Board Works feb26 '75

OBSERVE THE YELLOW SLIP ON THE PAPER—THE DATE ON IT INDICATES THE TIME TO WHICH THE SUBSCRIPTION IS PAID. PROMPT REMITTANCES ARE EXPECTED FROM THOSE WHO HAVE NOT ALREADY MADE THEM.

MIRAMICHI ADVANCE.

VOL. 6—No. 2. CHATHAM, NEW BRUNSWICK, NOVEMBER 13, 1879. D. G. SMITH, EDITOR & PROPRIETOR. FOR TERMS—See Business Notice.

BUSINESS NOTICE.

The "MIRAMICHI ADVANCE" is published at Chatham, Miramichi, N. B., every THURSDAY morning in time for despatch by the earliest mails of that day.

It is sent to any address in Canada, the United States or Great Britain (Postage prepaid by the Publisher at the following rates:—

If paid in advance, - - - - $1.00.
" " after 1 month - - - $1.50.
" " " 6 months, - - - $2.00.

Advertisements are placed under classified headings.

Advertisements, other than yearly or by the season, are inserted at *eight cents* per line nonpareil, (or eighty cents per inch) for 1st insertion, and *three cents* per line (or thirty-six cents per inch) for each continuation.

Yearly, or season, advertisements are taken at the rate of *Nine Dollars* an inch per year. The matter in space secured by the year, or season, may be changed under arrangement made therefor with the Publisher.

The "MIRAMICHI ADVANCE" having its large circulation distributed principally in the Counties of Kent, Northumberland, Gloucester and Restigouche (New Brunswick), and in Bonaventure and Gaspe (Quebec), among communities engaged in Lumbering, Fishing and Agricultural pursuits, offers superior inducements to advertisers. Address

Editor "Miramichi Advance," Chatham N. B.

General Business.

NEW DRESS GOODS AND PRINTS.

NEW CLOTHING MENS & BOYS. NEW HATS, BOOTS & SHOES

WHEN YOU GO TO

NEWCASTLE,

—AND WANT—

DRY GOODS & GROCERIES,

—TRY THE—

PEOPLE'S HOUSE.

You will there find the

LARGEST, CHEAPEST AND BEST ASSORTED STOCK.

JAMES BROWN.

NEW GROCERIES, A SPLENDID STOCK.

SAINT MARY'S

CONVENT AND ACADEMY,

NEWCASTLE, N. B.

Under the direction of the Ladies of the Congregation of Notre-Dame.

THIS INSTITUTION, situated at a short distance from the Intercolonial Railway Station, offers to parents great facilities for procuring for their children a solid, refined, and useful education. The course of instruction is pursued in the English Language, and is well adapted to qualify the pupil to fill any position in Society.

Superior advantages for French are afforded.

Particular attention is given both to Vocal and Instrumental Music. Terms moderate.

For further information, apply to the

MOTHER SUPERIOR.

Newcastle, Aug. 5, 1879.

CANNED

PEACHES, TOMATOES, ETC.

180 CASES Canned Goods.

Sugar Corn.
Tomatoes, Peaches, Pine Appl
Stuffed Bottle Peas, Mutto etc.

FOR SALE LOW BY

HARDING & HATHEWAY,
17 and 18, South Wharf, St. John, N. B

PRINTING.

Invitation Cards.
Raffle Tickets.
Bill Heads.
Business Cards.
Handbills.
Pamphlets.
Reports.
Books, etc., etc.

PRINTED AT THE

"Miramichi Advance" Office,

CHATHAM, N. B

MOWING MACHINE

OIL.

15 Doz. Hay Rakes,
12 " Scythes,
5 " Patent Snaths,
5 " Hay Forks,
20 " Scythe stone, (best red ends,)
Mowing machine Oil, (especially put up)
Castor. "
Seal "
Refined Machine "
Boiled & Raw Paint "

MACHINE BOLTS & NUTS,

HEAVY BARN DOOR HINGES AND ROLLERS.

Best Refined Iron,

(ALL SIZES.)

NAILS AND SPIKES,

CUT and WROUGHT.)

Together with the best assortment of

HARDWARE,

ever offered in Chatham, which will be sold

VERY LOW,

to suit the times.

CALL AND INSPECT,

as I am selling at a very small profit.

General Hardware Store, - - - - - Chatham.

J. R. GOGGIN.

5428

Herring! Codfish! Pollock!

JUST RECEIVED:

1000 BOXES Smoked Herring,
50 Qls. Choice Retailing Codfish,
30 " Bright Pollock,
20 Bbls. Bay Herring,
20 Half bbls. No. 1 Shad.

For sale low by

HARDING & HATHEWAY,
17 & 18 South Wharf, St. John, N. B.

