

His Honor the President

THE NEW-BRUNSWICK ROYAL GAZETTE.

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The Gazette.

By His Honor WARD CHIPMAN, Esquire, President and (L.S.) Commander in Chief of the Province of New-Brunswick, &c. &c. &c.

A Proclamation.

WARD CHIPMAN.
WHEREAS the General Assembly of this Province stands prorogued to Wednesday, the twenty-fifth day of June next, then to meet for the dispatch of Business: AND WHEREAS for divers weighty and important considerations, it has been deemed expedient further to prorogue the same General Assembly: I do therefore further prorogue the said General Assembly, and the same is hereby prorogued to WEDNESDAY the TENTH day of SEPTEMBER next ensuing; whereof all persons concerned will take due notice and govern themselves accordingly.

Given under my Hand and Seal at Fredericton, the 26th day of May, in the year of our Lord one thousand eight hundred and twenty-three, and in the Fourth year of His Majesty's Reign.
By The President's Command.
WM. F. ODELL.

NOTICE is hereby given, that the Subscribers have been duly appointed Trustees for all the creditors of James Turnbull, late of St. Andrews in the County of Charlotte, an absconding debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Act of Assembly in that case made and provided, and we do hereby require all persons indebted to the said James Turnbull, on or before the 28th day of July next ensuing the date hereof, to pay to us, or some or one of us, all such sums of money or other debt, duty or thing which they owe to the said James Turnbull, and to deliver the said effects of the said James Turnbull, which they or any of them may have in his, her or their hands, power, or custody, to us, or some one of us as aforesaid, and we do also desire all the creditors of the said James Turnbull, on or before the 28th day of September next, to deliver to us, or some or one of us as aforesaid, their respective accounts and document against the said James Turnbull, in order that right and justice may be done agreeable to the form of the said Act of Assembly in such case made and provided.

Given under our hands at Saint Andrews aforesaid, in the County aforesaid, the twenty-sixth day of April, A. D. 1823.
JOSEPH CLARKE, } Trustees.
ROBERT S. MOWAT, }
WILLIAM GARNETT, }

NEW-BRUNSWICK, } MAY 16th 1823.
In CHANCERY, }
Between HUGH JOHNSTON, } Complainant,
HUGH JOHNSTON, Junr. } vs.
And JOSHUA E. FREEMAN, Defendant.
FORASMUCH as the Court was this day informed by Messrs. Charles I. Peters and James Peters, Junr. of Council for the Plaintiffs, that the Bill in this cause was filed on the 27th day of February last, as by the Certificate of their Clerk in Court appears, and process of Subpoena taken out against the said Defendant, but that the said Defendant now resides without the limits of this Province, or do otherwise abscond to avoid being served with such Process as by affidavit appears; and the said Certificate and affidavit being read, the truth of the above allegations made out to the satisfaction of the Court: IT IS ORDERED, that the Defendant do appear and answer to the Complainant's Bill on or before the 28th day of August next.
By the Court.
D. L. ROBINSON Registrar.

NEW-BRUNSWICK, } MAY 26th, 1823.
In CHANCERY, }
Between HENRY SMITH, Administrator of }
JAMES BELL, deceased, Plaintiff, and }
THOMAS HUMPHREYS, ROBERT }
BOSWELL and BETSY his Wife, and }
others, Defendants.

FORASMUCH as the Court was this day informed by Mr ROBINSON of Council for the Complainant, that the Complainant's Bill in this

cause was filed on the fourteenth day of August last, as by Certificate of his Clerk in Court appears, and Process of Subpoena taken out against the said Defendant ROBERT BOSWELL and BETSY his Wife, but that the said Defendant, ROBERT BOSWELL and BETSY his Wife, now resides without the limits of this Province, or do otherwise abscond to avoid being served with such Process, as by affidavit appears; and the said Certificate and affidavit being read, and the truth of the above allegation being made out to the satisfaction of the Court: IT IS ORDERED, That the said Defendant ROBERT BOSWELL and BETSY his WIFE, do appear and answer to the Complainant's Bill on or before the first day of September next.
By the Court,
D. L. ROBINSON, Registrar.

