



ANNO OCTAVO GULIELMI IV. REGIS.

CAP. I.

An Act for the support of the Civil Government in this Province.

Passed 17th July 1837.

WHEREAS His Most Gracious Majesty has been pleased to signify to His faithful Commons of New Brunswick, that His Majesty will surrender up to their control and disposal, the proceeds of all His Majesty's Hereditary, Territorial and Casual Revenues, and of all His Majesty's woods, mines and royalties, now in hand, or which may hereafter, during the continuance of this Act, be collected in this Province, on a sufficient sum being secured to His Majesty, His Heirs and Successors for the support of the Civil Government in this Province: And Whereas We, His Majesty's most dutiful and loyal subjects, the Commons of New Brunswick in General Assembly convened, with hearts full of the warmest duty and gratitude, are desirous that ample and liberal provision should be made for the expenses of the said Civil Government during the continuance of this Act, by charges on all and every of the Revenues now and hereafter to be levied and collected in this Province, have therefore freely and unanimously resolved to give and grant unto His Majesty King William the Fourth, His Heirs and Successors, a certain sum for the aforesaid expenses of the Civil Government, payable out of the joint Revenues of this Province:

I. Be it therefore enacted by His Excellency the Lieutenant Governor, Legislative Council and Assembly, and by the authority of the same, that the proceeds of all and every the said Hereditary, Territorial and Casual Revenues, and the proceeds of all sales and leases of Crown Lands, woods, mines and royalties, which have been collected and are now in hand, or which shall be collected hereafter during the continuance of this Act (except the monies which shall be expended in the collection and protection thereof as specially authorized and provided for by the fourth Section of this Act), shall immediately be payable and paid to the Provincial Treasurer, who is hereby authorized to receive the same for the use of this Province, and from and after the expiration of this Act, the proceeds of all the said Hereditary, Territorial and Casual Revenues, and of the said lands, woods, mines and royalties, shall revert to and be payable and paid to His said Majesty, His Heirs and Successors.

II. And be it enacted, That there shall be granted to His Majesty, His Heirs and Successors, for and during the whole period of the continuance of this Act, the clear yearly sum of fourteen thousand five hundred pounds current and lawful money of this Province, and that the said sum shall be charged on and made payable out of the aforesaid and all other Revenues, raised, collected and paid into the Treasury of this Province, and shall commence from and immediately after the thirty first day of December now last past, and to be paid by the said Treasurer by Warrant under the Hand and Seal of His Excellency the Lieutenant Governor or Commander in Chief for the time being, with preference to all other charges or payments which have heretofore been or which shall hereafter be made upon or payable from the said Revenues, such payments to be made quarterly (that is to say) on the thirty first day of March, the thirtieth day of June, the thirtieth day of September and the thirty first day of December, in each and every year, by equal and even proportions out of the monies in the said Treasury, the first charge for the same to be made on the quarter day next immediately after the passing of this Act, and to include the proportion of the said sum which may become due for the support of the said Civil Government by the said quarter day.

III. And be it enacted, That all the monies which shall be paid to the Provincial Treasurer under and by virtue of this Act, except the said sum of fourteen thousand and five hundred pounds hereby granted, shall remain in the Treasury until appropriated or disposed of by an Act or Acts of the General Assembly of this Province, to be passed for that purpose.

IV. And be it enacted, That it shall and may be lawful for His Excellency the Lieutenant Governor and Commander in Chief for the time being, by and with the advice of the Executive Council, to expend out of the gross proceeds of the said Hereditary, Territorial and Casual Revenues, and of the said sales and leases of Crown lands, woods, mines and royalties, such sums of money as they may from time to time deem necessary and requisite for the prudent management, protection and collection of the said Revenue, and that His Excellency the Lieutenant Governor and Commander in Chief for the time being, shall within fourteen days next after the commencement of each and every Session of the Legislature, cause to be laid before the Assembly a full and detailed account stating all the particulars of the Income and Expenditure of and relating to the said Hereditary, Territorial and Casual Revenues, sales and leases of Crown lands, woods, mines and royalties, with all vouchers to the same appertaining for the then previous year.

