

THE NEW-BRUNSWICK
ROYAL GAZETTE.

[Volume V.]

TUESDAY, 8th JUNE, 1819.

[Number 15.]

The Gazette.

BY AUTHORITY.

SECRETARY'S OFFICE,
26th April, 1819.

NOTICE is hereby given, in addition to the existing Regulations respecting PINE TIMBER.

THAT all PETITIONS or APPLICATIONS for Licence to cut PINE TIMBER during the ensuing Winter, must be lodged in the SECRETARY'S Office by the First of October, after which none will be considered for that year.

And no Applicant will be allowed Licence to cut in more than one District in the same year.

SECRETARY'S OFFICE,
26th April, 1819.

WHEREAS divers Persons have at different Periods, had allotments of Land, and have neglected to take out their Grants for the same, as required by the ROYAL INSTRUCTIONS, notwithstanding repeated cautions given on this subject: Such Persons are again hereby notified that the LANDS which may have been so allotted to them, are, by the ROYAL INSTRUCTIONS, forfeited, and are open to any new application, although they may have been cultivated or transferred to other Persons.

At a Special Session of the Peace holden at the County Court-House in Fredericton, in and for the County of York, on Thursday the 20th May, 1819, for the purpose of Regulating the Assize of Bread in the Town of Fredericton, Ordered that from Thursday the 27th instant, the ASSIZE of BREAD be as follows:—

THE Sixpenny Wheaten lb. oz.
Loaf to weigh - - - 2 : 0
Ditto Rye do. 3 : 0
And other Loaves in proportion.
By order of the Court,
G. CLOPPER,
Clerk of the Peace.

NEW-BRUNSWICK.

IN CHANCERY—the 20th day of February, in the fifty-ninth year of the Reign of King George the Third—1819.

Between THOMAS HORSFIELD, Plff. and GAVIN SMITH, Defendant.

FORASMUCH as this Court was this present day informed by Mr. Peters, of Counsel for the Plaintiff, that the Plaintiff on the twelfth day of June last, filed his Bill in this Court against the Defendant, as by the Certificate of the Clerk in Court appears, and took out Process of Subpoena, returnable on the second Tuesday in July last, requiring the Defendant to appear to and answer the same; but that upon inquiring at the Defendant's usual place of abode, he was not to be found, so as to be served with such Process, and is gone out of the Province, or doth otherwise abscond to avoid being served therewith, as by affidavit appears—And the said Certificate and affidavit being read, and the truth of the above allegation being made out to the satisfaction of the said Court,—

IT IS ORDERED, that the Defendant do appear to the Plaintiff's Bill on or before the thirty-first day of July next.

By the Court,
M. C. HAILES, Register.
R. PARKER, Jun.
Plaintiff's Solicitor.

Commissariat-Office, Fredericton, N. B.
29th December, 1817.

CASH.

ANY Person wishing to remit MONEY to Saint John, may obtain Drafts from this Office, on the Assistant Commissary General, payable at sight.

SECRETARY'S OFFICE,
24th May, 1819.

CAUTION.

ALL Persons are cautioned against purchasing Allotments made to the MILITARY in this Province since the late War; as no Title can be given to such Lands until the original Military Settlers shall have resided on them for three years, and made a suitable cultivation.

By ALEXANDER DAVIDSON, Esq. one of the Justices of His Majesty's Inferior Court of Common Pleas for the County of Northumberland, in the Province of New-Brunswick.

NOTICE is hereby given, that on application of LEWIS HENRY, of the Parish of Chatham, in the County of Northumberland, Merchant, to me duly made, pursuant to the directions of the Act of the General Assembly in such case made and provided, stating that James Kidston, late of the Parish of Chatham, in the said County, is justly indebted to him in the sum of one hundred pounds and upwards, and hath departed from this Province after the said Debt was contracted, or keeps himself concealed to avoid being served with the ordinary process of Law, with an intention of defrauding his Creditors, which departure or concealment has been proved to my satisfaction; I have directed all the Estate, real and personal, of the said James Kidston, within the said County to be seized and attached; and that unless he the said James Kidston shall return and discharge his Debt or Debts within three months after publication hereof, all his Estate, real and personal, will be sold for the payment and satisfaction of his Creditors.

