

NEW SERIES. THE ROYAL GAZETTE.

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FREDERICTON, NEW-BRUNSWICK, JUNE 19, 1834.

NUMBER 25.

By Authority.



By His Excellency Major General Sir ARCHIBALD CAMPBELL, Baronet, G. C. B. Lieutenant 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 Monday the Second day of June next, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the First Monday in September next ensuing.

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

By His Excellency's Command. W. F. ODELL.

Civil Appointments.

John Montgomery, Harvey Adams and Arthur Ritchie, Esquires, to be Commissioners of the Sick and disabled Seamen's Fund at the Port of Dalhousie.

Joseph Read, Henry William Baldwin, and Francis Ferguson, Esquires, to be Commissioners of the Sick and disabled Seamen's Fund at the Port of Bathurst.

£20 REWARD.

WHEREAS on the Night of the 28th ult., a part of the Bridge over the Madam-keewick, in the County of York, was maliciously cut and destroyed. The above Reward of Twenty Pounds will be paid to any Person who will give such information as will discover and bring to conviction the Offender or Offenders.

By Order of His Excellency the Lieutenant Governor. W. F. ODELL.

Secretary's Office, 9th June, 1834.

UNDER the Authority of His Excellency the Lieutenant Governor, Public Notice is hereby given, that the Lots No. 1, 2 and 3 in the first and second Lots of Block D. Deputy Allen's Shagmooch Survey, containing 2,200 acres, will be sold at Public Auction at this Office, on Tuesday the 1st of July next, at 12 o'clock. Upset price 3s. per acre.

JOHN A. BECKWITH, Acting Com. Crown Lands. Department for C. Lands and Forests, Fredericton, 4th June, 1834.

PUBLIC NOTICE is hereby given, that after the 1st of September next all Crown Lands will be sold to applicants as they appear vacant in the Records of the Crown Land Office, without any reference to occupation or improvements by unauthorized or illegal intruders.

JOHN A. BECKWITH, Actg. Com. of Crown Lands. Department for Crown Lands, Fredericton, 31st May, 1834.

HEAD QUARTERS.

Fredricton, 3rd June, 1834.

MILITIA GENERAL ORDERS.

The General Inspection for the present year, to be conducted in the following order, viz:

Corps to be inspected by Lt. Col. TURNER.

1st Battn. King's County.

1st Division at Seely's point, Long Reach, on Friday, the 8th July.

2nd Do. at Kennebecas, on Saturday 5th do.

3d Battn. King's.

At Hampton Ferry, on Tuesday the 8th July.

2nd Battn. King's.

At Sussex Vale, on Thursday the 10th July.

1st Battn. Westmorland.

1st Division at Pittfield's, on Saturday 12th July.

2nd Do. at the Bend, on Monday 14th do.

3d Do. at Shediac, on Tuesday the 15th do.

2nd Batt. Kent.

At Eutoucheon Wednesday the 16th July.

1st Batt. Kent.

At Richibucto, on Friday the 18th July.

2nd Batt. Westmorland.

1st Division at Charters's on Tuesday 22nd July.

2d Do. at St. Anne's, on Thursday the 24th July.

4th Battn. Westmorland.

At Bay Verte, on Saturday the 26th July.

3d Battn. Westmorland.

At Hopewell, on Tuesday the 29th July.

2d Battn. Charlotte.

At Magaguadavic, on Thursday 28th August.

1st Battn. Charlotte.

At Saint Andrews, on Saturday 30th August.

4th Battn. Charlotte.

At Saint Stephen's on Monday 1st September.

3d Battn. Charlotte.

1st Division at Indian Island, on Thursday 4th September.

2d Do. at Grand Manan, on Saturday 6th do.

1st Battn. Saint John City Militia.

At Saint John on the Sands, on Saturday 13th September.

St. John Rifle Battn.

On the Sands on Monday, 15th September.

St. John Sea Fencibles.

