

NEW

SERIES.

THE ROYAL GAZETTE.

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Volume 6.

FREDERICTON, NEW BRUNSWICK, SEPTEMBER 4, 1839.

Number 7.



By Authority.

By His Excellency Major General Sir JOHN HARVEY, K. C. B. and K. C. H. Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

J. HARVEY, Lt. Governor.

A PROCLAMATION.

WHEREAS the GENERAL ASSEMBLY of this Province stands prorogued to the first Tuesday in September next; and whereas, in consequence of a great recent public calamity, and other weighty reasons, an early meeting of the Legislature is found expedient; I do therefore, by the advice of Her Majesty's Executive Council, further prorogue the said GENERAL ASSEMBLY, until Tuesday the tenth day of September next, then to meet at Fredericton for the dispatch of business.

Given under my Hand and Seal at Fredericton, the twenty fourth day of August in the year of our Lord one thousand eight hundred and thirty nine, and in the third year of Her Majesty's reign.

By His Excellency's Command,
WM. F. ODELL.

SECRETARY'S OFFICE,

19th August, 1839.

In pursuance of directions received from the Right Honorable the Secretary of State, Public Notice is hereby given that all Applications to the Home Government, intended to be forwarded by the Lieutenant Governor, and all Documents connected therewith, must be transmitted to His Excellency in Triplicate.

PROVINCIAL APPOINTMENT.

Michael Harley to be Commissioner for exploring a contemplated line of Road, from the Head of the Grand Lake to Richibucto.

Downing Street, 17th June, 1839.

SIR:—Having referred for the consideration of the Lords Commissioners of the Admiralty, your Despatch of the 19th of March last, with the report of the Assembly of New Brunswick, relative to the encroachments of American Fishermen on the Fishing Grounds reserved for Her Majesty's Subjects, I have the honor to enclose herewith for your information, the copy of a letter from their Lordship's Secretary, stating that the Naval Commander in Chief on the North American Station, has been directed to issue the necessary orders for the protection of the British Fishermen.

I have the honor to be, Sir,

Your most obedient

humble servant,

NORMANBY.

Major General Sir JOHN HARVEY, K. C. B. &c. &c.

Admiralty, 10th June, 1839.

SIR:—In reference to your letter of the 7th instant, enclosing copies of a Despatch from the Lieutenant Governor of New Brunswick, and a report from a Committee of the Assembly of that Province, relative to the encroachments of the American Fishermen on the fishing grounds of Her Majesty's Subjects;—I am commanded by my Lords Commissioners of the Admiralty to request that you will acquaint the Marquis of Normanby that the Naval Commander in Chief on the North American station has been desired to give particular directions to the Officer commanding the Ship sent for the purpose stated in your letter, to protect the Fisheries of this Province.

I am, &c.

J. BARROW.

James Stephens, Esquire, &c. &c. &c.

IN COUNCIL, 26th August, 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 28th of October next, and five shillings additional will be charged on each purchase, for postage, &c.

NORTHUMBERLAND.

Jeremiah Cavanagh, 3s. per acre, down, for 50 acres.

John McCormick, 3s. per acre, down.
Bernard McCormick, do. do.
David Stephens, do. do.
James Hurley, 3s. per acre, by instalments, half front of the lot.

Daniel Carney, 3s. per acre, down.

KENT.

Rolla A. Ford, 3s. per acre, down.
Henry Warman, 5s. per acre, down, as previously approved of.

WESTMORLAND.

Edward Leeman, 3s. per acre, down.
Nelson do. do. do.
Levy do. do. do.
Robert do. Jun. do. do.
John do. do. do.
Robert Leviston, 2s. 6d. per acre, down, or 3s. by instalments.

Samuel Steeves, 3s. per acre, down.
Enoch Steeves, 3s. per acre, down.
Edward do. do. do.
Joseph do. Jun. do. do.
Frederic do. do. do.

SAINT JOHN.

Arthur Ruff, 3s. per acre, down.
Simeon Vaughan, do. do.
Anthony Ruff, do. do.
James A. Smith, do. do.
John B. Smith, do. do.
Patrick Miles, 2s. 6d. per acre, down.

CHARLOTTE.

William Rogers, 3s. per acre, down.
James Lane, do. do.

KING'S.

James Knollin, 3s. per acre, down.
William Avery, do. do.
John Crowley, do. do.

QUEEN'S.

Roger Barton, 3s. per acre, down.
Thomas Farris, do. do.
Robt. Hutchinson, do. do.

YORK.

John Dowling, 3s. per acre, down.

CARLETON.

John Porter, 3s. per acre, down.
Thomas Emery, Jun. do. do.

The lands applied for by the undermentioned persons will be offered, at Public Auction, at this office, on Monday the 4th day of November next, (see advertisement.)

Robt. McEwan, Jun. Arthur Ritchie.
Wm. McAllister. Sandford B. Brown.
John Wedderburn. Henry Smith.
William Carey. James McCawley.
Samuel Keith. D. J. MacQueen.
Charles Miller.

