

NEW

SERIES.

THE ROYAL GAZETTE.

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FREDERICTON, NEW BRUNSWICK, JULY 24, 1839.

Number 1.



By Authority.

IN COUNCIL, June 3, 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 10th day of September next, and five shillings additional will be charged on each purchase, for postage, &c.

GLOUCESTER.

Thomas Hinton, 3s. per acre, down.
Urban Dugay, 2s. 6d. per acre, down, or 3s. by instalments, on production of the requisite certificates, and affidavits as to the improvements.
John Chasson, 3s. per acre, down.

NORTHUMBERLAND.

James Turner, 3s. per acre, down.
Wm. McBeath, Jun. 3s. 6d. per acre, down.
Wm. Gray, Jun. 3s. per acre, down.

KENT.

Basil White, 3s. per acre, down.
Thomas M'Carthy, 3s. per acre, down.

WESTMORELAND.

John Camron, Jun. 3s. per acre, down, with the usual front.
John Camron, 3d. do. do. do.
Daniel Camron, do. do. do.
Charles Shaw, 2s. 6d. per acre, down, or 3s. by instalments, on production of the necessary affidavit and certificate.
John Taylor, 3s. per acre, down, with the usual front.

Peter Jonah, Jun. 3s. do. do. do.
Levi Jonah, do. do. do. do.
Peter Jonah, Sen. do. do. do. do.
Christian Elser, 3s. per acre, down.
Geo. Tower, Jun. do. do. do.
John Wallace, do. do. do. do.
Henry Duffy, do. do. do. do.
Moses Osborn, do. do. do. do.
John Beatty, Jun. may have 100 acres at 3s. per acre, down.

John Irving, 3s. per acre, down.
William Irving, do. do. do.
Enoch Dawson, do. do. do. do.
Hugh Steeves, 3s. per acre, down.
Samuel Nickerson, 3s. per acre, down, with the usual front.

KING'S.

William Wallis, 3s. per acre, down, with the usual front.
Hugh Wallis, do. do. do.
George Oldfield, do. do. do.
Luke Harrison, Jun. 3s. per acre, down.
Alexander Scott, do. do. do.

QUEEN'S.

Charles Miller, 3s. per acre, by instalments, on production of the requisite affidavit.
John London, 3s. per acre, down.

CARLETON.

Patrick Daucherty, 3s. per acre, down, with the usual front.
Henry Emery, 3s. per acre, down.
The lands applied for by the undermentioned persons, will be offered at Public Auction, at this Office, on Monday the 10th day of September next, (see advertisement.)

Donald M'Beath. William Murry.
John M'Beath, Sen. Thomas Nugent.
Duncan Shaw, R. W. Stockton.
David Wallace. John Duffy.
Robert Smith.

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

James Christopher. James Bannister.
Dennis Cronin. William M'Kay.
Malcolm Morrison. Enoch Stiles.
Joseph Roddick. Thomas Lloyd.
Joseph Ross. James Lloyd.
Robert Nicholson. R. M'Caughery, Jr.
Edward Williston. George Price.
Edward Leeman. Thomas Tackney.
Nelson Leeman. Henry Dougherty.
Levy Leeman. James Logue.
Robert Leeman, Jr. Stephen Cahill.
John Leeman, Jr. John Levin.

The answers to the petitions of the undermentioned persons are as follows:—

James Sullivan, not complied with, for want of evidence of the transfer of the improvements of Nicholas Murray.

Patrick Mackie, not complied with, (see answer to Basil White's Petition.)

James Simpson, not complied with, there being no witness to the Petitioner's mark.

Eugene Johnston, do. do. do.
John Forsyth, not complied with, the Petition not being signed by the Petitioner.

Samuel Steeves, do. do. do.
Enoch Steeves, do. do. do.
Edward Steeves, do. do. do.
Joseph Steeves, Jun. do. do. do.
Frederic Steeves, do. do. do.

Justus Wetmore, do. do. do.
John Dowling, do. do. do.
Washington Raymond, do. do. do.
James Somerville, complied with.
John Dunn, do. do. do.
Samuel Freeze, do. do. do.
Nathan W. Foster, complied with.
Charlotte Thomson, not complied with.
Michael Cullen, do. do. do.
James Burghis, complied with.

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 10th day of September next.

