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FREDERICTON, NEW BRUNSWICK, WEDNESDAY, JULY 7, 1841.

Number 50



By Authority.

By His Excellency Lieutenant Colonel Sir WILLIAM MACBRYAN, GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c. W. M. G. COLEBROOKE.

A PROCLAMATION.

WHEREAS the GENERAL ASSEMBLY of this Province stands prorogued to Tuesday the fifteenth day of June next, I have thought fit further to prorogue the said GENERAL ASSEMBLY, and the same is hereby prorogued to the third Tuesday in September next.

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

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

PROVINCIAL SECRETARY'S OFFICE, 3d JUNE, 1841.

THE Lieutenant Governor has been pleased to direct that on the arrival of Vessels with Emigrants at any of the Ports of the Province, blank printed returns are to be filled up and signed in the form prescribed by the Secretary of State;—these returns are to be compiled by the Emigrant Agent at Saint John and by the Deputy Treasurers at the other Ports, and forwarded to the Lieutenant Governor without delay.

By Order. WM. F. ODELL.

HEAD-QUARTERS, FREDERICTON, 28th June, 1841.

MILITIA GENERAL ORDER.

The Drills of the 3d Battalion York Light Infantry will take place at the undermentioned places, instead of those named in the General Order of the 17th May last.

The 1st Division at Douglas, near Lieutenant Colonel Robinson's residence.

2d Division at Stanley.

3d Division at Vanhorne's, (Nashwaak.)

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

IN THE SUPREME COURT.

Trinity Term, 4th Victoria, A. D. 1841.

It is Ordered, That the Examination of Students applying for admission as Attorneys at the ensuing Michaelmas Term, be held at the Judges' Room on Monday the eleventh day of October next.

PUBLIC NOTICE

It is hereby given, That the extensive tract of land formerly known as the "Prince William Reserve," and latterly under 5 years Licence to D. Barber, will be divided into Timber Berths and the right of Licence thereon will be offered at Auction on Monday the 2nd of August next, at the usual rates of duty and on the usual terms.

The right of Licence on the following Timber Berths will be offered for competition between the several applicants for each Berth at this Office at 12 o'clock, noon, on Monday the 2nd of August next, at the usual rates of duty, ten per cent of which is to be paid at the time of sale, and the remainder within 14 days after.

Block 16 near Richmond Cove, applied for by John Spence and W. Todd, Junr.

East side Looon Bay, River Saint Croix, applied for by John Spence and W. Todd, Junr.

The Berth on Lyon Stream, applied for by J. Mersereau, W. E. Perley and G. Morrow.

Blocks 5 and 6, Range 11, south side Kouchibouguais River, applied for by T. Curran and A. Dixon.

South side Tobique, below the Red Rapids, applied for by James Taylor and T. Pickard.

On the Restook Portage Road to the Grand Falls, applied for by James Taylor and Thomas E. Perley.

The Berth between the first Eel River Lake, and Monument Brook, applied for by R. DeMill and Charles Perley.

The "Frink" Block, south of the Howard Settlement, applied for by James Taylor and T. E. Grant.

The applications of the undermentioned persons for Licence to cut Timber and Logs on Crown Lands, are complied with, with the exception only of those which are advertised for competition. See the above advertisement.

Those who have not already taken out their Licences nor given security for the tonnage are required to pay the duty before the 5th day of August next.

