

THE NEW-BRUNSWICK ROYAL GAZETTE.

[Volume V.]

TUESDAY, 25th MAY, 1819.

[Number 13.]

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.

NEW-BRUNSWICK.

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

THOMAS HORSFIELD, Plff.

Between { 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.

NOTICE.

WHEREAS the Subscribers have been duly authorized, and qualified according to law, to be Trustees, for all the creditors of Alexander M'Donald late of Saint George, in the County of Charlotte, trader, an absconding Debtor. These are to require any person or persons indebted to the said Alexander M'Donald, on or before the first day of June next to pay all such sum or sums of money, or other debt, duty or thing—which they owe to the said Alexander M'Donald, and to deliver all other effects, of the said Alexander M'Donald, which any person or persons may have in their hands, power, or custody, to the said Trustees or either of them. And all the Creditors of the said Alexander M'Donald, are desired on or before the first day of June next, to deliver to the said Trustees, or any one of them, their respective accounts and demands against the said Alexander M'Donald.

DON. M'LACHLAN.

H. HATCH.

JAS. BARBER.

Saint Andrew, 6th April 1819.

Commissariat-Office, Fredericton, N. B.

23d 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.

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 :

Ditto Rye do. 3 :

And other Loaves in proportion.

By order of the Court,

G. CLOPPER,

Clerk of the Peace.

BY AUTHORITY.

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

An ACT to amend and continue an Act, intituled "An Act for raising a Revenue in this Province."

Passed the 24th of March, 1819.

WHEREAS, in and by the sixth Section of an Act, made and passed in the fifty-eighth Year of His Majesty's Reign, intituled "An Act for raising a Revenue in this Province," it is provided that the Deputies appointed by the Treasurer and approved of by the Lieutenant-Governor or Commander-in-Chief, are authorized to receive and retain Ten Pounds for every Hundred Pounds they shall receive for their services: And whereas it is thought that in some of the Counties in this Province the amount received and retained by the Deputy-Treasurers at and after the rate of ten per cent, is more than proportionate to their services,

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That the Deputy-Treasurers so appointed and approved as aforesaid, be allowed to receive and retain the sum of Ten Pounds for every Hundred Pounds, provided that the same does not exceed the sum of Three Hundred Pounds to any one Deputy, for his services in any one Year.

II. And be it further enacted, that whenever any Rum, Wine, Brandy, Gin, or other distilled Spirituous Liquors, or Brown Sugar, or Molasses, reported for exportation, pursuant to the directions contained in the ninth Section of the said herein before recited Act, shall be re-shipped and put on board of any American ship or vessel, in the harbour of the City of Saint John, from and out of the same bottom in which the said articles were imported, and shall be actually exported in such American ship or vessel to any port or place in the United States to the westward of Machias harbour, then, and in such case, any monies which may have been paid for the rates or duties arising thereon, shall be repaid, and the bonds which may have been taken to secure the said duties, shall be cancelled and considered of no validity, in the same manner as if the said articles had been exported in the same bottom in which they were imported. Provided always, that the evidence to be required of such exportation in any American ship or vessel, shall be the following Oath, to be taken or subscribed by the Master of the vessel in which they were imported, before the Treasurer or his Deputy, at the City of Saint John, to wit,—I do swear, that the following articles, to wit, were imported into this Province in the vessel called the , whereof I am Master, and are the same articles mentioned and specified in the entry and report of the same vessel and cargo at this office, on the day of ; that the said articles are now in the same state and condition in which they were at the time of importation into this Province; that no part thereof hath been landed since the entry and report there-

of as aforesaid; and that the same articles have been really and bona fide shipped and put on board of the American vessel called the , in the harbour of St. John, whereof is Master, and that the same, or any part thereof, are not again to be landed in any part of this Province, to the best of my knowledge and belief.—So help me God. And further, that the Owner, Importer, or Consignee of the same articles, shall at the same time make and subscribe an affidavit, to be endorsed on the foregoing affidavit of the said Master, before the said Treasurer or his said Deputy, stating that he is the Owner, Importer, or Consignee of such articles, and that the contents of such affidavit, so made by the said Master, are just and true, according to the best of his knowledge and belief. And further, that the Master of the American ship or vessel on board of which such articles have been shipped, shall, at the same time, make and subscribe an affidavit in like manner, to be endorsed on the said first mentioned affidavit, that the articles therein mentioned, are actually on board of his said ship or vessel, and that the same, or any part thereof, are not again to be landed in any part of this Province, to the best of his knowledge and belief. And provided further, that it shall be incumbent on the Owner, Importer, or Consignee of such dutiable articles, (previous to the repayment of any monies which may have been paid for the duties and rates arising thereon, or before the cancelling the bonds which may have been given to secure the payment of the said duties and rates,) to produce to the Treasurer or to his Deputy, at the City of St. John, a Certificate under the hand and seal of the Collector or principal officer of the Customs, at the port or place to which such articles shall have been exported, that the same have been there landed. And provided also, that it shall be further incumbent on the Owner, Importer, or Consignee, upon producing such Certificate, to make and subscribe the following Oath, before the Treasurer or his Deputy, at the City of Saint John, to wit,—I do swear, that the following articles by me imported into this Province, in the vessel called the , whereof was Master, and which were specified in the entry and report of the same vessel and cargo, at this office, on the day of , for exportation, and which were shipped and put on board of the American ship or vessel, whereof was Master, lying in the harbour of Saint John, have been really and bona fide landed at , and that the same, or any part thereof, are not again to be landed in any part of this Province, to the best of my knowledge and belief.

