

NEW SERIES THE ROYAL GAZETTE.

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FREDERICTON, NEW-BRUNSWICK, SEPTEMBER 18, 1833.

NUMBER 38.

By Authority



By His Excellency Major General Sir ARCHIBALD CAMPBELL, Bart., Governor and Commander in Chief of the Province of New Brunswick, &c. &c.

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

Given under my hand and seal, at Fredericton the twenty-ninth day of August, in the year of our Lord One thousand eight hundred and thirty-three, and in the fourth year of His Majesty's Reign.

By His Excellency's Command, Wm. F. ODELL, Esq.

HEAD QUARTERS.

FREDERICTON, 10th September, 1833. MILITIA GENERAL ORDER.

His Excellency Sir Archibald Campbell, Lieutenant Governor, &c. &c. has been pleased to appoint Captain The Honorable G. F. Street to be His Provincial Aid de Camp, with the rank of Major.

By Command, GEO. SHORE, Adj. Gen.

By His Worship John M. Wilmot, Esquire, Mayor of the City of Saint John, in the Province of New Brunswick.

TO ALL WHOM IT MAY CONCERN, GREETING: NOTICE is hereby given that upon the application of Edward Doherty of the City of Saint John, Merchant, to me duly made according to the form of the Act of Assembly in such case made and provided, I have directed that the said Edward Doherty be and he is hereby appointed to be the Receiver of the Province of New Brunswick, in the County of Saint John, (which said Edward Doherty is separated from and without the limits of this Province or else lies concealed within it, with intent and design to defraud the said Edward Doherty and the other Creditors of the said Edward Doherty, 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 Edward Doherty 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 Edward Doherty within this Province will be sold for the payment and satisfaction of the Creditors of the said Edward Doherty.

Dated at the City of Saint John aforesaid, this twentieth day of June, in the year of our Lord one thousand eight hundred and thirty-three.

JOHN M. WILMOT, Mayor.

JAMES WILLIAM BOYD, Attorney for Petitioning Creditor.

First published in the Gazette, 3rd July 1833

By William Abrams, Esquire, one of the Justices of the Inferior Court of Common Pleas, for the County of Northumberland, in the Province of New Brunswick.

TO ALL WHOM IT MAY CONCERN, GREETING: NOTICE is hereby given that upon the application of William Kelly, to me duly made, and according to the form of the Act of Assembly, in such case made and provided, I have directed that all the Estate as well real as personal, within this Province, of Patrick Fitzpatrick, late of Glenora, in the County of Northumberland, (which said Patrick Fitzpatrick has departed from and without the limits of this Province, or concealed within the same, with intent and design to defraud the said William Kelly, and the other Creditors of the said Patrick Fitzpatrick, 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 Patrick Fitzpatrick 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 Patrick Fitzpatrick within this Province, will be sold for the payment and satisfaction of the Creditors of the said Patrick Fitzpatrick.

Dated at New Castle in the said County of Northumberland this twelfth day of August, A.D. 1833.

W. ABRAMS, J.C.P.

STREET & KERR, Attorneys for Petitioning Creditors.

First published in the Gazette 21st August, 1833

TO ALL WHOM IT MAY CONCERN: NOTICE is hereby given that WE, the Subscribers, have been duly appointed Trustees, or all the Creditors of Thomas Heavside, late of the City and County of Saint John, Esquire, an absconding Debtor, and have been duly sworn to the faithful execution of the said Trust, pursuant to the directions of the Act of the General Assembly of this Province, in that case made and provided; and we do hereby require all persons indebted to the said Thomas Heavside, on or before the first day of October next ensuing the date hereof, to pay to us or some one of us, all such sum or sums of money or other debt, duty or thing, which they owe to the said Thomas Heavside, and to deliver the other effects of the said Thomas Heavside, which they, or any one of them, may have in his, her or their hands, power or custody, to us, or some one of us, as aforesaid; and we do also desire all the Creditors of the said Thomas Heavside, on or before the same first day of October next, to deliver to us, or some one of us, as aforesaid, their respective accounts and demands against the said Thomas Heavside, in order that right and justice may be done, agreeably to the form of the said Act of the General Assembly in such case made and provided.

Given under our Hands at the City of Saint John, in the Province of New Brunswick, this twenty-fourth day of June in the Year of our Lord one thousand eight hundred and thirty-three.

