



# THE ROYAL GAZETTE.

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Volume 6.

FREDERICTON, NEW BRUNSWICK, JANUARY 22, 1840.

Number 27



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 the GENERAL ASSEMBLY of this Province stands prorogued to the third Tuesday in December next; I have thought fit further to prorogue the said GENERAL ASSEMBLY, and the same is hereby prorogued to Tuesday the twenty-eighth day of January next, then to meet at Fredericton for the dispatch of business.

Given under my Hand and Seal at Fredericton, the fifth day of December, 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, W. M. F. ODELL.

### IN COUNCIL, January 6th, 1840.

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 8th day of March next, and five shillings additional will be charged on each purchase, for postage, &c.

#### RESTIGOUCHE.

John Roberts, 3s. per acre, down.  
Mary O'Brien, do. do.  
W. McGregor, 2s. 6d. do.

#### NORTHUMBERLAND.

Thomas Reilly, 3s. per acre, down.  
John Wright, Jun. may have 100 acres at 3s. per acre, down, or the 120 acres at Auction. Upset price, 3s. per acre.  
William Corry, 3s. per acre, down.

#### WESTMORLAND.

Adam Scott, 3s. per acre, down.  
Edward Keating, 3s. per acre, down.  
Samuel Davis, do. do.  
E. Steves, Jun. do. do.

#### SAINT JOHN.

John Campbell, 3s. per acre, down.  
William Scott, do. do.  
John Walker, do. do.  
J. Patterson, do. do.  
Thos. Lendsay, do. do.  
Robert Reid, do. do.  
M. Downing, do. do.

#### KING'S.

A. A. Gibbs, 3s. per acre, down.

#### QUEEN'S.

Neil Stewart, 3s. per acre, down.  
Ephraim Betts, do. do.  
V. W. Wiggins, do. do.  
A. Camp, Jun. do. do.  
B. Burlock, do. do.  
E. Scribner, do. do.

#### YORK.

John Magher, 3s. per acre, down.  
The lands applied for by the undermentioned persons, will be offered at Public Auction at this Office on Monday the 2d day of March next, (see advertisement.)

Robert Ferguson.  
James Currie.  
W. M. Allister.  
W. Blacklock.  
Alex. Anderson.  
Thomas Daley.  
John E. Roberts.  
James Simpson.  
Thomas Burns.

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

James M'Nair. James Power.  
John Currie. Patrick Power.  
Chas. Lepoint, Jr. John Dickson.  
Louis Aché. John Woods.  
D. Morrison. W. Dickens, Jun.  
Alexander Cormack. Archibald Simpson.  
Helene White. Samuel Davis.  
James Campbell. John Alward, Sen.  
John M'Quin. George Bleakney.  
M. Wortman. Andrew Cripps.  
J. D. Worden. Charles Johnston.  
W. S. Smith. Michael Shey.

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

Charles Harison, not complied with.  
William Cromwell, do. do.  
Timothy Butler, complied with.  
Thomas Tackney, do.  
Francis Ferguson, do.  
Augustine Maillet, do.  
Thomas Cloney, recommended that he furnish

a copy of the papers submitted to Reuben Brockway.

Robert M'Intosh, complied with, the amount to be paid.

George Wilson. A grant of the land prayed for by him has already passed.

James Simpson. The sale of the lot applied for by him to be postponed until the Public Sale in March next.

James Stickney. Cannot be entertained, as it relates to the Disputed Territory.

Benjamin P. Griffiths. Not complied with, the necessary certificate not having been furnished.

John M'Lean. Complied with, on payment of single duty.

The applications of the undermentioned persons, for licence to cut Timber and Logs on Crown Lands are complied with on payment of the duty before the 8th day of March next.