April 19, '79

SPECTACLES!

EYE GLASSES,
COQUILLES,
SPECTACLE CASES,
OPTICAL GOODS,

—AT—

MIRAMICHI BOOKSTORE.

Agency for Lazarus and Morris's "Perfected Spectacles."

Brandy! Brandy!

50 HHDS. Martell BRANDY, pale and dark;
110 qr. casks do. do.
20 octaves do. do.
300 cases X do. do.
100 cases XXX do. do.
125 cases Martell Brandy, flasks, 2 doz. each, pale and dark;
100 cases Hennessy, do. do.

JOHN W. NICHOLSON,
Victoria Wharf, Smyth Street, St. John.

FREE! Any person who will make and forward me a list of the names of reliable persons of their acquaintance who wish to procure an instrument, either Piano or Organ, I will use my best endeavors to sell them one, and for every Piano I succeed in selling to their list within one year, I will credit them with $10, and for every Organ $5, to be applied on payment of either a Piano or Organ, and when it amounts to a sum sufficient to pay for any instrument, selected at the lowest wholesale price, I will immediately ship the instrument, free, or after any amount is credited the balance may be paid me in cash and I will then ship them the instrument. They need not be known in the matter, and will be doing their friends a real service, as I shall make special offers to them, selling a superior instrument for from one-half to two-thirds what is ordinarily asked by agents. Please send me a list at once, and after you have made inquiry, you can add to it. Address,

DANIEL F. BEATTY, Washington, N. J.

GENERAL BUSINESS.

FURNITURE WAREROOMS.

Charlotte St., - - - - - - - ST. JOHN.

(OPPOSITE KING SQUARE.)

WE have just opened at our NEW PREMISES an altogether New Stock of Goods, completely filling the Spacious Warerooms—which are, without exception, the finest in the Dominion; and those desirous of furnishing their Homes can select from a stock which, for richness of Style and Finish, and Durability of Material and Construction, cannot be surpassed in any City on the Continent. The stock comprises Beautifully Upholstered PARLOR SETS and Groups in the Latest and Leading Styles, very richly Carved and Inlaid. A Superb Stock of

WALNUT BEDROOM SETS

with French Bureaus and Dressing Cases. We call special attention to these Sets, as their equal cannot be found elsewhere in the City. A large assortment of OFFICE DESKS, TABLES and CHAIRS. Besides these we are showing

WARDROBES, BOOKCASES, SIDEBOARDS, WALNUT BUREAUS,

and SINKS, EASY CHAIRS, CAMP CHAIRS, ROCKING CHAIRS, LIBRARY TABLES, CENTRE TABLES, PARLOR CHAIRS, HAT TREES, WHATNOTS, PATENT ROCKERS, SOFAS, LOUNGES, BED LOUNGES, DINING TABLES and CHAIRS, LOOKING GLASSES, CRIBS, and a full line of the BEDROOM SETS, and all kinds of CHEAP FURNITURE, FLOCK & EXCELSIOR MATTRESSES, FEATHER PILLOWS, &c.

PRICES LOW, - - - - - - - - TERMS LIBERAL.

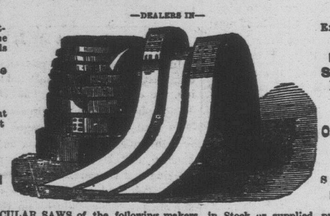
STEWART & WHITE.

MILL SUPPLIES.

ESTEY, ALLWOOD & CO.,

(SUCCESSORS TO Z. G. GABEL,)

—DEALERS IN—



Particular attention paid to the fitting out of Mills with Rubber Hose AND CONNECTIONS, affording a great protection against FIRE! Also, Superior STEAM FIRE ENGIN HOSE!

EXTRA STRETCHED AND PATENT SMOOTH SURFACE Rubber Belting.

PURE Oak Tanned AND Patent Riveted SHORT LAP LEATHER BELTING.

GANG and CIRCULAR SAWS of the following makers, in Stock or supplied promptly to order. "Disston & Sons," "Welch & Griffith's," "Wheatman & Smith's," and domestic and other desirable makers of Saws. "Vulcanite" Emery Wheels, the "best" and "safest" in use. Lacing Leather of Superior Quality. "Butchers" Files, Olive Oil, Seal Oil, Native Oil. Steam Packing of all kinds. Manhole and Handhole Gaskets. Gauge Glasses, Steam Gauges, Gauge Cocks, Globe Valves, Iron Pipe, Steam, Gas, and Water Fittings.

RUBBER GOODS.

A full assortment of all kinds of Rubber Goods, viz: Coats, Capes, Leggins, Ladies' Mantles, Air Pillows Air Cushions, Balls, Combs, Toys, &c.—Wholesale and Retail—at lowest Rates.

