



THE ROYAL GAZETTE.

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 DECEMBER 16, 1840.

Number 21



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 fourth Tuesday in December instant; I have thought fit further to prorogue the said GENERAL ASSEMBLY, and the same is hereby prorogued to Wednesday the twentieth day of January next, then to meet at Fredericton for the despatch of business.

Given under my Hand and Seal at Fredericton, the fourth day of December in the year of our Lord one thousand eight hundred and forty, and in the fourth year of Her Majesty's reign.

By His Excellency's Command. W. M. F. ODELL.

CIVIL APPOINTMENT.

The Rev. I. W. D. Gray, to be added to the Board of Education, for the City and County of Saint John.

HEAD QUARTERS, FREDERICTON, 5th December, 1840.

MILITIA GENERAL ORDERS.

Her Majesty having been graciously pleased, upon the recommendation of His Excellency the Lieutenant Governor and Commander in Chief, and the expression of a due contrition on the part of Mr. William M'Kenzie, to consent to his restoration to his Commission in the 1st Battalion Carleton County Militia.

PROMOTIONS, &c.

2d Battalion Saint John County Militia. Daniel Gallagher, Gent., to be Lieutenant. William Ball, Gent., to be Ensign. The Artillery Company attached to the 2d Battalion Charlotte County Militia, will form a part of the New Brunswick Regiment of Artillery, and the Officers belonging thereto will take rank in the Regiment according to the date of their respective Commissions.

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

IN COUNCIL, December 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 10th day of February next, and five shillings additional will be charged on each purchase, for postage, &c.

GLOUCESTER.

James Forien, Jr., 3s. per acre, down. NORTHUMBERLAND. John Finlay, 3s. per acre, down. J. T. L. Dickens, do. do.

KENT.

L'Amant King, 3s. per acre, down, for the upper half of the Lot. Simon Richard, 3s. per acre, down, for the lower half of the Lot.

WESTMORLAND.

Andrew F. Martin, 3s. per acre, down. Sylvester Hanson, do. do. Robert Turner, do. do.

CHARLOTTE.

John Ash, 3s. per acre, down.

SAINT JOHN.

John Keefe, 3s. per acre, down, on his paying Moses Spragg for the survey. John Kingdon, 3s. per acre, down.

Archibald Downs, 3s. per acre, down, on his paying S. Vaughan for the expence of the survey.

KING'S.

Noah Keith, 3s. per acre, down.

YORK.

George Gill, 3s. per acre, down.

CARLETON.

James N. Farley, 3s. per acre, down, with the usual front. Robert M'Egan, 3s. 6d. per acre, down. Philip Davis, 3s. per acre, down. James Lyndsay, do. do.

The lands applied for by the undermentioned persons, will be sold at Public Auction at this Office on the 1st day of February next, (see advertisement.)

John A. Street. A. C. O. Trentowsky.

Richard Roach. Marcus Parmer. Hezekiah Stoddard. William Farley. William Ketchum. Charles Connell.

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

Michael O'Donel. John Welch. William Prince. James Lewis. Abner Jones. Mariner Leeman. Dennis Mahoney. John Landers. John Rideout. A. H. Estey. Felix M'Carthy. Anthony Cain. Daniel Malcolm. Robert Robinson. Henry Mawhaney. David D'Aigle. Edward Stevens, 2d. William Stuart. Hugh Wallace. Andrew Waters. Edward Smith. Nathan Kinne. Duncan M'Donald. Charles Pond. Duncan Dewar. Hiram Stevens. John Tremble. John B. Robicheau.

The answers to the Petitions of the undermentioned persons are as follows:—

Robert Porter, complied with. Nathaniel Mooers, do. Estabrooks M'Neal, do. Thomas Pickard, do. Joshua Knight, do. Charles K. Smith, do. John S. Taylor, do. John Campbell, do. Joseph F. Estabrooks, do. Hiram Edgett, do. on Mr. Stiles' certificate.

Thomas M'Mackin, complied with, on satisfying the Seizing Officer and paying him £3, his expence in going to Saint John to procure a Bond.