On the Sands on Tuesday, the 16th September.

1st Battn. Saint John County.

At Manawagonish on Monday, 13th October.

2d Battn. St. John County.

1st Division at Loch Lomond, on Wednesday 15th October.

2d Do. at Quaco, on Friday 17th do.

Corps to be inspected by Lt. Col. ALLEN.

2d Battn. Northumberland.

1st Division at A. Moore's, (Ludlow), on Saturday 23rd June.

2d Do. at Captain Fiddes' (N. W. Branch), on Monday 30th do.

1st Battn. Northumberland.

1st Division at St. Andrew's point, on Tuesday the 1st July.

2d Do. at Glenelg, (Captain McDonald's farm), on Thursday, 3d do.

3d Do. at Burnt Church, (Alnwick), on Friday 4th do.

1st Battn. Gloucester.

1st Division at Bathurst, on Monday 7th July.

2d Do. at Dalhousie, on Wednesday 9th do.

2d Battn. Gloucester.

1st Division at Peakshaw, on Friday 11th July.

2d Do. at Caraquet, on Monday 14th do.

1st Battn. Queen's County.

1st Division at Nerepis, on Monday the 15th September.

2d Do. at Gage Town, Tuesday, 16th do.

2d Battn. Queen's.

1st Division at John Ferrie's point, (Grand Lake), on Wednesday 17th September.

2d Do. at O'Leary's farm, (Salmon river), on Thursday 18th do.

3d Do. at New Canaan, on Saturday 20th do.

1st Battn. York.

Near Capt Miles' (Maugerville), on Monday 22d September.

1st Battn. York.

At Fredericton, on Wednesday 24th September.

3d Battn. York.

Near Mr. Charles Duff's (Nashua), on Thursday 25th September.

2d Battn. York.

1st Division at the Upper French Village, on Tuesday 30th September.

2d Do. at Nachawick, on Wednesday 1st October.

1st Battn. Carleton.

Near Colonel Ketchum's, on Thursday 2d October.

2d Battn. Carleton.

1st Division at Wicklow, near M'Mullin's, on Friday 3d October.

2d Do. at Restook river, on Saturday 4th do.

3d Battn. Carleton.

At Green River, (Madawaska), on Monday 6th October.

Captain Samuel Clarke, 3d Battalion Westmorland Militia to be Major.

By Command, GEO. SHORE, A. G. M.

In the Supreme Court.

Henry Smith, Demandant.

Versus Joseph Young, and Tenants.

Thomas Phillips, Plaintiff.

WILLIAM the Fourth by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defendant of the Faith, &c.

To the Sheriff of Carleton County: Greeting.

IF Henry Smith shall give you security that his Suit shall be prosecuted, then Summon by good Summoners, Joseph Young and Thomas Phillips, that they be before us at Fredericton, on the Saturday next after the second Tuesday in July next, to shew wherefore, whereas the said Henry Smith, Joseph Young and Thomas Phillips, hold together and undivided those certain lots and parcels of Land, situate in the Parish of Woodstock, in the said County of Carleton, and known and distinguished as Lots number Forty-one and number Forty-two, in Block number Seven in the said Parish of Woodstock, and of which the said Joseph Young and Thomas Phillips deny partition to be made between them according to the form of the Statute and Act of Assembly in such case made and provided, and unjustly permit the same not to be done, and contrary to the form of the said Statute and the said Act of Assembly, as he saith: And have you then there this Writ.

Witness, JONAS SAMPSON, Esquire, at Fredericton, the tenth day of May in the fourth year of our Reign.

(Signed) SHORE.

(Indorsed) D. LUDLOW ROBINSON, Demandant's Atty.

2d June, 1834.

