



NEW

SERIES.

THE ROYAL GAZETTE.

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FREDERICTON, NEW-BRUNSWICK, MARCH 21, 1832.

NUMBER 12.



HEAD QUARTERS, FREDERICTON, 12TH MARCH, 1832.

MILITIA GENERAL ORDERS.

The Lieutenant Governor and Commander in Chief has been pleased to make the following promotions, &c.

2D BATTN. KING'S COUNTY.

To be Major.

Capt. John Barthelemy, vice Vail, promoted.

To be Captains.

Lieut. William J. F. Barthelemy, vice M. Arthur, who, from long continued and faithful service, is permitted to retire with the rank of Major.

Lieut. Daniel Sheek, vice John Cougle, deceased—dated 13th March.

To be Lieutenants.

Ensign Morris Frazee, vice Johnston, promoted, dated 12th March.

To be Lieutenants.

Ensign John Burgess, vice Barthelemy, do.

To be Ensigns.

James Secord, Gent. vice James Burgess, 12th do.

To be Ensigns.

Jacob Wright, do. vice Frazee, 13th March.

To be Ensigns.

Edwin Twynham, do. of a new company, 14th do.

To be Ensigns.

3d BATTN. KING'S COUNTY.

To be Captains.

Major Caleb Wetmore to be Lieut. Colonel.

To be Captains.

Lieut. L. A. Wilmot, vice Brannen promoted, commission dated 23d August, 1831.

To be Lieutenants.

Lieut. G. F. S. Berton, vice Putnam retired.

To be Lieutenants.

Ensign Robert Fulton, vice Wilmot promoted dated 12th March.

To be Ensigns.

John Gregory, vice Berton dated 13th do.

To be Ensigns.

Thomas S. Wetmore Gent. vice Fulton, 12th March.

To be Ensigns.

Sergeant Wm. Segge Junr. vice Gregory, 13th do.

To be Ensigns.

Ensign A. C. Starritt, to be Quarter Master with the rank of Lieut. vice Berton, 14th March.

To be Ensigns.

By Command, G. SHORE, Adj. Gen. Militia.

Public Notice is hereby given that the School Licences heretofore granted to Francis Weafer and James McGarry have been revoked by order of His Excellency the Lieutenant Governor for highly gross and immoral conduct on the part of the said Weafer and McGarry, and that they are no longer permitted to be employed as Schoolmasters.

By His Excellency Major General Sir Archibald Campbell, Baronet, G. C. B. Lieutenant Governor and Commander in Chief of the Province of New-Brunswick.

AN ORDINANCE.

WHEREAS it is fit to appoint a Circuit Court to be holden in the County of Gloucester; I do therefore by and with the advice and consent of His Majesty's Council, ordain and appoint that a Circuit Court shall be holden in and for the County of Gloucester on the Monday next before the first Tuesday in September in each and every Year: And whereas it is expedient to alter the times now appointed for holding the Circuit Courts in the Counties of Kent and Northumberland respectively; I do therefore, by and with the advice and consent aforesaid, ordain and appoint that the Circuit Court for the said County of Kent shall be holden on the last Tuesday of August, instead of the Thursday after the Third Tuesday in August, in each and every Year; and that the Circuit Court for the said County of Northumberland shall be holden on the second Tuesday of September, instead of the Third Tuesday of September in each and every Year: The said several Courts hereby appointed to continue for so long time as may, in the opinion of the Judges holding such Courts respectively, be necessary for the despatch of business depending: And of this regulation His Majesty's Justices of the Supreme Court, and all other persons whom it may concern, will take due notice and govern themselves accordingly.

Given under my hand and Seal at Fredericton, the ninth day of March in the year of our Lord one thousand eight hundred and thirty-two, and in the second year of His Majesty's

Reign.

By His Excellency's Command.

Wm. F. ODELL.

Civil Appointment.

The Honorable Ward Chipman and Robert Parker and William B. Kinnear Esquires, Commissioners to investigate and report upon the forms and modes of proceeding of the Courts of Common and civil law, and other Judicial institutions of the Province, and the Fees to be taken in those Courts.

