

NEW
THE ROYAL GAZETTE.
SERIES.

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Volume 5.

FREDERICTON, NEW BRUNSWICK, MAY 29, 1839.

Number 45.



By Authority.

PROVINCIAL APPOINTMENT.

John Fraser, Esquire, of Newcastle, and John M. Johnson, Esquire, of Chatham, to be appraisers of Goods for the Custom House at Miramichi.

Crown Land Office, May 4, 1839.

The undermentioned tracts of vacant Crown Land, will be offered at Public Auction, at this Office, on Monday the 1st day of July 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.

100 acres, Northumberland, South side Renous River, at Munson's landing. Upset price, 3s. per acre.

50 acres, Northumberland, next adjoining south of the grant to James Leary, on south branch, Napan River. Upset price, 3s. per acre.

100 acres, Northumberland, next to lot A. second tier, north of the S.W. Miramichi River, Blackville. Upset price, 3s. per acre.

100 acres, Northumberland, on Moore's Brook, Blackville, and north of the grant to John Bergen. Upset price, 3s. per acre.

80 acres, Northumberland, south of Napan River, and west of the grant to William Jardine. Upset price, 3s. per acre.

100 acres, Westmorland, lot No. 7, in the 5th tier of the Eschated Des Barres tract. Upset price, 3s. per acre.

418 acres on West River, Westmorland, adjoining next above the granted lands. Upset price, 3s. per acre.

100 acres, Westmorland, being lot 5 or 6, in the 6th Concession, Moncton, not to interfere with the improvements of J. Beck, Jr. Upset price, 3s. per acre.

400 acres, Westmorland, North Mountain Settlement, Parish of Moncton, West of the Grant to J. Weldon and others, (as surveyed for C. Horseman, Jr., John Horseman, 3d. and J. Horseman,) two different lots of 100 acres each and one lot of 200 acres. Upset price, 3s. per acre.

200 acres, Westmorland, Coverdale River, above the granted lands, (as surveyed for J. Garland, Jr.) Upset price, 5s. per acre.

200 acres, King's County, next adjoining north of the lots of D. and R. D. McLeod, on the head of Stulholm Mill Stream. Upset price, 3s. per acre.

70 acres, King's County, on Studholm's Mill Stream, and adjoining northwest of the grant to Aaron Delong. Upset price, 4s. 6d. per acre.

450 acres, King's County, in three different lots as follows: lot No. 11, 135 acres; lot No. 3, and west half of lot No. 2, 150 acres; and lots 6 and 7, 165 acres; all in the second tier of lots south of the River Kennebecasis, in the Parish of Sussex. Upset price, 3s. per acre.

THOS. BAILLIE,

Commissioner Crown Lands.

Crown Land Office, May 4, 1839.

The undermentioned tracts of vacant Crown Land, will be offered at Public Auction, at this office, on Monday the 3d day of June 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.

50 acres Samarez, Gloucester, on the south side of Poekmouche River, as lately surveyed for Patrick Hayden. Upset price, 3s. per acre.

100 acres, St. James, Charlotte County, 3d tier, north of Smith's Base line, (as lately surveyed for John Lindsay.) Upset Price, 3s. per acre.

100 acres, Sussex, King's County, 2d tier, south of Trout Creek, and adjoining easterly of the grant to Leveret Snider. Upset price, 3s. per acre.

100 acres, Sussex, King's County, 2d tier, south of Trout Creek, near the grant to Leveret Snider, as lately surveyed for Elias Snider. Upset price, 3s. per acre.

100 acres in the Parish of Chipman, Queen's, on the south side of Salmon River, nearly opposite the mouth of the Big Fork Stream, as surveyed for P. M'Divett. Upset price, 3s. per acre.

25½ acres, being the rear part of lot No. 20, (owned by David Ebbett,) on Upper Masquash Island, Queen's County. Upset price, 20s. per acre.

21 acres, being the rear part of Lot No. 25, (owned by Elijah Ebbett,) on upper Masquash Island, Queen's County. Upset price, 20s. per acre.

THOMAS BAILLIE,

Commissioner of Crown Lands,

Crown Land Office, April 5, 1839.

NEW BRUNSWICK IN CHANCERY.

Tuesday the fifth day of March, one thousand eight hundred and thirty nine.

