

# ROYAL GAZETTE.

FREDERICTON, OCTOBER 25, 1837.

## Central Bank OF NEW BRUNSWICK.

HENRY G. CLOPPER, Esq. President.  
Director this week, J. A. BECKWITH, Esq.  
Discount Days, . . . Tuesdays and Fridays.  
Bills or Notes offered for Discount must be left at the Bank, enclosed and directed to the Cashier, before three o'clock on Mondays and Thursdays.

## Bank of Fredericton.

ASA COY, President.  
Director this week, CHAS. FISHER, Esq.  
Discount days—Mondays and Thursdays.  
Notes or Bills for discount are to be left at the Bank, enclosed and directed to the Cashier, before 3 o'clock on Saturdays and Wednesdays.

SAVINGS BANK.  
Trustee for next week:  
JAMES TAYLOR, Esq.

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

BENJAMIN WOLHAUPT, PRESIDENT.  
Committee for the present month:  
JOHN S. COY and THOMAS STEWART.

ALMS HOUSE AND WORK HOUSE.  
Commissioner for next week:  
H. G. CLOPPER, ESQUIRE.



By Authority.

## ROYAL ASSENT TO THE CIVIL LIST BILL.

His Excellency the Lieutenant Governor has been pleased to direct the publication, in the Royal Gazette, of the following highly interesting and important Despatch, which was this day received from the Right Honorable Lord Glenelg, Her Majesty's Principal Secretary of State for the Colonies.

Gent. House, October 24, 1837.

DOWNING STREET, 29th August, 1837.

Sir—I have had the honor to receive and lay before the Queen your Despatch, No. 20, of the 17th ultimo, reporting that you had given your assent to a Bill for transferring to the control and disposal of the General Assembly of New Brunswick, Her Majesty's Casual and Territorial Revenues in that Province, in exchange for a Civil List.

Her Majesty has commanded me to instruct you to acquit the Legislative Council and Assembly, that it has been very gratifying to Her to learn, that the arrangements proposed by His late Majesty to the Legislature of New Brunswick, have been received and adopted by them in a spirit of so much cordiality and confidence. The Queen regards it as no ordinary felicity, that the first act of Her Majesty's Reign, in reference to this important part of Her Dominions, should be that of giving Her assent to an Act suggested by Her Royal Predecessor for enlarging and securing the Constitutional privileges of the Representatives of the People of New Brunswick.

I have the honor to be, Sir,  
Your most obedient humble servant,  
(Signed) GLENELG.  
M. General Sir JOHN HARVEY, K. C. H.  
&c. &c. &c.

By His Excellency Major General Sir JOHN HARVEY, K. C. H. and C. B. Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

J. HARVEY, Lt. Governor.

A PROCLAMATION.  
WHEREAS the General Assembly of this Province has been summoned to meet at Fredericton on Monday, the sixteenth day of October instant, I have thought fit to prorogue the said General Assembly, and the same is hereby prorogued to Tuesday, the nineteenth day of December next.

Given under my Hand and Seal, at Fredericton, the eighteenth day of August in the Year of our Lord one thousand eight hundred and thirty seven, and in the first Year of Her Majesty's Reign.

By His Excellency's Command.  
WM. F. ODELL.

CIVIL APPOINTMENTS.  
Robert Rankin and Daniel Leavitt, Esquires, to be additional Commissioners of the Marine Hospital, Saint John.

IN COUNCIL, Oct. 12, 1837.  
The Petitions of the undermentioned applicants are complied with, on the following terms.

Charles M. Laughlin, 2s. 6d. per acre immediate payment.  
John Combe, 5s. immediate payment.  
Samuel Grant, 3s. do. do.  
John Love, 2s. 6d. do. do.  
Joseph Love, do. do. do.  
John Seefeld, do. do. do.  
Peter M'Gee, do. do. do.  
John Reid, 2s. 6d. immediate payment for the whole of lot No. 45.

James Parks, 3s. per acre by instalments.  
Samuel Hunter, Sen. 3s. per acre by instalments.

The payments due on the above are required to be made within 30 days from the date of this notice.

The petitions of the undermentioned applicants, are referred for a full statement of the improvements they have made, the time they have been located on the land applied for, and the other circumstances upon which they found their claims, and such applications must be verified by the affidavit of the party applying, accompanied by a certificate from some neighbouring Justice of the Peace or other person of respectability.

John Stewart, Edwin Marks.  
Patrick Clary, William Thompson.  
John E. Burpe, John Gartley, Sen.  
John Gartley, Jun.