ARRANGEMENT OF THE CIRCUITS FOR THE ENSUING YEAR.

Saint John,	31 Tuesday in June,
Charlotte,	1st Tuesday in August,
Kent,	1st Tuesday in August,
Westmorland,	1st Tuesday in September,
Gloucester,	1st Tuesday in September,
Northumberland,	21 Tuesday in September,
Saint John,	2d Tuesday in Jan. 1833.
King's,	4th do. do.

Department of Crown Lands and Forests.

Fredericton, 1st February, 1832.

PUBLIC NOTICE is hereby given, that after the 31st day of March next, all applications for Crown Land, or Timber in the Province of New-Brunswick, must be made direct to this Office; excepting applications for Land in the Emigrant Tracts in the vicinity of Saint John, which in the Public Notice of the 21st November, 1831.

J. A. BECKWITH, Acting Commissioner and Surveyor General.

NEW BRUNSWICK—IN CHANCERY.

Monday, the 20th February, 1832.

Between Lewis Bliss, Complainant and George Mathew, Junr. Robert W. Crookshank, William Walker and William G. Anderson Defendants.

UPON motion made unto this Court this present day by Mr. Parker, being of Plaintiff's Counsel, it was alleged that the Plaintiff had on the Nineteenth day of January last, filed his Bill in this Honorable Court against the Defendants; as by Certificate of the Registrar appeared, and had taken out process of Subpoena against the Defendants, returnable on the Saturday next after the first Tuesday in February instant, but that the said Defendant William G. Anderson could not be found to be served with such process; and that the said William G. Anderson now resides, and for several years last past, has resided, without the limits of this Province, as by Affidavit appeared, and the said Certificate and Affidavit being read, and the truth of the above allegations being made out to the satisfaction of the Court; it was prayed, pursuant to the Act of Assembly, in such case made and provided, that the said Defendant William G. Anderson might be ordered to appear and answer the Plaintiff's Bill on or before the tenth day of July next, which is ordered accordingly.

By the Court, D. LUDLOW ROBINSON, Regr.

NEW BRUNSWICK—IN CHANCERY.

Monday, the 20th February, 1832.

Between Henry Gilbert and Eliza Gilbert his Wife Complainants and Robert Payne, David Fisher, Thomas Forrester and others, Defendants.

UPON motion made unto this Court this present day by Mr. Parker, being of Plaintiff's Counsel, it was alleged that the Plaintiffs had on the Twenty-eighth day of January last, filed their Bill in this Honorable Court against the Defendants; as by Certificate of the Registrar of the Court appeared, and had taken out process of Subpoena against the said Defendants, returnable on the Saturday next after the first Tuesday in February instant; but that the said Defendant Thomas Forrester could not be found to be served with such process, and that the said Thomas Forrester, now resides at Halifax, in the Province of Nova Scotia, and without the limits of this Province, as by Affidavits appeared; and the said Certificate and Affidavits being read and the truth of the above allegations being made out to the satisfaction of the Court; it was prayed, pursuant to the Act of Assembly, in such case made and provided, that the said Defendant Thomas Forrester might be ordered to appear and answer to the Plaintiff's Bill on or before the first day of June next, which is ordered accordingly.

By the Court, D. LUDLOW ROBINSON, Regr.

NEW BRUNSWICK—IN CHANCERY.

Monday the 20th February, 1832.

Between Hugh Johnston, Complainant and George Montgomery West, Stephen Hunibert, Thomas Baldwin, Robert Clarke, and William Ruddock, Defendants.

