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FREDERICTON, NEW BRUNSWICK, WEDNESDAY NOVEMBER 18, 1840.

Number 17



By Authority.

wick, &c. &c. &c.

J. HABVEY, Lt. Governor. A PROCLAMATION.

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

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

IN COUNCIL, November 2, 1840. The undermentioned applicants for the purchase of Crown Lands, may have the tracts applied for by them on the following terms, if payment be made before the 12th day of January next, and five shillings additional will be charged on each purchase, for postage, &c.

GLOUCESTER. Thomas Doke, 3s. per acre, dorn. Benjamin Sullivan, do. do.

The Petitions of the undermentioned persons, The Petitions of the undermentioned perare deferred for want of survey. John Lawlor. George Taylor. John M.Lean. John Robichean. James D. Murphy. W. Letson. P. Lynch. Lewis Constantine. Samuel Hill. J. Norsworthy. James Nugent. Stephen Hill, Jun. J. M'Namara. Andrew Scott. Martin Fox. John Y. Burk. James Watters. Thomas Scott. Beloni Johnson. R. M'Egan. Joel Perkins. Martin Flanagan. Thomas M'Graw. David Perkins. The answers to the Petitions of the undernentioned Persons are as follows :--Paul Niles, and John Niles, referred to the Surveyor General.

Thomas Earls, not complied with, the Land having been previously applied for for settlement.

Laurence O'Leary, may have a Grant of the Land applied for, on payment of 2s. 6d. an acre. down.

The purchase money will now be received from Frederick and John Steeves on their applications for Land on Coverdale River. John M'Bean, not complied with.

Clement Thiebaud and Hypolite Vantour, re allowed to lease the Land formerly approved of to them at the reduced price of 2s. 6d. per cre, down.

Nehemiah Merritt, complied with.

Thomas Trueman, not complied with, the Land applied for having been reserved to the Church as a Glebe.

Robert K. Trueman, not complied with, the Land applied for being considered as a part of the School Lot.

John Marshall may have his Grant on payment of £3 1s. 3d. John M'Lean, deferred for further consi-

deration. Hugh M'Carthy, complied with.

Joseph Cunard's application, No. 1,216, Black River, not complied with. C. M'Pherson, Ordered, That the 5 year

sons for licence to cut Timber and Logs on Crown Lands, are complied with on payment of the duty before the 12th day of January next. Joseph Cunard, Gloucester. Joseph Cunard, N. W. Miramichi. Joseph Cunard, Little S. W. Miramichi.

J. T. Williston, Eel River. George Williston, Tabucintac. A. Rankin, Northumberland. R. M'Leod, Northumberland. John Rider, (50 tons) New Canaan.

W. Smith, Douglas Valley.

J. Cronk, Nerepis.

C. Connell, River Saint John.

Levi Clark, New Canaan.

R. Hutchinson, Bathurst Road. R. Ritchie, Restigouche.

A. Dickinson, Tobique.

O. Ward, Cocagne.

L. Halcrow, Shediac.

- J. W. Buchannan, Canoose.
- W. Strange, Jr. Canoose.
- J. G. Hatheway, Grand River.

C. Connell, Tobique. Thomas Little, N. W. Miramichi.

Thomas Shaw, Shugomoc. W. Abrams, N. W. Miramichi.

W. Carr, Geary.

J. Taylor, Tobique.

J. Taylor, Carleton.

A. M'Eachran, Molus River.

- W. Taylor, Richibucto. D. Wright, Kent.
- E. Lunt, Salmon River.
- G. Perry, New Canaan.
- R. Hutchinson, N. W. Miramichi.
- G. Elkin, Salmon River.
- G. Murray, Kent.
- W. M'Dougal, Bass River.

R. Cutler, Kent.

W. M'William, Kent. A. Ritchie, Restigouche.

J. Noble, Shin Creek.

J. Cunard, Bartibog.

D. Hopkins, Digdequash.

HEAD QUARTERS, FREDERICTON, MILITIA GENERAL ORDERS. The Lieutenant Governor and Commander

in Chief has been pleased to make the following promotions, &c. 2d Battalion Gloucester Militia.

TO BE CAPTAINS.

Lieutenant Urban Landry, vice John Adams,

Lieutenant Joseph Sewell, Gent., of a new Company, 12th November.

Ensign Thomas Kerr, vice William Young, deceased, 13th November.

