

NEW

SERIES.

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 1.

FREDERICTON, NEW-BRUNSWICK, AUGUST 13, 1834.

NUMBER 7.

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.

WM. F. ODELL.

PROVINCIAL APPOINTMENT.

His Excellency the Lieutenant Governor and Commander in Chief has been pleased to nominate and appoint L. A. Wilnot, Esquire, Barrister at Law, to be Judge Advocate General to the Militia Forces of this Province.

HEAD QUARTERS.

Fredericton, 5th August, 1834.

MILITIA GENERAL ORDERS.

A General Court Martial will assemble at Fredericton on Tuesday the 19th day of August instant, at 10 o'clock in the forenoon, for the trial of Captain John Humbert and Lieutenant Benjamin Cromwell of the 3d Battalion King's County Militia, and such other Prisoners as may be brought before it.

Lieutenant Colonel Harry Peters, Queen's County Militia, to be President.

MEMBERS.

Lieut. Col. T. O. Miles, Sunbury Militia,
" Peter Fraser, 3rd Batt. Carleton,
" George Anderson, 1st Saint John County,
" Richard Ketchum, 1st Carleton,
" George Minchin, 1st York,
" John Robinson, 3rd York,
Major Peters Yeamans, 2nd Queen's,
" Matthew Brannen, 1st York,
" John Dibble, 1st Carleton,
" George P. Bliss, York Artillery,
Captain William Davidson, 2nd York,
" D. L. Robinson, 1st York,
" J. F. Taylor, do. do.
" G. F. S. Berton, do. do.

A List of all Evidences, and the Dates of Commissions of the Members of the Court Martial, are to be sent as early as possible to the Judge Advocate.

By His Excellency's Command.

GEORGE SHORE,

Adjutant General Militia

Department for Crown Lands & Forests, Fredericton, 28th July, 1834.

ON the application of Daniel T. Currie, a Mill Reserve comprising Five thousand acres, on Sucker Brook, in the County of Queen's, will be offered to public competition, at this Office, at 12 o'clock, on the 20th of August next.

CONDITIONS.—A Saw Mill must be built on Sucker Brook, and put in operation by the 1st of June, 1835; in consideration of which, the Reserve will continue in force for ten years from the period of sale.

The purchaser must be ready to point out the particular Tract he wishes to occupy, within ten days after the sale, when it will be forthwith surveyed at his expense.

The proprietor of the Reserve must take out Licences thereon annually, at the existing rate of duty, and in conformity to the existing general regulations, and must comply with any alteration which may be made in the rate of duty and in the regulations.

The Crown reserves the right of selling to persons intending to become actual settlers, such portions of the Reserve as are eligible for settlement, in the ratio of one hundred and fifty acres to each settler; but in such case the proprietor of the Reserve will be allowed to select a similar quantity of Timbered Land, and have it added to his Reserve.

Upset price, one pound per thousand acres.

By Command of His Excellency the Lieutenant Governor.

THOMAS BAILLIE,

Commissioner and Surveyor General.

UNDER the Authority of His Excellency the Lieutenant Governor, Public Notice is hereby given that a Lot of land containing two hundred acres adjoining below Patrick McGahey, on Salmon River, and the vacant Land on both sides of Coal Creek, situated between lands granted to Alex. Wedderburn and Wm. Brown, in the County of Queens, will be sold at Public Auction at this Office on Thursday the 21st day of August next at twelve o'clock. Upset price 3s. and 6d. per acre by instalments, 15 per cent off, if paid down.

JOHN A. BECKWITH,

Actg. Com. of Crown Lands, Department for Crown Lands and Forests, Fredericton, 22nd July, 1834.

UNDER the Authority of His Excellency the Lieutenant Governor, Public Notice is hereby given, that the Lot of Land formerly allotted to the late Eneas McDonald, on Renous river, in the Parish of Nelson, and County of Northumberland, containing 800 acres, with allowance, and Surveyed by Deputy Joseph Hunter, will be sold by Public Auction, at this Office, on Monday the first day of September next, at 12 o'clock.

The upset price will be Sixty Pounds. The patent will issue subject to similar conditions as though the Grant had issued to E. McDonald, under the allotment made to him, and the nett proceeds will be placed in the hands of the Clerk of the Crown in Chancery, to abide the order of the Chancellor, relative to the claims of the legal representatives of the said Eneas McDonald.

JOHN A. BECKWITH,

Actg. Com. C. Lands, Department for Crown Lands & Forests, Fredericton, 18th June, 1834.

