# THE NEW-BRUNSWICK ROYAL GAZETTE.

[Volume VI.] TUESDAY, 4th JULY, 1820. [Number 18.]


## The Gazette.

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

*G. S. SMYTH.*

## A Proclamation.

WHEREAS a General Assembly of this Province has been summoned to meet at Fredericton on the second Tuesday of this Instant July: I have thought fit to prorogue the said General Assembly; and the same is hereby prorogued to the second Tuesday in October next ensuing.

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

By His Excellency's Command,
H. H. CARMICHAEL,
Dep. Sec.

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*An Act further to alter and amend an Act intituled "An Act for the establishment, regulation and improvement of the Great Roads of communication through the Province."*

Passed the 29th of March 1820.

WHEREAS the Road leading from Fredericton to Northumberland as established in and by An Act made and passed in the fifty-sixth Year of His Majesty's Reign, intituled "An Act for the establishment of the Great Roads of communication throughout the Province," is to cross at the Forks of the River Miramichi to Babcock's, and to continue on that side of the said River to Indian Town, and then to recross the same River; which part of the said Road having been found to be very inconvenient,

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, that the said Road shall not in future cross and recross the said River, as aforesaid, but be continued on the Western side of the said River to Indian Town, and be laid out in such manner as the Supervisor or Supervisors shall think fit.

II. *And whereas* great inconvenience has arisen in consequence of the ordinary statute labour of all persons residing upon the Great Roads of communication, being under the authority and direction of the Supervisors of the said Roads as is provided in and by the tenth section of the said herein before recited Act,

*Be it therefore further enacted*, that the said tenth section of the same Act be, and the same is hereby repealed. *And whereas* great and unnecessary expenses have been incurred, owing to the great number of Supervisors that were appointed in and by the third section of the same Act, and whereas it is found expedient to reduce the number of the said Supervisors,

III. *Be it therefore further enacted*, that the third section of the same Act be, and the same is hereby repealed: and that the persons therein named, be no longer deemed as Supervisors, but that their powers as such do cease, and be at an end; saving where they may be necessary for the recovery of any forfeiture and penalties inflicted and incurred under and by virtue of the Provisions of the same Act; and saving their liability to account for the monies entrusted to and received by them respectively as Supervisors aforesaid.

IV. *And be it further enacted*, that the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, is hereby authorized and empowered to appoint, by warrant under his Hand and Seal, two fit and discreet persons to be Supervisors of the Great Roads throughout the Province; which persons, when so appointed, shall give security in the sum of three thousand Pounds each, and be sworn to the faithful discharge of their duty respectively, and be vested with all the powers and authority which the former Supervisors possessed, and be subject to all the restrictions, provisions and limitations of the same Act, and of the Acts made in addition to and in amendment thereof, except where they are in and by this Act altered.

V. *And be it further enacted*, that each of the said Supervisors shall be allowed to retain for his services, at and after the rate of ten per cent. for every hundred Pounds that shall be expended by him out of the monies granted for the use of the said Roads. Provided that no one Supervisor shall receive a larger sum than two hundred and fifty Pounds in any one year.

VI. *And be it further enacted*, that in case of the death, or removal from office for misconduct, or either, or of both of the said Supervisors, the Lieutenant-Governor or Commander in Chief for the time being, is hereby authorized and empowered to appoint, by and with the advice of His Majesty's Council, other fit person, or persons in the room of such Supervisor or Supervisors so deceased or removed from Office.

VII. *And be it further enacted*, that no Supervisor to be appointed under and by virtue of this Act, shall on any account whatever be concerned in trade, or any dealings in merchandize.

VIII. *And be it further enacted*, that all contracts to be made by the Supervisors or either of them, for labour and other expenditure for the Public Roads, shall be by them paid in the current money of the Province; and that the said Supervisors shall severally account in manner as required in and by the first herein before recited Act.

IX. *And be it therefore enacted*, that all the Great Roads as established by the said Act made in the fifty-sixth year of His Majesty's Reign, and by the Acts made in addition thereto, and amendment thereof, as also by this Act, shall be divided into two Districts; the one District to comprise such parts of the Great Roads which lead through the following Counties, to wit, the Counties of Northumberland, Westmorland, Saint John, and King's; with the exception of that part of the Great Road which lies between the Le Proe River and the City of Saint John: the other District to comprise such parts of the Great Roads which lead through the following Counties, namely, the Counties of York, Charlotte, Sunbury and Queen's, and that part of the Great Road which lies in the County of Saint John, between the Le Proe River and the City of Saint John: the one district to be superintended by one of the said Supervisors, and the other district by the other Supervisor, for the term of two years; and at the expiration thereof, then to exchange Districts; and to continue to exchange every two years while in office.

