

Extracts from the Journals.

Fredericton, March 19.

Mr Sutton by leave presented a petition from Robinson Crocker, Messrs. Harley & Burchill, Hugh Bain, and Wm. Masson, Junior, Merchants at Miramichi, praying that a bill now before the house to regulate the Survey of Lumber, in the County of Northumberland, may pass into law; which he read. Ordered, that the said petition be received and referred to the committee on the subject of the Lumbering interests of the Province to report thereon.

Mr Sutton, by leave, presented a petition from John Russell, Patrick Whelan, William Johnston, and one hundred and nine others, inhabitants of the County of Northumberland, praying that a bill now before the house to amend Chapter 96, of Title 17, of the Revised Statutes, "Of the Survey and exportation of Lumber," may pass into a law; which he read. Ordered that the said petition be received and lie on the table.

On motion of Mr Sutton, the committee went into committee of the whole on—A bill to amend Chapter one, of Title I, of the Revised Statutes, "Of the division of the Province into Counties and Parishes." The Chairman reported that the committee had the bill referred to them under their consideration and agreed to the same. Ordered, that the report be accepted and the Bill engrossed.

On motion of Mr Cutler, ordered, that the house do on Tuesday next, the 25th day of March instant, go into committee of the whole on—A bill to prevent certain persons from holding Seats in the Assembly.

On motion of Mr M'Phelim, resolved, that an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid before the House, a Return of the names of all persons who have been appointed to any office of honor or emolument in this Province from the 1st day of November 1854 to the 1st day of January 1856, showing the dates of their respective appointments,—whether the appointment is temporary or otherwise,—the Salary or Fees in each case: so as to exhibit the actual income so far as it is known to the Government;—also the name of each Office, and the Statute, Order in Council, or other authority under which each such Officer or Incumbent was appointed. Ordered, that Mr M'Phelim, Mr M'Adam, and Mr End be a Committee to wait upon His Excellency with the Address.

The Honorable Mr Johnson, by leave, presented a Petition from James S. Mitchell, George Whitney, and one hundred and twenty two others, inhabitants of the County of Northumberland, praying that a Bill now before the House to alter the mode of surveying Lumber in the said County, may not pass into a Law; which he read. Ordered, that the said Petition be received and referred to the Committee on the subject of the Lumbering Interests to report thereon.

The Honorable Mr Johnson, also by leave, presented a Petition from William P. Underhill, James Walls, and one hundred and fifty six others, inhabitants of the County of Northumberland, praying that a Bill before the House to amend Chapter 96, of Title 17, of the Revised Statute, "Of the Survey and Exportation of Lumber," may pass into a Law; which he read. Ordered, that the said Petition be received and lie on the Table.

A Message from the Legislative Council.

Mr Dibblee informed the House that the Council had agreed to—The Bill relating to the Inferior Courts of Common Pleas and General Sessions of the Peace for the County of Gloucester; without making any amendment there to.

March 22.

Mr M'Phelim, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of the House of the 19th March instant, praying for a return shewing the names of persons who have been appointed to any office of honour or emolument in this Province from the 1st day of January, 1856, as also the salary or income in each case, reported—That they had attended thereto, and His Excellency was pleased to reply "That he would have much pleasure in complying with the wishes of the House of Assembly."

REPORT OF COMMISSIONER OF BOARD OF WORKS ON PETITIONS AND BILLS.

To His Excellency the Honorable John Henry Thomas Manners Sutton, Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c.

Copies of the undermentioned Petitions and Bills having been referred to the Chief Commissioner of the Board of Works, he respectfully begs to submit what follows, for the information of the House of Assembly:—

Petition of Edward Williston, Esquire, Clerk of the Peace for the County of Northumberland, for a Grant of Money to improve Horse Shoe Bar, in the Miramichi River:—About £2,500 of the grants made in 1854 for the improvement of Harbours still remains unappropriated, and can be applied to the above mentioned purpose.

Petition of Robert Jardine and John Porter, Contractors for the erection of Campbellton bridge, setting forth that they have suffered a loss of £121 in completing their contract, and praying to be remunerated that amount: There is no certification from the supervisor, or other authentic information, that the contractors performed any extra work. The payment of alleged losses by contractors forms a dangerous precedent.

Petition of Ferdinand Gauvreau and 150 others, for a grant of money towards the erection of a bridge over Little Tracadie River, in the County of Gloucester: The object of this Petition has been provided for in the General Report of the Chief Commissioner, page 11, 13.