Between James Gilmour and Alexander Rankin, Complainants, and Stephen Hardaker, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Street, of Council for the Complainants, that the Plaintiffs 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, 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 Thomas Wyer, 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 to whom it may concern, Greeting:

NOTICE is hereby given, That upon the application of Church Meigs, of the Parish of Grand Manan, County and Province aforesaid, Farmer, 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 with in the County of Charlotte, in this Province of New Brunswick, of Jeremiah Murphy, late of the Parish of Grand Manan, in the said County, Yeoman, (which said Jeremiah Murphy is departed from and without the limits of this Province, with intent to defraud the said Church Meigs and the other creditors of the said Jeremiah Murphy, 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 that unless the said Jeremiah Murphy 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 Jeremiah Murphy, within this County of Charlotte, will be sold for the payment and satisfaction of the Creditors of the said Jeremiah Murphy.

Dated at Saint Andrews, in the County aforesaid, this 8th day of May, 1839.

THOMAS WYER,

Justice of the Common Pleas

for the County of Charlotte.

W. HATCH,

Attorney for Petitioning Creditors

[First published in Royal Gazette, May 15, 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, in this Province of New Brunswick, of George M'Clintick, late of the Parish of Wakefield, in the said County, Yeoman, (which said George M'Clintick 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 M'Clintick, 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 that unless the said George M'Clintick 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 M'Clintick, within this County of Carleton, will be sold for the payment and satisfaction of the Creditors of the said George M'Clintick.

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.]

To all whom it may concern:—

NOTICE is hereby given, that we the Subscribers, have been duly appointed Trustees for all the creditors of Hugh Quin, late of Saint 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 Acts of Assembly in that case made and provided; and we do hereby require all persons indebted to the said Hugh Quin, on or before the first day of July next ensuing the date hereof, to pay to us, or some one of us, all such sum or sums of money, or other debts, duty or thing, which they may owe to the said Hugh Quin, and to deliver all other effects of the said Hugh Quin, which they, or any, or either of them may have in their hands, power or custody, to us, or some one of us aforesaid, and we do also desire all the creditors of the said Hugh Quin, on or before the same day of July next, to deliver to us, or some one of us, as aforesaid, their respective accounts and demands against the said Hugh Quin, 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 at Saint Andrews, in the County of Charlotte, the second day of April A. D. 1839.

EDWARD WILSON.

D. W. JACK.

GEO. D. STREET.

SHERIFFS SALES.

County of York.

To be sold by Public Auction at the County Court House in Fredericton, on the third Tuesday in June next, the undermentioned property, 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 of ten 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 the County of Westmorland, 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 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 Secondawapicook, 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 Sunbury.

To be sold by Public Auction at the Court House in Burton, on Tuesday the eighth day of October next, between the hours of twelve and five o'clock in the afternoon:—

ALL the right and title of George P. Nevers, of the Parish of Burton, on the Nerepis Road, so called, about three miles from the mouth of the Onipicoot, originally granted to Ebenezer Farnham, containing three hundred acres, more or less, with all improvements thereon: The same having been taken by virtue of two several Executions issued out of the Supreme Court, at the suits of Messrs Pickard and Coburn, for £39 2s. 9d. and Peter Duff for £19 10d.

J. HAZEN, SHERIFF.

Burton, 28th March, 1839.

Queen's County.

To be sold at public auction at the house of Samuel Mayes, Innkeeper, in Gagetown, on Tuesday the twenty sixth day of November next, between the hours of twelve and five of the afternoon:—

ALL the right, title, interest, claim and demand of Peleg Demmons, in and to the following tract of land, viz: Lot number six, situate in the Parish of —, in Queen's County, and on the westerly side of the Salmon River, containing seventy acres, more or less—also lot number one, on Indian point, (so called,) containing six acres, more or less, being bounded on one side by lot number two, granted to David Synhen, and on the other side by a Salmon Bay—also that certain tract of land being a part of lot number two on Indian point, and is described in a deed from Henry Earle, to George Combs and Samuel Lambert, or so much of the same as will satisfy an execution, issued out of the Supreme Court against the said Peleg Demmons, at the suit of Thomas Cox, Executor of John Yeaman, deceased.

N. H. DEVEBER, SHERIFF.

Gagetown, 14th day of May, 1839.

To be sold at public auction, at the house of Samuel Mayes, Innkeeper, in Gagetown, on Tuesday the twenty sixth day of November next, between the hours of twelve and five in the afternoon:—

ALL the right, title, interest, claim and demand of James M'Donald, in and to all that certain tract and parcel of land, situate, lying, and being in the Parish of Canning, in Queen's County, back of Iron-bound Cove, at the head of the Grand Lake, in the rear of the front lots, beginning at a marked Spruce Tree standing on the westerly angle of a grant to Andrew Smart, containing five hundred acres more or less, together with the Saw Mill and all other buildings and improvements thereon.

