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[VOL. XVI.]

BY HIS EXCELLENCY

THOMAS CARLETON, Esq.

Lieutenant Governor and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

THOS. CARLETON, Esq.

A PROCLAMATION.

BY Virtue of the Power and Authority granted to me, in and by an Act of Parliament made and passed in the Twenty-eighth year of His Majesty's Reign, intituled, "An Act for regulating the Trade between the Subjects of His Majesty's Colonies and Plantations in North-America and in the West-India Islands and the Countries belonging to the United States of America, and between His Majesty's said Subjects and the Foreign Islands in the West-Indies"—I do, by and with the advice and consent of His Majesty's Council, publish this Proclamation, hereby authorizing and permitting Wheat, Rye, Rice or Indian Corn and the Flour of Wheat or Rye—also Ash Oak-Bastards and Capstern Bars, Staves, Heading and Treennails, to be imported by British Subjects in British built ships owned by His Majesty's Subjects and navigated according to Law, from any of the Territories belonging to the United States of America, for and during the term of Six Months from this date—and of this Proclamation all Persons whom it may concern will take due notice and govern themselves accordingly.

Given under my Hand and Seal at Fredericton, the first day of July, in the Year of our Lord, one thousand eight hundred and one, and in the forty-first year of His Majesty's Reign.

By His Excellency's Command,
JON. ODELL.

BY HIS EXCELLENCY

THOMAS CARLETON, Esq.

Lieutenant Governor and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

THOMAS CARLETON, Esq.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to the second Tuesday of this instant, November; I have therefore thought fit, by and with the advice of His Majesty's Council, further to prorogue the said General Assembly, and the same is hereby prorogued to the Fourth Tuesday in January next ensuing, then to meet at Fredericton, for the dispatch of Business.

Given under my Hand and Seal at Fredericton, the Second day of November, in the Year of our Lord, One Thousand Eight Hundred and One, and in the Forty-Second Year of His Majesty's Reign.

By His Excellency's Command,
JON. ODELL.

NOTICE.

ALL Persons having any legal demands against the Estate of the late John Nutting of Newport, Hant's County, Nova-Scotia, deceased, are requested to exhibit the same properly attested within Eighteen Calendar Months from the date hereof to the Subscriber; and all Persons indebted to said Estate are desired to make immediate payment to

DANIEL M'NIEL, Administrator.
New-port, N. S. Nov. 21 1801.

LONDON GAZETTE EXTRA.

OCTOBER 21, 1801.

Camp, West of Alexandria, August 23.

SIR,
Capt. Cochrane, with seven troops of war, having entered into the Western Harbour of Alexandria on the evening of the 21st instant, and anchored on my left flank, I immediately determined to move forward, and take as advanced a position near the Town of Alexandria as prudence and security would permit. The necessary arrangements having been made in the morning of the 22d, the troops advanced against the Enemy, who was strongly posted upon a ridge of high-hills, having his right flank secured by two heavy guns, and his left by two batteries containing three more, with many field pieces placed in the intervals of his line.

The Army moved through the Sand Hills in three columns, the Guards forming two upon the right near the Lake, and Major-Gen. Ludlow's Brigade the third upon the left, having the 1st Battalion of the 27th Regiment in advance; Major-Gen. Finch's Brigade composed a Reserve, and was destined to give its support wherever it might be required.

In this manner, having our Field Artillery with the advanced Guard, the troops continued to move forward with the greatest coolness and regularity, under a heavy fire of cannon and small arms, forcing the enemy to retreat constantly before them, and driving them to their present position within the walls of Alexandria.

Major-Generals Ludlow, Earl of Cavan, and Finch, upon this, as upon all other occasions, have given me all possible support, and deserve every commendation for the precision and regularity with which they led on their respective columns.

The exertions of the Captain commanding the ships of war upon our left, and of the officers commanding the Gun-boats upon our right; were attended with the best effect; their continued and unremitting fire kept the enemy in check.

To Capt. Cochrane I feel extremely obliged for his zeal and constant readiness to afford every assistance in his power. Captain Stevenson who commanded the Gun-boats upon the Lake, also calls for my earnest approbation of his conduct.

Permit me Sir to repeat to you, the intrepid and gallant behaviour of the whole of the Troops during the affair of yesterday, which lasted from six until ten o'clock in the morning. Their bravery was only equalled by the cool and regular manner in which they advanced under a severe and heavy cannonade. Happy am I to add, that our loss is only trifling, when compared to the advantages we have gained, and the difficulties we had to surmount in a country, which, at every step afforded the Enemy the means of making the most desperate resistance.

The loss of the enemy must have been considerably greater than ours. It is impossible for me to ascertain the numbers. Seven pieces of heavy ordnance were left behind by the French in the hurry of their retreat, and have fallen into our hands.

I feel much indebted to Lieut. Col. Duncan, Quarter-Master-General, for his judicious arrangements, and for his conduct during the whole of yesterday; he deserves my sincere thanks.

Enclosed I have the honor to transmit a Return of the Killed and Wounded.

I have the honor to be, &c.

(Signed) EYRE COOTE, M. G.
The Hon. Sir John Hely Hutchinson.

Camp, West of Alexandria,
August 23.

SIR,
I have the honor to enclose the summons as also the Articles of Capitulation

of the Fort of Marabout.

The speedy and fortunate reduction of that Fort, so important to our Fleets, was, I am happy to say, effected without any loss on our side, and calls upon me to lay before you the unremitting zeal and attention of Lieut. Col. Darby, who, with the 1st Battalion of the 54th Regiment, covered the attack; the very judicious manner in which he posted the Light Company of that corps, who, by being placed on an adjoining Rock, silenced the guns by their musketry, greatly accelerated the fall of the Fort.