IT having been reported to His Excellency the Lieutenant Governor, that sundry persons have it in contemplation to cut White Pine Timber on the disputed Territory, during the ensuing Winter, in violation of public Regulations, and of the agreement between His Majesty's Government and that of the United States, this is to forewarn all Persons from trespassing on the said Territory, and to give Public Notice, that in future no duty will be received from Trespassers for any Timber cut thereon; but that instructions are given to the Officer in charge, to seize all Timber he may find cut, and to have the same conveyed to Fredericton, to be sold at Public Auction on account of the Crown.

JOHN A. BECKWITH,

Acting Com. and Surv. General, Fredericton, 18th June, 1834.

UNDER the Authority of His Excellency the Lieutenant Governor four thousand acres of Crown Land, situated in the vicinity of Pocologan and Le Preau Rivers, between Point Le Preau and Beaver Harbour, in the Counties of Saint John and Charlotte, will be offered for sale by Public Auction at the Crown Land Office, Fredericton, at 12 o'clock, on Monday the first day of September next, at an upset price of 3s. 6d. per acre, by instalments; 15 per cent off, if the Purchase Money is paid down, and the Purchaser to pay for Surveying.

Plans of the Land may be seen by reference to this office, or to Deputy Surveyor Mahood at Saint George.

JOHN A. BECKWITH,

Actg. Com. of C. Lands, Crown Land Office, 5th July, 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.

NEW BRUNSWICK—IN CHANCERY.

Friday the eighteenth day of July, in the year of our Lord one thousand eight hundred and thirty-four.

Between George Shelden, Complainant;—

and
Thomas Wyer, Andrew S. Ritchie, George Pagan, Edward De Wolfe, and Susan Maria Pagan De Wolfe, 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 Counsel, 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 last past; but that the said Defendant Andrew S. Ritchie is without the limits of this Province, and now resides at or near the Town of Annapolis in the Province of Nova Scotia, and cannot be served with process of this Court all which, by affidavit appears; and the said certificate and allegations being read and the truth of the above being made out to the satisfaction of the Court: It is ordered, that the said Defendant, Andrew S. Ritchie, do appear to, and answer the Plaintiff's bill, on or before the first day of January next. And 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, 30th July 1834.

By Benjamin L. Peters, Esquire, one of the Justices of His Majesty's Inferior 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. LUGRIN, Atty. for Petitioning Creditor.

First published in Gazette 11th June 1834.

By John Frazer, Esquire, one of His Majesty's Justices of the Inferior Court of Common Pleas, in and for the County of Northumberland in the Province of New Brunswick.—

NOTICE is hereby given that upon the application of James Gillan, of the Parish of Northesk, in the County of Northumberland, Farmer, to me duly made according to the form of the Acts of the General Assembly in such case made and provided, I have directed all the Estate as well real as personal, within the Province, of Judah Bartlett, late of the Parish of Northesk, (which said Judah Bartlett is indebted to the said James Gillan in the sum of thirty-three pounds nineteen shillings and seven pence half penny, 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, and that unless the said Judah Bartlett do return and discharge his said debt or debts within six months from the publication hereof, all the Estate, as well real as personal, of the said Judah Bartlett, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Judah Bartlett.

Dated at Nelson, in the County of Northumberland, this third day of July, in the year of our Lord one thousand eight hundred and thirty-four.

JOHN FRASER, J. C. P.

James H. Peters, Atty. for Pet. Creditor.

First published in Gazette 16th July, 1834.

6m. p20.

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. LUGRIN, } for all the
JAMES WILLIAM BOYD. } Creditors.

ONE Ton of OAT MEAL for sale by

JED. SLASON.

Fredericton, June 13, 1834.

SHERIFF'S SALES.

COUNTY OF YORK.

On the 24th day of January 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, claim and demand of Henry Hart, of, in, and to the property of the late Robert Lawson, deceased, being lot number eleven, situate on the Keswick Ridge, Parish of Douglas, bounded on the upper side by Nathaniel Perley, on the lower side by Samuel B. Smith.—The same having been taken under and by virtue of Executions issued out of the Supreme Court.

E. W. MILLER, Sheriff.

Fredericton, 22d July, 1834.

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 Stair Agnew, 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.

Fredericton 21st March 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. Jouett, against the said Henry Smith.

E. W. MILLER, Sheriff.

Fredericton, 23rd April, 1834.

COUNTY OF WESTMORELAND.

To be sold by Public Auction on Friday the twenty-sixth day of September next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon.

ALL the right, title, claim and demand, of Thomas M'Bride, of, in, and to a certain Lot or tract of land, situate in the parish of Hopewell, known as lot No. 4. in the Grant to the said Thomas M'Bride and others; the said lot being granted to the said Thomas M'Bride, and containing two hundred acres more or less: The same having been seized and taken by virtue of an execution issued out of the Supreme Court.

W. P. SAYRE, Sheriff.

Dorchester, 13th March 1834.