By the Hon. William Bosford, Esquire, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

TO ALL WHOM IT MAY CONCERN, GREETING:

NOTICE is hereby given, that upon application of William Harper, of Monkton, in the County of Westmoreland, Trader, to me duly made according to the form of the Act of Assembly in such case made and provided, I have directed all the Estate, as well real as personal within this province of David Mills, late of Monkton, in the County of Westmoreland, (which same David Mills is departed from and out of the limits of this Province, or else remains concealed within the same, with intent and design to defraud the said William Harper and the other creditors of the said David Mills, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of the Law as it is alleged against him,) to be seized and attached; and that unless the said David Mills does return and discharge the said debt or debts within three months from the publication hereof, all the Estate as well real as personal of the said David Mills, within this Province, will be sold for the payment and satisfaction of the creditors of the said David Mills.

Dated at Sackville the twenty-first day of July, in the year of our Lord one thousand eight hundred and twenty-three.

A. W. DES BARRÉS, Attv.
By Alexander Davidson, Esq. one of His Majesty's Justices of the Inferior Court of Common Pleas for the County of Northumberland.

NOTICE is hereby given, that upon the application of James Ledden and James Abbott, of Miramichi, in the County of Northumberland, Merchants, to me duly made, pursuant to the directions of the Act of Assembly in such case made and provided; I have directed all the Estate, as well real as personal, of James Graham, late of the Parish of New-Castle, in the County of Northumberland aforesaid, Yeoman, (which said James Graham hath departed from this Province, or concealed within it, with intent and design to defraud the said James Ledden and J. Abbott, and the other Creditors of the said James Graham, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of the Law, as is alleged against him) to be seized and attached; and unless the said James Graham do return and discharge his debts, within three months from the publication hereof, all the Estate as well real as personal, of the said James Graham, within this County of Northumberland, will be sold for the payment and satisfaction of the Creditors of the said James Graham.

Dated at Nelson, the 14th day of August, in the year of our Lord, one thousand eight hundred and twenty-three.

ALEX. DAVIDSON, J.C.P.
J. A. STREET, Attorney.

NOTICE is hereby given, that We the Subscribers having been duly appointed Trustees of all the Creditors of JESPER UNDERHILL, late of Northumberland, Yeoman, an absconding debtor, and

have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Act of Assembly in such case made and provided: And we do hereby require all persons indebted to the said JESPER UNDERHILL, on or before the 18th day of October next ensuing the date hereof, to pay to us, or some, or one of us, all such sum or sums of money or other debt, duty or thing, which they owe to the said JESPER UNDERHILL; and to deliver all other effects of the said JESPER UNDERHILL, which they, or either, or any of them may have in his, her, or their hands, power or custody, to us, or some or one of us as aforesaid: And we do desire all the Creditors of the said JESPER UNDERHILL, on or before the same day, to deliver to us, or to some or one of us as aforesaid, their respective accounts and demands against the said JESPER UNDERHILL, in order that right and justice may be done pursuant to the form of the Act of Assembly in such case made and provided.

Given under our hands at Fredericton the 18th day of August, in the year of our Lord, one thousand eight hundred and twenty-three.
WM. TAYLOR } Trustees.
GEO. K. LUGRIN, }
JAMES TAYLOR, jr. }

Publick Notice,
IT is hereby given, that at the County Court-House in Fredericton, all the Estate of JESPER UNDERHILL, late of Northumberland, hath in a Tract of Land upon the Madamkeswick, within the Parish of Saint Mary, called Lot No. 3: to wit, his equity of redemption of a certain Mortgage thereon, will be sold at Publick Auction on Saturday the ninth day of September next, without reserve, by us,
WM. TAYLOR, } Trustees for all the
GEO. K. LUGRIN, } Creditors of Jesper
JAMES TAYLOR, jr. } Underhill.
Fredericton, 19th Aug. 1823.

NOTICE.
THE Subscribers, Trustees for the Creditors of William Dougald, late of the City of St. John, Mariner, an absconding debtor, hereby request a general meeting of all the Creditors of the said absconding debtor, at the office of W. Tyng Peters, in the City of St. John, on Saturday the 18th day of October next, between the hours of ten and two o'clock, at which time, the debts due to each person will be examined and ascertained, and a division made among the Creditors in proportion to their respective just demands.
Dated at the City of St. John, the sixth day of August, one thousand eight hundred and twenty-three.
DANIEL SCOVIL
WM. TYNG PETERS.
STEPHEN SMITH.

