

The SAINT JOHN GAZETTE.

[Vol. 19.]

SAINT JOHN, (New-Brunswick) MONDAY, FEBRUARY 18, 1805.

[No. 977.]

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WEEKLY ALMANACK.

FEBRUARY—1805.		Sun Rises & Sets.		High Water.	
		H.	M.	H.	M.
18 MONDAY,		6	48	6	2
19 TUESDAY,		6	47	6	2
20 WEDNESDAY,		6	45	6	3
21 THURSDAY,		6	43	6	4
22 FRIDAY,		6	41	6	5
23 SATURDAY,		6	40	6	6
24 SUNDAY,		6	38	6	7

New Moon, 1st Day, 5h. 28m. Morning.

ASSIZE OF BREAD.

PUBLISHED DECEMBER 19th, 1804.

THE Sixpenny Wheaten Loaf to weigh 1lb. 10 oz.
Ditto ----- Rye ----- 1lb. 10 oz.
And other Loaves in proportion,
WILLIAM CAMPBELL, MAYOR.

FOR SALE AT THIS OFFICE,

BLANK Bills of Exchange, Half
Pay Certificates—Seamen's Articles, agreeable to the late
Act of Parliament—Bills of Lading—Powers of Attorney
—Indentures—Bills of Sale—Deeds—Bonds, &c. &c.

WILLIAM PAGAN, & Co.

HAVE RECEIVED,

Per the Brig-Friends, Capt. Howard, from Barbadoes,
A Few Barrels of excellent MUSCOVADO SUGAR
and a Cargo of TURKS-ISLAND SALT.—They
have also, EXUMA and St. UBES SALT, which they
will dispose of payable in Fish next season.
SAINT JOHN, 21st JANUARY, 1805.

Ludlow, Fraser, and Robinson,

REQUEST all Persons indebted to them to call and
settle their Accounts without delay—Such Accounts
as have been SIX MONTHS due, they will be under the
necessity of putting into the hands of an Attorney, if not
immediately paid.

SAINT JOHN, 4th JANUARY, 1805.

MADEIRA WINE.

GENUINE London Particular MADEIRA WINE,
and a few Casks of Quebec BROWN STOUT
and Mild ALE, to be Sold by
WILLIAM PAGAN, & Co.
SAINT JOHN, 26th DECEMBER, 1804.

DONALDSON & HENDRICKS,

RESPECTFULLY inform the PUBLIC, that they
have just received per the Ship RUBY, Capt. M^r Far-
lane, from GREENOCK, a further supply of Goods,
which together with their former Stock on hand, comprises
very Extensive and General Assortment of
BRITISH MERCHANDIZE,
All of which they will dispose of at their usual low prices.
N. B. SEA-STORES put up at the shortest Notice.
SAINT JOHN, 23d JULY, 1804.

The Saint John and Fredericton MAIL STAGE.

THE Subscriber respectfully informs the Public, that
he has provided himself with good Horses and a com-
modious Sleigh for the convenience of Passengers travel-
ling to and from Fredericton.

The MAIL STAGE will leave Saint John every Sun-
day, and arrives at Fredericton the second day—leaves
there every Wednesday, on its return to Saint John.—
Fare of each Passenger through, FOUR DOLLARS, Way-
Passengers three pence per mile. For Seats apply to Mr.
JOHN MASTENG, at the corner of King and Germain
Streets, and at Fredericton of Mr. GABRIEL VANHORN.
Parcels entrusted to his care will be faithfully and punctu-
ally attended to.

EXTRA Carriages may be had at any time by
applying to J. MASTENG, formerly Kent's tavern.
CHRISTOPHER WATSON.

SAINT JOHN, 12th DECEMBER, 1804.

TAKE NOTICE.

WHEREAS frequent and repeated Trespasses have
been committed on KENNEBECKACIS ISLAND,
belonging to the Subscriber.—This is to forbid all persons
whatsoever from cutting or carrying off Timber, Cord Wood,
Hoop Poles, digging Quarry Stone, or otherwise trespassing
on said Island, as I am determined to prosecute the offender
or offenders as the Law may direct.
NEHEMIAH MERRITT.