The lot applied for by Wm. M'Griggor cannot be sold at present.

Edward Cotton, not complied with.  
Thomas Price, not complied with.  
John Ingram, John Ingram, Jun. and William Pomeroy, must make particulars selection of the lots they wish.

The following applications for timber or logs are complied with, agreeably to the regulations heretofore published.

CARLETON COUNTY.  
Sherman Tapley, on the Monquat.  
Robert Kerr, do. do.  
Henry Lyons, do. Begagumik.  
Charles Ingraham, do. Salmon River.  
James Taylor, do. Muine.  
do. do. Little River.  
B. Beveridge, do. Tobique.  
Elizah Sisson, do. do.

YORK COUNTY.  
Wm. M'Kay, on the Burnt hill Brook.  
Thomas Brown, do. Clear water Brook.  
Lachlan Cameron, do. Maguadavie.  
James Cundy, do. do.  
James Cundy, do. Maguadavie River.  
James Kelsoe, do. Kidron Lake.  
Israel Smith, do. Rusagonis Creek.  
Wm. Little, do. do.  
Wellington Merrithew, do. do.  
Luke Kelly, do. Garden's Creek.  
Nathaniel Blake, do. Miramichi portage road.  
Robert Ralston, on the Miramichi portage road.

SUNBURY COUNTY.  
Richardson Tracey, on the Oromocto River.

CHARLOTTE COUNTY.  
James Vernon, on the Piskhegan.

KING'S COUNTY.  
Charles Clarke, on Studholm's mill stream.

QUEEN'S COUNTY.  
Robert Hamilton, on the Salmon River.  
James Price, do. Washademoak.  
James Smith, do. Back Creek.  
Thomas Wasson, do. Cumberland Bay.  
Robert Bell, do. Gaspereau River.  
Robert Hutchison, do. do.  
do. do. do.  
Ebenzer Scribner, do. Coal Creek.  
William Colwell, do. do.  
John Colwell, do. do.

WESTMORELAND COUNTY.  
Benjamin Crandall, on North River.

NORTHUMBERLAND COUNTY.  
Alexander M'Laggan, on the Renous River.

do. do. do.  
Alexander Foster, do. do.  
T. W. Underhill, do. do.  
Patrick Long, do. South West Miramichi.  
Joseph Cunard, on the South West Miramichi.  
J. T. Williston, do. do.  
Joseph Russell, do. Barnaby's River.

Alex. Rankin, do. do.  
do. do. do.  
David Stuart, do. Salmon River.  
do. do. do.

Alex. Rankin, do. North West Miramichi.  
Isaac Leighton, do. Little South West do.  
George Parker, do. Cairns River.  
Hugh M'Kenzie, do. do.  
George Parker, do. Muzroll's Brook.  
John J. Donald, do. Otter Brook.  
Hugh M'Kenzie, do. do.  
James Fowler, do. Tabbies River.  
David Stewart, do. do.  
do. do. do.

GLOUCESTER COUNTY.  
John T. Williston, on the Tabusintac.

Francis Ferguson, do. Nepisquit.  
Arthur Ritchie, do. Upsalquitch.  
Arthur Ritchie, do. Jacques River.  
do. do. do.  
do. do. Benjamin River.  
do. do. Upsalquitch do.

By the regulations heretofore published, the payments due on the above are required to be made within 30 days from the date of this notice.

The Petition of Donald M'Leod, respecting his timber berths is complied with.

The following petitions for timber or lumber are not complied with in consequence of prior applications.

Robert Ralston, on the Miramichi portage road.

Alexander M'Laggan, on the South West Miramichi River.

John Arbo, on the Cairns River.

Charles Donnelly, do. do.

The Petition of the Honorable James Alanshaw for logs, on the Maguadavie River, is not complied with, in consequence of the very extensive reserves and five year licenses held by that Gentleman, in the neighbourhood of the berth applied for.

The lands applied for by the undermen-

tioned persons are ordered to be sold at public Auction. (See Advertisement.)  
Daniel Gilmour, Maurice O'Neal,  
Richard Inman, Simon Nelson,  
Thomas Power, Edward Power,  
James Mathews, John D. Belding,  
Edward Doyle, Samuel Hunter, Jun.  
Crown Land Office, October 25, 1837.

Crown Land Office,  
October 25th, 1837.

