

THE ROYAL GAZETTE.

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Volume 6.

FREDERICTON, NEW BRUNSWICK, OCTOBER 2, 1839.

Number 11.



By Authority.

AT THE COURT AT BUCKINGHAM PALACE, the 11th July 1839.

PRESENT.

The Queen's Most Excellent Majesty, Lord Chancellor, Viscount Palmerston, Lord President, Viscount Melbourne, Lord Privy Seal, Viscount Morpeth, Lord Steward, Lord Holland, Marquis of Normanby, Mr. Poletti Thompson, Lord Chamberlain, Sir John Hobhouse, Bt. Lord John Russell.

Whereas the Governor of Her Majesty's Province of New Brunswick, with the Council and Assembly of the said Province, did, in the month of March, 1839, pass an Act, which has been transmitted, entitled as follows, viz:—

No. 1200. "An Act to make perpetual an Act for the support of the Civil Government in this Province." And whereas the said Act has been referred to the Committee of the Lords of Her Majesty's most Honourable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported as their opinion, to Her Majesty, that the said Act should receive Her Majesty's special confirmation; Her Majesty was thereupon, this day, pleased, by and with the advice of Her Privy Council, to declare Her special confirmation of the said Act, and the same is hereby specially confirmed, ratified and finally enacted accordingly, whereof the Governor, Lieutenant Governor or Commander in Chief for the time being, of Her Majesty's Province of New Brunswick, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

C. GREVILLE.

ANNO SECUNDO VICTORIÆ REGINÆ.

CAP. LI.

An Act to make perpetual "An Act for the support of the Civil Government of this Province."

Passed 23rd March 1839.

It is enacted by the Lieutenant Governor, nor, Legislative Council and Assembly, That an Act made and passed in the eighth year of the reign of our late Sovereign Lord King William the Fourth, intitled "An Act for the support of the Civil Government in this Province," be and the same is hereby made perpetual.

II. And be it further enacted, That this Act shall not be in force until Her Majesty's Royal approbation be thereunto had and declared.

CIVIL APPOINTMENTS.

James W. Street and William Babcock, Fire Wardens for the Town of Saint Andrews. John R. Parlow, Robert F. Hazen, Daniel Ausley, Isaac Woodward, and George D. Robinson, Esquires, Commissioners for carrying into effect the Provisions of the Act of the General Assembly intitled "An Act to authorize the issue of Treasury Debentures to raise money for the purpose of being loaned for the rebuilding a part of the district of the City of Saint John, burnt in the month of August, in this present year."

John Walker, John Ward, Junr. James T. Hanford and William Wright Esquires, and the Honourable Charles Simonds, Commissioners for carrying into effect the Provisions of the Act of the General Assembly intitled "An Act to authorize the widening and enlarging of certain Streets in the City of Saint John, and of laying out other Streets therein."

Lawrence B. Rainsford, Esquire in the room of Jacob Allan, Esquire, Commissioner for expending the sum of £500, on the Road exposed by Wightman, from Oak Bay to Woodstock.

The Honourable Thomas Wyer, Esq. having taken the usual oaths, has been admitted a Member of the Legislative Council of this Province, and taken his seat accordingly.

IN COUNCIL, September 20th, 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 26th of November next, and five shillings additional will be charged on each purchase, for postage, &c.

- NORTHUMBERLAND. Robert Nicholson, 3s. per acre, down. Edward Williston, do. do. KENT. George S. McLean, 3s. per acre, down. WESTMORLAND. Wm. H. Shaw, 3s. per acre, down.

CHARLOTTE.

George M'Kindley, 3s. per acre, down, on producing a certificate confirmatory of the facts of the improvements set forth in his petition.

KING'S.

John N. Coates, 3s. per acre, down.

YORK.

John Adams, 3s. per acre, down.

CARLETON.

Thomas Scott, 3s. per acre, down.

The lands applied for by the undermentioned persons will be offered, at Public Auction, at this office, on Monday the 2d day of December next, (see advertisement.)

- Elijah Fowler. Enoch Stiles. John Pond. A. Menzies. J. D. Babinot. J. Densmore. F. Maillet. Charles Shaw.

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

- Michael Samuels. S. C. Moore. Thos. Noonan Jr. Charles Harrison. Martin Murphy. J. D. Beach. John Collett. Dennis Shea. W. M'William. E. Tinling, Jr. Henry A. Peaks. N. S. Taylor. Jeremiah Scott. John Karr. P. Cassidy. Lambert Pond. M. Dunovan.

The answers to the Petitions of the undermentioned Persons are as follows: William Stevens, not complied with for want of the requisite affidavit and certificate as to the improvements.

Patrick Mackie, not complied with, petitioner's mark not being witnessed. William Gordon, Junr. not complied with, the land not having been surveyed according to the usual mode of laying out lots.