Robert Kerr. Richard Hutchison. A. S. Carman. James Taylor. John F. Taylor. Benjamin Beveridge. John Williams. James Copperwhite. John H. Ryan. W. E. Perley. Warren Smith. William Loch. Peter Stewart. James Holmes. Joseph C. Allan. Coles Green, Junr. Sherman Tapley. Miles McMillan. George Debeck. Elisha Cronkhitte. George Porter. Hugh Harrison. Terence Carren. Alex. M'Laggan. Hugh Montgomery. John Montgomery. Peter Sutherland. A. B. Sharp. Linens Seelye. Wm. Barker. John Humphrey. James E. Perley. Wm. Hamilton. Robert Ferguson. Wm. McLeod. Stephen F. Price. Daniel Cole. Geo. and J. Munro. Wm. Hitchings. Daniel Wright. George M. Porter. John M'Adam. George W. Turner. Henry Kelly. John Irvine. Amos Dickinson. Walter Stewart. John Wilson. John Porter. John Christie. Wm. Todd, Junr. Converse Brown. Daniel Lee. Robert Stephenson. John Munro. Jacob M'Keen. Thomas Pickard. Wm. Phillips. John Rider. Archibald M'Lean. Alexander Brown. Hugh M'Raw. Charles C. Upham.

Wm. J. Bedell. Robert Watson. John Pond. C. Robertson. Henry Jones. James Allanshaw. Thomas Coughlan. John Campbell, Sur. James A. Phillips. William Albee. S. P. Estabrook. Estabrook M'Neal. Amos Plummer. Enoch Lunt. B. N. Underhill. T. W. Underhill. Joseph Cunard. Charles M'Pherson. Richard Cochran. James W. Buchanan. James Langen. Samuel Langen. J. F. Estabrooks. James Albee. Charles Dewitt. Alexander Boone. Louis Gueguen. James R. Cliff. Robert Fulton. John Coates. D. V. Clindinen. Wm. Chase. Stephen Cornan. James Brine. Orlo Hoyt. A. Rankin. James Fowler. Wm. Scoullar. Nelson M'Eachran. George Thompson. Wm. Harnett. Wm. Taylor. William Gilmour. N. Pickard. Henry Lunt. Bridgill Carpenter. Phineas Doherty. John Maxwell. Samuel Berry. F. Ferguson. George Burpe. Charles Connell. John Shea. John M'Millan. A. Ritchie. Wm. Napier. Benjamin Withrow. James Bennisson. Henry Cunard. John T. Williston. P. Williston. Hugh Ramsay. Samuel Davidson.

The following tracts of vacant Crown Land will be offered for sale by Public Auction at this Office on Monday the 2d of August next.

100 acres, Northumberland, in Block No. 14, Black River, surveyed for A. M'Beath.

200 acres, Kent, between Cognac and She-diac Rivers, surveyed for A. Bushway.

200 acres, Kent, between Cognac and She-diac Rivers, surveyed for P. Porrier, Junr.

100 acres, Kent, between Cognac and She-diac Rivers, surveyed for V. Arseneaux.

150 acres, Westmorland, near Shemogue as surveyed for W. Blacklock.

200 acres, Westmorland, near Shemogue, as surveyed for W. Fillmore.

225 acres, Westmorland, on the new road from Great to Little Shemogue, and as surveyed for Donald Taylor.

148 acres, Westmorland, Lot B, west side of the MacLachlan Road, the purchaser to pay A. Jones for the improvements.

192 acres, Westmorland, Lots 5 and 6, second tier, upper Des Barnes tract.

192 acres, Westmorland, Lots 8 and 9, second tier, upper Des Barnes tract.

100 acres, Saint John, Lot No. 6, formerly surveyed for S. B. Brown, northeast of Quaco.

100 acres, York, Lots K and F, west Range of the Harvey Settlement, 3rd tier.

150 acres, York, southwest part of Lot No. 1, Howard Settlement, northwest Range.

37 acres, Restigouche, being that part of Lot No. 13, near Black Point, which was lately surveyed for Luke Murphy.

JOHN S. SAUNDERS, Surveyor General.

Crown Land Office, May 29, 1841.