Stephen Munson, Lepreau River.
James Stein, Magaguadavic River.
Daniel Small, Cains' River.
E. Allen, Penniac Stream.
T. E. Grant, Howard Settlement.
James S. Segee, Grand River.
D. Irvine, Gaspeau River.
James Langen, do.
Samuel Reynolds, New Canaan River.
Thomas Pickard, Tobique River.
Edward Murray, Pollett River.
A. Wright, do.
Thomas W. Underhill, Cains' River.
John T. Williston, Little Black River.
J. S. Segee, Nashua.
Sherman Tapley, Shikihank River.
George Perry, New Canaan River.
R. Munroe, Clearwater Brook.
James Fowler, Sabbies River.
Charles Connell, Jr. River Saint John.
do. do. do.
James Taylor, Shikihank River.
Henry Sypher, Newcastle River.
Melzer Drake, S. W. Miramichi.
do. Cains' River.
A. M'Lagran, Renous River.
George Parker, New Canaan River.
Wm. Brown, Coal Creek.
Conrad Miller, Newcastle River.

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

George Giberson, not complied with.
Adoniram Gilmour, Ordered, That the Petitioner be not released from the stampage for 1838, but the Petitioner may be allowed to relinquish his licence on producing the necessary certificates, under the existing Rules.
Thomas E. Perley, not complied with.
The Petitions of Caleb M'Cully cannot be complied with.
Rowland Crocker's Petition is not complied with.
Donald M'Leod's Petition is complied with upon payment of the Seizing Officer's dues.

Crown Land Office, July 3, 1839.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction, at this Office, on Monday the 2d day of September 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 fourteen days after.

100 acres, Northumberland, on Black River, (in Block 14, Range 11), as surveyed for Donald M'Beath. Upset price, 5s. per acre.

50 acres, Northumberland, on Black River, (in Block 15, Range 11), as surveyed for John M'Beath, Sen. Upset price, 4s. per acre.

100 acres, Westmorland, Lot A. on Road from Turtle Creek to Weldon's Creek, as surveyed for Duncan Shaw. Upset price, 3s. per acre.

100 acres, Westmorland, part of Lot 12, Tenth Tier, Hillsborough. Upset price, 3s. per acre.

100 acres, Westmorland, Lot No. 10, and part of No. 9, Range 4, Block 4, Pollett River. Upset price, 3s. per acre, with the usual front.

100 acres, Saint John, adjoining west of R. M'Kenna, St. Martin's, (as surveyed for William Murry. Upset price, 3s. per acre.

200 acres, Saint John, adjoining E. and S. Brown, near Quaco, being on "Jacob Brook," as surveyed for Thomas Nugent. Upset price, 5s. per acre.

100 acres, King's County, south east half of Lot No. 5, head of Smith's creek, Sussex. Upset price, 3s. per acre.

THOS. BAILLIE,
Commissioner Crown Lands.

Crown Land Office, June 4, 1839.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction at this Office, on Monday, the 5th day of August 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 fourteen days after.

100 acres, Restigouche, being in rear of lot No. 22, Parish of Beresford. Upset price, 3s. per acre.

5 acres and 2 roods, being Pasture Lots, Nos. 69 and 84, in the Town Plat of Dalhousie, Restigouche. Upset Price, £12 10s. per lot.

200 acres, Gloucester, being on the west side of the Road leading from Caraguet to Pockmouche River, as surveyed for Isaac Ache. Upset price, 2s. 6d. per acre.

100 acres, Northumberland, north west of Bay du Vent River, as surveyed for R. Grogan, in rear of the first tier. Upset price, 3s. per acre.

30 acres, Northumberland, as surveyed for John Porter, on the north west branch of Little Bartibog River. Upset price, 2s. 6d. per acre.

30 acres, Northumberland, as surveyed for Adam Gordon, on Coltart's Brook, Bartibog River. Upset price, 2s. 6d. per acre.

100 acres, Westmorland, as surveyed for Amos Wilson, on the west branch of Coverdale River. Upset price, 5s. per acre.

100 acres, Westmorland, being the lot surveyed for Stephen Trenholm, near Square Lake, Parish of Botsford. Upset price, 3s. per acre.

100 acres, Westmorland, being in rear of lot No. 8, purchased by John Blackstock, on the road from Shemogre to Cape Bear, Parish of Botsford. Upset price, 3s. per acre.

300 acres, Westmorland, as surveyed for Joshua Steeves, on the head of Coverdale River, above the granted lands. Upset price, 5s. per acre.

100 acres, King's, being one half of the lot lately surveyed for John Parlee, in rear of the Studville Grant, Sussex, (not to interfere with J. Parlee's improvements.) Upset price, 3s. 6d. per acre.

70 acres, King's, being the lot surveyed by Samuel F. Ryan and James Roach, in rear of the Studville Grant, Sussex, and north of John Parlee. Upset price, 3s. 6d. per acre.

200 acres, King's, being lots 2 and 3, south east of the Studholm's Mill Stream Grant second tier and near the grant to H. J. Gosline. Upset price, 3s. per acre.

200 acres, Queen's, second tier, north west of the Washademoac Lake, and between the grants to Thomas Gilbert and Thomas Peppers. Upset price, 3s. per acre; the purchaser to pay Thomas Gilbert the value of the improvements thereon.

