

THE ROYAL GAZETTE.

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FREDERICTON, NEW-BRUNSWICK, NOVEMBER 2, 1831.

NUMBER 44.



By the Honorable WILLIAM BLACK, President and Commander in Chief of the Province of New-Brunswick, &c. &c.

WILLIAM BLACK.

A PROCLAMATION.
WHEREAS the General Assembly of this Province stands prorogued to Monday the fifth day of September next: I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the first Monday in December next ensuing.

Given under my Hand and Seal at Fredericton, this thirty-first day of August, in the year of our Lord one thousand eight hundred and thirty-one, and in the second year of His Majesty's Reign.

By His Honor's Command, W. F. ODELL.

The following Extract from the Mutiny Act, and His Majesty's Warrant in pursuance thereof, are published for the information of all concerned.

AND WHEREAS it is expedient that provisions should be made for the enlisting and attesting of Soldiers desirous of re-enlisting, and others desirous of enlisting abroad.—Be it therefore enacted, That it shall be lawful for any person duly appointed by His Majesty by any Warrant signed by the Secretary at War in that behalf, and not being a General Officer, nor holding any Regimental Commission, to enlist and attest, out of Great Britain or Ireland, any soldiers or persons desirous of enlisting or re-enlisting into His Majesty's Service; and any persons so appointed shall have the same powers in that behalf as are given to Justices in the United Kingdom, for all such purposes of enlistment and attestation—and any person so enlisted or re-enlisted shall be deemed to be an attested Soldier—and as often as any Corps shall be relieved or be disbanded, at any station beyond the seas, it shall be lawful for any Officers thereunto authorized by the Officer Commanding in Chief at such station to enlist as many of the Soldiers belonging to the Corps leaving the station as shall be willing and fit for service, for any Corps appointed to remain—and every Soldier so enlisted is hereby deemed to be discharged from his former Corps; and an attested Certificate of transfer shall be delivered to the Soldier.

William R.
It being expedient that the provisions contained in the 37th clause of the Act passed in the first year of our Reign, for the punishment of Mutiny and Desertion, be duly carried into effect, We do hereby authorize and appoint you to enlist and attest in our Colony at New-Brunswick, any Soldiers, or others, desirous of enlisting, or re-enlisting, into our service, and to administer such Oaths as are directed, and required to be administered in that behalf by Justices of the Peace in our United Kingdom, in relation to the enlisting and re-enlisting of Soldiers; and every person so enlisted or re-enlisted, by you, shall be deemed and taken to be so enlisted, or re-enlisted, under the provision of any Act in force, in relation to the enlisting of Soldiers, and for the punishment of Mutiny and Desertion, in like manner in every respect, and as fully and effectually, to all intents and purposes, as if such Oath had been administered, and such attestation had been made, and such enlisting and re-enlisting had taken place before a Justice of Peace of the United Kingdom.

Given at our Court at Windsor, this 1st day of June, 1831, in the first year of our Reign.

By His Majesty's Command, (Signed) H. PARNELL.

To the Justices of the Peace and other Civil Magistrates for the time being, at New-Brunswick.

For the Forms of Oaths to be administered, Questions to be put to the Recruit, and Certificates to be given, Magistrates are referred to the Mutiny Act above mentioned.

Department of Crown Lands & Forests, Fredericton, 1st September, 1831.

PERSONS having business to transact with this department are informed that receipts for Office Fees, Tonnage or Purchase Money will not be valid unless signed by the Cashier Mr. Wm. N. AKERLEY.

JOHN A. BECKWITH,

Acting Commissioner & Surveyor General.

By Petry Dumaresq, Esquire, one of His Majesty's Justices of the Inferior Court of Common Pleas in and for the County of Gloucester.

GREETING.

NOTICE is hereby given that upon the application of Richard McLoughlin, of North-west, in the County of Northumberland, according to the form of the Act of the General Assembly, in such case made and provided, I have directed all the estate as well real as personal, of Job Edmunster, late of the Parish of Addington, in the County of Gloucester, Lumberer, which same Job Edmunster has departed this Province, with intent and design to defraud the said Richard McLoughlin, and other creditors of the said Job Edmunster, (if any there be of their just dues, or else to avoid being arrested by the ordinary process of the Law, as it is alleged against him) to be seized and attached, and that unless the said Job Edmunster 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 Job Edmunster, within this

Province, will be sold for the payment, and satisfaction of the Creditors of the said Job Edmunster.