The Supervisors of the Great Roads and Commissioners of Bye Roads and Bridges, are hereby directed to transmit to this Office, on or before the tenth day of October next regular Accounts, with Vouchers of their several disbursements from the Appropriations of the current year, upon the Roads and Bridges entrusted to their management. The attention of the Commissioners of Bye Roads is also particularly called to the Sixth Section of the Act of the last Session "to provide for opening and repairing Roads and erecting Bridges";

and such of them as are entrusted with the expenditure of money to the amount of £250, are further required forthwith to transmit to this Office proper Bonds, with two competent Sureties, in double the amount of the sum to be expended, conditioned for the faithful performance of their duty. Secretary's Office, May 10, 1841.

NEW BRUNSWICK, IN CHANCERY.

Monday the twenty first day of June, in the year of our Lord one thousand eight hundred and forty one.

Between Robert Parker, Plaintiff, and Samuel H. Whitlock and William Garnett, Defendants.

Their Honors, the Commissioners.

UPON motion made unto this Court this present day by Mr. Allen, being of the Plaintiff's Counsel; it was alleged that the Plaintiff had filed his Bill in this Court against the Defendants, on the sixth day of March last, as by the Registrar's Certificate appears, and had sued out process of Subpoena, to compel the Defendants to appear to and answer the same; that the said Subpoena had been duly served on the said Defendants, as by the Affidavit of Justus Wetmore, now read appears; that the said Defendants had not caused their appearance to be entered in this suit, as by the Registrar's Certificate also appears, and the time for their appearance having expired: It was prayed that the Plaintiff's Bill might be taken pro confesso against the said Defendants; which is ordered, accordingly, unless the said Defendants appear in twenty days from the date of this order.

By the Court. D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday, the 6th day of April, A. D. 1841.

Between John Robinson and Eliza Robinson, Plaintiffs, and William T. P. Paul, Richard Mott, The President, Directors and Company of the Commercial Bank of New Brunswick, and Moses H. Perley, Defendants.

FORASMUCH as the Court was this present day informed by Mr. Robinson, being of Plaintiffs' Counsel, that the Plaintiffs on the 5th day of December last, exhibited their Bill in this Court against the Defendants, as by the Certificate of the Registrar appears; and had sued out process of Subpoena directed to the said Defendants, requiring them to appear to and answer the same; but that Mary V. Paul, one of the said Defendants, resides at Windsor, in the Province of Nova Scotia, and cannot be served with such process, as by Affidavit appears; and the said Certificate and Affidavit being now read: It is ordered that the said Defendant, Mary V. Paul, do appear to the Plaintiff's Bill, on or before the second day of August 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, REGR.

3m. D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday, 6th April, 1841.

Between Robert Rankin, John Pollock, Arthur Pollock, Allan Gilmour, James Gilmour, Alexander Rankin, Allan Gilmour, Junior, and John Pollock, Junior, Plaintiffs, and Nathaniel Blake, Joseph Blake, Eli Hoskins, and Oliver Smith, Defendants.

FORASMUCH as the Court was this present day informed by Mr. G. Botsford, being of Plaintiffs' Counsel, that the Plaintiffs on the twenty fifth day of September last, exhibited their Bill in this Court, against the Defendants, as by the Certificate of the Registrar appears; and sued out process of Subpoena, requiring the Defendants to appear to, and answer the same; but that the said Defendants, Nathaniel Blake, and Joseph Blake, did, on or about the sixth day of June last, clandestinely leave and depart from this Province, to avoid being served with the process of this Court, and still remain without the limits of this Province, and cannot be served with the process of this Court, as by Affidavit appears; and the said Certificate and Affidavit being now read: It is ordered that the said Defendants, Nathaniel Blake, and Joseph Blake, do appear to the Plaintiff's Bill, on or before the nineteenth day of July next.

By the Court. D. LUDLOW ROBINSON, REGR.

[First Published, 7th April, 1841.]

CITY AND COUNTY OF SAINT JOHN, PROVINCE OF NEW BRUNSWICK, &c.

By the Honorable Robert Parker, one of Her Majesty's Justices of the Supreme Court of Judicature of the Province of New Brunswick.

To all to whom these presents shall come, Greeting.