JAMES T. HANFORD, S. L. LUGRIN, JAMES WILLIAM BOYD.

fore said, their respective accounts and demands against the said Thomas Heavside, in order that right and justice may be done, agreeably to the form of the said Act of the General Assembly in such case made and provided.

Given under our Hands at the City of Saint John, in the Province of New Brunswick, this twenty-fourth day of June in the Year of our Lord one thousand eight hundred and thirty-three.

JAMES T. HANFORD, S. L. LUGRIN, JAMES WILLIAM BOYD.

NEW-BRUNSWICK-IN-CHANCERY. Tuesday, the 22nd day of July, 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.

WHEREAS the Court was this present day informed by Mr. Solicitor General, being of Plaintiffs' Counsel, that by an order made in this cause on the thirteenth day of May last, past, the Defendant, James Fraser who resides without the Province, and could not be served with process, was directed to appear to and answer the Plaintiffs' Bill on or before the first day of January next, pursuant to the directions of the Act of Assembly in such case made and provided; but that such order had not been put up in the place where the said Defendant last resided within fourteen days after making the same as required by the said Act. It is thereupon again ordered that the said Defendant James Fraser do appear to and answer the Plaintiffs' Bill on or before the said first day of January next.

By the Court, D. LUDLOW ROBINSON, Register.

First published in Gazette 24th July, 1833.

NOTICE is hereby given, that the undermentioned Real Estate in the Parish of Southampton, County of York, belonging to non-residents, is assessed for the year one thousand eight hundred and thirty-two as follows— and unless said Assessment is paid forthwith, the said Real Estate will be disposed of as the Law directs.

Real Estate of Asa Kimball, £0 2 6

Blizzard, 0 8 8

Land granted to Michael Knapp, 1 1 0

John H. Huestis, 1 1 0

Geo. Hendry, 1 1 0

Isaac Fowkes, 0 2 6

John O'Neil, 0 2 6

Wm. C. Hill, 0 1 10

Jas. Cliff, 0 1 10

D. B. SHELTON, J. S. McLEACHLAN, SIMON CROCKHURST, Assessors.

6m. ff.

SHERIFF'S SALES.

COUNTY OF CHARLOTTE.

TO be sold on Monday the second day of December next at the Court House in Saint Andrews between the hours of 12 and 4 o'clock.

A LOT of Land situated on the island of Grand Manan described as being lot No. 6 in the first division of the said Island, levied upon by virtue of a Writ of Fieri Facias issued out of the Supreme Court at the suit of Wm. McLean versus Samuel Ingersoll for the recovery of a debt of £20 and upwards, besides expenses.

E. Andrews, Sheriff of Charlotte.

St. Andrews May 20th 1833.

The above mentioned sale will take place, as stated in the foregoing advertisement.

COLIN CAMPBELL, Sheriff.

On Saturday the second day of November next, at the Court House in Saint Andrews in the County of Charlotte, between the hours of 12 and 4 in the afternoon.

A Lot of Land situated in the Parish and County aforesaid, being lots number 1 and 5 letter Q Morris division, together with a one story Cottage situated on lot No. 1.—The same having been taken on an Execution issued out of the Supreme Court at the suit of T. C. and G. Perry.

M. J. C. ANDREWS, Under Sheriff.

St. Andrews, April 4th 1833.

The above mentioned sale will take place as stated in the foregoing advertisement.

COLIN CAMPBELL, Sheriff.

On the 4th day of January next, (1834) between the hours of 12 and 4.

WILL be sold at public auction, on the premises at the Portage, Saint George, so called, all the right, title, interest, claim or demand, of Thomas Gard, in and to a certain lot of land, situated on the Portage aforesaid, in the County of Charlotte, at the corner immediately opposite the Blacksmith's shop of Mr. Ged on Knight, together with the Barn, and other outbuildings thereon, the same having been taken by Execution issued out of the Supreme Court, to satisfy George Thompson in a debt of £147 and upwards, besides expenses.

COLIN CAMPBELL, Sheriff of Charlotte.

St. Andrews, 26th June, 1833.

ff.

ON the Fourth Tuesday in October next, at the house of William Armstrong, in Saint Stephen, in the County of Charlotte, will be sold at Public Auction, between the hours of 12 and 5 o'clock in the afternoon:

A Lot of Land, title, interest, claim and demand of Henry S. Henly, in and to a certain piece or parcel of land situated in the Parish of the Parish aforesaid, on the Eastern side of the Road leading from the Public landing to Oak Hill, being lot numbered 20 and 21 in the occupation of William Grant, and all other the Real Estate of said Thomas Henly in said Parish. The same having been taken on an Execution issued out of the Supreme Court, at the suit of Enoch J. Noyes.