Dated at Nelson, in the said County of Northumberland the twenty-third day of April, in the year of our Lord one thousand eight hundred and nineteen.

ALEX. DAVIDSON, J. C. P.
T. H. PETERS, Any.

NOTICE is hereby given, that We, the Subscribers, have been duly appointed Trustees for all the Creditors of Robert C. Commelin, late of Miramichi, in the County of Northumberland, Merchant, an absconding Debtor, and have been duly sworn to the faithful Execution of the said trust, pursuant to the directions of the Act of Assembly in that case made and provided; and we do hereby require all persons indebted to the said Robert C. Commelin, on or before the first day of November next ensuing the date hereof, to pay to us, or some, or one of us, all such sum or sums of money, or other debt, duty or thing, which they owe to the said Robert C. Commelin, and to deliver all other effects of the said Robert C. Commelin, which they, or any, or either of them may have in his, her, or their hands, power or custody, to us, or some, or one of us as aforesaid; and we do also desire all the Creditors of the said Robert C. Commelin, on or before the same first day of November next, to deliver to us, or to some, or one of us as aforesaid, their respective accounts and demands against the said Robert C. Commelin, in order that right and justice may be done, agreeably to the form of the said Act of Assembly in such case made and provided.

Given under our hands at Miramichi, in the County of Northumberland, this tenth day of May, 1819.

(Signed) LEWIS HENRY. } Trustees.
(Signed) ROBERT YOUNG. }
(Signed) WILLIAM BURNIE. }

BY AUTHORITY.

Acts of the last Session of the General Assembly of this Province.

An Act in addition to and in amendment of an Act, intituled "An Act for the support and relief of Confined Debtors," and the Act "further to extend the provisions thereof."

Passed the 24th of March, 1819.

WHEREAS the weekly allowance for Confined Debtors, directed to be paid by an Act, made and passed in the

forty-first Year of His present Majesty's Reign, intituled "An Act for the support and relief of Confined Debtors," and also by another Act, made and passed in the fiftieth Year of His Majesty's Reign, "to extend the provisions of the same," has not been found sufficient, and great distress has been experienced by such unfortunate persons for want of a more suitable provision: And whereas the unlimited term of confinement of such Debtors occasions much distress and oppression,

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That from and after the passing of this Act, the weekly allowance directed to be paid to such Confined Debtor, as after the required term of confinement, and on examination had, is found utterly unable to support himself or herself, shall from the first day of November until the last day of March, be five shillings per week, and the remainder of the year four shillings per week, instead of the allowances directed in and by said Acts.

II. And be it further enacted, that no Debtor who has made it appear that he or she is utterly unable to support himself or herself, shall be detained in confinement exceeding twelve months from the time of his or her commitment, notwithstanding the Creditor may continue to offer the weekly allowance; but every such Debtors shall, by order under the hand and seal of the Judge or Justice who made the order for such Debtor's support, or of any other Judge or Justice of the same Court, be released therefrom; and that the Creditor of such Debtor shall be entitled to the same remedy by proceeding to judgment, or taking out execution against the goods and chattels, lands and tenements of such Debtor, as is provided in and by the first section of the herein before first recited Act.

III. And be it further enacted, that the said Act, except where the same is hereby altered, shall be and continue in full force; any thing herein contained to the contrary notwithstanding.

An ACT to prevent Desertion from His Majesty's Forces, and to punish unlawful dealings with Soldiers or Deserters.

Passed the 24th of March, 1819.