The undermentioned tracts of Crown Land will be offered at Public Auction, at this Office, on Monday the 4th day of December, at 11 o'clock in the forenoon.

The north half of lot No. 5, in M'Donald's survey, in rear of the front lots in the Parish of Brighton, Carleton County, and adjoining land lately purchased by Richard Inman, containing 50 acres. Upset price 3s. per acre.

The west half of lot, No. 19, in the 2nd tier, on Bonny River, in the Parish of Saint George, County of Charlotte, 100 acres. Upset price 3s. per acre.

Lot No. 16, MacLachlan's survey of Irish Town, Parish of Dorchester, County of Westmorland, 100 acres. Upset price 2s. 6d. per acre.

The lot in rear of William Pywell's grant, on the north east side of the Nerepis Creek, in the Parish of Hampstead, Queen's County, 100 acres. Upset price 5s. per acre.

The north east half of lot No. 4, Hanwell Settlement, Parish of Kingsclear, County of York, 100 acres. Upset price 5s. per acre.

The south west half of lot No. 4, Hanwell Settlement, Parish of Kingsclear, County of York, 100 acres. Upset price 2s. 6s. per acre.

The lot adjoining above the grant to J. F. W. Winslow, on the north side of Renous River, Parish of Northesk, County of Northumberland, 100 acres. Upset price 2s. 6s. per acre.

Lot No. 1, 2nd tier, north west side of Studholm's mill stream, adjoining Jacob Scovil, Parish of Sussex, King's County. Upset price 3s. per acre.

Lot No. 11, Joubert's survey, beyond Hanwell, Parish of Kingsclear, County of York, 100 acres. Upset price 3s. per acre.

Lot No. 9, Joubert's survey, beyond Hanwell, Parish of Kingsclear, County of York, 100 acres. Upset price 3s. per acre.

TERMS.—10 per cent to be paid at the time of sale, and the remainder within fourteen days.

THOMAS BAILLIE,  
Commissioner Crown Lands.

## IN THE SUPREME COURT.

Michs. Term, 1st Victoria.

### GENERAL RULES.

1st. Whereas it is expedient, that every person desirous of being admitted as an Attorney of this Court, should before such admission be examined as to his fitness and capacity to act as such Attorney: It is ordered, that the Judges of this Court, together with four Barristers of not less than five years standing, to be for that purpose appointed by Rule of Court in Hilary Term in every year, or any two of them, whereof a Judge to be one shall be competent to conduct the examination of any person who may have made application for admission as an Attorney of this Court in the form hereafter mentioned; and that from and after the next day of Hilary Term, subject to such appeal as hereafter mentioned, no person shall be admitted to be sworn an Attorney of this Court without the production of a Certificate, signed by such Examiners, testifying his fitness and capacity to act as an Attorney.

2nd. It is further ordered, that the said Examination shall be held at such times and places respectively, and under such Regulations as the Judges, or any three of them, may from time to time appoint.

3rd. It is further ordered, that in case any person shall be dissatisfied with the refusal of the Examiners to grant such Certificate, he shall be at liberty to apply for admission, by petition in writing to the Judges; which application shall be heard by not less than three of the Judges, at such time and place as they may appoint.

4th. It is further ordered, that every person who may desire to be admitted an Attorney shall, on or before the Thursday in the first week of the Term immediately preceding that at which he shall propose to be admitted, make application by Petition to the Court in the form hereunto annexed, or to the like effect, which Petition shall be accompanied by the requisite certificates of the age, moral character, and service of the applicant, and the certificate of the moral character shall be full, positive and explicit, and shall contain particular testimonials to the sober and temperate habits of the applicant, and the Court, if satisfied with the certificates will, during such Term, make order for the examination of such applicant.

5th. It is further ordered, that the foregoing Rules touching examination, shall extend to persons who may apply for admission upon certificates from any other part of Her Majesty's dominions, as well as to persons who may have pursued their studies in this Province, and any person coming from any other part of Her Majesty's dominions shall also produce a certificate from the Court in which he may have become a practitioner, or one of the Judges thereof, that he has conducted himself with credit and reputation since his admission there.

6th. It is further ordered, that no Attorney of this Court who shall have been absent from the Province, or have discontinued the practice of the Law for the space of five years together, shall hereafter be permitted to commence or resume practice as an Attorney until he be re-admitted and re-sworn.