☞ Having a very large Stock of Mill Supplies, and Rubber Goods, *we can fill all orders promptly.*

ALL OUR GOODS ARE BEST QUALITY

NEW STORE—PRINCE WILLIAM STREET, ST. JOHN, N. B.

DOUBLE ANCHOR BOLTING CLOTH

FOR GRIST MILLS,

At lower Prices than can be bought in the Maritime Provinces.

SEND FOR PRICES.

PETER M'SWEENEY, JR.
Commercial, House, Main Street, Moncton, N.B.

Sept. 24.

LATE ARRIVALS

—AT—

J. B. SNOWBALL'S,

CHATHAM.

JUST RECEIVED,

PER R. M. STEAMER, VIA HALIFAX:

—150 PIECES—

NEW STYLISH PRINTS,

5 Bales UNBLEACHED COTTONS, (various grades.) 1 Bale "HORROCKSES" CELEBRATED LONG CLOTHS, 8-4, 9-4 & 10-4, Bleached COTTON SHEETINGS, (twilled and plain.) 45 inch PILLOW COTTONS,

SCARLET AND WHITE FLANNELS,

NOTTINGHAM LACE CURTAINS, LACE LAMBREQUINS,

(FOR TOP OF WINDOWS,)

Curtain Damasks, Curtain Repps,

(WITH TRIMMINGS TO MATCH)

—36 AND 72 INCH—

BEST ENGLISH FLOOR OIL CLOTHS,

1 Case Ladies' English Walking Hats (Novelties and cheap,) Children's Sun Hats, Misses' Leghorn Hats, (pretty shapes,) New Flowers, New Mantles,

Gingham, Alpacca, and Silk Umbrellas,

CORSETS,

—A LARGE LOT OF—

LADIES' SILK NECK SCARFS,

LADIES' LACE NECK SCARFS,

New Neck Frillings, Bonnet Borders,

BRAIDS, PEARL BUTTONS, PINS, &c.

GENTS' LINEN COLLARS.

P. S.—Balance of Spring Stock expected about the 15th inst.

CHATHAM, May 3, 79.

CLEARING OUT SALE.

BARGAINS

may be expected on account of the great depression in trade

I WILL SELL AT

GREATLY REDUCED PRICES,

all my Stock, consisting of:

DRY GOODS,
Men's Ready-Made Clothing,
BOOTS, SHOES, HATS, CAPS,
Groceries, Provisions & Crockery;
Also a large lot of
CHOICE LIQUORS.

P. FLANAGAN,

COOPER'S

Patent Hay Lifter!!

Will unload a ton of Hay or Straw in from four to six minutes, placing it on mow or scaffold of any height and on either side of wagon.

It is operated by two persons, either men or boys.

This machine is now being sold in Northumberland and any person found manufacturing or using it in whole or in part without the authority of the subscribers or their agents will be prosecuted under the Patent Laws.

MURCH & MCFARLANE,
Proprietors of Patent.
STEPHEN Y. MITCHELL,
General Agent. 7.r.11.

Methodist Hyms Books

in variety at the MIRAMICHI BOOKSTORE.
The above embracing attractive styles, selling at Society prices at the
Miramichi Bookstore.

General Business.

G. A. BLAIR,

has on hand, a superior assortment of

READY-MADE CLOTHING,

—COMPRISING—

Men's, Youths' & Children's Suits,

IN CLOTH, TWEED & VELVET.

Which he is offering at prices suitable to the times.

CARBOLINE, ETC.

TOILET ARTICLES.

Carboline, Hair Vigor, Hair Renewer, Hair Restorer, Limes and Glycerine.

BRUSHES.

Hair Brushes, Metallic Hair Brushes, Flesh Brushes, Hand Brushes, Nail Brushes, Baby Brushes, Tooth Brushes, Plate Brushes, Clothes Brushes and Shaving Brushes.

SOAPS.

Glycerine, Honey, Windsor, Castile, Tar, Oatmeal, Carbolic Acid, Sulphur, Baby's Own, Eden Flower, Silver, Shaving.

PATENT MEDICINES.

Vegetine, Mandrake, Bitters, Robinson's, Campbell's and Lyman's Emulsions, Quinine Wine, Beef, Iron and Wine, August Flower, Sanford's Catarrh Cure.

J. PALLEN & SON.

SCHOOL TEACHERS. You can easily increase your salary by devoting a very small portion of your leasure time to my interest. I do not expect you to canvas for my celebrated Beatty's Pianos and Organs unless you see fit to; but the service I require of you is both pleasant and profitable. Full particulars free.—Address, DANIEL F. BEATTY, Washington, N. J

DANIEL F. BEATTY'S

PIANOS & ORGANS.

