

NEW

SERIES.

# THE ROYAL GAZETTE.

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Volume 6.

FREDERICTON, NEW BRUNSWICK, WEDNESDAY JULY 1, 1840.

Number 49.



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 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.

Given under my Hand and Seal at Fredericton, the nineteenth 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,

W. F. ODELL.

HEAD QUARTERS, FREDERICTON, 20th June, 1840.

## MILITIA GENERAL ORDERS.

The Lieutenant Governor and Commander in Chief has been pleased to make the undermentioned promotions, &c., in the Militia.

## 2d Battalion Northumberland.

## TO BE CAPTAINS.

Lieutenant Hugh Hammill, dated 20th June, 1840.

John Flinn, Gent., dated 21st June, 1840.

## TO BE LIEUTENANTS.

Ensign Duncan McTavish, 20th June, 1840.

Ensign Edward Williston, vice G. Allison left the County, 21st June.

William Ledden, vice Hammill, promoted 22d June.

Alexander Ferguson, Gent., vice Mott, left the County, 23d June.

Robert Forsyth, Gent., 24th June.

Samuel Peabody, Gent., 25th June.

## TO BE ENSIGNS.

Robert McKay, Gent., vice D. McTavish, promoted, 20th June.

James J. Nesmith, Gent., vice E. Williston, promoted, 21st June.

Niel McLean, Gent., vice W. Ledden, promoted, 22d June.

Robinson Croker, Gent., vice T. Newcomb, left the County, 23d June.

Edward McKay, Gent., dated 24th June.

William Walsh, Gent., dated 25th June.

John Thompson, Esquire, to be Surgeon, dated 20th June.

Lieutenant Colonel D. Mowatt, of the 4th Battalion Charlotte County Militia, having expressed a desire to retire from the Service, His Excellency, in consideration of his long and useful services, has been pleased to allow Lieutenant Colonel Mowatt to retire from the Militia with his present rank.

By Command,

GEO. SHORE, A. G. M.

HEAD QUARTERS FREDERICTON, 22d June, 1840.

## MILITIA GENERAL ORDER.

The Lieutenant Governor and Commander in Chief has the satisfaction of (again) publicly tendering to Captain Thomas G. Cumliffe, of the 1st Battalion County of Carleton Militia, His Excellency's thanks for his prompt and successful exertions in the apprehension on the 18th instant, near Houlton, of a Soldier of the 36th Regiment, in attempting to desert into the United States.

The thanks of the Commander in Chief are also hereby given to Sergeant William Graham of the same Battalion, for his valuable services on the occasion referred to. And His Excellency takes this occasion of declaring his entire conviction that so long as the Officers, Non-Commissioned Officers and Men of the Frontier Militia, continue faithfully to fulfill their duty to their Sovereign on this important point, all the efforts of the infamous Agents and emissaries known to be employed within the Province in endeavouring to seduce the Queen's Soldiers from their allegiance, will be effectually frustrated. The Frontier Militia in New Brunswick enjoy a high and well merited reputation; and Sir John Harvey confidently trusts that they will continue to maintain it in this and every other respect, upon all occasions and under all circumstances.

By His Excellency's Command,

GEO. SHORE,

Adj. General Militia Forces.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction at this

Office on Monday, the 3d 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 14 days after.

20 acres, Gloucester, on the north side of Pockmonche River, adjoining next above the Grant of Dennis DeBos. Upset Price, 3s. per acre.

50 acres, Northumberland, in rear of D. McDonald, south side Napan River. Upset price, 3s. per acre.

125 acres, Westmorland, being the lower part of Lot No. 16, west side Petitcodiac River, Hillsborough. Upset price, 3s. per acre.

300 acres, King's, Lots 14, 15 and 16, third tier, Parish of Norton. Upset price, 3s. per acre.

100 acres, King's, northeast of Richard Stockton, head of Smith's Creek. Upset price, 3s. per acre.

100 acres, King's, in rear of the Belding grant, northwest side of Studholm's Mill stream, Sussex, as surveyed for James M. Belding. Upset price, 3s. per acre.

80 acres, Carleton, part of Lot No. 15, third tier, Big Presquille Settlement. Upset price, 3s. per acre.

100 acres, Carleton, part of Lot No. 14, third tier, Big Presquille Settlement. Upset price, 3s. per acre.

36 acres, Westmorland, in rear of the grant 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, Addington, above the Flat Lands. Upset price, 3s. per acre.

JOHN S. SAUNDERS,

Surveyor General.

The undermentioned tracts of vacant Crown Land will be offered at Public Auction at this Office on Monday, the 6th day of July 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 ten days after.

100 acres, Westmorland, Parish of Botsford, in rear of the Grant to John Walton, and A. Bass. Upset price, 3s. per acre.

