

NEW

SERIES.

# THE ROYAL GAZETTE.

Printed and published by JOHN SIMPSON, Printer to the QUEEN'S Most Excellent Majesty, at his Office near the Province Building.

Volume 5.

FREDERICTON, NEW BRUNSWICK, MARCH 27, 1839.

Number 36.



By Authority.

The undermentioned tracts of vacant Crown Land, will be offered at Public Auction, at this Office, on Monday, the 6th day of May next. Sale to commence at 12 o'clock, noon. Terms, ten per cent. of the purchase money, to be paid at the time of sale, and the remainder within 14 days after.

379 acres, being lot 3, 4, and 5, on Tabor's Mill Brook, County of St. John. Upset price, 3s. 6d. per acre.  
About 2,000 acres of lots 20 to 30, both inclusive, in Ranges B. 1. and 2. in Deputy Fairweather's survey of lots northwest of Studholm's Mill Stream, Parish of Sussex, King's County. Upset price, 3s. per acre, down.  
200 acres, lot No. 34, second tier, northwest of the Road leading from Nerepis to Gagetown, Queen's. Upset price, 3s. per acre.  
220 acres, Queen's County, being lot No. 14, on Long's Creek. Upset price, 3s. per acre, down.

THOS. BAILLIE,  
Commissioner Crown Land.  
Crown Land Office, March 4, 1839.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction, at this Office, on Monday, the 1st day of April next, sale to commence at 12 o'clock, noon. Terms, ten per cent. of the purchase money to be paid at the time of sale, and the remainder within 14 days after.

110 acres, Northumberland, second tier, north of Miramichi River, and in rear of Wm. Ritchie, Parish of Newcastle. Upset price, 3s. per acre.

20 acres, Kent, lots 2, 3, 4, and 5, first division St. Nicholas Point, southside Richibucto River. Upset price, 10s. per acre.

60 acres, Kent, adjoining the grant to John McMillan at Big Creek, north side of Buc-touche River. Upset price, 3s. per acre.

13 acres, Westmoreland, being the eastern part of the lot lately surveyed for Thomas Blacklock, Jr. near Little Shemogue Harbor. Upset price, 3s. per acre.

100 acres, Westmoreland, as surveyed for Adam McKee, west side road from Shemogue to Cape Bear. Upset price, 3s. per acre.

300 acres, Westmoreland, lot No. 2 second tier, east of the Butternut Ridge. Upset price, 3s. per acre, and the value of the improvements, which may be thereon.

Lots 1, 2 and 3, first tier, — of Deputy Allan's, survey north of Smith's Base line County of Charlotte. Upset price, 3s. per acre.

100 acres, King's, south east part of lot No. 5, next to the grant to Gilbert Stockton head of Smith's Creek. Upset price, 3s. per acre.  
100 acres, Carleton, east half of No. 21, 5th tier, Williamston settlement. Upset price, 3s. per acre.

60 acres, Carleton, being lot A. in the fourth tier, Parish of Woodstock. Upset price, 3s. per acre.

THOMAS BAILLIE,  
Commissioner of Crown Lands.  
Crown Land Office, February 4, 1839.

PROVINCIAL APPOINTMENT.  
James Wallace, Junior, to be Supervisor of the Great Road from Hopewell to Salisbury commencing at Isaac Dorry's.

HEAD QUARTERS,  
FREDERICTON, 15TH MARCH, 1839.  
MILITIA GENERAL ORDER.

Inconvenience having been experienced from the provisions of the Militia Law, not having been fully carried into effect, relative to the appointment of an officer to the general command of the Regiment composed of the Battalions of the City of Saint John Militia, with a view to the performance of certain duties pointed out by that Law. To meet this case, and to remedy this inconvenience, Lieutenant Colonel B. Peters was appointed by the Commander in Chief to that situation, viz.: To superintend the enrolling of the Men of these Battalions, in co-operation with the enrolling officer, and not with any view to any interference on his part with the interior economy or discipline of the City Rifle Battalion, under the command of Lieutenant Colonel Ward.

By Command,  
GEORGE SHORE, A. G. M.

HEAD QUARTERS,  
FREDERICTON, 19th March, 1839.  
MILITIA GENERAL ORDERS.

In consequence of the County of Gloucester having been divided into two separate and distinct Counties, the Commander in Chief deems

it proper to form that portion of the 1st Battalion Gloucester Militia, resident within the new County of Restigouche, into a separate Battalion, to be designated "Battalion of Restigouche Militia," and has been pleased to appoint thereto the following officers.

Robert Ferguson, Lieutenant Colonel.

