



THE ROYAL GAZETTE.

FREDERICTON, NEW-BRUNSWICK, TUESDAY, FEBRUARY 24, 1829.

By Authority.

HIS Excellency the Lieutenant-Governor having found it necessary to bring under the consideration of His Majesty's Government, the present system of disposing of the Crown Lands in this Province, with a view to the obtaining of further Instructions thereon, has thought proper for this purpose to suspend the same: Public Notice is therefore hereby given, by order of His Excellency, that no more Sales under that system will take place, after this date, until further orders.

Fredericton, 10th January, 1829.

By Authority.

WHEREAS in pursuance of the provisions of an Act of Parliament, passed in the sixth year of the Reign of His present Majesty, cap. 114, the Collector and Comptroller of His Majesty's Customs, at the Port of St. Andrews, have appointed a Barn belonging to Messrs. Jones & Co., of Saint Andrews aforesaid, for the purpose of warehousing Live Stock, from and after this date.

Public notice, therefore, is hereby given, by order of His Excellency the Lieutenant-Governor, for the information of all concerned.

Dated the twenty-fifth day of September, in the year of our Lord one thousand eight hundred and twenty-eight.

By Authority.

WHEREAS the appointment of a Warehouse belonging to Messrs. Scott, McLaughlin and Co. in Saint Andrews, as published in the Royal Gazette of the 22d April last, has been revoked: And Whereas the Collector and Comptroller of His Majesty's Customs at the Port of Saint Andrews, have appointed a Warehouse belonging to Mr. John Wilson, in pursuance of the directions contained in the Act 6. Geo. 4. Cap. 114, for the purposes of the said Act.

Public Notice therefore is hereby given by order of His Excellency the Lieutenant Governor, for the information of all concerned.

Dated the twelfth day of December, in the year of our Lord One thousand eight hundred and twenty eight.

SECRETARY'S OFFICE, 4th August, 1828.

WHEREAS in compliance with an Address to His Excellency the Lieutenant-Governor, founded on a Resolution of the House of Assembly of this Province at their late Session; His Excellency has been pleased to appoint Thomas Heavyside, of the City of Saint John, Esquire, to audit and examine the several accounts of expenditure of the public money of the Province, and to call for all necessary information relating thereto: Therefore all persons in any way concerned are hereby required to take due notice of this appointment, and submit their respective accounts for examination to Mr. Heavyside, who will report his proceedings to His Excellency in order that the same may be laid before the General Assembly at their next session.

By order of His Excellency,

The Lieutenant-Governor,
WM. F. ODELL.

By the Honorable John Murray Bliss, Esquire, one of His Majesty's Justices of the Supreme Court for the Province of New-Brunswick.

To all whom it may concern, Greeting:

NOTICE is hereby given, that upon the application of John Allen, and William Edwards, to me duly made according to the form of the Act of Assembly, in such case made and provided; I have directed all the Estate as well real as personal within this Province of Thomas Abell, and Thomas Waite, late of the City of Saint John, Merchants, which same Thomas Abell, and Thomas Waite, are departed from and without the limits of this Province, or are concealed within it, with intent and design to defraud the said John Allen, and William Edwards, and the other creditors of the

said Thomas Abell, and Thomas Waite, if any there be, or there just dues, or else to avoid being arrested by the ordinary process of the Law, as it is alluded against them, to be seized and attached, and that unless the said Thomas Abell and Thomas Waite, do return and discharge their said debt or debts within three months from the publication hereof, all the Estate as well real as personal of the said Thomas Abell and Thomas Waite, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Thomas Abell, and Thomas Waite.

Dated at the City of Saint John, this ninth day of October one thousand eight hundred and twenty-eight.

N. PARKER, Atty.
for Petitioning Creditors. }
J. M. BLISS

By Authority.

An Act to extend the provisions of the several Acts regulating the exportation of Fish, to all Pickled Fish intended for exportation.

Passed 10th February, 1829.

WHEREAS it is deemed expedient to extend the provisions of the several Acts now in force, for regulating the exportation of fish, to all pickled Fish.

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That the several provisions of an Act passed in the ninth Year of His Majesty's Reign, intituled "An Act in amendment of the Acts regulating the exportation of Fish;" and an Act passed in the fifty-ninth Year of the Reign of His late Majesty King George the Third, intituled "An Act to regulate the exportation of Fish, and to repeal the Laws now in force relating thereto," be, and the same are hereby extended to Alewives, Gaspareaux, Mackerel, and other pickled Fish, as fully as if the same had been particularly specified in such Acts.

An Act to repeal an Act, intituled "An Act for the speedy punishment and release of such persons as shall commit Criminal offences under the degree of Grand Larceny."

Passed 10th February, 1829.

I. Be it enacted by the Lieutenant-Governor, Council, and Assembly, That an Act passed in the twenty-sixth Year of the Reign of His late Majesty King George the Third, intituled "An Act for the speedy punishment and release of such persons as shall commit Criminal offences under the degree of Grand Larceny," be, and the same is hereby repealed.