100 acres, north side north branch Petitcodiac, between D. Wheaton, and R. Walker, Westmorland. Upset price, 3s. per acre, the purchaser to pay Robert Harrison for the improvements thereon.

200 acres, Westmorland, on the Shemogue Road, as surveyed by Deputy Palmer, next to the grant to John Carter. Upset price, 3s. per acre.

50 acres, Westmorland, east end of lot No. 17, Coverdale River. Upset price, 3s. per acre.

100 acres, Saint John, in rear of grants to M. Moran, and James West, near Quaco. Upset price 3s. per acre, the purchaser to pay his proportion of survey.

100 acres, Saint John, north of the grant to Patrick Deering, north of Quaco. Upset price, 3s. per acre, the purchaser to pay his proportion of survey.

150 acres, King's lot No. 27, and east part of No. 26, south side Shepody Road. Upset price, 3s. per acre.

300 acres, Sunbury, at the Forks on the north side of Three Tree Creek. Upset price, 3s. per acre.

JOHN S. SAUNDERS,

Surveyor General.

Crown Land Office, May 4, 1840.

## SHERIFF'S SALES.

## County of York.

Will be sold at Public Auction on Tuesday the first day of December next, at the Sheriff's Office, in Fredericton, between the hours of twelve and three o'clock.

ALL the right and title of William Clare, to a lot of Land in the Parish of Dumfries, known as lot No. Three, bounded northerly by Lands granted to John Hartley, and southerly by Lands granted to Samuel Gray, containing two hundred acres more or less, with a front of eighty Rods on the River Saint John: the same being taken by virtue of an Execution issued out of the Supreme Court at the suit of James Sommerville.

E. W. MILLER, SHERIFF.

Will be sold on Thursday, the eighth day of October next, at the Market House in Fredericton, at 11 o'clock in the forenoon:

TWO Tracts of Land, situate in the Parish of Prince William, County of York, containing four hundred acres, known as Lot letter A, and letter B. ALSO—A tract of Land situate in the Parish of Kingsclear, County of York, containing sixteen hundred acres, the same being partly bounded by the Hanwell Road described in the part thereof as beginning at the south west angle of lot No. nineteen, north west side of the Hanwell Road, granted to Thomas Murphy: ALSO—Two Tracts of Land situate in the Parish of Dumfries, in the County of York, containing together six thousand eight hundred acres, more or less, and bounded partly on the second Eel Lake, as described in the part thereof to the said James Campbell. The above having been taken by virtue of Venditioni Exponas, at the suit of the Queen, vs. James Campbell.

E. W. MILLER, High Sheriff.

Sheriff's Office, Fredericton, April 4, 1840.

Will be sold at Public Auction, at the Market House, in Fredericton, on Thursday, the 15th October next, between the hours of 12 and 4 o'clock.

ALL the right and title of William Turner, to a lot of Land in the Parish of Kingsclear, bounded northerly and southerly by Lands owned by Michael Fisher and Thomas Phillips.

ALSO—The right and title of Peleg Trip, to a certain lot or farm of Land upon the Keswick Ridge.

ALSO—All that certain farm or tract of Land, in the Parish of Queensbury, belonging to the Estate of the late Eleazer S. Long.

ALSO—All the right and title of George W. Smith, to his portion of the Estate of the late Henry Smith, Esquire, in the County of York.

The above Properties having been taken in virtue of several Executions issued out of the Supreme Court.

E. W. MILLER, SHERIFF.

Will be sold at Public Auction, at the Market House, in Fredericton, on Monday, the 21st day of September next.

ALL the right, title, interest, property, claim and demand of Benjamin A. Huestis, in and to a certain tract, piece or parcel of Land, situate on the Nackewickack Stream, in the Parish of Queensbury, being known and distinguished as the Huestis' Mill Property, together with the Double Saw Mill, Dwelling House, Barn and Out Houses thereon erected, with all the real estate belonging to the said Benjamin A. Huestis, in the County of York: The same being taken by virtue of an Execution issued out of the Supreme Court at the suit of Robert Rankin and Company.

E. W. MILLER, Sheriff.

Fredericton, 17th February, 1840.

Will be sold at the Market House, in Fredericton, between the hours of twelve and four o'clock on Thursday, the 10th day of September next.

THE several Tracts of Land, hereinafter mentioned, the Property of Duncan Barber, levied upon under extent directed to the Sheriff of York, and described in the inquisition returned on the Execution of the same Writ.

No. 1, containing one thousand acres, in the Parish of Survey, in the County of York, adjoining Land, Survey, on the Western side of Upper Trout Creek, a branch of the Magaguadavic River.

