

NEW

SERIES.

THE ROYAL GAZETTE.

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Volume 5.

FREDERICTON, NEW BRUNSWICK, MAY 22, 1839.

Number 44.



By Authority.

PROVINCIAL APPOINTMENT.

John Duncan to be Commissioner for examining and reporting upon Steam Boats.

IN COUNCIL, 31 MAY, 1839.

The answers to the Petitions of the under-mentioned persons are as follows:

Arthur Ritchie, for return of money paid for certain Rocks at Dalhousie. Ordered, that the sum of £45 be returned to the Petitioner. Moses Gordon, complied with.
Arthur Ritchie, for return of certain duties on 5 year licences, not complied with.
David Speight, not complied with.
Crown Land Office, May 8, 1839.

HEAD QUARTERS.

FREDERICTON, 9th May, 1839.

MILITIA GENERAL ORDER.

The Lieutenant Governor and Commander in Chief having been pleased to accept the services of Captain Priestly, late of the 43rd Light Infantry, assisted by some non-commissioned Officers, for the purpose of giving instruction to certain Battalions of Militia in Drill, during the present summer; His Excellency hereby notifies the appointment of that Officer as Staff Adjutant to the Militia Forces of the Province.

The necessary arrangements for carrying this measure into effect, will be communicated in a circular letter from the Adjutant General to the Commanding Officers of the Battalions concerned, of whose cordial co-operation with Captain Priestly, His Excellency entertains no doubt.

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

IN COUNCIL, MAY 24, 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 before the 8th day of July next, and five shillings additional will be charged on each purchase, for postage, &c.

NORTHUMBERLAND.

James Danford, 3s. per acre, down.
John Shaw, 2s. 6d. per acre, down, or 3s. by instalments.
Michael Craig, 3s. per acre, down.
John Liddon, 3s. per acre, down.
Daniel Murphy, 3s. do do.

WESTMORELAND.

James Gunning, 3s. per acre, down.
Geo. W. Gunning, 3s. per acre, down.
Jacob Beck, Jr. may have 100 acres at 2s. 6d. per acre, down, or 3s. by instalments, (the remaining 100 acres will be offered at Auction. See advertisement.)
John Bull, 3s. per acre, down.

SAINT JOHN.

Thomas Gordon, 3s. per acre, down.
KING'S.
Benjamin Wright, 3s. per acre, down.
John D. Ring, do do.
S. Walter, Jr. do do.
Wm. Whelpley, do do.
C. R. Parlee, do do.
James S. Fowler, do do for 100 acres only.

George Patton, do do.
Charles H. Fowler, 3s. per acre, down, on his producing a certificate that no improvements have been made on the land by Thomas Parker.
Stephen G. Fowler, Jr. 3s. per acre, down, on his producing a certificate that no improvements have been made on the land by William Trainor.

QUEEN'S.

Stephen Ross, 3s. per acre, down.
Charles Darrab, do do.
Jesse London, do do.

YORK.

Abijah Shaw, 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 July next, (see advertisement.)

Michael M. Iov. John Patton.
James Leary. Isaac Turner.
James M'Donatt. Jacob Beck, Jr. 100 ac.
Thomas M. R. n. C. Horsman, Jr.
John M'Dermot, Jr. John Horsman, 3d.
James Hannay. John Horsman.
James Budd. J. Garland, Jr.
Selvany Gidlet. John M'Leol.
Caleb J. Stewart. Daniel Scofield.
S. G. Fowler.

The petitions of the undermentioned persons are referred for want of survey.
John Roberts. Thomas Hinton.

William Stevens. Adam Gordon.
Patrick Smith. John Regan.
P. M'Laughlin. J. Townley.
E. Fowler. G. S. M'Lean.
John Wallace. P. Jonah, Jr.
Levi Jonah. Isaiah Steves.
Lewis J. Steves. Christian Elson.
J. Beatty, Jr. Enoch Dawson.
Edward Steves. Hugh Steves.
Jos. Steves, Jr. Enoch Steves.
Frederic Steves. Samuel Steves.
Thomas Nugent. Alexander Scott.
Edward Tindling.

The answers to the Petitions of the under-mentioned persons are as follows.

Bernard Dempsey. The order in favor of Murphy is rescinded, and B. Dempsey can have the lower half of the lot 82, as prayed for, at 2s. 6d. per acre, down, or 3s. per acre, by instalments. Daniel Murphy will be allowed the upper half of the lot under his purchase.

Robert Morrow. The petitioner's first application is complied with; but his second petition of 23d March, cannot be entertained.

Patrick Fitzgerald. Not complied with, the land having been previously applied for by M. Craig.

William Grey, Jr. not complied with.

James Rait, not complied with.

Thomas Knott, not complied with.

Henry Bell, not complied with.

B. Wollhaupter, complied with.

Jonathan Hosord, complied with.

Michael Mullins, not complied with.