Dated at Dalhousie, the seventh day of June, Anno Domini, 1831.

P. DUMARESQ, J. C. P.

3m.

NOTICE is hereby given, that we, the Subscribers, have been duly appointed Trustees for all the Creditors of John Howe, 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 direction of the Act of Assembly, in that case made and provided; and we do hereby require all persons indebted to the said John Howe, on or before the first day of November next, to pay to us, or some of us, all such sum or sums of money or other debts, duty or thing, which they owe to the said John Howe, and to deliver all other effects of the said John Howe, which they, or any, or either of them may have in their hands, power or custody, to us, or some, or one of us as aforesaid; and we do also desire all the creditors of the said John Howe, on or before the same day of November next, to deliver to us, or some, or one of us as aforesaid, their respective accounts and demands against the said John Howe, 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 first day of September, 1831.

SOL. NICHOLS,

S. G. HAMILTON.

By the Honorable Wm. Black, President and Commander in Chief of the Province of New-Brunswick.

WHEREAS upon application to me duly made by David Tozer, of North-west, in the County of Northumberland, farmer, pursuant to the directions of the Act of General Assembly for relief against absconding debtors made and provided:—I have directed all the estate as well real as personal of Benjamin Chaplain, late of North-west, in the County and Province aforesaid, farmer, which said Benjamin Chaplain is departed from without the limits of this Province, with intent and design to defraud the said David Tozer, and other creditors of the said Benjamin Chaplain, (if any there be, of their just dues, or else remains concealed therein to avoid being arrested by the ordinary process of Law as is alleged against him) to be seized and attached, and that unless the said Benjamin Chaplain do return and discharge his said debt within three months from the publication hereof, all the Estate as well real as personal of the said Benjamin Chaplain, will be sold for the payment and satisfaction of the creditors of the said Benjamin Chaplain.

Dated at Fredericton, in the County of York, this nineteenth day of July, in the Year of our Lord One Thousand Eight Hundred and Thirty One.

W. BOSFORD, J. S. C.

End & Barbara Attorneys of Creditor.

By Hugh Munro, Esquire, one of His Majesty's Justices of the Inferior Court of Common Pleas in and for the County of Gloucester.

To all whom it may concern, Greeting.

NOTICE is hereby given, that upon the application of John Dudge, to me duly made according to the form of the Act of the General Assembly, in such case made and provided; I have directed all the Estate as well real as personal, within this Province, of John LeGresby, late of Shippegan, in the County of Gloucester, Trader, (which said John LeGresby is either departed from the limits of this Province with intent and design to defraud the said John Dudge and other creditors of the said John LeGresby, if any there be) of their just dues, or else remains concealed within the same, to avoid being arrested by the ordinary process of Law, as it is alleged against him) to be seized and attached, and unless the said John LeGresby do return and discharge his said debt within three months from the publication hereof, all the estate as well real as personal of the said John LeGresby will be sold for the payment and satisfaction of the creditors of the said John LeGresby.—Dated at Bathurst, this 16th day of September, A. D. 1831.

H. MUNRO, J. C. P.

R. H. PETERS, Atty. for Petitioning Creditor.

SHERIFF'S SALES.

COUNTY OF YORK.

To be sold by Public Auction, on Wednesday the 15th day of January next, at the Market House in Fredericton.

ALL the right, title, claim and demand of Samuel Freeman, of, in, and to the farm on which he now resides situate in Jackson town in the Parish of Wakefield County of York, the same having been taken by Execution issued out of the Supreme Court.

E. W. MILLER Sheriff.

Fredericton, 13th July, 1831.

Will be sold by Public Auction, at the Market House, in Fredericton, on Wednesday, the 23rd day of November next—

ALL the right, title, estate, interest, claim and demand whatsoever of John Allen, Esquire, of, in, and to the following lots, tracts, pieces and parcels of Land, viz:—

A Lot of Land in the Parish of Queensbury, in York County, containing by estimation 500 acres, more or less, situate between lands in the possession of John and Jacob Lint and Stephen Altherton, and now in the possession of William Brown.

Also, Lot No. 65, in Queensbury, aforesaid, containing by estimation 200 acres, presently occupied by James Estley, with an Island Right of four and a half acres, more or less, on the Mactaquack Stream.