- John Gordon, do. do. William Murray, referred to the Surveyor General for further information. Wm. M'Leod, do. do. John Murray, Jr. do. do. Peter Vantour, not complied with, the Petitioner's mark not being witnessed. Robert Mitton, do. do. Mary Chace, not complied with, not having produced any transfer from John Hosford. Church Wardens and Vestry of Weldford, Kent, referred for further information. William Estabrooks, complied with. Amasa P. Flagler, do. Joseph Griffiths, do. Duncan Shaw, do. John Trenholm, do. William Berry, do. Mary and Wm. Walker, do. Philip Mackey, do. John M'Kay, do. John Short. To be allowed to purchase the land applied for by him on the terms formerly approved of.

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 26th of November next. John Campbell, Palphrey Tract. G. H. Giberson, Tobique River. A. B. Sharp, Maniquart. Thos. Donaldson, Renous River. Enoch Lunt, Little River. Wm. M'Leod, Kouchibouguac. Robert Dunn, Salmon River. Peter Stewart, Restigouche. Charles Connell, (230 tons,) Tobique River. A. Rankin, Northumberland. John Stratton, Newcastle River. George Morrow, Yoho Stream.

The answers to the Petitions of the undermentioned persons are as follows: S. P. Estabrooks, not complied with. J. F. do. do. Elijah Holmes, do. John E. Dow, do. E. L. Burpe, do. William Connell, (respecting excess,) not complied with.

Samuel Reynolds, not complied with. Ninian Lindsay, not complied with, the requisite certificates not being furnished. Francis Ferguson, complied with on producing the requisite certificate of the Timber being exhausted and paying up all arrears to this date.

James Long, complied with. Crown Land Office, September 21st, 1839.

The undermentioned tracts of vacant Crown Land, will be offered at Public Auction at this Office, on Monday the 2d day of December next. Sale to commence at 12 o'clock, noon.

Terms—10 per cent. of the purchase money, to be paid at the time of sale, and the remainder within 14 days after.

10 1/2 acres, Northumberland, between John De Cantillon's and the front lots in the Parish of Blackville, north side, S. W. Miramichi River. Upset price, 10s. per acre.

An Island containing 7 acres, lying in the South West Branch of Miramichi River near Buttermill Brook, Parish of Ludlow. Upset price, £20 for the Island.

100 acres, Kent, south of Dorsithebaunt, second tier, south of Kouchibouguais River. Upset price, 3s. per acre.

100 acres, Westmorland, being the south half of Lot No. 9, eleventh tier, Parish of Hillsborough. Upset price, 3s. per acre. The purchaser to pay for the improvements in addition.

170 acres, Westmorland, lots 8 and 7, range 3, Wilnot's Survey on Pollett River. Upset price, 3s. per acre.

40 acres, St. John, between the grants to P. White and A. Menzies, north side of Musquash River. Upset price, 3s. per acre.

100 acres, Charlotte, East of Line Burners Lake, (as surveyed for James Dismore.) Upset price, 3s. per acre.

THOS. BAILLIE,

Commissioner Crown Lands, Crown Land Office, September 21, 1839.

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

Terms, 10 per cent. of the purchase money to be paid at the time of sale, and the remainder within 14 days after.

Town lot No. 108, Town Plat of Dalhousie, Restigouche. Upset price, £15.

Town lots, Nos. 190, 191, 192, 193, 194, and 195 in the Town Plat of Dalhousie, Restigouche. Upset price, £15 each lot.

160 acres, Northumberland, being lot No. 40, south side S. W. Miramichi. Upset price 3s. per acre.

30 acres, Kent, being lots Nos. 15, 16, 17, and 18, in the second division, St. Nicholas Point. Upset price, 10s. per acre.

23 acres, Kent, being lot 14 in the 1st, 2nd and 3rd divisions, St. Nicholas Point, Weldford. Upset price, 10s. per acre.

100 acres, St. John, lot No. 6, in O'Keleher's survey, north east of Quaco. Upset price, 3s. per acre.

100 acres, St. John, lot No. 7, in O'Keleher's survey north east of Quaco. Upset price, 3s. per acre.

50 acres, Charlotte, south part of lot No. 54, Parish of St. James. Upset price, 3s. per acre.

175 acres, King's being the vacant part of lots 1 and 2, Butterwing Ridge, and adjoining the grant to Samuel Keith. Upset price, 3s. per acre.

THOMAS BAILLIE,

Commissioner of Crown Lands, Crown Land Office, 27th August, 1839.

The undermentioned tracts of vacant Crown Land, will be offered at Public Auction, at this Office, on Monday the 7th day of October 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 of the Big Horse Shoe, on Cain's River, as surveyed for P. McLaughlin. Upset Price, 3s. 6d. per acre.

100 acres, Northumberland, south of the grant to J. Cunard, Parish of Ludlow. Upset price, 3s. per acre.