7th. It is further ordered, that every Attorney who may desire to be re-admitted shall apply by Petition to the Court, stating therein the place or places in which he may have resided, and the business, profession or employment in which he may have been engaged or concerned since his first admission; which Petition shall be verified by

the affidavit of the Petitioner, and shall be presented to the Court on or before the Thursday in the first week of the Term immediately preceding that at which he may desire to be re-admitted.

8th. It is further ordered, that every applicant for re-admission shall be examined as to his fitness and capacity to act as an Attorney, in the same manner as if applying for a first admission, unless the Court shall see fit in any case to dispense with such examination, and shall make order accordingly.

9th. It is further ordered, that from and after the present Michaelmas Term, no Attorney of any other part of Her Majesty's dominions shall be admitted as an Attorney of this Court, unless he shall have entered as a Student with one of the Attornies of this Court, having the rank of Barrister and resident and practising in the Province, and shall have continued as such Student for one year; the entry of every such Student to be registered with the Clerk as in the case of other Students; and a certificate of such year's study from the Barrister with whom the same may have been performed shall be one of the testimonials necessary for the admission of such applicant.

10th. Whereas it is desirable that arguments on Rules for new Trials or the like, made in Causes tried at the Sittings for the County of York, should be heard and disposed of more speedily than can be done under the present practice of the Court. It is ordered, that from and after the next day of Hilary Term, any party intending, after the Trial had at the said Sittings, to move the Court for a Rule to shew cause why a new Trial should not be granted, or for any Rule of a like description, do give notice to the opposite party of such his intention, together with a Note in writing, specifying the general grounds of the intended motion thirty days before the ensuing Term; and that Rules Nisi granted on such motions be made returnable in the same Term, unless the Court should see fit with the consent of parties, or for other good reason, to extend the time for showing cause to the ensuing Term.

WARD CHIPMAN,  
W. BOTSFORD,  
J. CARTER.

Form of Petition for admission as an Attorney.

To the Honorable the Chief Justice and Justices of the Supreme Court.

The Petition of A. B.

Humbly Sheweth,

That your petitioner was born in

place and day of birth], as by the accompanying certificate or affidavit will appear.

That on he entered as a Student in the office of C. D. Esquire, a Barrister of this Court at in this Province, and has continued as such from that time hitherto; during which time he has not absented himself without the permission of the said C. D. nor been engaged in any other profession, business or employment.

[If the applicant has studied part of the time with any other Barrister, or been absent without permission, or engaged in any other profession, business or employment since commencing his studies, he must state fully the reasons therefor, the particular time and length of such other study, or absence, or engagement in other pursuits, together with such other particulars as he may think advisable, explanatory of his conduct. If the applicant have not studied in this Province he must state the particular grounds on which he applies for admission, the place or places in which he may have resided and practised since his admission by any other Court; and if he has been engaged or concerned in any other profession, business or employment, he must state the particulars of the same with any other matters explanatory of his conduct and pursuits as he may deem advisable.]

NOTE.—If the Petitioner's full time of study has not expired at the time of application, he must further state his intention to continue a Student in the Barrister's office until such time expires, and will be required to produce an additional certificate to that effect at the ensuing Term.

That your Petitioner is at present resident at and is desirous of being admitted an Attorney of this Honorable Court at the ensuing Term, and prays that your Honors will make such order touching his examination or admission as by the Rules of the Court are required, or as to your Honors may seem meet.

Dated the 18 A. B.

## IN THE SUPREME COURT.

Michaelmas Term, 1st Victoria.

Stephen H. Hitchens, Newton W. Wallop, Thomas B. Abbott, Christopher Milner, David S. Kerr, Henry S. Peters, and William T. Wilnot, Esquires, Attornies of this Court, are called to the Bar, and admitted, sworn and enrolled Barristers of this Court.

William Henry Lee, Charles Inglis Haliburton, and John D. Kinnear, Esquires, Barristers and Attornies of the Supreme Court of Nova Scotia, are called to the Bar, and admitted, sworn and enrolled Attornies and Barristers of this Court.

John M'Mahon, Gentleman, having produced the requisite certificates, is admitted, sworn and enrolled an Attorney of this Court.

Jonathan M'Cully, Gentleman, an Attorney of the Supreme Court of Nova Scotia, is admitted, sworn and enrolled an Attorney of this Court.

43d MONMOUTH REGIMENT OF LIGHT INFANTRY.—The Detachments of this Corps, recently employed on the Frontier, having returned from their Cantonments at Woodstock and the Grand Falls, and joined Head Quarters, His Excellency the Major General Commanding in New Brunswick

was pleased to issue the following official Memorandum:—

"Government House, Fredericton, 18th October, 1837.

