NEW SERIES

THE ROYAL GAZETTE.

Printed and published by JOHN SIMPSON, Printer to the QUEEN'S Most Excellent Majesty, at his Office near the Province Building.

Volume 6. FREDERICTON, NEW BRUNSWICK, NOVEMBER 6, 1839. Number 16.

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 and I do hereby give command and authority unto James A. Maclauchlan, 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.

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.

10½ 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 Buttermilk Brook, Parish of Ludlow. Upset price, £20 for the Island.

100 acres, Kent, south of Dorsithe Thiebault, second tier, south of Kouchebouguasis 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, Wilmot'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 Dinsmore.) Upset price, 3s. per acre.

THOS. BAILLIE,
Commissioner Crown Lands.

Crown Land Office, September 21, 1839.

SUPREME COURT,

MICHAELMAS TERM, 3D VICTORIA, A. D. 1839.

William Samuel Sands, Esquire, one of the Barristers of the Society of the Middle Temple, and John M'Mahon, Esquire, one of the Attornies of this Honorable Court, are called to the Bar and admitted, sworn and enrolled Barristers.

Wm. R. M. Burtis, William Watts, Junior, Broke W. Hammond and George N. Segee, Gentlemen, having produced the requisite certificates of study, and having also been examined as to their fitness and capacity, are admitted, sworn and enrolled Attornies of this Court.

IT IS ORDERED, That the Examination of Students applying for admission at the ensuing Term, be held at Saint John, on Monday the 27th, and at Fredericton, on Friday the 31st days of January next.

GEO. SHORE.

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.

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 suit 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.

3m W. BOTSFORD.

[*First Published, 9th October,* 1839.]

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,
ALEX. FOSTER,
FRANCIS HUNTER, } *Trustees.*

Miramichi, October 1, 1839.

SHERIFF'S SALES.

County of York.

To be sold on the 1st Wednesday in April next, at the Market House, in Fredericton, between the Hours of 12 and 5 o'clock in the afternoon.

ALL the right and title of Christopher Haunson, being lot No. 3, situate in the Parish of Queensborough, on the Western side of the Madame Keswick, containing 200 acres: The same having been taken under and by virtue of an Execution issued out of the Supreme Court at the suit of Samuel A. Akerley.

E. W. MILLER, SHERIFF.

Fredericton, October 1, 1839.

To be sold on the twenty eighth day of February next, at the Sheriff's Office in Fredericton, between the hours of twelve and five o'clock in the afternoon:

ALL the right and title of Amaziah Nash, in and to a piece of Land, Mill Privilege and Saw Mill, situate at the mouth of Garden's Creek near the River, Saint John: Also a lot of Land and Mill, on the said stream, in rear B. Courses, about three miles from the River Saint John: The above property having been taken by virtue of an Execution issued out of the Supreme Court. E. W. MILLER, SHERIFF.

Fredericton, August 21, 1839.

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.:

ALOT 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, situate 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, situate 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, 2d July, 1839.

☞ *The above Sale is postponed until the 30th April next.*

E. W. MILLER, Sheriff.

Fredericton, October 30, 1839.

County of Westmorland

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

ALL the real Estate of Patrick Ritchey, situate in the Parish of Moncton: The same having been seized by virtue of several Executions against the said Patrick Ritchey. W. P. SAYRE, SHERIFF.

Dorchester, 8th August, 1839.

To be sold at Public Auction, 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 marsh land, situate 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 Dorchester, on the tenth day of April next, between the hours of twelve and five o'clock in the afternoon:

THE real Estate of Courtney Kinnear, wheresoever situated in the County. The same having been seized by virtue of several Executions.

Also at the same time and place,

The right, title, estate and interest of John Boyd, of, in and to a lot or parcel of land, situate in the Parish of Dorchester, on the Shediac Road, and known as lot number nine, in the Grant to John Hians, containing one hundred acres, more or less: Taken by virtue of an Execution at the suit of George Gibson.

Also at the same time and place,

The real Estate of Alexander Brown, Jesse Mills and David Mills, situate in the Parish of Moncton or elsewhere in this County: Seized and taken by virtue of an Execution at the suit of Henry Blakslee.

W. P. SAYRE, SHERIFF.

Dorchester, Co. Wesmorland, 3d October, 1839.