100 acres, King's, south east half of lot No. 67, second tier, south east of Studholm's Mill Stream. Upset price, 3s. per acre.

100 acres, King's, north half of lot No. 11, first tier, Fairweather's survey, east of Studholm's Mill Stream. Upset price, 3s. per acre.

100 acres, King's, north half of No. 10, (same as above.) Upset price, 3s. per acre.

100 acres, King's, north half of No. 7, (same as above.) Upset price, 3s. per acre.

100 acres, King's, north half of No. 6, (same as above.) Upset price, 3s. per acre.

100 acres, York, south side of Taxes River, and adjoining the grant to Shadrack Ward, as surveyed for Thomas Wilson. Upset price, 3s. per acre; the purchaser to pay the value of the improvements in addition.

THOMAS BAILLIE,

Commissioner of Crown Lands, Crown Land Office, August 5, 1839.

By the Honourable Robert Parker, Esquire, one of the Justices of the Supreme Court of Judicature for the Province of New Brunswick.

To all to whom these presents shall come, Greeting: NOTICE is hereby given, that upon the application of Elias Bent, 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 this Province, of Samuel Williams, late of Portland, in the County of Saint John, (which said Samuel Williams is departed from and without the limits of this Province, with intent and design to defraud the said Elias Bent, and other creditors of the said Samuel Williams, 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 Samuel Williams do return and discharge his said debt or debts, within three months from the publication hereof, all the Estate as well real as personal, of the said Samuel Williams, within this Province, will be sold for the payment and satisfaction of the creditors of the said Samuel Williams. Dated at Saint John, the 27th day of June, 1839. R. PARKER.

[First published, July 3, 1839.]

By the Honourable Robert Parker, Esquire, one of the Justices of the Supreme Court of Judicature for the Province of New Brunswick.

To all to whom these presents shall come, Greeting: NOTICE is hereby given, that upon the application of William Hughson, 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 this Province, of James Mills, late of the Parish of Chipman, in the County of Queen's, (which said James Mills is departed from and without the limits of this Province, with intent and design to defraud the said William Hughson, and other creditors of the said James Mills, 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 James Mills do return and discharge his said debt or debts, within three months from the publication hereof, all the Estate, as well real as personal, of the said James Mills, within this Province, will be sold for the payment and satisfaction of the creditors of the said James Mills. Dated at Saint John, the sixteenth day of July, 1839. R. PARKER.

[First published, July 24, 1839.]

PARISH OF DUMFRIES,

COUNTY OF YORK, 7th August, 1839.

UNDER the Act of Assembly, 1st Victoria, Cap. 7, Sec. 8, DUNCAN BARBER, & Co. are Defaulters for non-payment of Parish Rates, to the amount of £1 11s. 8d.

TURNEY WHITEHEAD, Collector.

MONEY.

WANTED about three hundred pounds, for which good security will be given on valuable Land Property. Enquire at the Royal Gazette Office.

July 17, 1839.

FOR SALE.

WHAT valuable farm, the property of the Subscriber, situate on the eastern bank of the river St. John, in the Parish of Perth, County of Carleton, containing six hundred acres with the ten per cent. allowance, with a front on the river St. John, of three quarters of a mile, being a sufficient width for two or three good farms, timbered with hard wood and well watered; there are one hundred and forty acres cleared, well fenced, and under cultivation, cuts upwards of forty tons of hay, a comfortable dwelling house, with out houses, and two large frame barns thereon; that part which is cleared is flat land commonly called high intervals of a rich soil and quite free from stone; the soil of the upland is a rich limestone gravel, which is well known to be the best for the production of wheat that can be. A small stream of water runs through the upper or northerly lot, large enough to propel threshing or carding machines, which of course adds to the value of the property.—Terms of payment can be made easy. For particulars enquire of the Subscriber on the premises. GEORGE MOREHOUSE.

Perth, 14th August, 1839.

NOTICE.

ALL persons having legal demands against the Estate of ALEXANDER McDERMOTT, deceased, are requested to present the same, duly attested, within six months from the date hereof, and those indebted are desired to make immediate payment to:

SAMUEL BURNS, Esq. J. H. DEVEBER, Esq. Gagetown, 18th May, 1839.

CONSIGNMENT.

THE Subscriber has just received by the late Steamers, (and have on hand,) a quantity of TEAS, consisting of Gunpowder, Twanky Hyson, Twanky Congo of different kinds, and Bohea, comprising an excellent assortment for Family use and Retailers.

Also—Very superior WINES, bottled in cases and barrels. Best Golden Sherry, best L. P. Madeira, Old Claret, Old Port, Lisbon and Bronte, likewise pale Brandy, Whisky and double Brown Stout.

Kege of FIG TOBACCO, 20 lbs. FLOUR, with a variety of other articles.

