

NEW



SERIES.

THE ROYAL GAZETTE.

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FREDERICTON, NEW BRUNSWICK, FEBRUARY 20, 1839.

Number 35.



By Authority.

SECRETARY'S OFFICE, 4th February, 1839.

It appearing that in frequent instances the Surrogates and Judges of Probates act as Solicitors for Executors and Administrators, in cases which may be brought under their own adjudication.—It is ordered, that this practice be, in future, discontinued.

By order of His Excellency the Lieutenant Governor in Council.

IN COUNCIL, FEBRUARY 2, 1839.

The undermentioned Applicants for the purchase of Crown Lands may have the lands applied for by them, on the following terms, if paid within 60 days from the date of this Gazette, and 5s. for postage, &c. will be charged on each purchase, in addition to the stated price per acre.

RESTIGOUCHE.

Daniel Murphy, 3s. per acre, by instalments, James Murdoch, 3s. per acre, down.

GLOUCESTER.

Seryle Legere, 3s. per acre, down, S. Joseph Legere, 3s. per acre, down.

NORTHUMBERLAND.

William Day, 3s. per acre, down, Patrick Farrell, 3s. per acre, down, Thomas Egan, 3s. per acre, down.

KENT.

Antoine D'Aigle, 3s. per acre, down, on producing the requisite affidavit.

John Graham, 2s. 6d. per acre, down, on producing the requisite affidavit.

Richard Butler, Sen. 3s. per acre, down.

WESTMORELAND.

Simeon Legere, 3s. per acre, down, Michael Lawler, 3s. 6d. per acre, down, on producing the requisite affidavit.

William Blacklock, 3s. per acre, down, Thomas Blacklock, Jr. 3s. per acre, down for 100 acres, the remaining 13 acres to be sold at Auction. Upset price, 3s. per acre.

Matthew Fitzsimmons, 3s. per acre, down, John Reiley, 2s. 6d. per acre, down, on his producing the requisite affidavit and certificate.

Margaret O'Rourke, 2s. 6d. per acre, down, Michael Lyons, 3s. per acre, down.

SAINT JOHN.

John Sheppard, 3s. per acre, for 100 acres, with usual front.

Thomas McCrum, 3s. per acre, down.

CHARLOTTE.

William Gregory, 3s. per acre, down, John Gregory, 3s. per acre, down.

Hugh Strange, 3s. per acre, down, William Strange, 3s. per acre, down.

Robert Pinkerton, 3s. per acre, down, William Pinkerton, 3s. per acre, down.

Hugh Pinkerton, 3s. per acre, down, Thomas Anderson, 3s. per acre, down.

Andrew Anderson, 3s. per acre, down, James Anderson, 3s. per acre, down.

KING'S.

John Christy, 3s. per acre, down, John Smith, 3s. per acre, down.

Robert White, 3s. per acre, by instalments, on producing the requisite certificate.

Peter Avery, 2s. 6d. per acre, down, or 3s. by instalments, on producing the requisite affidavit.

Robert Manning, 2s. 6d. per acre, down, or 3s. per acre, by instalments, on producing the requisite affidavit.

Patrick Hanley, 3s. per acre, down, William Craten, 2s. 6d. per acre, down, or 3s. by instalments, on producing the requisite certificate.

Alexander Marr, 2s. 6d. per acre, down, on producing the requisite certificate.

QUEEN'S.

Alexander Fulton, 3s. per acre, down, with the usual front.

Thomas Fulton, 3s. per acre, with the usual front.

Robert Fulton, Sen. 3s. do. do. do.

Michael Dougherty, 3s. per acre, down, Patrick Dougherty, 3s. 6d. per acre, down, with the usual front.

P. M'Divett, 3s. 6d. per acre, down, with the usual front.

Richard Kelly may have the 20 acres for £5, or 100 acres, at 3s. per acre.

YORK.

Alexander Cameron, 3s. per acre, down, Donald M'Donald, 3s. per acre, down.

The Lands applied for by the undermentioned persons will be offered at Public Auction, at this office on Monday the 1st day of April next.

(See advertisement, in which each Applicant will recognize the land applied for by him.)

W. M'Allister, Robert Anderson, Allan Carter,

J. M'Millan, Adam M'Kee, Henry Steeves, William Blair.

The Petitions of the undermentioned persons are referred for want of survey.

Francis Roberts, John Horseman, 3d.

Robert Mortimer, John Horseman.

Alexander Campbell, C. Horseman, Jun.

Hugh Cowan, Alexander Copper, Jos. Meredith, Jr.

Alexander Cowan, Thomas Hanna, John Parlee.

Peter Cowan, John Parlee, James Roach.

Isaie Ache, John Laky, Samuel F. Ryan.

Thomas Blake, John Wright, Jun., Samuel Walter, Jr.

Levi Parsons, John Reilly, James Knowlin.

John Graham, on Mo-lus River, John H. Brown, Jun.

