

By Authority.

RETURN of sums which became due at the Crown Land's Office from the 1st December, 1839, to the 29th February, 1840, inclusive, for Land, and which have not been paid. Published for the information of the Parties, by order of His Excellency the Lieutenant Governor.

Due.	Name.	County.	Nature of Debt.	Amount.
Dec. 2,	Hamilton, George	Charlotte,	4th Instalment.	£25 0 0
" 5,	Wetmore, Justus S.	Queen's,	4th ..	30 0 0
" "	Millican, James	St. John,	4th ..	75 0 0
" 8,	Robinson, George D.	"	4th ..	75 0 0
" 9,	Smith, Thomas	King's,	4th ..	6 0 0
" 10,	McCarthy, Michael	Northumberland,	4th ..	6 0 0
" 13,	McKim, Robert	Queen's,	4th ..	5 0 0
" 13,	McKim, George	"	4th ..	5 0 0
" 15,	Ruel, Robert	Carleton,	4th ..	34 10 7½
" "	Ruel, John	St. John,	4th ..	2 8 9
" "	Kinne, James	"	4th ..	4 2 6
" "	Greaves, Riley	"	4th ..	5 0 0
" "	Farley, Nathaniel	Carleton,	4th ..	8 3 1½
" "	Robicheau, John B.	Kent,	4th ..	4 7 6
" "	Pearce, Robert	Carleton,	4th ..	6 5 0
" "	Cornac, William E.	"	4th ..	21 17 6
" "	Fitzherbert, James	"	4th ..	7 10 0
" "	Matthews, John	St. John,	4th ..	4 2 6
" "	Hogan John	Northumberland,	4th ..	3 10 0
" "	Hunter, William	King's,	4th ..	5 9 4½
" "	Stukler, Finlay	St. John,	4th ..	10 0 0
" "	Dumaresq, Perry Jr.	Gloucester,	4th ..	8 15 0
" "	Cox, Abraham	Carleton,	4th ..	4 7 6
" "	Maddox, Patrick	Northumberland,	4th ..	7 0 0
" "	Starrett, William	Carleton,	4th ..	4 7 6
" "	Pye, John	Charlotte,	4th ..	2 9 0
" "	Long, John	York,	4th ..	5 0 0
" "	Smith, James	King's,	4th ..	6 5 0
" "	Tunny, James	"	4th ..	4 2 6
" "	Tuff, Richard	St. John,	4th ..	2 10 0
" "	Tippin, Joseph	"	4th ..	5 0 0
" "	Donavan, Timothy	"	4th ..	5 0 0
" "	Downing, Alexander	Carleton,	4th ..	7 10 0
" 16,	Dunlop, James	Kent,	4th ..	4 7 6
" "	Corbit, William	Charlotte,	4th ..	5 5 0
" "	Ellis, Francis	Gloucester,	4th ..	2 3 9
" 17,	McElhenny, Thomas	Northumberland,	4th ..	5 0 0
" "	Coglan, John	St. John,	4th ..	4 10 0
" "	Ellis, George	York,	4th ..	7 10 0
" "	Delong, Aaron	St. John,	4th ..	7 10 0
" "	Chaison, Frederick	Gloucester,	4th ..	1 10 0
" "	Barber, Duncan	Charlotte,	4th ..	12 10 0
" "	Fraser, James, Jr.	"	4th ..	8 15 0
" 19,	Laundrie, Peter	Gloucester,	4th ..	8 15 0
" "	King, Joseph	Charlotte,	4th ..	6 3 9
" "	Godine, Moyes	Gloucester,	4th ..	2 10 0
" "	Fitzgerald, Patrick	Westmorland,	4th ..	3 15 0
" "	Duncan, Andrew	Gloucester,	4th ..	15 0 0
" "	McClelland, William	Charlotte,	4th ..	20 0 0
" "	McKenzie, John	York,	4th ..	17 10 0
" 20,	McQuey, Thomas	"	4th ..	10 0 0
" "	Dowd, William	Charlotte,	4th ..	5 0 0
" "	Black, Samuel	Carleton,	4th ..	3 0 0
" "	McLawren, Archibald	St. John,	4th ..	18 2 6
" "	McMillin, Mary	Northumberland,	4th ..	6 5 0
" 21,	McCurdy, Peter	Charlotte,	4th ..	4 8 6
" "	Broder, James	King's,	4th ..	7 0 0
" 23,	Bedell, William J.	York,	4th ..	357 7 11
" 28,	Hutson, John	Northumberland,	4th ..	4 7 6
" 29,	Mazraill, Lazard	Gloucester,	4th ..	3 15 0
" "	Starrett, William	York,	4th ..	2 19 6
" "	Burns, Peter	Northumberland,	4th ..	10 0 0
