

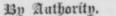
Printed and published by JOHN SIMPSON, Printer to the QUEEN's Most Excellent Majesty, at his Office near the Province Building.

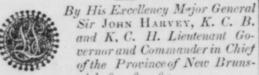
Volume 7.

FREDERICTON, NEW BRUNSWICK, WEDNESDAY AUGUST 26, 1840.

Number 5







vernor and Commander in Chief of the Province of New Brunswick, &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.

Given under my Hand and Seal at Fredericton, the neueteenth 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, 15th August, 1840. MILITIA GENERAL ORDERS.

The days appointed by the Militia General Order, dated 12th May last for the Drill and Inspection of the 2d Battalion Westmorland Militia having been found inconvenient, the Commander in Chief has been pleased to direct per acre, to be made in the price of his land. the Staff Adjutant to postpone his visit to this Battalion the present year. The days allotted for its instruction are therefore transferred to £6 10s. the balance due. the 1st Battalion, in addition to those already R. M'Cutchen, cannot be entertained. named in the above mentioned Order. The Commanding Officer of the 1st Bat-Joseph Roddick, complied with. talion Westmorland Militia, in consequence of this alteration, will be pleased to make the requisite arrangement for receiving the Staff down, and that the former order in Council Adjutant, Captain Priestley, on the 28th, 29th respecting this land in favour of Garret Wright and 30th days of September, and the 1st 2d and of 2d June be rescinded. B. Wolhaupter, complied with. 3d days of October.

Elisha Cronkhite, 3s. per acre, down. David Hickey, do. Robert Anderson, 3s. per acre, by instal-The lands applied for by the undermentioned persons, will be offered at Public Auction at this Office on Monday the 5th day of October next, (see advertisement.) William Ellis. John Turner. Wilford Fisher. The Petitions of the undermentioned persons Sir JOHN HARVEY, K. C. B. are deferred for want of survey. Thomas M. Deblois. John Finlay. E. M'Mahon. Patrick Bayle. L. Monaughan. Thaddeus White. Michael Casey. Charles Colpitt. John Niles. Richard Crozier. Henry Brittain. Patrick Gallaugher. James Brown. N.Clark. J. Hutchinson. James Little. David Little. Matthew Little. William Little. Samuel Kitchen. Robert Parker. Patrick Kerns. W. Murphy.

YORK.

The answers to the Petitions of the undernentioned Persons are as follows :--Peter Vautour, complied with. George Mills, not complied with. Thomas E. Perley, not complied with. Hypolite Henry, a deduction of sixpence

David Wark, not complied with. J. Holbrook, complied with.

W. M'Carthy, complied with on payment of

J. Keillor & W. R. Chapman complied with.

order of 2d June, in favour of D. Coldwell as

titioner have the 100 acres prayed for at 3s.

Thomas E. Perley, not recommended to be

W. Connell, the Petitioner to have credit on

Lawrence Halcrow, complied with and fur-

Archibald M'Lean, complied with.

Wellington Gilmour, not complied with.

John Wilson, £7 17s. 6d. to be returned.

Benjamin Tibbits, complied with (2 Pe-

the Attorney General's opinion accompanying

the petition, referred to the Surveyor General,

do.

his bond for the amount of duty on 213 tons.

Jacob Mersereau, not complied with.

Aaron Hovey, not complied with.

Abraham Moores, not complied with.

Charles Matthews, complied with.

James Smith, complied with.

per acre, down.

be cancelled.

itions.)

of the sum of £98 16s.

neral to report thereon.

allowed.