200 acres, Charlotte, being the lot surveyed for John Bell, on Winder's Mill Stream, and north of the grant to Peter Goss. Upset price 2s. 6d. per acre; the purchaser also paying for the improvements thereon.

24 acres, Queen's, being in rear of lot No. 25, Upper Musquash Island. Upset price 5s. per acre.

253 acres, Queen's, being in rear of lot No. 27, Upper Musquash Island. Upset price, 5s. per acre.

THOMAS BAILLIE,
Commissioner of Crown Lands.HEAD QUARTERS, FREDERICTON,
15th June, 1839.

MILITIA GENERAL ORDERS.

His Excellency the Lieutenant Governor and Commander in Chief has been pleased to make the following promotions and appointments, &c. in the Militia.

Third Battalion York, (Light Infantry).
Lieutenant Alexander Ross, to be Captain of the African Company.

Lieutenant Alexander M'Gibbon, is permitted to retire from the Militia Service, retaining his rank.

The appointment of George Burt as Ensign, does not take place.

Second Battalion Westmorland.
Captain George Wry of the Artillery Company, is allowed to retire with his rank.

The Christian name of Hugh M'Kay which appeared in the Gazette of the 20th March last, as Ensign in the 2d Battalion Charlotte County Militia, should have been Alexander.

By Command.

GEO. SHORE,
Adjutant General Militia.

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 Thomas Weyer, 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 Church 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 within 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 Church 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 for the payment and satisfaction of the Creditors of the said Jeremiah Murphy. Dated at Saint Andrews, in the County aforesaid, the 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 15, 1839.]

By the Honorable Robert Parker, one of the Justices of Her Majesty's Supreme Court of Judicature for the Province of New Brunswick.

To all whom it may concern:—
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, is departed from, and without the limits of this Province, or else lies concealed within it, with intent and design to defraud the said John Rhodes, 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 this eighth day of June, A. D. 1839.
R. PARKER.

[First published, June 19, 1839.]

SHERIFFS SALES.

County of York.

To be sold on the second Saturday in January next, at the Market House, in Fredericton, between the hours of twelve and five o'clock, the following lots of Land, viz:—

A LOT of Land belonging to James Sutherland, known as lot No. 21, in Kingsclear, containing about 450 acres, granted to George Sproule; also a lot of land on a small Island, situated in the River Saint John at the lower end of Sugar Island, known as lot No. 39, containing four and a half acres, also lot No. 37, and part of lot No. 36, containing about five acres, situated at the lower end of Savage Island, granted to George Sproule in the grant to John Day and others.

The same being taken by virtue of an Execution issued out of the Supreme Court, against the said James Sutherland.

E. W. MILLER, SHERIFF.

Fredericton, 24 July, 1839.

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, situated on the Nashua stream known as part of lot No. 3. Also the one third part of two hundred acres, situated in Kingsclear on the reserved road, near the Secodawapicook, and formerly owned by Edward Connor. Also the one third part of two hundred acres, situated on the north west side of the Nashua stream, commencing at the said creek, and running back 81 chains, and known and distinguished as the Holy Brook Farm. The above property having been levied on by virtue of an execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

To be sold by Public Auction at the County Court House in Fredericton, on the tenth day of January next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester:

THE real Estate of William Read, of Sackville, containing sundry lots of upland and marshland, situated in the Parish of Sackville, in the County of Westmorland: The same having been taken by virtue of an Execution at the suit of Rufus Smith, Esquire.

W. P. SAYRE, SHERIFF.

Dorchester, 26th June, 1839.

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. Nevins, of in and to that certain lot or tract of land, situated in the Parish of Burton, on the North Road, so called, about three miles from the mouth of the Oranoc, 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 £29 2s. 9d. and Peter Duff for £19 10d.

J. HAZEN, SHERIFF.

Burton, 28th March, 1839.

To be sold at Public Auction at the House of Samuel Mayes, Innkeeper in Gagetown, on the third Saturday in November next, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title, interest, claim and demand of Hector M'Lean, as one of the heirs of Dun-

can M'Lean, Deceased, or otherwise, in and to all that certain Farm or tract of land, situate in the Parish of Waterborough in Queen's County, and on the southerly side of the Grand Lake, containing 400 acres more or less, together with the improvements thereon: And also, all the right, title, interest, claim and demand, in and to the following tracts of Land, viz: The lower part of a lot or tract of Land known as lot No. 24, in the Parish and County aforesaid, containing about 70 acres more or less, bounded Westerly by land the property of James Spence, and Easterly by land the property of Allen M'Lean.

