

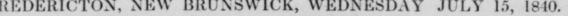
SERIES.

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, WEDNESDAY JULY 15, 1840.

Number 51





NEW

Bp Authority.



wick, &c. &c. &c. J. HARVEY, Lt. Governor.

A PROCLAMATION.

HEREAS the GENERAL ASSEMBLY of this Province stands prorogued to Tuesday the twenty third day of June instant; I have thought fit further to prorogue the said GENERAL ASSEMBLY, and the same is hereby prorogued to the fourth Tuesday in September next.

Sir JOHN HARVEY, K. C. B.

and K. C. H. Lieutenant Go-

Given under my Hand and Seal at Fredericton, the neneteenth day of June, in the year of our Lord one thousand eight hundred and forty, and in the third year of Her Majesty's reign. By His Excellency's Command, WM. F. ODELL.

HEAD QUARTERS, FREDERICTON, 6th July, 1840. MILITIA GENERAL ORDERS.

The Lieutenant Governor and Commander in Chief has been pleased to make the follow-

TERMS--Ten percent of the purchase money be paid at the time of sale, and the remain-be be paid at the time of sale, and the remain-be paid at the time of sale, and the remain-land, if any such there be, of their just dues, or else to the there is the time of sale and the remain-land, if any such there be, of their just dues, or else to the time of sale and the remain-John Neish, 3s. per acre, down. deceased, 6th July. to be paid at the time of sale, and the remain-Ensign James Seelye, vice E. Fairweather Alexander Hunter, do. do. der within 14 days after. avoid being arrested by the ordinary process of the the last Will and Testament of the said SETH Thomas Magwood, do. 100 acres, Kent, North side of the West Law, as it is alleged against him,) to be seized and GBISWOLD, deceased, they will hear of some attached, and that unless the said Carlos Copeland thing to their advantage. KING'S. thing to their advantage. Daniel Belding, 3s. per acre, down. Branch of St. Nicholas River, as surveyed for do return and satisfy his said debt or debts within Queensbury, October 29, 1839. A. Morton, in Johnston's Mill reserve. Up. William Carson, do. three months from the publication hereof, all the do. Estate as well real as personal, of the said Carlos Copeland, within this Province, will be sold for the Allan Carson. do. do. set price, 3s. per acre. CHAMPAIGN, HAMS, SC. 400 acres, Westmorland, being lots 12, 13, Alexander Bell, do. do. payment and satisfaction of the Creditors of the said Carlos Copeland. Dated at Fredericton, in the County of York, this twenty second day of June, TO BE ENSIGNS. THE Subscriber has received 25 doz. of su-John Bell, Senr. do. 14 and 15, East of John Keillor, North Moundo. perior CHAMPAIGN (Sillery Moustain Settlement. Upset price, 3s. per acre. John Bell, Jun. do. do. A. D. 1840. seua) in doz. baskets;-50 Virginia HAMS, 300 acres, Westmorland, on the North east QUEEN'S. first article; Also, a few thousand Spanish Simon Hays, Gent., vice Baxter, resigned W. BOTSFORD. George Vance, 3s. per acre, down. side the Road leading from the North River to [First Published in Gazette, June 24, 1840.] CIGARS, and offered for sale at a low price John F. Mullin, the Butternut Ridge, and South east of Thomas do. do. 2d Battalion Saint John County. By the Honorable Ward Chipman, Chief Justice of on reasonable terms. Hope, (not to interfere with Hugh M'Mona-CARLETON. the Supreme Court of Judicature for the Pro-vince of New Brunswick. H. JACKSON. TO BE CAPTAINS. Robert Starratt, 100 acres, of No. 14 at 3s. gle.) Upset price, 3s. per acre. Fredericton, June 16, 1840. per acre, down, and the remaining 40 acres to 85 acres, King's, lot No. 10 second tier To all whom these presents shall come, Greeting : South of the Kennebeccasis River. Upset e sold at Auction. Upset price, 3s. per acre. NOTICE is hereby given, that upon the applica FOR SALE. The lands applied for by the undermentioned price, 3s. per acre. tion of John Rhodes, to me duly made, accord-ing to the Acts of Assembly in such case made and or to Lease on shares or otherwise, for a term of years 50 acres, Queen's, adjoining the lot improved ersons, will be offered at Public Auction at SEVERAL lots of LAND advantageously situated at the Restook Falls and adjoining upon by J. D. Worden, South east of the this