

THE ROYAL GAZETTE.

PRINTED AND PUBLISHED BY JOHN SIMPSON, Printer to the King's Most Excellent Majesty, AT HIS OFFICE NEAR THE PROVINCE BUILDING.

VOLUME 4.

FREDERICTON, NEW-BRUNSWICK, MAY 1, 1833.

NUMBER 18.

By Authority.



Civil Appointment.

Benjamin Dawson, Esquire, to be a Commissioner for taking affidavits in the Supreme Court, also, a Commissioner for taking Bail, in the County of Gloucester.

Sale of Valuable Crown Land in the County of Carleton.

By Order of His Excellency the Lieutenant-Governor, Public Notice is hereby given, that Three Tracts of Land, situated on the North Branch of the Meduxnick River, in the County of Carleton, and formerly under Reserve for Public uses, will be offered for sale by Public Auction, at Mr. J. M. Connell's, in Woodstock, on Saturday the first of June next, at 12 o'clock.

Upset price, five shillings per acre. One fourth of the Purchase money will be required at the time of sale, and the residue in three yearly instalments; and if all be paid down, fifteen per cent will be deducted.

A Patent will not issue until the whole of the Purchase money is paid.

THOMAS BAILLIE,

Commissioner and Surveyor General of Crown Lands and Forests, Department for Crown Lands and Forests, Fredericton, 6th April, 1833.

CROWN LAND OFFICE.

Fredericton, March 30, 1833.

APPLICATIONS to cut Timber on Crown Lands will be received from the 1st day of May next. Those Petitions which may be filed on that day will be answered on the 2d of May, under the observance of the following rule: If more than one application be made for the same situation, the preference will be given to that of the occupant during the present season; but should no petition be received at that time, from such occupant, the Berths in dispute will be offered to competition by Public Auction, on the 1st of June, with the upset price of the current rate of Duty.

The minimum rate of Duty to be henceforth required will be as follows,

For White Pine, one shilling and six pence per ton;

Red Pine, two shillings;

For Spruce Logs, three shillings per thousand feet, superficial;

White Pine, three shillings and six pence;

Red Pine, five shillings; and

Ten per cent, on the estimated value of all other descriptions of Timber or Lumber.

The sum of forty-five shillings will be required with every Petition, which amount, if the tract be vacant, and the duty paid within three months from the date of the entry, will be appropriated as part of the tonnage; but if the ground be not vacant, forty shillings will be returned, and the remaining five will be retained for the Search, Certificate, and Record of the transaction. Should the duty be not paid, within three months after the entry of the petition for vacant land, the whole deposit of forty-five shillings will be forfeited, and the situation thrown open to the applications of others.

Applicants wishing to have their Berths particularly surveyed will be required to express such desire before they commence working; the only additional expense attending which will be, as has indeed always been customary, the furnishing of sufficient axemen and chainbearers with provisions for the whole party.

NOTICE TO SQUATTERS.

WHEREAS the Number of Persons now holding CROWN LANDS, without Authority, to the extent of near 300,000 Acres, renders it difficult to dispose of Land by Sale, in the regular manner, without the chance of conveying to such purchasers the Improvements of another;

PUBLIC NOTICE

is therefore hereby given to all Persons holding, occupying, or claiming Crown Lands, and for which a Grant or Location Ticket has not issued, that they must prefer their claim to HIS EXCELLENCY the LIEUTENANT-GOVERNOR, by Petition, on or before the 1st day of June next, setting forth their claims to favorable consideration (if any), together with all particulars as to extent of clearings, &c. &c.; at which time, should they intend keeping possession, they will be required to pay the first Instalment for the land so occupied, or take out the Licence of Occupation for such a period and under such circumstances as the nature of the case may require. Those Persons who in compliance with this requisition, shall make their case known, may be assured that it is not the object of HIS MAJESTY'S GOVERNMENT, as insidiously circulated, to deal harshly with them; but those Persons who shall

neglect or refuse to avail themselves of this Notice, will be considered as trespassers and prosecuted accordingly by the ATTORNEY-GENERAL.

ALL PUBLIC AUTHORITIES in the different Districts of the Province, are hereby requested to promulgate this Notice, as generally as they possibly can, that no person may plead the excuse of not having come to the knowledge of it, in averting the consequences that may hereafter ensue.