UPON motion made unto this Court this present day by Mr. Parker, being of Plaintiff's Counsel, it was alleged that the Plaintiff had on the twenty sixth day of December last, filed his Bill in this Honorable Court against the said Defendants; as by Certificate of the Registrar appears, and had taken out process of Subpoena against the said Defendants, returnable on the first Tuesday in February instant; but that the said Defendants George Montgomery West and Robert Clarke, now reside, and for a long time have resided, without the limits of this Province, and cannot be served with process of this Court as by Affidavits appearing; and the said Certificate and Affidavits being read, and the truth of the above allegations being made out to the satisfaction of the Court; it was thereupon prayed, pursuant to the Act of Assembly in such case made and provided, that the said Defendants George Montgomery West and

and Robert Clarke, might be ordered to appear to, and answer the Plaintiff's Bill, on or before the tenth day of July next, which is ordered accordingly.

By the Court, D. LUDLOW ROBINSON, Regr.

By the Honorable John Saunders, Esquire, Chief Justice of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

To all whom it may concern, Greeting:—Notice is hereby given, that upon the application of Daniel Kimball Chase, to me duly made, according to the form of the Act of the Assembly, in such case made and provided, I have directed all the Estate, as well real as personal within this Province, of Richard Yates, late of Saint Andrews, in the County of Charlotte, (which same Richard Yates is departed from and without the limits of this Province, with intent and design to defraud the said Daniel Kimball Chase, and the other creditors of the said Richard Yates, if any there be, of their just dues or else to avoid being arrested by the ordinary process of Law, as it is alleged against him) to be seized and attached, and that unless the said Richard Yates 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 Richard Yates, within this Province, will be sold for the payment and satisfaction of the creditors of the said Richard Yates.

Dated at Fredericton, in the said Province of New-Brunswick, this third day of February in the year of our Lord, one thousand eight hundred and thirty-two.

JOHN SAUNDERS.

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 Dordge, 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 Dordge and other creditors of the said John LeGresby, if any there be) of their just dues, or else remain 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.

WILLIAM THE FOURTH, by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. to the Sheriff of Northumberland, GREETING:—

WE command you, as before we commanded you, that if James Gilmore, Alexander Rankin, and Thomas Collier, shall give you security that their suit shall be prosecuted, then you shall cause James Flanders and Eliza, both his wife, James Cook and Jane his wife, James Wells and Sarah Ann his wife, John Munro, Charles Munro, and Lavina Munro, to be before us at Fredericton, on the Saturday next after the first Tuesday in February next, to shew wherefore; whereas the said James Gilmore, Alexander Rankin, and Thomas Collier, James Flanders and Eliza, both his wife, James Cook and Jane his wife, John Bamford and Susannah his wife, Hugh McRae and Rebecca his wife, James Wells and Sarah Ann his wife, John Munro, Charles Munro, and Lavina Munro, hold together an undivided lot of land, situate on the south side of the southwest branch of the Miramichi River, in the Parish of Blissfield, in the County of Northumberland, bounded on the upper side by lands owned by John Bamford, and on the lower side by lands owned by Melzer Drake, and all buildings, hereditaments and appurtenances thereunto belonging, of which the said James Flanders and Eliza, both his wife, James Cook and Jane his wife, John Bamford and Susannah his wife, Hugh McRae and Rebecca his wife, James Wells and Sarah Ann his wife, John Munro, Charles Munro, and Lavina Munro deny partition thereof to be made between them according to the form of the Statute and the Act of the General Assembly in such case made and provided; and unjustly permit the same not to be done, and contrary to the form of the Statute and Act of Assembly and this writ. Witness John Saunders, Esquire, at Fredericton, the fifteenth day of October, in the second year of our Reign.

(SHORE.)

To James Flanders and Eliza, both his wife, and James Cook and Jane his wife, the above named defendants.

Indorsed.

Issued 22d December, 1831.

STREET & KERR, Pl's Atty.

Jan 4 1m

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 such 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 bring the date hereof, to pay to us, or some, or one 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, ANGUS MCKENZIE, S. G. HAMILTON.

SHERIFF'S SALES.

COUNTY OF YORK.

On Friday the eight day of June next will be sold by Public Auction, at the Market House in Fredericton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, claim and demand of Alexander McLeod, of, in and to a lot of land situate, lying and being in the Parish of Saint Marys known as lot no. 10, bounded on the upper side by the public road, so called, and on the lower side by Moses Estey, the same having been taken by Executions issued out of the Supreme Court.