James Albee, not complied with. John M'Cann, do. do. Archibald M'Nair, to stand over, and the Minute respecting the Heirs of Sir A. Snape Hammond to be produced.

Israel Johnson, referred to the Surveyor General for further information. Michael M'Quade, the Petitioner to have a grant of the Lot in question.

The Petitions of the undermentioned persons for licence to cut Timber and Logs on Crown Lands, are complied with, on payment of the duty before the 10th day of February next.

William Craig, Taxes River. John Humphreys, New Canaan. Francis Fulton, Salmon River. Robert Ritchie, Upsalquitch. Henry Lunt, Hanwell. R. Cochran, Gasperuan. M. Duffey, Renous. P. Stewart, Eel River. G. Debeck, Eel River. J. H. Ryan, River St. John. Jos. Cunard, Northumberland. F. Ferguson, Bass River. J. Mooney, Maguadavic. John Hay, Polett River. E. Cronkhitte, Southampton. G. Parker, New Canaan. P. Stewart, Upsalquitch. F. Hunter, S. W. Miramichi. S. Reynolds, New Canaan River. T. M. Connell, Howard Settlement. John Wheten Aldoine River. John Walker, St. Nicholas River. Thomas Cail, Coal Branch. A. B. Sharp, Munquart. D. Cole, New Canaan. W. Hamilton, Upsalquitch. Thomas Mitchell, Canoose. R. Stevens, Begaguinic. William Smith, Trout Brook. B. Beveridge, River St. John. Jos. Connell, Nashwak River. R. S. Demill, Eel River. P. Carlyle, S. W. Miramichi. J. Johnston, Hardwood Ridge. J. T. Williston, Eel River. Jos. Cunard, Bass River. N. H. DeVeber, Little River. S. Davidson, Coverdale River. W. Gill, Maguadavic. J. Thomas, (Shingles) St. James. W. Hitchings, do. do. J. Moore, do. do. B. DeWolf, do. do.

The following tracts of vacant Crown Land will be offered at Public Auction at this Office on Monday, the 1st day of February 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.

150 acres, Northumberland, at the mouth of Wild Cat Brook, east side of the North West Miramichi River. Upset price, 3s. per acre. 130 acres, Westmorland, Lot K. on the North Branch of Peticoadiac River. Upset price, 3s. per acre.

100 acres, King's, being Lot No. 1, North-west of Smith's Creek, near the Jordan Mountain. Upset price, 3s. per acre. 200 acres, Queen's, being Lot No. 8, in rear R. M'Farlane, Long Creek, Washademoac. Upset price, 3s. per acre.

150 acres, Carleton, Lot No. 28, 4th tier, Wicklow. Upset price, 3s. per acre. 200 acres, Carleton, between the grants to Moses Snow and George West, Wicklow. Upset price, 3s. per acre.

100 acres, Carleton, being half of Lot No. 16, on the north side of the River Becaguinec with half the front. Upset price, 3s. per acre. 130 acres, Carleton, being the vacancy between Mm. Wilson & Geo. M'Kenzie, Richmond. Upset price, 4s. per acre.

JOHN S. SAUNDERS, Surveyor General. Crown Land Office, December 3, 1840.

ERRATUM.—In the Royal Gazette of the 11th November last, in the list of Commissioners appointed for Wrecked Property in the County of Charlotte,—for Michael Dogget, read, Nathaniel Dogget.

IN THE SUPREME COURT,

MICHAELMAS TERM, 4th VICTORIA, 1840. It is Ordered, That Tuesday the fifth day of January next, be appointed for the examination of Students applying to be admitted Attorneys at the ensuing Hilary Term—to be held at the residence of Mr. Justice Parker, in St. John.

W. ROTSFORD, J. CARTEL, R. PARKER.

The following tracts of vacant Crown Land will be offered at Public Auction, at this office, on Monday the 4th day of January next. Sale to commence at 12 o'clock, noon.

TERMS.—10 per cent, to be paid at the time of Sale, and the remainder within 14 days after. 1st. 24 acres, Northumberland, rear part of Lot No. 49, north side S. W. Miramichi River, Blissfield. Upset price, 3s. per acre. 2d. 200 acres, Westmorland, east of Lot No. 3, Coverdale River. Upset price, 3s. per acre.