Office on Monday the 7th day of September provided, I have directed all the Estate as well real as personal, within this Province, of Joseph Blake and Nathaniel Blake, late of Saint Mary's, in the County of York, (which said Joseph Blake, and Na-shaniel Blake are departed from and without the limits of the Brancie and the saint and the same sector. Narrows" of the Washademoac Lake. Upnext, (see advertisement.) the Disputed Territory. Alexander Morton, Kent. set price, 3s. per acre. TO BE LIEUTENANTS. ALSO,-A valuable and extensive Mill Seat James M.Fee, Westmorland, (with the ex-40 acres, Carleton, being the East part of the at the same place. For particulars enquire of R. EGGAR, Fredericton. Ensign W. R. Sentill, vice E. Sentill, pro-North half of lot No. 15, fourth tier Presquile ception of 100 acres improved upon by H. limits of this Provnice, with intent and design to de-fraud the said John Rhodes and others, Creditors of the said Joseph Blake and Nathaniel Blake, if any M'Monagle.) Settlement. Upset price, 3s. per acre. Ensign Philip Moshier, of a new Company, Matthias Summers, Westmorland. 220 acres, Carleton, lot No. 10, third tier, N. B. Abundance of Limestone may be found there be of their just dues or else to avoid being ar-rested by the ordinary process of the Law, as is alleg-ed against them,) to be seized and attached, and that Presquile Settlement. Upset price, 3s. per Caleb J. Stuart, King's. at these Falls. Any person desirous of estab-Ensign James Moran, 8th July, 1840. J. D. Worden, Queen's. shing Lime Kilns on any part of the above acre. William Jordan, Gent., 9th July, 1840. Robert Quin, Carleton. George Connell, do. 220 acres, Carleton, lot No. 11, third tier, unless the said Joseph Blake and Nathaniel Blake fices, will be charged only a nominal rent for do return and discharge their said debt or debts within three months from the publication hereof, all the Es James Ormand Cody, Gent., 10th July, Presquile Settlement. Upset price, 3s. per aheptrst five years, with other priveleges. Francis Flannagan do. acre. tate as well real as personal of the said Joseph Blake and Nathaniel Blake, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Joseph Blake and Nathaniel Blake. Dated TO BE ENSIGNS. William Kitchen. do. 220 acres, Carleton, lot No. 12, third tier, NOTICE. Edward Marter, Gent., vice Sentill, promo-The Petitions of the undermentioned persons Presquile Settlement. Upset price, 3s. per LL Persons having any demands against the Estate of Moses Estev, late of the are deferred for want of survey. acre. at Fredericton, the tenth day of June, A. D. 1840. WARD CHIPMAN. Edward Sentill, Gent., 7th July. David M'Intosh. 220 acres, Carleton, lot No. 13, third tier, Parish of Saint Mary, deceased, are requested Robert Long, Gent., 8th July. Presquile Settlement. Upset price, 3s. per Donald M'Leod. [First Published in Gazette, June 17, 1840.] to present their accounts, duly attested; and Simon Vaughan, Gent., 9th July. to make immediate payment. JOHN VANHORNE, *Executors*. Alexander Boyd. acre. hose indebted to the said Estate are requested William Fownes, Gent., 10th July. By William Botsford, Esquire, one of the Justices of Her Majesty's Supreme Court of Judicature for the Province of New Brunswick. Bela Packard. JOHN S. SAUNDERS, George Fownes, Gent., 11th July. Surveyor General. John A. Street. 1st Battalion Saint John County. Crown Land Office, July 4, 1840. Peter Campbell. To all to whom these presents shall come, Greeting Captain John Cunard is permitted to retire, Bernard Campbell. NOTICE is hereby given, That upon the appli-cation of John Pollok, Arthur Pollok, Alex-auder Rankin, Robert Rankin, James Gilmour, Allam Gilmour, Junior, and John Pollok, Junior, to me April 22, 1840.-3m. The undermentioned tracts of vacant Crown Sylvester Hanson. 