At the same time and place will be sold by Public Auction, as aforesaid.

ALL the right, title, interest, claim and demand of John Hawke, of, in and to a tract of land situate in the Parish of Kingsclear, being rear land in said Parish, bounded on the inner side by land owned by Jeremiah Murphy and on the outer side by William Scott, containing four hundred acres more or less, the same having been taken by an execution issued out of the Supreme Court at the suit of W. R. Dibblee.

E. W. MILLER, Sheriff.

Fredericton, 6th Dec. 1831.

On the 17th day of May next, will be sold by Public Auction, at the Market House in Fredericton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, claim and demand of Joseph Redout and Daniel Redout, of, in and to the following lots or tracts of Land, situate, lying and being in the Parish of Wakefield, viz: Lot number 55, containing 205 acres, more or less, adjoining land owned by Edward York; Lot number forty nine, in a grant to Joseph Brown and two others, granted to Daniel Redout, containing 210 acres, more or less. The above property having been taken by an execution issued out of the Supreme Court, at the suit of Robert Rankin, & Co.

E. W. MILLER, Sheriff.

Fredericton, 11th November, 1831.

To be sold by Public Auction, on the tenth day of May next, at the Market House in Fredericton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right and title of John Humphrey's of, in and to, Lot No. on the back side of Sugar Island, bounded on the upper side by property owned by the Hon. John M. Bliss, on the lower side by Phelix Williams:—Also all his right and title, to the upland situate in the Parish of Douglas lying between the properties of Joseph Dunphy and Joseph Werry. The same having been taken by an execution, issued out of the Supreme Court, advertised and sold on the 23rd day of September last, and now to be re-sold as above for non-payment of the purchase money.

E. W. MILLER, Sheriff.

Fredericton, 6th March, 1832.

COUNTY OF SENECA.

To be sold by Public Auction, on the first Monday in February next at the Court House in Burton, between the hours of 12 and 5 o'clock in the afternoon:—

ALL the right and title of John S. Brown, of, in and to, lot No. situate in the Parish of Burton, and bounded as follows:—Southeasterly by land owned by William Brown, northerly by the River Saint John, and westerly by Solomon Howland's farm, containing acres more or less. The same having been taken by virtue of an execution issued out of the Supreme Court at the suit of Elizabeth Perley.

J. HAZEN, Sheriff.

Burton, 24th July, 1831.

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, ANGUS MCKENZIE, S. G. HAMILTON.

SHERIFF'S SALES.

COUNTY OF YORK.

On Friday the eight day of June next will be sold by Public Auction, at the Market House in Fredericton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, claim and demand of Alexander McLeod, of, in and to a lot of land situate, lying and being in the Parish of Saint Marys known as lot no. 10, bounded on the upper side by the public road, so called, and on the lower side by Moses Estey, the same having been taken by Executions issued out of the Supreme Court.

At the same time and place will be sold by Public Auction, as aforesaid.

ALL the right, title, interest, claim and demand of John Hawke, of, in and to a tract of land situate in the Parish of Kingsclear, being rear land in said Parish, bounded on the inner side by land owned by Jeremiah Murphy and on the outer side by William Scott, containing four hundred acres more or less, the same having been taken by an execution issued out of the Supreme Court at the suit of W. R. Dibblee.

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ALL the right, title, interest, claim and demand of Joseph Redout and Daniel Redout, of, in and to the following lots or tracts of Land, situate, lying and being in the Parish of Wakefield, viz: Lot number 55, containing 205 acres, more or less, adjoining land owned by Edward York; Lot number forty nine, in a grant to Joseph Brown and two others, granted to Daniel Redout, containing 210 acres, more or less. The above property having been taken by an execution issued out of the Supreme Court, at the suit of Robert Rankin, & Co.

E. W. MILLER, Sheriff.

Fredericton, 11th November, 1831.

