

THE ROYAL GAZETTE.

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Volume 6.

FREDERICTON, NEW BRUNSWICK, NOVEMBER 20, 1839.

Number 18.



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.

J. HARVEY, Lt. Governor

A PROCLAMATION.

WHEREAS notwithstanding repeated public notice heretofore given, by which all Her Majesty's subjects within this Province were strictly charged and commanded to abstain from cutting Timber, or otherwise in any manner trespassing on any part of the lands within this Province, at present in dispute between the Governments of Great Britain and the United States of America, commonly called "The Disputed Territory," individuals have heretofore from time to time been guilty of cutting and making Timber thereon, I do hereby repeat my prohibition against the same; And I do hereby strictly enjoin and charge all Her Majesty's subjects within this Province to abstain from cutting Timber of any description, or in any quantity, however small, on the same Territory, or any part thereof, on the pain and peril which may fall thereon: And all such Her Majesty's subjects within this Province are hereby notified, that I have given command and authority unto James A. Macdonald, Esquire, the duly appointed Warden of the said Territory, to arrest, seize, take and destroy all Timber which may be cut in violation of this Proclamation, and forthwith to remove and drive off all persons that he may find so offending. For which purpose, I have authorized and do hereby authorize the said Warden to employ and take with him on his visits of examination such sufficient force or posse of assistants as may enable him to carry into effect the object and intention of this Proclamation.

And I do hereby call upon and direct as well all Peace Officers as all other liege subjects of Her Majesty within the Province, to be aiding and assisting in all things within their power, to enable the said Warden to discharge his duty in the premises.

Given under my Hand and Seal at Fredericton this twenty second day of October, 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.

CIVIL APPOINTMENTS.

James Gilmore, Esq. Commissioner, to expend the sum of £25, granted towards erecting a Slip at Remie's landing, in the Parish of Newcastle.

Henry B. Allison and William Loch, Esquires, to be Fire Wards at Newcastle, County of Northumberland, in the room and place of Archibald Duncan, deceased, and J. A. Street, Esquire, who has resigned.

The Reverend Henry J. Jarvis and the Reverend James Hannay, to be additional Trustees of the Grammar School at Richibucto, in the County of Kent.

IN COUNCIL, November 20, 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 6th day of January next, and five shillings additional will be charged on each purchase, for postage, &c.

RESTIGOUCHE.

James Christopher, 3s. per acre, down.

NORTHUMBERLAND.

Martin Murphy, 3s. per acre, down, for 100 acres, (or the 150 acres at Auction. Upset price, 3s. per acre.)

KENT.

Bridget Grace, 5s. per acre, down.

WESTMORELAND.

James Bannister, 3s. per acre, down.
William McKay, 3s. do. do.
Peter McKay, 3s. do. do.
Alexander Anderson, do. do. for 100 acres, on petition being signed by the Applicant.

John Blacklock, 3s. per acre, down, on petition being signed by the Petitioner.
Thomas Allan, 3s. per acre, down, on petition being signed by the Petitioner.

CHARLOTTE.

William Lemmon, 3s. per acre, down.
Edward Kelly, do. do.
Stewart Gibson, do. do.
John Evans, 3s. per acre, down, for 50 acres, to include his improvements.
J. Meredith, Jr. do. do.
J. B. Young, 3s. per acre, down.

C. W. Stockton, 3s. per acre, down, for 100 acres, (the other 100 to be sold at auction.)

QUEEN'S.

James Watson, 3s. per acre, down.
James Chittick, do. do.
John Rice, do. do.

SUNBURY.

Patrick McGraw, 3s. per acre, down.
William McGraw, do. do.

YORK.

Henry Dougherty, 3s. per acre, down.
James Logue, do. do.
George Price, do. do.
Thomas Tackney, do. do.

CARLETON.

Edward Maghney, 3s. per acre, down.
The lands applied for by the undermentioned persons will be offered at Public Auction, at this office, on Monday the 6th day of January next, (see advertisement.)