BEATTY PIANO, GRAND SQUARE and UPRIGHT, and BEATTY'S CELEBRATED GOLDEN TONGUE PARLOR ORGANS are the sweetest toned and most perfect instruments ever before manufactured in this or any other country. The world is challenged to equal them. Best discounts and terms ever before given. Rock Bottom panic prices now ready to jobbers, agents and the trade in general. An offer:—These celebrated instruments (either Piano or Organ) boxed and shipped anywhere, on five to fifteen days' test trial. Money refunded and freight charges paid both ways if in any way unsatisfactory. Fully warranted for six years as strictly first-class. EXTRAORDINARY LIBERAL DISCOUNTS given to Churches, Schools, Lodges, Halls, Ministers, Teachers, etc., in order to have them introduced at once where I have no agents. Thousands now in use. New Illustrated ADVERTISER, (Catalogue Edition), with list of testimonials, now ready, sent free. Established in 1859.

Address, DANIEL F. BEATTY.
Washington New Jersey

ALBERT LIME.

THE . B. LIME AND CEMENT CO'Y.

Are now prepared to furnish their

Best Quality Selected Lime

By the Car Load at all STATIONS on the ALBERT and INTERCOLONIAL RAILWAYS.

This Lime differs from all other Brands in the market—having peculiar cement qualities, which hardens it like stone, and makes it impervious to the action of water. It requires no cement to improve it, and is the CHEAPEST in the market for all purposes.

For Agricultural purposes it can be furnished by the car load in bulk, CHEAP, and is the best as well as the cheapest fertilizer known.

all orders should be addressed
THOMAS McHENRY,
Manager A. B. Lime & Cement Company,
Hillsboro, Albert County.

Stoves!

STOVES!

Stoves of all kinds for sale,

Cheap for Cash

Apply to

GEO. ROBINSON.

Chatham, Sept. 1st, 1879.

LEE & LOGAN,

Received per "Eliza A. Kenney," from Liverpool,

50 Bbls. Guinness PORTER qr'ts.
30 do., do., " pints.

Received per "Victoria," from London

60 Bbls. Bass' ALE, quarts.
30 do., " " pints.

Received per "S. B. Weldon," from Liverpool,

50 cases Kewney's OLD JAMAICA RUM.

Received per S.S. "Moravian," from Glasgow

30 octaves Old Scotch WHISKEY,

Received per S.S "Victoria," from London,

150 Half Chests Congou TEA,
200 Cadies do., do.

Received per S.S., "Sarmation," from Liverpool,

60 Cases Geo. Roe, & Co's. WHISKEY.

Received per "Ada Barton," from Liverpool,

30 Octaves IRISH WHISKEY.

Received per S.S. "Lucerine," from Glasgow,

20 Octaves OLD SCOTCH WHISKEY,
150 Cases do., do., do., qts. & pts.

Daily expected per "Mathida," from France.

75 Octaves Pale & Dark BRANDY,
20 ¼ Casks do., do., do.
300 Cases, do., do., do., qts. & pts.

Daily expected from Holland,

50 Quarter Casks GIN,
400 Cases do.

FOR SALE LOW, BY

LEE & LOGAN,

45 and 47,

DOCK STREET - - - ST. JOHN

Law, etc.

Notice to Debtors.

All parties indebted to me are hereby notified that they will be sued if immediate payment is not made to me.

A. H. JOHNSON. or JOSEPH D. McCULLY.
Chatham, N. B.

Notice to Trespassers.

All persons are hereby forbidden to land on Bay du Vin Island, as has been the practice with some in the past, who have committed trespasses thereon by cutting trees and doing other damage. All such persons will hereafter be dealt with according to law.

J. & T. WILLISTON.

JNO. J. HARRINGTON,

ATTORNEY-AT-LAW,
NOTARY PUBLIC, &c.

OFFICE, UP-STAIRS, McLACHLAN'S BUILDING,
Water St. Chatham.

A. H. JOHNSON,

BARRISTER-AT-LAW,
SOLICITOR,
NOTARY PUBLIC, ETC., ETC.
Chatham, N. B.

July '9. 77

E. P. Williston,

ATTORNEY-AT-LAW,
Notary Public, Conveyancer, &c.,

OFFICE—Over Mr. John Brandon's Store; Entrance Side Door.

Newcastle, Miramichi, N. B.

E. H. McALPINE,

Attorney-at-Law,

Room 3, First Floor, Barnhill's Building,

PRINCESS STREET, ST. JOHN.

WM. A. PARK,

Attorney-at-Law, Solicitor,

NOTARY PUBLIC, CONVEYANCER, &C.

OFFICE:—OVER THE STORE OF W. PARK, Esq

CASTLE STREET,

NEWCASTLE, N.B.

