary		M ^r Farson John
Curvie Andrew		M ^r Grath John
Campbell Alexander		M ^r Dougle John
Cooke James		Mitchell James
Cantwell William		M ^r Farlan Ellen
Cormick Alexander		M ^r Donald Donald Bay du vin
Canty Daniel		M ^r Dougle Peter
Dunn Edward 2		M ^r Donnel Andrew
Donaldson James		M ^r Colugh Patrick
Douling James		Morison Donald
Dee William		M ^r Cabe John
Degoffre James	Point aux Car	M ^r Navill Malcolm
Duggan Sally		M ^r Molly Timoth
Dinkson & Porteous		M ^r Carthy Thomay
Delany Charies		M ^r Langli Markss
Dempster William		M ^r Naughton Daniel
Dyer James	South West	Mellon Margaret
Egan Bernard		Nanshaw John
Foster Alexander		O ^r Neil Timoth
Furlong Michae		Orn Alexander
Foisyel Robert	North West	O ^r Sulevan Daniel
Foly Jane		O ^r Arien William
Fulerton Mrs. 2		Oliver Mathew
Foy Ann Miss		O ^r Brien Richard
Ferguson John		Parcell John
Flanagan Patrick		Porter Robert
Fraser Donald	Bay du Vin	Power Manrice
Fowle George	Bay of Napan	Phelan Wm.
Gormon Lawrence		Peabody George
Gillon James		Power John
Gillis Alexander		Price Mathias
Grattan Patrick 2		Price John
Grant James	Bartibog	Queal John
Gowns John		Rogers John
Grant James		Russell John
Gibbs Valentine		Sharman Barnaby
Harrington Timothy		Stephens David
Henry Richard		Sked John
Humprey John		Shields Michael
Hammill Hugh		Simonds Sam
Horken John		Stymiest James
Hays John	Tabisintac	Smith Stephen
Hays Mary		Smith Thomas
Haynes Edward		Stothert James
Jouner Andrew		Taylor Ann Miss
Jacob Samuel		Tranter Joseph
Jenkins William		Tozer Lydia Mrs.
Keys John		Wilson Charles
Levit Joseph		Ward Turner
Loughan John		Whitmore Thomas
Love J. R.		Windle Mr.
Lorgan Mary	Douglstown	

ALL LETTERS not called for within Three Months from the date hereof, will be sent to the General Post Office, as Dead Letters. JAMES CAIE, Postmaster. Miramichi, March, 1834.

GARDEN SEEDS.

For Sale by the Subscriber, a small assortment of GARDEN SEEDS, purchased this winter at the New England Seed Store in Boston, and warranted to be of last year's growth. Also, a few pounds of RED CLOVER Seed, bought at Messrs. Broad & Fowler's sale in October last.

ALEXANDER FOSTER.

Newcastle, April 8, 1834. is5w

REMOVAL.

The Subscriber begs leave to inform his friends and the Public, that he has Removed to the opposite side of the River, nearly abreast of the town of Chatham, where he intends to carry on his Business as usual. He embraces this opportunity of returning thanks for the support he has heretofore received.

J. LACHEUR.

Miramichi, April 8, 1834. istf

THE GLEANER.

An Act to facilitate summary proceedings before Justices of the Peace, and the execution of Warrants by Constables.

Passed 22d March 1834.

Concluded.

VII. 'And whereas inconveniences often arise in summary proceedings before Justices of the Peace from a want of a General form of conviction? Be it enacted, That in all cases where a conviction shall take place, and no particular form for the Record thereof hath been directed, the Justice or Justices duly authorized to proceed summarily therein, and before whom the offender or offenders shall be convicted, shall and may cause the Record of such conviction to be drawn up in the manner and form following, or in any words to the same effect *mutatis mutandis*; (that is to say.)

