

NEW

SERIES

THE ROYAL GAZETTE.

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Volume 6.

FREDERICTON, NEW BRUNSWICK, DECEMBER 11, 1839.

Number 21.



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 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 peace 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.

SECRETARY'S OFFICE,

FREDERICTON, 31 December, 1839.

PUBLIC NOTICE is hereby given, That the Collector of Her Majesty's Customs for the Port of Saint John, has appointed and approved of the Market House Cellars, situate in the Market Square in the City of Saint John, for the Warehousing and securing of all Goods for the purposes of the Act 3d & 4th William 4th, Cap. 59.

PROVINCIAL APPOINTMENTS.

His Excellency the Lieutenant Governor has been pleased to appoint the following Gentlemen to be *Masters Extraordinary* in the Court of Chancery.

A. K. Smedes Wetmore, Andrew Barbarie, William Chandler, Alexander Campbell, and Christopher Milner, Jr. Esquires.

BYE ROAD COMMISSIONERS.

William Sinklar in the room of Frederick Phillips, deceased, to expend the following sums granted for Bye Roads in Sunbury, viz: £20 from William Dow's to the Rushagons; £20 from John M. Wilmot's farm to Wm. Dow's.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction, at his 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 4 days after.

50 acres, Northumberland, Lot No. 55, Tabernacle, Upset price, 5s. per acre.
150 acres, Northumberland, Lot No. 56, Tabernacle, Upset price, 5s. per acre.
264 acres, Kent, Lots 1 and 2, adjoining E. Power, and the gore lying between W. Cochran, and N. 21, running back to the 3rd tier, St. Nicholas Point. Upset price, 10s. per acre.

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

100 acres, Westmorland, Lot No. 17, Co-verdale River. Upset price, 3s. per acre.

100 acres, King's, 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 Chipetneticook Lake. Upset price, 3s. per acre, the purchaser to pay for the improvements.

100 acres, York, northeast side of the second Chipetneticook 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 Flat 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 following Warrants, bearing Interest, are payable on demand at the Treasury, Saint John.

1. S. Tryon, Esq.	£1000 0 0
2. Hon. W. Crane.	148 13 4
3. H. Hatch, Esq.	20 0 0
4. Charles Connel, Esq.	250 0 0
5. J. F. Winslow, Esq.	12 17 6
6. Ensign John McLean,	18 0 0
7. Hon. N. Parker,	200 0 0
13. Trustees of Schools Greenwich,	50 0 0
14. Hampton,	80 0 0
15. Norton,	40 0 0
17. Upham,	40 0 0
19. President & Co. Central Bank,	568 8 2
20. Speaker & Members of Assembly,	2173 14 0

B. ROBINSON, Province Treasurer.

Treasury, Saint John, 30th Nov., 1839.

By William Wilson, Esquire, one of the Justices of the Superior Court of Common Pleas, in and for the County of Westmorland, in the Province of New Brunswick.

To all to whom it may concern, Greeting:

NOTICE is hereby given, That upon the application of Christopher Milner, of Dorchester, in the County of Westmorland, Attorney at Law, 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 John Towse, late of Hopewell, in the County aforesaid, Yeoman, (which said John Towse departed from without the limits of this Province, with intent and design to defraud the said Christopher Milner, and the other creditors of the said John Towse, if any there be, of their just dues, or else remains concealed within the same 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 John Towse 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 John Towse, within this Province, will be sold for the payment and satisfaction of the creditors of the said John Towse. Dated at Dorchester, in the County aforesaid, the twentieth day of November, A. D. 1839.

W. WILSON, J. C. P.

Christopher Milner, Petitioning Creditor.

(First Published, November 27, 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.)

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 Act 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 remains

concealed within the same 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 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.)

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 now had 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.)

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 fifth 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 to us all other effects of the said Jeremiah Murphy, which they, or any one 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 Hamilton'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,

ALEX. FOSTER, Trustees.

FRANCIS HUNTER,

Miramichi, October 1, 1839.

NOTICE.

THE subscriber intending to bring his present business to a close in the ensuing Spring, offers his extensive Stock of SADDLERY, HARNESS, HARDWARE, Dry Goods, and Groceries, at reduced prices for Cash, until the first day of March next, when those remaining on hand will be disposed of at Public Auction, without reserve.

