

**New Brunswick**

**Despatches and Letters**  
**from the**  
**Secretary of State**  
**and other persons.**

**VOLUME XXVI**  
**1845**

1845

Lieutenant-Governor  
Sir William McBean George Colebrooke

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Secretary of State }  
for the Colonies }

Lord Stanley  
Mr. Gladstone

H.M. Minister at }  
Washington }

Mr. Pakenham

Governor General

Lord Metcalfe  
Lord Cathcart

Lieut. Governor of }  
Nova Scotia }

Lord Falkland

Lieut Governor of }  
Prince Edward Island }

Sir H. Huntley

Governor of Newfoundland

Sir John Harvey

Attorney General  
Provincial Secretary

Schedule of Despatches received from the Secretary of State for the Colonies ---  
1845

Date	No	Subject	When Received
January 4	276	Acknowledging No. 76 of Oct 24 <sup>th</sup> enclosing ? In reference to the case of Thomas Clements.	
January 5	277	Conveying Instructions to carry into effect the 4 <sup>th</sup> & 5 <sup>th</sup> articles of the Treaty of Washington.	
January 14	278	Transmitting Order ? Acts No. 1518 1491 & 1517 to their operation & ?	
January 20	279	Acknowledging Despatch No. 85 of Dec 10 <sup>th</sup> In reference to delay in forwarding Despatches from Colonial Office.	
January 21	280	Acknowledging Despatch No. 88 of December 27 <sup>th</sup> in respect to the demise of Mr. Odell & the provisional arrangements made for the performances of the duties of the Offices which he held.	
January 22	281	Requesting that Mr. Black may be informed that his son's claims to the Office of Provincial Secretary will be taken into consideration with the other Candidates.	
January 27	282	In reference to Granting leaves of absences to Postmasters in N.B.	
January 29	283	In reference to the designation & place of Residence of the Revd John Medley the new Bishop.	

Date	No	Subject	When Received
February 3	284	<p>Enclosing letter from Mr C. Hicks expecting a grant of land in N.B. &amp; requesting enquiries to be made with his case . . .</p> <p>Military No. 16 January 4<sup>th</sup> Acknowledging Despatch No. 78 of 29 Oct &amp; transmitting correspondence between Lord Stanley and Master General of the Ordnance on the subject of Military Road . . .</p> <p>Circular January 10<sup>th</sup> Enclosing 4 leaves to be inserted in Colonial Rules at Page 8 in reference to Lieut Govt receiving presents . . .</p>	Received February 20 <sup>th</sup> / 45
February 16 <sup>th</sup>	285	Approving of Leave of absence for 4 months granted to Mr John Montgomery . . .	Received March 29 <sup>th</sup> / 45
16	286	Acknowledging Despatch No. 77 Oct 23 <sup>rd</sup> on the subject of establishing free Ports at St Stephens & Dorchester - declining to extend the same to St Stephens & His Lordship's decision in regard to Dorchester is? ? ?	
March 22	207	Acknowledging Despatch No. 3 enclosing Lieut Govs Speech of the 29 <sup>th</sup> ? . . .	Received April 25 <sup>th</sup>
30	288	<p>In reference to granting American Citizens leave to Fish in any part of the Bay of Fundy . . .</p> <p>Military No. 17 dated 4 March Acknowledging Despatch No. 4 of July 10<sup>th</sup> on the subject of the questions now pending between Ordnance &amp; Inhabitants of Fredericton . . .</p> <p>Circular March 25<sup>th</sup>, transmitting order by Judicial Committee of Privy Council . . .</p>	