TO BE MAJOR.  
Captain Adam Ferguson, dated 19th March, 1839.

TO BE CAPTAINS.  
John Douglas.  
David McIntosh.  
Dugald Stewart.  
Alexander McPherson.  
Robert Ferguson, Junior.  
John Montgomery.  
Alexander Ferguson.

TO BE LIEUTENANTS.  
William Craig.  
William Flennuing.  
Allan Fraser.  
W. McPherson.  
Andrew Barberie.  
James Paul.  
John McFarlane.

TO BE ENSIGNS.  
D. McNair.  
Robt. Montgomery.  
Robert V. r ine.  
M. Ferguson.

TO BE ADJUTANT.  
James McPherson, Captain.  
Joseph Hunter, Quarter Master.  
D. R. Carter, M. D. Surgeon.  
1st Battalion York.

2d Battalion Charlotte County.  
Henry A. Hart, to be Assistant Surgeon.

TO BE CAPTAINS.  
Lieutenant Hugh Mathieson, of a new company.  
do. Archd. McCallum, do. do.  
do. Duncan McFarlane, do. do.

TO BE LIEUTENANTS.  
Justus Wetmore, from the St. John Militia.  
Ensign David Turner.  
do. George McKay.  
do. Daniel Gilmore.  
do. John Buckstaff.  
do. Robert Reardon.

TO BE ENSIGNS.  
Thomas Davis.  
William Smart.  
Robert Acheson.  
Duncan McFarling, No. 3.  
John Turner, Junior.  
Hugh McKay, Junior.

Thomas Tompkins Wyer, to be Paymaster with the rank of Lieutenant, vice Adam Jack, removed from the County.

3d Battalion Charlotte.  
Harris Henderson Hatch, to be Captain of a new company on Deer Island.  
The resignation of Captain John Leeman is accepted.

By Command,  
GEO. SHORE,  
Adjutant General Militia.

NEW BRUNSWICK IN CHANCERY.  
Tuesday the 5th day of March, one thousand eight hundred and thirty nine.

Between James Gilmore and Alexander Rankin, Complainants, and Stephen Haidaker, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Street, of Council for the Complainants, that the Plaintiff had exhibited their bill in this Honorable Court against the Defendant on the sixth day of December, in the year of our Lord one thousand eight hundred and thirty seven, as by the certificate of the Register appears, and had taken out process of Subpoena returnable the twelfth day of June last, requiring the Defendant to appear to, and answer the same, but that the Defendant left this Province some time in the year one thousand eight hundred and twenty nine, or in the year one thousand eight hundred and thirty, and hath not since returned to this Province, and that there is reason to believe that the said Defendant is now living in some part of Great Britain, but that his place of residence is unknown, as by affidavit appears, and that he cannot be served with the process of this Court, and the said certificate and affidavit being now read: It is ordered—That the Defendant do appear to the Plaintiff's bill on or before the first Tuesday in September next.

By the Court. D. LUDLOW ROBINSON, REGISTER.

[First published in Royal Gazette, March 13, 1839.]  
By John Dibblee, one of Her Majesty's Justices of the Inferior Court of Common Pleas, in and for the County of Carleton, in the Province of New Brunswick.

To all whom it may concern, Greeting:  
NOTICE is hereby given that upon the application of Jeremiah M. Connell and Charles Connell, Junior, of the Parish of Woodstock, County and Province aforesaid, Merchants, to me duly made, according to the form of the Acts of Assembly, in such case made and provided: I have directed all the Estate, as well real as personal, within the County of Carleton, late of the Parish of Wakefield, in the said County, Yeoman, (which said George McClinton is departed from and without the limits of this Province, with intent to defraud the said Jeremiah M. Connell and Charles Connell, Junior, and the other Creditors of the said George McClinton, if any there be,) of their just dues, or else to avoid being arrested by the writ, nary process of the Law, as is alleged against him, to be seized and attached, and that unless the said George McClinton do return and discharge his debt or debts within three months from the publication hereof, all the Estate, as well real as personal, of the said George McClinton, within this County of Car-

ton, will be sold for the payment and satisfaction of the Creditors of the said George McClinton.

Dated at Woodstock in the County aforesaid, the eighth day of March, 1839.

JOHN DIBBLEE, Justice of the Common Pleas, for the County of Carleton.