J. WILLOX.

HE OFFERS FOR SALE:

The HOUSE and Out Houses in Queen Street, opposite the Central Bank, well known as a good stand for business and a very pleasant residence; the COTTAGE newly erected on the corner of Regent and Charlotte Streets, with half an acre of Land, a good Garden, and Well of Water; 25 acres of LAND on the Maryland Road, about one mile from Town, covered with a good growth of Soft Wood; 300 acres of LAND in the Hanwell Settlement, about seven miles from Town, the newly opened road to St. Andrews, passing in front; 100 acres of LAND, being the Eastern half of Lot No. 4, in the fifth tier of Lots in Richmond Settlement, County of Carleton.

All the above Property is unencumbered, and will be sold low for approved payment.

Also:—10 Shares of the Central Fire Insurance Stock, and 7 Shares of the splendid Steamer NEW BRUNSWICK.

6th November.

BANK STOCK.

10 SHARES CENTRAL BANK STOCK for sale on favourable terms.

Apply at this Office. 13th Nov. 1839.



By Authority.

RETURN

Of Sums which became due at the Crown Lands Office, from 1st September to 1st December, 1839, for Land, and which have not been paid. Published for the information of the Parties by order of His Excellency the Lieutenant Governor.

Due.	Name.	County.	Nature of Debt.	Amount.
Sept. 2,	McCreedy, Thomas	St. John,	4th Instalment.	£5 9 4
" 5,	Giberson, Joshua	Carleton,	4th ..	9 7 6
" 6,	Clarke, Joseph N.	York,	4th ..	234 7 6
" 7,	Smith, Peter	Gloucester,	4th ..	10 0 0
" 8,	Jones, Patrick	Northumberland,	4th ..	6 5 0
" 8,	Tracey, Samuel Jun.	Carleton,	4th ..	3 15 0
" 9,	O'Keefe, Thomas	St. John,	4th ..	7 10 0
" 10,	Harding, Forsyth	Westmorland,	4th ..	7 10 0
" 10,	Lenon, John	Queen's,	4th ..	4 15 0
" 13,	Hart, George H.	Charlotte,	4th ..	3 15 0
" 16,	Simpson, James	Westmorland,	4th ..	4 7 6
" 16,	Cameron, James	York,	4th ..	5 0 0
" 26,	Caie, Hugh A.	Northumberland,	4th ..	5 0 0
" 8,	McGinn, Michael	King's,	4th ..	5 0 0
" 12,	Pickett, Phillip	Northumberland,	2d ..	3 15 0
" 13,	Christy, James	Charlotte,	2d ..	7 10 0
" 13,	Porter, Mary	Northumberland,	2d ..	1 17 6
" 25,	Cunning, James	Charlotte,	2d ..	5 0 0
Oct. 1,	Nelson, Edward	St. John,	4th ..	10 0 0
" 3,	Fulton, Francis	Queen's,	4th ..	7 10 0
" 4,	Knight, Joshua	Charlotte,	4th ..	15 0 0
" 5,	Flynn, John	Northumberland,	4th ..	3 15 0
" 6,	Miller, Chrish.	York,	4th ..	11 5 0
" 6,	Waters, George	Carleton,	4th ..	7 10 0
" 18,	Greaves, Albert M.	Westmorland,	4th ..	6 0 0
" 18,	Kelly, Daniel	Queen's,	4th ..	1 11 3
" 24,	Kelly, John	Queen's,	4th ..	1 17 6
" 24,	McFarlane, Andrew	Westmorland,	4th ..	5 0 0
" 26,	Malood, William	Charlotte,	4th ..	12 7 6
" 27,	Kelsoe, Thomas	King's,	4th ..	12 10 0
" 31,	Rait, James	Charlotte,	4th ..	42 3 9
" 10,	Vantassell, Reuben	Queen's,	2d ..	6 5 0
Nov. 1,	McKay, John	Northumberland,	4th ..	5 0 0
" 7,	Clarke, George	Queen's,	4th ..	4 0 0
" 9,	Carroll, Matthew	Northumberland,	4th ..	5 12 6
" 9,	Giberson, Joshua	Carleton,	4th ..	7 10 0
" 9,	Berton, George F. S.	Queen's,	4th ..	36 2 44
" 9,	Bolyea, David	King's,	4th ..	7 10 0
" 9,	Tompson, William	Northumberland,	4th ..	5 0 0
" 10,	Teedlan, James	Northumberland,	4th ..	5 0 0
" 24,	Gordon, William	Sunbury,	4th ..	4 11 10 1/2
" 28,	Beattie, Margaret	Kent,	4th ..	5 12 6
" 28,	McNiel, Finlay	..	4th ..	7 10 0
" 28,	McIntosh, Norman	..	4th ..	5 0 0
" 28,	McGillivray, John	..	4th ..	5 0 0
" 28,	Marsh, George	..	4th ..	5 0 0
" 28,	Atkinson, Miracious	..	4th ..	7 10 0
" 28,	Powell, Thomas	..	4th ..	5 0 0
" 28,	Mooney, James Jr.	..	4th ..	15 0 0
" 28,	Vontour, Charles	..	4th ..	5 0 0
" 28,	Richard, Placide	..	4th ..	3 0 0
" 28,	Burns, James	..	4th ..	4 7 6
" 28,	Saunders, James	..	4th ..	2 10 0
" 28,	Morton, James	..	4th ..	5 0 0
" 28,	Carson, Turner	..	4th ..	5 0 0
" 28,	Whelan James	..	4th ..	4 7 6
" 28,	Leizer, Jane	..	4th ..	10 0 0
" 28,	Degan, John	..	4th ..	7 10 0
" 28,	Walsh, Patrick	..	4th ..	3 0 0
" 28,	Kinsilla, Michael	..	4th ..	4 7 6
" 7,	Hunter, Samuel Sen.	York,	3d ..	3 15 0
" 17,	Greer, Samuel	..	3d ..	3 15 0
" 22,	Desmond, Patrick	Northumberland,	3d ..	1 17 6
" 29,	Blackney, Samuel	Charlotte,	2d ..	3 15 0