Date	No	Subject	When Received
April 12	289	Explaining reason of the delay in forwarding Lieut Governors Despatches from England . . .	Received May 9 <sup>th</sup> , 1845
April 17	290	Acknowledging Despatches 13 & 20 with reference to Mr Reades appointment.	
April 18	291	Enclosing Statement of Disbursements by '???' at Boston & Philadelphia for relief of Distressed seamen belonging to the Province . . .  Circular March 22 <sup>nd</sup> transmitting forms of Returns relating to Lands & Emigration.	
April 23 <sup>rd</sup>	292	Enclosing two letters from Postmaster General respecting detention of the mails & calling for report . . .	
May 1 <sup>st</sup>	293	Leasing(or Leaving?) Act No. 1529 to its operation(?) . . .	Received May 23 / 45
May 3 <sup>rd</sup>	294	Transmitting copy of Letters Patent under the Great Seal constituting N.B. an Episcopal see ? And appointing the Rev John Medley Bishop . . .  Circular April 22 <sup>nd</sup> enclosing printed leaves to be inserted in Book of Rules & Regulations for Colonial Service on the subject of Passages granted at public expense to Governors & Clergymen to Colonies . . .	

Date	No	Subject	When Received
May 7	295	In reference to the detention of the Mails at Fredericton on 28 <sup>th</sup> March . . .	Received June 4, 1845
May 15	296	Acknowledging Speech on closing Legislature . .	
May 17	297	Approving of 6 months leave of absence granted Major (?) H. Robinson . . .	
May 19	298	Transmitting correspondence in reference to American Fishing Vessels being captured by British Cruisers in the Bay of Fundy etc. . . .	
May 6 <sup>th</sup>		Circular transmitting letter from Lords of the Treasury with enclosure from Postmaster General . . .	

Date	No	Subject	When Received
June 4 <sup>th</sup>	299	Acknowledging Despatch No. ? of March 26 <sup>th</sup> in reference to the Revd Dr. Alley's(?) Claims to a grant of land . . .	Received July 7 <sup>th</sup> , 1845
June 15 <sup>th</sup>	300	In regard to Mr. Black's applications for employment in the Public Service . . .	
June 16	301	In reference to a letter Lord Stanley had received from Mr. Reade . . .	
June 17	302	Acknowledging Despatch No. 33 of May 13 <sup>th</sup> in reference to Address from Inhabitants of Gloucester in favour of the proceeding of the Assembly.	
June 18	303	In answer to Despatch No. 30 of May 12 <sup>th</sup> on the subject of granting to the Roman Catholic Bishop of N.B. ? the character of a Corporation role(?) & informing His E. that the Canadian Act is still under the consideration of H.M. Govt?.	
June 4	18	Military - transmitting copy of letter from Asst. Secretary of the Treasury & in reference to Pensioners . . .	
June 28	304	Transmitting letter & enclosure from the Lords of the Treasury in reference to the illegal conveyance of letters by Steamers in this Province.	
June 29	305	Acknowledging Despatch No. 47 of 13 <sup>th</sup> May in reference to Mr. Montgomery's opinion in regard to Mr. Reades qualifications, etc.	
July 1st	306	In reference to an interview between Lord ? And the Bishop of Fredericton on the subject of Kings College etc.	

Date	No	Subject	When Received
July 8 <sup>th</sup>	307	Appointing Mr. John ? Saunders(?) Provincial Secretary . . .	Received August 19 <sup>th</sup> / 45
July 10	308	Transmitting additional Instructions for conferring on the Bishop of Fredericton certain rights which have been enjoyed by the Bishop of Nova Scotia . . .	
July 14	309	Reporting that Mr. Hicks had abandoned his claims to a grant of Land in this Province.	
July 16	310	Acknowledging Despatch No. 40 of 27 <sup>th</sup> May in reference to the detention of the mails at Fredericton . . .	
July 18	311	Referring to No. 307 & transmitting Warrant appointing Mr. ?? Saunders Provincial Secretary . . .	
July 22	312	Acknowledging Despatch No. 48 of June 13 <sup>th</sup> in reference to a Small Vessel of War being employed in the Bay of Fundy during the Fishing Season . . .	
July 23	313	Approving of 3 months leave of absence granted to Mr. Chas. ? . . .	
July 28?	314	Acknowledging Despatch No. 26 of April 26 <sup>th</sup> in reference to Address of House ?ing reduction of some of the Officers salaries on Civil List . . .	
July 28	315	Acknowledging Despatch No. 38 & declining any _____ to No. 314 . . .	