NOTICE.

ALL persons indebted to the Subscriber, are requested to call and pay their accounts immediately, failing which they will be placed at once in the hands of a Magistrate for Collection.

MRS. JOHN WALLS,
Chatham, Aug. 28th '79. MILLINER.

Sheriff's Sale.

TO be sold at Public Auction, on Thursday the 15th day of January, next, in front of the Post office, in Chatham, between the hours of 12, noon, and 5 o'clock, p. m.:

All the right, title, and interest of Thomas Towhie in and to all that certain piece or parcel of land, situate, lying and being in the Parish of Glenelg, and County of Northumberland, abutted and bounded as follows, to wit:

In front or northerly, by the Napan Bay, or Miramichi River; Easterly by lands owned by Francis, John and David Loggie, Westerly by lands owned and occupied by George Taylor; Southerly or in the rear, by lands owned by Alexander McDonald, containing 200 acres more or less, being the lands and premises owned and occupied by the late Peter Towhie, deceased, and bequeathed to the said Thomas Towhie, by his father the said Peter Towhie, deceased, by will, bearing date the 8th day of November, A. D., 1875. as will appear by the Records of the said County—

The same having beeen seized by me under and by virtue of an execution issued out of the Northumberland County Court, against the said Thomas Towhie at the suit of James Talion.

Sheriff's Office, Newcastle, 1st Oct. 1879. } JOHN SHIRREFF, Sheriff of Northumberland.

Comercial House,

CHATHAM.

THE NEW STOCK OF

STAPLE AND FANCY

DRY GOODS

FOR SUMMER,

—IS—

Unsurpassed for Variety and cheapness.

by any in the trade.

A call will convince the closest buyer that bargains are being offered for the cash.

W. B. HOWARD.

July 5th, 1879.

Photograph Albums,
Photograph Frames,

At the MIRAMICHI BOOKSTORE.

Real Estate for Sale.

To be sold by Private Contract.—The House and premises situated on the easterly side of Queen St., now occupied by the Subscriber.

Also 3 acres of Grass Land on the westerly side of the Old Napan Road.

For terms apply to

DUNCAN DAVIDSON.

Chatham, Oct. 1, 79.

New Tin Shop.

THE Subscriber begs to inform the public that he has opened a new Tin Shop, on Cunard Street, adjoining Carmichael Bros., store, where he is prepared to attend promptly to all orders for

Sheet-Iron,
Tin-work,
and Gas-Fitting.

HUGH P. MARQUIS.

Chatham, Oct. 1, '79.

Old Mines Sydney Coal.

Now landing ex-Schr. "Horton,"

200 Tons Old Mines

SYDNEY COAL.

Mines Certificate can be seen at our Office.

Will be sold very low for Cash while landing.

GUY, BEVAN & CO.

Chatham, N. B., September 10th '79.

Medical.

VEGETINE

—WILL CURE—

SCROFULA,

Scrofulous Humor.

VEGETINE will eradicate from the system every taint of Scrofula and Scrofulous Humor. It has permanently cured thousands in Boston and vicinity who had been long and painful sufferers.

Cancer, Cancerous Humor.

The marvelous effect of VEGETINE in cases of Cancer and Cancerous Humor challenges the most profound attention of the medical faculty, many of whom are prescribing VEGETINE to their patients.

Canker.

VEGETINE has never failed to cure the most inflexible case of Canker.

Mercurial Diseases.

The VEGETINE meets with wonderful success in the cure of this class of diseases.

Salt Rheume.

Tetter, Salt Rheume, Scald Head, &c., will certainly yield to the great alterative effect of VEGETINE.

Erysipelas.

VEGETINE has never failed to cure the most inveterate case of Erysipelas.

Pimples and Humors on the Face.

Reason should teach us that a blotchy, rough or pimpled skin depends entirely upon an internal cause, and no outward application can ever cure the defect. VEGETINE is the great blood purifier.

Catarrh.

For this complaint the only substantial benefit can be obtained through the blood. VEGETINE is the great blood purifier.

Constipation.

VEGETINE does not act as a cathartic to debilitate the bowels, but cleanses all the organs, enabling each to perform the functions devolving upon them.

Piles.

VEGETINE has restored thousands to health who have been long and painful sufferers.

Dyspepsia.

If VEGETINE is taken regularly, according to directions, a certain and speedy cure will follow its use.

Faintness at the Stomach.

VEGETINE is not a stimulating bitters which creates a fictitious appetite, but a gentle tonic, which assists nature to restore the stomach to a healthy action.

Female Weakness.

VEGETINE acts directly upon the cause of these complaints. It invigorates and strengthens the whole system, acts upon the secretive organs and allays inflamation.

General Debility.