Also, Lot No. 23, containing 100 acres, situate on the West side of the Mistake Point, Salmon River; also, lot No. 15, situate at the Gaspeaux River, near the Upper Mills, containing 200 acres more or less, seized and taken, in, and by virtue of two several Executions issued out of the Supreme Court, at the suit of Stephen Wiggins and Samuel Langen. Dated the 14th day of April, 1839, at Gagetown.

N. H. DEVEBER, Sheriff of Queen's.

To be sold at Public Auction on the first Saturday in January next, between the hours of twelve and five of the afternoon, at the house of Samuel Mayes, Innkeeper, in Gagetown:

ALL the right, title and interest of the President and Directors of the New Brunswick Mining Company, in and to a certain lot or tract of land situate, lying and being on the south side of Coal Creek, in the Parish of Waterborough, in Queen's County, containing three hundred acres, more or less, known as lot No. 7, granted by the Crown to the President and Directors of the said Company: The same having been seized and taken, in and by virtue of several Executions issued out of the Supreme Court. Dated at Gagetown, the 18th day of June, 1839.

N. H. DEVEBER, Sheriff of Queen's.

To be sold at public auction at the house of Samuel Mayes, Innkeeper, in Gagetown, on Tuesday the twenty sixth day of November next, between the hours of twelve and five of the afternoon:

ALL the right, title, interest, claim and demand of Peleg Demmons, in and to the following tract of land, viz: Lot number six, situated in the Parish of —, in Queen's County, and on the westerly side of the Salmon River, containing seventy acres, more or less, also lot number one, on Indian point, (so called,) containing eighty acres, more or less, being bounded on one side by lot number two, granted to David Syphen, and on the other side by Salmon Bay, also that certain tract of land being a part of lot number two on Indian point, and is described in a deed from Henry Earle, to George Combs and Samuel Lambert, or so much of the same as will satisfy an execution, issued out of the Supreme Court against the said Peleg Demmons, at the suit of Thomas Cox, Executor of John Yeoman, deceased.

N. H. DEVEBER, SHERIFF.
Gagetown, 14th day of May, 1839.

To be sold at public auction, at the house of Samuel Mayes, Innkeeper, in Gagetown, on Tuesday the twenty sixth day of November next, between the hours of twelve and five of the afternoon:

ALL the right, title, interest, claim and demand of James M'Donald, in and to all that certain tract and parcel of land, situate, lying, and being in the Parish of Canning, in Queen's County, back o Iron-bound Cove, at the head of the Grand Lake, in the rear of the front lots, beginning at a marked Spruce Tree standing on the westerly angle of a grant to Andrew Smart, containing five hundred acres more or less, together with the Saw Mill and all other buildings and improvements thereon.

Also—A lot of land, situate on the east, of Salmon River, containing two hundred acres, more or less; seized and taken in and by virtue of an Execution issued out of the Supreme Court, at the suit of Samuel Scott, Esquire.

N. H. DEVEBER, SHERIFF.
Gagetown, 14th day of May, 1839.

To be sold at Public Auction, at the House of Samuel Mayes, Innkeeper, 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 Kent.

On the 4th day of January next, will be sold between the hours of twelve and five o'clock, p. m., at the Court House, Richibucto, County of Kent:

ALL the right, title, interest, property, claim and demand of in and to that certain lot of land situate, lying and being on the south side of the Cocagne River, bounded on the west by lot number thirty, originally granted to Belone Grogan, and on the east by land granted to Joseph Grogan, the same being all that lot of land, by one Placide Grogan sold and conveyed to the said Hezekiah Seemans and Louther Seemans, containing three hundred acres, more or less, seized by me under and by virtue of an Execution, Thomas Bogges and Lawrence Hartsborn, ex. Hezekiah Seemans and Louther Seemans.

LEBARON DRURY,
High Sheriff of Kent.
Sheriff's Office, 19th June, 1839.

County of Restigouche.

To be sold at Public Auction at the County Court House, in Dalhousie, on the second Tuesday in January next, the undermentioned property, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title and interest of Joseph Arceneau, in and to the following lands and tenements: all that certain lot, piece and parcel of Land situate, lying, and being in the Parish of Addington, in the County aforesaid, called and known as part of the lot granted to John Perry, bounded on the south by land owned by the late Perry Dumaresq, Esquire, containing seventy acres, more or less, together with all buildings and improvements, &c. The above property, having been taken by virtue of an execution, issued out of the Supreme Court, at the suit of Jean Vibert.

JAMES PAUL, SHERIFF.
Dalhousie, June 15, 1839.

County of Cumberland.

To be sold at Public Auction at the House of Samuel Mayes, Innkeeper in Gagetown, on the third Saturday in November next, between the hours of twelve and five o'clock of the afternoon:—

ALL the right, title, interest, claim and demand of Hector M'Lean, as one of the heirs of Dun-