No. 2, 2000 acres of Land, in the Parish of Dumfries in the County of York, in three Tracts viz.: located to Ninian Lindsay, in Deputy Jacob Allan's 1st Tract, Lot No. 4, containing 500

2d do. Lots No. 1 & 2, do. 500

3d do. Lot No. 3, do. 1000

No. 3, 2500 acres in the said Parish, being the Block No. 3, in Deputy Allan's Survey, of Palfrey Brook, made in the year 1835.

No. 5, A Farm in Prince William, containing 560 acres, purchased from one Christopher Murray, by the said Duncan Barber, 30th July, 1835.

No. 6, The undivided half part of a Tract of Land in the Parish of Dumfries, in common with Robert Watson and conveyed to them by Benjamin Guizer, by deed dated 17th August, 1835, containing --- acres more or less.

ALSO—Will be sold at the Market House, between the hours of 12 and 4 o'clock on Saturday, the 10th day of October next.

That Extensive and Valuable Property, known as the Spring Hill property.

ALSO—A Tract of Land containing 4500 acres, part of a Tract of 7000 acres near to and partly adjoining the 1st and 2d Kedron Lakes.

E. W. MILLER, SHERIFF.

Will be sold at Public Auction, at the Market House in Fredericton, between the hours of 12 and 4 o'clock, on Thursday, the 24th day of September next.

TWO lots of Land on the south east side of the Hanwell Road, being the lots No. 26 and 27, containing 300 acres more or less, with an allowance of ten per cent for roads and waste.

Also at the same time and place,

A tract of Land in the said Parish, lying on the south east side of the Hanwell Road, being the lots No. 28 and 29, containing 200 acres with ten per cent allowance.

ALSO—A Tract of Land in said Parish, lying on the South East side of the Hanwell Road, containing 300 acres, with ten per cent allowance, and being known and distinguished as the Reed Grant.

ALSO—That beautiful tract of Land known as the Hermitage estate situate about one mile above Fredericton, together with the Dwelling House, Barn, Stables and Out Houses thereto appertaining, with a suitable quantity of Land.

ALSO—The Dwelling House, Barn, Stables and Out Houses thereto, appertaining, and about 12 acres of Land immediately opposite the Hermitage Lot, and lately occupied by Mr. W. H. Gall.

ALSO—Several Houses, Out Houses, and Barns with a portion of Land attached to each, together with several Farm Lots adjoining, will be laid off and sold to suit purchasers.

The whole of the above property together with all and singular the other real Estate, of the Honorable Thomas Baile, within the County of York, having been taken in virtue of several Executions issued out of the Supreme Court.

E. W. MILLER, SHERIFF.

Fredericton, Feb. 18, 1840.

To be sold by Public Auction, on Monday the 23d day of November next, at the Sheriff's Office in Fredericton, between the hours of twelve and four o'clock P. M.

ALL the right and title, interest and claim of John Vanborne, in and to the property on which he now resides, in the Parish of Saint Mary's, being part of the Estate of the late James French, Esquire, the same being taken by an Execution issued out of the Supreme Court at the suit of William Roberts.

E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, May 19, 1840.

County of Sunbury.

To be sold by Public Auction on Tuesday the 29th day of December next, at the Court House in Burton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, property, claim and demand whatsoever, of John Wood, in and to that Farm or tract of Land on which he now resides, together with all and singular the buildings and improvements thereon, situate at the French Lake, in the Parish of Burton: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of Robert Rankin, & Co.

J. HAZEN, SHERIFF.

Burton, June 22, 1840.

To be sold by Public Auction at the Court House in Burton, between the hours of 12 and 5 o'clock in the afternoon, on Saturday the 24th day of October next.

ALL the right, title, interest, claim and demand of William Turner, of in and to that certain lot or tract of Land, situate in the Parish of Lincoln, and County of Sunbury, and bounded as follows, to wit: on the upper side by lands owned by George M. Adams, on the lower or easterly side by lands in the possession of Nicholas Sewall, and fronting on the river Saint John, containing by estimation, 500 acres more or less, together with all and singular the buildings and improvements thereon: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of L. A. Wilmot and David S. Kerr, Esquires, for the sum of £41 4s. 3d.

J. HAZEN, SHERIFF.

Burton, April 16, 1840.

## Queen's County.

To be Sold at Public Auction, at Samuel Mayes' Tavern, in Gagetown, Queen's County, on Saturday the Twenty sixth day of September next, between the hours of twelve and five of the afternoon,

ALL the Right, Title, Interest, Property, claim and demand of Joseph C. Rider, in and to a certain Tract of Land and Mill Privilege, together with a Saw Mill and other Buildings and improvements thereon, situate, lying and being at or near the Rapids, on the Washademoak River, in Queen's County, about thirty miles from the entrance of the said River, seized and taken in and by virtue of an Execution issued out of the Supreme Court, at the suit of Samuel Reynolds, for the sum of one hundred and fifty two pounds, seventeen shillings and seven pence.

N. H. DEVEBER,

Sheriff of Queen's County.