John Secord, P. M'Divett, Thomas Knott.

David Breen, John Riordan, John Miller.

Jacob Beck, Jun. Wm. Miller.

The answers to the petitions of the undermentioned, are as follows.

Connors Shiahin, not complied with.

Wm. Carey, do. do.

Hugh Allingham may have the lot applied for by him, for the sum of £20, down.

John Moore, not complied with.

Charles Durrah, do. do.

Alexander Gibson, do. do.

James Foley can now pay the first instalment on his purchase.

A. D. M'Master and Charlotte Thomson, referred for further information.

J. W. Weldon, complied with.

Daniel Lean, complied with on payment of the sum of £12 10s. 0d.

Wilfred Forster, Sen. not complied with.

John Boyle, not complied with, the land not being particularly described.

E. and J. Wilson, complied with.

Samuel W. Price, complied with.

John Wilson can have the sum of £15 returned to him, (being the purchase money paid by him on 50 acres.)

John Wilson, for return of purchase money paid by him for water lots, is not complied with.

B. C. Raworth and John Hartnett, the former order in favor of B. C. Raworth is rescinded, and that the money paid by him be returned, and further that the lot in question be sold to John Hartnett at 3s. per acre, down.

Thomas Madden, referred for further information, and that the Petitioner be furnished with a copy of Daniel Aher's Petition.

Daniel Aher, referred for further information, and that the Petitioner be furnished with a copy of Thomas Madden's Petition.

Carlton Peters and John Colwell's Petition is complied with.

Patrick Egan can have the land applied for by him, at 3s. per acre, down.

James Moran, grant to issue.

Samuel M'Connick, not complied with.

James Murray, complied with on payment of the required purchase money.

Peter Harcoe, the Petitioner to have a grant of 200 acres of vacant land, on payment of £12 10s. 0d.

Thomas M'Mackin, referred to a full Council.

Donald J. M'Queen, referred to a full Council.

Peter Gallaher, not complied with.

Wm. and Israel Parent, not complied with.

Patrick Sisk, not complied with.

John M'Grath, complied with on the survey being completed, and producing the necessary certificate.

Robert Good, complied with on his producing the requisite affidavit and certificate.

The applications of the undermentioned persons for licence to cut Timber and Logs on Crown Land are complied with on payment of the duty within 60 days from the date of this Gazette.

Arthur Ritchie, Hayles Brook.

do. do. Upsalquit.

do. do. Charloe River.

Hugh Ramsay, White's Brook.

Peter Stewart, Benjamin River.

Hugh M'Raw, Sabbies River.

George L. Price, S. W. Miramichi.

David Stewart, Sabbies River.

Alexander Rankin, N. West Miramichi.

do. do. Grand down Brook.]

Roderick M'Leod, Tabucintack River.

Francis Hunter, S. W. Miramichi.

John T. Williston, Tabucintack River.

Alexander Haddan, S. W. Miramichi.

David G. Hoar, Peticoadiac River.

Thomas Prince, do. do.

J. M'Kenzie, River St. Croix.

J. Hanselpecker, Jr. Salmon River.

Alexander Brown, Cain's River.

John E. Dow, Little River.

Henry Day, do. do.

George Archibald, Nashwalk River.

Elenezer Horton, Eel River.

John Balloch, Tobique River.

Elijah Sisson, do. do.

J. P. Taylor, do. do.

Richard Ketchum, Little Presquille River.

Thomas Pickard, Little River.

James Miles, complied with on payment to the seizing officer of his proportion of the double duties.

James Dunlop, may now pay the balance of duty on his former application.

Ody Dunfield, do. do.

B. Allward, do. do.

Henry Kieth, do. do.

J. M'Nabb, do. do. on one of his applications.

Crown Land Office, February 4, 1839.

IN COUNCIL, FEBRUARY 2d 1839.

Donald J. MacQueen's Petition for land in Carleton, is not complied with, the land in question being within three miles of the Grand Falls, and reserved for military purposes.

Crown Land Office, February 4, 1839.

The Petitions of John P. Longman and Charles Jamieson, have not yet been laid before the Lt. Governor in Council, as the deposit of £1 entrance money on each petition, as required by the existing regulations, has not yet been paid.

THOMAS BAILLIE, C. C. L.

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 M'Millan at Big Creek, north side of Buctouche 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 M'Kee, 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.

Surveyor General's Office,

Fredericton, January 28, 1839.

The appointment of Mr. Michael O'Connor as a Deputy Surveyor, is hereby cancelled.

THOMAS BAILLIE,

Surveyor General.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction, at this Office, on Monday, the 4th day of March next, sale to commence at 12 o'clock, noon.

Terms, ten per cent at the time of sale, and the remainder within 14 days after.

100 acres, Gloucester, Lot No. 79, west side of the Road from Bathurst to Miramichi. Upset price, 3s. per acre.

100 acres, Northumberland, Lot A, second tier, south of S. W. Miramichi River, as surveyed for James Donalds. Upset price, 3s. 6d. per acre.

