

Am. P. Chipman

THE NEW-BRUNSWICK ROYAL GAZETTE

VOLUME XV.]

TUESDAY, APRIL 8, 1828.

[NUMBER 6.]

SALE OF Crown Lands in York County. Districts No. 5, 11 and 13.

BY order of His Excellency the Lieutenant-Governor, Public Notice is hereby given, that the undermentioned Tracts of Land will be offered for Sale by Auction at the Market-House, in Fredericton, on Saturday the 10th day of May next, at Eleven o'clock in the forenoon, at the upset price per acre expressed against each, and subject to the Regulations heretofore published.

In case the purchaser shall pay down the whole amount of the purchase money, a Grant will immediately pass to him, free of any further expence and unincumbered with any Quit Rent or conditions of improvement; but if the money shall be paid by instalments, the Grant will be withheld until the payment of the last instalment, and will then be passed free of any additional expence to the purchaser, and my certificate of such payment will entitle him to take immediate possession of the Land, and to hold the same subject to the conditions expressed in the terms of Sale.

In case purchasers of Land at any Sale not exceeding 200 Acres, shall be unable to advance the purchase money by instalments, they may be permitted to occupy the Land upon a Quit Rent equal to five per cent. upon the amount of the purchase money; One year's Quit Rent to be paid at the time of Sale in advance, and to be paid annually in advance thereafter: But in case of failure in paying these Quit Rents regularly, the Land will be again referred to Auction, and sold.

1st Tract.

50 Lots containing 10,000 acres, commencing at the Keswick Ridge Settlement, about 12 miles distant from Fredericton, and extending to the Caverhill Settlement; the principal reserved Road extends parallel to the River St. John at a distance of about five miles therefrom, and will communicate therewith by several good lumber roads; the land is well watered by numerous branches of the Mactaquack Stream, and is of an excellent quality: Upset price two shillings and six pence per acre.

2d Tract.

60 Lots containing 12,000 acres in and adjoining the Cardigan Settlement, distant about 15 miles from Fredericton. This valuable Tract is too well known to require a more particular description: Upset price two shillings and six pence per acre.

3d Tract.

5 Lots containing 100 acres, fronting on the South side of the Penniac stream, and adjoining above the Penniac Settlement, distant but nine miles from Fredericton, with which it communicates by a tolerably good carriage road: Upset price, two shillings and three pence per acre.

4th Tract.

16 Lots containing 3,600 acres, in the Magundy Settlement, distant about 28 miles from Fredericton. This Tract which is the only vacant part of the rout from the River

St. John to the Great Magaguadavic Lake, consists of excellent Land, and is in the immediate vicinity of flourishing and valuable settlements: Upset price two shillings and six pence per acre.

In calculating the contents of the above described Lots, ten per cent. is allowed for roads and waste.

Valuable Tracts of Crown Land in every District of the Province have been recommended for Sale and approved of by His Excellency the Lieutenant-Governor. The periods of sale will be made public as soon as returns of the several Surveys are received from the Surveyor-General's Department.

For any further information, reference may be had to the Plans in this Office and in the Surveyor-General's.

THOMAS BAILLIE, Commissioner of Crown Lands & Forests. Department of Crown Lands and Forests. Fredericton, 11th February, 1828.

By His Excellency Major-General Sir Howard Douglas, Baronet, Lieutenant-Governor and Commander-in-Chief of the Province of New-Brunswick, &c &c &c.

HOWARD DOUGLAS. AN ORDINANCE.

WHEREAS the times of holding the Courts of Assize and Nisi Prius in some of the Counties in this Province, as appointed by an Ordinance bearing date the eighteenth day of January in the year of our Lord one thousand eight hundred and twenty-five, have been found inconvenient; And whereas it is fit that a Court of Assize and Nisi Prius should be held in the newly erected County of Kent, at a certain and fixed time, once in every year. I do therefore, by and with the advice and consent of His Majesty's Council, hereby ordain and declare, that from henceforth, the times for holding the Courts of Assize and Nisi Prius appointed in and by the said recited Ordinance, should be altered, and newly appointed, with regard to the several Counties hereinafter mentioned in manner following, that is to say; that the Court appointed to be holden in the County of Northumberland, on the fourth Tuesday of September, shall, in lieu thereof, be holden on the last Tuesday in June, in each and every year; that the Court appointed to be holden in the City and County of Saint John, on the fourth Tuesday in August, shall, in lieu thereof, be holden on the third Tuesday in June, in each and every year; and that the Court appointed to be holden in Kings County, on the fourth Tuesday in July, shall, in lieu thereof, be holden on the fourth Tuesday in August, in each and every year. And I do further, by and with the advice and consent aforesaid, ordain and appoint that a Court of Assize and Nisi Prius, shall be holden in and for the said County of Kent, on the fourth Tuesday in September, in each and every year. The said several Courts hereby appointed, to continue for so long time as may, in the opinion of the Judges, holding such Courts respectively, be necessary for the dispatch of the business depending. And of this Regulation, His Majesty's Justices of the Supreme Court, and all other persons whom it may concern, will take due notice, and govern themselves accordingly.