SAINT JOHN, 30th JULY, 1804.

RAGS! RAGS! RAGS!
CASH or BOOKS given for Clean LINEN and
COTTON RAGS at this Office.



FOR PHILADELPHIA, The New Brig Britannia, SETH SEALLY, MASTER.

THE BRITANNIA is a staunch built ves-
sel, has good accommodations for passen-
gers, and will sail about the 23d of FEBRUARY, wind and
weather permitting.—For Freight or Passage apply to
WILLIAM DONALD, North side of the Market-Slip, or
NEHEMIAH MERRITT, King-Street.
SAINT JOHN, 21st JANUARY, 1805.



FOR NEW-YORK, The Schooner Phoebe, NEHEMIAH MERRITT, MASTER;

WILL sail about the 23d of FEBRUARY.
The PHOEBE is a substantial built ves-
sel, well found, sails remarkable fast, and has good accom-
modations for Passengers.—For Freight or Passage apply
to the MASTER, King-Street.
SAINT JOHN, 21st JANUARY, 1805.



FOR NEW-YORK, The Schooner MARIA.

THE MARIA is a substantial
built vessel, well found, sails fast
and has good accommodations for pas-
sengers, will sail the 20th inst. wind
and weather permitting.—For Freight or Passage apply to
JOHN PUGSLEY or NATHANIEL GOLDING, King-
Street.
Saint John, 4th February, 1804.

TO BE SOLD OR LET,

And Possession given the First Day of FEBRUARY next,



THAT large Three Story HOUSE
in King-Street, at present occupied
by Mr. GOODALE.—The House con-
tains six Rooms, five of which has fire-
places, with an excellent Cellar under the
House, and a Kitchen in the rear.—For
further particulars inquire of
ROBERT PATTULLO.

SAINT JOHN, 3d DECEMBER, 1804.

JUST RECEIVED, AND FOR SALE AT THIS OFFICE, A FEW COPIES OF

AN HISTORICAL SKETCH OF THE BATTLE OF ALEXANDRIA,

AND, OF THE
CAMPAIGN IN EGYPT;
WITH A SKETCH OF THE LIFE AND CHARACTER OF
SIR R. ABERCROMBIE,
AND, A GENERAL OUTLINE OF THE
GREAT PICTURE,
PAINTED BY ROBERT KER PORTER.

Saint John, 29th October, 1804.

Just Received from New-York,

In the Schooner PHOEBE, and for Sale by the Subscriber,

KING-STREET, SUPERFINE, FINE, COMMON, and RYE FLOUR, fresh and good, CORN, RICE, NAVAL STORES, &c. A L S O.

High Proof and good flavoured Windward Island Rum,
Brown SUGAR of a good quality,
Turk's Island SALT, and
A few Barrels of BEEF and PORK.

NEHEMIAH MERRITT.
SAINT JOHN, 17th DECEMBER, 1804.

NOTICE.

MRS. ANN SANDS having renounced the further
Administration of the Estate of the late EDWARD
SANDS, deceased, and Probate of the Will of the deceased
having been granted to the Subscribers:—ALL PERSONS
having any demands against the said Estate, are requested
to exhibit their Accounts duly attested; and those indebted
are desired to make immediate payment to

ABEL SANDS, } Executors.
WM. WARD. }

SAINT JOHN, 27th APRIL, 1804.

THE SUBSCRIBER

BEING duly authorized to transact business in behalf
of the above-mentioned EXECUTORS, hereby notifies
all those indebted to the Estate, that unless their Debts are
discharged without further delay, his instructions will oblige
him to institute suits without discrimination.

RICHARD SANDS, Attorney of
Abel Sands and Wm. Ward.

SAINT JOHN, 1st DECEMBER, 1804.

LONDON.

LAW INTELLIGENCE.

KING'S BENCH, WESTMINSTER, Thursday, July 7.
Richard Smith v. William Smith.—Crim. Con.

