

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 29, 1833.

NUMBER 22.



By Authority.

PUBLIC NOTICE is hereby given that six hundred acres of vacant Crown Land, formerly under reserve; situate at Douglas Harbour, Grand Lake, adjoining North East of Lot number 21, granted to George Kay, will be sold at Public Auction on Saturday the 8th day of June next at the residence of the Reverend Abraham Wood, Grand Lake. Sale to commence at 12 o'clock.

TERMS OF SALE.—One fourth of the purchase money will be required at the time of sale; and the residue in three yearly instalments; and it will be paid down fifteen per cent will be deducted. A Patent will not issue until the whole of the Purchase money is paid.

JOHN A. BECKWITH,
Acting Comr. & Suror. General.
Department for Crown Lands, & Forests,
Fredericton, 29th April, 1833.

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, situate 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, viz:—

- 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 been always been customary, the furnishing of sufficient axemen and chainbearers with provisions for the whole party.

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 several subjoined 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 at 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

ed against for the recovery of the Rents according to law.

County of New Brunswick.
John Ambrose Street, Esq.
Charles I. Peters, Junr. Esq.
George Pagan, Esq.
Marmaduke Backhouse, Esq.
Harris Hatch, Esq.
Charlotte, Kent.
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 3d of June next.
Sunbury. (Barton) 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.

NEW-BRUNSWICK—IN CHANCERY.

Monday, the 13th day of May, in the Year of our Lord, 1833.

Between John Fraser and William C. King, Complainants:—

and James Fraser, James De Wolfe Fraser, and James Hunter, Defendants;

FORASMUCH as the Court was this present day informed by Mr. Solicitor General, being of Plaintiffs' Counsel, that the Plaintiffs had on the ninth day of April last, filed their Bill in this honorable Court against the above Defendants, as by Certificate of the Register appears;—and had taken out process of Subpoena against the said Defendants, returnable on the eleventh day of May instant;—but that the said Defendant James Fraser now resides, and or a long time since hath resided without the limits of this Province, and that the said Defendant James Hunter resides in that part of the United Kingdom of Great Britain and Ireland called Scotland, and that the said Defendants James Fraser and James Hunter, cannot be served with process of this Court, all which by Affidavits appear; 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 is ordered pursuant to the Acts of Assembly in such case made and provided that the said Defendants James Fraser and James Hunter do appear to, and answer the Plaintiffs' Bill, on or before the first day of January 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,
Register.

First published in Gazette 15th May, 1833.

By John Keillor, Esquire, one of His Majesty's Justices of the Inferior Court of Common Pleas in and for the County of Westmorland,

WHEREAS upon application to me duly made by John Edgett, Esquire, pursuant to the direction of the Acts of the General Assembly made and provided for relief against absconding Debtors; I have directed all the estate as well real as personal of Peter Gallagher, late of Hillsborough, in the County of Carleton, labourer, (which said Peter Gallagher is indebted to the said John Edgett, in the sum of twelve pounds and upwards, and has departed this Province since the said debt was contracted, and has not returned or resided therein for the last six months and upwards) to be seized and attached:—now notice is hereby given that unless the said Peter Gallagher, do return and discharge the said debt within three months from the publication hereof, all the said estate, as well real as personal, will be sold for the payment and satisfaction of the said debt, and other Creditors of the said Peter Gallagher, if any such there be.

Dated at Fredericton, in the said County of Westmorland, the eight day of May, in the year of our Lord, one thousand eight hundred and thirty-three.

JOHN KEILLOR, J. C. P.
Att'y. for Pet. Creditor.
First published in Gazette 15th May 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 Prince Edward Payson, 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 Edward Kermott, late of Wakefield, in the County of Carleton, (which said Edward Kermott has departed from the Province, with intent and design to defraud the said Prince Edward Payson, and the other creditors of the said Edward Kermott, 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 Edward Kermott, 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 Edward Kermott.

Dated at Woodstock, the twenty sixth day of April, A. D. 1833.

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

N. M. HAZEN, Attorney.
First published in Gazette 1st of May, 1833.

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 HEAVISIDE, late of the City and County of Saint John Esq. (which said Thomas Heaviside has departed from this Province, with intent and design to defraud the said George D. Robinson and the other creditors of the said Thomas Heaviside, 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 Thomas Heaviside 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 Heaviside.

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.
L. HAZEN, 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, Inn Keepers, (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. Camber late of Woodstock, in the said County of Carleton (which said William C. Camber 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. Camber, 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. Camber 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. Camber within this Province will be sold for the payment and satisfaction of the creditors of the said William C. Camber.