By Benjamin L. Peters, Esquire, one of the Justices of His Majesty's Superior Court of Common Pleas of the City and County 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 Samuel Bustin 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 James M'Laughlan late of this City, Tallow-Chandler, (which same James M'Laughlan is departed from and without the limits of this Province with intent and design to defraud the said Samuel Bustin and the other Creditors of the said James M'Laughlan, 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 James M'Laughlan 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 James M'Laughlan, will be sold for the payment and satisfaction of all the Creditors of the said James M'Laughlan.

Dated at the City of Saint John, this thirty-first day of May, in the year of our Lord one thousand eight hundred and thirty-four.

BENJAMIN L. PETERS, Justice of Common Pleas.

H. N. H. LUGGIN, Atty. for Petitioning Creditor.

First published in Gazette 11th June 1834.

NOTICE is hereby given, that the subscribers, have been duly appointed Trustees for all the Creditors of Moses Shaw, late of the County of Charlotte, 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 that case made and provided; and we do hereby require all persons indebted to the said Moses Shaw, on or before the fifteenth day of June next, to deliver to us, or some one of us, as aforesaid, 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 Moses Shaw, and to deliver all other effects of the said Moses Shaw, which they or any of them may have in his, her or their hands and possession or custody, to us or some one of us as aforesaid; and we do also desire the Creditors of the said Moses Shaw, on or before the same fifteenth day of June next, to deliver to us, or some one of us as aforesaid, their respective accounts and documents, against the said Moses Shaw, in order that right and justice may be done agreeably to the form of the said Acts of Assembly in such case made and provided.

Given under our hands at Saint Andrews in the said County of Charlotte, the 12th day of May, 1834.

SAML. H. WHITLOCK, } Trustees.

GEO. MILLAR, }

JAS. H. WHITLOCK, }

A GENERAL MEETING of all such Creditors of THOMAS HEAVISIDE, late of the City and County of Saint John, Esquire, (an absconding Debtor), as shall choose to attend is requested at the Masonic Hall, in the City of Saint John, on Monday the eighteenth day of August next, at ten o'clock in the forenoon, to examine and see the debts due to each person ascertained.

Dated at the City of Saint John this nineteenth day of May in the year of our Lord one thousand eight hundred and thirty-four.

JAMES T. HANFORD, } Trustees.

S. L. LUGGIN, }

JAMES WILLIAM BORD, } Creditors.

NOTICE is hereby given that the subscribers have been duly appointed Trustees for all the Creditors of Joel Bedard, an absconding Debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Acts of the Assembly in such case made and provided, and do hereby require all persons indebted to the said Joel Bedard on or before the first day of August next, to deliver to us, or some one of us all such sum of money, debts duty or thing, which they owe to the said Joel Bedard, which they or any 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 Joel Bedard on or before the first day of August next to deliver to us, or some one of us as aforesaid, their respective accounts and documents, against the said Joel Bedard, in order that right and justice may be done, agreeably to the force of the said Act of Assembly, in such case made and provided.

Given under our hands at Richibucto, in the County of Kent, the thirteenth day of April, in the year of our Lord, one thousand eight hundred and thirty-four.

SAMUEL M'KEAN, } Trustees.

WM. M'LEOD, }

JOHN M'KAY, }

NEW-BRUNSWICK-IN CHANCERY.

Between Mayes Case, Complainant:—

and John Wheten, William Wheten, Joseph Wheten, Seth Wheten, Charles Wheten, Warren Erb, and Elizabeth his Wife George Wheten, Ephraim Wheten, Timothy Shaw, and Ann, his wife; Samuel Wheten, Hannah Wheten, Jane Wheten, David Wheten, Phebe Wheten, Walter Wheten, Margaret Wheten, James Wheten, and John Shaw, and Sarah his wife, Defendants;

FORASMUCH as the Court was this present day informed by Mr. Saunders being of Plaintiff's Council, that the Plaintiff had on the sixth day of August last, filed his bill in this Honourable Court, against the above Defendants as by the certificate of the Register appears;—and had taken out process of Subpoena against the said Defendants; but that the said Defendant William Wheten, now resides, and ever since the issuing of the said Subpoena against him, hath resided without the limits of the Province of New-Brunswick, and now resides in the City of New York in the United States of America, and cannot be served with process of this Court, all which by Affidavits appear; 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 is ordered pursuant to the Acts of Assembly in such case made and provided that the said Defendant William Wheten do appear to and answer the Plaintiff's Bill on or before the fourteenth day of October 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 26th Feb. 1834.

