

notice of bringing the same on to be heard, and shall neglect to appear at the hearing, the cause may be ordered to be dismissed.

34. That if the Plaintiff neglect to bring on the cause to a hearing at the earliest period at which, by the practice of the Court, the same might be heard, the Defendant may obtain an order upon affidavit of the state of the cause, and of such default on the part of the Plaintiff, that he may be at liberty to bring the same to hearing; and if the Defendant shall thereupon serve such order, set down the cause, and give notice to the Plaintiff fourteen days before the day of hearing, and the Plaintiff shall not appear at the hearing, the Bill may be ordered to stand dismissed.

35. That when any specified time is, by the practice of this Court, allowed or prescribed for the taking of any step in the progress of proceedings therein, it shall always be computed exclusively of the day from which such time commences.

36. That in every cause for an injunction to stay proceedings at Law, if the Defendant do not plead answer or demur to the Plaintiff's Bill within ten days after service of a copy of the Plaintiff's Bill, the Plaintiff shall be entitled to such injunction, as of course, upon motion.

37. That at each Term such day or days shall be appointed for the sitting of the Court, during the ensuing Vacation, as the Master of the Rolls shall deem proper, which shall be published in the Royal Gazette on the week next after the Term.

38. That the foregoing orders do take effect upon and after the first day of July next, and not sooner.

J. HARVEY, Chancellor.
N. PARKER, M. R.

APPENDIX.

Form of Subpoena to appear and answer.

Victoria, by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith.

To Greeting:

We command you, (and every of you, where more than one Defendant,) that within thirty days after the service of this writ on you, exclusive of the day of such service, laying all other matters and excuses aside, you do cause an appearance to be entered for you in our Court of Chancery at Fredericton, to a "Bill" (or as the case may be "Information" or of "Revivor and Supplement," or "Supplemental Bill,") filed against you by (and others or another), and that you do answer concerning such things as shall then and there be alleged against you, and observe what our said Court shall direct in this behalf upon pain of an Attachment issuing against your person and such other process for contempt as the Court shall award, and of the said Bill being taken against you *pro confesso*.

Witness His Excellency Sir John Harvey, at Fredericton, the day of in the year of our Reign.

ROBINSON.

Form of Subpoena for Costs.

Victoria, &c.

To

Greeting:

We command you (and every of you,) that you pay or cause to be paid immediately after the service of this writ, to or the bearer of these presents, £ costs by our Court of Chancery at Fredericton, adjudged to be paid by you to the said under pain of an Attachment issuing against your person, and such process for contempt as the Court shall award in default of such payment.

Witness, &c.

ROBINSON.

Form of Subpoena to testify viva voce in Court, or to testify before the Master.

Victoria, &c.

To

Greeting:

We command you and every one of you, that laying all other

matters and excuses aside, you personally be and appear before His Excellency the Chancellor, (or before His Honor the Master of the Rolls,) at Fredericton, or before Mr.

one of the Masters of our Court of Chancery, at his office in on the day of next, at of the clock in the forenoon, to testify the truth according to your knowledge in a certain suit now depending in our said Court of Chancery, wherein (and others or another,) are Plaintiffs and (and others or another,) are Defendants on the part of the (in case of Subpoena *duces tecum* add, and that you then and there bring with you and produce &c.) And hereof fail not on your peril.

Witness, &c.

ROBINSON.

Form of Examiner's Oath.

You do swear that you shall well and truly execute the duties of an Examiner of this Court without favour or partiality. So help you God.

Form of Oath where an Examiner is specially appointed in a particular cause under Statute 2 Victoria.

You do swear that you shall well and truly execute the duties of an Examiner of the Court of Chancery in a certain cause now depending therein, in which A. B. is Plaintiff and C. D. Defendant, without favour or partiality.

So help you God.

Form of Certificate of Commissioner, that Examiner specially appointed has been duly sworn.

