HASZARD'S GAZETTE

Wednesday, June 25, 1856.

SUPREME COURT.

The Trinity Term sittings of the Court commenced yesterday. Duncan McLean, Esq., of New London, was sworn Foreman of the Grand Jury.

His Lordship the Chief Justice, stated, that it afforded great pleasure to the Court, to be enabled to inform them, that the Calendar for this Term, though presenting but a slight diminution in the number of offences for their consideration as compared with several of the last consecutive Terms for this County, contains but one case of aggravated character, viz., assault, with intent to commit a rape, and is made up otherwise of two cases of common assault; a case of assault upon the Under Sheriff of the County, in the execution of the duties of his office, and five cases of larcenies of property trifling in amount. The cases of Larceny require no particular observation from the Court; they are all of the ordinary description of thefts of articles of trifling value, and in their investigation, you will apply to them those general rules of Law which govern the crime of Larceny,and which are briefly summed up in these requisites,viz., that there must be a taking and carrying away of the property with intent to convert it to the takers own use without the consent of the owner, and that the intent must be felonious, and such intent must exist at the time of taking, and that the party in possession of the stolen articles is deemed to have come by it feloniously, unless he prove to the contrary.

In cases of assault and battery, it may be sufficient to state, that no language or gesture, however aggravating, justifies an assault in point of Law. Two of the cases for your consideration would appear from the Depositions, to have been sent up to this Court by the City Court, in consequence of their regarding them as cases of rather an aggravated description, and committed under circumstances calling for a heavier punishment than that Court is authorised to inflict.

With regard to the assault alledged to have been committed upon the Under Sheriff in the execution of the duties of his office, it may be necessary to observe, that, an assault upon a Sheriff in the execution of his duties as such, is justly viewed as one of a more aggravated nature than an assault upon a private individual, and of necessity so, because the due administration of the laws of the land, upon which the very foundation of civil society is based, requires that protection should be extended to him so long as he keeps within the limit of his duty.

The local Statutes relating to the Tavern License system, requires the Court to bring under your notice, that by them you are authorised to suspend or annul the License of any party keeping a disorderly house, or offending against the provisions of those Statutes, and your decision being final in cases of this nature, it necessarily follows, that in them you are required to hear evidence on both sides, which you are aware, in other cases is contrary to the duty and practice of Grand Juries.

By the Statutes alluded to, you are also required to present to the Court the names of all persons, who within your County, have been guilty of selling spirituous or fermented liquors without License, in order that prosecutions may be instituted against them for the recovery of the penalties incurred by such a breach of the laws in question.

Having brought under your notice all matters in the knowledge of the Court, requiring your attention, your own experience as Grand Jurors will naturally suggest to your minds, that you are not limited in your duties merely to inquire into those cases given you in charge by the Court, but on the contrary, your duty involves a wider sphere, requiring you to present all felonies and misdemeanors which shall come within your own knowledge as having been committed within your County, and of which the Court has received no information.

The peace which has again dawned upon Europe, achieved under Providence by the valor of our fellow-countrymen, in conjunction with their gallant and faithful allies, (the French people) and which in its provisions seems calculated, by the curb it imposes upon Russian Despotism, to secure the possession of religious and civil liberty to those European States which have heretofore enjoyed those inestimable blessings, and also to ensure their diffusion to a very great extent in countries where these rays have for centuries never penetrated, may well be deemed a matter of sufficient importance for congratulation, and although the state of public affairs is in some degree chequered by the unhappy differences which exist at the present moment between the Government of our country and that of our neighbors, the United States of America, let us hope, that a spirit of mutual candor and forbearance will pervade the councils of both Powers, and will prevent a war between two Nations holding the first places in the scale of Freedom and Civilization, and closely allied by a common origin and language.

There is a greater amount of civil business this Term than usual. Special Juries have been moved for in Dingwell *vs.* Reddin, M'Gill *vs.* M'Lean, Kennedy *vs.* Lydiard, and M'Lean *vs.* Whelan.

POLICE COURT.

June 18.—John Gardiner, for using profane and lascivious language and behaviour towards John Mackieson, M. D.; convicted and fined 10s., with costs, or be imprisoned ten days. Henry Galloway, for trespass on St. Paul's Church grounds, robbing a bird's nest; convicted and fined 2s. 6d., or be imprisoned forty-eight hours. Thomas McGonnell, from lock-up, for using abusive and improper language towards Hon. George Coles; dismissed, as Mr. Coles would not press the charge. Patrick Higgins and James Brady, for assault on Philip Cahill; Brady dismissed; Higgins convicted and fined 5s., with costs, or be imprisoned fourteen days; Cahill ordered to pay Brady's costs in non-suit. ——Hagen, for assault and battery on Bernard McCarvil; parties settled out of Court; Hagan paying costs.