Peter Gallier, River Saint John.  
F. Ferguson, Belle Dune River.  
H. Harrison, Little Presquile River.  
Arthur Ritchie, Upsalquitch River.  
do. Restigouche River.  
R. R. Dunlop, Washademoac River.  
J. Hansalpecker, Jun. Salmon River.  
Robert Keith, New Canaan River.  
Amos Dickinson, Becaguinec River.  
W. M'William, County of Kent.  
J. Humphrey, Petitcodiac River.  
A. Crawford, Nerepis River.  
S. Tapley, River Saint John.  
J. M'Kinley, S. W. Miramichi River.  
J. Shaddock, N. W. Miramichi River.  
B. D. Smith, Eel River.  
R. Colpitts, Pollett River.  
J. R. Cliff, Nackewiac River.  
John Stalts, Petitcodiac River.  
John Balloch, River Saint John.  
R. Laekye, Coal Creek.  
G. M'Lean, New Canaan River.

The answers to the Petitions of the undermentioned persons are complied with, on payment of all arrears due by them.

Daniel Small, Cains' River.  
Reuben Brockway, Trout Brook.  
John Montgomery, River Charloe.  
Moses Coburn, Richibucto River.  
Hiram Briggs, Washademoac Lake.  
J. Montgomery, Benjamin River.  
Charles Perley, Eel River.

The Timber Berth applied for by James E. Perley and Guy Jouett, will be offered for competition between these Applicants only, at this Office on Monday the 2d day of March next.

The Timber Berth applied for by James Craig and Nathaniel Hilton, on Taxes River, will also be offered for competition between these Applicants only, at this Office on Monday the 2d day of March next.

Crown Land Office, January 7, 1840.

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

200 acres, Restigouche, west side of the River Upsalquitch, as surveyed for Robert Ferguson. Upset price, 3s. per acre.

60 acres, Northumberland, North Branch Little Bartibog River, as surveyed for James Currie. Upset price, 3s. per acre.

100 acres, Northumberland, in rear of William Ritchie, second tier north of Miramichi River. Upset price, 3s. per acre.

100 acres, Westmorland, Botsford, west of land purchased by Thomas Blacklock. Upset price, 3s. per acre.

100 acres, Westmorland, north west side of New Road from Square Lake to Sackville. Upset price, 3s. per acre.

100 acres, King's, between D. Campbell and M. Purtall, Norton. Upset price, 3s. per acre.

100 acres, Queen's, east half of lot No. 13, and west half of No. 12, second tier, M'Donald's survey at Wiggins' Cove, Grand Lake. Upset price, 3s. per acre.

50 acres, Carleton, half of lot No. 2, 4th tier, Williamson Settlement. Upset price, 3s. per acre, down.

THOMAS BAILLIE,  
Commissioner of Crown Lands.  
Crown Land Office, 7th January 1840.

The undermentioned Tracts of vacant Crown Land will be offered at Public Auction at this Office on Monday the 3d day of February 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.

100 acres, Northumberland, lot No. 73, north side S. W. Miramichi River. Upset price, 3s. per acre.

170 acres, Northumberland, lot No. 22, north side S. W. Miramichi, above Renous River. Upset price, 3s. per acre.

100 acres, Northumberland, lower half of No. 25, north side Renous River. Upset price, 3s. per acre.

100 acres, Kings, south west quarter of the lot formerly surveyed for John Perry, Corn Hill Settlement. Upset price, 3s. per acre.

100 acres, (in two tracts,) King's, being

part of the lot formerly surveyed for John Abraham, south of Trout Creek, Sussex. Upset price, 3s. per acre.

650 acres, Carleton, upper Andover, lots 158 and 159, between M. Ferrin and W. Whitehead, lots 154, 153, 152, and the upper half of 151, south of the grant to J. D. Jouett. Upset price, 3s. per acre.

100 acres, Gloucester, lot No. 13, south side Tatigouche River. Upset price, 3s. per acre.

THOMAS BAILLIE,  
Commissioner of Crown Lands.  
Crown Land Office, December 5, 1839.

The following Warrants are payable on demand at the Province Treasury.