E. Andrews, Sheriff.

Sheriff's Office, 28th March, 1833.

The above mentioned sale will take place as stated in the foregoing advertisement.

COLIN CAMPBELL, Sheriff.

On Saturday the 1st March 1834, between the hours of 12 and 4 o'clock A. M. will be sold at Public Auction at the Court House in Saint Andrews:

ALL the right, title, claim, or demand of Joseph A. Clarke, in and to a certain lot of Land with all and every the buildings erected thereon, and the privileges thereunto appertaining, known as the Tan Works, situated at the Lodge, so called, in the Parish of St. Stephens, and bounded on the East, West, and North, by Lands belonging to the Heirs of the late James Quinton, and on the South by the River St. Croix; the same having been attached by virtue of a writ of Fieri Facias issued out of the Supreme Court of this Province.

COLIN CAMPBELL, Sheriff of Charlotte.

St. Andrews, 26th August, 1833.

To be sold at the Court House in Saint Andrews, in the County of Charlotte, on Saturday the 1st day of November next, the property following, to wit:

One third part of 13 acres of land lying and being on Saint Andrews Island, so called, and opposite the Town of Saint Andrews, with one third part or share of all the buildings and improvements thereon. Also lot No. 6 block letter A, Bulkeley's division town plat of Saint Andrews. Water lot No. 5 block letter A, Bulkeley's division town plat of Saint Andrews; two water lots in the town of Saint Andrews forty feet on water street, each known as water lots No. 3 and 4 block letter A; four town lots, to wit: Nos. 4 and 8 block letter C, water lots No. 7 and 8 in block letter A, Bulkeley's division; also lot No. 8 Bulkeley's division block B; also lot No. 7 same block and division; also lot No. 2 block letter P Parr's division; also a lot No. 1 same block and division; also a lot of land in Digby parish No. 1 containing 10 acres; a piece of land in the parish of Saint Patrick on Robecac River containing 69 acres; also farm lot No. 6 Eastern side of Digby parish River containing 200 acres; also farm lot No. 7 Eastern side of Digby parish River containing 250 acres; also lot No. 98 Western side of Oak Bay; two-thirds of the mill privilege in Saint David on the Eastern side of the road leading from the mill on lot 96 to Saint Stephen; also lots No. 136, 137, 98 and 94 situated, lying and being on the Eastern side of Oak Bay with the buildings and improvements thereon. All which land and tenements were taken and seized by virtue of a Writ of Extent issued at the suit of the King against Francis Jones, William Ker, and William Scott, and are now advertised for sale for the sum of £70 16s 10d, besides expenses.

E. Andrews, Sheriff of Charlotte.

St. Andrews, April 27, 1833.

The above mentioned sale will take place as stated in the foregoing advertisement.

COLIN CAMPBELL, Sheriff.

To be sold on the sixteenth day of November next, at the Court House in Saint Andrews:

THE Property of the late William Adderly, described as follows:—Being the lower part of Water Lot number eight, in block letter C, Parr's division, fronting on Princess Royal street, and adjoining a part of the said lot lately sold by the said William Adderly to Samuel H. Whitlock and James Boyd, together with the Two Dwelling Houses and Wharf thereon.

Also, a certain other lot or parcel of land next and adjoining the said lot, being numbered six, fronting on Douglas street according to a plan of the estate of William and Robert Fagan exhibited at the auction sale thereof.

Also, that certain other tract or parcel of land, situated on Saint Andrews Island, purchased by the said William Adderly from James Maloney, containing about eight acres of land, together with the House situate thereon.

Taken by virtue of a Writ of Fieri Facias issued out of the Supreme Court to satisfy Joseph C. Noyes in a debt of thirty pounds and upwards, besides expenses.

M. J. C. ANDREWS, Under Sheriff.

Sheriff's Office, Saint Andrews, May 27, 1833.

The above mentioned sale will take place as stated in the foregoing advertisement.

COLIN CAMPBELL, Sheriff.

On Tuesday the 5th day of November next at the Public Landing in Saint Stephen, in the County of Charlotte, between the hours of twelve and four in the afternoon, will be sold:

ALL the right, title, interest, claim, and demand of Matthew Thornton in and to a certain piece or parcel of land situated in the parish and county aforesaid, being one half of a lot of Land containing fifty acres, more or less, on the South-east and Easterly side adjoining the reserved Land, so called, being lot No. 114 bought by Matthew Thornton from Joseph Thornton since deceased, together with all buildings, enclosures, and improvements, &c. &c. attached by virtue of a writ of Fieri Facias, to satisfy Thomas Wyr in a debt of £29 1s. 3d. besides Sheriff's fees.

