

THE UPPER CANADA HERALD.

VOL. I.]

KINGSTON, (U. C.) TUESDAY, MARCH 23, 1819.

[NO.]

STATUTES OF UPPER-CANADA.

An Act to alter the Laws now in force for granting Licences to Innkeepers, and to give to the Justices of the Peace, in General Quarter Sessions assembled, for their respective Districts, authority to regulate the duties hereafter to be paid on such Licences.

[Passed 27th Nov. 1818.]

WHEREAS, it is expedient to repeal part of, and amend the Laws now in force, regulating the manner of Licensing Public Houses, and for the retailing of Wine, Brandy, Rum, or any other spirituous Liquors; Be it enacted by the King's most excellent Majesty, by and with the advice and consent of the legislative council and assembly of the province of Upper Canada, constituted and assembled by virtue of, and under the authority of an act passed in the parliament of Great Britain, entitled, "An act to repeal certain parts of an act passed in the fourteenth year of His Majesty's reign, entitled, "An act for making more effectual provision for the government of the province of Quebec in North America, and to make further provision for the government of the said Province," and by the authority of the same, That the third clause of an act of the Parliament of this Province," passed in the thirty fourth year of his Majesty's reign, entitled, "An act for regulating the manner of Licensing public houses, and for the more easy convicting of persons selling spirituous liquors without license," also the second clause of an act passed in the thirty sixth year of his Majesty's reign, entitled, "An act to amend an act entitled, "An act for regulating the manner of licensing public houses, and for the more easy convicting of persons selling spirituous liquors without license," also the third clause of an act of the Parliament of this province, passed in the forty fifth year of His Majesty's reign, entitled, "An act for altering the time of issuing licences for the keeping of a house, or any other place of public entertainment, or for the retailing of Wine, Brandy, Rum, or any other spirituous liquors, or for the having or using of Stills for the purpose of distilling spirituous liquors," and for repealing so much of the fifth clause of an act passed in the forty third year of His Majesty's reign as relates to the periods of paying into the hands of the Receiver General the monies collected by the Inspector of each and every district throughout this province for such Licences, and an act of the parliament of this province, passed in the fifty sixth year of his Majesty's reign, entitled, "an act to repeal part of, and to continue and amend an act passed in the fifty fourth year of his Majesty's reign, entitled, "an act for granting to his Majesty an additional duty on shop and tavern licences," be and the same is hereby repealed.

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Justices of the Peace in each and every district respectively, in this province, and they are hereby required at their meeting next before the fifth day of January in each and every year, except the present, to adjourn the said Court of General Quarter Sessions, to the last Monday in the month of December, in which adjourned Sessions the said Justices shall have power to limit the number of Inns, & public houses in their respective districts, and then and there to hear and receive applications from all such persons as desire to take out licences for opening Inns, or public houses within their said several districts, and the said Justices shall upon hearing and receiving any application from any person, praying to have a Licence granted to him or her, enquire into the life, character, and behaviour of the person so applying, and if it shall appear proper and necessary to the said Justices or a majority of them then and there assembled, to grant a certificate, and that the party applying is a sober, honest and diligent person, and a good subject of our Lord the King, the presiding magistrate shall then and there grant him or her a certificate under his name and seal, which certificate shall enable the party so holding the same, to apply for and take out a Licence on or before the first day of January then next ensuing the date of such certificate, and that the said certificate, shall be a proper and sufficient Warrant for the Inspectors of the several districts respectively to grant, and they are hereby required to grant, to the said person holding the said certificate, such Licence, on receiving payment of such duties as are imposed by law on the same, and that all the rules, regulations, restrictions, penalties, matters and things which are by any act of the Legislature of this province in force, touching and concerning the application for, allowing, granting, obtaining, or any wise relating to the said Licences herein before mentioned, except so far as they are varied or changed by this act, shall and are hereby extended to such Licences as aforesaid, any thing herein contained to the contrary notwithstanding.

III. And be it further enacted by the authority aforesaid, That the Justices of the Peace in each and every District respectively, shall have power and authority to assemble on the last Monday in December next, at the usual place for holding the Quarter Sessions in their respective Districts, for the purpose of carrying into

effect the provisions of this act for the present year, and as effectually as they are authorised by this act to adjourn the said Quarter Sessions to the first Monday in December; in such and every ensuing year, during the continuance thereof.