3d Battalion Westmorland. Robert Turner. Land will be offered at Public Auction at this NOTICE. Patrick Flannagan. Office on Monday, the 3d day of August next. Soloman Stiles, Gent., to be 2d Lieutenant HORTICULTURAL SOCIETY. duly made, according to the form of the Acts of As-Sale to commence at 12 o'clock, noon. John 'Ash. sembly in such case made and provided, I have di-rected all the Estate as well real as personal, within this Province of James Balloch, late of the City of HE first public exhibition will be held at Dennis Quirk. TERMS-Ten per cent of the purchase money Mr. WATT's Garden, on Monday the John Campbell. to be paid at the time of sale and the remainder James Roger, Gent., to be Quarter Master, 10th day of August. All Flowers, Fruits, &c. Samuel Young. within 14 days after. St. John, in the Province of New Brunswick, (which said James Balloch is departed from and without the limits of this Province, with intent and design to de-fraud the said John Pollok, Arthur Pollok, Alexander intended for exhibition must be sent in by 12 Charles Connell. 20 acres, Gloucester, on the north side of Pockmouche River, adjoining next above the Grant of Dennis DeBoss. Upset Price, 3s. o'clock at noon, of the same day. The se-The answers to the Petitions of the under-3d Battahon York, (Light Infantry.) cond exhibition will take place on Saturday the Rankin, Robert Rankin, James Gilmour, Allan Gil-mour, Junior, and John Pollok, Junior, and the nentioned Persons are as follows. 10th of October at the same place. Ensign John Carter, to be Quarter Master. George Mersereau, referred for further inper acre. other Creditors of the said James Balloch, if any such By Order of the Committee 50 acres, Northumberland, in rear of D. there be of their just dues, or else to avoid being ar-GEORGE LEE, Sec'y. James O'Leary. do. M'Donald, south side Napan River. Upset do. do. rested by the ordinary process of the Law, as is al-leged against him,) to be seized and attached, and that By Command, Fredericton, July 7. 1840.-4w. John Hay, complied with. price, 3s. per acre. GEO. SHORE, A. G. M. 125 acres, Westmorland, being the lower Anthony M'Geoach, complied with, on the nless the said James Balloch do return and discharge NAILS, NAILS, his said debt or debts within three months from the erms of his former Petition, viz. 3s. per acre, part of Lot No. 16, west side Petitcodiac publication hereof, all the Estate as well real as per-IN COUNCIL, 2D JULY, 1840. CHEAP NAILS. River, Hillsborough. Upset price, 3s. per acre. down. sonal, of the said James Balloch, within this Province John Alexander and others, postponed for William Foshay, to explore a road from will be sold for the payment and satisfaction of the Creditors of the said James Balloch. Dated at Fre-dericton, the sixteenth day of June, 1840. 300 acres, King's, Lots 14, 15 and 16. third Manufactured and sold by tier, Parish of Norton. Upset price, 3s. per W. H. SCOVIL. R. M'Cutchen, deferred until Deputy acre. William Girvan to expend £70 in the im-W. BOTSFORD. W. JACK, Attorney for Petitioning Creditors. [First Published in Gazette, June 17, 1840.] North Market Wharf, St. John, N. B Flaglor's report is received. 100 acres, King's, northeast of Richard James Langen, complied with on payment of Stockton, head of Smith's Creek. Upset OUT Lath, Shingle, Board and Finishing NAILS of all sizes. NEW BRUNSWICK IN CHANCERY. Cut Flooring Brads, 3, 31, 4 inch. 100 acres. King's, in rear of the Belding TRINTTY TERM, 3D VICTORIA. "Finishing, do. 4, 1, 14, 14, 14, 14, 2 inch, "Sheathing, do. 2, 24, 24, 24 inch. B. Wolhaupter, postponed for further congrant, northwest side of Studholm's Mill stream, THE following days are appointed by His Hono the Master of the Rolls, tor the Sitting of th "Sheathing, do. 2, 21, 21, 21 Copper Boat Nails assorted sizes. George L. Hannington to expend the sum of sideration. Sussex, as surveyed for James M. Belding. John Street, complied with. Upset price, 3s. per acre. A supply of the above description of nails always on hand, and for sale at very low prices, whole sale Court, during the ensuing Vacation viz: 80 acres, Carleton, part of Lot No. 15, third 1st Tuesday in July. 1st Tuesday in August. 1st Tuesday in September. John M'Lean, single duty only to be exacted on 56 tons. tier, Big Presquile Settlement. Upset price, or retail. Purchasers of nails will find it much to their ad-This Affidavit is re-published in conse-Charles Connell, complied with. 3s. per acre. By the Court antage to call and inspect for themselves. Francis Hunter, 100 acres, Carleton, part of Lot. No. 14, D, LUDUOW ROBINSON REGR. June 1839.