By Command of His Excellency,
The LIEUTENANT-GOVERNOR.
(Signed) THOMAS BAILLIE,
Comr. & Surv. General.

Department for Crown Lands and Forests, Fredericton, 4th March, 1833.

Receiver General's Office, 27th March, 1833.

In order to accommodate Proprietors of lands subject to Quit Rents, as far as may be practicable, Public Notice is hereby given that the undermentioned Counties to receive the Quit Rents, and are authorized to give receipts therefor, to all such persons as shall call on them and pay the same on or before the first day of July next, on which day a return will be made to this office; and all persons who shall have neglected this notice will then be proceeded against for the recovery of the Rents according to law.

County of New Brunswick,
John Andrews Street, Esq.
County of Gloucester,
Charles P. Patten, Esq.
County of Kent,
Marshall's Backhouse, Esq.
County of Carleton,
Harris Hedges, Esq.

Further notice is also given, that the Receiver General will attend himself for the purpose of receiving the Quit Rents in the following Counties, namely:

Carleton, Monday the 31st of June next.
Sanctuary, (Burton) Monday 17th of June.
Queens, (Gagetown) Monday 24th of June.
Kings, (Kingston) Monday 1st July next, and at the City of Saint John, on Monday the eighth day of July next.

GEO. P. BLISS, Recr. Gen.

By the Honorable WARD CHIPMAN, one of the Justices of the Supreme Court of Judicature of the Province of New Brunswick:

To all whom it may concern, Greeting:

NOTICE is hereby given, that upon the application of GEORGE D. ROBINSON, to me duly made according to the form of the Act of Assembly in such case made and provided; I have directed all the Estate, as well Real as Personal, within this Province, of THOMAS HEAVESIDE, late of the City and County of Saint John Esq. (which said Thomas Heavieside has departed from this Province, with intent and design to defraud the said GEORGE D. ROBINSON and the other creditors of the said Thomas Heavieside, 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 them), to be seized and attached, and that unless the said Thomas Heavieside shall return and discharge his debts within three months from the publication hereof, all his Estate as well real as personal, within this Province, will be sold for the payment and satisfaction of the creditors of the said Thomas Heavieside.

Dated at the City of Saint John the fourth day of February, in the Year of our Lord One Thousand Eight Hundred and Thirty-three.

WARD CHIPMAN, Attorney.

First published in Gazette 13th March, 1833.

By the Honorable John Saunders, 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 Joseph Gaynor on behalf of Robert W. Crookshank and William Walker, of the City of Saint John, merchants, and Ebenezer L. Moulton, to me duly made according to the form of the Act of General Assembly in such case made and provided; I have directed all the Estate, as well real as personal, within this Province, of Chesley Drew and Elisha Drew, late of Fredericton, in the County of York, innkeepers, (which said Chesley Drew and Elisha Drew are departed from and without the limits of this Province, or remain concealed within the same, with intent and design to defraud the said Robert W. Crookshank and William Walker, and the said Ebenezer L. Moulton, and other Creditors of the said Chesley Drew and Elisha Drew, if any such there be, of their just dues, or else to avoid being arrested by the ordinary process of law as is alleged against them), to be seized and attached, and that unless the said Chesley Drew and Elisha Drew, return and discharge their said Debt or Debts, within three months from the publication hereof, all the Estate, as well real as personal, of the said Chesley Drew and Elisha Drew, within this Province, will be sold for the payment and satisfaction of the said Creditors of the said Chesley Drew and Elisha Drew.

Dated at Fredericton, the 26th day of February, 1833.

JOHN SAUNDERS, Chief Justice.

G. J. DIBBLEE, Att'y. for Pet. Creditors.

First published in Gazette 27th February 1833.

By BARTHOLOMEW CRANNELL BEARDSLEY, Esquire, one of the Justices of the Inferior Court of Common Pleas for the County of Carleton in the Province of New Brunswick.

To all whom it may concern, Greeting:

NOTICE is hereby given, that upon the application of Charles Perley, to me duly made, and according to the form of the Act of Assembly in such case made and provided; I have directed all the Estate, as well real as personal within this Province of William C. Cambee late of Woodstock, in the said County of Carleton (which same William C. Cambee is departed from and without the limits of this Province or concealed within the same with intent and design to defraud the said Charles Perley and the other creditors of the said William C. Cambee, 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 William C. Cambee 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 William C. Cambee within this Province will be sold for the payment and satisfaction of the creditors of the said William C. Cambee.