V. And be it enacted, That all and every grant, lease or other assurance which, during the continuance of this Act, shall be made or granted by His Majesty, His Heirs or Successors of any lands, tenements, rents, woods, mines, royalties, revenues, or other hereditaments, within this Province, now belonging or hereafter to belong to His Majesty, His Heirs or Successors, whereby any Estate or Interest whatsoever in Law or Equity shall or may pass from His Majesty, His Heirs or Successors, save and except as hereinafter provided, shall be utterly void and of none effect unless such grant, lease or assurance be made upon sale or rent to the

highest bidder at Public Auction in this Province, due notice having been first given thereof in the Royal Gazette, and unless all such sums of money and rents as may be payable in consideration of such grant, lease or assurance be made payable to His Majesty, His Heirs or Successors during the whole term or time of the continuance thereof respectively.

VI. And be it enacted, That nothing in this Act contained shall extend or be construed to extend in any wise to impair or affect any rights or powers of control, management or direction, which have been or may be exercised by the authority of the Crown or other lawful Warrant relative to any suits or proceedings for the recovery of the said Hereditary, Territorial, Casual and other Revenues, or to compositions made or to be made on account of any of the same, or to any remission, mitigation or pardon of any penalties, fines or forfeitures, incurred or to be incurred, or to any other lawful act, matter or thing which has been or may be done, touching the said Hereditary, Casual, Territorial or other Revenues, or to disable His Majesty, His Heirs and Successors, to make any grant or restitution of any Estate or Estates, or of the produce thereof, to which His Majesty hath or shall become entitled by Escheat for want of Heirs, or by reason of any forfeiture, or by reason of the same having been purchased by or for the use of any alien, or to make any grant or distribution of any personal property and devolved to the Crown by reason of the want of next of kin or personal representatives of any deceased person, and that the said rights and powers shall continue to be used, exercised and enjoyed in as full, free, ample and effectual manner to all intents and purposes as if this Act had not been made, and as the same have or might have been heretofore enjoyed by the Crown, subject nevertheless to the restrictions and regulations hereinafter made provided, it being the true intent and meaning of this Act that the said rights and powers shall not be in any degree abridged or restrained, or affected in any manner whatsoever, but only that the monies arising from the full and free exercise and enjoyment of them so subject as aforesaid, shall during the continuance of this Act be carried to and made part of the joint Revenues at the disposal of the General Assembly of this Province.

VII. And be it further enacted and declared, That nothing in this Act contained shall operate to annul or prejudice any sale, purchase, grant, lease, enfranchisement, exchange, contract, rent charge, agreement, bond, mortgage, security, exoneration or other Act, matter or thing relating to the said lands, woods, mines or royalties which at the time of passing this Act shall have been made, done, given, effected or created, but the same shall remain as good, valid and effectual for the benefit or security either of His Majesty, His Heirs or Successors, or of any of the parties to or with whom or in whose favor any such sale, grant, lease, enfranchisement, exchange, contract, rent charge, agreement, bond, mortgage, security, exoneration or other act, matter or thing shall have been made, done, given, effected or created, and be of as full, force and virtue as if this Act had not been passed.

VIII. And be it further enacted, That this Act shall continue and be of full force and effect for and during the full and complete term of ten years, commencing from and immediately after the thirty first day of December in the year one thousand eight hundred and thirty six last past.

CAP. II.

An Act to restrain the provisions of the fifth section of an Act, intitled, "An Act for the support of the Civil Government in this Province," and to establish sundry regulations for the future disposal of Crown Lands and Timber in certain cases.

Passed 22d July 1837.

WHEREAS in and by the fifth section of an Act made and passed at this present Session, intitled "An Act for the support of the Civil Government in this Province," it is enacted, that all disposals of any of His Majesty's Lands, Woods, Mines and Loyalties within this Province, made during the continuance of the said Act, shall be utterly null and void and of none effect, unless made at public auction to the highest bidder: And whereas it is deemed advisable to restrain the operation of the said fifth section in certain cases:

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That nothing in the aforesaid in part recited Act contained shall extend or be construed to extend to prevent His Excellency the Lieutenant Governor or Commander in Chief for the time being, by and with the advice and consent of the Executive Council, at any time during the continuance of this Act, from disposing by private sale of any tract or tracts of ungranted Crown Lands to any person or persons who have improved such tract or tracts without any legal authority for so doing: Provided always, that in no case shall more than one hundred acres be granted to any one person, and that no grant be made as aforesaid for less than two shillings and sixpence currency per acre for immediate payment, or three shillings currency per acre by four annual instalments, and that the names of the Grantees, with a statement of the quantity of Land granted to each, where situate, and the terms and conditions of sale be laid each year, with the other Casual Revenue accounts, before the General Assembly.