To be sold by public auction, on Friday the eleventh day of July next, at the House of Mr. George Rogers in Hopewell, between the hours of twelve and five o'clock in the afternoon.

THE real estate of Allen Starratt, situate in the Parish of Hopewell, aforesaid; the same having been taken under an execution issued out of the Supreme Court.

W. P. Sayre, Sheriff.

Dorchester, 2d January 1834.

THE above sale is postponed until Monday the fifteenth day of September next.

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. Cornwell, 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 Trites, situate in the Parish of Moncton; taken to satisfy an Execution against them at the suit of Leveret H. DeVeber for £58 10.

W. P. SAYRE, Sheriff.

Dorchester, May 1st 1834.

QUEEN'S COUNTY.

To be sold at Public Auction, on the second Saturday in February next, in front of the Queen's County Court House at 12 o'clock at noon.

ALL the Right and Title of the Honorable Harry Peters, of, in, and to the following real Estate to wit: all those several lots of land situate in the Town Plat of Gagetown, and known as Lots No. 1, 2, 3, 4, 5, 6, 7, and 8, in block letter A containing one acre each, together with all buildings thereon, being the residence of the said Harry Peters, with a piece of land situate between the front street of the Town Plat aforesaid, and Grimross Creek, containing about 4 acres; also, all that lot of land, situate in the rear of said Town Plat, known as block No. 15, containing 8 acres: also a tract of land in the rear thereof containing one hundred acres, known as a part of the Madras School Land, and pays a rent to the Trustees of said School: also all that Farm and premises situate on Grimross Neck, known as the Mount Farm, and is bounded Westerly by Grimross Creek, and Northerly by land owned by William Tyng Peters Esq. containing—acres, and all other real estate in which the said Harry Peters is interested in Queen's County.—The same having been levied on by virtue of four several executions viz: E. D. W. Ratchford, James Chaplain, James Chaplain Jun. Mary Miles, and William Flaherty, against the said Harry Peters.

Dated at Gagetown the 31st day of July 1834.

N. H. DEVEBER,

Sheriff of Queen's County.

To be sold on the 20th day of January next, at 12 o'clock at noon, in front of the Court House at Gagetown, in Queen's County.

ALL the right, title and interest of the Honorable Harry Peters, of, in, and to the following Real Estate, situate in Gagetown aforesaid, to wit: All that Messuage and Premises whereon he now resides, an eight acre block, and a lot containing one hundred acres, in rear thereof: All that Farm and Premises situate on Grimross Neck, known as the Mount Farm, and all other real estate, in which the said Harry Peters is interested in Queen's County; the same being levied on by virtue of an Execution issued out of the Supreme Court, at the suit of John M. Wilnot and James Peters, jun. Administrators of Allan C. Wilnot, deceased.

N. H. De VEBER,

Sheriff of Queen's County.

Gagetown, 12th July, 1834.

On Saturday the twenty-seventh day of December next, will be sold at Public Auction at Dogherty's Inn in Gagetown, between the hours of 12 and 5 o'clock in the afternoon.

ALL the right, title and interest of Henry Loder, in and to all that tract or lot of land situate on the Gaspereaux River in Queen's County, granted by the Crown to the said Henry Loder, together with the one undivided half of a double Saw Mill, with all buildings erected on the said lands; seized and taken in and by virtue of an Execution issued out of the Supreme Court at the suit of John Kinnear and Harrison G. Kinnear, for the sum of one hundred and eleven pounds nine shillings and seven pence.

N. H. De VEBER,

Sheriff of Queen's County.

Dated at Gagetown, the 2d day of June, 1834.

On Saturday the thirteenth day of December next, will be sold at Public Auction at O'Dogherty's Inn, in Gagetown, between the hours of twelve and five in the afternoon.

ALL the right, title and interest of John Stafford, in and to all that Tract or Lot of Land, situate on the Nerepis Road, in Queen's County, and known and distinguished in the grant thereof, as Lot Number 26, containing 200 acres more or less, taken in and by virtue of an Execution issued out of the Supreme Court at the suit of Thomas Mac Cade.

N. H. DEVEBER, Sheriff,

Queen's County

Dated at Gagetown, May, 21st 1834.

To Emigrants.

THE Subscriber hereby notifies Irishmen in America, who are desirous to send for their Families and friends, that they can always secure their Passages from almost all the principal Sea Ports in Ireland, on the most reasonable terms, without detention or disappointment. In all cases where the money is paid in advance, a liberal discount will be made, and should the persons sent for not come, the money will be returned, and if otherwise engaged, good security will be required for the payment of their passage money on arrival.

Apply to
GEORGE WOODS.
Fredericton, 24th Jan. 1834.