3rd. 250 acres, Westmorland, Coverdale River, adjoining north of John Parkin. Upset price, 3s. per acre. 4th. 100 acres, Westmorland, next to E. Allen, north shore of Bay Verte. Upset price, 3s. per acre.

5th. 250 acres, Kings, between R. W. Stockton and John Dobson, Smith's Creek. Upset price, 3s. per acre. 6th. 100 acres, Kings, Butterant Ridge, adjoining east of T. Oliver Arnold, Jr. Upset price, 3s. per acre.

JOHN S. SAUNDERS, Surveyor General. Crown Land Office, November 6, 1840.

CROWN LAND OFFICE,

NOVEMBER 26th, 1840.

Agreeably to Notice given in the Gazette of the 11th instant, a part of the tract of Land near the Hanwell Lake, on the new Road to Saint Andrews, which was lately relinquished by Beverly Robinson, Esquire, has been surveyed into lots for settlement.

The content of each lot is as follows, viz:—

No. 2. West side of the Road,	120 acres.
" 3. ditto,	115 "
" 4. ditto,	105 "
" 5. ditto,	100 "
" 6. ditto,	100 "
" 7. ditto,	100 "
" 8. ditto,	100 "
" 9. Crossing the Road,	90 "
" 10. ditto,	100 "
" 8. East side of the Road,	110 "
" 7. ditto,	110 "
" 6. ditto,	110 "
" 5. ditto,	110 "
" 4. ditto,	105 "
" 3. ditto,	90 "
" 2. ditto,	90 "

The above lots will be offered for sale at Public Auction, at this Office, on Monday the 4th of January next, sale to commence at 12 o'clock noon. Upset price, three shillings per acre, and £1 10s. additional will be charged on each lot to cover the expence of Deputy Jonett's survey.

TERMS.—Ten per cent of the purchase money to be paid at the time of sale, and the remainder within fourteen days after. JOHN S. SAUNDERS, Surveyor General.

EMIGRANT AGENCY OFFICE,

Fredericton, Sept. 26, 1840.

NOTICE is hereby given, That the Office of the Assistant Emigrant Agent will be kept in the lower part of the Phoenix House, immediately opposite the Army Hospital; and that the hours will be the same as at other public offices,—from ten till three o'clock; where Immigrants and others can transact business connected with that Department, and advice and assistance will be afforded to persons, wishing to obtain land for settlement, or who may desire employment in this Province. Persons having Landed Property to dispose of can have a description of the same entered in a Book to be kept for that purpose; and applications for servants or labourers that may be received at this Office, will be registered in a similar manner.

EDMUND WARD, Assistant Emigrant Agent.

Letters to be forwarded post paid.

IN THE SURROGATE COURT FOR THE COUNTY OF YORK.

Friday, 20th November, 1840. In the matter of the Estate of Simon H. Estey, deceased, Intestate.

GEORGE F. STREET, Surrogate.

UPON reading the Petition of Nelson A. Cliff, (the Sole Administrator of the Estate of the said Simon H. Estey, who died Intestate,) duly attested to and this day preferred, whereby, and by the Accounts and Inventory thereto annexed, it appears that the whole personal Estate of the said Simon H. Estey, which has come to the hands of the said Administrator amounts only to the sum of £17 15s.; and there appearing by the Inventory filed in this Court to be no other personal Estate of the said deceased, and that the debts due from the Estate so far as they have yet been ascertained amount to £90 11s. 1d., and that the expence of Inquest, Funeral and Administration amount to the sum of £11 3s. 3d., making in the whole £101 14s. 4d., debits against the said Estate, and that after fully administering all the personal Estate, there remains a balance of £83 19s. 4d. of debts due from the Estate, for the payment whereof there are no personal effects;—And it also appearing that the said Intestate left Real Estate in this Province, consisting of a Lot of Land in the Parish of Kingsclear, in the County of York, containing about 250 acres, ten of which are under cultivation, and the whole now in the possession and occupation of the said Petitioner, and which is valued in the Inventory at £80 of Current money; also a Lot of 100 acres in the Howard Settlement, in the said County of York, in a wilderness state, valued at £30; which said Petitioner prays a Licence to sell the said Real Estate, or so much thereof as may be sufficient to pay off the said balance of debts so remaining due from the said Estate;—and it also appearing by the said Petition, that the Heirs of the said Intestate consist of Solomon Estey, David Estey and James Estey, all residing out of this Province in some part of the United States of America, also Abraham Estey, Hannah Barker and Rhoda Cliff, all residing in the said County of York;—