IV. And be it further enacted by the authority aforesaid, That on granting such certificate as aforesaid, it shall and may be lawful for the said Justices, and they are hereby required to direct the Inspectors of the several districts respectively, to receive from the person taking out any Licence for keeping such Public House or Inn as aforesaid, such sum as they or the majority of them assembled as aforesaid, shall adjudge just and proper, according to the situation of such Inn, Provided always, that it shall not be lawful for the said Justices, or a majority of them as aforesaid, to order or direct the said Inspectors, respectively, to receive for any such Licence as aforesaid, a greater sum than Twelve Pounds ten Shillings, or a lesser sum than One pound sixteen Shillings sterling; and the additional sum of twenty shillings, currency, now imposed by law, any law to the contrary thereof in any wise notwithstanding.

V. And be it further enacted by the authority aforesaid, That it shall and may be lawful for any person or persons, not having obtained a licence for keeping an Inn or house of public entertainment, upon a certificate from the Justices assembled on the last Monday in December, as aforesaid, for the purposes aforesaid, or from the adjourned Quarter Sessions in each and every year during the continuance of this act, being desirous of keeping an Inn or public house, to apply for such certificate at any time during the year, to the Justices of the districts in which he resides, in general Quarter Sessions assembled, and it shall be lawful for the said Justices to inquire into the character and behaviour of the person applying, and if it shall appear to them expedient to increase the number of Inns or public Houses, and that the party applying is qualified, as aforesaid, the presiding Magistrate shall then and there grant a certificate, in manner for the purpose, and under such regulations and restrictions as are herein before mentioned.

VI. And be it further enacted by the authority aforesaid, That it shall and may be lawful, and it is hereby required, that the Magistrates at the time of granting such certificate as aforesaid, shall make and frame rules and regulations for the observance of the several Innkeepers in their respective Districts, which rules and regulations the said Innkeepers in their respective Districts, which rules and regulations the said Innkeepers are to be bound by their recognizances to abide by, a copy of which rules and regulations for the information of travellers, to be affixed in some conspicuous place in every house so licensed within the province.

VII. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Clerk of the Peace in each and every district of this province, and he is hereby required to transmit quarterly to the Inspector General of this province, a detailed statement of all orders of sessions, relative to duties to be taken by the said district Inspector for any licence granted under the authority of this act.

VIII. And be it further enacted by the authority aforesaid, That each of the said Inspectors shall account for the monies in the same manner, and pay in the same to the Receiver General at the same time he is now obliged to pay over all public monies which come to his hands, and in default of such account or payment, shall be liable to the penalties imposed by any law now in force requiring such account and payment.

IX. And be it further enacted by the authority aforesaid, That this act shall continue in force for two years, and from thence to the end of the then next ensuing session of the provincial parliament, and no longer.

Executive Council Office, York, 5th January, 1819.

It is this day ordered by His Excellency the Lieutenant Governor in Council, that to relieve as much as possible the Provincial Revenue, in future, from the charges attending the granting of land which it has hitherto sustained, the fee on the patent on all orders for grants of land, pronounced after this date, shall be according to the following table:

	Sterling.
Two hundred acres, - - -	16 17 6
Three hundred acres, - - -	24 11 7
Four hundred acres, - - -	32 5 8
Five hundred acres, - - -	39 19 9
Six hundred acres, - - -	47 13 10
Seven hundred acres, - - -	55 7 9
Eight hundred acres, - - -	63 2 2
Nine hundred acres, - - -	78 10 0
One thousand acres, - - -	86 4 3
Eleven hundred acres, - - -	93 13 4
Twelve hundred acres, - - -	100 1 1

The fees on one hundred acres, being the advance most usually granted to emigrants are not to be increased, but to remain as before, viz. 15 14 1.

J. SMALL, Clk. Ex. Coun.

FOR SALE,

AN excellent pleasure SLEIGH for two horses, a light WAGON for one horse, and several sets of Harness, amongst which are two double sets plated, one of which is superior to any in Upper Canada. Enquire at the Office of the Upper Canada Herald. March 9, 1819.