Andrew Lees, not complied with, the land not being vacant.

Charles Jordan. A grant of the land having passed to Hugh Flaherty, it cannot now be entered with.

James Witherall. Ordered, that the petitioner have until the 1st of August next, to pay the purchase money on the land in question, and that unless the same be paid by that time, the land will then be open for other applicants.

The applications of the undermentioned persons, for licence to cut timber and logs on Crown Land, are complied with on payment of the duty before the 8th day of July next.

James Nutheon, Cain's River.

Joseph Conard, Little River.

R. Raiton, M'Callum's Creek.

James Taylor, Grand River.

R. Hamilton, Salmon River.

John M'Nab, Salmon River.

J. Hansaicker, Harwood Bridge.

Wm. B. Hunter, Riders Brook.

N. A. Price, New Canaan River.

H. & J. Montgomery, Restigouche.

John Wall, Eel River.

G. M'Lean, Sen. Coal Creek.

John Henneberry, Big Fork Stream.

James Logan, Gaspean River.

J. Conard, Nepisiguit River.

John M'Beau, Nishvaak River.

Joseph Read, Nepisiguit River.

Joseph Read, Bass River.

J. Montgomery, J. equet River.

John Condy, Magaguadavic River.

John Hall, do do.

Enoch Lunt, Salmon River, (excess.)

E. M'Neal, Salmon River.

James Dunlap, do.

J. Cunningham, do.

Charles Clark, Mill Stream, (excess.)

do do do. for that part which is vacant.

R. R. Ketchum, Wapskehan River.

do do do. Salmon River.

E. M'Niel, do.

Amos Pummer, do.

do do. Lake Stream.

Sherman Tapley, Munquart River.

do do. Shikihauk River.

William Connell, Little River.

John Montgomery, Eel River.

Hugh Ramsay, Restigouche River.

do do. Upsquit River.

R. Blackstock & Co. Tattigouche River.

the full amount of duties on the quantity applied for.

George Archibald, not complied with, (previously applied for by J. M'Beau.)

John Jardine, complied with.

R. Blackstock & Co. complied with.

L. W. Gail, do.

Samuel Reynolds, complied with, and that the Hon. Wm. Black do pay the Seizing Officer his dues.

B. Wollhaupter, complied with.

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, Napun 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 Napun 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 Escheated 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. Horsman, Jr., John Horsman, 3d., and J. Horsman,) 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, 3s. per acre.

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

70 acres, King's County, on Stulholm'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, Sanmerez, Gloucester, on the south side of Pockmonche 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.

27 acres, being the rear part of lot No. 20, (owned by David Ebbett, on Upper Masquash Island,) Queen's County. Upset price, 2s per acre.

24 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.

CENTRAL BANK STOCK.

SEVERAL shares in the above Bank for Sale, enquire at this Office.

Fredencton, 19th March, 1839.

NEW BRUNSWICK IN CHANCERY.

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

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

FORASMUCH as the Court was this present day informed by Mr. Street, of Counsel for the Complainants, that the Plaintiff's and 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 Registrar 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 sometime 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 he has failed to appear, and that he cannot be served with the process of this Court, and the said certificate and bill have being now read; It is ordered—That the Defendant do appear to the Plaintiff's bill on or before the first day of September next.

By the Court. D. LUDLOW ROBINSON, Registrar.

(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 Charles 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 Charles 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, and 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 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, and 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, custody, to us, or some 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 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.

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 most perfect cellar, and a good well of water in the House; also a commodious wood house, coach house, a large barn, open 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.

Building, Pasture,

OR

FARM LOTS.

To be let at Phillips Creek,—the Property of the Hon. THOMAS BAILLIE.

THE greater part of these Lands having been carefully prepared for Crops this Season, present most eligible advantages to Householders in Fredericton.

The Farmstead on the Hanwell Road has been arranged without regard to expense, and the Offices being of the first order, is worthy the attention of practical Farmers.

The other Lots vary in size from about nine acres downwards.

Possession of the above Premises will be given immediately.

Early application to be made at the Office of Messrs. STREET & MILLER.

Fredericton, April 29, 1839.—3w.

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'ILLAN,....St. John.

J. SIMPSON, QUEEN'S PRINTER.

Fredericton, 16th October, 1838.

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.

VALUABLE FARM FOR SALE.

SITUATE on the great meadows of the Magaguadavic, in the County of York, and adjoining the farm of Mr. RHEUBEN BRACKWAY; it contains upwards of 300 acres, and cuts at present about 20 tons of HAY, and is capable of cutting more than 100 with a trifling expense, as it is about one third MEADOW GROUND, that is covered by the water every spring; the great road leading from Fredericton to St. Andrews and St. Stephens, crosses the river on said Lot, which is about midway between said places, and must be a valuable stand for a House of Entertainment; the Mr. BRACKWAYS near the premises can show the boundaries and situation. For further particulars en