No.		£9	12	5
52.	Capt. Priestly,	209	0	0
53.	Major Wilmot,	25	0	0
54.	M. Brannen,	275	0	0
55.	John Simpson,	125	0	0
56.	do.	676	17	6
57.	do.	161	15	6
58.	do.	474	10	0
59.	do.	153	9	5
60.	do.	150	0	0
61.	do.	25	0	0
62.	Deb. A. Lugin,	75	0	0
63.	George Lee, Jr.	25	0	0
64.	Rev. Geo. Coster,	68	0	0
65.	Sergt. at Arms Legislative Council,	68	0	0
66.	do. House of Assembly,	200	0	0
67.	Clerk of the Legislative Council,	200	0	0
68.	Chas. P. Wetmore, Esq.	100	0	0
69.	John Gregory,	100	0	0
70.	George Lee, Jr.	42	10	0
71.	Wm. Watts,	42	10	0
72.	Chas. Brannen,	42	10	0
73.	Wm. Payne,	42	10	0
74.	Jas. Brannen,	34	0	0
75.	Jas. Biggs, Jr.	34	0	0
76.	Peter Parker,	34	0	0
77.	Philip Brannen,	34	0	0

B. ROBINSON, Province Treasurer.  
Treasury, Saint John, 11th January, 1840.

### NEW BRUNSWICK IN CHANCERY.

Tuesday the seventh day of January, in the year of our Lord one thousand eight hundred and forty.

Between Noah Disbrow, Complainant, and Benjamin Smith, Thomas G. Hatheway, Charlotte Smith, Martha Jane Smith, Thomas Hatheway, Joseph Hatheway and William Henry Hatheway, Defendants.

FORASMUCH as this Court was this present day informed by Mr. Fisher, being of the Plaintiff's Counsel, that the Plaintiff had exhibited his bill in this Court against the Defendants on the first day of June last past, and had sued out process of Subpoena requiring the Defendants to appear to, and answer the same; and that the said Subpoena had been duly served on the Defendants, Benjamin Smith, Charlotte Smith and Martha Jane Smith, on the eighteenth day of October last past, as by the affidavit of B. Boyd Kinnear appears: That the said Defendants, Benjamin Smith, Charlotte Smith, and Martha Jane Smith, have not nor hath either of them caused their appearance to be entered in this suit as by affidavit also appears: and that the said Plaintiff's bill is taken pro confesso, against the said Defendants, Benjamin Smith, Charlotte Smith and Martha Jane Smith, unless they appear in twenty days from the date of this order.

By the Court.  
D. LUDLOW ROBINSON, Regr.

### NEW BRUNSWICK, IN CHANCERY.

Wednesday the fourth day of December, in the year of our Lord, one thousand eight hundred and thirty nine.

Between Thomas Weyer, Complainant, and Jonathan Wallace, Jones Shaw, Robert W. Crookshank, William Walker, Richard Milton Andrews and John Wilson, Defendants.

FORASMUCH as this Court was this present day informed by Mr. G. Botk, of Counsel for the Plaintiff, that the Plaintiff had filed his bill in this Honorable Court against the Defendants, on the thirtieth day of May last past, as by the certificate of the Registrar appears; and had sued out process of Subpoena, to compel them to appear to and answer the same, but that Jones Shaw, one of the said Defendants, does not reside within the Province, but has a known place of residence at North Port, in the County of Waldo, in the State of Maine, one of the United States of America, as by the affidavit of William Jack appears: And the said certificate and affidavit being read and the truth of the above allegations being made out to the satisfaction of this Court, It is Ordered, That the said Defendant Jones Shaw do appear to the Plaintiff's Bill on or before the fourth day of May next. And it is further Ordered, That this Order be published in the Royal Gazette for the space of three months.

By the Court.  
D. LUDLOW ROBINSON,  
Registrar.  
[First Published, December 11, 1839.]

By Thomas Weyer, Esquire, one of Her Majesty's Justices of the Inferior Court of Common Pleas for the County of Charlotte, in the Province of New Brunswick.