D. L. Dibblee, Attorney for Petitioning Creditors [First published in Royal Gazette, March 13, 1839.]

NOTICE is hereby given, That we the Subscribers being duly appointed Trustees for all the Creditors of Dennis Tierney, late of the Parish of Portland, in the County of Saint John, and Province of New Brunswick, Grocer, an absconding debtor, and having duly sworn to the faithful execution of the said trust, pursuant to the directions of the Acts of Assembly, in such case made and provided: And we do hereby require all persons indebted to the said Dennis Tierney, on or before the fourteenth day of April next, to pay to us, or some one of us, all such sum or sums of money or other debt, duty or thing, which they owe to the said Dennis Tierney, and to deliver all other effects of the said Dennis Tierney, which they, or any, or either of them have in 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 Dennis Tierney on or before the same day of April next, to deliver to us, or some one of us as aforesaid, their respective accounts and demands against the said Dennis Tierney, in order that right and justice may be done, agreeably to the form of the said Acts of Assembly in such case made and provided.

Given under our hands this fourteenth day of January, A. D. 1839.

JAMES BOWES,  
WILLIAM HUGHSON,  
JOSEPH McPHERSON,  
[First published in Gazette, January 23, 1839.]

In the matter of Angus McDonald, an Absconding Debtor.

NOTICE is hereby given that a meeting of all such Creditors of the above named Angus McDonald, as shall choose to attend, is requested on Thursday the eighteenth day of April next, at Fleming's Hotel, Dalhousie, in the County of Restigouche, to examine and see the debts due to each person ascertained; at which meeting a distribution or division of all such money as shall have come to our hands as Trustees of said Estate or Effects will be made among the Creditors, in proportion to their respective just demands. Dated at Dalhousie the 16th day of February 1839.

W. S. SMITH,  
ARCHIBALD RAMSEY, } Trustees.  
JAMES WANDS.

In the matter of William Robinson, an Absconding Debtor.

NOTICE is hereby given, that a general meeting of all the Creditors of the above named William Robinson, is requested on Monday, the Eighth day of May next, at Hamilton's Hotel, Newcastle, in the County of Northumberland, to examine and ascertain the debts due to each person; at which all Creditors are expected to come forward prepared to substantiate their demands against the said William Robinson by proof, attestation, or otherwise, to the satisfaction of the Trustees.

Dated the 22nd January, 1839.  
RICHARD HUTCHISON,  
ALEXANDER FOSTER, } Trustees.  
F. HUNTER.

## SHERIFF'S SALES.

County of York.

To be sold by Public Auction at the County Court House in Fredericton, on the third Tuesday in June next, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title, and interest of Thomas Moses, in and to the following lands and tenements:— All that lot or tract of land situate in the Parish of Douglas, described in the Grant thereof, to Charles P. Wetmore, Esquire, as lot No. sixteen, on the south west side of the River Nashwaak, containing Five Hundred Acres, more or less, with an allowance often per cent. for Roads and Waste. Also a certain other lot or tract of land situate in the said Parish of Douglas, adjoining the above mentioned tract, containing Seventeen Hundred Acres, more or less, including an Island in the River Nashwaak, marked No. 1, lying in front of the same, originally granted by the Crown to the said Thomas Moses by Letters Patent, dated 10th April 1833, together with all improvements, buildings, privileges, and appurtenances thereunto belonging.

The above Property having been taken by virtue of an execution issued out of the Supreme Court.  
Also, — At the same time and place, all the right, title, interest, claim and demand of John S. Cox, of, in and to the House and Premises where he now resides, situate in King Street, in the Town of Fredericton.

The above Property having been seized and taken under and by virtue of an Execution issued out of the Supreme Court.

E. W. MILLER, SHERIFF.  
Fredericton, December 11, 1838.

To be sold by Public Auction on the 1st Saturday in May next, at the Market House, in Fredericton, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title, interest, property, claim and demand of James Whited, of, in and to that Farm on which he now resides, situate in the Parish of Douglas: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of Robert Rankin & Co.

E. W. MILLER, Sheriff.  
Fredericton, 23d October, 1838.

To be sold by Public Auction at the County Court House in Fredericton, on Monday the second day of September next, between the hours of 12 and 1 o'clock at noon.

ALL the right, title, interest, property, claim and demand of Michael Breen in and to the following tracts of Land, viz.: the one third part of one hundred acres, situate on the Nashwaak stream known as part of lot No. 3. Also the one third part of two hundred acres, situate in Kingsclear on the reserved road, near the Scodavapiscowick, and formerly owned by Edward Connor. Also the one third part of two hundred acres, situate on the north west side of the Nashwaak creek, commencing at the said creek, and running back 81 chains, and known and distinguished as the Holly Brook Farm. The above property having been levied on by virtue of an execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

County of Westmorland.