I, E. F. the Commissioner named in the foregoing Commission, do hereby certify that A. B. therein likewise named, was this day duly sworn on the Holy Evangelists well and truly to execute the duties of an Examiner in the cause pending in the Court of Chancery in which A. B. is Plaintiff, and C. D. Defendant, without favour or partiality.

Dated the day of A. D. (Signed) E. F.

FREDERICTON READING AND NEWS-ROOM.

At the semi-annual meeting of the subscribers to the above institution, holden at the News-Room, agreeably to the rules of the Society, on Tuesday, the 4th June, 1839:—

Mr. E. WARD was called to the Chair, and Mr. GOWAN appointed Secretary to the Meeting.

The honorary manager presented the following report, which was ordered to be received and printed in the minutes of proceedings, viz:—

REPORT:

As this is the first meeting of the subscribers since the formation of the institution, I feel glad to meet you under such favorable circumstances. With an increase to our numbers, and a room, which in size—quantity and quality of newspapers, magazines, maps and plans, is not exceeded by any in the province. In making it so, I have gone beyond the expense estimated, in furnishing the room, and have increased the number of papers—particularly from the Canadas; for at the time of commencing operations, news from that quarter was early and eagerly sought for, and it was considered good policy to gratify the general desire. From that quarter three papers will now be dispensed with. The expense of papers from England has been more than was anticipated, in consequence of some of the papers being published tri-weekly, instead of weekly—and too many coming by New York, charged with the American postage. The number of papers from Scotland have been reduced, and one from Dublin ordered.

Although at this meeting it was not intended to make any report on the state of the institution, yet as it may be of service, I will give a brief one. The expense of finishing the room has amounted to about £50, and I trust there will not be found one

person to say that the money was mis-spent. The more respectably furnished, no doubt, the more interest the members must feel in the establishment. Such of the accounts as are at hand, and they are most of them so, I have submitted to the Committee for their examination, which are as follow:—

Accounts for Furniture,.....	£47 10 8
Expenses to 1st May, including rent to that period, and all expenses to 31st May,....	31 8 8
Publications and postages,.....	34 6 11
	£113 6 3
Total amount of receipts and all other services,.....	£160 0 0
Balance,.....	£46 13 9

£160 0 0

Which I feel assured will meet all expenses for the current year.

I have been indebted to His Excellency for the loan of magazines and papers, and for news, at different times; and to Captain Tryon, His Excellency's Secretary, for the readiness with which he at all times supplied them; to several gentlemen, for valuable presents, we are much indebted—their names will be recorded. To Mr. Simpson and Mr. Ward, we owe much, for their kindness in printing our rules, lists, &c. and furnishing newspapers from different quarters of the globe, at various times.

At the commencement of another year, I shall be prepared to recommend the sale of the English papers, and lending the magazines weekly to subscribers—none to be let out until they have been at least one month in the room, and under strict rules.

As our annual meeting will take place after this year expires, I beg now to recommend the appointment of a Committee, to ascertain the number who will continue subscribers for another year, and to solicit new ones—said Committee to report by the 15th October, so that in case a sufficient number cannot be obtained, the affairs of the room may be brought to a close, and enable the orders to go forward in time for the discontinuance of papers and magazines.—But allow me to express a hope, that a room such as we are now in, with thirty-one newspapers and magazines, maps, army and navy lists, and other valuable and interesting works—add to those, the very great convenience and privilege of subscribers introducing their friends as well as strangers, the benefit of enjoying such an establishment, will not be suffered to fall through.

However brief I feel inclined to make these statements to you gentlemen, I cannot conclude without acquainting you, that I have experienced, in several instances, much annoyance at papers being taken from the room; and the last act—that of destroying the Albion of the 20th April, almost caused me to surrender the charge. I have tried every means to find out the party, and believe and sincerely trust, that those acts were not committed by any member of the institution.

A. SCOTT, Honorary Manager.

June 4, 1839.