Petition of Daniel Witherall, of the County of Northumberland, for £8 10s. as a balance due him on Indian Town Brook bridge built in the year 1854 under supervisor Goodfellow, also £4 15 2 of interest: The original contract for this bridge was £439 10s. which amount Mr Goodfellow charges in his account. Mr Witherall acknowledges the receipt of £431 only. It therefore rests with Mr Goodfellow, who has not as yet furnished the Auditor General with the necessary vouchers, to show how he has paid the difference. The £100 given to Mr Witherall as a bonus, at the last session of the Legislature, should be a sufficient answer to the claim for interest.

Petition of Philip Robichau and 50 others, inhabitants of Gloucester, for aid to build a bridge across the Pokenouche River on the Road leading to Shippegan: This is a line of Bye Road, and not under the charge of the Board of Works.

Petition of Arthur Ritchie and Company, and 143 other, for a grant to explore a line of road from the mouth of the Upsalquitch to the Tomkewick River: The Chief Commissioner has no information beyond what is contained in the Petition.

Petition of Benjamin Sullivan, of Waterloo Corner, Gloucester, for compensation for land alleged to have been taken from him for the use of the Great Road from Bathurst to Miramichi, via Pokenouche: The Chief Commissioner subjoins the explanation given to him by the Honorable James Davidson, which is all the information to which he has access at the present time:—"In reference to the Petition of Benjamin Sullivan, of Waterloo Corner, in the County of Gloucester, praying compensation for damages in consequence of the Great Road passing through his land, I beg to state that I had charge of the said road as supervisor in the year 1848, but it was laid out and partially made long prior to that period. All that I did was merely to straighten the road; and I considered at the time, and am still of the same opinion, that in place of being an injury to Mr Sullivan, it increased the value of his property, as he had a clearance near the back part of his lot, and I made a good carriage road from where he lived to what is called his back clearance. He made no objection at the time, but on the contrary, appeared to be well satisfied. Had the old road not been there when I took charge of it, I certainly would not have located it where it is now, and when I proposed the alteration to Mr Sullivan, he most strenuously objected to any such alteration. Under all the circumstances, I do not think he is entitled to any damages.

(Signed) JAMES DAVIDSON.

March 24.

Read a second time the following Bills, viz:—A Bill to grant certain privileges to the New York, Newfoundland, and London Telegraph Company.

Read a third time as engrossed, a Bill to amend Chapter 118, title xxx. of the Revised Statutes, "Of Letters Patent for useful Inventions." Resolved, that the Bill do pass.

March 25.

REVISED STATUTES.

Downing Street, 25th July 1855.

Sir—I have had under my consideration the Act passed by the Legislature of New Brunswick on the 1st May 1854, to revise and consolidate the Public Statutes of that Province.

I have to observe, that the provisions of the 106th Chapter of this Code, "respecting Marriages," appears likely to cause some practical inconveniences, unless amended in the following respect:

In the first of these Chapters there is a new provision under which a Christian Minister in charge of any Congregation may solemnize Marriage after publication of banns; but as neither the Minister nor the place of publication are to be licensed, and no sufficient definition is given of a Christian Minister or Congregation, the security is very insufficient against the solemnization of clandestine and improper marriages; nor is it sufficiently clear in what cases the omission of the prescribed Ceremonies would invalidate a Marriage, and in what cases it would merely be a punishable offence.

With regard to the 14th, the 40th, and the 120th Chapters of the Revised Code, I transmit for your information and guidance, copy of a letter addressed to the Board of Trade by desire of the Lords Commissioners of the Treasury.

You will bring this Despatch, and its enclosures, under the consideration of the Legislature, with a view to the amendment of the respective Chapters to which I have referred, and in the meantime the Act in its present form will be submitted for Her Majesty's confirmation.

W. MOLLSWORTH.

Treasury Chambers, March 8, 1855.

Sir,—The Lords Commissioners of Her Majesty's Treasury have had under their consideration the New Brunswick Act, No. 2367, submitted to them by you on the 1st ult., and I am requested by their lordships to transmit to you herewith a copy of a letter they have received from the Postmaster General on the subject, dated 23rd ult., and to desire that you will submit to the Lords of the Committee for Trade the amendments suggested by his lordship in the 40th Chapter of the Act.

Their lordships observe that no provision is made in the 14th Chapter for the exemption from duty of stores and articles imported for the use of Her Majesty's Troops, but as that Chapter expired on the 31st December 1854, it is unnecessary to raise any objection on that ground to the consolidation Act.

They trust that the usual clause will be inserted in the next Bill relating to Customs Duties which may be brought before the Legislative Council and Assembly of New Brunswick.