NOTICE is hereby given, that upon the application of Edward W. Greenwood, to me duly made according to the Act of Assembly, in such case made and provided, I have directed all the Estate, as well real as personal, of David Bruce, late of the City of Saint John, Master Mariner, (which said David Bruce is departed without the limits of this Province, with intent and design to defraud the said Edward W. Greenwood and other Creditors of the said David Bruce, if any such 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 David Bruce 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 David Bruce, within the Province, will be sold for the payment and satisfaction of the Creditors of the said David Bruce. Dated the 10th day of April, 1841.

R. PARKER, WM. M. GREENWOOD, Att'y for Pet. Creditor.

[First Published, 28th April, 1841]

SHERIFF'S SALES.

County of York.

To be sold by Public Auction on Saturday the ninth day of October next, at the Market House, in Fredericton, between the hours of one and three, p.m.

ALL the right, title and interest, of William A. M'Pherson, of, in and to Lots Numbers 67, 68, and 70, on the River Nashwaak, in the Grant to Donald Campbell and others of the late 42nd Regiment: The same having been taken by virtue of an Execution issued out of the Supreme Court.

E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, April 5, 1841.

To be sold by Public Auction on Saturday the twentieth day of November next, at the Sheriff's Office in Fredericton, between the hours of one and three o'clock, p.m.

ALL the right, title and interest of Joseph Blake and Nathaniel Blake, or of either of them, of, in and to the following tracts and lots of land and premises, viz:—

All the rest, residue and remainder of the term unexpired, of, in and to all the lower or southerly moiety or half part of that tract of land situated in the Parish of Saint Mary's, in the County of York, formerly granted to George Agnew and Urban G. Agnew, and known as Lot No. 3, the whole lot containing 600 acres, (excepting 60 acres of the said moiety heretofore sold to Henry Smith, Esquire,) the said moiety conveyed to the said Nathaniel Blake by Christopher Murray and Wife, for the term of 999 years, by Indenture dated the first day of October, 1835, together with all Mills, Mill Dams and appurtenances, and subject to the rent of one peppercorn.

Also—All that tract of land in the Parish of Saint Mary's aforesaid, granted to one Thomas Wright, situate on the Penyak Stream, and containing about 900 acres, the same having been conveyed to the said Nathaniel Blake, by one John Turner, by Deed dated the 31st day of December, 1838, together with all buildings, &c.

Also—All that certain lot in the Parish aforesaid, situate on the north west side of the Nashwaak River, bounded on the one side by lands owned by the heirs of the late Cornelius M'Laughlin, and being part of the aforesaid grant to George and Urban G. Agnew, commonly called the Holly Brook Farm, containing 100 acres, together with all buildings, &c., the same having been conveyed to the said Nathaniel Blake by William J. Bedell, by Indenture bearing date the 8th day of May, 1837.

Also—All the right of shares of George Weade, James Weade and John Weade, in the tract of land formerly owned by the late Philip Weade, deceased, situate in the Parish aforesaid, the said shares having been purchased by the said Joseph and Nathaniel Blake at Sheriff's Sale, and conveyed to them by the Sheriff of York; by Deed dated the 27th day of January, 1840.

Also—All the shares of James Gilman and Mary his Wife, or either of them, of, in and to the property last aforesaid, the same having been conveyed to the said Joseph and Nathaniel Blake by the said James Gilman and Mary his Wife, by Indenture dated the 14th day of February, 1839.

Also—All the right and title of Joseph Blake or Nathaniel Blake, to a lot of timber land, containing 22,700 acres, being block 6, 7, 8, 9, 10 and 11, on the north east side of the River Nashwaak, above the New Brunswick Land Company's purchase, granted to William J. Bedell, Esquire.

AND ALSO—All the real Estate of the said Joseph Blake and Nathaniel Blake, or of either of them, and situate in the said County of York.

The same having been taken by virtue of several Executions issued out of the Supreme Court against J. and N. Blake. E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, 5th May, 1841.

