

THE NEW-BRUNSWICK ROYAL GAZETTE.

Volume XII.]

TUESDAY, 31st JANUARY, 1826.

[Number 49.]

The Gazette.

Government House,

Fredericton, 26th January, 1826.
INSTRUCTIONS have been received from His Majesty's Government, by which the following Uniform is permitted to be worn by the Governor, Lieutenant-Governors, and Superior Civil Officers, of His Majesty's Colonial Possessions.

The Uniform for Colonial Governors.
The same Uniform as that worn by Lord-Lieutenants of the English Counties, only the body of the Uniform to be blue, with red Lapels. The Epaullets and Embroidery to be also the same as Lord-Lieutenants of Counties.

Superior Civil Officers.

Blue Coats, but no Epaullets; nor Lapels. Button Holes upon the Cuff and Collar only, but same Pattern as the Lord-Lieutenants.

The Civil Officers who are permitted to wear the above Uniform, are the Members of the Legislative and Executive Councils, the Chief Justice, and Speaker of the House of Assembly.

By Command.

WM. F. ODELL.

CIVIL APPOINTMENT.

His Majesty has been pleased to appoint Samuel Proudfoot Hurd, Esq. to be Surveyor General for the measuring, Surveying and setting out of Lands in the Province of New Brunswick.

By His Excellency Major-General Sir Howard Douglas, Baronet, (L. S.) Lieutenant-Governor and Commander-in-Chief of the Province of New Brunswick, &c. &c. &c.

PROCLAMATION.

WHEREAS the Right Honourable Earl Bathurst, one of His Majesty's principal Secretaries of State, has transmitted to me the following order of His Majesty in Council:—viz:

At the Court at Carlton House, 22d March, 1825.

PRESENT,

The King's most Excellent Majesty,

IN COUNCIL.

WHEREAS it has been represented to His Majesty at this board, by the Lords Commissioners of His Majesty's Treasury, that they have given directions, that His Majesty's Troops, serving in the several British Colonies and Possessions abroad, should in certain cases be paid in British Silver, and Copper Money, and that with a view of securing the circulation of such Money in those Colonies it would be expedient that an order in Council should be issued, declaring that in all these Colonies where the Spanish Dollar, is now either by Law, Fact, or Practice, considered as a legal tender for the discharge of Debts, or where the duties to the Government are raised or collected, or the Individuals have a right to pay in the description of Coin, that a tender and payment of British Silver Money, to the amount of Four Shillings and Four Pence, should be considered as equivalent to the tender or payment of one Spanish Dollar; and so in proportion for any greater or less amount of Debt.

And Whereas it has been further represented by the Lords Commissioners of His Majesty's Treasury, that with respect to the Cape of Good Hope, where there are not any Spanish Dollars in circulation, consists entirely of paper Rix Dollars and its proportions, and with respect to Ceylon, where the circulation consists of Silver and Paper Rix Dollars, as well as of a variety of other Coins, which are generally received and paid with relation to their value as compared with Rix Dollars, it would be expedient that a tender and payment of one Shilling and six pence in British Silver Money, should be considered as equivalent to a ten-

der and payment of one such Rix Dollar, so current at the Cape of Good Hope, and Ceylon, respectively, and so in proportion, for any greater or less sum, and also, that British Copper Money, should be made a legal tender in all the British Colonies for us due and proper proportions of British Silver Money, as by Law established in Great Britain, but that no person shall be compelled to take more than 12d. in Copper Money, in any one payment. His Majesty having taken the said representation into consideration, is pleased, by and with the advice of His Privy Council, to approve of what is therein proposed, and the Right Honourable the Lords Commissioners of His Majesty's Treasury, and the Right Honourable Earl Bathurst, one of His Majesty's principal Secretaries of State, are to give the necessary directions, herein as to them may respectively appear.

(Signed,) C. C. GREVILLE.

I do therefore hereby make known the same to all His Majesty's loving subjects in this Province, and all persons concerned, will take due notice, and govern themselves accordingly.

And I do also hereby further make known that the holders of British Silver Money, may demand from the Officers in charge of the Commissariat Department, — Bills upon the Lords Commissioners of His Majesty's Treasury at thirty days sight, in Exchange for whatever sums may be tendered by them in British Silver, not less in amount than one hundred Pounds at the fixed rate of a Bill for one hundred Pounds, for every one hundred and three Pounds of British Silver Money, so tendered.

Gives under my hand and Seal at Fredericton, the Twenty second day of October, in the year of our Lord, One Thousand Eight hundred and Twenty five, and in the Sixth year of His Majesty's reign.
By His Excellency's Command,
WM. F. ODELL.

(By Authority.)

WHEREAS in pursuance of the Provisions of two Acts of Parliament passed in the sixth year of the reign of His present Majesty, cap. 73. and cap. 114. The Collector and Controller of His Majesty's Customs at the Port of Saint John, have appointed a Warehouse belonging to Mr. Nehemiah Merritt, situated in Saint John Street, in the City of Saint John in this Province, for the purpose of the said Acts; and have declared that the Goods in the same Acts enumerated may be there Warehouse on the first entry without Payment of duty, from and after the fifth day of January next. **PUBLIC NOTICE** thereof is hereby given by Order of His Excellency the Lieutenant-Governor for the Information of all concerned.