14th November.

pany, 15th November.

16th November.

Ensign A. Landry, of a new Company, 9th November. Ensign Robicheaux, vice J. Spence, deceased, 10th November.

Raphael Degrace, Gent., vice U. Landry. promoted, 11th November.

Richard Dawson, Gent., vice J. Vincent, left the Province, 12th November.

Duncan Hay, Jr., Gent., vice J. Furlong, deceased, 13th November.

William Taylor, Gent., vice W. Jardine, left the Province, 14th November.

John Kerr, Gent., vice M. Duvil, deceased, 15th November. Edwin Lauten, Gent., vice C. Coughlan, de-

ceased, 16th November.

Robert Young, Jr., Gent., vice James Young, promoted, 17th November.

Thomas Archie, Gent., vice George Levret, promoted, 18th November.

David Ferguson, Gent., of a new Company, 19th November.

NEW BRUNSWICK IN CHANCERY. 9th November, 1840. Saturday the eleventh day of July, in the year of our Lord one thousand eight hundred and forty.

Between Mary Nichols, Administratrix and Jorg. Between Mary Nichols, Administratrix and Noah Disbrow, Junior, Administratr, *de bonis non* of Samuel Nichols, deceased, Plaintiffs, and David Hatfield, Peter Hatfield and Robert Ray, De-

fendants.

FORASMUCH as this Court was on Tuesday last informed by Mr. Kinnear being of Plaintiff's Counsel that the Plaintiffs on the sixth day of April deceased, 9th November. Lieutenant James Young, of a new Com-pany, 10th November. Lieutenant George Levret, vice Harvey Adams, left the County, 11th November. Lieutenant Josemb Sarrell Control of the Defendants as by the Certificate of the Re-gistrar appears, and took out process of Subpona requiring the Defendants to appear to and answer the same, but that Peter Hatfield one of the Defen-dants left the Province some time in or about the year of our Lord one thousand eight hundred and thirty eight, and has not since resided within the jurisdic-tion of this honorable Court, and that from the best Company, 12th November.
Ensign Thomas Kerr, vice William Young,
deceased, 13th November.
Valentine Gibbs, Gent., of a new Company,
14th November.
Robert Robertson, Gent., of a new Company,
15th November.
Hugh A. Caie, Gent., of a new Company,
16th November.
TO BE LIEUTENANTS.
Ensign A. Landry, of a new Company,
November.
Bu the Hanarable Lieure NANTS.

By the Honorable Joseph Cunard, one of Her Ma-jesty's Justices of the Inferior Court of Common Pleas for the County of Northumberland, in the Province of New Brunswick.

To all to whom these presents shall come, Greeting No and to whom these presents shall come, Greeting NOTICE is hereby given, that upon the applica tion of Pheneas Williston, William Williston and Alexander Williston, 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, of Charles B. Brymer, late of Chat-ham, in the County of Northumberland, Black Smith, (which said Charles B. Brymer is departed without the limits of this Province, with intent and design to defraud the said Pheneas William. design to defraud the said Pheneas Williston, William Williston and Alexander Williston, and other Credi-tors of the said Charles B. Brymer, if any such there be, of their just dues, or else to avoid being arrested by the ordinary process of the Law, as is alledged against him.) to be seized and attached, and that un-less the said Charles B. Brymer 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 Charles B. Brymer, within the Province, will be sold for the payment and satisfaction