Dated at Woodstock, this sixth day of April 1833.

BARTHOLOMEW C. BEARDSLEY, Judge of the Inferior Court of Common Pleas, County of Carleton.

J. M. Robinson, Att'y. for Pet. Creditor.

First published in Gazette 17th April 1833.

NOTICE.

IS hereby given, that we the subscribers have been duly appointed Trustees for all the Creditors of Lewis E. P. Smith, late of the City of Saint John, a concealed 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 Lewis E. P. Smith, on or before the sixteenth day of May next ensuing the date hereof, to pay to us, or some of us, all and every such sum or sums of money, or other debt, duty, or thing, which they owe to the said Lewis E. P. Smith, and to deliver all other effects of the said Lewis E. P. Smith which they do 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 Lewis E. P. Smith, on or before the said sixteenth day of May, to deliver to us, or some, or one of us, as aforesaid, their respective accounts and demands against the said Lewis E. P. Smith, in order that right and justice may be done therein, agreeably to the form of the said Act of Assembly in such case made and provided.

Dated at the City of Saint John, the sixteenth day of March, A. D. 1833.

J. L. BEDELL,

J. WOODWARD, jun.

GEO. WHEELER.

NOTICE is hereby given, that we the Sub-

scribers, have been duly appointed, trustees for all the Creditors of William Adley, late of St. Andrews, in the County of Carleton, 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 William Adley, on or before the Eighth day of May next ensuing, the date hereof, to pay to us, or some of us, all such sums of money or other debt, duty or thing, which they owe to the said William Adley, and to deliver all the Effects of the said William Adley, which they or any of them may have in his, her, or 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 William Adley, to deliver to us, or some, or one of us, as aforesaid, their respective accounts and demands against the said William Adley in order that right and justice may be done agreeably to the form of the Act of Assembly in such case made and provided.

Given under our hands, at Saint Andrews, in the County of Charlotte, the Eighth day of March, A. D. 1833.

JAS. CAMPBELL, Trustees.

A. JACK,

GEO. MILLAR.

NOTICE.

IS hereby given that We the subscribers, have been duly appointed Trustees for all the Creditors of Ashton Cox, 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 such case made and provided and do hereby require, all persons indebted to the said Ashton Cox, on or before the twenty-fifth day of June next ensuing the date hereof, to pay to us, or some, or one of us, all such sums of money or other debt, duty or thing, which they owe to the said Ashton Cox, and deliver the said effects of the said Ashton Cox which they or any of them may have in his, her or their hands, power or custody, to us, or some, or one of us, as aforesaid. And we do also desire all Creditors of the said Ashton Cox, on or before the 25th June next, to deliver to us, or some, or one of us, as aforesaid, their respective accounts and demands against the said Ashton Cox, in order that right and justice may be done agreeably to the form of the said Act of Assembly.

Given under our hands, at Moncton, in the County of Westmorland this 21st day of March, in the year of our Lord One thousand eight hundred and thirty-three.

WM. WILEY, Trust.

THOS. PRINCE, Trust.

STEPHEN H. SHAW, Trust.

WANTED!

An Apprentice to the Printing Business—ap-

ply to

GEO. K. LUGRIN.

10th April, 1833.

SHERIFF'S SALES.

COUNTY OF YORK.

To be sold at Public Auction, to the highest bidder, on Thursday, the 27th day of June next, between the hours of twelve and five in the afternoon, at the Market House in the Parish of Fredericton, in the County of York,

ALL the right and title of Gershom Bunnell, of in, and to the following farm or tract of land on which he resides, situated, lying and being in the Parish of Saint Marys, in the grant to Daniel Lyman and others, bounded on the lower side by John Clayton, and on the upper side by lands by John Clayton, and the same in the possession of William Roane; the same having been seized by me from the said Gershom Bunnell by virtue of execution issued out of the Supreme Court of this Province.

E. W. MILLER, Sheriff.

Dated at Fredericton, the Nineteenth day of December, 1832.

FOR SALE.