W. M. Clark, New Canaan. J. Cunard, Tracadie. J. Cunard, Barnabies' River. J. Dunphey, Cain's River. A. Hovey, S. W. Miramichi. J. Leighton, Bay des Vent River. J. M'Millan, Buctouche. Wm. Hitchings, Digdequash. J. Stratton, Cumberland Creek. Thomas Cail, Coal Branch. Thomas Pickard, Tobique, but the forme deposits not to be allowed. J. M'Keen, Mamozekel, do. do. P. Stewart, Restigouche. A. Ritchie, Upsalquitch. W. H. Miller, York. E. Scribner, New Canaan. D. Keith, New Canaan. J. Christie, River St. Croix. B. Beveridge, Tobique. J. M'Namara, Salmon River. Patrick Long, Clearwater Brook. P. Sutherland, Upsalquitch. Ross Campbell, Salmon River. J. S. Taylor, Salmon River. J. Humphrey, Peticoudiac. W. Doherty, St. Nicholas River. W. Loch, Six Mile Brook. P. Curran, River St. Croix. B. Tibbits, Tobique, on paying all arrears. J. M'Adam, River St. Croix. M. Thorn, New Canaan.

The undermentioned tracts of vacant Crown the said lease shall be forfeited and revert to Land will be offered at Public Auction at this the Crown. Office on Monday, the 5th day of October 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.

100 acres, Saint John, being lot No. 4 north of Andrew Ellis, north of Quaco. Upset price, 3s. per acre.

50 acres, Charlotte, being the west half of lot No. 8, south of the Baillie settlement. Upset price, 3s. per acre. An Island known by the name of the "Far-

is in no case to exceed three miles square. But no mining operations are to be commenced Land will be offered at Public Auction at this or prosecuted until the lease be taken out. 4th. That the purchaser of each Lot, after having explored and selected his ground, shall cause a Survey and Plan thereof to be made by some duly authorized Deputy Surveyor of der within 14 days after.

the Province, and filed in the office of the Surveyor General; and that after such plan shall have been confirmed at the said office, a lease of the mines comprised therein shall be forthwith made out in accordance therewith.

5th. That after the said lease is executed and delivered, the lessee shall be allowed to work the said mines for three years, free of any rent or charge.

6th. That if the lessee shall not have actually commenced mining within two years after the date of the lease, the same shall be forfeited. 7th. That if the rent be behind or unpaid for the space of thirty days after the same shall

become due, the lease shall be forfeited. 8th. That the lease contain a clause of renewal; and that the Government may take the improvements at a valuation to be made by arbitrators mutually chosen by the Surveyor

General for the time being, and by the lessee or his assigns. 9th. That in no case shall a lease be exe-

cuted for more than three miles square. 10th. That if the lessee, or his assigns shall

neglect to work the mines within his lease for any one year during the continuance thereof,

JOHN S. SAUNDERS, Surveyor General.

Office on Monday, the 7th day of September 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 remain-

The undermentioned tracts of vacant Crown

100 acres, Kent, North side of the West Branch of St. Nicholas River, as surveyed for A. Morton, in Johnston's Mill reserve. Up. set price, 3s. per acre.

400 acres, Westmorland, being lots 12, 13, 14 and 15, East of John Keillor, North Mountain Settlement. Upset price, 3s. per acre.

300 acres, Westmorland, on the North east ide the Road leading from the North River to the Butternut Ridge, and South east of Thomas Hope, (not to interfere with Hugh M'Mona-

gle.) Upset price, 3s. per acre. 85 acres, King's, lot No. 10 second tier South of the Kennebeccasis River. Upset price, 3s. per acre.

50 acres, Queen's, adjoining the lot improved upon by J. D. Worden, South east of the "Narrows" of the Washademoac Lake. Upset price, 3s. per acre.

40 acres, Carleton, being the East part of the North half of lot No. 15, fourth tier Presquile Settlement. Upset price, 3s. per acre.

220 acres, Carleton, lot No. 10, third tier, Presquile Settlement. Upset price, 3s. per acre.

220 acres, Carleton, lot No. 11, third tier, Presquile Settlement. Upset price, 3s. per acre.

220 acres, Carleton, lot No. 12, third tier, Presquile Settlement. Upset price, 3s. per acre.