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 Bruns

| NORTHUNBERLAND. | the £24. | J. Taylor, "Stubbs" Block, Palphrey. | TO BE ENSIGNS. | Dated the 3d day of August, 1840. |
|--|--|---|--|--|
| NORTHUMBERLAND. | F. Dailey and A.S. Carman, referred to the | George Porter, Eel River. | Francis Le Greley, Gent., vice Joseph Sewel, | JOSEPH CUNARD, J. C P. |
| Joseph Beek, Jun. 100 acres at 3s. per acre, | Surveyor General for decision. | William Lindsay, Palphrey Brook. | promoted, 9th November. | CARMAN & WILLISTON, Att'ys. for Pet. Creditor. |
| own, and the remaining 24 acres at Auction. | James Tibbits, ordered to stand over until | W. Todd, Jr., Palphrey Brook. | Joseph Coombs, Gent., vice Thomas Kerr, promoted, 10th November. | [First Published in Gazette, August 19, 1840. |
| Patrick Johnson, 3s. per acre, down. James M'Cormick, do. do. | the 1st of January. | C. Robertson, "Pineo" Block, Palphrey. | Luke Ducett. Gent., vice A. Landry, pro- | NEW BRUNSWICK IN CHANCERY. |
| Thomas Monaghan, do. do. | Messrs. Crookshank& Walker, complied with. | The Petitions of the undermentioned are | moted, 11th November. | MICHAELMAS TERM, 4TH VICTORIA. |
| | S. P. Estabrooks, not complied with. | complied with, on payment by them of all | William Lousier, Gent., vice A. Robicheaux, | Saturday, 10th October, 1840. |
| KENT. | Daniel Hill, referred to the Surveyor General. | arrears due by them. | promoted, 12th November. | The following days are appointed for the Sitting of the Court, during the ensuing Vacation, viz : |
| S. Richard, 5s. per acre. down. | James A. Phillips, complied with, provided | Thomas E. Perley, Little River. | James Blackall, Jr. Gent., of a new Com- | The first Tuesday in November ; |
| WESTMORLAND. | Petitioner gives satisfactory security. John M'Bean, not complied with. | John M'Lean, Salmon River. | pany, promoted, 13th November. | The first Tuesday in December; and |
| Francis Matthews, 3s. per acre, down. | John Rider, to have permission to remove | D. Small, 6 Mill Brook. | William Drysdale, Gent., of a new Company, | The first Tuesday in January. By order of His Honor the Master of the Rolls. |
| SAINT JOHN. | 200 tons Timber cut by him last winter, on | W. M'Leod, Kouchibouguncis. | 14th November. | D. LUDLOW ROBINSON, REGR. |
| Isaac Cadman, 3s. per acre, down. | paying the expences of Mr. Arnold, the | Charles Upham, Howard Settlement. | James Walsh, Gent., of a new Company, | OTICE is hereby given, that we the Subscri- |
| Hugh Moore, do. do. | Seizing Officer. | | | bers, have been duly appointed Trustees forcall |
| CHARLOTTE. | Peter Morrison, complied with, on paying | The following tracts of vacant Crown Land | Captain John M'Intosh, from the 1st Bat- | the Creditors of James Balloch, late of the City of |
| Thomas M'Guire, 3s. per acre, down. | the duty on 30 tous. | will be offered at Public Auction, at this office. | talion to be Adjutant, vice Murdoc Campbell, | Saint John, an absconding debtor, and have been duly sworn to the faithful execution of the said trust, |
| | John M'Millan, to have a Mill reserve on | on Monday the 4th day of January next. Sale | left the County. | pursuant to the directions of the Act of Assembly, in |
| KING'S. | his describing a particular tract according to | to commence at 12 o'clock, noon. | S. L. Bishop, to be Surgeon. | that case made and provided, and we do hereby re- |
| John Williamson, 3s. per acre, down. | Mr. Layton's survey of Blocks in 1838. | TERMS 10 per cent. to be paid at the time | 1st Baltalion Gloucester. | quire all persons indebted to the said James Balloch, on or before the first day of January next, ensuing |
| John Harmer, do. do. | Joseph Barton and William Brown, allowed | of Sale, and the remainder within 14 days after. | Alexander M'Neil, to be Captain, vice John | the date hereof, to pay to us or some one of us, all |
| Thomas Leeper, do. do. William Gray, Jun. do. do. | Mill reserves, of 5,000 each on their paying | 1st. 24 acres, Northumberland, rear part of | M'Iutosh, appointed Adjutant to the 2d Bat- | such sum or sums of money, or other debt. duty or |
| | the expence of survey. | Lot No. 49, north side S. W. Miramichi River, | tation, 9th November. | thing, which they owe to the said James Balloch, and to deliver all other effects of the said James Balloch, |