left the County, 7th July. Isaac Raymond, Gent., vice Dickey left the Province, 8th July. Thomas W. H. Malowney to be 2d Lieutenant, vice M'Cready deceased, 6th July. William Kitchum, Gent., vice Seeley, promoted 6th July. 7th July. Lieutenant Ephraim Sentill, vice Jordan retired, 6th July, 1840. Lieutenant W. O. Cody, of a new Company, 7th July, 1840. Lieutenant Stephen Moshier, of a new Company, 8th July, 1840. moted, 6th July, 1840. 7th July, 1840. 1840. ted, 6th July. in consequence of lameness. of Artillery, vice Joseph Rogers, deceased, 6th July. with the rank of Lieutenant, vice George Rogers, resigned, dated 6th July 1840. with the rank of Lieutenant, vice Howe who formation. resigns. Cumberland Bay to Coal Creek; £15 having further consideration. been granted for that service. provement of the Ferry Landing on the North side of the Richibucto River, in the place of the balance of purchase money at the rate of price, 3s. per acre. William Chandler, Esquire, as on the Gazette 3s. per acre. of 13th May last. £20 granted for the improvement of the road from Shediac to the French Settlement. quence of a mistake in the first publication, by

inserting the word Deponent instead of Defendant, where that word now appears in Italics. Form of Affidavit.

A. B. of [name, residence and addition of Deponent] maketh oath and saith, that he this deponent did on the day of deliver true James Taylor (for Timber cu James Taylor (for Timber cut on Little Copy of the annexed Writ or Process at the house of C. D. the Defendant named in such Writ or Process, [or the house of any other licences, Nos. 39 and 8,) referred to the Sur- per acre. person, as the case may be] situate in the veyor General; subject to the opinion of the Parish of in the County of

the Wife of such Defendant [or to G. H. an By His Excellency Major General adult person residing in the said house, and known to this Deponent as a member or inmate of the family of such Defendant] and this Depo-

vernor and Commander in Chief nent further saith that the said house was at of the Province of New Bruns- the time of such delivery the usual place of thereon. abode of such Defendant, and that the said with an English Notice" in writing to the Defendant of the intent and meaning of the service of such Process, pursuant to the statute in

such case made and provided, and this Depo-nent further saith, that at the time of making believes, without the limits of the said County.

> IN COUNCIL, July 2, 1840. The undermentioned applicants for the pur-

plied for by them on the following terms, if payment be made before the 8th day of Septemper next, and five shillings additional will be charged on each purchase, for postage, &c. NORTHUMBERLAND.

do.

John Fish, single duty only to be exacted on | third tier, Big Presquile Settlement. Upset payment of the seizing officers dues. price, 3s. per acre. James Taylor, (for Timber cut on 5 years

36 acres, Westmorland, in rear of the grant licence No. 5,) complied with, Mr. Taylor to Timothy Lane, Parish of Botsford. Upset price, 3s. per acre.

150 acres, Restigouche, part of Lot No. 26, south side of the River Restigouche, Adding-James Taylor, (for Timber cut on 5 years ton, above the Flat Lands. Upset price, 3s. JOHN S. SAUNDERS,

Surveyor General. Crown Land Office, June 5, 1840.