Date	No	Subject	When Received
August 9	316	Acknowledging Despatch No. 46 June 12 <sup>th</sup> & transmitting order ? 88 Acts to ? Operation.	Recd 5 Sept
August 9	317	Transmitting order leaving seven of the Acts having ? Clauses to their operation & giving reasons only the Act relating to certain fees should remain inoperative . . .	
August 10	318	Acknowledging Despatch No. 57 June 27 <sup>th</sup> relative to remedying the ? State of Steamers ? St. Johns & ? . . .	
August 11	319	Approving of 3 months leave of absence granted to Mr. Black . . .	
August 18?	320	Acknowledging Despatches No. 58 & 61 in reference to petition from County of Westmorland praying that Her Majestys assent to the Act for dividing that County may be withheld .	
August 18	321	In reference to the Act for erecting a Parish in the City of St. John(s)? & for incorporating the Rectors ? & Virtues of the Church of England in the several parishes in this Province . . . Act to remain suspended until amended in next Session.	Recd 5 Sept
August 18 <sup>th</sup> ?	322	Disallowing Act to authorize the sale of certain Lands in the County of York belonging to the Late Jthn ? ? Odell Esquire . . .	Received September 5 <sup>th</sup> , 1845
August 18?	323	Enclosing a letter from Judge DesBaries applying for copy respect of Sir H Douglas dated May 29 <sup>th</sup> 1827.	
August 9 <sup>th</sup>		Circular Transmitting copy of Treaty between Great Britain & Kingdom of two Sicilies . . .	
August 13th		Circular Transmitting Address of House of Commons to Her Majesty calling for return in reference to Destitute Persons . . .  Private & Confidential dated August 18 <sup>th</sup> / 45.	

Date	No	Subject	When Received
August 21 <sup>st</sup>	324	In reference to Despatches No. 67 & 29 of July 25 & April 27 <sup>th</sup> & stating that the opinions called for were forwarded by the last mail.	Received 23 <sup>rd</sup> Sept. 1845
August 29	325	Transmitting copies of Canadian & Prince E. Island Emigrant Tax Acts & remarks in reference to affording relief to destitute Emigrants.	
August 31 <sup>st</sup>	326	Acknowledging Despatches Nos. 45 and 54 of 12 <sup>th</sup> & 27 <sup>th</sup> June in reference to complaints of Emigrants against ? ? & Son.	
Sept 1 <sup>st</sup>	327	Enclosing copy of letter from the Postmaster General in reference to the detention of the mails at Fredericton.	
Sept 3 <sup>rd</sup>	328	<p>Transmitting copy of letter from Lieut Simmons R.E. to Inspector General of Fortifications in reference to the Boundary between Canada &amp; N.B.</p> <p>Circular Aug 21<sup>st</sup> transmitting copy of letter from the Earl of Aberdeen in regard to capture of Brazilian Slave Vessels etc.</p> <p>Circular Aug 22<sup>nd</sup> transmitting 6<sup>th</sup> vol of H_____ Commercial &amp; Slave trade treaties? &amp; requesting that 25/? The cost of vol may be _____ to Mr. ? Smith.</p> <p>Circular Aug 21<sup>st</sup> transmitting copy of Despatch addressed to Lord Metcalfe suggesting the importance of using inflammable wood in the building of houses?.</p> <p>Separate Aug 26<sup>th</sup> stating that the amt. Of fees for appointing Mr. I.L. Saunders to be Secretary was recd. on 16<sup>th</sup> inst.</p>	
September 9 <sup>th</sup>	329	Acknowledging Despatch No. 62 of July 10 <sup>th</sup> & enclosing correspondence in reference to the Ships _____ & Mary.	Received October 7 <sup>th</sup> ? 1845.