| It minute county | William E. Perley, complied with. | Blissfield. Upset price, 3s. per acre. | TO BE LIEUTENANTS. | which they, or any, or either of them may have in |
| QUEEN'S. | John Maxwell, not complied with. Stephen Burpe, cannot be entertained. | 2d. 200 acres, Westmorland, east of Lot | Easign John Chambers, vice D. Ferguson removed from County, 9th November. | his, her, or their bands and possessions or custody, |
| E. Welton, 3s. per acre, down. | John S. Taylor, complied with, subject to the | No. 3, Coverdale River. Upset price, 3s. per | Ensign William Boyd, vice William Gray, | to us or some or one of us as aforesaid, and we do also desire all the Creditors of the said James Balloch, |
| YORK. | Seizing Office, 's dues. | acre. | removed from the Province, 10th November. | on or before the same first day of Jauuary next, to de- |
| A. W. Cockburn, 3s. per acre, down. | John L. Marsh, Ordered, That the Timber | 3rd. 250 acres, Westmorland, Coverdale | TO BE ENSIGNS. | liver to us, or some or one of us as aforesaid, their re- |
| David Little, do. do. | be released on payment of single duty, the | River, adjoining north of John Parkin. Upset | Andrew G. Fair, vice George DeBloise, left | spective accounts and documents against the said |
| Isaac Little, do. do. | amount of which will be deducted from the | price, 3s. per acre. | the County, 9th November. | James Balloch, in order that right and justice may be done, agreeably to the form of the said Act of As- |
| William Little, do. do. | £95, required to be paid by the former Order | 4th. 100 acres, Westmorland, next to E. | John Farman ning William D. 1 | sembly, in such case made and provided. Given un- |
| Matthew Little, do. do. | in Council. | Allen, north shore of Bay Verte. Upset price, | moted, 10th November. | der our hands at the City of Saint John, the twen- tieth day of October, 1840. |
| CARLETON. | Licences to cut Timber and Logs on the | 3s. per acre. 5th. 250 acres, Kings, between R. W. | Christopher M'Minnis, vice Chalmers, pro- | ROBT. D. WILMOT, |
| Samuel Young, 3s. per acre, down, | Berths applied for by the undermentioned | Stockton and John Dobson, Smith's Creek. | Imoted 11th Neuromban | A. JACK, |
| William Kilburn, do. do. | persons will be offered for competition only be- | I Incot noico 30 non nora | 3d Battalion Charlotte County Militia | JOHN H. GRAY. |
| George Susey, do. do. | tween the respective applicants for each Berth | 6th. 100 acres, Kings, Butternut Ridge, | Major Joel Ingersoll, having requested leave | W. JACK, Att'y. for Petitioning Creditors. [First Published, October 28, 1840.] |
| John Street, do. do. with 60 | at this Office on Monday the 4th day of January | adjoining east of T. Oliver Arnold, Jr. Upset | to retire from the Milifia Service from advanced | In the second seco |
| Rods front. | next. Sale to commence at 12 o'clock, noon. | price 3s per sere | age and declining health : The Commander in | In the matter of Joseph Blake and Nathaniel Blake, |
| William Hay, 3s. per acre, down. | Ten per cent of the duty must be paid on the | IOHN & SAUNDEDS | Chief accepts his resignation, and is pleased to | absconding Debtors. |
| George Sweet, do. do. | day of sale, and the remainder within 14 days | Surveyor General. | allow him to retire with his rank. | E, the Subscribers, having been duly appointed this day by His Honor Mr. Justice Botsford, |
| The lands applied for by the undermentioned | after. The Berths will be set up at the usual | Crown Land Office, November 6, 1840. | Captain Wilfred Fisher having tendered his | Trustees for all the Creditors of the above named Jo- |
| FAULTS, WILL DU FUIL AL A GOILO FIGUELOIA GO DITO | rates of duty. 1st. A Licence to cut Logs on the Berth | | resignation, His Excellency has been pleased | seph Blake and Nathaniel Blake, do hereby require |
| Office on Monday the 4th day of January next, | applied for by John Estabrooks and James | I ne undermentioned tracts of vacant Crown | to accept thereof, and to permit Captain Fisher | all Persons indebted to the said Joseph Blake and Nathaniel Blake to pay to us all sum or sums of money |
| see advertisement.) | Jones, north of the Maquapit Lake, 50M. | Land will be offered at Public Auction at this | to retire with the rank of Major, in approbation of his approved conduct and service. | or other debt, duty or thing, which they owe to the |