Also, Lot No. 1, on the Mactaquack Stream, containing 160 acres, granted to the late Honorable Isaac Allen.

Also, a Tract of Land, situate in the Parish of Douglas, in York County aforesaid, presently occupied by Joseph Merivue.

And also all the right, title, estate and interest of the said John Allen, Esquire, of, in, and in all and every other the Real Estate what-

soever formerly belonging to the said late Honorable Isaac Allen, deceased, situate in the said County of York.—The same having been taken by several Executions issued out of the Supreme Court of this Province against the said John Allen, Esquire.

E. W. MILLER, Sheriff.

Fredericton, 18th May, 1831.

COUNTY OF WESTMORLAND.

To be sold at Public Auction, at the Court House in Dorchester, on Tuesday, the fifteenth day of November next, between the hours of twelve and five o'clock.

ALL the real Estate of Daniel Green, situate in the Parish of Shediac, taken in execution at the suit of Jane Tait, executrix of the last will and testament of Adam Tait, deceased.

W. P. SAYRE, Sheriff.

Dorchester, 28th April, 1831.

To be sold at Public Auction, at the Court House in Dorchester, on the Tenth day of February next, between the hours of twelve and four o'clock in the afternoon, by virtue of a writ of Venditioni Exponas.

THE Real Estate of the late Gershom Maxwell, deceased, situate on Cape Maranguin, in the Township of Sackville; the same having been taken by execution at the suit of Charles J. Peters, Esquire.

W. P. SAYRE, Sheriff.

Dorchester, July 28th 1831.

To be sold by Public Auction on the Twelfth day of May next, between the hours of twelve and five o'clock, at the Court House in Dorchester.

ALL the right and title of William Tait jr. in, situate on the north side of Lot or parcel of land, by lot number five, bounded on the west by land granted to Thomas Taylor, and on the east by land granted to Amos Herbert, containing in the whole two hundred acres more or less, granted to Pacific Assurance, the same having been taken by Execution at the suit of James M. Kelly.

At the same time and place will be sold,

ALL the right and title of Martin Walsh, of, in, and to a certain lot or parcel of land situate, lying and being on the road leading from the Bend of Petticoat to Shediac, containing two hundred acres more or less, granted to the said Martin Walsh, also one certain lot or parcel of land situate on the aforesaid road that leads from the Bend of Petticoat to Shediac, and running across the same, bounded on the east by lands granted to Patrick Fogarty, on the north by vacant land, on the west by lands granted to said Walsh, and by vacant land containing two hundred acres more or less, granted to Colum Connor, the same having been taken by execution at the suit of Colum Connor.

At the same time and place will be sold,

ALL the right and title of Collis Christopher, of, in, and to the real estate of the late Neimouth Stevens deceased, situate in the parish of Hopewell, taken in execution at the suit of Nathaniel Lock.

W. P. SAYRE Sheriff.

Dorchester, 8th October 1831.

To be sold by Public Auction, on the Nineteenth day of April next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester.

SO much of the Real Estate of WILLIAM ROGERS, situate, lying, and being in the Parish of Hopewell, as will satisfy an Execution at the suit of Elisha Stevens for the sum of £22 : 0 : 1.

W. P. SAYRE, Sheriff.

Dorchester, October 11, 1831.

To be sold at Public Auction, on Thursday the 29th day of March next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester.

ALL the right and title of Stephen Smith, of, in, and to, that certain Farm on which he resides, situate in the Parish of Hopewell.—The same having been taken by virtue of an Execution at the suit of Peter McClellan and John Calhoun.

W. P. SAYRE, Sheriff.

Dorchester, 16th September, 1830.

The above Sale is further postponed until the eighth day of December next.

COUNTY OF QUEBENS.

By virtue of a writ of Fieri Facias to me directed, will be sold on the third Tuesday in March next, between the hours of twelve and five in the afternoon at Blizard's Tavern in Gage-Town.

ALL the right and title of Francis M'Gork, to a certain tract of land, situate on the west side of the Nerepis road in Queen's County, known and distinguished as lot number 26, the same having been taken by Execution at the suit of Bryau Brady.—Dated at Gage Town the 7th day of September, 1831.

N. H. DEVEBER

Sheriff of Queen's County.

COUNTY OF GLOUCESTER.