II. And be it enacted, That it shall and may be lawful for His Excellency the Lieutenant Governor and Commander in Chief for the time being, by and with the advice and consent of the Executive Council, if Act, shall in all cases and in all Courts of Law and Equity within this Province be deemed and taken to be evidence, that all the requisitions of the said in part recited Act or of this Act, as the case may be, in regard to the mode and terms of disposing of the lands, tenements or hereditaments in such grants, leases or assurances contained, have been duly observed and complied with.

VIII. And be it enacted, That this Act shall continue and be in force until the first day of September which will be in the year of our Lord one thousand eight hundred and thirty nine.

For square Birch, Spruce and Hemlock, one shilling and sixpence per ton; For pine and spruce logs, three shillings and sixpence per thousand superficial feet;

And for all other descriptions of wood, the sum of ten pounds upon every one hundred pounds of its estimated value; and in case two or more persons shall apply on the same day for a new berth, if the said Lieutenant Governor or Commander in Chief, by and with the advice and consent aforesaid, shall see fit to dispose of the same, that then and in such case it shall be sold by the Commissioner of Crown Lands or his Deputy, to the highest bidder, and be completed for between the applicants only; provided that no such licence be granted for a longer term than one year, and not to extend beyond the first day of May next after the issuing thereof.

III. And whereas cases may arise where persons licensed to cut Timber, Logs or other descriptions of Lumber may exceed the quantity so licensed; Be it therefore enacted, That it shall and may be lawful for His Excellency the Lieutenant Governor or Commander in Chief for the time being, by and with the advice aforesaid, to grant relief to the person or persons so exceeding their licence upon payment of the lawful licence money; provided that the person so exceeding the quantity licensed make application for such excess and pay the Tonnage before the first day of May in each year; and provided also, that such excess shall have been cut within the limits of his licence.

IV. And be it enacted, That from and after the passing of this Act, it shall and may be lawful for the Lieutenant Governor and Commander in Chief for the time being, by and with the advice and consent aforesaid, to make such rules and regulations relating to the disposal of Land and the licensing of Timber, Logs and all other descriptions of Lumber, and for the guidance of applicants agreeably to the true intent and meaning of this Act, as may be deemed expedient and proper to carry the provisions of this Act into effect, which said rules and regulations shall be published in the Royal Gazette.

V. And whereas cases may arise where industrious Emigrants or Native persons not having any Land may be desirous of procuring small allotments for immediate settlement: And whereas there are in this Province sundry tracts of ungranted Crown Land not valuable for lumbering purposes, but fit for agricultural improvement, and which should be disposed of on reasonable terms to persons of the above description: Be it enacted, That from and after the passing of this Act, it shall and may be lawful for His Excellency the Lieutenant Governor or Commander in Chief, by and with the advice and consent of the Executive Council, to sell and grant by private sale to any Emigrant or Native, being British Subjects, not having any Land, and who shall prove to the satisfaction of the said Governor and Council that he is desirous of such privilege and has not applied for the same for any other purpose than that of immediate settlement and cultivation, a quantity of Land of the description mentioned in the preamble to this section, not exceeding one hundred acres to each individual, and that an account of such disposals be annually laid before the General Assembly specifying the name of Grantees, the quantity granted to each, where situate, and the terms and conditions of sale: Provided always, that no Land shall be sold and granted as aforesaid for less than two shillings and sixpence currency per acre, to be paid immediately on the application being complied with, and before the applicant take possession thereof.

VI. And be it enacted, That in case any officer of the army or navy of the United Kingdom shall be desirous of purchasing Land from the Crown in this Province, and shall make it appear to the satisfaction of the Lieutenant Governor or Commander in Chief for the time being, that the same is for the purpose of actual settlement by such officer, that then it shall and may be lawful for His Excellency the Lieutenant Governor or Commander in Chief for the time being, by and with the advice and consent of the Executive Council, to grant a remission of the purchase money or part thereof to all such officers according to the following graduated scale, on the production of testimonials of exceptional character from the General Commanding in Chief or from the Lords of the Admiralty:

Field Officers of the Army of twenty five years service in the whole and upwards, three hundred pounds;

Field Officers of the Army of twenty years service in the whole and upwards, two hundred and fifty pounds;

Field Officers of the Army of fifteen years service in the whole or less, two hundred pounds;

Captains in the Army of twenty years service in the whole and upwards, two hundred pounds;

Captains in the Army of fifteen years service in the whole or less, one hundred and fifty pounds;

Subalterns in the Army of twenty years service in the whole and upwards, one hundred and fifty pounds;

Subalterns in the Army of seven years service in the whole or less, one hundred pounds;

And Officers of His Majesty's Navy of the corresponding ranks and terms of service in the like proportion: Provided always, that no remission of purchase money be made to any Officers of the Civil Departments of the Army or Navy.