It is ordered, That all and every person or persons having any just cause to show, why the Licence so prayed for should not be granted, do file a statement thereof in writing under oath, with the Register of this Court, within three months after the publication of this order in the Royal Gazette, and have the same set down for hearing on a day to be then appointed for that purpose; and in case no cause shall be shown within the time aforesaid, then such further order shall be made in the matter as may seem just. And it is further ordered, That this order be forthwith published in the Royal Gazette, and continued therein for three months consecutively; and that a copy of this order be also forthwith served on each of the said three heirs so residing within this Province as aforesaid, by leaving the same at the last places of their respective abodes in this Province.

By the Court. JOHN C. ALLEN, REGISTER.

NOTICE is hereby given, that we the Subscribers, have been duly appointed Trustees for all the Creditors of James Balloch, late of the City of Saint John, an absconding debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Act of Assembly, in that case made and provided, and we do hereby require all persons indebted to the said James Balloch, on or before the first day of January next, ensuing, to pay to us, or some one of us, all such sum or sums of money, or other debt, duty or thing, which they owe to the said James Balloch, and to deliver all other effects of the said James Balloch, which they, or any, or either of them may have in his, her, or their hands and possessions or custody, to us, or some one of us as aforesaid, and we do also desire all the Creditors of the said James Balloch, on or before the same first day of January next, to deliver to us, or some one of us as aforesaid, their respective accounts and documents against the said James Balloch, in order that right and justice may be done, agreeably to the form of the said Act of Assembly, in such case made and provided. Given under our hands at the City of Saint John, the twentieth day of October, 1840.

ROBT. D. WILMOT, A. JACK, JOHN H. GRAY. W. JACK, Att'y. for Petitioning Creditors. [First Published, October 28, 1840.]

NEW BRUNSWICK IN CHANCERY.

MICHAELMAS TERM, 4TH VICTORIA.

Saturday, 10th October, 1840.

The following days are appointed for the Sitting of the Court, during the ensuing Vacation, viz: The first Tuesday in November; The first Tuesday in December; and The first Tuesday in January.

By order of His Honor the Master of the Rolls. D. LUDLOW ROBINSON, REG.

NOTICE.

THE Subscriber has just received by the late arrivals from England, a general assortment of British GOODS, which he is now opening for sale at Messrs J. & F. E. BECKWITH's new store, opposite Mr G. E. KETCHUM's, in Queen Street; and he also intends keeping constantly on hand, Groceries and Provisions, all of which he offers at reasonable rates for Cash.

W. J. BEDELL.

Fredericton, Oct. 27, 1840.

Mr. BEDELL has removed to the Store lately occupied by Mrs. GARDNER.

Has on hand, a Consignment of 50 Bls. of superior PORK; 17 boxes TEA.

NOTICE.

ALL Persons having any legal demands against the estate of the late PETER FRASER, ESQUIRE, deceased, are requested to present the same duly attested, to D. LUDLOW ROBINSON, Esquire, Barrister; and all persons indebted to the said Estate, are required to make immediate payment to the undersigned at Saint John, or the Cashier of the Central Bank in Fredericton, whose receipt will be valid. B. ROBINSON, Executor. Fredericton, 18th September, 1840.

NEW FALL and WINTER GOODS.

THE Subscribers beg to inform the public that they have on hand an extensive assortment of PROVISIONS, GROCERIES, DRY GOODS, HARDWARE, and other Goods, suitable to the season, viz:

PROVISIONS & GROCERIES.