On motion of Dr. Allan—Ordered, That a Committee of five members be appointed to ascertain whether the subscribers, or how many of them, will continue members of the society for the year, commencing in December next; and also to solicit new subscriptions; and further

Ordered, That Messrs. B. Wolhaupter, W. N. Akerley, S. Barker, W. A. McLean, and Henry Fisher, be such Committee.

On motion—Ordered, That the thanks of the meeting be given to the honorary manager, for the very interesting report which he has laid before the meeting.

Mr. Ward being requested to leave the Chair, it was taken by Mr. Fisher, and

On motion—Ordered, That the thanks of the meeting be given to Mr. Ward, for his able conduct in the Chair, and to Mr. Gowan, for his services as Secretary.

And the meeting was then dissolved.

EDMUND WARD, Chairman,
ROBERT GOWAN, Secretary.

New Mercantile Establishment.

IRON, SPADES, SHOVELS, &c.

The Subscriber offers for sale at his store on Peter's Wharf:

197 BARS IRON, assorted; 22 bundles do. do; 20 bundles Sheet IRON; 22 casks Iron Nails; 1 cask Timber Dogs,

4 casks round and square STAPLES, 1 ditto straight and crooked HOLDFASTS, 3 doz. ground Picks; 200 do. Suspenders, assorted;

40 doz. Farmers' Spades, 50 do. steel pointed SHOVELS, 4 pair Force B. Hoes, 4 Anvils, 50 fathoms short linked Coil Chains, 1 inch

50 ditto ditto, 1 inch 50 ditto ditto, 3-16 " 1 cask ditto, 3-16 "

6 casks, containing an assortment of Hardware, Jewellery, Cutlery, Looking Glasses, Brills, Work Boxes, Writing Desks, &c. &c. 40 Bushels Seed Potatoes, prime.

Which he will dispose of on moderate terms for good payments, or barter for bright Spruce Deals, 9x3, assorted lengths.

Wants to Charter, Immediately.—A Vessel, about 200 Tons, to take a cargo of Deals to Ireland.

JOHN O'CALLAGHAN.

St. John, 11th May, 1839.

4w

CENTRAL

Fire Insurance Company

OF NEW BRUNSWICK.

A Dividend of five per cent upon the Capital Stock paid in of this Company, for the half year ending on the first day of June inst., will be payable to the Stockholders, at their Office in this place, on or after the 1st day of July next.

By order of the Board of Directors.

W. M. BEATH, SECRETARY.

Fredericton, 3d June, 1839.

DANCING.

MR. REID having taken the Long Room in the dwelling owned by Mr. ROSETER, Regent Street, informs the public that he is about to commence his second Quarter, and requests all those who wish to patronize him, to make as early an application as possible.

Fredericton 25th May, 1839.

W. H. STREET,

Wine Merchant.

Agent and Commission Merchant, At Saint John, and at Fredericton, New Brunswick.

THE undersigned, under the conviction that public convenience equally as his own interest would be consulted, by establishing at Fredericton a Branch of his St. John Business, has taken premises in Westmorland Street, Fredericton, where will in future be kept a sufficient supply of WINES, BRANDY, GIN, &c. &c. to comply with the orders of those who may find the delay and trouble attending to St. John, inconvenient. Mr. WILLIAM J. STREET having been appointed the Agent, is duly authorized to transact all business connected with the Fredericton Branch, in the name of the undersigned.

W. H. STREET.

June 5th, 1839.—tf.

MUSIC.

Just received from LONDON, per ship Hebe,

Six Pianofortes.

GRAND, COTTAGE and SQUARE, in Rosewood and Mahogany.)