OTICE is hereby given, that we the Subscribers have been duly appointed Trüstees for all the Creditors of Benjamin F. Waite, late of Saint Ste-phen's, in the County of Chariotte, an absconding debtor, and have been duly sworn to the faithful exeution of the said Trust, pursuant to the directions of

the Act of Assembly, in such case made and provided, and do hereby require all persons indebted to the said Benjamin F. Waite, on or before the twenty fifth day

vice of such Process, pursuant to the statute in such case made and provided, and this Depo-nent further saith, that at the time of making such service of the said Process, the said De-fendant was not, as he this Deponent verily believes, without the limits of the said County. or some one of us as aforesaid, their respective accounts and documents against the said Benjamin F

Waite, that right and justice may be done agreeably to the form of the said Act of Assembly. Given under our hands at Saint Stephen, in the County of Charlotte, the 18th day of June, A. D. 1840. DAV1D A. ROSE, WILLIAM WATSON, DANIEL SULLIVAN.

G. J. THOMSON, Att'y. for Petitioning Creditor.

By the Honorable William Botsford, Esquire, one of Her Majesty's Justices of the Supreme Court of Judicature for the Province of New Brunswick.

Dennis Donovan. ing promotions, &c. &c. 3d Battalion King's County. WESTMORLAND. John L. Steeves, 3s. per acre, down. Lieutenant George Sprague to be Captain, vice John Davis resigned, dated 6th July 1840. Robert M'Bryde, do. Hugh M'Monagle, 3s. per acre, down, he TO BE LIEUTENANTS. paying his proportion of the expence of survey. CHARLOTTE. Ensign Caleb Sprague, vice G. Hughson

LAND FOR SALE, BY **ROBERT RANKIN. & Co.** THAT Valuable LOT and eligible stand for

business, situate in Fredericton, between M'PHERSON & Coy's, and the Market House: A valuable Lot of LAND, containing 400 acres of Land, and improvements in the Parish of Northampton, near the Woodstock Ferry. A Lot of wilderness LAND in rear of JOHN DIBBLEE, Esq. in the Richmond Settlement, Parish of Woodstock, containing 200 acres.

A Lot of 100 acres, in the Salmon River Settlement, County of Carlton, granted to - SMITH, joining JOHN WATSON'S A Lot of 200 acres, in Hanwell, granted to

BARRY.

A Lot of 100 acres, in the Parish of Brighton, granted to READEE GRAY.

ALSO,-That valuable FARM, with extenof July next ensuing the date hereof, to pay us or some one of us, all such sums of money or other debt, duty or thing, to which they owe to the said Benjaoccupied by George Morehouse, Esquire, con-

Reuben Dickinson's.

If the two last named Lots are not sold by the first of May, they will then be rented for one year.

800 acres of wilderness LAND, on Little River, Queen's County, granted to ESTA-BROOK, and others.

For particulars apply to WM. J. BEDELL, at Fredericton. Fredericton, March 9, 1840.

NOTICE.

To all to whom these presents shall come, Greeting F this should meet the eyes of SETH GRIS-Cornelius Mahoney, 3s. per acre, down. John Munro, Cains River. Charles Connell, Carleton. The undermentioned tracts of vacant Crown Land will be offered at Public Auction at this Office on Monday, the 7th day of September next. Sale to commence at 12 o'clock, noon.

• NOTE.-The clause as to the Notice may be omitted in the Service of Summary Writs.

chase of Crown Lands, may have the tracts ap

Salmon River,) complied with. Crown Officers. unto E. D. James Cliff, not complied with.

James Allanshaw, postponed for further consideration.

Trustees of Duncan Barber, referred for th opinion of the Crown officers to report fully

L. Coombs and A. B. Hammond, recom-Copy of the said Process was accompanied mended that this suit be discontinued on payment of the legal costs already incurred and that the Bond be cancelled.

R. R. Ketchum, to stand over.

John Humphrey, New Canaan River. John Shea, Tobique River. Sherman Tapley, Munquat River. George Marsh, Prince William. James S. Mitchell, Burnt Hill Brook. John Henneberry, Salmon River. Coles Green, Jnr. Petitcodiac River. Estabrooks M'Neal, Salmon River. John M'Lean, Cumberland Stream. George Porter, Eel River. Amos Dickinson, Becaguimic River. Thomas E. Perley, Carleton. Arthur Ritchie, Restigouche.