To be sold by Public Auction on Wednesday the 11th day of August next, at the Market House in Fredericton, between the hours of 2 and 4 o'clock, p.m.

ALL the right, title and interest of Edward Adams and William Adams, to a Lot of Land on the South side of the South West Branch of the Miramichi River, in the Parish of Saint Mary's, bounded on the upper side by Lands owned by Thomas Adams, and on the lower side by a certain White Birch Tree: All the real Estate of Edward or William Adams, in the County of York.

Also—At the same time and place will be sold: All the right, title and interest of George W. Smith, to his portion of the Estate of the late Henry Smith, Esquire, in the County of York.

The above Property having been taken by virtue of several Executions issued out of the Supreme Court. E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, Feb. 9, 1841.

To be sold by Public Auction, on Saturday the 16th day of October next, at the Market House in Fredericton, between the hours of 1 and 2 o'clock, p.m.

ALL the right, title and interest of John C. Ingraham, of, in and to Lots Numbers 92 and 94, granted to William Jones, on the western side of the River Saint John, in the Parish of Prince William: the same having been taken by virtue of an Execution issued out of the Supreme Court, at the suit of James E. McDonald. E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, April 14, 1841.

To be sold on Thursday the 19th day of August next between the hours of two and four, p.m. at the Market House in Fredericton:

ALL the right and title of Mark Needham, of, and to the following Lots, pieces and parcels of Land, in the Town of Fredericton, viz: The upper half of the Lot fronting on Queen's Street, adjoining the premises of George Woods; and the Lot fronting on King's Street, adjoining the rear of the Methodist Chapel Lot, and the Lot with the House and Buildings thereon, fronting on Brunswick Street, adjoining the residence of the Rev. Mr. Dollard. The same having been taken by an Execution issued out of the Supreme Court.

E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, Feb. 17, 1841.

To be sold by Public Auction on Saturday the twentieth day of November next, at the Sheriff's Office in Fredericton, between the hours of one and three o'clock, p.m.

ALL the right, title and interest of George N. Smith, of, in and to Lots No. 4, fronting on Lake Erina, in the Parish of Kingsclear, granted to John A. Beckwith, containing 100 acres, more or less.—The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of J. and J. F. Taylor.

E. W. MILLER, SHERIFF.

Sheriff's Office, Fredericton, 5th May, 1841.

King's County.

On Saturday the 11th day of September next, will be sold at Public Auction at the Inn kept by Andrew W. Hennigar, in the Parish of Hampton:

ALL the right, title and interest, of John Hennigar, Senior, in and to the following Lots of Land, (to wit:) The whole of the Lot No. 13, Timothy Wetmore's first Survey in the Grant to Abigail Waters, and others containing 200 acres, more or less.—Also, the Southeastern half of Lot No. 14, in said T. Wetmore's first Survey of Lots on the River Kennebecasis, with all the Buildings and improvements on said Lots: The same having been taken by virtue of an Execution issued out of the Supreme Court, against the said John Hennigar, at the suit of Richard C. Rodgers.—Sale to commence at 2 o'clock, p.m.

A. DAVIDSON, SHERIFF.

Sheriff's Office, Kingston, March 4, 1841.

Queen's County.

To be sold at Public Auction at the House of Samuel Mays, Inn-keeper, in Gagetown, on the first Saturday in December next, between the hours of twelve and five of the afternoon:

ALL the right, title, interest, property, claim and demand of Edward Owen, in and to that certain Lot of Land, situate, lying and being on the North side of the Salmon River, in the Parish of Chipman, in Queen's County, and bounded as follows:—on the one side by Lands granted to Nathaniel Burpee, and on the other side by ungranted Lands, fronting on the Salmon River aforesaid, being twenty chains in front, and containing one hundred acres, more or less, with all and singular the improvements thereon, formerly owned by the said Edward Owen; and conveyed by him to the said Edward Owen: The same having been taken in and by virtue of an Execution issued out of the Supreme Court, at the suit of Andrew Hamilton. Dated at Gagetown, the 26th day of June, 1841.