220 acres, Carleton, lot No. 13, third tier, Sir JOHN HARVEY, K. C. B. Presquile Settlement. Upset price, 3s. per

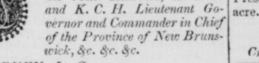
> JOHN S. SAUNDERS, Surveyor General.

Crown Land Office, July 4, 1840.

NORTHUMBERLAND STAGE

By His Excellency Major General

J. HARVEY, Lt. Governor.



PROMOTIONS, &c.

1st Battalion Northumberland Militia. Captain R. M'Leod to be Major, vice Gilmour promoted.

TO BE CAPTAINS. Lieutenant Joseph Russel, vice A. Hender-

son, deceased, dated 15th August. Lieutenant D. Kieth of a new Company,

dated 16th August. C. M'Culley, vice D. Shaw, deceased, dated 17th August.

TO BE LIEUTENANTS.

Ensign A. Cameron, vice J. Russel, promoted 15th August.

Ensign J. Sinclair, vice C. M'Culley, promoted 16th August.

James Miller, Gent., of a new Company, 17th August.

TO BE ENSIGNS. James Cameron, Gent., vice A. Cameron,

promoted 15th August. Peter M'Dougal, Gent., vice J. Sinclair,

ther recommended that John Gorman's application complied with, 2d June, 1840, be repromoted 16th August.

Owen M'Ewen, Gent., of a new Company, scinded. 17th August.

By Command, GEO. SHORE, A. G. M.

# IN COUNCIL, August 4, 1840.

Charles Day, deferred until Deputy Rains-The undermentioned applicants for the purford's report is received. chase of Crown Lands, may have the tracts ap. Daniel Irvine, complied with, and on paying plied for by them on the following terms, if Lackey's arrears. payment be made before the 12th day of Octo-James A. Phillips, not complied with. ber next, and five shillings additional will be J. and G. M. Porter, do. charged on each purchase, for postage, &c. Trustees of D. Barber, cannot be entertained;

RESTIGOUCHE. Peter Sales, 3s. per acre, down. NORTHUMBERLAND.

John Hackett, Jr., 3s. per acre, down. Patrick Hall, 2s. 6d. per acre, down. Patrick Shinnick, 3s. per acre, down. Joshua Arbo, do. do.

Carman on his paying the duties due to the do. provided do. James Fowlie, Levi Parsons does not come forward and pay Crown, and all expences incurred in seizing

and collecting the Timber. Libbor the same within three months from this G. and J. Munro, complied with. John L. Marsh, Petitioner to be allowed to date. SAINT JOHN.

relinquish his lease on payment of £95. Felix Thomas, 100 acres at 2s. 6d. per acre, Amos Plummer, ordered that £22 6s. be down. returned to him. Henry Henrahan, Jr., 3s. per acre, down. The Petitions of the undermentioned per-Patrick Flannagan, do. do. sons for licence to cut Timber and Lumber on KING'S. Richard Roach, 3s. per acre, down. of the auty before the 12th of October next. Samuel Thorn, do. do. Charles Connell, Tobique. George R. Price, do. do. W. F. Price, do. John Shea, Tobique. do.

W. Valentine, Digdequash. David M'Allister, do. do. D. M'Kay, N. W. Miramichi. James M'Allister, do. do. S. Tapley, Munquart. William Brannen, do. do. J. Clark, New Canaan. QUEEN'S. Henry Hopewell, 3s. per acre, down. N. Clark, New Canaan. J. W. Underhill, Sabbies River. Thomas Eatman, do. do.

mer," near Long Island, east side of Grand Manan, Charlotte. Upset price, £25 for the Island.

JOHN S. SAUNDERS, Surveyor General.

Crown Land Office, August 8, 1840.