VII. And be it enacted, That all grants, leases and other assurances under the Great Seal of this Province, made and entered into under and by virtue of any of the provisions of the said in part recited Act or of this Act, shall in all cases and in all Courts of Law and Equity within this Province be deemed and taken to be evidence, that all the requisitions of the said in part recited Act or of this Act, as the case may be, in regard to the mode and terms of disposing of the lands, tenements or hereditaments in such grants, leases or assurances contained, have been duly observed and complied with.

VIII. And be it enacted, That this Act shall continue and be in force until the first day of September which will be in the year of our Lord one thousand eight hundred and thirty nine.

LAND FOR SALE.

THE Subscriber offers for sale the undermentioned valuable tracts of Land, at very moderate prices, for satisfactory payments, viz:—

600 acres fronting on the River Saint John five miles below the Court House in Woodstock, Carleton County, and immediately opposite the Caledonia Mills, in separate lots or together; the anticipated Rail Road will go through the rear of it.

Also—800 acres within seven miles of Fredericton, on the Pennycook Stream, three quarters of a mile above Smith's Mills.

Considerable improvements are made on both these tracts, and the latter especially abounds with very large Birch and Spruce Timber. Application for this tract to be made either to William Irvine, or to GEORGE WOODS.

Fredericton, July 17, 1837.

NOTICE.

ALL Persons having claims on the New Brunswick and Nova Scotia Land Company, are requested to forward the same to the Company's Office at St. Mary's without delay; and all persons indebted to the said Company are desired to settle their respective Accounts on or before the 10th August next.

E. N. KENDALL, } Commissioners.
R. HAYNE, }
N. B. and N. S. Land Company's office, St. Mary's, Fredericton, 7th July 1837.

BANK OF FREDERICTON,
10th July, 1837.

PUBLIC NOTICE is hereby given, that the annual Meeting of the Stockholders of the Bank of Fredericton, will be held at the Banking House on Monday the fourteenth day of August next, at 12 o'clock at noon, for the purpose of electing Directors for the ensuing year, and transacting such other business as may be brought before them.

ASA COY, President.

NOTICE.

A FAVOURABLE opportunity is now offered to those who wish to secure passages for their friends, from Ireland to Saint John, this Fall or next Spring. An early application is necessary, in order that their friends may have time to prepare for the voyage; and persons wishing to remit money can do so by application to

GEORGE WOODS.

N. B. Those who do not pay the money in advance, security will in all cases be required for the immediate payment on arrival.

Fredericton, July 12, 1837.

NOTICE.

ALL Persons having any demands against the Estate of Archelaus Hammond, late of Kingsclear, deceased, are requested to render the same within three months; and all persons indebted to said Estate, are requested to make immediate payment to

JOHN J. HAMMOND, } Executors.
WM. T. HAMMOND, }
Kingsclear, July 4, 1837.

CAUTION!! CAUTION!!

TO MASTERS AND OWNERS OF VESSELS NAVIGATING THE RIVER SAINT JOHN.

NOTICE is hereby given, that the Saint John Bridge Company are now erecting the Scaffolding across the River, for placing thereon the contemplated Bridge below the Falls.—Masters and owners of Vessels and all other persons are hereby notified to govern themselves accordingly.

JOHN ROBERTSON, President.
By order of the Board.
D. ROBERTSON, Secretary.

THE Subscriber has on hand, and for sale for Cash or Bank Notes only, a few thousand of the first brand HAVANNA CIGARS, and a few dozen of the best quality Sal ad Oil.

H. JACKSON.

Jackson's Hotel, June 19, 1837.