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

Charles Lean. John McKay.
Mary O'Brien. Wm. McBrine.
A. McIntire. Robert Vinson.
A. McLaggan. John Walter.
R. Sewell. William Wark.
Thos. Blacklock. John Blacklock.
W. Russell, Jun. John McIntosh.
Moses Hovey. John Pond.
George Collett. John Robinson.
Walter Tracey. John Murray, Jun.
W. D. Baileys. A. Russell, Jun. 5th.
R. M. Steeves. Fabian Collett.
J. D. Steeves. John Harnett.
F. W. Steeves. A. Morton.
J. L. Steeves. A. Anderson.
S. Trenholm. B. A. Steeves.
Wm. Ellis. D. M. Steeves.
S. Simpson. G. H. Steeves.
Peter McKay. William Leon.
John Stevens. James McBrine.
Thomas Ellis. Wm. M. Knowlton.
Henry Ellis. John Sharp.
John Reid. Tobique Mill Co.
Placide Legere. Alex. Cameron.

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

Gavin R. Crooks, not complied with.
George McCloskey, do. do.
Isaac Coates, do. do.
Thomas Knott, do. do. but unless Thomas Wetherall, to whom the lot was originally sold, comes forward and pays for the same before the 1st December next, his right to the same will be considered forfeited, together with the improvements thereon.
George Swinney, not complied with; officers of the Civil Department being excluded by law.
Reuben Stiles, referred for further information.

John Morrison, Jun. complied with, to have 100 acres on one side of the river only.

John Maddox, not complied with.

James Hannay, complied with.

John Blacklock, do.

Patrick Mackie, to stand over.

Robert King, not complied with.

Thomas Gilbreath, to stand over.

Engene Johnston, do.

Washington Raymond, do.

George Warman, do.

Terence Ferguson, do.

William Hastay, do.

Charlotte Thomson, do.

Elizabeth Fleming, do.

William Allingham, do.

Dennis Ryan, do.

Jeremiah Brian, do.

William Barry, do.

Daniel Murphy, do.

Thomas Gordon, do.

Caleb J. Stuart, do.

Charles F. McRae, do.

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 28th day of October next.

Enoch Lunt, Salmon River.

Francis Tibbits, Little River.

Alexander Rankin, Bt. Church River.

Henry McFarland, Newcastle River.
Samuel Reynolds, New Canaan River.
James A. Phillips, Tobique River.
Joseph Russell, S. W. Miramichi.
Thomas Hastay, River St. Croix.
Sherman Tapley, Manquart River.
Hugh Lackey, New Canaan River.
Francis Ferguson, Pabineau River.
Archibald McLean, Nashwaak River.
Jacob McKean, Mamozekel River.
Converse Brown, Little River.
Amos Plummer, Le Ke Stream.
James Gillan, Sovogle River.
Thomas W. Underhill, Cain's River.
Arthur Ritchie, County of Restigouche.
Richard Inman, Minuec River.
John McGregor, Salmon Creek.
John Street, Restook Portage Road.
P. Stewart, Jardine's Brook.
Isaac Leighton, Bay des Vent River.
John Fish, Piskahagan River.
Charles Perley, El River.
Joseph Cunard, Pockmouche River.
do. Carraquet River.
do. Bay des Vent River.

John Hoban, Cain's River.
Samuel Nevers, Beanguinec River.
A. S. Carman, Carleton County.
Allan McLean, Nashwaak River.
Hugh Ramsay, Upsalquitch River.
R. B. Jewett, Gaspeau River.
R. R. Ketchum, Carleton County.
Jesse Estabrooks, Swan Creek.
James S. Mitchell, Clearwater Brook.
J. Montgomery, Upsalquitch River.
Ben. Tibbits, Tobique River.
Colin C. Brymer, Kouchibouguac River.
James Fowler, Sabbie's River.
Jacob McKean, Tobique River.
James A. Phillips, River St. John.
Arthur Ritchie, Upsalquitch River.
Francis Ferguson, Pabineau River.

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

R. McMillan and John McCurdy, complied with on payment of the duties and satisfying the seizing Officer.

Richard P. Estey and Daniel Small, for a timber Berth on Six Mill Brook, Cain's River, Northumberland.

The Berth applied for will be offered at this Office for competition between these applicants on Monday the 4th of November next. Upset price, 2s. per ton for white Pine.

Richard R. Ketchum, for return of part duty on 12 tons of Timber, complied with.

Richard R. Ketchum, respecting his Timber transactions, to stand over for further information.

Enoch Lunt, not complied with.
Estabrooks McNeil, do.
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 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, Butternut Ridge, and adjoining the grant to Samuel Keith. Upset price, 3s. per acre.

100 acres, Queen's, south half of lot No. 7, Newcastle River. Upset price, 3s. per acre.