N. H. DEVEBER,

Sheriff of Queen's County.

County of Carleton.

To be sold at Public Auction, at the Court House in Woodstock, on Saturday the 31st day of July next, between the hours of 12 and 4 o'clock, p.m.:

ALL the right and title of Benjamin Tibbets, to a certain piece or parcel of Land, situate in the Parish of Andover, County of Carleton, being Lots No. 100 and 101, containing 200 acres, more or less; with two large and commodious dwelling Houses, two large Barns, a Store, and a number of convenient out-Houses thereon, together with a first-rate Grist Mill, dwelling House and Fannery; likewise, 200 acres of Land, more or less, situate on the road leading from Tobique settlement to the Restook, in the rear of the front Lots: taken by virtue of an Execution issued out of the Supreme Court, at the suit of Stephen Wiggins and Frederick Wiggins, against the said Benjamin Tibbets.

JOHN F. W. WINSLOW,

Sheriff of Carleton.

Woodstock 27th January, 1841.

Notice to Chelsea Pensioner.

IT having become necessary to identify those Out-Pensioners of Chelsea Hospital, now living in the Province of New Brunswick, and to ascertain their several places of residence,—Notice is hereby given, that before any further Pension is paid to them, or their order, they must appear at the COMMISSARIAT OFFICE in Saint John or Fredericton, between the 1st and 15th July next, with their PAPERS OF INSTRUCTION, to receive their Pension in person. Those Pensioners who are residing in the County of Charlotte are to appear at Saint Andrews, and those in the Counties above Fredericton, at Woodstock, on the 16th July next, when an Officer of the Commissariat will be present to identify them and pay their Pensions; and every Pensioner is hereby notified, that his Pension will not be paid by the Commissariat until these directions are complied with.

OLIVER GOLDSMITH,

Assistant Commissary General.

Commissariat Office, Saint John, N. B.

June 5, 1841.

Central Bank of New Brunswick.

A DIVIDEND of three per cent on the Capital Stock of this Bank, for the half year ending on Monday the 7th inst., will be payable to the Stockholders at the Bank on or after Thursday the 15th July next.

By Order of the President and Board of Directors.

SAMUEL W. BABBIT, Cashier.

Fredericton, June 15, 1841.

NEW BRUNSWICK

STEAM BOAT COMPANY.

NOTICE is hereby given, That a Meeting of the Shareholders of the above Company will be held at Mr. F. W. HATHEWAY'S Brick Building in Fredericton, on Thursday the 15th day of July next, at 12 o'clock, noon, for the purpose of appointing Trustees to receive a transfer of the Steamer *New Brunswick*, preparatory to obtaining a Register of said Vessel, and for forming Bye Laws for the government of the Company.

ASA COY, Chairman.

Fredericton, June 15, 1841.

NOTICE.

THE following Property in the Parish of Douglas, in the County of York, or so much thereof as will satisfy the assessments against each of the Person's Property for 1841, will be sold at the Market House in Fredericton, on Friday the 17th day of September next, at 12 o'clock, noon:

George Bridges—so much of Lots Nos. 19 and 20, as will pay the sum of four shillings and nine pence, with costs. Hesketh P. Fleetwood—so much of Lot No. 48, as will pay the sum of four shillings and nine pence, with costs—of which all persons concerned will take notice.

WM. DAYTON,

Collector of Assessments for the Parish of Douglas, County of York, for 1841.

Douglas, June 15, 1841.

FOR SALE,

SEVERAL LOTS of valuable LAND, fronting on the ROYAL and STANLEY ROADS, containing 800 acres, with extensive clearings thereon, and a number of good buildings. This property is about eight miles from Fredericton, and will be sold on reasonable terms.—For particulars apply to

WILLIAM MORGAN.

Fredericton, June 16, 1841.