| William Hopper. | Lumber. | Office on Monday, the 7th day of December | | said Joseph Blake and Nathenial Blake or aithan of |
| Charles Colpitts. | 2nd. A Licence to cut Timber or Logs on | next. Sale to commence at 12 o'clock, noon. | the further service as Officers of the 3d Bat- | them, and to deliver up all other effects of the said Joseph Blake and Nathaniel Blake, which they may |
| John Allen. | the north part of the "Douglas" Block, Shu- | TERMS-Ten per cent of the purchase money | I talion Charlotte County Militia of the follow | have in their hands, power or custody to us, on or before |
| Patrick Foley. | gomoc, applied for by Isaac Kilburn, Lewis | to be paid at the time of sale and the remainder | ing, viz: Captain Philip Newton, Captain John | the 15th day of November next, and we do desire all |
| J. Oliver Arnold, Jun. | Huestis and J. H. M'Allister, provided Kilburn | within 14 days after. | Cunningham, Lieutenant Daniel Gatcomb, and | the Creditors of the said Joseph Blake and Nathaniel Blake, by the said 15th day of November next, to de- |
| The Tract of Land on the new St. Andrew's | and M'Allister pay up their arrears. | 50 acres. Kent, in rear of lot No. 15, South | Lieutenant Augustus Bancroft. | liver to us, or either of us, at the Office of L. A. Wil- |
| Road, near the Hanwell Lake, applied for by | 3rd. A Licence to cut Timber on the 8,000 | west side of Bass River. Upset price 3s. per | By Command. | mot, Esquire, in Fredericton, their respective ac- |
| he undermentioned Persons, will be immedi- | acre, "Moore' Block, Prince William, applied | | GEORGE SHORE, A. G. M. | counts and demands against the said Joseph Blake and Nathaniel Blake. Dated this 16th day of October, |
| tely Surveyed into Lots on a new arrangement | for by James Taylor and Valentine Pickard, | | | 1840. L. A WILMOT, |
| and will be offered in separate Lots at Public | provided Pickard pays up his arrears. | the Road from Gagetown to Nerepis, Queen's. | The following Persons are appointed Apprai- | JOHN S. COV. Trustage |
| Auction at this Office on Monday the 4th day | 4th. A Licence to cut Timber on the | Upset price, 3s. per acre. | sers of Dutiable Goods in the County of Charlotte: | 5w. THOS. HATHEWAY, |
| beside the expence of survey. As soon as the | "Frink" Block, Palphrey, applied for by | | B. FITZGERALD, | NOTICE. |
| ern of survey is received, an advertisement | 5th. A Licence to cut Timber on da | White, East side of the River Nashwaik. Up- | ROBT KERR. Campo Bello. | A LL Persons having any legal demands |
| ing the number and contents of each Lot. | "Oampbell" Diock, Patplacy, applied for by | 219 acres, Carleton, being Lots 23 and 24. | WM. CALKER, Campo Bello. | against the Estate of DAVID CLINDINNIN |
| will be published. | James Taylor and William Grant. | 3rd tier, Parish of Andover. Upset price, 3s. | | late of Horton, County of King's, Nova Scotia, |
| John Johnston. Patrick Colter. | 6th. A Licence to cut Logs on the "Albee" | per acre. | GIDIAN KNIGHT. Managuadanic | deceased, are requested to present the same, |
| Thomas Giffin. P. Grieve. | Block, Palphrey, applied for by Cumming Ro- | | HUGH M'CALLUM, | duly attested, within three months from this |
| David Esansa. Andrew Lata. | bertson, John Porter and James Albee. | and 13, in the 6th tier, Williamston, Carleton. | | date, at the Office of George J. Dibblee, in |
| Michael Holland. Daniel Mooney. | 7th. A Licence to cut Timber or Logs on | | The following Persons are appointed Com- | Fredericton, and all persons indebted to the said Estate will please make immediate payment |
| E. W. Rainsford. John Grieve. | the "Robertson" Block, near the Hanwell | | inissioners for Wrecked Property in the County | to George J. Dibblee, Esq., who is authorized |
| Thomas Nesbit. Matthew Stevenson. | Lake, (not to interfere with the lands applied | Town, Carleton. Upset price, 2s. 6d p r acre. | of Charlotte : | to receive the same. |
| Samuel Hunter. A. Stevenson. | for settlement,) applied for by Henry Lunt, George Morrow, James Taylor and Abraham | | The Honorable THOMAS WYER, ¿ at Saint | PEREZ MARTIN, |
| Hugh Ward. John Thomas. | - | | Mr. PETER SMITH, Andreas, | Sole Executor. |
| Wm. Cockburn. | Long. | Crown Land Office, October 5, 1840. | MICHAEL DOGGET, at Grand Manan. | September 30, 18403mp. |
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