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 Belonie Gregan, and on the east by land granted to Joseph Gregan, the same being all that lot of land, by one Placide Gregan 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 Boggs and Lawrence Hartshorn, *vs.* Hezekiah Seemans and Louther Seemans

LEBARON DRURY, *High Sheriff of Kent.*

Sheriff's Office, 19th June, 1839.

County of Gloucester.

To be sold by Public Auction on the third Saturday in February next, between the hours of twelve and five o'clock, P. M., at the Court house in Bathurst:

ALL the right, title and interest of John Young, Esquire, of, in and to the lands on which he now resides, situate at Pockshaw, in the Parish of New Bandon, containing five hundred acres, more or less, with the Houses, out Houses, Mill, and water privileges thereunto belonging or appertaining: The same having been taken to satisfy an Execution issued out of the Supreme Court of this Province, at the suit of John A. Street, Esquire, against the said John Young.

ALSO—At the same time and place.

All the right, title, and interest of John Christie, Duncan Grant, William Christie and Charles Grant, of, in and to the following lands, viz.: the lot or tract in the Parish of Bensford, known as lot number six in the grant to Simon Arsincan and fifty one others bounded in front by the waters fo the Bay de Cheleur on the north by Lot number seven granted to the late John Grant, deceased, and containing one hundred and ninety acres more or less: Also all the undivided shares and proportions of the said John Christie, Duncan Grant and Charles Grant, of, in and to all that other tract or parcel of land situate in the Parish last aforesaid, bounded in front by the waters of the Bay de Cheluer, on the south by said lot, number six, and on the north by Lot number nine granted to the late John B. Chamberland, the same being known as Lots number seven and eight, in the grant thereof to the late John Grant, containing in the whole four hundred acres more or less. These lands being taken in Execution at the suit of John A. Street, Esquire, against the said John Christie, Duncan Grant, William Christie and Charles Grant.

HENRY W. BALDWIN, SHERIFF.

Sheriff's Office, Bathurst August 14, 1839.

King's County.

On the second Tuesday in February next will be sold at Public Auction at the Inn kept by John E. Stewart in the Parish of Hampton:

ALL the real estate of Caleb Wetmore, Junior, in King's County, consisting of all his right, title, interest and claim, in and to a certain farm or tract of land, situate in the Parish aforesaid, and known and described as being all that part of Lot No. 3, in the Grant to Caleb Wetmore, and others, lying on the southeast side of the Great Road leading from Hennigar's to the Hammond River Bridge, containing one hundred and thirty acres, more or less, with all the buildings and improvements to the same belonging, taken by virtue of an Execution issued out of the Supreme Court against the said Caleb Wetmore, Junior, at the suit of Samuel Keirstead. Sale to commence at one o'clock, P. M.

ALSO—At the same time and place,

Will be sold at Public Auction, all the real estate of John Mills in said County, consisting of all his right, title, interest, property and claim, in and to that certain farm, tract, piece or parcel of land, situate in the Parish of Upham, in said County, bounded on the west by Lands owned and granted to Isaac Fowler, on the east by Lands owned by the Widow M'Creag, and lying on the north side of the old Sheppody Road, and being known and distinguished as Lots No. 1 and Lot No. 2 containing two hundred acres more or less, the same having been taken by virtue of an Execution issued out of the Supreme Court against the said John Mills at the suit of Andrew Reed. A. DAVIDSON, SHERIFF.

Sheriff's Office, Kingston, June 27, 1839.

Queen's County.

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, situate 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 discribed in a deed from Henry Earle, to George Coombs 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 Samue 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 Duncan M'Lean, Deceased, or otherwise, in and to all thta 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 Gaspereaux 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 Samue Mayes, Innkeeper, in Gagetown, on Tuesday the twenty sixth day of November next, between the hours of twelve and five in 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 o Samuel Scovil, Esquire.

N. H. DEVEBER, SHERIFF.

Gagetown, 14th day of May, 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 tenaments: 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 granted to Paschal Charlefour, and on the north 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 Sunbury.

To be sold by public Auction on the first Saturday in April next, between the hours of 12 and 5 o'clock in the afternoon:

ALL the right and title of George P. Nevers, of in and to that certain lot or tract of Land situate in the Parish of Burton, on the Nerepis Road, about three miles from the mouth of the Oromocto, 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 & Coburn, for £39 2s. 9d. and Peter Duff, for £19 11s. 10d.