In this complaint the good effects of the Vegetine are realized immediately after commencing to take it; as debility denotes degeciency of the blood, and Vegetine acts directly upon the blood.

VEGETINE

Prepared by

H. R. STEVENS, Boston, Mass.

Vegetine is Sold by all Druggists.

AND AT WHOLESALE BY

T. B. BARKER, & SONS,

ST. JOHN, N. B.

Vegetine, Carboline, &c., &c.

AYER'S Sarsaparilla, Cherry Pectoral and Pills.
RADWAY'S Resolvent, Relief and Pills, &c.
WILSON'S Sarsaparilla, Balsam, &c.
HOLLOWAY'S Pills and Ointment (Genuine English.)
LYMAN'S Quinine Wine and Emulsion of Cod Liver Oil.
BEEF, IRON and WINE, Iron and Quinine, Syrup of Iron.
FELLOW'S Compound, Peruvian Syrup, Sanford's Cure.
ALLEN'S Lung Balsam, August Flower, Hoarhound.
NORWAY COD LIVER OIL (Shrei Brand) Newfoundland Cod Liver Oil.
ROBINSON'S Emulsion, Fowler's Pile and Humor Cure, Vinegar Bitters, Worm Candy.
LEEMING'S Essence, a certain cure for Spavin and lameness in Horses.
Sage, Summer Savory, &c., &c., Essence of Lemon, Vanilla, Peppermint, Cloves, and Cinnamon.
Also Perfumery and Toilet Soaps in great variety.

J. PALLEN & SON.

HEARTBURN,

—OR—

SOUR RISING,

Oppression after eating, and every form of DYSPEPSIA are soon relieved by

PERISTALTIC LOZENGES.

The restore the action of the Liver and Stomach, and cure COSTIVENESS and its results.

For Sale by

JOHN PALLEN, - - Chatham.
E. LEE STREET, - - - Newcastle.
JAMES DOYLE, - - - Douglastown.
JOHN KAIN. - - - - Nelson.

Brokerage, etc.

LUKE STEWART,

SHIP BROKER & COMMISSION MERCHNT,

SAINT JOHN.

NEW BRUNSWICK.

1-52

Vroom & Arnold,

SHIP BROKERS AND
COMMISSION MERCHANTS
MARINE INSURANCE AGENTS,
SMYTH STREET,
ST. JOHN N. B.

W. E. VROOM. R. H. ARNOLD,

W. & R. Brodie,

GENERAL
Commission Merchants
AND
DEALERS IN
FLOUR, PRODUCE AND PROVISIONS,
No. 16, ARTHUR STREET,
Next the Bank of Montreal.
QUEBEC.

WILLIAM J. FRASER,

COMMISSION MERCHANT,

IMPORTER AND DEALER IN
TEAS, SUGARS, MOLASSES &c.
HEAD OF CENTRAL WHARF.

UPPER WATER STREET,

HALIFAX N. S.

CONSIGNMENTS PROMPTLY ATTENDED TO.

Checker Boards

At the MIRAMICHI BOOKSTORE.

Wax Figures in Glass Shades

At the MIRAMICHI BOOKSTORE.

TOILET SETS

At the MIRAMICHI BOOKSTORE.

Roman Catholic Prayer Books

in various styles, for Sale at the
MIRAMICHI BOOKSTORE.

PURSES in Variety and good value, at the
MIRAMICHI BOOKSTORE.

Miramichi Advance

CHATHAM. - - - NOVEMBER 13, 1879.

Gloucester County Court.

BATHURST, 5th Nov. '79.

The November Term of the Gloucester County Court opened here on Tuesday the fourth inst., Hon. Edward Williston presiding.

There being no criminal business there was no Grand Jury summoned. There was a Petit Jury of twelve summoned and in full attendance.

The following is the Docket:—

Kennedy F. Burns *vs* James Moody—Adams and Lawlor file record.

Mary Duguay *vs* Philip Gallichan—Mr. DesBrisay to shew cause why nonsuit should not be set aside.

Charles Boss and Richard D. Southwood *vs* Thomas Miller and Francis J. Gatain.

Dominique Gallien *vs* Fabien LeBoutillier. Appeal.

Queen on complaint of Peter Hachey *vs* E. D. Chase.

Queen on complaint of Overseers of Poor of the Parish of Bathurst *vs* William P. Eady—Bastardy.