NEW-BRUNSWICK-IN CHANCERY.

Monday the seventeenth day of February, in the Year of our Lord, one thousand eight hundred and thirty-four.

Between George Shedden, Complainant:—

and Andrew S. Ritchie, George Pagan, Edward De Wolfe, and Susan Maria Pagan DeWolfe, David Mowatt, and Miriam, his wife, Robert Melville, and Margaret Dunlop, his wife, Henry Graham, and Maria Martin, his wife, Defendants;

FORASMUCH as this Court was this present day informed by Mr. Attorney General, being of Plaintiff's Council, that the Plaintiff had on the twenty-third day of January last filed his bill in this Honourable Court

against the above defendants, as by the certificate of the Register appears;—and had taken out process of Subpoena against the said Defendants returnable on the eighth day of February instant;—but that the said Defendants Andrew S. Ritchie, Robert Melville, and Margaret Dunlop his wife, Henry Graham, and Maria Martin his wife, are severally without the limits of this Province, and that the said Andrew S. Ritchie now resides at or near the Town of Annapolis in the Province of Nova Scotia and that Robert Melville, and Margaret Dunlop his wife, and Henry Graham, and Maria Martin his wife, are severally residing at or near to a place called Perth in the Province of Upper Canada, and that the said Defendants Andrew S. Ritchie, Robert Melville, and Margaret Dunlop his wife, and Henry Graham, and Maria Martin his wife, cannot be served with process of this Court, all which by affidavits appears; 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, Andrew S. Ritchie, Robert Melville, and Margaret Dunlop his wife, and Henry Graham, and Maria Martin his wife, do appear to and answer the Plaintiff's 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, 26th February 1834.

NOTICE is hereby given, that the subscribers have been duly appointed Trustees for all the Creditors of Peter Gallagher, 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 Assembly in such case made and provided, and do hereby require all persons indebted to the said Peter Gallagher, on or before the fifteenth day of July next, to deliver to us, or some one of us, as aforesaid, to pay to us, or some one of us, all such sum of money or other debt, duty or thing which they owe to the said Peter Gallagher, and deliver the said effects of the said Peter Gallagher, which they or any 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 Creditors of the said Peter Gallagher on or before the fifteenth day of July next, to deliver to us, or some one of us, as aforesaid, their respective accounts and documents against the said Peter Gallagher, in order that right and justice may be done agreeably to the form of the said Act of Assembly.

Given under our hands at Dorchester, in the County of Westmorland, the 14th day of April in the year of our Lord one thousand eight hundred and thirty-four.

ISAAC GROSS, } Trustees.

WILLIAM GROSS, }

WM. H. CARLISLE, }

SHERIFF'S SALE.

COUNTY OF YORK.

On Friday the twenty-seventh 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 Humphrey Sheppard, of, in, and to the upper half of that certain Farm, situate at the mouth of Keswick Creek, Parish of Douglas, formerly owned by the late Samuel Sheppard, deceased; the same having been taken under and by virtue of an Execution issued out of the Supreme Court.

At the same time and place will be sold as above, ALL the right and title of Garret H. Curry, of, in, and to the Farm on which he resides, situate in the Parish of Queensbury, adjoining the property belonging to Mr. Joshua Curry; the above having been taken under and by virtue of an Execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

Fredricton, 27th November, 1833.