X. *And be it further enacted*, that if any person of person do or shall hereafter alter, stop up, or encroach upon any of the Great Roads of communication through the Province, in any way whatever, such person so offending contrary to the meaning of this Act, shall for every such offence forfeit the sum of two Pounds, to be recovered with cost of suit before any one Justice of the Peace of the County where such offence shall be committed, upon the oath of one or more credible witness or witnesses, and levied by warrant of distress and sale of the offender's goods and chattels, rendering the overplus, if any, to such offender; and for want of sufficient goods and chattels, the said Justice is hereby required, to commit such offender to the common Gaol of the County wherein such offence shall be committed, there to remain for a term not exceeding eight days, which penalty, when recovered, shall be paid to the Supervisor for the use of the Great Roads within his district.

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*An Act to provide for and encourage the settlement of Emigrants in this Province.*

Passed the 29th March 1820.

WHEREAS it is deemed expedient for the Interest of the Province, to facilitate the settlement of industrious and enterprising Emigrants from the Mother Country,

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly*, that the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, is hereby authorized and empowered to appoint a number of discreet persons, not exceeding three in each of the Counties of this Province; which persons when so appointed, shall serve as a Committee in their respective Counties, whose duty it shall be to enquire into the Characters, Testimonials and claims of all such Emigrants as may arrive at or come into their respective Counties from the Mother Country, with an intention of becoming Settlers therein; and shall also enquire into the probable means that such Emigrants possess of becoming useful settlers in the Province; and in all cases where such investigation shall prove satisfactory, the Committee making such enquiry, shall report, and recommend such Emigrants to His Excellency the Lieutenant-Governor or Commander in Chief for the time being, for Location Tickets for the Lots to be Surveyed and laid out in the several Counties, as is hereafter mentioned.

II. *And be it further enacted*, that for the accommodation of Poor Emigrants, such a number of Lots, and to contain so many acres each, as His Excellency the Lieutenant-Governor or Commander in Chief, by and with the advice of His Majesty's Council, may be pleased to limit and direct, shall be laid out and Surveyed in the several Counties of this Province, and in such parts of said Counties as His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice aforesaid, shall think expedient.

III. *And be it further enacted*, that whenever His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, shall be pleased to grant a Location Ticket to any Emigrant for any of the Lots so to be laid out and surveyed as aforesaid, upon the recommendation of any of the Committee so to be appointed for the several Counties as aforesaid, the same shall be granted upon the like terms and conditions upon which Location Tickets have heretofore been given to poor Emigrants.

IV. *And be it further enacted*, that whenever it shall be represented to His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by any of the Committees of the several and respective Counties, that a settlement or settlements have been formed upon the Lots in any of the Counties so laid out and surveyed as aforesaid, by Emigrants, and that the same from their interior and remote, situation, require a Road or Roads to be made for the accommodation thereof, that then and in such case the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty Council, is hereby empowered to order and direct a Road or Roads to be laid out for the accommodation of such settlement or settlements, under the direction of the Committee of the County in which such settlement or settlements shall be made.

V. *And be it further enacted*, that in order to defray the expenses of laying out and Surveying the said Lots in the said several and respective Counties of this Province, and for laying out and making Roads for the accommodation of the settlers in the same, there shall be allowed to His Excellency the Lieutenant Governor or Commander in Chief for the time being, the sum of eight hundred Pounds, to be paid out of the Province Treasury, and to be by him expended and laid out, by and with the advice of His Majesty's Council, for the purposes herein before mentioned.

VI. *And be it further enacted*, that the said Committee shall keep an exact account of the monies expended by them, or under their direction by virtue of this Act, and shall produce vouchers therefor; which account and vouchers shall be transmitted by them respectively, to the office of the Secretary of the Province, for the inspection of the General Assembly.

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

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## Regulations for granting Licences to cut Pine Timber on the Vacant Crown Lands.

*Fredericton, 14th April 1820.*

Every Petition for Licence to cut Pine Timber must contain the following particulars, supported either by the affidavit of the Party or a Certificate from a Magistrate, viz:

*That the Petitioner is a British Subject, a Freeholder, and not connected, directly or indirectly, in the transaction, with an Alien.*

The Certificate of the Surveyor-General must also be obtained, that the district applied for is vacant Crown Land, and that there is no prior application to settle on the same.

The Petition is then to be lodged at the Secretary's Office, to be submitted to the Lieutenant-Governor.

The Licence, if granted, will be given to an officer of the Surveyor-General's Department or to one of the Deputies of the Surveyor General of the Woods, as his authority for inspecting and marking out the District therein described at the expence of the Petitioner. Previous to which a Bond must be entered into to His Majesty, at the Secretary's Office, at the rate of one shilling per Ton for the quantity of Timber mentioned in the Licence, and the established Fees of Office then paid in part of the sum specified in the condition of the Bond.

The officers in the Surveyor General's Department and those in the Department of the Surveyor-General of the Woods, are hereby strictly charged against marking out any District without the previous authority of a Licence granted as aforesaid, or a special warrant under the Hand and Seal of the Lieutenant-Governor: and every Person who shall enter upon the Crown Lands to cut Timber, before the District shall be marked out for him under such authority, will be prosecuted according to Law.

By order of His Excellency the Lieut. Governor.

H. H. CARMICHAEL, D. S.