100 acres, Northumberland, second tier, north of the S. W. Miramichi River, as surveyed for Jared Betts. Upset price, 3s. per acre.

100 acres, Northumberland, west of Williamston settlement, as surveyed for Jonathan Hosford. Upset price, 3s. 6d. per acre, with the usual front.

69 acres, Lots 22, 23, 12, 13, 14 and 15, north side St. Nicholas River, Kent, St. Nicholas Pt. Upset price, 10s. per acre.

23 acres, Lots 8, 9, 10, and 11, St. Nicholas Pt., and adjoining the grant to Eleanor Power. Upset price, 10s. per acre.

100 acres, King's County, north half Lot 4, in Range A, near Kelseo's corner, Parish of Sussex. Upset price, 3s. per acre.

100 acres, King's County, south east quarter of the Lot formerly surveyed for John Perry, Corn Hill settlement, Sussex. Upset price, 3s. per acre.

100 acres, King's County, South half of Lot 5, Range A, near Kelseo's corner, Sussex. Upset price, 3s. per acre.

50 acres, Queen's County, front part of Lot 14, in rear of Samuel London, Parish of Wickham. Upset price, 3s. per acre.

40 acres, Queen's, in rear of the grant to Richard Y. Townsend, Shannon settlement. Upset price, 3s. per acre.

100 acres, Carleton, west half of Lot No.

21, 4th tier of Williamston settlement. Upset price, 3s. per acre.

A Town Lot in Gagetown, Queen's County, lying between the Grinnoss Creek and the front street, and extending 50 feet along the said street between the grant to T. R. Wetmore, and the school reserve. Upset price, 5s. per foot.

THOMAS BAILLIE,

Commissioner of Crown Lands.

Crown Land Office, January 9, 1839.

CIVIL APPOINTMENTS.

Wilford Fisher, Esquire, a Commissioner for solemnizing Marriage on Grand Manan.

Thomas Wyer, Alfred L. Street, and George D. Street, Esquires, to be added to the Board of Education for the County of Charlotte.

SUPREME COURT.

HILARY TERM, 2d VICTORIA, 1839.

Wellington Hatch, Charles E. Millidge, Patrick Coughlan, and Charles E. Beardsley, Gents., Attorneys of this Court, are called to the Bar, and admitted, sworn and enrolled Barristers.

James Stanley Morse, and Theophilus Des Brisay, having produced the requisite certificates, and having been examined as to their fitness and capacity, pursuant to the Rule of Court, (Michs: 1st Victoria.) are admitted, sworn and enrolled Attorneys of this Court.

By Thomas Wyer, Esquire, one of Her Majesty's Justices of the Inferior Court of Common Pleas, in and for the County of Charlotte, in the Province of New Brunswick.

To all whom it may concern, Greeting:

NOTICE is hereby given, that upon the application of Andrew Burgoine, of the City of Saint John, Merchant, 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 the County of Charlotte, in this Province of New Brunswick, of Hugh Quinn, late of the town of Saint Andrews, in the said County, Trader, (which said Hugh Quinn is departed from and without the limits of this Province, with intent to defraud the said Andrew Burgoine and the other Creditors of the said Hugh Quinn, 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 Hugh Quinn 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 Hugh Quinn within this County of Charlotte will be sold for the payment and satisfaction of the Creditors of the said Hugh Quinn.

Dated at Saint Andrew's aforesaid the seventeenth day of December, A. D. 1838.

THOMAS WYER, J. C. P.

Geo. D. STREET Attorney for Petitioning Creditor.

[First published in Gazette December 26, 1838.]

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, ensuring the date hereof, 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 M'PHERSON,

[First published in Gazette, January 23, 1839.]

NEW BRUNSWICK, &c.

In the matter of Andrew S. Easton, an absconding Debtor.

WE, the Subscribers, having been this day duly appointed by His Honor Mr. Justice Parker, Trustees, for all the Creditors of the said Andrew S. Easton, and having taken the oath for the faithful discharge of such trust as required by the Statute and Act of the General Assembly, do hereby give notice of such our appointment; and we do require all persons indebted to the said Andrew S. Easton, to pay to us, all sum or sums of money, or other debt, duty, or thing, which they owe to the said Andrew S. Easton, and to deliver up all other effects of the said Andrew S. Easton, which they, or any, or either of them have in their hands, power, or custody, to us, on or before the fourth day of March, which shall be in the year one thousand eight hundred and thirty nine; and we do desire all the Creditors of the said Andrew S. Easton, to deliver to us, or either of us, on or before the day and year aforesaid, at the Office of William Johnston Ritchie, in the City of Saint John, their respective accounts and demands against the said Andrew S. Easton.

Dated the fourth day of December, A. D. 1838.

WILLIAM JOHNSTON RITCHIE,

WILLIAM LIVINGSTON,

JAMES DUNN.

SHERIFF'S SALES.