MARK NEEDHAM, Fredericton, June 25, 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 their 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, Esq., Dorchester. THOMAS WYER, Esq., St. Andrews. J. W. WELDON, Esq., Richibucto. GEORGE KERN, Esq., Chatham. W. H. BALDWIN, Esq., Bathurst. J. M. CONNELL, Esq., Woodstock. MR. DAVID McMILLAN, Esq., St. John. J. SIMPSON, QUEEN'S PRINTER.

NAILS, NAILS, CHEAP NAILS,

Manufactured and sold by W. H. SCOVIL.

North Market Street, St. John, N. B.

CUT Lath, Shingle, Board and Finishing NAILS of all sizes.

Cut Flooring Brads, 3, 3 1/2, 4 inch.

Finishing, do. 1, 1 1/2, 2 inch.

Sinching, do. 2, 2 1/2, 2 3/4 inch.

Copper Boat Nails assorted sizes.

A supply of the above description of nails always on hand, and for sale at very low prices, whole sale or retail.

Purchasers of nails will find it much to their advantage to call and inspect for themselves.

June, 1839.

POST OFFICE.

Fredericton, Sept. 5, 1839.

List of Letters remaining in Office at this date.

A David Armstrong, Geo. Archibald, James Adams.

B Wm. Boynton, Wm. Ballard, John A. Beckwith, Walter Brit, Rozana Bragan, Wm. Brotherton, Pat. Brunner, Margret Bell, John Bryner, Wm. C. Brown, John E. Brown, George Bell, John Belper, James Bernet, John Buckley, Ira Bane, James Brown, Thos. Berry.

C John Carter, Isaac Cornelison, W. Clark Nathan Cousins, Dan. Clough, Wm. Campbell, James Cullin, Peter Clements, John Croig, Wm. Chambers, Danl. Clough, John Cullerton, John Campbell, Robert Colman, John Cockburn.

D Mrs. C. Delenny, John Davidson, (2.) Wesley Dow, Wm. Davis, James Dykes, John Denton, George Doherty, Wm. Dunn, Gabriel Deveber.

E John Eastman, Thos. Earles, James Edmonds, Abel Estey, Stephen Estey, John Esterbrook.

F John N. Foster, John Frame, Emelia Friak, Geo. Fullner, David Ferguson.

G Mathew Graham, Tristram Grant, Joseph Gray, Edwin Gerrity, Christopher Graham, Hugh Graham, Hannah Gallisham, Elias Goff, Joseph Gray.

H George Hambleton, Bomon Hopkins, Sam. Huey, Jean Baptist Herbert, Capt. Jonathan Harding, John Harned, Andrew Haugh, John Hammen, John Hogan, Francis Ann Hooper, Benjamin Hanson, James Hars, Lewis Hall, Mary Ann Haden.

J Michael Jones, Geo. Jonston, John Jonston, Lavina Jordan, Wm. Johnson, Thomas Jones, Geo. Johnston.

K James Kane, James Kearney, Joseph Kite, John Kirkpatrick, Frederick Charles Kent, John Kerr.

L Alex. Lion, John Long, (2.) Anthony Lockwood, A. Jane Longstaff, Thankful Longstaff, John Little, Elizabeth Latta, William Lane, Sophia Lenke.

M & Mc. John McMillan, Alex. Makintosh, George Morro, Richard B. McNeil, John McNeill, Thomas Moser, James McMurphy, Alexander Moodie, Wm. McFarlane, Neal McShannon, Rustin McDonald, George Marsh, Alexander McInnes, Gordon McBroy, Robert McGayley, Jane McNeil, John McMurterrie, Rory McLennan, James Moodie, Moses McNally, Thos. Wm. Moore, James Moore, F. McEneaney, McDonald, John McBean, Nancy Murdoch.

Peter O'Neil.

John Poloch, Josiah Purken, John Porter, M. A. Perkins, Wm. Fond, Robert Perks, Wm. S. Payne, Thos. Powell, Wm. Parsons, Henry Palmer.

Charles Quin.

A. Richie, (2.) Jas. Reid, Andrew Rogers, Horace Roberson, John Reid, Elenor Rattis, Martha Rosborough.

E. Seymour, George Scott, John Smith, (2.) Dennis Shaw, Wm. Stone, Charles Smith, A. C. Somerville, Henry Smith, Margret Sweeney, Isaiah Sutherland, Miss Jane Starratt, Jacob S. Selmed.

Joseph Topham, Timothy Tierney, Wm. Tompson, Wm. Turner.

George Woods, Geo. Whightman, Lavina Weeks, Nicholas Wheeler, Robert Wiley, Alex. Wilson, Wm. Wade, W. Whitehead, Lydia Ann West, Joseph Woodworth, John Watt.

Benjamin Yerxa.

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

W. B. PHAIR, Post Master.