

NEW

SERIES.

THE ROYAL GAZETTE.

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Volume 5.

FREDERICTON, NEW BRUNSWICK, FEBRUARY 13, 1839.

Number 34.



By Authority.

Province of J. COLBORNE.

By His Excellency Lieutenant General Sir JOHN COLBORNE, Knight Grand Cross of the Most Honorable Military Order of the Bath and of the Royal Hanoverian Guelphic Order, Governor General of all Her Majesty's Provinces on the Continent of North America, and of the Islands of Prince Edward and Newfoundland, and Captain General and Governor in Chief in and over the Provinces of Lower Canada, Upper Canada, Nova Scotia, New Brunswick, and the Island of Prince Edward and their several dependencies, Vice Admiral of and in the same, and Commander of all Her Majesty's Forces in the said Provinces of Lower and Upper Canada.

A PROCLAMATION.

WHEREAS Her Majesty, by Her three several Commissions under Her Great Seal of the United Kingdom of Great Britain and Ireland, bearing respectively date at Westminster the thirteenth and fourteenth days of December, in the second year of Her Majesty's reign, hath been graciously pleased to constitute and appoint Me to be Her Majesty's Governor General of all Her Majesty's Provinces on the Continent of North America, and of the Islands of Prince Edward and Newfoundland, and to be Her Majesty's Captain General and Governor in Chief in and over the Provinces of Upper Canada and Lower Canada, Nova Scotia, New Brunswick, and in and over the Island of Prince Edward respectively, with all and every the powers and authorities in the said Commissions respectively contained and which belong to the said offices, I have therefore, with the advice of Her Majesty's Executive Council for the said Province of Lower Canada, thought fit to issue this Proclamation to make known, and hereby do make known, Her Majesty's said appointments: I do also hereby, and with the same advice, require and command that all and singular Her Majesty's Officers and Ministers in the said Province of Lower Canada do continue in the execution of their several and respective offices, places, and employments, and that Her Majesty's loyal subjects, and all others whom it may concern, do take notice hereof, and govern themselves accordingly.

Given under my Hand and Seal at Arms at the Government House, in the City of Montreal, the seventeenth day of January, in the year of our Lord one thousand eight hundred and thirty nine, and in the second year of Her Majesty's reign.

By His Excellency's Command,
D. DALY,
Secretary of the Province.

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.

Serly 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, 2s. 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 M'Crim, 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, 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.

QUEEN'S.

Alexander Cameron, 3s. per acre, down, Donald McDonald, 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, John Anderson, J. M'Millan, James Anderson, Jr., Adam M'Kee, Rich. W. Stockton, Henry Steeves, J. F. W. Winslow, 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, Alexander Cowan, Jos. Meredith, Jr., Thomas Cowan, Jr., Thomas Hanna, Peter Cowan, John Parlee, Isaac Ache, James Roach, Thomas Blake, John Laky, Levi Parsons, Samuel F. Ryan, John Wright, Jun., Samuel Walter, Jr., Thomas Reilly, Samuel Knowlin, John Graham, on Mo. John H. Brown, Jun., las River, P. M'Divett, John Secord, Thomas Knott, David Breen, John Riordan, Jacob Beck, Jun., Wm. Miller.

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

Connors Shialin, 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 Ahern's Petition, Daniel Ahern, 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'Cormick, 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 Gallagher, 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. Upsaquit, do. do. Charles 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 McLeod, Tabucitack River, Francis Hunter, S. W. Miramichi, John T. Williston, Tabucitack River, Alexander Haddan, S. W. Miramichi, David G. Hoar, Petitcodiac River, Thomas Prince, do. do. River St. Croix, J. M'Kenzie, do. do. Salmon River, J. Hanselpecker, Jr., Cain's River, Alexander Brown, Little River, John E. Dow, do. do. Henry Day, Nashwalk River, George Archibald, Eel River, Ebenezer Horton, Tobique River, John Balloch, do. do. Elijah Sisson, do. do. J. P. Taylor, do. do. Richard Ketchum, Little Presquile 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 2, 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, south side Richibucto River. Upset price, 10s. per acre. 60 acres, Kent, adjoining the grant to John M'Millan at Big Creek, north side of Buc-touche River. Upset price, 3s. per acre.

100 acres, Westmorland, as surveyed for Adam M'Kee, west side road from Shemogue to Cape Bear. Upset price, 3s. per acre. 300 acres, Westmorland, 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 Kelson'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 Kelson'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 Grimross 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.

By Thomas W. 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 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, Greener, 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, ensuing 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, ss.

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 he, she, or they, may 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, Trustee.

WILLIAM LIVINGSTON, Trustee.

JAMES DUNN, Trustee.

In the matter of John Keays, an absconding Debtor.