1,350 acres, Carleton, being lots Nos. 7, 8, and 9, in the 5th tier, and lots 4, 5, 6, 7, 8 and 9, in the 6th tier of J. A. MacLauchlan's survey of lots in Upper Andover, above the River Restook. 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 lot No. 10, (same as above.) Upset price, 3s. per acre.

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

100 acres, King's, north half of lot 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 Honorable 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 Hughes, 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 Hughes, 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 Saint John, the sixteenth day of July, 1839.
R. PARKER.

[First published, July 24, 1839.]

By the Honorable 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 Honorable Robert Parker, 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 John Rhodes, 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 Province, of James Garratt, late of Saint Andrews, (which said James Garratt is departed from, and without the limits of this Province, or else he has concealed within it, and the other creditors of the said James Garratt, 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 James Garratt 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 Garratt within this Province, will be sold for the payment and satisfaction of the Creditors of the said James Garratt.

Dated the eighth day of June, A. D. 1839.
R. PARKER.

[First published, June 19, 1839.]

W. H. STREET,
Wine Merchant.

Agent and Commission Merchant,
At Saint John, and at Fredericton,
New Brunswick.

THE undersigned, under the conviction that public convenience equally as his own interest would be consulted, by establishing at Fredericton a Branch of his St. John Business, has taken premises in Westmorland Street, Fredericton, where will in future be kept a sufficient supply of WINES, BRANDY, GENEVA, WHISKY, &c. to comply with the orders of those who may find the delay and trouble of sending to St. John, inconvenient. Mr. WILLIAM J. BERTON having been appointed the Agent, is duly authorised to transact all business connected with the Fredericton Branch, in the name of the undersigned.

W. H. STREET.

June 5th, 1839.—tf.

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.

WINES, BRANDY, &c.

FOR Sale at the premises of the Subscriber, in Westmorland Street, Fredericton, IN BOTTLE.

Port, Madeira, Old L. P. and East India Madeira, Marsella, Pale and Brown Sherry, Buccella, Bronte Madeira, Sicilian, Cape Madeira, Claret, Hermitage, Burgundy, Sauterne, Bursac, Champagne, Hock, (Vintage, 1822,) best old Martell and Pale Brandy, Scheidem Geneva, Cambleton Whisky, Old Batavia Arrack, London Porter, Double Brown Stout and L. pale Ale, &c. &c.

ON DRAUGHT.
Port, Sherry, Madeira, Tenerife, Sicilian, Scheidem Geneva, Hollands Gin, Best Cambleton and Malt Whisky, Brandy, Jamaica Spirits, Champagne, Vinegar, &c. &c.

ALSO ON HAND:
Coffee, "Clinton's" Hyson, Souchong, Twanky and Congo Teas; Double Refined Loaf and Raw Sugar; Half Barrels Prime Mess Pork, (put up for Family use,) Barrels and Half Barrels Crackers; Kegs Sugar Biscuit; Cheddar Cheese; assorted Pickles and Sauces; Indian Curry Powder, Capers, Olives, Ketchup, &c. from Lazenby's; boxes Muscatel and Bloom Raisins; Dried Figs; Imperial Plums, &c.; London Mould and Spem Candles; Boxes London and Liverpool Soap; Tobacco; Cigars; Wine and Beer Corks, &c.

A liberal discount made to retailers.

ON CONSIGNMENT.
A few puncheons Rum, Hhds. Geneva, Tobacco. Dipt Candles, 8's, 10's, 12's, and 30 boxes Yellow Soap.

W. H. STREET.
Fredericton, July 8, 1839.

JUST RECEIVED

And for sale by the Subscriber, loan for prompt payment, at his Store, corner of Queen and Regent Streets:

3,000 FEET Glass, 10x12, 8x10, 7x9.

200 Gls. Paint Oil,
150 do. Lamp do.
500 Cwt. White Lead,
200 do. Green Paint, in Tins,
200 do. Putty,

1200 do. Pots and Bake Pans, Tea Kettles, Frying Pans, Gridles, Gridirons,
Cut and Wrought Nails; Cutlery, Plate, and Socket Castors; Hair Cloth; curled hair; locks of all kinds, together with a general assortment of Dry Goods and Groceries; Pickled and Dry Fish.

F. W. HATHEWAY.
May 28, 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, { Execu-
J. H. DEVEBER, { tors.
Gagetown, 18th May, 1839.

NOTICE.

ALL Persons having legal demands against the Estate of ALWARD HARNED late of Fredericton, deceased, are hereby requested to render the same within three months from this date, and those indebted to the said Estate are requested to make immediate payment to

MARY HARNED,
Administratrix.

Fredericton, June 15, 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, Esq., 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 McMILLAN, Esq., St. John.

J. SIMPSON, QUEEN'S PRINTER.

NAILS, NAILS,
CHEAP NAILS,

Manufactured and sold by
W. H. SCOVILL.

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. 3, 1 1/2, 1 3/4, 2 inch,
" Sheathing, 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.

A WELL built Double PHAETON and an English CHARIOT. Apply at this office.

July 2, 1839.