"MEMORANDUM.

"Major General Sir John Harvey, requests Lieutenant Colonel Booth will convey to Captains Egerton and Mundy, and the Officers, non-commissioned Officers and Soldiers, composing the detachments of the 43d Light Infantry, lately employed in the County of Carleton, his warmest acknowledgments for their exemplary conduct, during that short service, in the course of which every quality that can render troops efficient, has been displayed in a degree calculated to reflect the highest credit upon the excellent and distinguished Regiment to which they belong.

"J. HARVEY, Major General."

It has ever been the good fortune of the 43d Regiment, since its formation, nearly a century ago, to merit the approbation, and gain the esteem of the respective General Officers under whom it has served; and whether in the Field, Camp, or Quarters, it has always maintained unsullied that high character, for which it has in a pre-eminent manner been distinguished, since the Corps first fleshed its maiden swords and unfurled its maiden standards on the formidable heights of Quebec and renowned Plains of Abraham, under the immortal Wolfe, to the capitulation of the modern Babylon, under the illustrious Wellington. It has invariably borne in remembrance the memorable words of the celebrated General of Antiquity.—*veni, vedi, vici.*—Saint John Courier.

## LATEST NEWS.

LONDON, Sept. 18.

We have good reason for believing that parliament will not assemble for the despatch of business before the 15th of November. Such, most certainly, is the understanding among those who have access to the best sources of information; but until her Majesty in Council shall have declared the precise day it must be obvious that no authorized announcement can be made upon the subject.—Observer.

In consequence of the accounts received from the West Indies, there has been more animation in the Sugar market, and many holders have withdrawn their stock. Molasses continues in good request, and the late arrivals have been taken at the quotations. The sales of Plantation Coffee have been rather extensive. There is a general inquiry for the good and fine descriptions of Rum. Demerara 3s 9d to 4s 3d.

The meeting of the British Association for the Advancement of Science had been held in Liverpool.—During the week 1840 members joined.

Colonel Vener, the Orange member for Armagh, has lately been removed from the Commission of the Peace for attending and speaking at a public dinner, at which the illegal and murderous conflict, known in the north of Ireland as the Battle of the Diamond, was celebrated in a toast.

The Queen has sat to Sir David Wilkie for two portraits: one, as she appeared at the first council after the accession; the second, in the magnificent costume in which she dissolved her first parliament, which is said to be peculiarly becoming.

CENTENARY OF METHODISM.—It is intended, we hear, to hold a centenary in commemoration of the first formation of the Methodist united society in 1739; and at the last conference a committee was appointed, including the secretary and president of that body, and several of the most distinguished preachers, which will deliberate on the most suitable means of giving effect to this resolution.

RETURN OF CAPTAIN BACK.—Captain Back, the commander of her Majesty's ship Terror, who, it will be remembered, went out in June, 1836, to look for Captain Ross, has at length returned from his perilous enterprise. The hardships endured, and the obstacles encountered and triumphed over, by the commander and his crew, were almost incredible; and, indeed, their return after an absence of twelve months, the greater part of the time hemmed in by one impassable sheet of ice, appears all but miraculous. On Sunday night last, the Terror put in at Lough Swilly (Ireland) in an almost sinking condition, the men incessantly labouring at the pumps, and hull of the vessel secured by chains and cables to keep her together. Three of the crew fell victims to the scurvy.—Liverpool Journal.

A dreadful gale occurred at Bombay on the 14th of June. Palmira trees, 6 feet in diameter and 70 feet in height were torn up by the roots, many houses were unroofed, and fourteen large ships, eight of them from Liverpool, driven on shore.

The French Chamber of Deputies is likely to be dissolved next week, and a new one to be elected in October. From the tranquil state of public opinion, the elections excited little interest.

We have received, by express from Madrid, journals, and private letters to the 9th inst. inclusive. The latter state that alarm had once more penetrated into the minds of most of the inhabitants of that capital, in consequence of the resumed approach of the Carlists, and of the inertness, ignorance, or treason of the Queen's troops.

A conspiracy, having for its object to blow up the powder magazine at the gate of Santo Barbara, to break open the prisons, and to effect a Carlist movement in Madrid, was said to have been discovered on the night of the 9th inst.

The Government intended shortly to carry into execution the levy of 50,000 men, to remove from the ranks of the national Guards all but single men and widowers from the age of 17 to 40, and to organize