Also—A lot of land, situate on the east side of Salmon River, containing two hundred acres, more or less: seized and taken in and by virtue of an Execution issued out of the Supreme Court, at the suit of Samuel Scovil, Esquire.

N. H. DEVEBER, SHERIFF.

Gagetown, 14th day of May, 1839.

To be sold at Public Auction at the House of Samuel Mayes, Innkeeper in Gagetown, on the third Saturday in November next, between the hours of twelve and five o'clock of the afternoon:—

ALL the right, title, interest, claim and demand of Hector M'Lean, as one of the heirs of Duncan M'Lean, deceased, or otherwise, in and to all that certain Farm or tract of land, situate in the Parish of Waterborough in Queen's County, and on the southerly side of the Grand Lake, containing 400 acres more or less, together with the improvements thereon: And also, all the right, title, interest, claim and demand, in and to the following tracts of Land viz: The lower part of a lot or tract of Land known as lot No. 24, in the Parish and County aforesaid, containing about 70 acres more or less, bounded westerly by land the property of James Sweeney, and Easterly by land the property of Allen M'Lean.

Also—Lot No. 23, containing 100 acres, situate on the West side of the Mistake Point, Salmon River; also, lot No. 15, situate at the Gasperaux River, near the Upper Mills, containing 200 acres more or less, seized and taken, in, and by virtue of two several Executions issued out of the Supreme Court, at the suits of Stephen Wiggins and Samuel Langan. Dated the 14th day of April, 1839, at Gagetown.

N. H. DEVEBER,

Sheriff of Queen's.

To be sold at Public Auction, at the House of Samuel Mayes, Inn Keeper, in Gagetown, on the second Saturday in October next, between the hours of twelve and five o'clock of the afternoon:—

ALL the right, title, and interest of Walter M'Fawn, in and to a certain Farm or tract of land,

and grist mill thereon, situate, lying, and being in the Parish of Petersville in Queen's County, on the west side of the Nerepis Road, adjoining northeasterly to lands granted to James Oliver Betts, and known as lot number eleven, containing two hundred acres, more or less, together with the buildings and appurtenances thereunto belonging: seized and taken, in and by virtue of an Execution issued out of the Supreme Court at the suit of Barnabas Tilton.

Dated at Gagetown, the twenty fourth day of March one thousand eight hundred and thirty nine.

N. H. DEVEBER,

Sheriff of Queen's County.

County of Westmorland.

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

THE right and title of Stephen Stiles, of in and to that certain lot or tract of land, situate in the Parish of Hopewell, known as lot No. 13, in the second tier of Reuben Stiles' survey on Crooked Creek, north of Sheepdy River, containing one hundred acres more or less, granted to said Stephen Stiles: the same having been taken by virtue of an Execution at the suit of Isaac Turner.

Also—At the same time and place will be sold, all the Real Estate of William Read, of Sackville, containing sundry lots of upland and marshland, situate in the Parish of Sackville, in the County of Westmorland: the same having been taken by virtue of an Execution at the suit of William Crane and Charles F. Allison.

W. P. SAYRE, SHERIFF.

Dorchester, 19th April, 1839.

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:—

Situate in the Parish of Moncton, as well as an Execution against the said Catherine Bennett, 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, situated 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 second Tuesday in October next, will be sold at Public Auction at the Tavern of William Mathison, in Sussex Vale:—

ALL the right, title, interest, claim and demand of Peter Guimarian, of, in and to that valuable Farm of Land, now in the possession of John Taylor, situate in Sussex Vale, aforesaid, in King's County, lying between lands owned and occupied by Xenophon Coughie, and lands owned by Mrs. Leak, and bounded on the front by the Creek called Trout Creek, containing two hundred acres, more or less, with all the buildings and improvements to the same belonging, or in any wise appertaining: the same having been taken by virtue of an execution issued out of the Supreme Court, against the said Peter Guimarian at the suit of James F. Avery. Sale to commence at two o'clock, P. M.

A. DAVIDSON, SHERIFF.

Sheriff's Office, Kingston, 29th March, 1839.

TO LEASE FROM 1st MAY.

THE Residence of Lieut. Colonel ROBINSON, of Douglas, about two and a half miles above Fredericton, on the opposite side of the River. The House is in good repair, and has a first floor cellar, and a good well of water in the House; also a commodious wood house, coach house, a large barn, oven house, smoke house, and several other out buildings. There is also a good garden attached, and about five or six acres of Land, including a pine grove.