County of (or as the case may be) Be it remembered, that on the _____ day of _____ in the year of Lord _____ at _____ in the County of _____ A. B. of _____ in the County of _____ Labourer (or as the case may be) personally came before me (or before us &c.) C. D. one (or more as the case may be) of His Majesty's Justices of the Peace for the said _____ and informed me (or us &c.) that E. F. of _____ in the County of _____ on the _____ day of _____ at _____ in the said _____ did (here set forth the fact for which the information is laid) contrary to the form of the Act of Assembly (or of the Imperial Parliament) in such case made and provided, whereupon the said E. F. after being duly summoned to answer the said charge appeared before me (or us &c.) on the _____ day of _____ at _____ in the said _____ and, having heard the charge contained in the said information, declared he was not guilty of the said offence (or as the case may happen to be) did not appear before me (or us &c.) pursuant to the said summons (or did neglect and refuse to make any defence against the said charge) whereupon I (or we &c. or nevertheless I or we &c.) the said Justice (or Justices) did proceed to examine into the truth of the charge contained in the said information, and on the _____ day of _____ aforesaid, at the Parish of _____ aforesaid, one credible witness to wit. A. W. of _____ in the County of _____ upon his oath deposeth and saith (if E. F. be present say in the presence of the said E. F.) that on the _____ day of _____ the said E. F. at _____ in the said County of _____ (here state the evidence as nearly as possible in the words used by the Witness and if more than one Witness be examined state the evidence given by each, or if the Defendant confess instead of stating the evidence say) And the said E. F. acknowledged and voluntarily confessed the same to be true; therefore it manifestly appearing to me (or us &c.) that he the said E. F. is guilty of the offence charged upon him in the said information I (or we &c.) do hereby convict him of the offence aforesaid, and do declare and adjudge that he the said E. F. hath forfeited the sum of _____ of lawful money of _____ for the offence aforesaid, to be distributed [or paid as the case may be] according to the form of the Act of Assembly [or of the Imperial Parliament] in that case made and provided [if the Acts as aforesaid allow costs to be awarded add] and also the sum of _____ now by me [or us &c.] adjudged to the said A. B. for the costs of this prosecution, pursuant to the said Act.] Given under my hand [or our hands &c.] and Seal [or Seals &c.] the _____ day of _____ in the year of our Lord _____

VIII. And be it enacted, That in all cases where two or more Justices are authorized and required to hear and determine any complaint, one Justice shall be competent to receive the original information or complaint, and to issue the Summons or Warrant requiring the party to appear before two or more Justices of the Peace, and after examination upon Oath into the merits of the said complaint or confession of the party, and the adjudication thereupon by any such two Justices, all and every the subsequent proceedings to enforce obedience thereto or otherwise, whether respecting the penalty, fine, imprisonment, costs or other matter or thing now enacted or to be hereafter enacted, may be enforced by either of the said Justices, or any other Justice of the Peace for the same County or City and County, in such and the like manner as if

done by the same two Justices who so heard and adjudged the said complaint, and where the original complaint or information shall be made to any Justice or Justices of the Peace different from him or them before whom the same shall be heard and determined, the form of conviction shall be made conformable and according to the fact.

IX. And be it enacted, That in all cases where it appears by the conviction that the Defendant has appeared and pleaded, and the merits have been tried, and that the Defendant has not appealed against the said conviction where an appeal is allowed, or, if appealed against, the conviction has been affirmed, such conviction shall not afterwards be set aside or vacated in consequence of any defect of form whatever, but the construction shall be such a fair and liberal construction as will be agreeable to the Justice of the case.

X. 'And whereas warrants addressed to Constables and other Peace Officers of Parishes or places in their character of, and as Constables or other Peace Officers of such respective Parishes or places, cannot be lawfully executed by them out of the precincts thereof respectively, whereby means are afforded to criminals and others of escaping from Justice; For remedy whereof; Be it enacted, That it shall and may be lawful to and for each and every Constable or other Peace Officer for any such Parish or place to execute any Warrant of any Justice or Justices of the Peace within any Parish or place, situate, lying, or being within the jurisdiction of such Justice or Justices granting or backing such Warrant, in such and the like manner as if such Warrant had been addressed to such Constable or other Peace Officer specially by his name, and notwithstanding the Parish or Place in which such Warrant shall be executed shall not be the Parish or place for which he shall be Constable or other Peace Officer; Provided the same be within the jurisdiction of the Justice or Justices so granting such Warrant, or within the jurisdiction of the Justice or Justices by whom any such Warrant shall be backed or indorsed.

XI. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to proceedings in Civil Suits before any Justice or Justices of the Peace.

An Act in addition to and in amendment of the several Acts now in force to provide for sick and disabled seamen not being paupers belonging to this Province, so far as the same relate to the County of Gloucester.

Passed 22d March, 1834.

'Whereas in and by the second Section of an Act made and passed in the sixtieth year of the reign of King George the Third, intituled, 'An Act to provide for sick and disabled seamen, not being paupers belonging to the Province,' it is provided that the duty imposed by the said Act, shall be paid to the Overseers of the Poor for the place where the same is collected; And whereas it is expedient to make further and more effectual regulations for providing for such seamen in the ports or harbors of Bathurst and Dalhousie in the County of Gloucester.

I. Be it therefore enacted by the Lieutenant Governor, Council, and Assembly, That the said second Section of the said Act, so far as the same relates or may be construed to relate to the said Ports or Harbours of Bathurst and Dalhousie, be and the same is hereby repealed.

II. And be it enacted, That it shall and may be lawful for the Lieutenant Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, to appoint three or more persons to be Commissioners, and to displace, reappoint or supply the place or places of all or any of the said Commissioners from time to time as may be necessary or expedient; and the duty imposed by the above mentioned Act, and collected at the said Ports or Harbours of Bathurst and Dalhousie respectively, or so much thereof as shall be necessary, shall be paid over by the Treasurer or Deputy Treasurer of the said Ports respectively to such Commissioners so to be appointed respectively, by warrant of the Lieutenant Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, to be by them ap-