



# The Royal Gazette.

No. 726.]

FREDERICTON, N. B., WEDNESDAY, APRIL 25, 1855.

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



## BY AUTHORITY.

### PROVINCIAL APPOINTMENTS.

**W**ILLIAM BAYARD, Esquire, M. D., GEORGE V. NOWLIN, J. D. LEWIN, JOHN M'LAUCHLIN, and JAMES FLEWELLING, Esquires, to be Members of the Board of Health for the City and County of Saint John.

By His Excellency's Command.

S. L. TILLEY.

Secretary's Office, 16th April 1855.

## PATRIOTIC FUND.

### PUBLIC ANNOUNCEMENT.

**H**IS Excellency the Lieutenant Governor has been appointed under Her Majesty's Commission, a Commissioner in aid of the Royal Commission of the Patriotic Fund.

His Excellency has made the necessary arrangements for forwarding to the Commissioners in England any sum which may be transmitted to him for that purpose; and desires that all communications on this subject may be addressed to the Provincial Secretary, who has received directions to keep a Register of the amounts of the several contributions, and of the names of the donors, which will be published in the Royal Gazette.

By His Excellency's Command.

Secretary's Office, January 12, 1855.

S. L. TILLEY.

**T**HE Provincial Secretary acknowledges the receipt of the following Contributions in aid of the Patriotic Fund, to be remitted by His Excellency the Lieutenant Governor to the Commissioners in England:—

Subscriptions to week ending 11th April, £3,312 12 9

Received during week ending 18th April, viz:

Woodstock Division, Sons of Temperance, No. 19,	25	0	0
Church Wardens of Saint Paul's Church, Hampton,	6	0	0
The Hon. the Surveyor General, .. .. .	5	0	0
Musical Amateurs, Fredericton, proceeds of Concert,	64	9	4

Subscriptions to week ending 18th April, £3,413 2 1

Received during week ending 25th April, viz:

David M'Laughlin, Grand Manan, 20s; his men, 20s.	2	0	0
Oromocto Division Sons of Temperance,	25	0	0

Total Subscriptions, .. .. . £3,440 2 1

S. L. TILLEY.

Secretary's Office, Fredericton, N. B.

### IN THE SUPREME COURT.

EASTER TERM, 18 VICTORIA, A. D. 1855.

#### General Rules.

**I**T IS ORDERED, That when a Rule Nisi for a new trial—or of the like kind—has been granted in a cause tried at the Sittings for the County of York, the case shall be entered by the Clerk on the special paper for the Term at which the Rule is granted, without its being necessary to serve the Rule Nisi as in other cases, unless the Court shall order the same to be served; and the cause shall be called on for argument in the order in which it is entered.

In reference to the Act of Assembly 18 Victoria, Chapter —, intituled "An Act relating to Jurors," it is ordered as follows:—

1. The Clerk, at any Circuit Court or Sittings, shall enter on the Minutes the time when the Jury retire to consider of their verdict, and also the time when the Jury return into Court to deliver their verdict.

2. If they return within two hours, the verdict shall be taken and entered in manner heretofore accustomed.

3. If they return after the lapse of two hours, after they are called over by their names and answer thereto, they shall be asked thus—Gentlemen of the Jury, are you all agreed on your verdict, or how many and which of you are agreed thereupon?

If they shall answer that they are all agreed, the verdict shall be taken and entered in the usual manner. If they shall answer that they are not all agreed, but that five (or six) are agreed, the names of the Jurors by whom the verdict is so returned shall be taken and entered in the Minutes, and the verdict shall be recorded as follows:—

The Jury having considered of their verdict, and not being able all to agree within two hours, five (or six) of their number, namely, A. B., [the names to be here specified,] do say that they find [the finding to be here stated].

This entry shall then be read over to the Jury distinctly, and shall be returned on the Postea as follows:—

[Commencing in the ordinary form.]

And the Jurors of that Jury being summoned also come, who to speak the truth of the matters within contained, are chosen, tried, and sworn, and having retired to consider of their verdict, and not being able to agree within two hours, five (or six) of their number, namely, [here set forth the names,] pursuant to the Act of Assembly relating to Jurors, say upon their oath [here state the verdict].

4. The oath to the Constable who shall have charge of the Jury, shall be as follows:—

You shall keep this Jury together in one of the Jury Rooms of this Court House [or as the place may be,] until their verdict is agreed on, or the Court shall otherwise order; you shall not suffer any person to speak to them, or any of them, neither shall you yourself speak to them, unless it be to ask if they are agreed on their verdict, except by direction of the Court. So help you God.

J. CARTER,  
N. PARKER,  
R. PARKER,  
L. A. WILMOT.

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CROWN LAND OFFICE, April 3, 1855.

**T**HE undermentioned Lots of Crown Lands will be offered for sale by Public Auction, on Tuesday the first day of May next at noon, by the respective Deputies, at their Offices, agreeably to the Regulations of 11th May 1843, and no sale on credit will be made to any person who is indebted to the Crown for previous purchases.

(Not to interfere with the right to cut Timber or other Lumber under Licences applied for previous to the applications for the purchase of the Land.)

(No person is allowed to hold more than one hundred acres payable by instalments.)

#### RESTIGOUCHE.

By Deputy Sadler, at Dalhousie.

Town lots 126, 127, Dalhousie, A. Wallace; upset price £15 each.

#### NORTHUMBERLAND.

Dy Deputy Peters, at Chatham.

56 acres, lot 53, Backlands, Chatham, J. Fitzpatrick.  
48 acres, lot 46 east, block 16, Glenelg, Pat. Condren improved.  
100 acres, lot 5, block 81, Semiwagon, J. Corchren and Maghar; improvements to be paid for.

By Deputy Davidson, at Newcastle.

50 acres, lot 18, block 8, Alnwick, Jarvie Allan.