Saint Mary's, 17th April, 1839.

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 M'MILLAN,....St. John.

J. SIMPSON, QUEEN'S PRINTER.

Fredericton, 16th October, 1838.

To those whom it may concern:—

A NEGOCIABLE Note of Hand was some time ago left at this Office, which was found by one "Wm. EVERS," Jerusalem Settlement, Queen's County, and is still in our possession. The said instrument is dated, "Fredericton, 3d March 1836, drawn by "SAMUEL DOUGHERTY," in favour of "JOHN SCOTT," for the sum of one hundred pounds; the owner may have it on his making it appear that it is his property, and paying any claim for expenses thereon.

Royal Gazette Office, 23d April, 1839.

FOR SALE.

LOTS Numbers Thirty Seven, Thirty Eight and Thirty Nine, containing three hundred acres, in a front of thirty six rods, on the Nashwaak River, Parish of St. Mary's adjoining land in possession of William Manroe. Terms made known on application to William J. Bedell, Esq. Fredericton, or to the Subscriber.

ARTHUR RITCHIE & Co.

Restigouche, April 1, 1839.

POST OFFICE.

Fredericton, March 5, 1839.

List of Letters remaining in Office at this date.

A

James Armstrong, John Anderson, Albert Adams.

B

John Bone, Jean B. Babbins, (2.) C. Brown, (4.) Chas. Bailie, R. Bouchier, Jas. or Robt. Burnett, Margaret Burke, Walter Britt, Elizabeth Banks.

C

John Cambridge, (2.) Wm. Chambours, S. Carman, (4.) J. Cashman, E. Curren, Dan. Currie, Wm. A. Crosby, N. Cousius, Patrick Campbell, Mrs. E. Coy, C. Connolly, M. Currier, John Carter, Wm. Chalemar, Denison Cox, Mary Crawshaw.

D

Mary Depole, Robt. B. Dickey, James De Veber, John W. Dow, Alex. Donald, Junr. E. Drummond, Wm. Duffus, Asa Dow, Joseph Dunphy, Wm. Duffus, John E. Dow.

E

Fras. Evans, James Elliot.

F

W. Furbish, Dan. Ford, Mary Farrelly, Tonner Francis, Eli Frost, R. Ferguson, Jno. Feemy, Mr. Fross.

G

E. S. Goff, Maria Good, Aza Gould, James Grass, Lerr. Grant, W. A. Garrison, Pat. Golar, Daniel Goodwin, David Goggin, Ben. Good, George Gavvity, Benjamin Glasier, John Grinnan, John Gray, Capt. J. Grant, Philip Gaynon, Seth Greswold.

H

Mary Hare, J. W. Hartt, J. Harding, J. R. Hea, Mrs. Hook, G. Henderson, J. Hitchings, G. T. Harden, Thos. Horbet, G. Henderson, Ben. Hanson, Thos. Herbert, Richard Hartt, Jeremiah Haly.

J & K

Andre Joulie, John Jarvis, Robt. Kilburn, Fras. Kilburn, Thos. Kay, Jane Kilburn, Sarah F. Kilburn, Jas. Keohn.

L

A. Long, E. Lunt, A. C. Lowell, John Leslie, (2.) A. C. Lowell, G. Lemont, John Long, Martha Lewis, G. W. Learitt, Wm. Long, Robt. Lilly, J. B. Labin, Jno. Long, Enoch Lunt.

M & Mc.

William Monaghan, (2.) Joseph Moor, Martin Corran, Geo. Morrell, E. Meaghen, T. Murphay, Thos. M'Corngandale, Mrs. Manson, F. M'Linche, Anthony A. Mannuell, James M'Lauchlin, James Moore, Cathrine M'Laughlin, John M'Connell, R. Miller, Mandy M' Monagle, H. St. George O'Maley, A. M'Dugal, Joseph Moore, Thos. Moore, W. M'Kenzie, Jas. M'Cafferty, John M'Bean, A. M'Ray, C. M'Kenley, Colin M'Kay, Wm. M'Addam, M. M'Elhinney, W. Monagan, D. M'Pherson, Peter M'Guire, John M'Donald, David M'Donald, David M'Roberts, A. M'Donald, Mrs. M'Kean, Bernard Kenna, M. Moore, Mary M'Connell, Fras. Miller, H. S. Miller.

N

M