A VERY extensive assortment of NEW MUSIC, comprising Waltzes, Quadrilles, Overtures, Single and concerted Pieces in great variety; SOLOS, Duets, Trios, Quartets, Quintets, Choruses, &c. &c.; and comprehending Music for the PIANOFORTE, Harp, Guitar, Flute, Violin, Violoncello, Flageolet, Cornet, &c., and INSTRUCTION BOOKS for various Instruments; also, a supply of PIANOFORTE Wire, Violin Strings, Rosin, and Clarinet Reeds:—forming the most choice and extensive assortment of articles in the Musical line, ever offered for inspection at one time in New Brunswick.—For sale by

GEORGE BLATCH, Office and Ware-room over MALCOLM'S Grocery Store in Prince William Street.

St. John, June 1st, 1839.

NOTICE.

ALL persons having legal demands against the Estate of ALEXANDER McDERMOTT, deceased, are requested to present the same, duly attested, within six months from the date hereof, and those indebted are desired to make immediate payment to,

SAMUEL BURNS, Executor. J. H. DEVEBER, Attorneys.

Gagetown, 18th May, 1839.

FRESH GARDEN SEEDS. THE SUBSCRIBER had just received a supply of the above, warranted of the growth of 1838.

JAMES F. GALE.

Fredericton, May 21, 1839.

J. & A. SMITH.

HAVE now on hand and offer for sale at their Store in Queen Street, a very general assortment of MERCHANTIZE, consisting of, PROVISIONS, GROCERIES, HARD WARE, Woolen, Cotton and Fancy GOODS, &c., among which are the following articles, Superior FLOUR, Canada fine do., Rye do., Corn Meal, Oat Meal, Pork, Pickled and Dry Fish, Brown and Loaf Sugar, Molasses, Rice, Barley, Liverpool and fine salt, Hysen, Souchong and Congo TEAS, Coffee, Chocolate, Dried Apples, Mould Candles, Sperma do., Ginger, Mustard, Spice, Pepper, Starch, Salars, Cinnamon, Cloves and Nutmegs, Indigo, Allum, Coppras, Blue, Logwood Redwood, Soaps, Paste and Liquid Shoe Blacking, Gue, Corn Brooms, Vinegar, Powder.

Hardware.

4d. 6d. 8d. 10d. 12d. 14d. 16d. 20d. 24d. and 30d. wrought Nails; Wrought Spikes, assorted sizes; 3d. 4d. 6d. 8d. 10d. 12d. and 14d. Cut Nails, finishing and flooring Nails, Brads from 1/2 inch to 2 1/2 inches, Horse Shoe Nails, long handled Spades, short handled do., Square bladed shovels, Shovel Blades, Cast Steel Hoes, Cow Bells, 7, 8, and 9 inch door Locks, Stock Locks, Cupboard and Chest do., hand Saws, Tenant do., plane Irons, Mill, Crosscut and Hand Saw Files, Hinges of different descriptions, Screws assorted sizes, Table Knives and Forks, Jack and Pen Knives, Razors and Scissors, Chisels and Gouges, door Bolts, Horse Traces, Wire asorted sizes, Shot asorted sizes, Flint, Shoe Bils, Pots, Bake Ovens, Fryingpans, Gridirons, Sad and Italian Irons, Plough Shares.

Dry & Fancy Goods.

Superfine Broad Cloths, Plain and Fancy Cassimeres, Fancy Backskins, Moloskins, Plain and Printed, & attinet White Drill, Lastings, Striped Jeanes, Homespuns, and Chees, Regatta Stripes, Cloth and Moll Vests, Linen, Damask, Cotton do., Table Covers. 200 pieces of Unbleached White and Printed Cottons, Linings assorted colours, fine Linen, Duck, Padding, Canvas, Osmaburgs, Brown, Black and Colloid Hollands, Muslin Dresses, Pink, Buff and Fancy Ginghams, Shawls, of different descriptions, plain and figured Bobbinets, Book Muslin, Jaconnet and Mull do., Cambricks, Lace and Edgings, Insertions, Quillings, Ladies White, Black and