" 30,	Hooke, Bridges J.	Sunbury,	4th ..	21 17 6
" 26,	Wright, Caleb	York,	2d ..	12 10 0
Jan. 4,	Smith, Samuel	St. John,	4th ..	9 0 0
" "	DeCantillon, John	Northumberland,	4th ..	3 2 6
" 19,	Burke, Robert	Gloucester,	4th ..	5 0 0
" 20,	Wilson, Martin	Westmorland,	4th ..	4 2 6
" "	Parlee, Abraham	King's,	4th ..	7 10 0
" 21,	McLaughlin, Daniel	Charlotte,	4th ..	4 7 6
" "	O'Shea, James	Northumberland,	4th ..	4 7 6
" "	Wall, John	Gloucester,	4th ..	8 15 0
" "	Dougherty, Bernard	Westmorland,	4th ..	2 19 6
" 24,	Caruthers, Mathew	Northumberland,	4th ..	3 15 0
" "	Donavan, Florence	St. John,	4th ..	7 10 0
" 25,	Maher, Thomas	Northumberland,	4th ..	3 15 0
" "	Robicheau, Charles	Gloucester,	4th ..	10 16 0
" "	Pratt, James	York,	4th ..	4 10 0
" 26,	Shaw, James	Charlotte,	4th ..	2 10 0
" "	Robinson, Joseph	Gloucester,	4th ..	4 7 6
" "	Pinnette, Marcelle	"	4th ..	6 9 9
" "	Rodgers, Andrew	Carleton,	4th ..	5 12 6
" "	McBrien, William Jr.	Charlotte,	4th ..	2 10 0
" "	Stone, Thomas	Queen's,	4th ..	3 5 0
" "	Cardiff, Edward	Northumberland,	4th ..	3 14 4½
" 27,	Wilson, John	Charlotte,	4th ..	25 0 0
" "	Penroy, Joseph Y.	"	4th ..	7 15 0
" "	Clarke, William	Queen's,	4th ..	5 19 10½
" "	Jepson, Robert	Northumberland,	4th ..	3 0 0
" "	Vernon, James	Charlotte,	4th ..	20 12 6
" "	Killgrace, Noble	Queen's,	4th ..	3 15 0
" 30,	Christal, John	Kent,	4th ..	3 15 0
" "	Meny, L'Ange	"	4th ..	3 15 0
" 16,	Watson, George	King's,	4th ..	3 0 0
" 18,	Ross, James	Charlotte,	3d Instalment.	3 15 0
" 22,	Heafy, James	Carleton,	3d ..	3 15 0
" "	McClusky, James	Sunbury,	3d ..	3 15 0
" 23,	Hetherington, Joseph	Charlotte,	3d ..	3 15 0
" 31,	Price, Robert	King's,	3d ..	2 1 3
" 29,	Dowling, William	York,	2d Instalment.	3 15 0
Feb. 6,	Crosil, William	Charlotte,	4th Instalment.	3 10 0
" 10,	Coughlan, Charles	Gloucester,	4th ..	3 0 0
" 8,	Leak, Jacob	King's,	4th ..	4 7 6
" "	Moran, James	St. John,	4th ..	31 5 0
" "	Moore, Josephus	Charlotte,	4th ..	12 10 0
" "	Hayes, James	Gloucester,	4th ..	2 10 0
" "	Hill, John	York,	4th ..	375 0 0
" 15,	Mailie, Firman	Gloucester,	4th ..	3 15 0
" "	Blumortier, Charles G.	Charlotte,	4th ..	2 3 9
" "	Parle, John	Gloucester,	4th ..	2 10 0
" 17,	Boudreaux, Jerome	"	4th ..	3 13 6
" "	Eady, William Jr.	"	4th ..	3 2 6
" "	Eady, William	"	4th ..	3 2 6
" "	Eady, John	Gloucester,	4th ..	3 2 6
" "	Good, Edward	"	4th ..	1 17 6
" "	Good, William	"	4th ..	1 17 6
" "	Collis Timothy	"	4th ..	2 0 7½
" "	Murphy, Jeremiah	"	4th ..	3 19 4½
" "	Mahoney, Thomas	"	4th ..	4 6 3
" "	Dailey, Joseph	"	4th ..	3 2 6
" "	Caro, John	"	4th ..	2 10 0
" "	Smith, James	"	4th ..	3 2 6
" "	Smith, John	"	4th ..	3 2 6
" "	Kerr, Gavin	"	4th ..	5 0 0
" 20,	Smith, William	"	4th ..	4 7 6
" 8,	Marshall, Joseph	King's,	3d Instalment.	3 15 0
" "	Marshall, John	"	3d ..	3 15 6
" "	Waters, Patrick	Charlotte,	3d ..	3 15 0
" 19,	White, Robert	King's,	2d Instalment.	3 15 0
" "	Manning, Robert	"	2d ..	3 15 0
" "	Avery, Peter	"	2d ..	3 15 0
" 1,	Melvin, John	York,	4th Instalment.	9 2 0