Date	No	Subject	When Received
Sept 16 <sup>th</sup>	330	Acknowledging Despatch No. 78 of 29 <sup>th</sup> _____ in reference to Patrick Bennett's Petition to the Queen praying for _____ of Fine for a Libel & calling for Report.	
Sept 17 <sup>th</sup>	331	In reference to the Fisheries & acquainting His E. that the intention of Her M. Govt. to concede to United States Fishermen the eighth of fishing in the Bays of British North America has been abandoned.	
Sept 17 <sup>th</sup>	332	Calling for Map explaining _____ of New Brunswick to Settlement in dispute _____ between Canada & NB.	
Sept 18	333	Transmitting order leaving seven Acts to their _____ No. 1587, 1592, 1604, 1620, 1625, 1626, 1634.	
Sept 5 <sup>th</sup>		Circular. Transmitting An Act to continue for three years the Duties on Profits rising from Property, Possessions, Trades and Offices.	Received October 7 <sup>th</sup> .
Sept 1 <sup>st</sup>		Circular. Return of Clerical Establishment.	
Sept 26	334	???????????	
Oct 1 <sup>st</sup>	335	Explaining circumstances in the case of the Ship Champlain(Chaplain?) & enclosing letter from C.C.L. ?	
October 1 <sup>st</sup>	336	Reply to address of ???????	
	337	In reply to Despatches of March ???????  Circular. Sept. 24 <sup>th</sup> . ??????	
October 4	336	In reply to Separate Despatch of Sept 12 <sup>th</sup> & approving of Mr Kinnear being appointed Advocate General & Mr Wright? Judge ? Admiralty.	

Date	No	Subject	When Received
October 7	337	Acknowledging Despatch No. 77 Aug 29 <sup>th</sup> forwarding emigration Returns and enclosing copy of Act for Amendment of the Passengers Act.	Received 6 Nov. 1845.
Oct 16	338	Acknowledging Despatch No. 83 Aug 29 <sup>th</sup> in reply to Petition to the Queen from the Chamber of Commerce St. John on the subject of ? ? in trans?? Of English mails from Halifax.	
Oct 3		Circular. Enclosing Instructions for the Government of Her Majesty's Consuls abroad.	
Oct 20	339	Acknowledging Despatch No. 86 of Sept 18 <sup>th</sup> & In reply to Petition of Chamber of Commerce deprecating concessions about to be made to American Fishermen.	Rec'd Nov. 25 <sup>th</sup> (or 28 <sup>th</sup> ) 1845
November 4	340	Informing Lt. Governor that the Queen had accepted of Judge Botsford's resignation & approving of Mr. Sheet as his ?	
Nov 7	341	Reply to the Petition from Chamber of Commerce St. John praying that permission might be granted to the Legislature of N.B. to pass a law to prohibit importation of Rum etc. from American Ports.	
September 12	342	Conveying Instructions in regard to the Act of Last Session to amend the Charter of Kings College.	Received 11 <sup>th</sup> December
/?		<u>Military</u> . Enclosing letter & enclosure from the Board of Ordnance relative to the land questions pending between that Dept & the Inhabitants of Fredericton.	
?		Confidential Nov. 16 <sup>th</sup> .	

