



# The Royal Gazette.

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FREDERICTON, N.B., WEDNESDAY, AUGUST 20, 1851.

[Page 5705.]

*All Official Notifications appearing in this Paper, duly authenticated, are to be received as such by the persons whom they may concern*

BY AUTHORITY.

IMPERIAL PARLIAMENT.

ANNO DECIMO QUARTO & DECIMO QUINTO  
VICTORIÆ REGINÆ.

CAP. LXIII.

An Act for the settlement of the Boundaries between the Provinces of Canada and New Brunswick.

[7th August 1851.]

**W**HEREAS certain disputes have existed respecting the Boundary Line between the Provinces of Canada and New Brunswick in North America; and pending such disputes certain Funds have arisen from the disputed Territory, and have been received by the Governments of such Provinces respectively: And whereas, with a view to the settlement of such disputes, the Governor General of Canada and the Lieutenant Governor of New Brunswick, by the advice of their respective Councils, agreed that the matter in dispute should be referred to Arbitrators, who should be directed to report to Her Majesty's Government, and that such Governor General and Lieutenant Governor should each name an Arbitrator on behalf of the said respective Provinces, and that such Arbitrators should name a third Arbitrator, the Award to be made by the three Arbitrators or any two of them; and it was also agreed by such Governor General and Lieutenant Governor, with the advice aforesaid, that the net proceeds of the Funds in the hands of the said Governments, arising from the disputed Territory, should be applied, first, to defray the expenses of the Arbitration, second, to defray the necessary expenses of running the (Boundary) Line as settled, (in case such Funds should prove insufficient, the expenses to be borne equally by the respective Governments,) and third, the balance of such Funds to the improvement of the Land and Water Communication between the Great Falls of the Saint John and the Saint Lawrence: And whereas, in pursuance of the agreement in this behalf, the Governor General of Canada named Thomas Falconer, Esquire, to be one of the said Arbitrators, and the Lieutenant Governor of New Brunswick named Travers Twiss, Doctor of Laws, to be another of the said Arbitrators, and the said Thomas Falconer and Travers Twiss named the Right Honorable Stephen Lushington, Judge of the Admiralty Court, to act as the third Arbitrator: And whereas on the seventeenth day of April one thousand eight hundred and fifty one, the said Stephen Lushington and Travers Twiss made an Award concerning the said Boundary, and transmitted the same, together with a Plan therein referred to, to the Right Honorable Earl Grey, one of Her Majesty's Principal Secretaries of State, and such Award is in the following Terms:—

"That New Brunswick shall be bounded on the West by the Boundary of the United States, as traced by the Commissioners of Boundary under the Treaty of Washington, dated August 1842, from the source of the Saint Croix to a point near the outlet of Lake Pech-la-wee-kaa-co-nies or Lake Beau, marked A in the accompanying copy of a part of Plan 17 of the Survey of the Boundary under the above Treaty; thence by a straight line connecting that point with another point to be determined at the distance of one mile due south from the southernmost point of Long Lake; thence by a straight line drawn to the southernmost point of the Fiefs Madawaska and Temiscouata, and along the southeastern Boundary of those Fiefs to the southeast angle of the same; thence by a meridional line northwards till it meets a line running east and west, and tangent to the height of land dividing the waters flowing into the River Rimouski from those tributary to the Saint John; thence along this tangent line eastward until it meets another meridional line tangent to the height of land dividing waters flowing into the River Rimouski from those flowing into the Restigouche River; thence along this meridional line to the 48th parallel of latitude; thence along

"that parallel to the Mistouche River; and thence down the centre of the stream of that River to the Restigouche; thence down the centre of the stream of the Restigouche to its mouth in the Bay of Chaleurs; and thence through the middle of that Bay to the Gulf of the Saint Lawrence; the Islands in the said Rivers Mistouche and Restigouche, to the mouth of the latter River at Dalhousie, being given to New Brunswick:—"

And whereas it is expedient that the said Boundary should be settled in conformity with the said Award: Now, therefore, be it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

I. New Brunswick shall be bounded as in the said Award mentioned; and it shall be lawful for one of Her Majesty's Principal Secretaries of State to appoint such person or persons as he may think fit, to ascertain, define, and mark the Boundary Line between the said Province of New Brunswick and the said Province of Canada, according to the intent of the said Award.

II. The net proceeds of the Funds in the hands of the Local Governments of the said Provinces of Canada and New Brunswick respectively, arising from the Territory heretofore in dispute between such Provinces, shall be applied according to the terms hereinbefore mentioned of the said agreement concerning the same.

**LS** By His Excellency Sir EDMUND WALKER HEAD,  
Baronet, Lieutenant Governor and Commander in  
Chief of the Province of New Brunswick, &c. &c. &c.  
EDMUND HEAD.

## A PROCLAMATION.

**W**HEREAS the General Assembly of this Province stands prorogued to the last Tuesday of this present month of June, I have thought fit further to prorogue the said General Assembly, and the same is hereby further prorogued to the second Tuesday in September next.

Given under my Hand and Seal, at Fredericton, the seventeenth day of June, in the year of our Lord one thousand eight hundred and fifty one, and in the fourteenth year of Her Majesty's Reign.

By His Excellency's Command.

J. R. PARTELOW.

## BYE ROADS, ALBERT.

**N**O. 335.—WILLIAM BARBER to be Bye Road Commissioner in place of Charles Anderson, who declines to act.

By His Excellency's Command.

J. R. PARTELOW.

Secretary's Office, 18th August, 1851.

(No. 384.)

CROWN LAND OFFICE, July 11, 1851.

**T**HE Oxford Cove Mill Lot, in the Parish of Newcastle, Miramichi, being No. 4, containing about 160 acres, will be offered for Sale at Newcastle, by the Indian Commissioners, at Public Auction, on Wednesday the 27th day of August next. Upset price—One Hundred Pounds. Payable one third down, and the remainder in one and two years, equal instalments; but 15 per cent. discount will be allowed if the whole is paid down. The purchaser must however bind himself to erect within eighteen months a good Wheat and Oat Mill and Kiln.

(6w)

THOS. BAILLIE, *Sur. Gen.*

(No. 385.)

CROWN LAND OFFICE, July 18, 1851.

**P**UBLIC NOTICE is hereby given, by Order of His Excellency the Lieutenant Governor in Council, That no Land will be sold under the "Labour Act," 12 Vict. cap. 4, to any person under the full age of eighteen years; and all Applicants are required to state their age in their Petitions.

(6w)

THOS. BAILLIE, *Sur. Gen.*