I also feel myself indebted for the effectual exertions of Major Cockson, of the Royal Artillery, and for the prompt arrangements of Capt. Ford the Commanding Engineer.

I beg to transmit a Return of the Prisoners taken, as also the Ordnance and Stores found in the Fort.

I have the honor to be, &c.

EYRE COOTE, Major-General.
To the Hon. Sir John Hely Hutchinson.

SUMMONS OF THE FORT OF MARABOUT.

Camp, August 21, 1801.

SIR,
As, after the event of this day, and the means employed against the Fort which you command, there remain no hopes of your being able to defend it, or even to retire into Alexandria, I summon you, in the name of Humanity, to surrender on the Terms which shall be granted to you; otherwise you will here be answerable for all the consequences that may ensue, being determined to employ the whole of the British and Ottoman Forces under my Command to compel you to surrender.

I have the honor to be, &c. &c.

EYRE COOTE, Major-General.
To the Officer Commanding Fort Marabout.

ANSWER.

Fort Marabout, 3d Fructidor,
August 21, 1801.

SIR,
I have the honor to lay before you the Terms of Capitulation which the Garrison of Marabout requires; and from the generosity which characterises your Nation, I promise myself that you will agree to them.

I have the honor to be, &c.

ETIENNE.

CAPITULATION OF THE FORT OF MARABOUT.

Art. 1. The Garrison demand to march out with the Honors of War.

Answer.—The Garrison shall march out with the Honors of War, and after having grounded their Arms on the Glacis, shall be Prisoners of War.

Art. 2. They shall preserve their Baggage.

Answer.—Granted.

Art. 3. The Garrison shall be conveyed into France, and treated during the voyage, each agreeably to his rank, conformably to the Maritime Laws of England.

Answer.—Answered by the First Article; the Garrison shall be conveyed to France, but shall not serve till they are exchanged.

Art. 4. Such individuals as may have effects at Alexandria, shall have full permission to bring them away.

Answer.—Answered with the restrictions that shall be made by the Officers commanding the Land and Sea Forces of England.

Art. 5. An Officer shall be sent from the Garrison to the General in Chief, to communicate to him the present Capitulation.

Answer.—A French Officer shall be sent to Alexandria by sea. A Detachment of British Forces shall take possession of the Fort of Marabout, immediately after the Ratification of the present Capitulation. The Garrison shall march out to-morrow morning, and after having deposited their Arms on the Glacis, shall be embarked on English

Vessels.

Done at Fort Marabout, the 3d of Fructidor, the 5th Year of the French Republic.

ETIENNE, Chief of Battalion.
Ratified, conformably to the Powers delegated to me by Major-General Coote, and Capt. Cochrane, of the Royal Navy.

CHRIS. DARBY, Lieut.

Col. 54th Regiment.

Camp, West of Alexandria,
August 26, 1801.

SIR,
Being anxious to push my Piquets upon the left as far as possible towards the Enemy's advanced work, the Redoubt de Bain, I directed Lieut. Col. Smith, with the 1st Battalion of the 20th Regiment, assisted with a small detachment of the 26th Light Dragoons, commanded by Lieut. Kelly, to attack and drive in the French Out-Posts upon the right of their position. He was to be supported by a Battalion of Infantry, disposed for that purpose on the Sand Hills.

Soon after dark last night, Lieut. Col. Smith commenced the attack, by turning the left of the Enemy's Piquets and scouring the hills as he advanced.

The cool and spirited conduct of that Officer, and the Corps under his command, as also the detachment of the 26th Dragoons, is well deserving of praise; not a man attempted to load, and the whole was effected by the bayonet. The loss of the Enemy in this affair amounted to upwards of one hundred men killed, wounded, and taken; of the latter I enclose the return.

This service was performed on our side with the loss of only three men slightly wounded; and has placed me in a situation to erect a battery within about six hundred yards of Redoubt de Bain.

The Enemy, however, extremely exasperated at our success, made several attempts to regain the ground he had lost; with this view he kept up a very heavy fire of cannon and musketry for about an hour; when, finding all his endeavours ineffectual, he retired, leaving us peaceful possessors of the advantage we had gained in the early part of the night.

Enclosed is a return of our loss in the latter part of the affair.

I have the honor to be, &c.

EYRE COOTE, Major-General.

(A True Copy.)

JAMES KEMPT, Lieutenant-Colonel

and Secretary.

To Lieutenant-General the Honorable Sir

John Hely Hutchinson, &c. &c. &c.

NOTICE.

ALL Persons indebted to the Estate of NEHEMIAH MARKS, Esq. late of St. Stephen's, in the county of Charlotte, deceased, are desired to make immediate payment; And those having any demands against the said Estate, to exhibit the same to

ELIZABETH MARKS,

Administratrix.

NINIAN LINDSEY,

Administrator.

St. Stephen's, 10th August, 1801.

NOTICE.

ALL Persons indebted to the Estate of SAMUEL LOCKWOOD, late of the City and County of Saint John, deceased, are desired to make immediate payment, and all persons having demands against the Estate, are desired to exhibit the same within twelve months from the date hereof to the Subscribers, Executors of the last Will and Testament of the said deceased.

LYDIA LOCKWOOD,

Executrix.

ELNATHAN APPLEBY,

Executor.

6 M.

SEAMEN'S JOURNALS, neatly printed and stitched in Marble covers may be had at this Office.