Given under my Hand and Seal at Fredericton, the nineteenth day of March, in the Year of our Lord one thousand eight hundred and twenty-eight, and in the ninth Year of His Majesty's Reign.
By His Excellency's Command,
WM. F. ODELL.

BY AUTHORITY. Fredericton, 11th June, 1827.

IT having been represented to His Excellency the Lieutenant-Governor, by the Commissioners for superintending the Indians in this Province; that persons are in the habit of trespassing upon their clearances, by turning Cattle into them and removing their Fences: Notice is hereby

given, that upon due representation being made of such trespasses to the Commissioners, they will submit the same to His Excellency, in order that the Law Officers of the Crown may be immediately instructed to proceed against the parties so offending with all possible rigour and dispatch. And in those cases in which the Land shall be in the possession or cultivation of an individual they will lay them before the Lieutenant-Governor, and recommend the expediency of an action being entered and carried on by the Commissioners in the name and on behalf of the Party aggrieved.

Hon. S. P. HURD, Rev. Archdeacon BEST, C. S. PUTNAM, Esq., Commissioners for Superintending the Indian Affairs.

By Authority. Surveyor-General's Office, 21st May, 1827.

IN consequence of the late regulations regarding the disposal of Lands in this Province, the Surveyor-General feels it his duty to request the attention of the gentlemen holding deputations under him, to the necessity of the immediate execution of those orders of survey, at present in their hands, and to an active and punctual performance of all future orders of survey; and it being a matter of extreme importance to the interests of those individuals to whom Lands have been allotted by His Excellency the Lieutenant-Governor and His Majesty's Council, in conformity with the mode of granting Lands hitherto practised in the Colony, to be put without delay in possession of their Titles from the Crown, he trusts they will lose no moment when a Deputy notifies to them the receipt of an order of survey in their favor, in attending thereto, to have it executed; and he begs at the same time to remind them that their failing to avail themselves of this communication will be entirely at their own risk.

BY AUTHORITY.

WHEREAS in pursuance of the provisions of two Acts of Parliament, passed in the sixth year of the Reign of His present Majesty, cap. 73, and cap. 114, the Collector and Comptroller of His Majesty's Customs, at the Port of St. John, have appointed a Warehouse, belonging to J. and J. G. Woodward, on the South Market Warf, in the City of Saint John, in this Province, for the purpose of the said Acts, and have declared that the Goods in the same Acts enumerated may be there Watchoused on the first entry without payment of duty, from and after this date.

Public notice, therefore, is hereby given by order of His Excellency the Lieutenant-Governor, for the information of all concerned.

Dated the twenty-fifth day of March, in the Year of our Lord one thousand eight hundred and twenty-eight.

SECRETARY'S OFFICE, 8TH MARCH, 1828.

Numerous Petitions having been presented to His Excel-

lency the Lieutenant-Governor, setting forth that many persons who had obtained Minutes of Council for Lands, for which, owing to the particularly distressed state of the country, they have been hitherto unable to take out their Grants, and praying for further time;

His Excellency, with the advice of His Majesty's Council, has been pleased to extend the time within which persons who have obtained minutes of Council for allotments of Land may apply for their Grants, until the first day of January next: And all such persons as shall neglect so to apply within the time limited, will be considered as having forfeited their allotments.

By the Honorable John Saunders, Esquire, Justice of His Majesty's Supreme Court of Judicature, for the Province of New-Brunswick.

NOTICE is hereby given, that upon the application of John Menzies of Northesk, in the County of Northumberland, Lumberer, to me duly made, pursuant to the directions of the Act of the General Assembly in such cases made and provided; I have directed all the Estate as well real as personal of John Gillan, late of the Parish of Northesk, in the said County, Lumberer, (which said John Gillan hath either departed from and without the limits of the Province, or is concealed within the same with intent and design to defraud the said John Menzies and other the Creditors of the said John Gillan, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of Law, as is alleged against him,) to be seized and attached, and that unless the said John Gillan do return and discharge his said debts within Three Months from the publication hereof, all the Estate as well real as personal of the said John Gillan, within this Province, will be sold for the satisfaction of the Creditors of the said John Gillan.

Dated at Fredericton the Twelfth day of December in the year of our Lord one thousand eight hundred and twenty-seven.

JOHN SAUNDERS, c. J. I. AS STREET, Attorney for Petitioning Creditors.

By Alexander Davidson, Esquire, one of the Justices of His Majesty's Inferior Court of Common Pleas, for the County of Northumberland in the Province of New-Brunswick.

NOTICE is hereby given, that upon the application of Joseph Samuels of the Parish of Chatham, to me duly made pursuant to the directions to the Act of the General Assembly, in such case made and provided, stating that Robert Martin, late of Chatham, in said County, Tavern Keeper,