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 Edward G. Smith, late of Queens' County, in the Province of New-Brunswick, an absconding debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Acts of Assembly, in such case made and provided; And we do hereby require all persons indebted to the said Edward G. Smith on or before the tenth day of June next ensuing the date hereof, to pay to us, or some one of us all such sums of money, or other debts, duty or things which they are to the said Edward G. Smith, and to deliver all other effects of the said Edward G. Smith, which they have, or any or either of them may have in his hands, power or custody, to us or some one of us as aforesaid: And we do also desire all the Creditors of the said Edward G. Smith, on or before the same day of June next, to deliver to us, or some one of us aforesaid, their respective accounts and demands against the said Edward G. Smith, in order that right and justice may be done agreeably to the Act of the General Assembly in such case made and provided.

Given under our Hands at Gage Town, in Queens' County, this seventh day of April 1833.

JOHN EARL,
WILLIAM FOSHAY, } Trus.
J. MACDONALD. } tees.

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 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,
THOS. PRINCE, } Trus.
STEPHEN H. SHAW, } tees.

SHERIFF'S SALES.

COUNTY OF YORK.

On the 25th day of April 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.

SO much of the real estate of Henry Smith, Esq. in my Bailiwick, as will satisfy two Executions, one in favour of the Executors of Thomas Wetmore, Esquire, deceased, the other in favor of C. H. Joneit, against said Henry Smith Esq.

E. W. MILLER, Sheriff.
Fredericton, 23d Oct. 1832.

The Sale of the above property is postponed to the 31st day of July next.

On the 16th day of February next will be sold by Public Auction at the Market House in Fredericton.

ALL the real estate of Henry Smith, Esq. within my Bailiwick, or so much thereof as will satisfy an execution at the suit of Nehemiah Rogers

E. W. MILLER, Sheriff.
Fredericton, 15th August, 1832.

The Sale of the above property is postponed to the 31st day of July next.

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, situate, 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 in the possession of William Roane; the same having been seized by me from the said Gershom Bunnell by virtue of executions issued out of the Supreme Court of this Province.

E. W. MILLER, Sheriff.
Dated at Fredericton, the Nineteenth day of December, 1832.

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 Joneit, of in, and to that certain farm or tract of land, situate in the Macnaquack 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.

On the 3rd day of July 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 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 several executions issued out of the Supreme Court.

E. W. MILLER, Sheriff.
Fredericton, 21st Nov. 1832.

FOR SALE.

LOT No. 3, granted to Mark Sully, on the North 8th of Lake Erija, Hanwell settlement, containing by estimation 400 acres, with the improvements thereon.—The above property will be sold on Wednesday the 26th 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.
Fredericton, April 24th 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, situate 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, whereever situated in the County of Westmorland; the same having been taken by Execution, at the Suit of George Chapell, 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 Seaboard River, Northwesterly and Southwesterly 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 thereunto belonging. The same having been taken by execution against the said William Hannington, junior, at the Suit of Malcolm Wilmot.

W. P. SAYRE, Sheriff.
Dorchester, 7th February, 1833.

To be sold by Public Auction, on Saturday the Sixteenth day of November next, between the hours of twelve and five in the afternoon, at the Court House in Dorchester.

THE Real Estate of William D. Jones, Junior, situate in the Parish of Westmorland; the same having been taken in Execution at the suit of Thomas Roach, Esquire.

W. P. SAYRE, Sheriff.
Dorchester, 6th May, 1833.

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 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, 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 Burlington, 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 Baldwin, 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 Gilmore Rankin & Co.

WM. CARMAN, Sheriff.
Bathurst, 27th December, 1832.

SALE OF LAND.

THE Subscriber will offer for sale on Wednesday the 12th June, at the Market House in Fredericton, at 12 o'clock, (noon) the following valuable tracts of Land, belonging to GEORGE WYER, Esquire.

1st.—A Tract of 300 acres of wilderness Land lying between the Lake George and Magalloway settlement—this tract has on it a large quantity of excellent pine timber, fit for Logs, and a valuable mill site.

2nd.—A Tract of 200 acres wilderness Land fit for cultivation, situate in the Lake George settlement.

3rd.—A Tract of 300 acres situate within 3-4 of a mile of the Church in Prince William; 36 acres of which are under cultivation.

The Grants and Plans of the above Lands may be seen upon application to the Subscriber; and the premises may be viewed upon applying to THOS. JON. Esquire, Prince William.

TERMS.
1st Of Purchase Money to be paid down.
2 In 6 months, and
The remainder in 2 years, } With Interest.
WM. TAYLOR.

Fredericton, 10th May, 1833.

Blanks for Sale at this Office.