Green Blond Gauze Vails and Handkerchiefs, Gentlemen's Silk and Cotton Handkerchiefs, Ladies White and Coloured Stays, Carpet and Furniture Binding, Black, Colored and White Thread, Silk and Cotton Sewings, Black and Colored Merinoes and Stuffs, Black Bombazeen, Ladies Marino, Worsted and Cotton Hose, assorted colors, Gentlemen's and Boys 1/2 do., Ladies Kid, Silk, Lace, Lile, Thread and Cotton Gloves and Mitts, assorted Colors, Gentlemen's Kid, Thread and Cotton Gloves, Children's do., Sattin, Lutstring, and Gauze Ribbons, assorted Colors, India Rubber, Worsted and Cotton Braces, Ladies Bonnets of different descriptions, Ladies Pranela and Seal Skin Shoes and Boots, Gentlemen's Fur and Silk Hats, Umbrellas, Cotton Warp, Salmon Twine, Green, Yellow, White, and Flax Colored Shoe Thread, an assortment of Brown Earthen and Tin Ware.

Brushes.

Cloth Brushes, Hair do., Horse do., Scrub and Shoe do., Paint do., Hearth do.

Paints & Oil &c.

Pale Seal Oil of Superior quality, Boiled and Raw Paint Oil, No. 1 and 2 London White Lead, Scotch do., Yellow, Red, Black, Green, and Blue Paints, and Yellow Ochre, Putty and Whiting.

5,000 feet of Window Glass of the following sizes, viz: 9x7, 10x8, 12x10, 14x11, 15x11, 16x12, 18x14, &c., &c., &c.

The above articles have been selected with care and will be sold at the lowest rates for prompt payment.

Fredericton, 29th May, 1839.

Logs Wanted.

WANTED immediately, from 1 to 200 HEMLOCK WHARF LOGS, to be delivered at the foot of Regent-street. Apply to

MACPHERSON & COY.

May 23, 1839.

NOTICE.

MR. JAMES SAYRE, JUNIOR, has been duly appointed Deputy Sheriff of and for the County of Westmorland, and has given the requisite security.

W. P. SAYRE, Sheriff.

Dorchester, 31st May, 1839.

JUST RECEIVED

And for sale by the Subscriber, for prompt payment, at his Store, corner of Queen and Regent Streets:

3,000 FEET Glass, 10x12 8x10, 7x9.

200 Gls. Paint Oil, 150 do. Lamp do., 500 Cwt. White Lead, 200 do. Green Paint, in Tins, 200 do. Putty, 1200 do. Pots and Bake Pans, Tea Kettles, Frying Pans, Gridirons, Gridirons,

Cut and Wrought Nails; Cutlery, Plate, and Socket Castors; Hair Cloth; curled hair; locks of all kinds, together with a general assortment of Dry Goods and Groceries; Pickled and Dry Fish.

F. W. HATHEWAY

May 23, 1839.

SPRING GOODS.

THE Subscriber is now receiving his SPRING GOODS, which will comprise a general assortment of Dry Goods, Hardware, Provisions, Groceries, Paints, Oil, Glass &c. &c. which he will dispose of at the lowest prices for Cash or other approved payments.

SPAFFORD BARKER.

N. B. Accounts will be rendered every three months, and interest required on them if not paid at that time.

Fredericton, May 14, 1839.

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FOR SALE.

A Young HORSE well broke was purchased last Winter from Capt. Coburn of the 11th Regiment, and would suit a Military man. Enquire of

W. J. BEDELL.

Fredericton, 27th May 1839.

To those whom it may concern.

A NEGOCIABLE Note of Hand was some time ago left at this Office, which was found by one "Wm. Evans," Jerusalem Settlement, Queen's County, and is still in our possession. The said instrument is dated, "Fredericton, 3d March 1836, drawn by 'SAMUEL DOUGHERTY,' in favour of 'JOHN SCOTT,' for the sum of one hundred pounds; the owner may have it on his making it appear that it is his property, and paying any claim for expenses thereon.

Royal Gazette Office, 23d April, 1839.