

Wm Chipman

THE NEW-BRUNSWICK ROYAL GAZETTE.

[Volume III.]

TUESDAY, 25th NOVEMBER, 1817.

[Number 38.]

The Gazette.

By His Excellency Major-General GEORGE STRACEY SMYTH, Lieutenant Governor and Commander in Chief of the Province of New-Brunswick, &c. &c.

G. S. SMYTH.

A Proclamation.

WHEREAS by Act of Parliament passed in the Forty-eighth year of His present Majesty's Reign, Power is given to the Governor, Lieutenant-Governor, or Commander in Chief of this Province, with the advice and consent of His Majesty's Council, to allow the importation of certain enumerated articles from the United States of America into this Province, for the purpose of re-exporting the same;—I have therefore thought fit with the advice and consent of His Majesty's Council to publish this Proclamation, hereby authorising and empowering British Subjects for the space of Six months from the date hereof, to import and bring into this Province from the United States of America, in British built ships or vessels owned and navigated according to Law; Scantling, Plank, Staves, Heading-Boards, Shingles, Hoops, or Squared Timber of any sort; Horses, Neat Cattle, Sheep, Hogs, Poultry, or Live Stock of any sort; Bread, Biscuit, Flour, Peas, Beans, Potatoes, Wheat, Rice, Oats, Barley or Grain of any sort; and British Subjects during the same period, are hereby authorized and empowered to export in British ships owned and navigated as aforesaid, all or any of the said herein before enumerated articles, to any other of His Majesty's Colonies or Plantations.

GIVEN under my Hand and Seal at Fredericton, the first day of September, in the Year of our Lord one thousand eight hundred and seventeen, and in the fifty-seventh year of His Majesty's Reign.

By His Excellency's Command.

Wm. F. ODELL.

By His Excellency Major-General GEORGE STRACEY SMYTH, Lieutenant Governor and Commander in Chief of the Province of New-Brunswick, &c. &c.

G. S. SMYTH.

A Proclamation.

WHEREAS the General Assembly of this Province stands prorogued to the third Tuesday of this instant September, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the third Tuesday in December next ensuing.

GIVEN under my Hand and Seal, the fifteenth day of September, in the year of our Lord one thousand eight hundred and seventeen, and in the fifty-seventh year of His Majesty's Reign.

By His Excellency's Command.

Wm. F. ODELL.

POST-OFFICE, FREDERICTON, 14th April, 1817.

The following extract from an Act of Parliament, is published for the information of the FERRYMEN in this Province:—And Notice is hereby given that prosecutions will be commenced against all Persons who shall in future offend against the said Act.

ANDREW PHAIR, Postmaster. STATUTE made and passed in the 9th year of the Reign of Queen ANN. Chap. 10. Sec. 29. "And for as much as the Post must necessarily cross several Ferries in North America, in which the Ferry-men give great delays, and sometime have endeavored to exact money from them notwithstanding the same have been always free for the Post: Be it therefore enacted by the authority aforesaid, that no Deputy or Agent of such Postmaster General travelling with any mail of Letters shall pay anything for passing or repassing any Ferry within any of the Colonies, or Plantations of Her said Majesty in North America aforesaid, but such Ferry-men shall forthwith, within one half hour after demand, convey such Deputy on pain of forfeiting for every such offence, the sum of FIVE POUNDS, to be recovered in any Court of Record within any of the Provinces or Colonies in North America, by bill, plaint, or information, wherein no Essoin, Protection or Waver of Law shall be allowed; one moiety hereof to Her Majesty, her Heirs and Successors towards the support of the Government of the said Provinces, and the contingent charges thereof; and the other moiety to the Postmaster General who shall sue and prosecute for the same, together with full costs of Suit.

Published by Authority.

Regulations respecting the granting of Licences to cut Pine Timber.

NO Licence to be granted to cut Timber on Land reserved for the use of the Crown.

LICENCES to be granted only to British subjects, with condition to be forfeited if assigned to Aliens, and every Licence to specify the quantity to be cut, and to be limited as to time; and no Timber fit for the Navy to be permitted to be cut for private use.