Total, £676 3 7

Sept. 1, McLean John, Bond for Timber Duty, 760 0 0

" do. do. do. 300 0 0

Total £1060 0 0

DRUGS, MEDICINES, &c

THE Subscriber has lately received his usual supply of DRUGS & MEDICINES.

Also,—Mrs. Gardner's INDIAN BAL-SAM of LIVERWORT, Pulmonary Balsam, & Compound BONESSET CANDY for the cure of Coughs, Colds, &c., Buffalo Oil, a new and excellent article for promoting the growth of the Hair; Rowland's Macassar Oil and Kalydor, Extract of Gall and Kreosote, a quick and effectual cure for the Toothache; Extract of Lemons and Essence of Rose for flavoring Cake, Pies, Puddings, &c.; Fresh Prunes, Almonds, Macaroni, Vermicelli, Isinglass, Solid Oil, Pickles and Sauces, White and Brown Windsor Soaps, Shaving Soaps, Guerlain's Ambrosial Cream for Shaving, Badger Hair Shaving Brushes; Hair, Nail and Tooth Brushes; Eau de Cologne, Lavender Water, M. Labarraque's Disinfecting Solution of Chloride of Soda; Macaboy and Scotch Snuffs, &c. &c.

JAMES F. GALE,

Chymist & Druggist.

Queen Street, Fredericton, Nov. 2.

SHEET IRON

Tin Ware Manufactory.

THE SUBSCRIBER begs leave to inform the Public, that having engaged an experienced Workman in the above line, he is prepared to attend to all matters connected with his business, and can warrant every thing from his Shop of the very best material and workmanship. To his Country Customers he will attend with his usual punctuality, and all orders left at his Residence, (St. John Street, opposite the premises of the late Mr. Cropper,) will meet with due attention.

WILLIAM MOORE.

Fredericton, 19th Nov. 1839.

FOR SALE.

6 SHARES COMMERCIAL BANK STOCK for sale. Apply to,

19th Nov. 1839. J. S. COY.

BANKS of all descriptions for sale at this Office.