## CROWN LAND OFFICE, 2 August 11, 1840.

Minerals in the following described Districts days thereafter. in the County of Westmorland, subject to the Michael Denny, ordered that so much of the following regulations and conditions, will be offered at Public Auction at this Office on relates to No. 14 be rescinded and that Pe- Monday the 5th day of October next, at the upset price of Fifty Pounds on each District. Sale to commence at 12 o'clock, noon.

> MINING LOTS IN THE COUNTY OF WESTMORLAND.

#### DESCRIPTION OF THE LOTS.

The first Lot to extend from the junction of the Peticodiac and Memramcook Rivers, north John Perry, complied with on his paying the till it meets a prolongation of the lower side line Charles Dixon, containing 30 square miles, our Sovereign Lady Queen VICTORIA. more or less.

titcodiac River, easterly to the rear line fence against all the devices of secret treason, of the first tier of Lots on the east side of the and the assaults of open violence. Let the River Memramcook, to be bounded on the light of Thy countenance shine upon her, and South by the lower line of Lot No. 45, (grant- upon her Royal Consort; and bless them with ed to Peter LeBlanc,) and its prolongation ; all happiness. Direct and prosper her counand to be bounded on the north by the lower sels, and so guide and support her by Thy line of the escheated DesBarres Tract, and its Holy Spirit, that putting her whole confidence prolongation, containing 18 square miles, more in Thee, she may faithfully rule Thy people or less. The third Lot to extend from the Petitco- the glory of Thy holy Name.

bounded on the south by the lower line of the impart such a measure of Thy grace, that unescheated DesBarres Tract, and on the north der a deep and lasting sense of the mercy at by a line to be run due east (true east) from this time vouchsafed to us, we may always shew together with the Attorney and Solicitor Ge- the mouth of Hall's Creek, (at the Bend of forth our thankfulness unto Thee, by dutiful the Peticodiac,) till it strikes the River Mem- loyalty to our Sovereign, and constant obe-A. S. Carman and Smith and M. Donald, ramcook, containing 40 square miles, more or dience to Thy commandments. ordered that the Timber be delivered to Mr. less.

### REGULATIONS AND CONDITIONS.

purchase money on each lot to be paid on the day of sale to the Receiver General, or other

2d. That the right of Mining on each Lot our only Saviour, the Prince of Peace; Give be separately put up for the term of twenty five us grace seriously to lay to heart the great years, at a fixed rent of five per cent on the dangers we are in by our unhappy divisions. value of the minerals raised, with the exception | Take away all hatred and prejudice, and what-Crown Lands, are complied with on payment of Coal, on which a duty of one shilling cur- soever else may hinder us from godly Union rency per chaldron shall be paid quarterly, on and Concord : that, as there is but one Body, the 1st January, 1st April, 1st July and 1st and one Spirit, and one hope of our Calling, October, in each year to the Receiver General, one Lord, one Faith, one Baptism, one God, or an Agent for that purpose to be appointed and Father of us all, so we may henceforth be by the Government.

3rd. That two years be given to each pur- holy bond of Truth and Peace, of Faith and chaser from the day of sale to explore and Charity, and may with one mind and one select his Mining ground, within the Lot pur- mouth glorify thee; through Jesus Christ our tion at this Office. chased by him, which ground so to be selected Lord. Amen.

WHEREAS a Form of Prayer and preservation of the Queen has been prepared and ordered to be used in all Churches and Chapels throughout England and Wales, and order and direct the same to be used in all Week. Churches and Chapels throughout this Province, so soon as the Ministers thereof shall The right of working the Coals, and other receive the same, and to be continued for thirty

A PROCLAMATION.

Given under my Hand and Seal at Fredericton, the twenty eighth day of July, in arrival of the Stage at Newcastle. the year of our Lord one thousand eight of our Reign.

By His Excellency's Command, WM. F. ODELL.

A FORM OF PRAYER AND THANKS. GIVING TO ALMIGHTY GOD.