Total £1799 0 6½

Dec. 24. And one Instalment of one fourth part of Annual payments on Leases to cut Timber or Lumber.

Crown Land Office, 2d March, 1840.

ROYAL GAZETTE.

FREDERICTON, MARCH 4. 1840.

Central Bank of New Brunswick.

WILLIAM J. BEDELL, President.

SAMUEL W. BARBIT, Cashier.

Discount Days.....Tuesdays and Fridays.

Director this week.....C. P. WETMORE.

Bills or Notes offered for discount must be left at the Bank, enclosed and directed to the Cashier before two o'clock on Mondays and Thursdays.

Commercial Bank of New Brunswick.

FREDERICTON BRANCH.

ASA COY, Chairman of Directors.

ARCHIBALD SCOTT, Cashier.

Discount Days.....Mondays and Thursdays.

Director this week.....W. D. HARTT.

Hours of business from 10 to 3.

Notes or Bills for discount are to be left at the Bank, enclosed to the Cashier, before 3 o'clock on Saturdays and Wednesdays.

Bank of British North America.

FREDERICTON BRANCH.

ALFRED SMITHERS, Manager.

Discount Days.....Wednesdays, and Saturdays.

Director this week.....SPAFFORD BARKER.

Hours of business, from 10 to 3.

Notes and Bills for Discount to be left before 3 o'clock on the days preceding the Discount Days.

Sabbings Bank.

Trustee for next week.....ASA COY.

Central Fire Insurance Company.

Office open every day, at Mr. Minchin's Brick House opposite the Parade, (Sunday excepted,) from 11 to 2 o'clock.

B. WOLHAUPTER, President.

Committee for the present month.

W. D. HARTT and T. T. SMITH.

Ains House and Work House.

Commissioner for the week commencing to-morrow.

B. WOLHAUPTER.

Provincial Legislature.

[Extracts from the Journals.]

HOUSE OF ASSEMBLY.

Friday, 21st February, 1840.

The Honorable Mr. Johnston, delivered the following Message from His Excellency:

NEW BRUNSWICK.

Message to the House of Assembly, 20th February, 1840.

J. HARVEY, Lt. Governor.

The Lieutenant Governor lays before the House of Assembly a Letter, addressed to him by the Collector of the Customs, with a Copy of the Regulations proposed by the Commissioners of the Customs to be adopted for the Trade between this Province and Nova Scotia, which the Lieutenant Governor submits to the consideration of the House.

J. H.

The documents communicated by the foregoing Message, being read at the Clerk's Table, are as follow:

Custom House, St. John, N. B. 15th July, 1839.

SIR,—I have the honor to lay before Your Excellency a Copy of an Order which I have received from the Honorable the Commissioners of Customs, No. 40, dated 25th May last, enclosing a Copy of the Coasting Regulations proposed to be adopted between this Province and Nova Scotia. I also enclose a Copy of the said Regulations, and have the honor to observe to Your Excellency that the Regulations in question, if carried into operation, would be rendered nugatory by the existing Provincial Law, 6 W. 4, cap. 4, sec. 3, intitled "An Act to provide for the collection of the Revenue of the Province." It is therefore, desirable, in my opinion, that prior to these regulations being adopted with reference to this Department, that the subject should be taken into consideration by the Provincial Authorities; I therefore transmit the accompanying papers to enable Your Excellency, should Your Excellency think fit, to call for the Report of the Provincial Treasurer thereon, or refer the matter to the consideration of the Legislature of the Province.