William D. Christie, Deputy Sheriff.

St. Stephen, April 26th, 1833.

The above mentioned sale will take place as stated in the foregoing advertisement.

COLIN CAMPBELL, Sheriff.

COUNTY OF YORK.

On Monday the 8th of March 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 Henry S. Henly, in and to the undivided one fifth of the lower half of the Estate of the late James Henly, deceased, being that part of the said Estate the property of Smith B. Henly, deceased; the above taken under and by virtue of an Execution issued out of the Supreme Court, at the suit of Henry Smith, Esquire.

E. W. MILLER, Sheriff.

Fredericton 25th Aug. 1833.

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 1st day of October next.

On Monday the 25th day of November 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 Jonett, of, in and to that certain Farm or Tract of Land situated in the Macquetick settlement, in the Parish of Douglas, on which he now resides, including the mill and privileges. The above property being taken under an Execution issued out of the Supreme Court, at the suit of Jedediah Slason, Esq.

E. W. MILLER, Sheriff.

Fredericton, 17th April 1833.

On Friday the 27th day of December 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 Morehouse, of, in and to that certain farm or tract of land, situate, lying and being on the Keswick, in the Parish of Douglas, bounded on the lower side by Joseph Burt, the same having been taken by virtue of Executions issued out of the Supreme Court.

E. W. MILLER, Sheriff.

Fredericton, 24th June, 1833.

COUNTY OF WESTMORLAND.

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, Junr. 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, 9th May, 1833.

To be sold by Public Auction on Saturday the fourth day of January 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 Joseph Allan Landry, of, in, and to that lot of land, bounded on the south by land owned by Rema White; on the north by land of Joseph V. White, and on the west by the front of the lot on the Memramcook river, containing about 100 acres; taken to satisfy an Execution at the suit of Robert B. Cutler.

Also, at the same time and place, The Real Estate of John Cochran and Jonathan Bishop, situate in the Parish of Hopewell; or so much thereof as will be sufficient to satisfy an Execution against them at the suit of Solomon Hoar.

W. P. SAYRE, Sheriff.

Dorchester, June 27th, 1833.

COUNTY OF SUNBURY.

To be sold by public Auction on the second Wednesday in February 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 Samuel Nevins, of, in and to that Farm, situate in the Parish of Manguerville, and bounded easterly by land owned by T. V. W. Clowes, Esq. southerly by the river St. John, and northwesterly by Z. B. Brown's Farm, containing 500 acres more, or less, with all buildings and improvements thereon; The same having been taken by virtue of an execution issued out of the Supreme Court at the suit of Jeremiah Whitney.

J. HAZEN, Sheriff.

Burton, 3rd August, 1833.

To be sold by Public Auction on the fourth Monday in February next, at the County 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 Henry Loder, of, in and to, that valuable Farm situate in the parish of Sheffield, and bounded northerly by land owned by Jonathan Bridges, southerly by the river Saint John, and easterly by Stephen and Joseph Easterbrook's farm; containing 1,200 acres more or less, with all the buildings and improvements thereon. The same having been taken under and by virtue of several Executions issued out of the Supreme Court.

J. HAZEN, Sheriff.

Burton, 16th August 1833.

To be sold by Public Auction on the first Saturday in April 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 George P. Nevins, in and to LOT No. 9, situate on the north branch of the Oromocto in the parish of Lincoln, granted to Abraham DeMill, together with all Buildings, Messuages, Mills, Mill dams, improvements and privileges of whatsoever nature or kind, on the said Lot or tract of Land; taken by virtue of two several Executions, issued out of the Supreme Court.

J. HAZEN, Sheriff.

Burton, 23d August 1833.

COUNTY OF CARLETON.

On Thursday the 20th day December 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 George White, of, in, and to a certain lot of Land, granted to the said George White, and bounded on the west side by a lot granted to Matthew Corbet, containing about 220 acres, and lying on the north side of Pecosmick stream; the same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of John Bedell, Junior, and Walter D. Bedell, against the said George White.