Gagetown, 5th March, 1840.

## King's County.

On Saturday the twenty sixth day of September next, will be sold at Public Auction.

ALL the real Estate of James Witherow, in King's County, consisting of all his right, title, interest, claim and demand, in and to a certain Farm of Land, situate in the Parish of Springfield, in said County, known and described as follows, viz.: Beginning at a Cedar post at the Northern boundary of Lands occupied by Thomas Ketchum, Esq., thence running on the line of the road, 105 Rods to the North boundary of the Grant, thence South 75 degrees West, to the rear of the said Grant thence, on the line of the Grant 105 Rods and thence North 75 degrees East, to the first mentioned boundary, containing 250 acres, more or less, with all the buildings, and appurtenances to the same belonging: The same having been taken by virtue of an Execution issued out of the Supreme Court, against the said James Witherow, at the suit of Charles Ketchum—Sale to take place at the Inn kept by Jesse Gillis' near the Church at Springfield, at the hour of two o'clock on the day above mentioned.

Dated at Kingston, the 16th day of March, 1840.

A. DAVIDSON, SHERIFF OF KING'S.

## LAND FOR SALE, BY ROBERT RANKIN, &amp; Co.

THAT Valuable LOT and eligible stand for business, situate in Fredericton, between M'PHURSON & Co'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 DIBBLE, Esq. in the Richmond Settlement, Parish of Woodstock, containing 200 acres.

A Lot of 100 acres, in the Salmon River Settlement, County of Carleton, 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 READER GRAY.

ALSO—That valuable FARM, with extensive improvements, situate in the Parish of Perth, County of Carleton, lately owned and occupied by George Morehouse, Esquire, containing Six Military Lots of 100 acres each, in the whole, 600 acres with 10 per cent allowance.

ALSO—Lot No. 50 in Block No. 4, near Eel River, in the Parish of Woodstock, joining 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 ESTABROOK, and others.

For particulars apply to WM. J. BEDELL, at Fredericton.

Fredericton, March 9, 1840.

## NOTICE.

ALL Persons having any demands against the Estate of MOSES ESTEY, late of the Parish of Saint Mary, deceased, are requested to present their accounts, duly attested; and those indebted to the said Estate are requested to make immediate payment.

JOHN VANHORNE, } Executors.

SAMUEL ESTEY, }

April 22, 1840.—3m.

## NOTICE.

ALL Persons are hereby cautioned against crediting my wife MARY ANN NASH on my account, as I will not be answerable for any debts contracted by her.

THOS. H. NASH.

Fredericton, June 8, 1840.—3wp

## FOR SALE.

FOUR BUILDING LOTS, each 40 by 132 feet, fronting on Westmorland Street.—Enquire of

JAMES P. A. PHILLIPS.

Fredericton, May 13, 1840.

## FOR SALE OR LEASE, For One or a Term of Years.

The whole or a part of the following Property.

THE Valuable SAW and GRIST MILL at Lake George, with a Dwelling House, Barn, &c., together with the LAND formerly owned by J. MORRIS containing 550 acres, of which about 25 acres are under mowing ground, well fenced, and the residue well covered with TIMBER and LOGS. ALSO—The Irvine and Donnell lot, so called, of which 40 acres are cleared, and can readily be made a Good Farm, the residue of these lots containing 400 acres are plentifully covered with TIMBER and LOGS—there is a lease also of 8000 acres of LAND on the borders of Lake George, all of which afford ample supply of Logs for this Mill.

Also for Sale or Lease, the new SAW MILL at McGundy Stream, with

300 acres LAND called the West Lot.

400 do. do. Gerly Lot.

100 do. purchased of Government adjoining the West Lot, which are all well covered with Logs and Timber, yielding a plentiful supply for said Mill; there is on the Gerly Lot about 40 acres under Grass, well fenced, with a good Dwelling House and Barn, in which a family could be immediately accommodated with a comfortable residence—the whole or any part of the above property will be Sold or Leased in small parts, or the whole, on the most liberal terms, and payments made easy.

Apply to MARK NEEDHAM.

NOTICE IS HEREBY GIVEN, That any person removing any Logs or Timber from the above premises until the Stumpage is paid, will be prosecuted as trespassers, and any persons cutting Timber or Logs on said Lands, will be prosecuted as the Law directs.

MARK NEEDHAM.

ALSO ON SALE.

The Marsh FARM, about 9 miles from Fredericton on the post road to Woodstock, containing 540 acres, about 90 of which are under Grass cultivation, with a good Two Story Dwelling House, Barn and several Out Houses.

—The property is valuable and so well known, it needs not a particular description, the price and terms liberal, and as the owner intends to sell it, a good bargain may be expected.

Apply to MARK NEEDHAM.

Fredericton, Dec. 26, 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.