ACCOMMODATION STAGES. VALUABLE REAL ESTATE

THE Subscribers beg leave to inform their friends and the public, that they are now running Stages from Fredericton to Miramichi, leaving and arriving at these places as mentioned:

One starting from Fredericton on Monday, and arriving at Miramichi on Wednesday; leaving Miramichi on the Monday following, and arriving at Fredericton on Wednesday.

The other leaving Fredericton on Thursday, and arriving at Miramichi on Saturday; leaving Miramichi on Thursday following, and arriving at Fredericton on Saturday.

Terms—40s. for each Passenger, with a reasonable allowance of Baggage.

Being grateful for past favours, the Subscribers humbly hope their friends and the public will continue their patronage as formerly, as they are determined to do all in their power for the accommodation of all and every thin trusted to them.

WILLIAM SWIM,
JAMES SWIM,
Fredericton, 21st February, 1837.

NOTICE.

ALL Persons having any claims against the estate of the late Charles S. Putnam, Esq. of Fredericton, deceased, are requested forthwith to present the same, and those indebted to the same Estate are hereby required to make immediate payment to Charles E. Millidge of Fredericton, Esq. Attorney at Law.

Dated 20th day of March, A. D. 1837.

ELLINOR PUTNAM,
Sole Administratrix.

ON CONSIGNMENT,

Direct from Halifax.

KEITH'S best XXX ALE in wood or bottles, by the quantity. Apply to

GEO. WOODS.

June 27, 1837.

TO BE SOLD.

ON Saturday the twenty ninth day of July next, will be sold on the Premises at Gage Town, in Queen's County, That highly valuable, and pleasantly situated Farm, belonging to the Estate of VALENTINE H. PETERS, Esquire, late deceased. The Farm consists of about twelve hundred acres of land, and will be put up in divisions to accommodate different Purchasers, the Plan of which can be seen at the Office of Henry J. Peters, Esquire, Attorney at Law, at present the on resident.

CHARLES I. PETERS, } Executors.
WM. TYNG PETERS, }
Dated at Gagetown, 25th June, 1837.

ALBION WORKS STORE,
FREDERICTON.

BRAITHWAITE, KAY & Co. having received a large supply of the best English Ware Malt, have commenced brewing, which will enable them to execute regularly the orders of their Customers, for the different qualities of Beer, viz:

XXX, XX, X, ALES;
STOUT AND PORTER.

and of the above, a quantity will always be kept in bottles.

B. K. and Co. beg to state, that for the convenience of the Inhabitants of Fredericton, they have taken and opened premises at the upper end of Queen Street, where in addition to a full supply of malt liquor, they intend to keep the following articles of their Manufacture at the Albion Works, viz:

Flour, Bran, Barley meal, Common Barley, Pearl Barley, Barley Bran, Oatmeal, Crushed Oats, &c. &c.

N. B. Yeast and Grains may be had by orders left at the Store in town, or at the Brewery.
June 26, 1837.

FOR SALE.

THE pleasantly situated House and Premises in Regent Street, at present occupied by the Subscriber. The House is 394 feet in front by 30 feet back, two stories high, and well finished. The cellar which extends under the whole building is divided into various apartments, including a kitchen. On the premises are Stables, wood house, &c. Terms moderate. Application to Messrs. McPherson & Coy, or to the Subscriber, will meet due attention.

ANDREW BLAIR.

Fredericton, 8th April, 1837.

FLOUR & PORK.

JUST received, direct from Quebec, and will be sold low for approved payment: 75 Bbls Superfine FLOUR, Gleanings Brand. 23 do. Fine do. do. 10 do. Canada Prime & prime mess PORK. SMITH & BEEK.
Fredericton, 20th June, 1837.

MRS. GARDINER,

HAS just received a supply of Fresh Oranges and Lemons, Raisins, Almonds, Filberts and Cocoa Nuts; Butter and Water Crackers, and Wine Biscuits; Bees Wax, Honey, dried Apples, Rice, Pearl Barley and Split Peas, Gunpowder, Hyson, Souchong and Congo Teas, Coffee, Loaf Sugar, Nutmegs, Cinnamon, Cloves, Pimento, black Pepper, Mustard, Starch, Blue, Salleratus, basket Salt, &c. &c. Corn Brooms and Whisks, Brushes of all descriptions, door Mats, Water Pails, Wheel Heads, Japan and Tin Ware, &c. &c. &c. A general assortment of Room Paper and Bordering.
Fredericton, July 4, 1837.

INDENTURES for Sale at this Office. March 29.