William Murray, Steven Trenholm.
William McLeod, Robert Milton.
John Murray, Jr. Isiah Langen.
Robert McCutchan, Thomas Phillips.
J. H. McAllister, Thomas Burns.
John Porter, Margaret Rogers.
Richard Tobin, Thomas Flanagan.
The Petitions of the undermentioned persons, are referred for want of survey:
Robert Ferguson, W. Alexander.
A. Alexander, A. McLaggan.
W. Hay, J. Hovey.
J. Anderson, D. O'Donohue.
R. McDonald, B. Wolhaupter.
J. B. Johnston, A. Anderson.
T. Oliver Arnold, Jr. D. McLean.
J. Patterson, D. McCarthy.
Robert Reid, M. Downing.
R. Moore, Jr. J. Campbell.
Thos. Lendsay, W. Scott.
J. Walker, W. Fisher.
R. McCulla, W. McCulla.
T. H. Pearson, W. A. W. Stockton.
T. Gregory, P. Garve.
M. F. Coates, G. Hartt.
W. McCullagh, D. Surey.
P. O. Connors.
W. Kilburn.

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

Joseph Ryan, complied with, upon production of the requisite certificate.
D. M. Wilson, complied with.
W. S. Estey, do.
Alexander Campbell, complied with, for 100 acres.

John McMahon, approved that a Grant issue of the Lot letter H.

Ann McConnell, complied with.
James Wilcox, referred until the quit claim deed alluded to in petition is produced, together with the transfer from James McGinley.

Thomas Richards, not complied with.

Charles Fisher, complied with.

Lawrence Rider, not complied with.

Rosanna Hughes, complied with.

Stephen Bart, not complied with.

William Finkil, not complied with. Being School Reserve.

Thomas Phillips, (see auction.)

J. Devine and J. Glavin, not complied with.

Gregor McGregor, complied with.

John Carson, approved that on the Grant being cancelled, the purchase money paid by Petitioner be returned to him with interest thereon.

Thomas Carson, (same as John Carson.)

Bridget Dowd, approved that a Grant pass to the Petitioner, in trust for the benefit of her children by her late husband, Wm. Dowd, upon payment of the balance of purchase money.

George A. Mahood, complied with.

John Maddox, not complied with.

Isaac Hobbs, do. do.

Thos. E. Perley, do. do.

Patrick Mackie, do. do.

Reuben Stiles, referred for the report of the Auditor.

Thomas Gilbreath, complied with, (Grant to issue in his name.)

Eugene Johnson, referred for further information.

Washington Raymond, complied with.

George Warman, do.

Terrence Ferguson, not complied with.

William Hastay, do. do.

Charlotte Thomson, do. do.

Elizabeth Fleming, do. do. but no proceedings will at present be taken against the property.

William Allingham, not complied with, but no proceedings will be taken against the Petitioner at present.

Dennis Ryan, complied with.

Jeremiah Brian, do.

William Barry, do.

R. Richardson, 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 6th day of January next.

James Taylor, Little River.

Charles Campbell, Tobique.

John Pearson, Salmon River.

Allan K. Ash, River St. Croix.

A. McLean, Little River.

R. Cochran, Gaspereaux River.

Hugh McLaughlin, Dungarvon.
John Bedell, Carleton.
J. W. Goldfinch, Salmon River.
James Johnston, Gloucester.
George Clinton, River St. Croix.
James Taylor, (No. 349.) W. Branch Nash-walk.

Thomas Coughlan, Little River.
A. McLaggan, Sabbies River.
R. Bavard, Salmon River.
C. Campbell, Pobiague River.
W. Diblee, Presquile River.
Nehemiah Clark, Queen's.
C. Mitchell, Dungarvon River.
Robert Sutton, Northumberland.
A. Rankin, Church River.
A. Ritchie, Restigouche.
S. Tapley, Carleton.
J. Barton, Queen's.
A. Crawford, do.
W. Loch, Northumberland.
Henry Keith, Queen's.
Samuel Gardner, do.
William Scullar, complied with, on all arrears being paid up.

Samuel Langan, do. do.
Amos Plummer, do. do.
Daniel Small, do. do.
Charles Perley, do. do.
John Cundy, do. do.
J. H. McAllister, do. do.
E. L. Burpe, do. do.
Charles Connell, do. do.
George Morrow, do. do.
Amos Dickinson, do. do.
Robert Ralston, do. do.
Daniel Gilmore, do. do.

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

Thomas Fraser, Sen. not complied with.

James Taylor, No. 350, not complied with, the berth having been previously applied for by W. Merrithew, and J. V. Bustin.

James S. Segge, do. do.

Matthew Crone, not complied with.

Hugh Lackey, do.