III. And be it further enacted, that if any dutiable articles shall be fraudulently re-landed in any part of this Province, after being shipped or put on board of any American ship or vessel, in the harbour of Saint John, for exportation, the same shall be forfeited, proceeded against, and applied in the manner prescribed in and by the third Section of the herein before recited Act.

IV. And be it further enacted, that the said recited Act be, and the same is hereby further continued (excepting where the same is hereby altered and amended,) and declared to be in full force until the first day of April, which will be in the Year of our Lord one thousand eight hundred and twenty, and no longer.

An ACT for laying a Duty on all Tides imported into this Province.

Passed the 24th of March, 1819.

I. BE it enacted by the Lieutenant-Governor, Council, and Assembly, That there be, and hereby is granted to the King's Most Excellent Majesty, his heirs and successors, for the use of this Province, and for the support of the Government thereof, a duty of one penny for every pound of Tea which shall or may be brought into this Province, to be paid by the importer of importers thereof; and that the same shall be collected and received in the same manner, and under and subject to the same rules,

regulations, penalties and forfeitures, in all respects, as are prescribed and provided by an Act, made and passed in the fifty-eighth Year of His Majesty's Reign, intituled "An Act for raising a Revenue in this Province."

II. And be it further enacted, that this Act shall remain and be in force until the first day of April, which will be in the Year of our Lord one thousand eight hundred and twenty.

An ACT to explain and amend an Act, intituled "An Act to impose a duty upon certain Articles imported into this Province."

Passed the 24th of March, 1819.

WHEREAS in and by an Act, made and passed in the fifty-second Year of His Majesty's Reign, intituled "An Act to impose a duty on certain Articles imported into this Province," a duty of five pounds is laid upon every Horse, and a duty of twenty shillings upon every Ox; which may be imported or brought into this Province. And whereas doubts have arisen as to what description of Cattle are contemplated by the said Act: For remedy whereof,

I. Be it enacted by the Lieutenant-Governor, Council, and Assembly, That from and after the passing of this Act, the said duty of twenty shillings shall be paid upon all Neat Cattle of every description, so imported or brought, (Cows excepted) and that all Cows shall be subject to a duty of ten shillings each.

II. And whereas the beneficial effects intended by the said Act have been, in almost every instance, evaded, to the great injury of the Revenue, for want of fit persons to be appointed as Collectors of the said duties: For remedy whereof, Be it further enacted, that it shall and may be lawful for the Treasurer of the Province to appoint fit and proper persons residing on the Great Roads leading from the County of Charlotte to Fredericton and Saint John, and in such other place or places as he may judge meet and expedient; and such persons are hereby authorised to detain, and report to the Treasurer or his Deputy, all such Cattle and Horses as may be found on such roads, place or places, and so imported and brought as aforesaid, unless the owner or owners person or persons, having charge of, or driving such Cattle and Horses, shall produce a certificate from the Treasurer, or one of his Deputies, that the duties have been paid, or secured to be paid, on such Cattle and Horses, or that the same were bred or raised within the Province.

III. And be it further enacted, that the said Collectors shall give bonds to the Treasurer, to the amount of one hundred pounds, with two sufficient Securities, in the sum of fifty pounds each, for the faithful discharge of their trust, and shall be allowed one half of the commission to be received by the Deputy-Treasurer of the County in which such Collector shall reside, and also ten per cent on the net proceeds of all Cattle so detained and forfeited, under and by virtue of this Act, or the Act to which this is an amendment.

IV. And be it further enacted, that the herein before recited Act, of which this is an amendment, except wherein it is hereby altered and amended, shall be continued and be in force for three years, and from thence to the end of next Session of the General Assembly.

An ACT to regulate the exportation of Lumber, and to repeal all the Acts now in force relating to the same.

Passed the 24th of March, 1819.

WHEREAS the Acts now in force relating to the exportation of Lumber are found inconsistent,

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That an Act made and passed in the thirty-seventh Year of His Majesty's Reign, intituled "An Act for regulating the exportation of Fish and Lumber, and for repealing the Laws now in force regulating the same"—and an Act made and passed in the forty-third Year of His Majesty's Reign, intituled "An Act to explain and amend an Act, intituled "An Act for regulating the exportation of Fish and Lumber, and for repealing the Laws now in force regulating the same"—and also an Act made and passed in the fifty-fifth Year of His Majesty's Reign, intituled "An Act to explain and amend the Laws now in force for regulating the exportation of Fish and Lumber"—and also an Act, made and passed in the fifty-fourth Year of His Majesty's Reign, intituled "An Act in addition to an Act, intituled "An Act for regulating the exportation of Fish and Lumber, and for repealing the Laws now in force regulating the same"—also an Act, made and passed in the fifty-sixth Year of His Majesty's Reign, intituled "An Act in addition to, and to explain an Act, intituled "An Act to explain and amend the Laws now in force for regulating the exportation of Fish and Lumber," so far as the same relate to the article of Lumber,—be, and the same are hereby repealed: and that an Act, made and passed in the twenty-sixth Year of His Majesty's Reign, intituled "An Act for regulating the exportation of Fish and Lumber, and for ascertaining the quality of the same"—and an Act, made and passed in the twenty-seventh Year of His Majesty's Reign, intituled "An Act in addition to an Act, intituled "An Act for regulating the exportation of Fish and Lumber, and for ascertaining the quality of the same"—and also an Act, made and passed in the twenty-eighth Year of His Majesty's Reign, intituled "An Act to amend an Act, intituled "An Act for regulating the exportation of Fish and Lumber, and for ascertaining the quality of the same," so far