To be sold by Public Auction on the ninth day of July next, between the hours of twelve and five o'clock in the afternoon at the Court House in Dorchester.

So much of the Real Estate of Catherine Bennett, Esquire, in the Parish of Moncton, as will satisfy an Execution against herat the suit of William Wiley, Esquire.

Also—At the same time and place will be sold, the Real Estate of William Tingley, situate in the Township of Hopewell, or so much thereof as will satisfy an Execution against the said William Tingley, at the suit of Isaac Turner.

W. P. SAYRE,  
Sheriff of Westmorland.  
Dorchester, 27th December, 1838.

To be sold by Public Auction on the eighteenth day of June next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon:—

ALL the real estate of Patrick Ritchey, situate in the Parish of Moncton: The same having been seized by virtue of several Executions against the said Patrick Ritchey.

W. P. SAYRE, SHERIFF.  
Dorchester, 6th December, 1838.

King's County.

On the fourth Tuesday in May next, will be sold a Public Auction at the Inn kept by John E. Stewart, in the Parish of Hampton.

ALL the lands and tenements belonging to Robert Wetmore, in King's County, consisting of two several pieces or parcels of land situate in the Parish of Hampton, aforesaid, (to wit,) one piece containing 40 acres on the south side of the Post road leading to Sussex Vale, being the east end of lot No. 1, in Deputy Fairweather's Division.

Also, — that other piece or parcel of land lying on the north line of the said road, containing 20 acres, more or less: The same having been taken by virtue of an execution issued out of the Supreme Court against the said Robert Wetmore at the suit of Samuel Keirsteed, sale to commence at 2 o'clock, p. m.

A. DAVIDSON, Sheriff of King's.  
Sheriff's Office, Kingston, 9th Oct. 1838.

Tobique Mill Company.

FREDERICTON, 27th FEBRUARY, 1839.

GEORGE F. S. BERTON, Esquire, being about to leave the Province on account of ill health, has resigned the office of Treasurer of the Company; and WILLIAM J. BERTON, Esquire, having resigned the office of Secretary to the said Company. The Board of Directors consider it advisable to consolidate the said Offices and have appointed ROBERT GOWAN, Cashier of the Central Bank, to be Treasurer and Secretary of the said Tobique Mill Company, of which all persons concerned will please take notice.

JAMES TAYLOR, PRESIDENT.  
Feb. 6.

HOUSE TO LET.

THAT eligible stand for a BOARDING HOUSE, situate on the corner of Phoenix Square, containing 18 Rooms of different dimensions, and very commodious in other respects, for that purpose. The House and premises will be let for a term of years, and possession given on the 1st day of May next.

Apply to the Subscriber,  
5th March, 1839. JAMES BALLOCH.

THE MINERVA LIFE

Assurance Company,  
LONDON.  
Capital—£1,000,000.

THE Subscriber having been appointed an Agent for the above Company, will receive applications for Insurance, and afford every information that may be required.

G. F. S. BERTON, Agent.  
Fredericton, 14th Nov. 1837.

NAILS, NAILS,

Wholesale and Retail, Manufactured and sold by

W. H. SCOVIL.

North Market Wharf, St. John, N. B.

CUT NAILS

OF all descriptions, of a superior quality to those usually imported into this market, and at a less rate. The Cut Finishing Nail will be found far preferable to the wrought Nail.

Carpenters and Builders are requested to call and inspect for their own satisfaction.

A Discount of about 25 per cent, will be made to Retailers.  
March 6, 1839.

COUNTY OF GLOUCESTER

MINING ASSOCIATION,  
NEW BRUNSWICK.

THIS Association, possessing a Crown Grant of the Mines and Minerals in the entire Counties of Gloucester and Restigouche, New Brunswick, (containing very rich and extensive beds of Copper Ore, Coals, Iron, Lead, &c. &c.) announces to Capitalists, men of science, and Miners, in America an elsewhere, that they are ready to treat on highly advantageous terms with adventurers for the Lease of spots of ground for Mining purposes, to be selected by the adventurers themselves, and for periods not exceeding 50 years; and the Association will treat with the first discoverer of a Mine in preference to any other person, whenever the Directors are in possession of the facts.

For further particulars and for terms, apply to Wm. STEVENS, Esquire, Bathurst, New Brunswick; or Frederic Bankart, Esq., 34 Clements Lane, Lombard Street, London, Solicitor to the Association, where specimens of the Ores discovered may be seen and examined.

N. B. All Communications by Letter to be post paid.

A CARD.