An Act to regulate the appointment of County Treasurers.

Passed 10th February, 1829.

WHEREAS it is deemed expedient and proper that no Justice of the Peace, or Clerk of any Sessions, in and for any County in this Province, shall hold, or be appointed to the Situation of Treasurer of such County.

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That no Justice of the Peace, or Clerk of any Sessions, in and for any County in this Province, shall hold, or be appointed to the Situation of Treasurer of such County.

An Act to continue an Act, intituled "An Act to empower the Justices of the County of Charlotte, to make regulations for driving Timber and Logs down the Rivers Saint Croix, Magaguadavic, Digdeguash, and their Branches."

Passed 10th February, 1829.

I. Be it enacted by the Lieutenant-Governor, Council, and Assembly, That an Act made and passed in the eighth Year of His Majesty's Reign, intituled "An Act to empower the Justices of the County of Charlotte, to make regulations for driving Timber and Logs down the Rivers Saint Croix, Magaguadavic, Digdeguash, and their Branches," be, and the same is hereby continued and declared to be in full force, until the first day of April, which will be in the Year one thousand eight hundred and thirty-three.

An Act for the better regulation of Sales by Auction.

Passed 10th February, 1829.

WHEREAS Sales by Public Auction, or Outcry, have of late much increased, and tend to the injury of the regular Trade of the Province: And whereas doubts have arisen, whether under the Act now in force, the Auction Duty can be exacted on the Sales of large quantities of Goods, which are sold by Auctioneers, at or shortly after the times of holding their public Sales, and which ought to be subject thereto: And whereas other provisions are deemed necessary to enforce the more punctual Collection of the Duty, and for the better regulation of such Sales.

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That from and after the time hereinafter limited and appointed for this Act going into operation, the Act passed in the twenty-sixth Year of the Reign of His late Majesty King George the Third, intituled "An Act to regulate the sale of Goods sold at Public Auction or Outcry," be, and the same is hereby declared to be repealed, saving nevertheless the right of recovery of all the Duties and penalties which are now due, or hereafter may become due or incurred, under and by virtue of the said Act.

II. And be it further enacted, That there be granted to the King's Most Excellent Majesty, His Heirs and Successors, for the use of this Province, and for the support of the Government thereof, the rate and duty hereinafter mentioned; that is to say:—On all Goods, Chattels, Wares, Merchandise, and effects whatsoever, sold by Public Vendue, Auction, or Outcry, within this Province, the sum of Two Pounds Ten Shillings for every Hundred Pounds or the value or price at which the same shall be sold, and after the same rate for every greater or lesser sum; and that all Goods sold by any Vendue Master or Vendue Masters, Auctioneer or Auctioneers, (not being really and bonafide, either wholly or in part, his or their property,) at or near the place and during the time, or within twenty-four hours after the time of any Auction; also, all such Goods bargained or treated for, during that period, the sale of which may be afterwards effected, shall be deemed and taken to be Goods sold by Auction, and subject to the aforesaid Duty.

III. Provided always, and be it further enacted, That all Goods belonging to the Crown, or seized by any Public Officer or Officers, for, or on account of any forfeiture or forfeitures, penalty or penalties, Houses, Cattle, Lands, Ships, Vessels, and Salt, Goods and effects of deceased Persons, or Goods distrained for Rent, or taken in Execution, Effects of insolvent Debtors, Goods damaged at Sea, and sold on account of the Owners or Insurers, within twenty-one days after the same shall be landed, shall in no wise be subject to, but are hereby altogether exempted and declared free from the Duty before mentioned.

IV. And in order more effectually to secure the Duty hereby imposed as aforesaid: Be it further enacted, That no Vendue Master or Vendue Masters, Auctioneer or Auctioneers, already appointed or hereafter to be appointed, shall presume to sell or dispose of any Goods, Chattels, Wares, or Merchandise, or Effects by Public Vendue, Auction, or Outcry, until he or they shall have first given Bond to our Sovereign Lord the King, His Heirs and Successors, with two good and sufficient Sureties, to be approved of by the Treasurer or Deputy Treasurer, as the case may be, conditioned for the payment of the duties hereinbefore mentioned, to the Treasurer of the Province for the time being, or his Deputy; and for his or their good behaviour, and due observance of this Act; such Bond, if within the City of Saint John, to be taken in the penal sum of Five Hundred Pounds; and if within any other part of the Province, to be taken in the penal sum of Two Hundred Pounds.

V. Provided always, and be it further enacted, That if at any time hereafter, it should happen that any person or persons, so becoming Surety for any Vendue Master or Auctioneer, should die, remove from the Province, or become insolvent, or in the opinion of the Treasurer or Deputy Treasurer, as the case may be, insufficient; it shall and may be lawful for such Treasurer or Deputy Treasurer, to require such Vendue Master or Auctioneer, to enter into a new Bond, with other good and sufficient Sureties, conditioned as aforesaid; and if such Vendue Master or Auctioneer shall neglect to give such Security, within one Month after being re-