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, APRIL 24, 1839. Number 40.

By Authority.

IN COUNCIL, April 3d, 1839.

The undermentioned Applicants, for the purchase of Crown Lands, may have the lands applied for by them on the following terms: If payment be made by the 10th day of June next, and five shillings for postage, &c. will be charged on each purchase, in addition to the stated price, per acre.

RESTIGOUCHE.

John Hamilton, 2s. 6d. per acre, down, or 3s. by instalments.
Robert Mortimer, 2s. 6d. per acre, down.

GLOUCESTER.

Patrick Busher, 3s per acre, by instalments.

NORTHUMBERLAND.

John Dunn, 3s. per acre, by instalments, and the requisite affidavit.
Patrick Lawler, 3s. per acre, down.

KENT.

Bridget Murphy, 5s. per acre, down.

WESTMORLAND.

Amable Legere, 3s. per acre, down.
Edward Berry, do. do.

SAINT JOHN.

Jeremiah Glavin, 3s. per acre, down.
Moses Spragg, do. do.
John Devine, do. do.
Alexander Copper, do. do.

CHARLOTTE.

John Scott, 2s. 6d. per acre, down, or 3s. by instalments.
Charles Jameson, 3s. per acre, down.

KING'S.

William Bickford, 3s. per acre, down, and the requisite certificate.

QUEEN'S.

John Secord, Junior, 3s. per acre, down.
George Wilson, do. do.
Charles L. Wilson, do. do.
James Keddy, 2s. 6d. per acre, down, or 3s. by instalments, and the requisite certificate.
Ralph London, 3s. per acre, down.
John H. Brown, do. do.
J. H. Brown, Jr. do. do.

CARLETON.

Michael Cassidy, 3s. per acre, down.

The lands applied for by the undermentioned persons, will be offered at Public Auction, at this Office, on Monday the 3d day of June next, *(see advertisement.)*

Patrick Hayden. George Dunn.
John Lindsey. Hugh Teakles.
George Snider. David Ebbet.
Elias Snider. Elijah Ebbet.
Patrick M'Divett.

The Petitions of the undermentioned persons are referred for survey.

Charles M'Donald. John Forsyth.
Francis Ache. Amos Wilson.
John Gordon. Jas. Gunning, Senr.
Donald M'Beath. G. W. Gunning.
Alex. M'Beath. J. Hopper, Junr.
A. M'Gillivray. William Murry.
Robert Carter. William Hastay.
Joseph Martin. John Darling.
Joshua Steeves. Timothy Purtall.
Stephen Trenholm. David Scofield.
John Irving. John Dowling.
William Irving. George Miller.

The answers to the Petitions of the undermentioned persons are as follows.

Thomas Foster, complied with.
Louis Porrier, complied with.
Michael Shea can have 100 acres, Restigouche, as applied for, at 3s. per acre, down.
Trustees of Schools, Upham, King's, not complied with, the land not being vacant.
Nehemiah Bulyea, not complied with.
Thomas Gilbert, do. do.
Robert Richardson, complied with.
James Brown, do. do.
Nathaniel Pine, ordered that the grant to A. D'Aigle, be stayed until he confirms Mr. Pine in the occupancy of his land according to the terms of his lease.
Lucretia Dempsey can have a grant of the land located to her, (in the manner before agreed to,) on payment of £12 11s. 8d. as grant fees.
John Wallace and Thomas C. Wallace, complied with, on the survey being completed.
A. D. M'Master and Charlotte Thomson, complied with, and the grant to pass to the heirs as prayed for.
James Johnston. Cannot be complied with, but the Applicant may have a licence of occupation for 100 acres, including his improvements during his natural life, upon payment to the Indian Commissioners of such rent as they may agree upon.
Jared Tozer, ordered that in the grant to John Russell, a reservation be made of two rods in breadth, on each side of the stream.

The applications of the undermentioned persons for licence to cut Timber and Logs, on Crown Land, are complied with on payment of the duty by the 10th day of June next.

Arthur Ritchie, Eel River.
Thomas Prince, Petitcoudiac River.
Andrew Dixon, Kouchebouguacis River.
William Taylor, Richibucto River.
Nathaniel Pine, Aldoine River.
Miles and Smith, Narkewicac River.
Thomas Johnson, St. Nicholas River.
Melzor Drake, Cain's River.
do. do. Fork Brook.
George Scoullar, Pollett River.
Joseph Cunard, Little S. W. Miramichi.
do. do. Pockmouche River.
J. T Williston, Black River.
Joseph Cunard, Cain's River.
Thomas Powell, Kouchibouguacis River.