SECRETARY'S OFFICE,
23rd AUGUST, 1823.
NOTICE.
ALL Persons who have been required to send in Returns of their Offices and Emoluments, for the Year 1822, as directed by His Majesty's Government, are again hereby called on, by order of His Honor The President, to forward them to this Office without delay---that they may be transmitted to England.
WM. F. ODELL.

HEAD QUARTERS, FREDERICTON, 25th August, 1823.

MILITIA GENERAL ORDERS.

IT being found expedient to form a third Battalion of Militia in Kings County, His Honor the President is pleased to approve of the following arrangement:

3rd Batt. Kings County.
Captain Elijah Sprague, to be Major, with leave to retire; Capt. Thomas Arnold, to be Major Commandant.
To be Captains,
Lieut. Wm. Fairweather, Lieut. James Huson, Lieut. Joshua Upham, Alley C. Evanson, Esquire.

To be Lieutenants,
Ensign Wm. Guion, Ensign John Blair.
To be Ensigns,
Edward Scovil, Gent. John McDonald, do. James Weimore, do. Abel English, do. to be Adjutant, with the rank of Ensign.

2nd Batt. Kings County.
Ensign John Vail, to be Captain, vice Arnold, promoted.
Oliver Barbarie, Gent. to be Lieut. William Haller, Gent. to be Ensign; Robert M. Monagle, do. do. Lieut. and Adj. John Barbarie, promoted to the rank of Captain; Ensign John Freeze, permitted to retire with his rank.

The Commandants of the 2nd and 3rd Battalions of Kings County Militia, will be pleased forthwith to select and recommend proper Gentlemen for Officers to fill the vacancies in their respective Regiments---to be submitted for the consideration and approbation of the Commander-in-Chief.

PROMOTIONS, &c.

1st Batt. Northumberland.
Capt. James Davidson, to retire with his rank; Capt. Richard Simonds, do. do. Adj. Donald M. Donald, promoted to the rank of Captain; William Carman, Junr. Gent. to be Ensign, vice Alex. Henderson.

2nd Northumberland.
Adj. Samuel M. Kean, promoted to the rank of Captain; James Kollock, to be Ensign, vice Crothers.

1st Westmoreland.
Ensign Robt. Scott, to be Captain, vice Wm. Scott, to retire with his rank; Adj. James Kelly, promoted to the rank of Capt. Sunbury Militia.
To be Captains,
Lieut. John Hazen, H. P. 49th Regt. Foot, of a new Company; Lieut. Jeremiah Burpe, vice Mercereau, who resigns; Lt. Benjamin Covert, of a new Company.

To be Lieutenants,
Ensign Asa Upton, vice Burpe, promoted; Ensign John Dow; Ensign Elijah C. C. Miles, vice Perley, deceased; Ensign Calvin Camp, vice R. Smith, who resigns; Ensign D. Burpe, Jun. Gent. vice Covert, promoted; Ensign R. B. Taylor, Gent.

To be Ensigns,
Serjt. Major E. A. Miles, vice E. C. C. Miles, promoted; J. S. Brown, Gent. vice Dow, do. F. A. De Veber, do. vice Camp, do. W. S. Barker, do. vice Upton, do. H. Loder, do. vice Hatheway, removed; N. Hubbard, do. Geo. Nevors, do.

The resignations of Capt. A. Mercereau and Lieut. R. Smith, are accepted.
3rd Batt. St. John.
Lieut. Stephen Smith, to be Captain, vice Alex. Johnston, who retires with his rank; Lieut. R. C. Minette, to be Capt. vice J. O. Betts, resigned.

To be Lieutenants,
Ensign James Ewing, vice Smith, promoted; Ensign Gilbert Deblais, vice Minette, do.

To be Ensigns,
Geo. Edward Frank, Gent. William Munin, do.
The Commander in Chief is pleased to direct that Lieut. A. Crookshank shall take priority of rank Lieut. Isaac Kitchum.
By The President's Command,
GEO. SHORE,
Adj. Gen. Militia Forces.