

# THE NEW-BRUNSWICK ROYAL GAZETTE.

[Volume XI.]

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[Number 40.]

## The Gazette.

By His Excellency Major General Sir HOWARD DOUGLAS, Barr. (L. S.) Lieutenant-Governor and Commander in Chief of the Province of New-Brunswick, &c. &c. &c.  
**HOWARD DOUGLAS.**

### A Proclamation.

**W**HEREAS the General Assembly of this Province, stands prorogued to Wednesday the first day of December next, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to Tuesday the first day of February next ensuing, then to meet at Fredericton, for the dispatch of business.

Given under my Hand and Seal, at Fredericton, the twelfth day of November, in the year of our Lord one thousand eight hundred and twenty-four, and in the fifth year of His Majesty's Reign.

By His Excellency's Command,  
**WM. F. ODELL.**

### NOTICE.

For the Information of those who may have Business to transact with The Lieutenant-Governor; His Excellency has appointed Tuesday, Thursday, and Saturday, in each week, as the days on which, from ten to one o'clock, he will be prepared to attend to the common routine of Business.

Though the Lieutenant-Governor wishes the routine business of the Province to be confined to the above-mentioned Days and Hours, yet His Excellency is accessible at all times to persons on urgent and unforeseen Business, and coming from a distant part of the Province.

### SECRETARY'S OFFICE,

Fredericton, 13th August, 1824.

**H**IS Majesty having directed returns to be forthwith made of the general Establishment of the Government of this Province, and including every Individual employed therein, with all the particulars specified in the annexed Schedule, and also a return under similar heads of those public officers who may not be attached to any particular department: all Persons concerned are hereby required in obedience to His Majesty's commands, to forward immediately to this office their respective reports, agreeably to the form prescribed.

By order of His Honor the President.

Return to express, in separate columns the following particulars.

Name, and designation of Office.

Office.

Date of appointment.

By whom appointed and under what Instrument.

Whether Office executed by Principal or by Deputy; if by Deputy his name.

Annual salary in sterling and Currency, with rate of Exchange.

Fees during the year which has expired, in currency and sterling value.

Nett amount received by Principal and by Deputy, in currency and sterling.

Whether Principal or Deputy be allowed a House for personal residence, or what allowance, if any, for House rent or Quarters.

Whether Office be held by Principal in conjunction with any and what other Civil, Military or Naval office or appointment or place of Profit, in any Colony or on the establishment of the United Kingdom. If the office be held by a Military or Naval Officer whether upon full or half Military or Naval pay, the total amount of pay and allowances of every kind actually received by him in addition to the Profits of his Office.

Periods during which the officer has been absent on leave from the Colony.

Whether the Principal or his Deputy enjoy any and what other advantage or profit, not required to be stated in the preceding columns.

Remarks in explanation of the duties of the office and of such subjects as require elucidation.

By the Honorable JOHN MURRAY BLISS, 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 James Fraser, of the City of Saint John, Merchant, to me duly made according to the form of the Acts of Assembly in such case made and provided, I have directed all the estate as well real as personal within this Province, of Joseph Kenah, late of Fredericton, in the County of York, in the said Province, Esquire, (which same Joseph Kenah departed from without the limits of the Province upwards of eighteen months ago, and has not resided within the same for any time during the last six months, and is indebted to the said James Fraser, in one thousand eight hundred Pounds and upwards, over and above all Discounts) to be seized and attached; and that unless the said Joseph Kenah, do return and discharge his said debt and all other his just dues within six months from the publication hereof, all the estate as well real as personal of the said Joseph Kenah, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Joseph Kenah.

Dated at the City of Saint John, this twenty-second day of September, one thousand eight hundred and twenty-four.

J. M. BLISS.

R. PARKER, Attorney.

By THOMAS WYER, Esquire, one of the Justices of His Majesty's Inferior Court of Common Pleas for the County of Charlotte, in the Province of New-Brunswick.

To all whom it may concern, Greeting:

**NOTICE** is hereby given, that upon the application of John Carrick, of the Parish of Saint George, in the County and Province aforesaid, to me duly made according to the form of the Act of the Assembly in such case made and provided, I have directed all the Estate as well real as personal within this Province, of Samuel Ray, late of the Parish of Saint George, (which same Samuel Ray is departed from and without the limits of this Province, with intent and design to defraud the said John Carrick and the other Creditors of the said Samuel Ray, (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 Samuel Ray 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 Samuel Ray, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Samuel Ray.

Dated at Saint Andrews, this fourth day of September, 1824.

THOMAS WYER, J. C. P.

JAS. BARBER, Att'y.

NEW-BRUNSWICK, 22d July, 1824.

In Chancery.

Between Mallory Raymond, Complainant,

and

Richard Carlow, & James Carlow, Defendants.

**FORASMUCH** as the Court was this day informed by Mr. Wetmore, of Council for the Complainant, that the Bill in this cause was filed on the 10th day of April last, as by the Certificate of their Clerk in Court appears, and process of Subpoena taken out against the said Defendants, but that the said Defendants now reside without the limits of this Province, or do otherwise abscond to avoid being served with such Process 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 Court, It is ordered that the said Defendants do appear and answer to the Complainant's bill, on or before the third Tuesday in February next.

By the Court.

D. LUDLOW ROBINSON, Registrar.

**NOTICE IS HEREBY GIVEN,** That We, the Subscribers having been duly appointed Trustees of all the Creditors of James Develin, late of the Parish of Chatham, in the County of Northumberland, Carpenter, 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 such case made and provided: And we do hereby require all persons indebted to the said James Develin on or before the Twenty-eighth day of October 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 James Develin, and to deliver all other effects of the said James Develin, which they, or either, or any of them may have in his, her, or their hands, power or custody, to us, or some, or one of us aforesaid: And we do desire all the Creditors of the said James Develin, on or before the same day, to deliver to us, or to some, or one of us, as aforesaid, their respective accounts and demands against the said James Develin, in order that right and justice may be done pursuant to the form of the Act of Assembly in such case made and provided.