WHEREAS Soldiers stationed within this Province for the defence of the same, have been frequently found to desert, or absent themselves from the Head-Quarters of their respective Regiments or Detachments, without leave, to the great injury of His Majesty's service,

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That if any person or persons shall harbour, conceal or assist any Deserter from His Majesty's service, knowing him to be such, every such person so offending, shall for every offence, on conviction, forfeit the sum of twenty pounds.

II. And be it further enacted, that if any person shall buy, exchange or detain, or otherwise receive from any Soldier or Deserter, upon any account whatever, any arms, clothing, caps, or other furniture belonging to the King or any such articles belonging to any Soldier or Deserter as are generally deemed Regimental Necessaries, according to the custom of the Army, or shall exchange, buy, or receive from any Soldier, any provisions, unless by consent of the Officer commanding the Regiment or Detachment to which such Soldier shall belong, every person so offending shall incur the penalty of five pounds.

III. And be it further enacted, that the first mentioned penalty shall and may be recovered before any two Justices of the Peace, and the last mentioned penalty before any one Justice of the Peace, in the County where such offences may be committed, upon conviction on the oath of one or more cre-

dible witness or witnesses, to be levied by warrant of distress and sale of the goods and chattels of the offender; one moiety of which penalties shall be paid into the Province Treasury, for the purpose of encouraging the apprehension of Deserters, the other moiety to such person who shall prosecute the same offenders to conviction; and in case no sufficient goods or chattels can be found whereon to levy such distress, every offender shall, by such Justice or Justices be committed to the Common Gaol in such County, there to remain without bail or main-prize, for a term not exceeding three months, nor less than one month.

IV. And be it further enacted, that any person or persons who shall apprehend any Deserter or Deserters from His Majesty's Forces, and deliver up such Deserter or Deserters to any Officer commanding any military post in this Province, shall for each and every Deserter so apprehended and delivered up, receive a reward of five pounds, on producing a certificate of such apprehension and delivery, specifying the name or names of such Deserter or Deserters, and to what regiment or corps he or they belong, signed by such Commanding Officer, and one Justice of the Peace for the County or District, before whom such Deserter or Deserters shall be brought. Provided always, that the rewards so to be given out of the Province Treasury, shall not in any one year exceed One Hundred Pounds.

V. And be it further enacted, that it shall be the duty of all Keepers of His Majesty's Gaols on the road between the place or places where such Deserter or Deserters may be apprehended, and the place of his or their final destination, to receive such Deserter or Deserters into their custody without any fee or reward, whether such Deserter or Deserters be conveyed by virtue of a warrant from any Justice of the Peace, or under military escort, by an order of the Commanding Officer of His Majesty's Forces in this Province.

VI. And be it further enacted, that the rewards so to be paid under and by virtue of this Act, shall be by warrant under the hand and seal of the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice and consent of His Majesty's Council, directed to the Province Treasurer: Provided the same do not exceed the sum of One Hundred Pounds limited as aforesaid.

VII. And be it further enacted, that this Act shall continue and be in force for five years, and from thence to the end of the next Session of the General Assembly.

VIII. And be it further enacted, that the operation of an Act, made and passed in the thirty-third Year of His Majesty's Reign, intituled "An Act for apprehending Deserters from His Majesty's service" and for punishing unlawful dealings with "Soldiers or Deserters," shall be, and the same is hereby suspended for and during the continuance of this Act.

QUEBEC.

LEGISLATIVE COUNCIL.

Sketches of debates on the Civil List, in the Legislative Council, 21st April, 1819.

(Concluded.)

Mr. HALL had little to add to what he had already heard, but he was of opinion that no Hon. Member ought, on this occasion, to give a silent vote, for the same reason that when a criminal is executed on board a man-of-war, all hands must lay hold of the rope. In reading the preamble of this Bill, from His Majesty's most dutiful and loyal subjects, he thought their benevolence was to be unbounded, but upon a further perusal he found that, far from the generosity which he expected, His Majesty's most dutiful and loyal subjects were quite at variance with their own professions. Not