Mr. Erskine opened the case, by observing, that it had
been said by his learned friend, Mr. Garrow, that he had
nothing new to say upon the subject which he was about to
present to them. The case was unfortunately of such fre-
quent recurrence that it was but too true. It might be
enough to say, that this was a complaint of adultery; that
the plaintiff had performed all the duties arising from his re-
lation of father and husband, in a most exemplary manner;
that his feelings were deeply wounded; and then, without
adding more, leave the consideration of damages to moral
men. They unquestionably would do justice without fur-
ther statement. But clients would not be satisfied, if their
cases were so disposed of; and, therefore, it became necessa-
ry to detail farther circumstances. The one he was about
to present to them, although he recollected many instances
of seduction, he never knew but one case in any degree pa-
rallel to. The plaintiff and defendant were sons of brothers.
They were cousins-german; and, moreover, to that there
were built, upon that sacred tie of consanguinity, the offi-
ces of the dearest friendship done by the plaintiff to the de-
fendant. The defendant was left an orphan in his early
infancy, and consigned to the guardian care of the plaintiff.
He executed that care with the greatest tenderness. He
superintended his education, and brought him to his own
home in all the vacations from the school. When he be-
came of maturer age, he sought and found an apprenticeship,
which might be the means of his future living. When that
also was expired, he introduced him to business; and that
he might be at no expence, he gave him part of his own
house at Birmingham for a ware-house. From this inti-
mate connexion between them, the defendant had access to
the plaintiff's house at all times, and found means to seduce
the wife of his benefactor; a woman who had borne several
children, and who, till that unfortunate period, had been
the love and comfort of her husband. For two years he
found her affections estranged, and her manner altered, but
he could not tell the cause, until, on the 11th of March
last, he found a letter on his table, from which he learned
that his wife had eloped with the defendant. From that
moment his peace of mind had been ruined, his health was
broken, and he had ever since been labouring under the ef-
fects of misery and oppression, as he should prove to the ju-
ry. They, in their justice, would say what recompense they
would give him.

The Rev. J. Nicholl said, he solemnized the marriage
between the plaintiff and his wife, at Sutton Coldfield
Church, near Birmingham, on the 23d of March, 1790.
He was well acquainted with them, and always visited them
when he went to Birmingham. They appeared to live ve-
ry happy and he thought the plaintiff a most affectionate
husband.

W. Smith, a brother to the plaintiff, and cousin to the
defendant, gave the same account as Mr. Erskine had open-
ed. His brother, he said, was about 40, his wife 30, and
the defendant about 24. In the year 1798, his brother
came to live with him and his mother at Harbond, near
Birmingham. The whole family lived very amicably for
some time, until at length his brother's wife wished to part
from him; this was the source of great uneasiness to the
plaintiff; and as he supposed it arose from Mr. Smith's un-
willingness to live at Harbond, he gave her permission to
furnish and repair the house at Birmingham to her own li-
king; she did this, in a very expensive way; she used to
come to Harbond on a Saturday, and stay till Monday; his
brother was ill of an asthma, and could not sleep in town.
Mrs. S. eloped on the 11th March. He never knew of
any design in his brother of parting with his wife.

Mr. Wollaston, a relation to the family, gave the same
account, and added, that he was trustee for the defendant's
property; he might be worth about 3000l.

Jane Dudley, a servant, who had lived eight years in
the family, said, on the morning of the 11th of March,
Mrs. Smith, before she went out, kissed the youngest child
and recommended it to the care of the witness. She said
she was going to Miss Bolton's, at Soho, and desired a
coach might be sent for her in the evening, but she never
returned.

John Haywood followed the fugitive pair to Edinburgh.
He took a lodging opposite to her and the defendant, in
that city, when Mrs. Smith miscarried. They lived and
cohabited together.

Mr. Price, a Magistrate, near Birmingham, said, he knew
the plaintiff and his wife; they lived happily, and he con-
sidered the plaintiff as a pattern for good husbands.

Mr. Caffels and Mr. Carr, for the defendant, cross ex-
amined the plaintiff's witnesses, as to whether the Lady did
not long discover evident partiality for the young man? They
all agreed that she shewed evident marks of attention
to him, but none of them ever had the least suspicion of any
criminal intercourse between them.

Mr. Caffels then addressed the Jury for the defendant in
a very able speech, in which he said he should prove that
the husband had received intimation of the growing affec-
tion of his wife for the defendant, and argued that it became