June 19.—Ellen McGrath, Isabella and Edward Ingles, charged with being concerned in the robbery of James Butler of some £9 in money in the house of Hugh Quinn; not proved. During the investigation of this charge Hugh Quinn was convicted of selling spirituous liquors in small quantities, and allowing to be drank on the premises: fined £5 with 19s 6d. costs, or be imprisoned one month. Edward Ingles, for assault and battery on James Butler; parties settled out of Court; Ingles paying costs. James Collins, for an assault and battery on Patrick Dunster; convicted and fined 60s. with costs or be imprisoned one month; ordered to find sureties in the sum of £80, to keep the peace and be of good behaviour for eighteen months, and stand committed till the fine and costs be paid and the security given.

THE NORTH BRITISH REVIEW for MAY (American edition) has been received from the publisher. The contents are:—

1. Plays and Puritans,
2. Life and Writings of the late Mr. Justice Talfourd,
3. Historical Painting.—Macaulay,
4. British New Testament Criticism,
5. Grote's History of Greece,
6. The Weather and its Prognostics,
7. Indian Literature, 8. Outrages on Women,
9 Peace and its Political Duties,

HASZARD & OWEN, Agents for P. E Island.

Birth,

On the 20th inst, Mrs. Jas. Duncan, of a son.

Died,

At Northan, Lot 13, Mr. Neil McLean, District Teacher, aged 45 years, leaving a Widow and Orphans to lament their loss. His end was peace.

Port of Charlottetown

ENTERED.

June 16,—Mary Elizabeth, Burk, Halifax; goods. Prompt, McKay, do; do. Unicorn, Gallant, Shediac; deals. Ploughboy, Robertson, Pictou; coal. Bee, Oulton, Bay Verte; deals. Sarah Jane, Hingly, Pugwash; boards.

17—Wm. Nelson, Ogden, Bay Verte; do. Ploughboy, McKenzie, Shediac: do.

19—Olive Branch, Bouchie, Richibucto; shingles. Catharine Elizabeth, LeBlanc, Bathurst; do. Canrobert, Fougerie, Boston; goods. Albion, Gerrior, Boston; do. Trusty. Heron, Bathurst; shingles. Alexander, Shellnut, N. B.; do Belle, Chappell, Bay Verte; ballast.

20—Ruby, Gallant, N. B.; shingles. Helen, Spring, Tatamagouche; boards. Trial, McNeill, Richibucto; do.

21—Curlew, Muttart, Pictou. Seaflower, Paulin, Halifax. Elizabeth, Scott, do. Bee, Sampson, Bay Verte. Ariel, Moore, Halifax. Brunswick, McLean, Richibucto.

23—St. Roche, LeBlanc, Tracadie. Betsey, MacNeill, Pictou. Schr. Henry, Quessy, Bathurst; shingles.

24—Independence, McIntosh, Richibucto; boards. Hardscrabble, Forbie, Magdalen Islands; timber. Lellia, Boudroit, Magdalen Islands, timber. Ploughboy, Robertson, Pictou: coal. Lively Lass, Robertson Pictou; coal.

CLEARED.

June 14—Belle, Chappell, Bay Vert; goods. Spray, Nickerson, fishing voyage. Mary, LeBlanc, Bathurst; bal. Mary Ann, Nicholson, fishing voyage. Sovereign, Purdie, Pictou; bal. Sarah, Moore, Shemogue; ballast.

16—Bee, Oulton, Bay Verte; do.

17—Wm. Nelson, Ogden, Bay Verte; do. Brigt. Union, Mucklejohn, Ireland; deals. Lively Lass, Robertson, Pictou; hay.

19—Romp, Swain, fishing voyage. Ornament, Foley, Newfoundland; produce. Matilda, LeBlanc, Boston; do. Belle, Chappell, Bay Verte; bal. Ploughboy, McKenzie, Pictou; do. Steamer Rosebud, McCarey, Pictou; passengers.

20—Schr. Trusty, Heron, Halifax. Sarah Jane, Hinkley, Pugwash.

21—Curlew, Mattatal, Pictou. Alexander, Shellnut, Tracadie. Olive Branch, Bushey, Bathurst. Elizabeth, LeBlanc, do Bee, Oulton, Bay Verte. General Canrobert, Fougerie, Pictou. Ellen, Spinny. Tatamagouche. Sea Flower, Paulin, Tracadie.

23—Margaret Ann, Thomas, Halifax. Betsy McNeill, Pictou. Mayflower, Gerrior, St. John, N. B.; oats, by J. Bell. Albion, Gerrior, Richibucto; bal. Henry, Quessy, Restigouche; ballast.