By Virtue of a Writ of Venditioni Exponas to me directed, on Tuesday the 11th day of January next, will be sold by Public Auction at the Court House in Bathurst, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right and title of James Lee, to a certain lot of land on which he now resides, situate on Little Belldoon brook, about 9 miles below Jacques river in the Parish of Berresford, County of Gloucester.

Wm. CARMAN Sheriff.

Bathurst, 20th June, 1831.

On Monday the 2d day of February next, will be sold by Public Auction, at the Court House in Bathurst, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right and title of Lewis Perriss, to a certain lot of LAND, containing 50 acres more or less, with House and Barn thereon, situate in the Parish of Sackville, and adjoining the Property of James Blackhall, Esq.—The same having been taken by execution issued out of the Supreme Court at the suit of Patrick Brannan.

W. CARMAN, Sheriff.

Sheriff's Office, Bathurst, 11th July, 1831.

To be sold by Public Auction, on the first Monday in March next, at the Court-House in Bathurst, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title and interest of John Miller and William Liddle, of, in, and to the following lots, pieces or parcels of Land, situate in the Parish of Bathurst, County of Gloucester, viz:—Lots No. 9, containing 106 acres, granted to John Miller, Senr., No. 10 granted to William Miller, containing 105 acres, and No. 11 containing 101 acres, granted to John Miller, Junr., whereon he now resides:—Also lot No. 22 on the shore eastward of the harbour of Bathurst, containing 220 acres, granted to Peter Degras, and conveyed to John Miller & Co. and lot No. 23 containing 100 acres on the Tatigouche River, granted to Joseph Le Blanc, and conveyed by the heirs to John Miller & Co.; also, that valuable stand for business on Carra Point, containing 10 acres, more or less (with two dwelling houses and a store thereon) granted to John Miller:—also lot No. —, at the Pabineau—and a lot called the Gordon Meadows on the Nepisquit River:—also a lot on the east side of the harbour now in possession of —, Patterson and conveyed to the said John Miller & Co. by T. M. Debois, Esq.

Together with all and singular the Improvements thereon.—The same having been taken by virtue of several executions issued out of the Supreme Court at the suit of Daniel Rority, Benjamin Trefethin and Alexander Morrison.

W. CARMAN, Sheriff.

Sheriff's Office, Bathurst, 25 August, 1831.

COUNTY OF SUNBURY.

To be Sold by public Auction, on the first Monday in February next, at the Court-House in Burton, between the hours of 12 & 5 o'clock in the afternoon.

ALL the right and title of John S. Brown, of, of Burton, late of —, situate in the Parish of Burton, and adjoining the store of Messrs. W. & R. DIBBLE, possession given on the 1st of September next. The spacious accommodations which these premises will be found to possess, are well adapted for family purposes, and may be made, at a very moderate expense, a convenient Boarding House, for which the situation is highly eligible.

ALSO.

The Store and out-buildings at present occupied by Messrs. W. & R. Dibble, possession given on the 1st of May next. For further particulars enquire of —, MARK NEEDHAM.

Fredericton, 6th September, 1831.

FARM FOR SALE IN LUDLOW ON THE MIRAMICHI RIVER.

THE Subscriber will dispose on very moderate terms of his Farm, adjoining that belonging to his Father's estate, situate on the MIRAMICHI RIVER. It is the best of the interval; it also includes the valuable part of the large Island in front. The whole is in every way well calculated for making an excellent Farm. Terms may be known on application to the Subscriber at St. John, or to Daniel Duff, St. Marys.

P. DUFF.

Fredericton, 28th July, 1831.

FOR SALE.

THE following Lots of Land situate in the County of York N. B.

Lot no. 43, with a Pasture Lot in the Lower French Village, Kingsclear, of grant to Stephen Jarvis and others dated 4th October 1799 containing 110 acres.

Do no. 15, of the Military Grant, lying on the River Saint John in the Parish of Kent, containing 100 acres.

Do no. 25, same grant, situate in the same Parish containing 100 acres.

And also of all the right, title and interest of McCulloch Dewar & Co. of, in, and to Lot no. 24 of the last mentioned grant, and situate in the said Parish.

W. & F. KINNEAR, Attorneys for McCulloch Dewar & Co.

April 18.

FOR SALE.