In order that I may be able to comply with the directions contained in the Honorable Board's Order, I have respectfully to request that Your Excellency will be pleased to favor me with such observations as may, in Your Excellency's opinion, appear necessary.

I have the honor to be, Sir,

Your Excellency's obdt. humble servant,

H. BOWYER SMITH, Collector.

His Excellency Major General Sir John Harvey, K. C. B. & K. C. H., &c. &c. &c.

Custom House, London, 25th May, 1839.

[No. 40.]

SIR,—The Board having caused Regulations to be prepared for establishing a Coasting Trade between the Provinces of Nova Scotia and New Brunswick, under the provisions of the 25th section of the Act 1st and 2d Victoria, cap. 113,—

I have it in command to transmit herewith a Copy of the Coasting Regulations proposed to be adopted, and to direct you to report your observations thereon, and as to the practicability of giving effect to the same. You are also to communicate them to the Merchants and others interested in the measure, and to report to the Board any observations which such parties may make thereon.

I am, Sir, your most obdt. Servant,

(Signed) J. KER.

Collector, Saint John, New Brunswick.

Regulations for the Coasting Trade between the Provinces of New Brunswick and Nova Scotia.

Whereas by an Act passed in the 3d and 4th years of the Reign of His late Majesty King William the Fourth, intitled "An Act to regulate the Trade of the British Possession abroad," it was amongst other things enacted, that it should be lawful for the Commissioners of His Majesty's Customs to make and appoint such Regulations for the carrying Coastwise of any Goods, or for the removing of any Goods for Shipment, as to them should appear expedient; and that all Goods laden, waterborne or unladen, contrary to any Regulations so made and appointed, shall be forfeited.

And whereas by an Act passed in the first and second years of the Reign of Her present Majesty, intitled "An Act to amend the Laws relating to the Customs," it is amongst other things enacted, that whenever it shall appear to the Commissioners of Her Majesty's Customs expedient to establish a Coasting Trade for the removal of Goods generally, or for the removal of any particular Goods, being neighbouring Ports of different Colonies, similarly circumstanced in respect of Duties in any of the British Possessions abroad, it should be lawful for the said Commissioners to issue directions for that purpose; and from and after the publication thereof in the Gazette, or other public paper printed in the said Colonies to which such Coasting Trade had been extended, the same should come into and be in full force and effect; and such Coasting Trade should be subject to the like rules, regulations, penalties and forfeitures, as the said Commissioners are authorized to make for the carrying Coastwise of any Goods under the provisions of the said Act for regulating the Trade of the British Possessions abroad.

We the undersigned, Commissioners of Her Majesty's Customs, pursuant to and in execution of the powers vested in us by the said Act, do hereby order that the Trade between the Provinces of Nova Scotia and New Brunswick shall, from and after the promulgation of these Regulations, be taken and deemed to be a Coasting Trade for the removal of Goods, similarly circumstanced in respect of Duties in the said two Provinces, under the following Regulations:—

First. All British Vessels or Boats, owned and navigated according to Law, may carry from any part of Nova Scotia to any part of New Brunswick all Goods, the produce of either Nova Scotia or New Brunswick, or of the British Fisheries, similarly circumstanced in respect of Duties in the two Provinces without Entry or Clearance.

Secondly. All such Vessels or Boats may carry as aforesaid all other Goods without Entry or Clearance, provided the Master shall keep a Cargo Book, in which shall be entered an account of all Goods taken on board his Vessel or Boat, noting the respective days on which the same had been laden, also the marks and numbers of the several packages, the quantities and description of the Goods therein, and the quantities and description of any Goods stowed loose; also the names of the respective Shippers and Consignees, so far as such particulars shall be known to the said Master, who shall also note in such Cargo Book the respective days upon which any such Goods shall be delivered out of such Vessel or Boat during each respective voyage; and the Master of such Vessel shall produce his Cargo Book to any Officer of Customs whenever the same shall be demanded, who shall be at liberty to make any remark therein which he may deem proper; and if at any time any Goods, not the produce of the Provinces, nor of the British Fisheries, shall be found on board any Vessel or Boat employed as aforesaid, which shall not be inserted in the Cargo Book, the same shall be forfeited.