No 21. **LLOYD'S**

Register of British and Foreign Shipping.

Established 1834.

IN pursuance of a Resolution passed by the Committee this day, notice is hereby given, that whenever materials or fastenings beyond those required by the Rules are introduced into a Ship, building for Classification, they must be in conformity with the Rules for the grade which may be contemplated, as regards size, material, and method of securing.

By order of the Committee,
GEORGE B. SEYFANG, Secretary.
2, White Lion Court, Cornhill,
London, 1st May, 1856
By order,
CHARLES R. COKER,
June 23 Lloyd's Surveyor.

No 23. **LLOYD'S**

Register of British and Foreign Shipping.

Established 1834.

NOTICE is hereby given, that in pursuance of Resolutions passed this day by the Committee of Lloyd's Register of British and Foreign Shipping, the following Regulations will come into operation on and after the 1st July, 1857, viz:—

"Ships which proceed to sea *without being fastened with the Iron Knees and Riders prescribed by the Rules, will have one year deducted* from the period to which they would otherwise be entitled to be classed in the Register Book.

"Ships built in the British North American Colonies, and all Ships the frames of which are composed of Fir, of 600 tons to 1000 tons, *and all Ships (wherever built)* the length of which from the stem to the stern-post aloft shall exceed five times their extreme breadth, shall have diagonal iron plates fitted outside or inside the frame, to extend from the upper deck clamp to the first foothooks, and be not less than four inches broad, and ⅝ inches thick, and be bolted with ⅞ inch bolts through *each frame* if fitted on the *outside*, and through *each timber* if fitted on the *inside* of the frame: the number of the plates to be in the proportion of not less than one pair to every twelve feet of the ship's entire length. And in all such ships of 1000 tons and upwards, the iron plates to be not less than five inches broad and three-fourth inches thick, bolted as above with one inch bolts.

"In all such ships, likewise, the shifts of the planking must not be less than six feet, unless there be a strake wrought between them, and then a distance of five feet will be allowed."

The Rule, section 46, has been amended, by allowing the use of *galvanized iron nails* in the flat of upper deck, poop, and forecastle, in ships claiming an additional period under the above rule.—N. B. *This amendment comes into operation immediately.*

By order of the Committee,
GEORGE B. SEYFANG, Secretary.
2, White Lion Court, Cornhill,
London, 15th May, 1856.
By order,
CHARLES R. COKER,
June 23. Lloyd's Surveyor.

No 25. **LLOYD'S**

Register of British and Foreign Shipping.

Established 1834.

NOTICE is hereby given, that in pursuance of Resolutions passed by the Committee this day, the Rules and Regulations have been altered and amended as follows, viz.—

Sec. 46,—heretofore requiring the Bilges to be secured with Bolts, so placed that from the foremast to the mainmast there be at least one bolt through and clenched in each first foothook, &c., will now stand as follows:—"The Bilges to be secured with Bolts, so placed that from the foremast *extending a distance aft equal to three-fifths of the length of the keel*, there shall, in ships under 300 tons, be at least one bolt through and clenched in each first foothook, and in ships of 300 tons and upwards there shall be at least two bolts through and clenched for each set of timbers in one or other of the thick bilge strakes," &c.

The foot-note in Table B, allowing the use of "thinner plank for short hoods," has been amended and will stand as follows, viz:—"All the fore and after hoods, both outside and inside, may be reduced one-sixth in thickness. Furrens are not allowed in this or in any other part of a ship."

The words "Paul Bitts" will in future be omitted in the Table A; but it will be the duty of the Surveyors to see that the Paul Bitts are properly secured.

On and after the first January, 1857, the use of *Black Birch* for main pieces of Rudders and Windlassess will not be allowed in ships claiming a character under the Rules.

By order of the Committee,
GEORGE B. SEYFANG, Secretary.
2, White Lion Court, Cornhill,
London, 22d May, 1856.
By order,
CHARLES R. COKER,
June 23. Lloyd's Surveyor:

NOTICE.

ALL persons indebted to the Estate of the late GEORGE GREEN, of Summerside, deceased, are hereby notified and requested to pay the same to the Subscribers within six Calendar Months, and all persons who may have any claim on the Estate are requested to furnish the same, properly attested to, without delay.

DANIEL GREEN,
CAROLINE GREEN,
JOHN GREEN,
JAMES CAMPBELL } Executors.
Summerside, June 24, 1856.

PLEASURE TRIP TO TATAMAGOUCHE.

THE Steamer *Rosebud* will leave Charlottetown for Tatamagouche, on Tuesday evening next the 1st of July—at 7 o'clock and return the following day.