Their Lordships also wish to point out some ambiguity in the Chapter 120, "of Banking."

There is no objection to the probable object of the first clause, but the words "may issue Notes to the amount of 5s., 10s., or 15s.," would mean literally that the total amount of Notes issued shall not exceed those sums.

Moreover the clause does not recognize the issue of Notes of the value of £1 and upwards, and the question might arise whether the issue of such Notes would not subject the Bank to the penalty imposed by the second section.

In the New Brunswick Act, 1 Vic. cap. 18, sec. 2, it is enacted, "that it shall not be lawful for any Bank or Branch Bank now or hereafter to be established in this Province, to make, issue, reissue, or put in circulation, any Bill, Note, Cheque, Draft, or other evidence of debt, of a less account or denomination than one pound, or of any fractional part of a pound, except of the amount or denomination of 5s., 10s., or 15s., respectively," and it was no doubt intended to reenact this regulation; but these words being omitted, and the penalty imposed by the third section of that Act being enacted by the second section of the present Act, an entirely different meaning is conveyed, both as regards the operation of the penal regulation and the power of the Banks to issue Notes.

My Lords have no doubt that the Legislature of New Brunswick will cause the requisite amendment to be made in the Act.

The volume of Acts forwarded with your letter of the 1st., is herewith returned.

JAMES WILSON.

The Despatch communicated by this meeting, being read at the Clerk's Table, is as follows: CROWN PROPERTY FOR RAILWAYS.

Downing Street, 23rd May, 1855.

Sir,—As serious mischief may ensue from provisions introduced into some Colonial enactments, rendering it compulsory on the Government to surrender the property of the Crown to Commissioners of Railways for Railway purposes, I have to instruct you on no occasion to assent to any Acts which give power to Railway Commissioners or other authorities to take land appropriated for Naval or Military purposes, without the consent of Her Majesty signified by a Secretary of State.

I have, &c. (Signed) J. RUSSELL, Lieut. Governor Honorable J. H. T. Manners Sutton, &c. &c., New Brunswick.

Mr Boyd, from the Committee on Fisheries submitted their Report; and he having read the same, handed it in at the Clerk's Table, where it was again read, and is as follows:—

Petition of Alexander Cook, Fishery Warden for the County of Restigouche, praying compensation for his services in that capacity, for the year 1855: the Committee recommended that £15 be granted in Supply for that service.

Petition of James S. Morse, Fishery Warden for the County of Restigouche, praying remission for expenses incurred by him in the prosecution of his duties: The Committee recommended that £15 be granted in Supply for that service.

BY TELEGRAPH TO MIRAMICHI GLEANER OFFICE.

Fredericton, April 5.

The bill to remove the Shire Town of King's County was postponed for 3 months, Connell introduced a bill to suspend the grant to King's College—read a first time. The second bill relating to the St. Andrews bill was passed without opposition. House in supply, a motion to place on the supply book a grant to the Sheriff of Kent was rejected, after much discussion. The consideration of the bill relating to land damaged, occupied most of the afternoon, and after several amendments had been proposed and lost. The different sections of the bill were finally carried without a decision. In the Legislative Council the Speakers to-day on the Railway Bills were Messrs Todd, Kinnear, Hatch & Chandler. The three former in support, and the latter in opposition to the scheme. House adjourned at half-past five.

April 7.

Several grants for the maintenance of superior schools were placed on the Supply Book this morning. General opinion is, that one and all there will be rejected at the proper time. There was some discussion in reference to the time for taking up the bill for the repeal of the Prohibitory Law—mover was anxious to proceed with the Bill to-day, consequently deferred until to-morrow. House in supply. Usual Grants to the Wesleyan Academy passed. The Grants to the Commercial and other Schools in the City of St. John, also passed. There was a long discussion in consequence of a motion to place on supply book a grant for the Sheriff of Carleton, to reimburse scrutiny expenses. A motion to reduce the grant to £7 6s. 8d. was carried by a small majority. Question on the first Railway Bill was to be taken in the Council to-morrow. Speakers to-day in support of the scheme were Seeley, Hill, Odell, Ryan, Saunders and Steeves. Opposition—Hazzen and Hamilton. In the despatch of Friday, the name of Mr McPhelim was erroneously used in place of Mr McPhelm.

Fredericton, April 8.

Division in Legislative Council this morning on Railway Bill—contents—President, Hon. Mr Saunders, Robertson, Hatch, Kinnear, Hill, Odell, Wark, Steeves, Todd, Ryan, Seeley, Rice—13—non-contents—Botsford, Chandler, Minchin, Hazzen, Harrison, Davidson, Hamilton, Gordon, 8—majority 5.