Robert Ralston, (for Mill Reserve,) not complied with.

R. R. Ketchum, not complied with.

R. S. Demall, referred for further consideration.

H. M. G. Garden, not complied with until his report is received.

A. B. Close, referred for information from the Warden of the Disputed Territory.

R. V. Bustin, complied with.

Amos Dickinson, not complied with.

Thomas Pickard, do.

Charles Connell, not complied with, the condition of the Bond not having been complied with.

H. McFarland, complied with.

W. Colwell, do.

Crown Land Office, November 5, 1839.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction, at this Office on Monday the 6th day of January 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.

50 acres, Northumberland, Lot No. 55, Tabacine Beach. Upset price, 5s. per acre.

158 acres, Northumberland, Lot No. 56, Tabacine Beach. Upset price, 5s. per acre.

264 acres, Kent, Lots 1 and 2, adjoining E. Power, and the gore lying between W. Cochran, and No. 21, running back to the 3rd tier, St. Nicholas Point. Upset price, 10s. per acre.

150 acres, Westmorland, Gaspereaux River, between Round and Square Lakes, Botsford, (as surveyed for S. Trenholm.) Upset price, 3s. per acre.

100 acres, Westmorland, Lot No. 17, Covertide River. Upset price, 3s. per acre.

100 acres, Kent, Parish of Sussex, between W. Gregg, and W. Creighton, middle tier, between Smith's Creek and Mill Stream. Upset price, 3s. per acre.

140 acres, Queen's, Lot No. 1, McDonald's survey, Salmon Creek. Upset price, 3s. per acre.

200 acres, Queen's, Lot letter E, northwest side of the Washademoak Lake, below Pickett's Cove. Upset price, 3s. per acre.

60 acres, York, being the southwest part of Hardwood Island, second Chipneticook Lake. Upset price, 3s. per acre, the purchaser to pay for the improvements.

100 acres, York, northeast side of the second Chipneticook Lake, opposite Hardwood Island. Upset price, 3s. per acre, the purchaser to pay for the improvements.

50 acres, Carleton, Parish of Northampton, between A. Rogers, and W. Hemphill. Upset price, 3s. per acre, the purchaser to pay for the improvements.

50 acres, Carleton, half of Lot No. 2, in the fourth tier Williamston Settlement. Upset price, 3s. per acre.

100 acres, Queen's, Lot No. 12, southeast side of the New Canaan River near the Flare Rock. Upset price, 2s. 6d. per acre, the purchaser to pay for the improvements.

THOMAS BAILLIE,
Commissioner of Crown Lands.
Crown Land Office, 5th November, 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.

104 acres, Northumberland, between John De Cantillon 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 Buttermilk Brook, Parish of Ludlow. Upset price, £20 for the Island.

100 acres, Kent, south of Dorsithe Thiebault, second tier, south of Kouchebougnas 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 Lime Burners Lake, (as surveyed for James Dismore.) Upset price, 3s. per acre.

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

By the Honorable James Carter, 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 Henry Jackson 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 this Province, of Michael Breen, late of Fredericton, in the County of York, (which said Michael Breen is departed from and without the limits of this Province, with intent and design to defraud the said Henry Jackson and others, creditors of the said Michael Breen, 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 Michael Breen 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 Michael Breen, within this Province, will be sold for the payment and satisfaction of the creditors of the said Michael Breen. Dated at Fredericton the twelfth day of November, A. D. 1839.

J. CARTER, J. S. C.
BERTON and DIBLEE,
Attorneys for petitioning creditors.
[First Published, November 13, 1839.]

By the Honorable James Carter, 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 Henry Jackson 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 this Province, of Edward N. Kendall and William P. Kay, late of Fredericton, Surviving Partners of the firm of Braithwaite, Kay and Company, in the County of York, and Province aforesaid, (which said Edward N. Kendall and William P. Kay have departed from this Province, and have not nor hath either of them resided within the Province for the term of six months now last past,) to be seized and attached, and that unless the said Edward N. Kendall and William P. Kay do return and discharge their debt or debts within six months after the publication hereof, all the estate as well real as personal of the said Edward N. Kendall and William P. Kay within this Province, will be sold for the payment and satisfaction of the creditors of the said Edward N. Kendall and William P. Kay. Dated this twelfth day of November, in the year of our Lord one thousand eight hundred and thirty nine.