No Licence to be granted to cut Timber on Lands for which application has been made for Grants, and every applicant for a Licence, to describe particularly the Land on which he wishes to cut, and the quantity of Timber, and accompany his application with a Certificate, that the Land has not been applied for to be granted.

ALL applications for Licences to be handed in the first place to the Deputy Surveyor of the Woods, who, if he thinks fit to recommend the application, will lodge it in the Secretary's Office, to be laid, in the usual manner, before a Committee of His Majesty's Council for consideration; and any three Members of the Council to be a Committee for the purpose of considering the applications in question.

And Applicants for Licences are further notified that the FEES to be demanded by the Surveyor of the Woods, are now fixed at twenty shillings for each Licence, and that no other Fee or Emolument is to be demanded or taken excepting the usual Fees in the other Departments through which the application for a Licence must pass.

Secretary's Office, 21st Nov. 1817.

AT a Special Session of the Peace holden at the County Court House in Fredericton in and for the County of York, on Wednesday the 6th of August, 1817, for the Purpose of regulating the ASSIZE of BREAD in the Town of Fredericton,

Ordered that from and after Saturday the 9th inst. the ASSIZE of BREAD be as follows:—viz.

THE Shilling Wheaten Loaf to weigh Two Pounds Twelve Ounces, and the Shilling Rye Loaf to weigh Four Pounds and other Loaves in proportion.

ORDERED that for every offence in Baking and Vending any Loaf of Bread under the weight abovementioned, the Person so offending shall pay a fine of ten shillings to be recovered upon conviction, before any one of His Majesty's JUSTICES of the PEACE on the oath of one or more credible witness or witnesses, or view of the Justice and levied by Warrant of Distress and Sale of the Offenders Goods; and when recovered, (after deducting the costs and charges) to be paid into the hands of the overseers of the Poor of the Parish of Fredericton.

ORDERED that the respective Bakers be furnished with a Copy of the above regulations, and that they be published in the Royal Gazette.

By order of the Court,
G. CLOPPER, Clk. of the Peace.

NOTICE.

ALL Persons having any demands against the Estate of the late THOMAS HUSTON, of Burton, deceased, are requested to present their Accounts duly attested, within six Months from the date hereof; and all those indebted to said Estate, are desired to make immediate payment to
SAMUEL NEVERS, } Admin-
CONROD STANNIX, } strators.
CALVIN HATCH. }

Burton 26th, December, 1816.

By the Honorable WARD CHIPMAN Esquire, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

To all whom it may concern, Greeting.

NOTICE is hereby given, that upon the application of Henry Gilbert, Daniel Scovil and Walker Tisdale, of the City of Saint John, Merchants, to me duly made according to the form of the Act of Assembly in such case made and provided, I have directed all the Estate, as well real as personal, of Charles Simpson, late of the same City, Trader, (which same Charles Simpson, is departed from and without the limits of this Province, with intent and design to defraud the said Henry Gilbert, Daniel Scovil, and Walker Tisdale, and the other Creditors of the said Charles Simpson, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of the law as it is alleged against him) to be seized and attached and that unless the said Charles Simpson do return and discharge his said debt or debts within three months from the publication hereof, all the Estate, as well real as personal, of the said Charles Simpson, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Charles Simpson.

Dated at Saint John the ninth day of September one thousand eight hundred and seventeen.

WARD CHIPMAN, J. S. C.
W. CHIPMAN, junr. Atty.

By the Honorable WARD CHIPMAN, Esq. one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

TO ALL WHOM IT MAY CONCERN, GREETING:

NOTICE is hereby given that upon the application of Hugh Johnston, Hugh Johnston, junr. and John R. Partelow, to me duly made according to the form of the Act of Assembly in such case lately made and provided, I have directed all the Estate, as well real as personal, within this Province, of James Sloan, late of the City of St. John, (which same James Sloan is departed from and without the limits of this Province with intent and design to defraud the said Hugh Johnston, Hugh Johnston, junr. and John R. Partelow, and the other Creditors of the said James Sloan, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of the Law as it is alleged against him) to be seized and attached, and that unless the said James Sloan do return and discharge his said debt or debts within three months from the publication hereof, all the Estate as well real as personal of the said James Sloan within this Province will be sold for the payment and satisfaction of the Creditors of the said James Sloan.