Also, at the same time and place, ALL the right, title, interest, claim and demand of Edward Kermet, of, in, and to the following lots of Land, viz:—

Lot A granted to William Fitzgerald, and a lot of land adjoining said Lot A granted to one Worlley, on the north side of the Pecosmick stream, containing about 440 acres.

Lot C granted to John Gray, on the south side of the Pecosmick stream containing about 220 acres.

Lot D, lying on the north side of the Pecosmick stream known as the Ross lot containing about 220 acres.

Lot E, lying on the south side of the Pecosmick stream, known as the Milton lot containing about 220 acres.

Lot F, lying on the south side of the Pecosmick stream formerly owned by Robert Martin, and adjoining lands owned by — Burlock containing about 220 acres.

Lot No. 10, granted to Edward Kermet, on the north side of the Pecosmick, containing about 220 acres.

Lot No. 12, and the south west half of No. 14 on the west side of the river St. John in the Parish of Wakefield, granted to Amos Dickenson.

The north side of Lot No. 25 containing 20 acres on the east side of the river St. John in the Parish of Brighton.

Two thirds of the north part of lot No. 8 in the 5th tier of lots in the Parish of Wakefield, containing about 220 acres.

Lot No. 18 in the fifth tier of Lots in Wakefield containing about 320 acres; the said lots of land having been taken by virtue of an Execution issued out of the Supreme Court at the suit of Messrs William Amers, James S. Woodhouse and Thomas W. Peters, against Edward Kermet.

JOHN F. W. WINSLOW, Sheriff of Carleton.

Woodstock, April 15, 1833.

QUEENS COUNTY.

By Virtue of a Writ of Fieri Facias, to me directed, will be sold at Public Auction, on the fourth Tuesday in January next, between the hours of twelve and five of the afternoon at O'Dougherty's Tavern in Gage Town.

ALL the real estate of Alexander Rees, Junr. situate on the Southern side of Cumberland Bay, on the Grand Lake in Queen's County, or so much of same as will satisfy an execution issued out of the Supreme Court at the suit of James Peters, Esquire.

Dated the 18th day of July 1833 at Gagetown N. H. DEVEBER, Sheriff Queen's County.

By virtue of a writ of Testament Fieri Facias to me directed, will be sold at Public Auction, on the second Tuesday in March next, between the hours of 12 and 5 o'clock in the afternoon, at O'Dougherty's Tavern in Gagetown.

ALL the real estate of Abiahath Camps, Esq. situate on the Jenne Creek, in Queen's County, or so much of the same as will satisfy an Execution issued out of the Supreme Court at the suit of James H. Sparks.

Dated at Gagetown, the 12th day of August, 1833. N. H. DEVEBER, Sheriff of Queen's County.

ALL Persons having any demands against the estate of HENRY VAVASOUR, Esquire, late of Fredericton, in the County of York, deceased, are requested to render their accounts duly attested within three months from this date—and all those indebted to the said Estate are requested to make immediate payment to

WILLIAM GROSVENOR, } Administrators.
JOHN A. BECKWITH, }
WILLIAM N. AKERLY, }

Fredericton, 21st July 1833.

ALL persons having legal demands against the Estate of William Bailey late of Fredericton, deceased, are requested to present the same duly attested within six months from this date; and all persons indebted to the said estate are desired to make immediate payment to

GEORGE BAILEY, Executor.

Fredericton, 25th June, 1833. p. 6s.

ALL Persons indebted to the Estate of the late Elijah Miles, Esquire deceased, are hereby notified, that unless they call and settle their Accounts within two months from the date hereof, legal steps will be taken to recover the same.

THOS. O. MILES, } Executors
GEORGE MILES, }

Manguerville, 24th June, 1833.

ALL persons having any demands against the estate of the late Robert Hannah, of the Parish of Wakefield, deceased, are hereby requested to present the same duly attested within twelve months from the date hereof; and all those indebted to the estate are hereby requested to make immediate payment to

HARRIET HANNAH, } Administratrix.
Wm. A. HANNAH, }

Wakefield, July 19th, 1833.

EDUCATION.

MRS. DEBERGUER, FROM ENGLAND.

BEGS leave to intimate that she proposes opening in Fredericton, an Establishment for Young Ladies, which will be conducted on an English system, and where a polite English Education will be given, with French and Drawing if required.

Mrs. DEBERGUER has taken the House situate on the corner of King and Regent streets, belonging to the estate of the late James Cummings; where, if sufficient encouragement be afforded, she will open her school, on Monday, the 22d inst. and she trusts by assiduity and attention, to merit