After routine of business Hon. Mr Watters introduced a bill to authorize the Judges to extend the term of the Supreme Courts. House transacted business this morning, with closed doors, in consequence of a statement having been made to the effect, that several books and other articles belonging to the members have since Saturday mysteriously disappeared.

There was a long discussion in reference to a Bill to increase Salary of Clerk of the Pleas for York County. Progress was reported. Half-past two o'clock the bill for the Repeal of the Prohibitory Law was taken up—Mr Kerr in the Chair of Committee. End spoke 2½ hours—his Speech was taken up principally with comparisons between the law and similar acts which had been passed in the United States. Boyd made a short speech in support of the bill, when progress was reported. Hatheway introduced a bill relating to the Grand Falls Railway. Hon. Mr Fisher introduced a bill to establish a comprehensive system of University Education. First of Railway Bills passed Legislative Council by majority of 6.

Fredericton, 9th April.

Godard's bill to amend Chapter 137 of the Revised Statute, passed in Committee. McLellan's bill to prevent the delivery and transportation of Mails on Sundays was postponed three months. McNaughton's bill to revise an act which was in force in the reign of Henry VIII, read a first time. Bill to Repeal the Prohibitory Liquor Law, was taken up a few minutes before half-past 1 o'clock. Speakers in favour of the bill were J. A. Harding, McPhelim, Street, Johnston, Gray, McPherson, Allan. In opposition to bill, and in favour of the law, the Speakers were Tilley and Cutler. The question is expected to be taken to-morrow. During the course of the debate there was some warm conversation between End and Tibbits, and charges of a serious nature were alluded to. McNaughton animadverted on the remarks as unparliamentary. House adjourned at 6 o'clock.

SOUTHERN MAIL.

Yesterday's Mail arrived this morning about nine o'clock. We give a few selections from the papers.

NEW BRUNSWICK.—Destructive fire.—On Monday evening, about half-past nine o'clock a fire broke out in the store of Mr Henry W. Baldwin, in Main Street, which together with its contents, was totally destroyed before sufficient assistance could be rendered. The fire communicated to the Westward with the adjoining building owned by Stephen Binney, Esq. and occupied by Mr E. Taylor, whose stock of Goods was mostly saved. Mr Thomas Truceman's store was next adjoining the last mentioned and this was torn down, the Goods being first removed. Here the progress of the fire was stopped to the Westward. On the East side the store and dwelling House of Mr Beatty adjoined the building in which the fire originated, the store was burnt but the Dwelling House was saved in a somewhat damaged condition.—Westmorland Times.

NOVA SCOTIA.—Hon. E. Kenny has been appointed President of the Legislative Council vice Hon. M. Tobin, resigned.

The Contract for the erection of the first section of the Lunatic Asylum at Dartmouth, has been awarded to Mr. Robert Davis, of this City.—Morning Journal.

CANADA.—The Seat of Government.—The Toronto Globe of Monday says, there was a rumour in town on Saturday that the Governor General had received despatches from England, recommending the removal of the Seat of Government to a safer place than Toronto.

FOR SALE.

The HOUSE on Ship-yard Hill, owned and occupied by the Subscriber. Also

A LOT OF LAND

in Napan, formerly owned and occupied by Martin Parker. It is Situate about five miles down from the Bridge, and has a front of 45 Rods on Napan River, and runs Two Miles back. It has a Clearance of between 30 and 40 Acres, the rest consists of Green Woods. If not Sold by Private Sale before the 1st of May it will be offered at Public Auction.

PATRICK KIRBY.

Persons wishing any information respecting the above Properties, can have the same by calling at the Subscriber's residence, Ship-yard Hill, P. K.

ASSESSORS NOTICE.

NOTICE is hereby given that the Assessors of Rates for the Parish of Chatham have received Warrants of Assessment for Poor, and Fire Engine purposes, and all persons are requested within thirty days to furnish the assessors with a statement on oath in writing of their real and personal estate and income according to law.

MALACHI DWYRE, }
M. CRANNEY, } Assessors.
R. GARMAN, }

March 18, 1855.

Section 20, Chapter 53.—Any person liable to be assessed may, within thirty days after publication of the Notice prescribed by Section 12 of this Chapter, furnish the Assessors with a statement on oath in writing, of his real estate in the Parish, and his personal estate and income, specifying therein the value of the real estate, and the amount of his income and personal estate, deducting from his personal estate the just debts he owes, and such person shall be rated accordingly.—Revised Statutes.