LOT No. 3, granted to Mark Scully, on the North Side of Lake Erie, Hanwell settlement, containing by estimation 400 acres, with the improvements thereon.—The above property will be sold on Wednesday the 24th day of June, next by Public Auction at the Market House in Fredericton, (if not previously disposed of by private sale) to satisfy an execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

On Thursday the 17th day of October 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 Daniel Jossell, of in, and to a certain piece or parcel of Land, situated in the Macnamara settlement, in the Parish of Douglas, on which he now resides; including the Mill and Privilege. The above property being taken under an Execution issued out of the Supreme Court, at the suit of Jedediah Slason, Esquire.

E. W. MILLER, Sheriff.

Fredericton, 17th April, 1833.

COUNTY OF WESTMORLAND.

To be sold by Public Auction, on Tuesday the twenty-third day of July next, between the hours of twelve and five in the afternoon, at the Court House in Dorchester, in the County of Westmorland.

THE Real Estate of Hugh T. McAlmon, situated in the Parish of Hopewell, the same having been taken by Execution at the suit of Stewart Russell.

Also, at the same time and place.

ALL the right, title and interest, of Thomas Wells, of in, and to the Real Estate of his Father William Wells deceased, whosoever situated in the County of Westmorland; the same having been taken by Execution, at the Suit of George Campbell, against the said Thomas Wells.

W. P. SAYRE, Sheriff.

Dorchester, 10th day of January, 1833.

To be sold by Public Auction, on Thursday the fifteenth day of August next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester, in the County of Westmorland.

THE right and title of William Hannington, Junior, of in, and to, all the Tract or Parcel of Land, situate in the Parish of Shediac, granted to the said William Hannington, and being the Lot Number Six, bounded easterly by the Scoudier River, Northerly and Southerly by land granted to Thomas Smith, and containing four hundred acres, be the same more or less; together with all the privileges, improvements and appurtenances thereto belonging. The same having been taken by execution against the said William Hannington, Junior, at the Suit of Malcolm W. Inuit.

W. P. SAYRE, Sheriff.

Dorchester, 7th February, 1833.

To be sold by Public Auction, at the Court House in Burton on the second Tuesday in May next, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, property, claim and demand whatsoever of George P. Nevers, of in, and to, LOT No. —, granted to Ebenezer Fenbora, situate in the parish of Burton, about three miles from the mouth of the Grandis, on the Nerepis Road, — containing three hundred acres more or less. Also, LOT No. —, situate in the parish aforesaid on the French Lake stream, so called, — containing — acres, more or less, on which there is a good Grist Mill, Mill privileges, &c. The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of Joseph Ebbitt.

J. HAZEN, Sheriff.

Burton, 27th October, 1832.

COUNTY OF CARLETON.

On Saturday, the 17th day of August next, will be sold, by Public Auction, at Mr. Joseph Harvey's Hotel, in Woodstock, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title, interest, claim and demand, of Richard Warton, of in, and to, the Lot of Land on which he resides, situate in the Parish of Kent, the same having been taken by virtue of an Execution issued out of the Supreme Court, at the Suit of Robert Rankin & Co.

Also, at the same time and place, all the right, title, and interest, of Andrew Murphy, of in, and to, a certain Lot of Land, on which he resides, in the Parish of Kent, the same having been taken by virtue of an Execution issued out of the Supreme Court, at the Suit of Robert Rankin & Co.

JOHN F. W. WINSLOW, Sheriff.

Woodstock, 11th Feb. 1833.

On Saturday the 6th day of July next, will be sold by Public Auction at Mr. Joseph Harvey's Hotel in Woodstock, between the hours of 12 and 5 o'clock in the afternoon:

ALL the right, title, interest, claim and demand of Reuben Dickenson, of in, and to the Lot of Land on which he resides, situate in the Parish of Woodstock a little above Eel River; the same having been taken under and by virtue of an execution issued out of the Supreme Court, at the suit of James Balloch.

Also,—at the same time and place.
ALL the right, title, and interest of John Doyle, of in, and to, a certain Lot of Land granted to William Bell, situate in the Parish of Northampton in the said County, adjoining lands owned by John Shea, containing 300 acres more or less, taken at the suit of William Peters & Co.

Also,—at the same time and place.
ALL the Estate, right, title, and interest of Daniel Duley of, in, and to Lots No. 21 and 22, situate in the Parish of Kent and County aforesaid, containing 200 acres more or less, taken at the suit of George F. Street, Esquire.