J. HAZEN, SHERIFF.

Burton, 21st Oct. 1839.

NOTICE.

ALL persons who have any demands against the estate of the late FREDERICK PHILLIPS, of Rushagoanis in the County of Sunbury, deceased, will render their accounts within six months from the date hereof, and those who are indebted to said Estate will make immediate payment to

THOMAS O. MILES,
THOMAS PHILLIPS. } *Executors.*

Dated at Maugerville, 2d October, 1839.

JACKSON'S HOTEL,
Fredericton, New Brunswick.

THE Subscriber respectfully informs his Friends and Patrons of Fredericton and its Vicinity, as well as the Inhabitants of the Province generally, that he has greatly enlarged his former Establishment by additional Buildings, has built a large and handsome Dining room, capable of accommodating any parties at public festivals, &c., with additional anti-rooms, bed rooms, &c. &c. He has always on hand a good supply of the choicest Wines and Liquors imported into the Province, a constant supply of good ice throughout the summer season, and can give good accommodation to any families wishing to visit Fredericton for the space of a few weeks or otherwise. To travellers from Nova Scotia or the United States, the Subscriber would feign recommend his Establishment to their particular notice as being inferior to none in the Province of New Brunswick.

Horses, Carriages and other vehicles are furnished from the Hotel.

August 31. H. JACKSON.

REMOVAL.

MACPHERSON & COY have removed to their new STORE on the Wharf, under JACKSON'S *Long Room.*

11th Sept. 1839.

New, Cheap and Substantial.

Just Received ex Ships Samuel, Allegro, and Thetis:

A GOOD assortment of BRITISH MERCHANDISE, suitable for *Town and Country*, well selected, and on the best terms. Being added to his former supply on hand, makes one of the best assortments of substantial GOODS to be found on this side of the city of St. John, and having been purchased on as good terms as any arriving in this Province, will be sold qually *cheap for ready money payment.*

This STOCK has all the variety kept on hand last season, with a large addition of the more substantial articles of DRY GOODS, and useful articles in HARDWARE, &c. &c.

To which the attention of the Public is most respectfully invited.

R. CHESTNUT.

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 intitled 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,....*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 M'MILLAN,.....*St. John.*

J. SIMPSON, QUEEN'S PRINTER.

IRON AND STEEL.

Just received ex. Ship Thetis *from Liverpool.*

AN excellent assortment of round, square and flat BAR IRON. Best double refined Axe Iron, ditto ditto CABLE IRON, Best L STEEL. Double Sheer and German STEEL. Stove Pipe Iron, &c. &c.

—ON HAND—

Strong rivitted 5, 6 and 7 inch STOVE PIPES, with elbows and gallows elbows to match, dumb Stoves, Sheet Iron Stoves, Canada Close Stoves, and Cooking Stoves in variety.

ROBERT CHESTNUT.

October 12, 1839.

FIRE INSURANCE COMPANY.
Connecticut, United States.

Incorporated in 1810—with a Capital of $150,000

THIS long established Institution has for more than twenty five years transacted its extensive business on the most just and liberal principles—paying its losses with honorable promptness. During this period have settled all their losses, without compelling the insured, in any instance, to resort to a Court of Justice. The present Board of Directors pledge themselves, in this particular, fully to maintain the high reputation of the Company. It insures on the most favourable terms every description of property against LOSS OR DAMAGE BY FIRE, but takes no marine risks.

Application for insurance may be made either personally or by letter to the Secretary of the Company, or to its Agents, who are appointed to many of the principal Towns and Cities of the United States, and in the British Provinces.

PRESENT BOARD OF DIRECTORS.

Eliphalet Terry,	Samuel Williams,
James H. Wells,	F. J. Huntington,
S. H. Huntington,	Elisha Colt,
H. Huntington, Jun.,	R. B. Ward.
Albert Day,	

ELIPHALET TERRY, President.

James G. Bolles, Secretary.

☞ THE Subscriber having been appointed Agent at Fredericton for the above mentioned Company, is now prepared to take risks on every description of Property against loss or damage by Fire.