The first cause taken up was Mary Duguay *vs* Philip Gallichan. This was an action of Replevin tried at the last July Term, a nonsuit having been granted on motion of Mr. DesBrisay. Mr. Lawlor, Counsel for Plaintiff, moved for and obtained a rule *nisi* calling on Defendant to shew cause why nonsuit should not be set aside. The facts of the case were as follows—Plaintiff had lived with Defendant's father for some time. The father died leaving a will by which he devised to the Plaintiff the property in dispute. The Executor appointed by the will renounced the Executorship and John James Vibert, agent of Charles Robin and Company at Caraquet, took out letters of administration *cum testamento annexo*, as principal creditor. The Plaintiff continued in possession of the property for a short time after the father's death, when the Defendant who had not been living with his father, came and took the property in dispute out of the Plaintiff's possession, and hence the action. The administrator afterwards took the property from the Defendant. The pleas were *non cepit*, property in Executor and, property in Administrator *cum testamento annexo*. The plaintiff took issue on these pleas and alleged property in plaintiff.

The chief ground of nonsuit was that Plaintiff by putting in evidence, as part of her case, the letters of administration, *cum testamento annexo*, had proved the property not in herself, but in the administrator.

Mr. DesBrisay now showed cause contending that a man if indebted cannot give away his property by legacies, nor as against the right of the Executor or Administrator. The title and right to personal property vests in the Executor named in the will or the Administrator, and the Legatee has no legal right to mantain any action and has no *locus standi* in any court of law to shew any title in the property. All legacies pass to the Executor and the Legatee has only an inchoate right which must be perfected by obtaining the Executor's assent. The Legatee has no authority to take possession of a legacy without the assent of the Executor, even if the devisor so directs, and if he the Legatee, does so, the Executor may maintain trespass against him. The Legatee here had shown no such assent, nor had she proved property in herself, therefore nonsuit must be confirmed. Cites, 5 Bacon Abr. last Eng. Ed. page 118 Title, Legacies; 1st Saunders Reports page 280 D.E. note; Coke upon Littleton, page 111, section 167, Tomlins Law Dict. Tit. Legacy, Williams on Executors 3rd Ed. 2nd Vol. pages 1084 and 1085.

Mr. Wilkinson, Q. C. was heard contra. The Defendant mistakes entirely the ground on which Plaintiff relies. Plaintiff does not claim as devisee. Plaintiff relies altogether on the ground that she was in the actual possession of the goods, and possession is good and sufficient title against all parties until a better title is shewn. Plaintiff could not claim as against Executor or Administrator, but as against the Defendant here who is a wrongdoer, her possession is sufficient to maintain an action. Defendant has no right to plead property in a third party. A person claiming through a third party must shew authority of such third party. No such authority is shewn here.—Ergo 2nd and 3rd pleadings demurrable, being insufficient as setting up a *dies testit*. For these reasons nonsuit must be set aside and verdict entered for Plaintiff, cites Bullen and Leake 3rd Ed. pages 801, 802, note B, 292, 417, 717, 9., Williams on Executors, pages 166, 664.

Mr. DesBrisay, in reply, cited Roscoe N. P. Evid.—856—999.

Judgment was reserved till next Term.

Kennedy F. Burns *vs.* James Moody—settled by Defendant giving a cognovit. Adams and Lawlor for Plaintiff, DesBrisay for Defendant.

Dominique Gallien *vs.* Fabien LeBoutillier. This was a Review from the Parish of Caraquet Civil Court, on a judgment given in favor of the Plaintiff, On hearing Mr. DesBrisay on behalf of the Defendant and Mr. E. P. Williston on behalf of the Plaintiff, His Honor remitted it to the Commissioner to be tried *de novo* each party to pay his own costs.

The Queen on complaint of Overseers of Poor, Parish of Bathurst *vs.* William P, Eady. The Complainant not having sufficiently recovered to enable her to appear in Court, this cause was put off till next Term.

Charles Boss and Richard D. Southwood *vs.* Thomas Miller and Francis J. Gatain. This was a review from the Parish of Bathurst Civil Court on a judgment given in favour of Plaintiffs for $17,65. The action was brought on an open account of $125.12 which the Plaintiffs claimed was reduced by payments to $27.32 the amount claimed. The principal item in the account was, one "Boss" Freezer $90. The defence was that Freezer was not built according to contract and also the Freezer was useless and would not freeze fish as represented by Plaintiffs. An objection that the Commissioner had no jurisdiction in the matter was taken on the trial but over-ruled.

It was elicited in evidence on the trial that there was a special contract between the parties in regard to the freezer by which it was to be built and in working order by a certain date, also that some of the material to be used in the construction of the freezer was to be supplied by Plaintiffs and some by Defendants and one or two other stipulations of minor importance. The evidence for the Defence went to shew that freezer was not completed at the time stipulated, by which the Defendants lost heavily in having no place to keep their fish and that the freezer when completed would not freeze by which they lost on their fish in the American markets; also bad construction. The evidence all though was very contradictory. The Jury returned a verdict as stated alone for $17.65 in favour of Plaintiffs.

