

THE NEW-BRUNSWICK ROYAL GAZETTE.

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TUESDAY, 14th MARCH 1826.

[Number 3.]

The Gazette.

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.

HOWARD DOUGLAS.

A PROCLAMATION.

IN Pursuance of the Powers vested in me by an Act of Parliament passed in the Sixth Year of the Reign of His present Majesty intitled "An Act to regulate the Trade of the British Possessions abroad," I have thought fit, by and with the advice and consent of His Majesty's Council, to appoint and I do hereby, by and with the advice and consent aforesaid, appoint the Town of Fredericton and the Parish of Woodstock in the County of York, as Places of Entry for the entry of Goods brought or imported from any adjoining Foreign Country pursuant to the Provisions of the said Act:—Of which all Persons concerned will take due notice and govern themselves accordingly.

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

By His Excellency's Command,

WM. F. ODELL.

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 Governors, 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.

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.

HOWARD DOUGLAS.

A 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,

23d 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 those Colo-

nies where the Spanish Dollar, is now either by Law, Fact, or Precedence, 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 as a tender 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 its 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 appertain.

(Signed,) C. C. GREVILLE.

I do therefore hereby make known the same to all His Majesty's living 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.

Given 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.

Head Quarters, Fredericton,

6th March 1826.

MILITIA GENERAL ORDERS.

His Excellency the Lieutenant Governor and Commander-in-Chief is pleased to make the following Promotions, &c.

3d Batt. Charlotte County Militia.

Capt. C. R. Hatheway, to be Major,

vice Hatch promoted.

Capt. John McNeill to retire with his rank.

2d Batt. Kings County.

John Martin, Gent. to be Paymaster.

By Command,

GEO. SHORE, Adj. Gen. M. F.

BY AUTHORITY.
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 INTOADERS and TRESPASSERS upon the Crown Lands.

By order of His Excellency the Lieut. Gov.

Crown Lands Office, Fredericton,

26th May, 1825.

NOTICE is hereby given, that we, the Subscribers having been duly appointed Trustees of all the Creditors of Amos White, late of the Parish of Saint Andrews, in the County of Charlotte, 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 Amos White, on or before the twenty-fourth day of May next ensuing the date hereof to pay to us, or some, or one of us all such sums or sums of money, or other debt, duty or things, which they owe to the said Amos White, and to deliver all the effects of the said Amos White, 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 Amos White 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 Amos White, 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 Saint Andrews the eighth day of February, in the year of our Lord one thousand eight hundred and twenty-six.

HARRIS HATCH,

PETER STUBBS,

ALEX STRACHEN, Senr.

By the Honorable JOHN MURRAY Barrister at Law, 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.

NOTICE.

By order of the Honourable John Murray Bliss, one of the Justices of the Supreme Court of Judicature for the Province of New Brunswick.

NOTICE is hereby given to all whom it may concern, that upon application and due proof made to the said Justice (pursuant to an Act of the Legislature of the said Province, made and provided, for relief against absconding debtors) by William Kenah, of Fredericton in the County of York, Merchant, a Creditor of Stair B. Agnew, late of St. Mary's in the County aforesaid an absconding debtor.—He the said Justice hath directed all the Estate real and personal of the said Stair B. Agnew to be seized. And that unless the said Stair B. Agnew, shall discharge his said debt, within three months after publication of this notice, all his Estate real and personal, will be sold for the payment and satisfaction of his Creditors.

J. M. BLISS.

Dated the sixth day of February, 1826.

G. P. BLISS, Att'y. for WM. ROBERTS.

NEW-BRUNSWICK, 9th Jan. 1826.

In Chancery.

Na hanul H. Dr. Vebert, Complainant,

and

William B. Lowndesbury, Defendant.

FORASMUCH as the Court was this day informed by Mr. Peters, of Counsel, for the Complainant, that the Bill in this cause was filed on the twenty-fifth day of September last as by the Certificate of his Clerk in Court appears; and process of Subpoena taken out, against the above named Defendant, but that the said Defendant had departed from the Province in the month of August or beginning of September in the year of our Lord one thousand eight hundred and twenty-four, and has not resided within this Province for the term of twelve months next preceding the commencement of this Suit, 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 this Court, It is ordered that the said Defendant do appear and answer to the said Complainant's Bill on or before the second Tuesday in May next.

By the Court

D. DUBLOW ROBINSON, Regd.

PHILADELPHIA, FEB. 11.

Translated for the National Gazette.

From the "Diario de Rio de Janeiro,"

of December 17th.

DECLARATION OF WAR.

The Government of the United Provinces of Rio de la Plata having committed acts of hostility against this Empire without provocation, or previous formal declaration of war, rejecting thus the forms established among civilized nations; it is required by the dignity of the Brazilian People and the rank which belongs to us among Powers, that I, having heard my Council of State, should declare, as I now do, WAR against the said Provinces and their Government; directing that by sea and land, all possible hostilities be waged upon them; authorizing such armaments as my subjects may please to use against that nation; declaring captures or prizes of whatever nature, shall accrue entirely to the captors, without any deduction in favor of the public treasury. [Follows the regulation for the publication and distribution of the Decree.]

Rio de Janeiro, 10th December, 1825; fourth year of the Independence of the Empire.

Extract of a letter to Mr. Sanderson, of the Merchants' Coffee House, Philadelphia.

"In the enclosed papers dated the 7th December last, you will find that the Emperor of the Brazil has declared war against the U. Provinces of Rio de la Plata. Great Preparations were making when I left Rio, to carry on the war with vigour; fitting out all their men of war, and enlarging their army; there was a general press for the land and sea service; several transports with troops had sailed for Montevideo; and there was a strong naval force off Buenos Ayres, blockading that port. There are now several Buenos Ayres privateers, and it is said some pirates, on the coast of the Brazil. One of them was off Cape Frio, and had made several captures. In a short time we may expect any number of privateers, some with commissions on both sides, and our trade to that coast will be very hazardous unless our Government see the propriety of sending out a respectable Naval force to protect our merchant vessels against the lawless privateers that will be swarming in those seas.

Markets at Rio were very dull for American produce. Sugar, coffee, and hides were scarce and high.

The Emperors of the Brazil had lately presented a Son and Heir to his Imperial Majesty; there was great rejoicing on the occasion.

If I was to venture to give an opinion I should say that Don Pedro will leave off wearing his crown, before the young Prince can do without his Caps.

From what I could learn while I was in Rio, I am satisfied that there is a strong party in the Brazil against the powers that be. I am also very well assured that Bolivar intends to take a peep into that country, before he retires from the field; this was the general opinion in Upper Peru, when I left Africa in October last."