Dated at the City of St. John the second day of September, in the year of our Lord one thousand eight hundred and seventeen.

WARD CHIPMAN, J. S. C.
W. CHIPMAN, junr. Attorney.

BY the Honorable JOHN SAUNDERS, Esq. one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

TO ALL TO WHOM IT MAY CONCERN:

NOTICE is hereby given that upon the application of James Fraser, John Fraser, and Alexander Fraser, to me duly made according to the form of the Act of the General Assembly, in such case made and provided, I have directed all the Estate, as well real as personal, within this Province, of David Shauhenry, late of Northesk, in the County of Northumberland, (which same David Shauhenry has either departed from this Province or is concealed within the same,) to be seized and attached: And that unless the said David Shauhenry shall return and discharge his debts within Six Months from the publication hereof, all the Estate, as well real as personal of the said David Shauhenry, within this Province, will be sold for the payment and satisfaction of the creditors of the said David Shauhenry.

Dated at Fredericton, the 4th day of October, in the year of our Lord, one thousand eight hundred and seventeen.

JOHN SAUNDERS.

J. S. SAUNDERS, Atty.

MONTREAL, Oct. 4.

COMMERCE OF THE UPPER LAKES.

It is with lively satisfaction we notice, that an active and greatly extended commerce has succeeded the din of war on the Lakes of Upper Canada, from Prescott and Ogdensburgh to the fall of St. Mary. The ports of Kingston, York and Niagara have their Marine Lists, which from the number of arrivals and departures announced weekly, indicate much wealth and great activity; and on lake Erie, a corresponding industry is observed. On the American shores the progress has been still more rapid. Ogdensburgh, Sackett's harbor, Oswego, Sodus and Niagara, present the bustle and activity of considerable maritime ports. In the marine lists of some of those ports, we have seen as many as twenty arrivals in one week, of boats carrying from 150 to 250 barrels, and sloops and schooners from 55 to 150 tons burthen, all fully loaded. This is the more extraordinary, for only twenty years ago the adjoining country was almost without population, and is a noble illustration of what the hand of man is capable of accomplishing by steady perseverance. Including the countries on both sides of the lakes, we may with safety assert, that in 1785, a population of 15,000 could not be numbered, at present we may with equal safety affirm, that they contain at least 500,000. We include the countries whose rivers run into the lakes, from Prescott and Ogdensburgh to lake Huron. This is a fertile subject for consideration, particularly by the Legislature of Lower Canada and the British government.

What we have all bitterly to complain of, is the want of improvement of our internal communications, by means of navigation. Should the House of Assembly have public spirit enough to support such laudable projects by granting the rights to corporate bodies to effectuate the ends proposed, the Governor is obliged to declare that he has no authority to give the royal assent; this puts an end to all public spirit in this land of promise which the Americans justly call our "chief colony"; they well may say so, for by promoting its prosperity, it may be rendered one of the brightest jewels in the British diadem. If the Government would give our Governor authority to sanction the benign views of the other two branches of the provincial legislature, we should be able to manage our affairs with our own internal resources and would require nothing more than military protection; this we are entitled to by our allegiance; allegiance and protection are reciprocal.—With the freedom of action in our inland improvements we should gain all the advantages resulting from the upper countries just alluded to, which would soon render Montreal one of the greatest commercial depots in North America. If these be the dreams of fancy, or aberrations from plain reasoning, we shall be happy to see it proved; but till then we shall occasionally continue our observations, fully convinced of their correctness. These will forcibly lead us to some remarks on the disposal of the £55,000 voted last session for the purpose of internal communications.

QUEBEC Oct. 14

Extraordinary Production.—We have seen twelve potatoes, the production of the farm of Mr. John Ferguson, on the river Saint Charles, weighing fifteen pounds. They are English whites, three years from the seed. The produce is thirty-six bushels from one.

German Settlers.—On Saturday, arrived in the ship Zephyr, 189 German settlers, men, women and children. They found immediate shelter in a house belonging to Mr. George Pozer, in an airy situation near the gaol. Mr. P. means to settle them on