On Wednesday, the twenty-fourth 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 John Agnew, of, in, and to two lots or tracts of Land, situate in the Parish of St. Mary's, being two Rights or Shares in the Real Estate of St. Mary's, Esq. deceased, containing three hundred acres more or less, and known in the division thereof upon the map among the Legal Representatives of the said deceased by lots number 3 and 5, also, his claim to an undivided share of a lot of land, situate in the Parish of Douglas; granted to George and Urban Agnew; the above property having been seized under and by virtue of an execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

Fredricton 21st March 1834.

On Thursday the seventh day of August 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 real estate of Aaron Estey, within my Bailiwick, or so much thereof as will satisfy a writ of Extent, for ninety-seven pounds ten shillings, issued against the said Aaron Estey, Joshua Jowett, and Abel Pond.

E. W. MILLER Sheriff.

Fredricton, 4th February, 1834.

On the first Thursday in 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 David Nichol, of, in and to the Farm on which he resides, situated in what is called the Scotch Settlement, Parish of Douglas, bounded on the South by John Elliott's property, and on the North by ungranted lands; the same having been taken under and by virtue of an Execution issued out of the Supreme Court.

At the same time and place,

Will be sold by Public Auction, as aforesaid, all the right, title, claim and demand of Israel

Whitlock, of, in and to his proportion of the Estate of his late Father, bequeathed to him, situate on the Pennycook Creek, in the Parish of Saint Mary's. The same having been taken under and by virtue of an Execution issued out of the Supreme Court.

E. W. MILLER, Sheriff.

Fredricton, 24th December, 1833.

On Thursday the thirty-first 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 James Bradley, of, in, and to a certain tract, piece or parcel of land, situate in the upper part of the Parish of Southampton, County of York, being the property lately purchased by him from Michael Currier. The same taken under and by virtue of an Execution issued out of the Supreme Court at the suit of George Minchin, Esq. &c.

E. W. MILLER, Sheriff.

Fredricton, 9th January, 1834.

On Saturday the twenty-fifth day of October next, between the hours of twelve at noon and five of the clock in the afternoon, will be sold at the Market House, in Fredericton,

ALL the right, title, interest, property, claim and demand of Henry Smith, Esquire, of, in and to all the real estate belonging to the said Henry Smith, situate in my bailiwick: The same having been seized and taken under and by virtue of, and to satisfy the following executions, viz:—one at the suit of Charles P. Wetmore, Thomas C. Lee, and Margaret Lee, Executors, &c. of the late Thomas Wetmore, deceased, against the said Henry Smith, and the other at the suit of Cavalier H. Jowett, against the said Henry Smith.

E. W. MILLER, Sheriff.

Fredricton, 28th April, 1834.

COUNTY OF WESTMORLAND.

To be sold by public Auction, on Thursday the tenth day of July next, at the County Court House, between the hours of twelve and five o'clock in the afternoon,

THE real estate of Thomas Taylor, situate in the parish of Shediac, the same having been taken under an execution issued out of the Supreme Court, at the suit of Thomas E. Smith and William C. Smith,

W. P. SAYRE, Sheriff.

Dorchester, 2d January, 1834.

To be sold by Public Auction on Saturday the eighth day of November next, between the hours of twelve and five o'clock in the afternoon at the County Court House,

ALL the right, title, claim and demand of Mansfield B. Cornwall, of, in and to those lots or tracts of land situate on the East side of the Petitediac River in the Parish of Dorchester, and whereon he resides, containing 400 Acres more or less, together with the buildings and improvements thereon.

ALSO, a certain piece or parcel of Land with the buildings or improvements thereon, situate on Dorchester Island in the Parish aforesaid; the same having been taken by virtue of an execution at the suit of James Scoullar.

ALSO, will be sold at the same time and place: The Real Estate of James M. Kelly and John Fries, situate in the Parish of Moncton; taken to satisfy an Execution against them at the suit of Leverett H. DeVereux for £28 10.

W. P. SAYRE, Sheriff.

Dorchester, May 1st, 1834.