Given under our hands at Chatham, the 28th day of July, in the year of our Lord one thousand eight hundred and twenty-four.

ALEXANDER FRASER, junr. Trust.

JOHN M. JOHNSON, Trust.

THOMAS VONDY, Trust.

**DEATH OF MR. SADDLER.**

The celebrated Mr. W. W. Saddler, the Aeronaut, made his thirty-first ascent from Bolton, on Wednesday last. He was accompanied by his man servant; the wind blew a strong breeze from S. S. E. which being favorable for bringing the Balloon towards Blackburn, many persons were anxiously upon the look out for the aeronauts, and about half past two o'clock the Pilot was discovered to the east. About half past three the balloon passed over that town in a most majestic style; and was seen hovering over Church Parish, four miles from Blackburn, when the voyagers prepared to descend. They threw out a grappling iron which caught a tree, and the sudden jerk threw Mr. Saddler out of the car, and broke the cord. The Balloon then dragged the car, to which Mr. Saddler was suspended by one leg. The car struck a Chimney, and knocked it completely down, and shortly after Mr. S. fell to the ground from the height of about thirty yards into a meadow! A crowd of persons assembled, and conveyed him to an inn adjacent. Surgical aid was procured, and Mr. Saddler's skull was found much fractured, and a considerable portion depressed upon the brain; he was insensible, and had several ribs broken, and had sustained serious internal injury. He lingered until eight o'clock on Thursday morning, when death put a period to his sufferings. The balloon, lightened of Mr. Saddler's weight, rose rapidly to a considerable height, and again descended near Whalley, about three miles from the place of the accident; and the car coming in contact with some rails, the man jumped out, and had his left arm fractured, and received other injury. Mr. Hardy set his arm, and rendered him other Medical assistance, and the man then set off in a Post Chaise to Bolton. The balloon, lightened of both the adventurous aeronauts, rose rapidly into the air, and has not yet been heard of. To add to this melancholy event, as the landlord, (Mr. Blenkinsop) of the public house where Mr. Saddler's corpse lies, was returning from Averington, and when within a few yards of his house, he dropped down in an apoplectic fit and immediately expired.

The will of the late unfortunate Sir Charles M'Carthy, was registered in the Prerogative Office, in Doctors' Commons, on the 28th ult. Probate was granted to his sister, Adelaide Guerout, Countess de Merve, as sole heiress and executrix, the property being stated (within the province of the Canterbury jurisdiction) to be under the sum of £20,000.

### LIMERICK ASSIZES.

AUGUST 6.

Patrick Manane, and James Manane, (brothers,) and John Green, were indicted for attacking the house of Major Hare, and for the murder of the said Major Hare. The trial excited intense interest throughout the country. The principal witness was Oliver Fitzgerald, who had emigrated to Canada, where he was apprehended at Quebec, owing to the spirited exertions of a zealous and intelligent Officer in one of the regiments at that station, and at length sent to Limerick a prisoner to take his trial; he was permitted to turn King's evidence; but his guilt appears to have been in no way less enormous than that of the other prisoners, the man who actually fired the fatal shot excepted.

The widow of Major Hare, and several other witnesses were examined; after which the learned Judge proceeded to charge the Jury—in the course of which he cautioned them as to the character of Fitzgerald the principal witness, whom he described as the most profligate, the most abandoned, the most infamous character that ever appeared before a Court of Justice; in the course of the summing up, the Judge with strict impartiality, neglected no point which tended to raise a presumption in favour of the unhappy prisoners and concluded by charging them, if they should entertain reasonable doubt of the Prisoners' guilt they would acquit them.—The Jury retired for about four minutes, and returned with a verdict—**GUILTY.**—The prisoners heard the fatal verdict with solemnity, but unshaken firmness.

The Judge proceeded to pass the awful sentence of the law prescribed for the heinous offence, of which the prisoners had been found guilty. They have since been executed.

**BUNDLING.**—We know not whether this custom be still as general in New-England as it was 20 or 30 years ago, or whether it continues equally harmless.—The following particulars respecting it are taken from a very curious History of Connecticut, published in the year 1781:—

"I am no advocate for temptation, yet must say that bundling has prevailed 160 years in New-England, and I verily believe, with ten times more chastity than the sitting on a sofa. I had daughters, and speak from nearly 40 years experience. Bundling takes place only in cold seasons of the year. About the year 1756, Boston, Salem, Newport, and New-York, resolving to be more polite than their ancestors, forbade their daughters bundling on the bed with any young men whatever, and introduced a sofa to render courtship more palatable and Turkish. Whatever it was owing to, whether to the sofa or any uncommon excess of the *jeu d'esprit*, there went abroad a report that this raffinage produced more natural consequences than all the bundling among the boors with their sweethearts, through every village in New-England besides.

"In 1766, a Clergyman from one of the polite towns, went into the country, and preached against the unchristian custom of young men and maidens lying together on a bed. He was no sooner out of the Church, than attacked by a shoal of good old women, with 'Sir, do you think we and our daughters are naughty, because we allow of bundling?' He answered, 'You lead yourselves into temptation by it.' They all replied at once, 'Sir, have you been told thus, or has experience taught it you?' The Levite began to lift up his eyes, and to consider of his situation, and bowing, said, 'I have been told so.' The Ladies, *una voce*, bawled out—'Your informers, Sir, we conclude, are those city ladies who prefer a sofa to a bed; we advise you to alter your sermon,