THE Subscriber begs leave to inform the public, that in consequence of his not having sufficient room in his Establishment, or the accommodation of those who generally call on him during the winter season, that he has taken extra apartments only a few yards from his Establishment, and which is now fitted up for that purpose; and trusts by his exertion, to receive a continuance of public patronage.

H. JACKSON.

Jackson's Hotel, Jan. 11, 1839.

VALUABLE PROPERTY.

For sale upon advantageous terms, by ROBERT RANKIN & Co.

A VALUABLE Building Lot and Wharf Lots, in front of the Honorable J. S. SAUNDERS, lying between the Market House square and Jackson's Hotel.

Two Town Lots near the Catholic Chapel fronting on Brunswick and George Streets.

A Lot of about sixty acres near Blake's Mills on the Nashwaak.

A Lot on the Nashwaak near the Ferry, formerly owned by Donald McLeod, deceased.

A Lot in the Parish of Woodstock, near Eel River, containing two hundred acres.

A wilderness Lot in the Parish of Woodstock, in rear of Land owned by JOHN DIBBLEE, Esquire, containing two hundred acres.

A Lot of one hundred acres in the Parish of Brighton, granted to — Gray.

A Lot of one hundred acres in the Parish of Perth, granted to Robert Woodward.

A Lot of one hundred acres in the Parish of Andover, granted to — Smith.

For particulars apply to

WILLIAM J. BEDELL,  
April 16, 1838. Fredericton

REVISED EDITION

OF THE PROVINCE LAWS.

THE Subscriber having been induced by numerous applications from different sections of the Province, to publish an additional supply of the above valuable work, for the use of those not entitled to copies from Government, such persons as may be desirous of procuring them will have the goodness to leave their names and places of residence, at an early period, to the Royal Gazette Office, or with either of the undermentioned Gentlemen, where Copies of the work may be seen:—

HON. E. B. CHANDLER,....Dorchester.  
THOMAS WYER, Esquire,....St. Andrews.  
J. W. WELDON, Esquire,....Richibucto.  
GEORGE KERR, Esquire,....Chatham.  
W. H. BALDWIN, Esquire,....Bathurst.  
J. M. CONNELL, Esquire,....Woodstock.  
MR. DAVID McMILLAN,....St. John.  
J. SIMPSON, QUEEN'S PRINTER.  
Fredericton, 16th October, 1838.

FOR SALE.

A LOT of LAND in the lower part of the Town of Fredericton, containing one acre and a half.

For further particulars apply to

CHRISTOPHER BROWN, Jr.,  
Regent Street.

Fredericton, February 13, 1839.

FIRE INSURANCE COMPANY.

Connecticut, United States.

THIS long established Institution has for more than twenty five years transacted its extensive business on the most just and liberal principles—paying its losses with honorable promptness. During this period have settled all their losses, without compelling the insured, in any instance, to resort to a Court of Justice. The present Board of Directors pledge themselves, in this particular, fully to maintain the high reputation of the Company. It insures on the most favourable terms every description of property against LOSS OR DAMAGE BY FIRE, but takes no marine risks.

Application for insurance may be made either personally or by letter to the Secretary of the Company, or to its Agents, who are appointed to many of the principal Towns and Cities of the United States, and in the British Provinces.

PRESENT BOARD OF DIRECTORS.

Eliphalet Terry, Samuel Williams,  
James H. Wells, F. J. Huntington,  
S. H. Huntington, Elisha Colt,  
H. Huntington, Jun., R. B. Ward.  
Albert Day,

ELIPHALET TERRY, President.

James G. Bolles, Secretary.

The Subscriber having been appointed Agent at Fredericton for the above mentioned Company, is now prepared to take risks on every description of Property against loss or damage by Fire.

ASA COY.

THE SUBSCRIBER.

Offers to the Public for Sale, Cheap for Prompt Payment.

A SMALL assortment of DRY GOODS newly commenced in his Store, formerly occupied by J. Sutherland, with an addition of FLOUR, CORN MEAL, TEA, TOBACCO, SUGAR, MOLASSES, &c.; 1 ton CHEESE, 1 do. BUTTER, with a variety of Groceries.

—ALSO—

500 Quintals Seal Fish; 100 do. Codfish,

100 Bbls best Canada Herring,

100 do. " Grand Manan,

20 do. Pickled Cod & Haddock,

25 do. Mackerel, 20 do. Cod Oil,

Lamp and Sperm Oil; 150 Boxes smoked Herring

150 Tons Stone Plaster; 200 Casks ground Plaster,

50 Bushels Calcined do.; 60Hds Lime.

JAMES DRAKE.  
Fredericton, January 2, 1839.—3m.