Also,—at the same time and place.
ALL the Estate, right, title, and interest of Nehemiah Tompkins, of in, and to the Lot of Land on which he resides, situate in the Parish of Brighton, in the County of Carleton, the same having been taken under and by virtue of an Execution issued out of the Supreme Court, at the suit of Robert Rankin & Co.

JOHN F. W. WINSLOW, Sheriff of Carleton.

Sheriff's Office, Woodstock }
22d December, 1832. }

COUNTY OF GLOUCESTER.

On the last Tuesday in July 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, title, interest and claim, of Edward Baskin, of in, and to a certain piece or parcel of Land, on which he now resides, situate on the West side of the Harbour of Bathurst, known and distinguished as Lot No. 4, being sixty feet front and eighty feet in rear, bounded on the north by lot No. 3, formerly occupied by Francis Egan, on the west by lands belonging to Hugh Monro, Esquire, on the South by lot No. 5, and in front by the Water; together with all the Buildings and improvements thereon, the same having been taken by an Execution issued out of the Supreme Court at the suit of Messrs Gilmour Rankin & Co.

Wm. CARMAN, Sheriff.

Bathurst, 27th December, 1832.

To be sold by Public Auction on the first Monday in May next, at the Court house in Bathurst, between the hours of 12 and 5 in the afternoon, of the same day:

ALL the right, title, interest, and claim of John Miller, and William Liddell, of in, and to a certain tract of Land, with the buildings and improvements thereon, situate, lying and being on the shore East of the Harbour of Bathurst, in the County of Gloucester, and known as lot No. 9, containing 200 acres, granted to one Maxim Melanson, and by him conveyed to William Liddell, and now in the possession of Michael McCarthy. The same having been taken by me, by virtue of an execution issued out of the Supreme Court, at the suit of Benjamin Trefethen against the said John Miller and William Liddell.

WM. CARMAN, Sheriff.

Bathurst, Oct. 15th, 1832.

COUNTY OF SUNBURY.

To be sold, by Public Auction, on Thursday, the 15th day of August next, at the Court House, in Burton, between the hours of 12 and 5 o'clock in the afternoon.

ALL the Right, Title, Interest, Property, Claim and Demand whatsoever, of David Tapley, of in, and to, the 14 Lots of Land containing 200 acres each, more or less, situate on both sides of Little River, in the Parish of Sheffield, originally granted to George Hume, Thomas Taylor, Richard Land, and others.—The same having been taken by virtue of several Executions, issued out of the Supreme Court.

JOHN HAZEN, Sheriff.

Burton, 7th Feb. 1833.

COUNTY OF KENT.

To be sold at Public Auction, at the Court House in Richibucto, in the County of Kent, on the second Tuesday in May next, between the hours of 12 and 5 o'clock of the same day.

ALL the estate, right, title and interest of Patrick McAlway, of in, and to two several lots of Land situate on the south branch of the Clock pass river, the said two lots containing in the whole three hundred acres more or less, taken by execution at the suit of Donald Sutherland Hugh McKay, against the said Patrick McAlway.

Also, at the same time and place will be sold ALL that certain piece or parcel of Land situate on the north side of the Bay or Harbour of Shediac in the Parish of Dundas, in the said County of Kent, containing fifty acres more or less, together with all the buildings and improvements thereon, taken by execution at the suit of Ashton Cox against Richard Gaston.

THOMAS LANSDOWN, Sheriff of Kent.

Richibucto, 1st November, 1832.

CAUTION.

THIS IS TO NOTIFY all persons concerned, that the subscriber purchased a LOT OF LAND from Patrick O'Conner, in the Parish of Kent, being Lot No. 27, for which a Deed was executed, signed and sealed, in presence of Geo. Morehouse, Esquire, but subsequently the said Patrick O'Conner refuses to deliver up the Deed, notwithstanding he has received the full value of the same:—All persons are therefore cautioned against purchasing said Lot of Land as it justly and honestly belongs to him as will further be made to appear.

WILLIAM O'CONNOR, mark

Kent, 20th March 1833. p5w

PEWS.

A Sale of Pews, in Christ Church, Fredericton will take place on the 1st day of May next at 12 o'clock.

MARK NEEDHAM, Church Warden

April 2d, 1833.