Executive Council Office, York, 29th Dec. 1819.

NOTICE is hereby given, that the Executive Council for the affairs of this province, will assemble on the following days in the ensuing year, to take into consideration applications on land matters,

(1819)
On Wednesday the 13th & 27th January, 10th & 24th February, 10th & 24th March, 7th & 21st April, 5th & 19th May, 2nd 16th & 30th June, 14th & 28th July, 11th & 25th August, 8th & 22nd September, 6th & 20th October, 3d & 17th November, 1st 15th & 29th December, By order of His Excellency, The Lieutenant Governor, JOHN SMALL, Clk. Ex. Council.

NOTICE.

A NUMBER of Lots of one hundred acres each, situated on Public Roads now laying out, running through the School Townships of Southold, Yarmouth and Houghton, will be sold by Public Auction, for actual settlement to the highest bidder, at Ross's Tavern, on the Talbot Road, on the first of July next. One fourth of the purchase money to be paid down, and the Remainder by three equal annual instalments, with interest.

By order of His Excellency the Lieutenant Governor in Council, JOHN SMALL, C. E. C. Executive Council Office, York, Feb. 26, 1819.

EXECUTIVE COUNCIL OFFICE, York, 19th February, 1819.

DIVERS applications having been made to His Excellency the Lieutenant Governor in Council, for grant or lease of certain lands situate in the District of Newcastle, and in the Midland District, with a view to establish iron works thereon; it is thought proper to afford an open competition for lease; and it is therefore this day ordered by His Excellency the Governor in Council: That proposals will be received until the first day of May next, by the Clerk of the Council, from any individual, for lease of certain tracts, on or near the Crow River, which empties itself into the River Trent, and for Licence to dig Iron Ore.

JOHN SMALL, Clk. of Ex. Council.

To Officers on Half-Pay in Canada.

IT is desired that Officers receiving half-pay, or military pensions, through the Commissariat, in Canada, will transmit to their several Agents, at Quebec, their affidavits in triplicate immediately after the twenty-fourth of the period when their half-pay becomes due; so that the affidavits of officers residing in Lower Canada shall arrive at Quebec before the 10th, and those of officers residing in the Upper Province before the twentieth of the following month, at which period the returns will be made up. As more than sufficient time is given for communications to reach Quebec from the most distant posts, those officers' affidavits which do not arrive in time to be incorporated in these returns, must remain over till the ensuing period of payment.

Commissary General's Office, Quebec, March 1, 1819, 2m6

Aux Officers a Demi-Paie en Canada.

LES Officiers qui reçoivent la demi-paie en pension militaire, par le canal du Commissariat en Canada, sont requis de transmettre à leurs Agens respectifs, à Québec, leurs affidavits en triplicats, immédiatement après le terme du paiement de leur Demi-paie, de manière que les affidavits des officiers qui résident dans le Bas Canada, pourront arriver à Québec avant le 10me. et de ceux qui résident dans la Haute Province, avant le 20me. du mois suivant, auxquels périodes les retours se feront. Comme l'on donne plus de temps qu'il ne faut pour transmettre les communications à Québec, des postes les plus éloignés, les affidavits des Officiers qui n'arrivent pas à temps pour être incorporés dans ces retours, resteront jusqu'au période du paiement suivant.

Bureau du Commissaire-General, Quebec, 1e. Mars, 1819.

STOLEN,

FROM the Subscribers yard a few nights ago,

Two Buffalo Skins,

one of which was marked M. S. No. 4, and the other had a piece of Bear-skin added to one of the corners. A handsome reward will be given to any person or persons, who will give information of said SKINS, so that they may be found, on applying to MONIEAU & ST. GERMAIN. Kingston, 8th March, 1819.

FOR SALE.

A SMALL SLOOP, of about ten tons burthen. For particulars, enquire at the Herald Office. March 9, 1819. 1f

THOMAS DALTON & Co.