Thomas Ward's Petition is complied with, but the 45s. application money first paid, will be forfeited.

John Bamford, not complied with.

Amos Plummer, single duty, will be received for the Timber and Logs, cut by him, on payment to the seizing officer of his dues.

Arthur Ritchie, (for return of expenses of survey of a Timber berth,) not complied with.

David Suter, complied with.

The Petitions of the undermentioned persons for mill reserves, are "ordered to stand over till the next session of the Legislature."

John M'Millan.
Roderick M'Leod.
Rowland Crocker.
Francis Hunter.
Robert Reid and Sons.

Crown Land Office, April 5, 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 Saumarez, Gloucester, on the south side of Pockmouche 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.

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

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

THOMAS BAILLIE,
Commissioner of Crown Lands,
Crown Land Office, April 5, 1839.

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.

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 Haidaker, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Street, of Council for the Complainents, 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 Subpœna 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, 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 or one of us as 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 or one of us, as aforessid, 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.

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 Hamill'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 22d 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, 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 tenaments:

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 Nashwalk, marked No. 1, lying in front of the same, originally granted by the Crown to the said Thomas Moses by Letters Patent, bated 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 Nashwalk 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 Scoodawapiscook, and formerly owned by Edward Connor. Also the one third part of two hundred acres, situate on the north west side of the Nashwalk 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, in and to that certain lot or tract of land, situate in the Parish of Burton, on the Nerepis Road, so called, about three miles from the mouth of the Oromocto, 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, 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 at Public Auction, on the seventeenth day of October next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester:

THE real estate of David Mills, situate in this County, to satisfy an execution at the suit of John C. Turner.

W. P. SAYRE, SHERIFF.
Dorchester, April 6, 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.

SO much of the Real Estate of Catherine Bennett, situate in the Parish of Moncton, as will satisfy an Execution against her at 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, 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 Cougle, 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.

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 oad 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.

INDENTURES for Sale at this Office. Feb. 1.

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. Babbin, (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. Cousins, Patrick Campbell, Mrs. E. Coy, C. Connoly, M. Currier, John Carter, Wm. Chalemars, Denison Cox, Mary Crawseway.

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, Toner. 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 Gavrity, 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, Tos. 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 Monnaghan, (2,) Joseph Moor, Martin Corran, Geo. Morrell, E. Meaghen, T. Murphay, Thos. M'Corgundale, 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

Mrs. W. D. Nash, Jno. Nicholson, S. Nicholson, A. Nevers, Thos. L. Nicholson, C. Nevers, Danl. Ramsay.

O

John Oliver, P. O'Neil, (2.)

P

M. Piercy, James Palmer, J. H. Pitsbury, S. Peabody, Fras. Pue. Thos. Parsons, Wm. Pollard, S. Picket, Mrs. S. Peabody, A. Palmer.

R

Edward Riely, Danl. Reed, S. Reely, S. Randall, Mary Anne Reed, John Ross, Mrs. Roy, H. Rowley, James Reid.

S

Messrs. Stone, Hugh Savage, R. Sanborn, A. Shanklin, J. Sutherland, (2,) Dennis Smith, James Stockdale, Gilbert Seely, Rev. W. Smithson, Langly Stephens, Jas. Shortall, Hugh Strawbridge, Moses Sterrit, Herbert Sewell, Mrs. H. W. Smith, Jas. Sutherland, Wm. Salmons.

T

Denis Teirney, Ben. Taylor, Wm. Turner, Jas. Tibbets, Jas. Taylor.

U

Alex. Urquhart.

W

John Williams, James M. Wortman, James Woodman, D. A. Witherow, Jas. Wasson, Nicholas Wheeler, George Wightman, John Whitney, Alex. Wilson, Rebecca Wells, Orsanus Warren, James Wiledon, P. Wheelock, D. S. Watson, Henry Walker, Cristoph. Worner, James Wyley, J. Watson, Geo. Warrey, Thos. Withams, Janet G. Wiggens.

N. B. Persons asking for any of the above will please say that they are advertised.

WM. B. PHAIR, *Post Master.*

NOTICE.

ALL Persons having any just demands against the Estate of the late William Kavanah, deceased, are required to render the same duly attested to, within three months from this date, and all persons indebted to said Estate are desired to make immediate payment to

CATHARINE KAVANAH
Administratrix.
Fredericton, 1st March, 1839.