TWO Lots of Land, numbered 14 and 15, on the east side of Pennycook Creek, in the County of York, containing 400 acres, more or less, and an allowance for roads. Also, the following Lots, situated in the Town plat of Fredericton, viz:—No. 239, 290, 291, 292, 293, 294, 295, 296, and the upper half of the unnumbered Lots in said Block; being leased property from the Rector, &c. of Christ's Church, Fredericton, fronting on Brunswick street, and bounded on the upper side by Smyth street, and in the rear by George street. Application may be made to Mr. A. C. STARRITT, of Fredericton, or at Saint John, to W. & F. KINNEAR.

July 20th, 1831.

NOTICE.

ALL Persons indebted or having unsettled accounts with the Subscribers, are hereby notified, that unless they come forward within one month from this date and make payment or give satisfactory security, their accounts will be placed into the hands of an Attorney for collection.

N.B. As the Subscribers are frequently called from home on business, they have authorized Mr. WILLIAM V. SEBAST to settle their accounts, who will be found at the residence of James Tibbits' or at Capt. James Seggs's.

JAMES TIBBITS & Co.

Fredericton, 20th Sept. 1831.

NOTICE.

THE SUBSCRIBERS request all Persons indebted to them, whose accounts have stood unpaid Twelve months, to take notice, that unless payment is made forthwith (or some satisfactory arrangement entered into to prevent compulsory measures being resorted to) all Bonds, Notes, and Accounts of one year's standing and upwards, will in one month from this date be placed in the hands of their Attorney for collection.

Wm. FISHER, WALKER & Co.

Fredericton; 1st August, 1831.

AN EVENING SCHOOL.

THE Subscriber will open an Evening School, on the first of November next; those who wish to profit by this opportunity, will please to give in their names six days previous to the above date, that he may ascertain whether a sufficient number will offer to justify the undertaking. Terms moderate.

A. JOHNSON.

Fredericton, 17th Oct. 1831.

NEW-BRUNSWICK FOUNDRY CO.

THE Subscribers beg leave to intimate, that as Agents to the above Company, they purpose keeping on hand, at their Store in Fredericton, an assortment of

Franklin's Grates, Kitchen Ranges, Cooking Stoves, &c. &c.

Which will be sold on the most reasonable terms. Orders for Castings of any description left with the subscribers, will be forwarded to the Foundry, where they will receive punctual attention.

JAMES TAYLOR, Sr. & Co.

Fredericton, 10th Sept. 1831.

TO LET.

THAT pleasantly situated Cottage and premises, the property of the Subscriber, in King's Street, and formerly occupied by Mr. George Hart, will be let for one or more years, at a moderate rent. Possession given immediately.

PETER FISHER.

Fredericton, 18th October, 1831.

LANDS FOR SALE.

IN THE COUNTY OF YORK, &c.

300 ACRES of WILDERNESS LAND, with a good Mill Seat fronting on the road leading to the Magnady Settlement in the Parish of Prince William—price £100.

200 Acres on the Lake Saint George settlement—price £80.

300 Acres 36 of which are improved and with in 30 chains of St. Clement's Church—price £180.

430 Acres near Black River, in the County of Saint John—price £80.

ALSO TO LET.

A COMFORTABLE Dwelling HOUSE 30 x 40, with a good Garden, large Orchard and 50 acres of Land under good improvement and fenced, together with a Coach and Wood House, and all other out buildings 84 feet in length, and a Barn 76 x 28. A large stock of Cattle, Horses, Sheep and Swine also for sale. For further particulars apply to Lieutenant G. West, Prince William.

The Subscriber wishes all persons to whom he is indebted to render their accounts before the first day of November next, as he is desirous to take a sea voyage for the benefit of his health.

G. WEST, Lieut. R. A.

Prince William, 21st Sept. 1831.

TO SELL OR LET.

THE HOUSE and premises at present occupied by Mr. Anthony Stewart as a Boarding House, and formerly occupied by Mr. Ezekiel Sloat, opposite the old Barracks and adjoining the store of Messrs. W. & R. DIBBLE, possession given on the 1st of September next. The spacious accommodations which these premises will be found to possess, are well adapted for family purposes, and may be made, at a very moderate expense, a convenient Boarding House, for which the situation is highly eligible.

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W. & F. KINNEAR, Attorneys for McCulloch Dewar & Co.

April 18.

FOR SALE.