Tickets for the trip 10s. each, to be obtained of W. R. Watson or of

WM. HEARD.
Charlottetown, June 25th, 1856.

NEW GOODS!

JUST ARRIVED, per Brig *Intended*, from England direct, and WILL BE OPEN for Sale on FRIDAY NEXT.
June 28, 1856. WM. HEARD.

CREAM NECTAR,

MANUFACTURED and SOLD by—
JOHN BOVYER.
June 24, 1856.

VALUABLE PROPERTY!

BY GEORGE ANDERSON.

TO BE SOLD by PUBLIC AUCTION, at the Subscriber's premises, Searletown, Lot 27, on WEDNESDAY, the 2d day of JULY next, at the hour of 11 o'clock, a. m., if not previously disposed of at private sale, the LEASEHOLD INTEREST of 999 years, at 1s currency per acre, of 67 acres of LAND being in a high state of cultivation, with a new DWELLING HOUSE lately erected, 27 x 37 ft. Also, a Wood Shed and Barn, 30 x 40 feet.

The situation of this Property is in the midst of a fine and flourishing Settlement, about 1½ miles from the Shore, where an abundance of manure can be had, and within a short distance of that thriving Seaport settlement, Summerside, where there can be obtained a ready market for all produce. It is a desirable situation for a Mercantile Business, or Boarding House.

ALSO, THE FOLLOWING ARTICLES:

1 HORSE, 2 COWS, 2 HEIFERS,
1 Horse Cart, 1 Truck, 1 Gig,
1 Plough, 1 pair Harrows, 1 Roller,
1 Jaunting Sleigh and Furs, 1 Mill, do.,
1 Wood Sleigh,
1 Set Carriage Harness, 1 Set Cart do.,
1 do. Plough do.
1 Wheelbarrow,
Manure and Hay Forks,
Scythe, Hoes and Rakes,

A quantity of Household Furniture, consisting of, Stoves, Chairs, Bedsteads, Tables, Washstands, Carpets. &c. &c.

Bargains may be expected, as the whole will be sold without reserve. For further particulars enquire of J. C. Pope Esq, Summerside, or at the subscriber's premises.

TERMS OF SALE.—For the Farm, two-thirds of purchase money to be paid at the time of the transfer of the Lease; for the remainder, a Credit will be given until the 1st day of December next, on approved Security.

For the Stock, Farming Implements, &c., all sums under £5, cash on delivery; all sums over £5, credit will be given until 1st December.

JAMES SEARLE MANN.
Searletown, June 18, 1859.

VALUABLE PROPERTY.

TO BE SOLD by PUBLIC AUCTION, on WEDNESDAY, the Second day of JULY next, (1856,) at the hour of twelve o'clock, noon, at the Colonial Building in Charlottetown, pursuant to License, duly granted for that purpose by his Honor the Surrogate and Judge of Probate of this Island, bearing date the Twelfth day of February, A. D. 1856

All the Right, Title and Interest of the late Honorable DONALD M'DONALD, Glenaladale, Township Number Thirty-six, (36) deceased, in and to the following Land and Real Estate:

Namely—All that Tract, Piece or Parcel of Land, situate, lying, and being on Division No. 2, on the Plan of the Estate of Castle Tioram,from actual survey of William Curtis, Assistant Surveyor General, made July 1828, and now filed in the Office of Keeper of Plans, bounded as follows, that is to say—Commencing at the South-East angle of Division No. 3, on the said Estate on the Northern edge or side of the Post or St Peter's Road, thence (according to the magnetic North of the year 1764) North one degree and thirty minutes West (N. 1° 30′ W.) for the distance of Seventy-eight (78) chains, thence North Eighty-six (86) Degrees East Forty-seven (47) chains and Eighty-eight links, thence South one degree thirty minutes East (1° 30′ E.) Eighty-four (84) chains to said Road, thence following the various courses of the said Road Westwardly, to the place of commencement, containing Three hundred and sixty-two (362) acres of Land, a little more or less, and is part of Lot or Township Number Thirty-five (35) in Prince Edward Island.

Excepting out of the above Tract, the Land and premises at the Eastern end thereof, under lease to, or in possession of Mr. James M'Williams, being about Fifty acres of Land, a little more or less; the Tract to be sold pursuant to this Notice, comprising an area of 312 acres, a little more or less.

The above Land will be sold in several Plots or Divisions. For further particulars, and conditions of Sale, apply to the Subscriber at Glenaladale, or at the Office of the Honorable Joseph Hensley, in Charlottetown.

JOHN ARCH. M'DONALD,
Administrator of the Estate of the said late Honorable Donald M'Donald.
Charlottetown, 10th May, 1856.