NOTICE is hereby given that a general meeting of all the Creditors of the above named John Keays, is requested on Friday the sixteenth day of February next, at Hamill's Hotel, Newcastle, in the County of Northumberland, to examine and ascertain the debts due to each Person: at which time all Creditors are expected to come forward prepared to substantiate their demands against the said John Keays, by proof, attestation, or otherwise, to the satisfaction of the Surviving Trustees.

Dated Newcastle, 28th November, 1838.

ALEXANDER FOSTER, Surviving Trustee.

ASA WILLARD, Surviving Trustee.

FALL GOODS.

THE Subscribers have on hand a great variety of British, West India, and American GOODS, suitable to the season, which they offer for sale cheap for Cash or short approved Credit.

Their Stock comprises superfine and fine Broad Cloths, Pilot and Beaver Cloths, Casimires, Buckskins, Petersham's, Trouser's Twill, Kerseys, Druggs, Vestings, Carpeting, Hearthrugs, Red, White and Blue, plain and twill'd Flannels, rose and twill'd Blankets, ready made Clothing, printed Furniture, striped & barred, and lining Cottons; Hardware, Cutlery, Stationery, Hosiery, Fancy Goods, Hats, Fur Caps and Gloves; Marinos, Orleans Cloth, Irish Linens.

GROCERIES, PROVISIONS, WINES, LIQUORS, GLASS AND CROCKERY WARE

Amongst which they beg to call particular attention to the following articles:—

Close Stoves, Flat Iron, wrought and cut Nails, Cast Steel, Plate, Rim and Stock Locks; Hinges, Screws, Latches, Bolts, Files, Pod Augurs; a variety of Iron and Tin hollow ware; German Silver Soup Ladles; Forks, Table, Dessert, and Tea Spoons. Gentlemen's Fine and Coarse Boots and Shoes, Pumps and Slippers; Ladies Cloth and Prunella half Boots, Prunella, Seal Skin and Morocco Slippers; Children's half Boots and Shoes.

Gentlemen's and Youths London made Dress and Frock Coats, Vests, and Pantaloon, Top Coats, Monkey and Pea Jackets, Lambswool and Flannel Drawers, Guernsey Frocks, Linen, Cotton, and Flannel Shirts, Hemp, White and Blue Cotton Warp, Cotton Filling and Wick, Crapes, Velvets, Muslins, Ribbons, Chamois Skins, Wadding, Stays, Black, Pocket and Fancy Silk Handkerchiefs, Shawls, Rugs, Counterpanes, Table Cloths and Towelling.

Champagne, Madeira, Sherry, Port, and Red Lion Wines, Colored and Pale Brandy, Holland and Scheidam Gin in Wood and Bottle; Jamaica and Demerara Rum, Cider, and Wine and Cider Vinegar.

An assortment of Pickles, comprising Onions, Walnuts, Cauliflowers, Ginkins, Peppers; Harvey Prime Regent, Anchovy, and John Bull Sauces; Capers, Olives, Walnut Ketchup, &c. &c.

Grapes, Bloom and Muscatel Raisins, Currants, Figs, Almonds, Walnuts, and Caltana Nuts.

Nutmegs, Mace, Cinnamon, Cloves, Allspice, Pepper, Isinglass, Ginger and Mustard.

Cane, Rush, Dark and Light Wood Chairs.

Hyson, Young Hyson, Souchong and Congo Teas, and fine Congo in 14lb Boxes.

Prime Mess, and Prime Pork, Mackerel, Herring, Pickled and Dry Cod and Seal Fish; Flour, Indian and Oatmeal, Corn, Pilot and hard Bread, Barley, Rice, Peas, Arrow Root, Cheese, Tobacco, Snuff, Loaf and Brown Sugar, Molasses; London and American Sperma and Tallow Candles, Lamp and Paint Oil, Window Glass, assorted sizes, Putty, White Lead, pots of Paint, Indigo, Blue Vitriol, Cassia, Annatta; Log and Red Wood; Wool Cards, Pails, Brooms; Glass and Earthen Ware; Table and Liverpool Salt; Glauber and Epsom Salts; Windsor, Camphor, Shaving, White, and Common Soap; Starob, Opodilod, British Oil, &c. &c.

Their accounts are rendered every three months and interest is required on them if not paid at the time.

J. & F. BECKWITH.

Fredericton, 1st December, 1838.

PARISH OF MONKTON.

COUNTY OF WESTMORELAND, 22d Dec. 1838.

DEFAULTERS in payment of Rates for the Parish of Monkton, published under Act of Assembly, 1 Vic. C. 7. S. 8.

Thomas Barlow	£0 15 24
Peter Gumarin	0 8 4
George Harper	0 9 1
William Nichol	0 3 24
John Steeves	0 3 2
Abolom Steeves	0 3 4
Reuben Taylor	0 2 1
John Wood	0 3 24
William Wood	0 3 24
James Wood	0 3 1
Daniel Lockhart	0 2 14
Abraham Trites	0 1 6
George Trites	0 0 9
Benjamin Crandall	0 1 84

WILLIAM LAWRENCE, Collector.