RESPECTFULLY beg leave to acquaint the public that they have commenced brewing at their new establishment, where they have now ready for delivery, some excellent

MILD BEER,

in barrels of Thirty six Gallons each, which they offer at the moderate price of Thirty Six Shillings the barrel, which price they do not intend to advance, unless from the necessity arising out of an increased price of Malt and Hops. Thus the Public can be regularly accommodated with a wholesome and agreeable beverage, at a moderate rate as could reasonably be desired; the Proprietors of this useful establishment therefore flatter themselves that it will receive a fair portion of public Patronage.

Orders left at the Office of S. BARTLETT, will be attended to. Kingston, March 9, 1819. 1

NOTICE.

JAMES MEAGHER,

RETURNS his most sincere thanks to the people of Kingston and its environs, for the liberal encouragement he has met with since his commencing business. He begs leave to inform his friends and the public, that he is about REMOVING to his NEW HOUSE near the Market Place, opposite to Mr. Bayman's, and will, as usual, carry on the

Tin, Copper, & Sheet Iron Manufactory.

Horse Shoeing & Blacksmith Work, will be executed in the best manner, at the shortest notice, and on the lowest terms.

N. B. To rent, lease or sell, for the term of ten years, and immediate possession given, that well known stand, the

WELLINGTON INN,

in Barrack Street. This situation is one of the best in town, having many conveniences that render it particularly well adapted for a house of Public Entertainment and Store. Apply to the Proprietor, JAMES MEAGHER. Kingston, March 9, 1819.

LAST NOTICE.

THE subscriber, who is about closing his present business, and having frequently applied to his customers for payment, to no effect, again requests all those indebted to him either by note or book account, to settle the same immediately; as he will, after the 1st day of April next, indiscriminately place them in his Attorney's hands for collection—and to whom he will then have to refer them, for the payment of DEBT and COSTS.

He will be happy to furnish those who may please to favour him with their custom, every article they may stand in need of, at very reduced prices, for Cash or Produce, or upon short approved credit, as he expects a general assortment upon the opening of the navigation.

THOMAS COLEMAN. Bellville, March 1, 1819.

JOHN DOWLING,

RETURNS his most sincere thanks to his friends and the public, for the very liberal support given him since his commencement in business, and begs leave to inform them that he has laid in a general and well selected stock of

Groceries, Wines and Spirits,

at his old stand, which he is determined to sell at the most reduced prices, viz. Best Jamaica Spirits, Holland Gin, Cogniac and Cherry Brandy, Shrub, Whiskey, Peppermint.

WINE.

Benecario and Spanish Port, Teneriffe, Malaga.

Best Pickling Vinegar & Lime Juice.

GROCERIES.

Gunpowder, T'wankey, Hyson Skin Teas, Coffee, Loaf and Muscovado Sugar, Mace, Cloves, Cinnamon, Saffron, Ising Glass, Turkey Figs, Box and Common Raisins, Pearl and French Barley, Fig and Powder Blue.

Best Poland Starch, Black Pepper, Flower Sulphur, Ground and Whole Ginger, Indian Arrow Root, Sweet and Bitter Almonds, Allum, Glue, Green Copperas, English Cheese, Windsor and best common Soap, Pipe Clay, Glauber Salts, Pearl Ash, English Mustard, Peppermint Drops, Sugar Plumbs, Sugar Almonds, Cold Fish, Red and Salt Herrings, Salt Butter, Wrought Nails different sizes, Shingle do rapes, Needles, Twist, Cotton Balls, Colored do.

Black Thread, White and Brown do. Best Writing Paper, Letter do. An Assortment of Crockery Ware, do. Queen's do.

Best Dutch Long Pipes, Plug tobacco—Candlewick, Mould and Dipp'd Candles, Superior dressed Calf Skins, Best Liquid Blacking.

A few articles of

DRY GOODS.

N. B. In addition to his present stock, he expects many other articles in his line in a few days.

Kingston, March 9, 1819. 1

FOR SALE.

IN the township of Percy, District of Newcastle, a valuable FARM, being lots No. 20 & 21, in the first and 20th in the second concession, containing 600 acres, of the best elm, birch and maple Lands; with an improvement of 40 acres, under good fence, in the centre of the three lots. For particulars apply at this Office. Kingston, M. March 9, 1819. 1w3

FOREIGN INTELLIGENCE.