-070-

Almighty and everlasting God, Creator and Governor of the world, who by Thy gracious Seizing Officer his dues, when the bond may of Lot No. 45, granted to Peter LeBlanc in Providence hast oftentimes preserved Thy Dorchester, and to extend eastward from the chosen Servants, the Sovereigns whom Thou Peticodiac River to the rear line of the first hast set over us, from the malice of wicked Michael Samuel, complied with on payment tier of Lots on the east side of the Memram- men ; we offer unto Thee all praise and thankscook, and to be bounded on the south by the giving for Thy late mercy vouchsafed to us in him 40lbs. of Luggage. All extra Luggage to lower side line of Lot No. 14, granted to frustrating the traiterous attempt on the life of

Continue, we beseech Thee, Thy watchful The second Lot to extend from the Pe- care over her. Be Thou her shield and decommitted to her charge, to their good and to

diac across to the Memramcook River, to be And to us and all her subjects, O Lord,

Give ear, we beseech Thee, O merciful 1st. That the upset price on each lot be £50 name and through the mediation of Jesus of fine Cutlery. (fifty pounds), and the whole amount of the Christ our only Saviour and Redeemer. Amen.

Then shall follow the Prayer for Unity.

O God the Father of our Lord Jesus Christ, all of one heart, and of one soul, united in one

BETWEEN FREDERICTON AND MIRAMICHI. THE Subscriber returns his sincere thanks for the liberal support he has obtained since he commenced running the above Stage, and now wishes to inform the public that he the Town of Berwick upon Tweed; I do hereby has commenced running on this line Twice a

A Stage will start from Fredericton every Monday and Thursday, at 7 A. M., and arrive in Miramichi, on Tuesday and Friday at 4 P. M. Passengers and Luggage for Douglastown and Chatham, will be conveyed there on the

A Stage will start from Miramichi on Monhundred and forty, and in the fourth year day and Thursday, and arrive at Fredericton on Tuesday and Friday at 4 P. M. This Stage will leave Hamill's Hotel, in Newcastle, on the above mentioned days, at 7 A. M. The Subscriber will be in Chatham and Douglastown, every Wednesday and Saturday, to deliver and receive Letters and Papers. He has made ar-rangements with Mr. M'Beath to carry Passengers to the upper Ferry, where he will be in readiness to receive them.

FARE from Fredericton to Newcastle, 40s.

do. to Douglastown & Chatham, 42s. 6d. The same from Miramichi to Fredericton.

Each Passenger will be entitled to take with pay 21d. per 1b.

The Subscriber has on the above line, teams not inferior to those in any part of the Province, which will be attended with experienced drivers at all times.

JAMES M. KELLY.

May 26, 1840.

N. B. All Petitions for Land, Timber or Logs, will be strictly attended to, and answers brought back the same week; charge for each Petition 5s. All Instalments paid, and receipts brought back, free of expense.

# NEW GOODS.

Just received and for sale by the Subscriber, at low rates for Cash or approved Credit.

SUPERFINE Black and Blue Broad CLOTHS; Cassimeres, Buckskins, &c. A variety of Fancy Stripes, for Summer wear, Cottons, Prints, Muslins, Summer Slops, together with numerous other articles in this line.

Father, to these our supplications and prayers, In Hardware-Locks, Hinges, Bolts, Nails, which we humbly offer before Thee in the Cut and Wronght; and various other articles In Hardware-Locks, Hinges, Bolts, Nails,

Paints and Oils.

F. W. H. Keeps constantly on hand an assortment of the very best Superfine Flour, Rye Flour, Corn Meal, Fish, Pork, Yellow Corn, Rice, together with all other articles of Provisions and Groceries.

Just received in addition to the former Stock of Bread Stuffs.

150 Bbls. Corn Meal.

75 do. Rye Flour; which he will sell at very reduced prices in lots.

F. W. HATHEWAY. Fredericton, July 28, 1840.

A few copies of the RULES OF THE SU-PREME COURT may be had on applica-

Royal Gazette Office, June 3, 1840.

person authorized to receive the same.