To be sold by Public Auction, on the tenth day of May next, at the Market House in Fredericton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right and title of John Humphrey's of, in and to, Lot No. on the back side of Sugar Island, bounded on the upper side by property owned by the Hon. John M. Bliss, on the lower side by Phelix Williams:—Also all his right and title, to the upland situate in the Parish of Douglas lying between the properties of Joseph Dunphy and Joseph Werry. The same having been taken by an execution, issued out of the Supreme Court, advertised and sold on the 23rd day of September last, and now to be re-sold as above for non-payment of the purchase money.

E. W. MILLER, Sheriff.

Fredericton, 6th March, 1832.

On Friday, the 14th day of September next, will be sold by Public Auction, at the Market House in Fredericton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, claim and demand, of George Bell, of, in and to the following lots of land, situate in the Parish of Saint Mary's, on the Portage Road leading to Miramichi, viz:—

Lot on 5th tract, containing 100 acres, commencing at a marked hemlock tree, standing on the North-western side of the said road, at the most eastern angle of lot No. 45.

Lot in 6 tract, on the north western side of said road, at a marked eastern angle of lot no. 49, extending back from said road to Taxes River both lots included in a grant to Colonel Shore and others, the same having been taken by an execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

Fredericton, 6th March, 1832.

COUNTY OF SENECA.

To be sold by Public Auction, on the first Monday in February next at the Court House in Burton, between the hours of 12 and 5 o'clock in the afternoon:—

ALL the right and title of John S. Brown, of, in and to, lot No. situate in the Parish of Burton, and bounded as follows:—Southeasterly by land owned by William Brown, northerly by the River Saint John, and westerly by Solomon Howland's farm, containing acres more or less. The same having been taken by virtue of an execution issued out of the Supreme Court at the suit of Elizabeth Perley.

J. HAZEN, Sheriff.

Burton, 24th July, 1831.

The sale of the above Property is postponed until Tuesday the 7th day of August next.

By Virtue of His Majesty's writ of Venditioni Exponas to the directed, will be sold by Public Auction on the first Wednesday in September next at the Court House in Burton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right and title of James Hazen of, in and to the following lots or tracts of land viz: Lot no. situate at the mouth of the river Oromocio, in the Parish of Burton, containing 350 acres more or less—Also, 60 acres situate on the point so called in the parish of Lincoln—Also, 14 acres, in the grant to John Atchison and others, situate on the south east side of the Oromocio in the parish of Burton, adjoining Thos Perley's farm—Also, lot no. situate in Margerville adjoining land owned by Francis Penbody containing 500 acres more or less, together with all and singular the buildings thereon, the same having been taken in Execution

J. HAZEN, Sheriff.

Burton, 20th Feb. 1832.

COUNTY OF WESTMORLAND.

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 Lutz jr. in and to that one half lot or parcel of land, situate on the north side of Shediac river, known by lot number five, bounded on the west by land granted to Thomas Taylor, and on the east by land granted to Amasa Herbert, containing in the whole two hundred acres more or less, granted to Pacific Arsenau, the same having been taken by Execution at the suit of James M. Kelly.

—ALSO—

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 Petticoe 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 Petticoe 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 Conner, the same having been taken by execution at the suit of Colum Conner.

—ALSO—

At the same time and place will be sold, ALL the right and title of Collins Christopher, of, in and to the real estate of the late Nehemiah Stevens deceased, situated 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 Friday the 7th day of September next, between the hours of 12 and 5 o'clock in the afternoon, at the Court House in Dorchester.

ALL the right and title of Peter Hopper, of, in and to a lot of Land situate in the Parish of Hillsborough, high to, or adjoining lands belonging to Henry Jolley, containing 200 acres more or less. The same having been taken by Execution at the suit of Robert W. Crookshank.

W. P. SAYRE, Sheriff.

Dorchester, 23rd February, 1832.

for the sum of £916 1 10.

J. HAZEN, Sheriff.

Burton, 20th Feb. 1832.

COUNTY OF WESTMORLAND.

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