J. CARTER, J. S. C.
BERTON and DIBLEE,
Attorneys for petitioning creditor.
[First Published, November 13, 1839.]

NEW BRUNSWICK, to wit.
By the Honorable William Botsford, one of the Justices of the Supreme Court of Judicature for the Province of New Brunswick.

To all to whom it may concern, Greeting:

NOTICE is hereby given, that upon the application of James Kinne the First, 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 this Province of New Brunswick, of Daniel Lyman late of Harvey, in the County of Westmorland, (which said Daniel Lyman is departed from without the limits of this Province with intent and design to defraud the said James Kinne, and the other creditors of the said Daniel Lyman, if any there be, of their just dues, or else remain concealed within the same 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 Daniel Lyman 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 Daniel Lyman, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Daniel Lyman. Dated at Sackville in the County of Westmorland, the nineteenth day of September, in the year of our Lord, one thousand eight hundred and thirty nine.

W. BOTSFORD.
[First Published, 9th October, 1839.]

To all to whom it may concern:—

NOTICE is hereby given, That we the Subscribers, have been duly appointed Trustees for all the Creditors of Jeremiah Murphy, late of Grand Manan, in the County of Charlotte, an absconding Debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the direction of the Acts of Assembly in that case made and provided, and we do hereby require all persons indebted to the said Jeremiah Murphy, on or before the fifteenth day of January 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 Jeremiah Murphy, and to deliver all other effects of the said Jeremiah Murphy, which they, or any or either of them, may 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 Jeremiah Murphy, on or before the same day of January next, to deliver to us, or some one of us as aforesaid, their respective accounts and demands against the said Jeremiah Murphy, in order that right and justice may be done, agreeably to the form of the said Act of Assembly in such case made and provided. Given under our Hands and Seals, at Grand Manan, in the County of Charlotte, the tenth day of October, 1839.

THOMAS REDMOND,
JOHN ELDRIDGE.

In the matter of William Robinson, absconding Debtor.

NOTICE is hereby given, that a general meeting of all the Creditors of the above named WILLIAM ROBINSON, is requested on TUESDAY the 3rd day of December 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 the demands against the said William Robinson, by proof, attestation or otherwise, to the satisfaction of the Trustees, at which time also a Dividend will be made.

RICHARD HUTCHINSON, } Trustees.
ALEX. FOSTER, }
FRANCIS HUNTER, }
Miramichi, October 1, 1839.

BANK STOCK.

10 SHARES CENTRAL BANK STOCK
for sale on favourable terms.
Apply at this Office.
13th Nov. 1839.

FARM FOR SALE.

THE SUBSCRIBER offers for sale that pleasantly situated Farm about eighteen miles from Fredericton, adjoining that of Mr. NICHOLAS WHEELER, and containing three hundred acres more or less. On it there is a comfortable Log House, and a good Frame Barn, together with other out-buildings, and likewise an Orchard. Terms easy, and particulars made known on application to
MICHAEL COLTER.
Fredericton, 16th Oct. 1839.

NOTICE.

ATTORNEY GENERAL'S OFFICE.
THE several Printers who have been requested to insert Notices to Crown Debtors on Land purchasers, are requested to send in their respective Bills forthwith, to
CHARLES J. PETERS,
Attorney General.
Fredericton, 19th August, 1839.

The several Editors of Newspapers who are desirous of obtaining payment of their respective demands to which this notice refers, will forthwith attend thereto.

CHARLES J. PETERS,
Attorney General.
Oct. 2, 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.

Kegs of Fig TOBACCO; 20 Bls. FLOUR, with a variety of other articles.

MARK NEEDHAM.
Fredericton, June 25, 1839.

FOR SALE.

Those valuable premises situated on the North West Corner of Queen and Carleton Streets, at present in the occupation of Mr. George Anderson. As a stand for business this property is equalled by few in the Town of Fredericton, and will be sold at a low price, by early application to Mr. Spafford Barker, Fredericton, or to the subscriber in St. John.
JAMES T. HANFORD.
September 23, 1839. 2m

NAILS, NAILS,
CHEAP NAILS,

Manufactured and sold by

W. H. SCOVIL.

North Market Wharf, 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, 1 3/4, 2 inch.

Shedding, do. 2, 2 1/2, 3, 3 1/2 inch.

Copper Bolt Nails assorted sizes.

A supply of the above description of nail: 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.