Flour, Pork, Shad, Herrings, Cod and Scale Fish, Rice, Barley, Sugar, Molasses, Souchong, Congo and Hyson Teas, Coffee, Cocoa Paste, Tobacco, Liverpool and Windsor Soap, Salt, Mould and Dipt Candles, Sperm Ditto, Raisins, Currants, Nutmegs, Spice, Pepper, Cinnamon, Cloves, Mustard, Ginger, Starch, Salt Petre, White Wine and Cider Vinegar, Liquid and Paste Shoe Blacking, Paint and Lamp Oil, Cod Oil.

DRY GOODS.

Superfine Black and Olive Broad Cloths, Buckskins and Cassimeres, English Homespunns, Moteskins, Pilot and Beaver Cloths, Red and White Flannels, Salisbury Do., Blankets, Woollen Horse Rugs, Guernsey Frocks, Scotch Caps, Padding and Canvas, Scotch Homespunns and Checks, Printed, Grey and White Cottons, Furniture Cotton, Lining Ditto, Fig'd and Plain Merinos, Orleans Cloth, Shawls, fig'd & plain Gros de Naples, Silk & Cotton Hbbs., fine Linen, Muslins, Bobbinets, Lace, Edgings and Quillings, Sewings of all descriptions, Ribbons, assorted, Cotton Warp, Cotton Wool and Batting, Cotton Wick, Men's Woollen Gloves, Ladies Kid & Silk Ditto, Ladies Merino, Worsted and Cotton Hose.

HARDWARE.

Wrought and Cut Nails, assorted sizes, Flooring and Finishing Nails, Horse and Ox Shoe Nails, Pots and Bake Kettles, Tea Kettles, Frying Pans, Shovels and Spades, Razors, Knives and Forks, Pocket and Pen Knives, Carpenter's Patent Door Locks, Chest and Pad Locks, Hinges of various kinds, Screws, Cast Steel Axes, Wire Shoe Bills, &c.

FURS.

A variety of Muffs, Capes and Boas, Mens' and Boy's Fur, Plush and Seallet Caps of various descriptions, Children's Lambskin Caps, Fur Gloves, Black Lamb Skins.

SHOES.

Men's strong and fine Boots and Shoes, India Rubber Shoes, Ladies Cloth and Prunella Boots, Ladies Morocco, Kid, Seal Skin and Prunella Shoes, Girls Leather and Prunella Boots, Youths strong Kid Bootes, Children's Boots and Shoes, assorted sizes.

An assortment of Tin and Earthen Ware, White Rope, Bed Cords, &c.

All of which will be sold at the lowest prices in the market for Cash or other approved payment. All charges, except the accounts of regular customers must be paid at the close of every month. Interest will be charged on all accounts running more than three months.

J. & A. SMITH.

Queen Street, 2d Dec., 1840.

P. S. Chubb's ALMANACK for 1841 for sale by the dozen or a single copy.

Baptist Seminary, Fredericton.

THE MANAGING COMMITTEE of the New Brunswick Baptist Seminary, have reduced the rate of Board, at that Institution, to Seven Shillings and Six Pence per week, including washing, the price originally charged, but which was raised to Ten Shillings per week about two years ago on account of the unusual high prices of Provisions at that time.

JOHN T. SMITH, Secretary of the Committee. Fredericton, 12th November, 1840.

REVISED EDITION

OF THE

PROVINCE LAWS.

THE Subscriber having been induced by numerous applications from different sections of the Province, to publish an additional supply of the above valuable work, for the use of those not entitled to copies from Government, such persons as may be desirous of procuring them will place the goodness to leave their names and places of residence, at an early period, at the Royal Gazette Office, or with either of the undermentioned Gentlemen, where Copies of the work may be seen:—

HON. E. B. CHANDLER, Dorchester. THOMAS WYER, Esquire, St. Andrews. J. W. WELDON, Esquire, Richibucto. GEORGE KERR, Esquire, Chatham. W. H. BALDWIN, Esquire, Bathurst. J. M. CONNELL, Esquire, Woodstock. Mr. DAVID M'MILLAN, St. John. J. SIMPSON, QUEEN'S PRINTER.

DEEDS, LEASES, Bonds and Mortgages.

For sale at this Office.