Date	No	Subject	When Received
September 25	343	In reference to the case of ? Fullerton.	Received December 24 <sup>th</sup> , 1845.
Sept 26	344	Acknowledging Despatch No. 94 of Oct 29 <sup>th</sup> In reference to appointing Mr. Kinnear Solicitor General & Mr. Wright Advocate General.	
Sept 27	345	Approving of 4 months leaves granted to Mr. I.A. Steel.	
Sept 28	346	Transmitting order confirming Act No. 1535.	
Sept 29	347	In reference to the case of Mr. McGlinchey.	
Dec 3 <sup>rd</sup>	348	Acknowledging Despatch No. 101 of 14 <sup>th</sup> Nov. & In reply to a letter that Lord L. had rec'd from Mr. Chandler setting forth his claims to advancement in his profession.	
		Circular dated Nov. 26 <sup>th</sup> calling for information in regard to the potato disease.	
Nov. 28	—	Calling for report on a Petition which Dr. Gesner had addressed to Lord Stanley on the subject of his salary as Geological Surveyor in 1842.	

Date	No	Subject	When Received
December 4	349	In answer to Despatch No. 87 of Sept 26 <sup>th</sup> Enclosing report from Sir Howard Douglas dated 29 <sup>th</sup> May 1827 in regard to certain Lands in the Province belonging to Colonel DesBarres which had ex___ to the Crown.	
Dec 5 <sup>th</sup>	350	In reference to Mr. Whitney's proposal for conveying Her M Mails between Halifax N.S. & New Brunswick.	
Dec 6 <sup>th</sup>	351	Calling for Indictment etc. in the case of P. Bennett.	
Dec 7 <sup>th</sup>	352	In reference to sending English Mails from Halifax to St. Johns by express etc.  Confidential. December 22 <sup>nd</sup> . In reference to consulting the Legislature on the revision of the _____ & the Civil List.  Military. January 3 <sup>rd</sup> , 1846. In [words illegible] to the Petition of Major St. John [rest of sentence illegible].	
June	_____	Introduces deputation from Church of Scotland.	
23 December		Circular. Mr. Gladstone announces his appointment to Colonial Office.	

Date	No	Subject	When Received
2 <sup>nd</sup> January		<u>From the Governor-General</u> Proposes conference of commissions on Disputed Territory between N.B. & Canada.	
28 <sup>th</sup> April		Report of Ex. Council of Canada & proposed line of Boundary between two Provinces.	
5 <sup>th</sup> May		Deprecates extension of authority of N.B. over Territory in Dispute.	
26 <sup>th</sup> March		Ack : proposal of conventional line.	
30 June		Introduces Messrs. Draper & Papineau as Commissioners for Canada.	
19 August		As Commissioners cannot agree on Boundary & must refer it for decision of Her Majesty.	
31 <sup>st</sup> January 26 <sup>th</sup> April		<u>Lieut. Governor of Nova Scotia</u> Copies of Speech opening and closing the Session.	
18 June		Copy of Resolution about Distressed ?	
15 August		Applies £250 for Light House at St. Paul's ?	
28 November		Copies of Despatches to Governor General & Sec of State on Intracolonial Railroad.	
____ March 17 April 12 Dec		<u>From Lieut Governor of Prince Edward Island</u> Copy of Speech opening & Closing Session. Erection of a Light House on Point P ?	
30 January 25 April		<u>Governor of Newfoundland</u> Copy of Speech opening & closing Session.	

Date	No	Subject	When Received
29 April 22 May		<u>Vice Admiral Austen</u>  Has assigned Command of N.A. Station.  Notice of a floating Light at Cape of Good Hope.	
29 April  28 Nov. 24 Dec.		<u>From the Governor General (omitted above)</u>  For information about road fr. Halifax to Quebec.  Lord Cathcart. Has succeeded Lord Metcalfe on proposed Intercolonial Railway.	
25 Feb  16 March  16 April  9 April  6 Sept  2 Dec		<u>H.M. Minister at Washington</u>  Demand from U.S. Secretary of State for extradition of a burglar (Wm. Baird).  Ack: Despatch on Disputed Territory Fund.  On petition of British Settlers in the ceded Territory.  Declines to interfere about U.S. Consul at St. John.  Will attend to Mr. McGlenahey's petition.  Sends copy of President's message.	