Dated the Twenty-ninth day of December 1825.

By the Hon. William Bosford, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New Brunswick.

WHEREAS upon application to me duly made by John Billevean, of Dorchester, in the County of Westmorland, and Province of New Brunswick, Acadian, it has been sufficiently attested that John Melancon, late of Dorchester, in the County and Province aforesaid, Acadian, is justly and truly indebted to the said John Billevean, in the sum of twenty-five pounds and upwards, over and above all discounts; and whereas it has been proved to my satisfaction that the said John Melancon, hath departed this Province since the said debt was contracted, and hath not resided within the same, within six months next preceding the said applica-

tion: I do therefore in pursuance of the Act of the General Assembly in such case made and provided, hereby give notice that I have directed all the Estate of the said John Melancon, as well real as personal within this Province, to be seized and attached, and that unless the said John Melancon do return and discharge the said within six months from the publication hereof, that the same will be sold for the payment and satisfaction of the said debt and other Creditors of the said John Melancon if any such there be.

Dated at Sackville this 5th Nov. 1825.
W. NOTSFORD, J. S. C.
R. B. CHANDLER, Atty.

By the Hon. J. C. MURRAY, Esq., one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New Brunswick.

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 Act of Assembly in such case made and provided, I have directed all the estate as well real as personal of that Province, of Joseph Kenah, late of Fredericton, in the County of York, in the said Province, Esquire, (which same Joseph Kenah resided 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 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. PARRIS, Attorney.

NOTICE IS HEREBY GIVEN, That We, the Subscribers having been duly appointed Trustees of all the the Creditors of Mathias G. Valentine, late of the Parish of Fredericton, in the County of York, House Joiner, an absconded 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 Mathias G. Valentine on or before the Twenty-eighth day of February 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 things which they owe to the said Mathias G. Valentine, and to deliver all other effects of the said Mathias G. Valentine, 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 Mathias G. Valentine, 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 Mathias G. Valentine, 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 Fredericton, the 21st day of November in the year of our Lord one thousand eight hundred and twenty-five.

M. G. Clapper, } Trustees.
Wm. Taylor, }
John Simpson, }

NOTICE—Those persons who are in possession of **UNGRANTED LANDS** without legal authority, and who may think they have equitable claims to the favorable consideration of the Government, are hereby notified that unless such claims are preferred, by petition, before the 1st day of May next, they will be proceeded against as intruders and trespassers upon the Crown Lands.

By order of His Excellency the Lieut. Gov. Crown Lands Office, Fredericton, 26th May, 1826.

Fredericton, Wednesday, 25th Jan. 1826.

The Council this day presented their Address to His Excellency the Lieutenant-Governor in answer to the Speech, as follows:—

To His Excellency Major General Sir HOWARD DOUGLAS, Baronet, Lieutenant-Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

The Humble Address of His Majesty's Council in General Assembly.

May it please Your Excellency,

HIS Majesty's Council are fully sensible of Your Excellency's active attention to the public interests, in having summoned the General Assembly to meet at this early period, after the awful visitations by fire, which have desolated many parts of the Province.

The Council, while they acknowledge with humility and reverence the chastising hand of the Almighty, in these calamitous occurrences, yet find great cause for consolation in the occasion which these dispensations of Providence have afforded for the exercise of Christian charity and benevolence, so widely and conspicuously manifested in the generous efforts, made both at home and abroad, for the relief of the unhappy sufferers. They beg leave, in common with the Country, to tender to your Excellency, their tribute of gratitude for your Excellency's judicious measures and great personal exertions under the melancholy circumstances which called for immediate and energetic action. They receive with fraternal feeling, the affectionate marks of regard and of common interest, exhibited by the Colonial Governments and people of British North America, without exception, in their ready and widely extended donations. And they acknowledge with peculiar satisfaction, the sympathetic and liberal contributions, made by native Citizens and British Residents in the United States, which evince so powerfully, the operation of principles truly Christian, and will greatly tend to cherish and preserve the good feeling and friendly relations which now happily subsist between the two Countries. They are sensible of the deep obligation to dispense in an equitable and proper manner the aggregate of bounty, flowing from so many and so various channels, and they rely with entire confidence on your Excellency in this regard.

They fully concur in the suggestion made by your Excellency of the propriety of prohibiting by Law, the erection of buildings in certain situation and beyond certain dimensions, in the combustible material of the Country, as a very important measure of prevention against future danger by the ravages of fire.

The Council derive great satisfaction from the contemplation of the prosperous condition of the Province, and of its resources and capacities for improvement, which came in detail under your Excellency's observation in the course of the extensive Tour, highly beneficial to the Country in many respects, made by your Excellency during the last Summer.

They acknowledge, with gratitude, the liberality of the British Parliament, in admitting the Colonies to the same freedom of Trade, which is enjoyed by the inhabitants of the Mother Country; the natural tendency of which, unquestionably is greatly to increase the prosperity of these distant dominions; and they confidently trust that the Legislature and people of New Brunswick, being thus, in common with their Sister Colonies, raised to the condition of an integral portion of the United Kingdom, will continue to evince the sense they entertain of their privileges and advantages, as a constituent part of the mighty British Empire, by maintaining in its full vigor, that