On the Review, Mr. DesBrisay on behalf of the Defendants contended that there being a special contract between the parties, the action did not come under the head of Debt as contained in Section 2, chap. 59, Consolidated Statutes, and, therefore, the Commissioner had no jurisdiction in the matter. He cited the case of Rideout *vs.* Stevens, 1st Hannay's Report page 28.

Mr. Wilkinson, Q. C. was heard contra. He contended that all contracts were more or less special. This action could be maintained under an indebitatus assumpsit count, and therefore sounded in debt and laid within the meaning of the section above mentioned, cites Bullen and Leake pages 35, 36, 39, 40, and 41. He also argued that the commissioner was wrong in admitting evidence of loss on fish in American markets and otherwise, as that must form the subject of a cross action. Roscoe Evid. 560. He thought commissioner had complete jurisdiction and, therefore, verdict should be sustained.

His Honor reserved the judgment with costs of reversal and ordered commissioner to enter judgment of nonsuit in favor of Defendants.

Queen on complaint of Peter Hachey *vs.* E. D. Chase. This was an appeal from an order made by D. G. MacLauchlan, Esq., Stipendary Magistrate of Bathurst, whereby the Defendant was acquitted and the Complainant ordered to pay $4.85 cts. costs. The complaint was for assault and battery. The Stipendary Magistrate not having filed his order according to law, the appeal stands over till next Term, and, in the meantime, the order to be filed. The question will arise whether the Complainant can appeal from an order acquitting the Defendant and ordering the Complainant to pay costs.

Court adjourned *sine die* on Wednesday afternoon.

The Church in New Brunswick.

The *Church Guardian* of last week gives the following interesting statistics of the Church of England in the Diocese of Fredericton:—

Whole number of Clergy in the Diocese—Bishop, 1; Clergy, 73; total 74. Of the Clergy, 69 are engaged in active parochial work.

The changes in the Diocese, from July, 1878, to October 1879, have been as follows:—

Clergy deceased—Revs. A. Wood, N. A. Coster, Canon Harrison, and C. G. Coster.

Clergy removed—Revs. F. A. Hosfield, S. Boyd.

Clergy Ordained—Revs. E. P. Flewelling, W. J. Wilkinson, W. Greer, F. Towers, A. Hoadley.

Clergy Received—Revs. O. S. Newnham, from Nova Scotia; R. M. Edwards, from Maine; W. M. Groton, from Massachusetts; Geo. Love, from New York; T. N. Jones, from Massachusetts; C. P. Mulvaney, from Ontario.

The total amount of bequests and trusts held by the Society is $108,945.27, of which $77,120.00 are invested for the General Missionary Fund, and the balance is limited to various special trusts, such as the Widows' and Orphans' Fund, $12,530.84; Incapacitated Clergy $5467,75; Divinity Scholarship 1251,84; Education of Children of the Clergy $1425,79, and some others. The yearly income from these investments was $5,590.80.

Only two clergy on the old S. P. G. list survive.

There are four S. P. G. pensions to widows of the clergy on the S. P. G. list.

A legacy of $100.00 was received last year from the late John Inch, of New Jerusalem, Queens Co.

The whole number of Churches is 90. Chapels 27; Stations 120; Parsonages 39;

Baptisms—Infants 1172, Adults 55; several parishes not reporting. Confirmed 349. Communicants about 5000. Marriages 245. Burials 569. Teachers in S. S. 469; Scholars 4007. This list is incomplete, as several parishes did not report.

The largest number of Baptisms was 82 Infants and 7 adults from St. George's, Carleton; the next 74 Infants from St. Mark's, St. John; the third 31 Infants and 14 adults from St. George. The largest number Confirmed was 65 in Fredericton; the next 43 in Richmond. The largest number of funerals was 32 in Kingston; the smallest number 2 in Wicklow.

The following parishes report income from Glebe or Church Lands drawn from land or investments from sale of lands: Andover $24; Cambridge $90; Carleton $304.30; Chatham $60; Derby $36; Gagetown $107.40; Grand Manan $65; Lancaster $6; Maugerville $40; Norton $90; Petersville $70; Prince William $78.16; Queensbury $114; Sackville $211; St. David $40; Shediac $465; Springfield $209; Stanley $34.84; Sussex $294.26; Westmorland $260.40; Woodstock $162. The greatest amount of contributions for all church purposes was from Moncton, $2,135; the next Rothesay, $2,014; the third Richmond, $1,480. The city parishes did not report theirs. The missions were never so completely filled up before, new work has been undertaken in various places, and the Society's report shows a large amount of earnest, successful labour. And we understand from many of the clergy that numbers from other bodies during the past year have come into the old Church which their fathers or ancestors left. We thank God, and take courage.—*Guardian.*

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