From the New-York Spectator of March 5. Latest from England.—Last evening the Packet ship Courier, Bowne arrived from Liverpool, whence she sailed the 1st of January. To the polite attention of Captain Bowne, and our attentive London and Liverpool Correspondents, we are indebted for the evening of December 30th, Lloyds and General Shipping and Commercial Lists to the same date, and Liverpool papers to the 1st of January. The ship Hercules, Cobb, which sailed from Liverpool for New-York, on the 25th of December, was driven, the next day, on the Rish bank, off Dublin, but soon got off, with the loss of her rudder; the ship then perfectly tight. On the 27th she went into Holyhead, with the assistance of a Liverpool pilot boat. On the 28th, in attempting to get into deep water, the pilot run the ship on a bank; where she remained at the last advices.

The Courier was towed out of Liverpool by a steam boat, and has experienced heavy westerly gales most of her passage.

American Stocks on the 29th of Dec.—

Bank shares, 24. nothing doing in other Stocks.

British Stocks on the 30th—3 per cent, reduced 77 3/4 3-8; 4 per cent. Consols, 94 3/4 a 7-8.

We have Paris dates to the 27th. It will be seen by some extracts which we have made, that in consequence of divisions which led to a general rupture, the French ministers had given in their resignations, which were accepted by the King, and a new ministry was immediately formed. The Courier in noticing the change, remarks, "all that we yet know of the causes of this change, relates to two points of domestic policy, the law of elections, and the recruiting law."

Mr. Rodney's long letter to the Secretary of State is published in several of the London papers.

The resolution offered by Mr. Spencer, in relation to the United States Bank, is published in the Times of the 30th of December.

An article from Hanover of the 18th of Dec. announces, that the Assembly of the States had abolished the torture in criminal examinations; and that it was expected the trial by jury would be adopted.

On the 12th of November the plague still raged at Tangiers. The number of deaths amounted to above 30 per day.

It is stated, that in the room where the body of Weller (who had just been executed for uttering forged notes) was laid in the coffin for interment, a new plan was formed, to go more extensively into the same business, of passing counterfeit notes.

A "rescript" is immediately to be issued respecting the late plot at St. Helena. It is said will be signed by the Emperors of Russia and Austria, and the King of Prussia.

The celebrated general Sarrazin has been imprisoned in Paris, on the charge of bigamy. It is stated that three ladies claim him as their husband; one of them is an English lady, whom he married in London.

From the Courier Dec. 30.

Paris, Dec. 26.

At last the divisions in the Ministry have led to a general rupture. On Thursday all the ministers gave in their resignations, and the king accepted of them all, with the exception of that of the duke of Richelieu, who immediately formed a new Ministry, composed as follows:—M. Cuvier, the great naturalist who was lately in England, the new Minister of the Interior; Mr. Molian (formerly minister of the treasury during the reign of Bonaparte, a place which he held even during the hundred days), Minister of the Finance; M. Simeon, (Member of the Chamber of deputies, who had been councillor of State under Bonaparte, and minister of justice in the kingdom of Westphalia) Minister of Justice; M. de Villele (Member of the chamber of deputies), Minister of Marine; and Count Law de Lauriston, (Peer of France, Aid-de-Camp of Bonaparte, and his ambassador of the Court of Petersburg during the years 1811 add 1812), Minister of War.

According to this new arrangement, the ministry of police was to have been suppressed. Yesterday, by 5 o'clock in the afternoon, all these gentlemen had declined the places tendered them with the exception of M. Cuvier. M. Molien and Simeon refused office, from a fear that they might be required to give their sanction to measures which the regard as anti-national; and M. de Villele, and Lauriston (two Ultras) declined to act, unless a pledge were given by their colleagues, that they would support such modifications of the laws of elections and recruiting as would render them more monarchical.

Paris Dec. 26. (Afternoon.)

The crisis of the ministry has as yet had no influence on the public funds. To day, at the exchange, the five per cents, are 62f 63c.—Nothing is as yet decided regarding a new Ministry. The Duke of Richelieu is in negotiation with M. Laine, to induce him to remain in the Ministry with M. de Villele, and to prevail upon him to accept of the department of Marine. In this case the Ultras would triumph, and M. de Cazes would lose his influence. I cannot give credit to this theory.