To all whom it may concern, Greeting:

NOTICE is hereby given, that upon application to me made by John Maxwell, 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 County of Charlotte, in the Province of New Brunswick, of Benjamin F. Waite, late of Milltown, in the Parish of Saint Stephen, in the County aforesaid, Merchant, (which said Benjamin F. Waite is departed from and without the limits of this Province, with intent to defraud the said John Maxwell, and other Creditors of the said Benjamin F. Waite, if any such 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 Benjamin F. Waite 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 Benjamin F. Waite, shall be sold for payment and satisfaction of the Creditors of the said Benjamin F. Waite.

Dated at Saint Andrews, this twenty second day of November, A. D. 1839.

THOS. WYER, J. C. P.  
G. J. Thomson, Attorney for Petitioning Creditor.  
[First Published, December 11, 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, 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 other 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.  
Attorneys for petitioning creditors.  
[First Published, November 13, 1839.]

By William Wilson, Esquire, one of the Justices of the Inferior 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 is 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 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 and without the limits of this Province, with intent and design to defraud the said Christopher Milner, and the other creditors of the said Edward N. Kendall and William P. Kay, 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 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.  
Attorneys for petitioning creditor.  
[First Published, November 13, 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.

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

The above meeting is postponed until Friday the 20th day of March next.

Miramichi, Dec. 6, 1839.

### IN THE PRESS,

And will shortly be Published,  
THE  
"CANADIAN BROTHERS,"  
OR  
THE PROPHECY FULFILLED,  
An Historical Tale of the War of 1812,  
BY  
Major RICHARDSON,  
The Author of "WAGOSTA," and other popular Works.

Subscription lists are left at the Fredericton Reading Room, and at the Royal Gaz. Office, 27th November, 1839.

### NOTICE.

ALL Persons having any just demand against the Estate of ADAM WYSE, Lak George, in the Parish of Prince William' County of York, deceased, are hereby requested to present the same, duly attested, and all those indebted to the said estate are required to make immediate payment to the Subscribers.

CHLOE WYSE, Administratrix.  
SIMON P. WYSE, Administrator.  
Fredericton, 30th Dec. 1839.—3w

### WANTED,

QUIET LODGINGS for a single GENTLEMAN,—apply at this Office.  
Dec. 31, 1839.

### NOTICE.

IF this should meet the eyes of SETH GRISWOLD and JOHN GRISWOLD, sons of JOHN GRISWOLD, late of Litchfield, in the State of Connecticut, and Grand Nephews of SETH GRISWOLD of Queensbury, in the County of York and Province of New Brunswick, deceased, and if they will come to this Province of New Brunswick, and apply to DAVID M'ROBERTS, IRA INGRAM or LEWIS HUESTIS, of the said Parish of Queensbury, Executors of the last Will and Testament of the said SETH GRISWOLD, deceased, they will hear of something to their advantage.

Queensbury, 29th Oct. 1839.

The Editors of the New York Albion or Emigrant, Montreal and Quebec Gazettes, are requested to give the above three insertions in their respective papers, and forward their accounts to this Office for payment.

### CONSIGNMENT.

THE Subscriber has received by the last Steamers and has on hand a variety of articles consisting of Gunpowder, Souchon, Congo, and Bohea TEAS; an excellent assortment for family use or Retailers.

Also,—Very superior WINES, Bottled in Cases, Golden Sherry, best L. P. Madeira, old Claret, old Port, Lisbon, and Sicily WINES, fine flavored high proof Jamaica SPIRITS, BRANDY, WHISKEY, Double Brown STOUT and PORTER, Best London Sperm Candles, No. 1 Gibbed HERRINGS, Rose Blankets, Kags Fig Tobacco, with a great variety of other articles.

MARK NEEDHAM.  
Fredericton, 2d Dec., 1839.

### 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 BONESET 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, Fies, 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; Maccoby and Scotc Snuffs, &c. &c.

JAMES F. GALE,  
Chemist & Druggist.  
Queen Street, Fredericton, Nov. 2.

### NOTICE.

THE subscriber intending to bring his present business to a close in the ensuing Spring, offers his extensive Stock of SADDLERY, HARNESSES, 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.

BLANKS for sale at this Office.  
January 5, 1840.