Thirdly. And if the Cargo Book hereinbefore required to be kept by the Master of every Vessel carrying Goods as aforesaid shall not be duly kept on board the same, or if the same shall not be produced to any Officer of the Customs as hereinbefore required, in either of such cases, the whole of the Goods found on board such Vessel or Boat shall be forfeited.

Munday, 24th February, 1840.

Mr. Street, from the Committee to whom was referred the subject of the establishment of a Provincial Board of Audit, submitted their Report, and he having read the same, it was handed in at the Clerk's Table, where it was again read, and is as follows:—

The Select Committee appointed to take into consideration the expediency of establishing a Provincial Board of Audit, by Legislative enactment, having had the matter under consideration, Report:—

That inasmuch as the present Auditor General of this Province is an Officer appointed by Government, under the provisions of no Legislative enactment upon the subject, his duties are confined merely to the Auditing of the expenses of the Collections of the Casual and Territorial Revenues, and of the Expenditure of that part thereof granted for the support of the Civil Government of this Province:—The Committee are therefore of opinion, that it is highly necessary and desirable that a good and efficient Auditor should be appointed by Law, by whom all the Accounts of the Receipts and Expenditures of the Public Revenues of the Province should be Audited, prior to the same being laid before the House of Assembly; and have therefore prepared a Bill, under the Title of "A Bill to establish and regulate the Auditing of the Receipts and Expenditures of the Provincial Revenues;" which they now respectfully submit with this Report.

J. A. STREET, Chairman.

J. W. WELDON.

GEO. HAYWARD.

Committee Room, 24th February, 1840.

Tuesday, 25th February, 1840.

The Honorable Mr. Speaker laid before the House—

A Communication received from R. Hayne, Esquire, Commissioner for the New Brunswick and Nova Scotia Land Company, containing memoranda in reference to their purchase made from Government and the operations of the Company thereon.

The same being read at the Clerk's Table, is as follows:—

NEW BRUNSWICK AND NOVA SCOTIA LAND COMPANY.

Lord Goderich, who was the Colonial Secretary during the negotiations for the purchase of the Lands now belonging to the Company, urged that 5s. per acre was the upset price for Crown Lands in the Province; and subsequent instructions were given to Sir Archibald Campbell, it is believed, to maintain them at this price, and at which they remained, until the first Session after the Casual

and Territorial Revenue had been ceded to the Province, when they were reduced to 2s. 6d. and 3s. per acre.

1.—Lord Goderich expressly reserved the right of making a Road (the Royal Road) through the Company's Land; and consequent on the operations on this line of Road, the Company expended nearly £1000 in clearing land, building log houses, and in otherwise preparing for the reception of Emigrants: to the comparative cessation of these operations may be attributed the present state of the clearances and buildings herein referred to, which are unoccupied, and the lands now in a much worse condition than if they had remained in a wilderness state.

2.—The Company have expended from ninety to one hundred thousand pounds in the Province, chiefly in clearing lands, the erection of "Grist, Saw and Oatmeal Mills, and other buildings,—in the opening of Roads, and the construction of Bridges of a superior description—witness that across the Nashwaak, which was the first ever built.

3.—The Company have imported Seeds—wheat, oats, barley, potatoes, turnips, &c. &c. of the best possible quality, to the amount of one thousand pounds; and now give annual Agricultural Prizes, amounting to upwards of one hundred dollars, for the purpose of encouraging the cultivation of the soil.

4.—The price to be paid for the Company's Tract of Land, is 2s. 3d. sterling, per acre, with a Royalty on all the Coal excavated over and above chaldrons amounting to per Newcastle chaldron.

5.—The Company agreed to give £1000 sterling for the Survey of their Tract of Land, which, on completion, is found to differ materially from the Plan attached to the Grant, which is the chief cause of the delay which has taken place in the conveyance of the Company's Land: this delay has been highly prejudicial to the Company's interests, and they anxiously hope it will be speedily removed.

6.—The British North American Land Company were allowed a remission of nearly one ninth of the number of acres in their whole tract of Land, to cover waste and unimprovable land, waters, &c., or 90,000 acres out of about 82,000 acres. The Company ask a remission equal to one tenth, which was, until late years, the allowance made on all grants of land in the Province.