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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 2.

FREDERICTON, NEW BRUNSWICK, AUGUST 19, 1835.

NUMBER 6.



By Authority.

SEVERAL Persons having applied for Five Year Berths upon ground licenced to others for one year, the following is published for the information of all concerned.

MEMORANDUM.

Applications for Licences to cut Timber will be extended to Five Year Berths, if made before the 1st October next, and if not then applied for, Petitions for Five Years occupation will be received and complied with, subject only to the Timber then under license, as no increase or extension of licence will be permitted to those persons who do not avail themselves of the privilege of securing the ground for Five Years, agreeably to the existing regulations.

THOMAS BAILLIE,

Commissioner and Surveyor General, Department for Crown Lands and Forests, Fredericton, 27th July, 1835.

Crown Land Office, Fredericton, 4th August, 1835.

PUBLIC NOTICE is hereby given, that all Sales of vacant Crown Land and Timber within this Province, will for the future be by Public Auction, and that a Sale will take place at this Office on the first Monday in every month.

Poor Settlers who have improved and are residing upon vacant Crown Land, must submit their respective cases, by Petition to His Excellency the Lieutenant Governor, prior to the 1st of November next, when such as appear entitled to favorable consideration will be allowed to purchase by private sale to a moderate extent.

THOMAS BAILLIE,

Commissioner and Surveyor General of Crown Lands and Forests.

UNDER the Authority of His Excellency, the Lieutenant Governor, the Public Sale of Crown Lands, at the Crown Land Office, on Monday the 7th of September next, will comprise:—

650 Acres in Davidson's survey at Dead Brook, in the Parish of Dumfries, York County;

1,000 Acres in Allan's survey of the Baillie Ridge, Southampton Parish, York County;

5,000 Acres in Blair's, Richmond, Williamstown and Presque Isle surveys, Carleton County;

1200 Acres in Scully's survey between the Penniac and Magerville Settlements, Sanberry County;

The vacant Lots in M'Donald's survey, Newcastle Creek, south of Hard Wood Ridge, containing about 4,000 Acres, Queen's County;

The vacant Lots in M'Donald's survey, between the Nerepis and Long Reach, containing about 6,000 Acres, and a few lots on the old Shepody Road, King's and Queen's Counties.

Upset price from 4s. upwards by instalments—the usual reduction for prompt payment.

THOMAS BAILLIE.

BYE ROAD COMMISSIONERS.

David Crocker to expend the following sums granted in 1833, instead of James Ward formerly appointed Commissioner for that purpose:

20l. to assist in opening a Road to the new Settlement in rear of Flett's Cove in the Parish of Nelson.

40l. for the Road from Flett's Cove to the farm of Robert Leslie, Esquire, in the Parish of Nelson.

SECRETARY'S OFFICE,

11th August, 1835.

The following List, containing the numbers of the Warrants now in the Treasury, with the names of the Persons to whom they are payable, is published for the information of all concerned.

SERIES 1835.

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| 220, Joshua D. Gidney, Adjutant. | 221, Elias Snider, Sergeant Major. | 222, Benjamin L. Peters, Bye Roads. | 223, Edward Marter, ditto. | 224, James Moran, Bye Road. | 225, John Gillis, ditto. | 226, James Cole, ditto. | 227, Dugald Stewart, ditto. | 228, Charles Anderson, Bye Roads. | 229, Leonard Hoar, ditto. | 230, John Edgett, ditto. | 231, James Wallace, Jun. ditto. | 232, Frederick Steves, ditto. |
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| No. 233, Samuel Holstead, Bye Roads. | 234, William Chapman, ditto. | 235, Charles Tibido, ditto. | 236, J. Hanington, ditto. | 237, Simon Legere, ditto. | 238, John Trenholm, ditto. | 239, Nathan Lawrence, ditto. | 240, Doctor R. Thomson, ditto. | 241, Solomon Stone, Bye Road. | 242, Peter Clinch, ditto. | 243, Willford Fisher, Bye Roads. | 244, James Campbell, ditto. | 245, John M'Neil, Bye Road. | 246, Geo. Mackay, Bye Roads. | 247, Benjamin Babb, ditto. | 248, Robert Watson, ditto. | 249, James M'Donald, Bye Road. | 250, Peters Yeamans, Bye Roads. | 251, Samuel White, ditto. | 252, Thomas Cox, Bye Road. | 253, William Foshay, Bye Roads. | 254, Robert Golding, ditto. | 255, Thomas Murray, Bye Road. | 256, L. B. Rainsford, Bye Roads. | 257, William Slip, Bye Road. | 258, Hon. Harry Peters, ditto. | 259, Benjamin L. Peters, ditto. | 260, William Smith, ditto. | 261, John Bailey, ditto. | 262, Stephen Peabody, ditto. | 263, L. Mersereau, ditto. | 264, L. B. Rainsford, ditto. | 265, David Crocker, ditto. | 266, ditto, ditto. | 267, Geo. Peabody, Jun. ditto. | 268, Charles Tozer, ditto. | 269, David Crocker, ditto. | 270, William Carman, ditto. | 271, Geo. Taylor and ditto. | 272, George Kerr, ditto. | 273, Alexander Davidson, ditto. | 274, Lewis Robicheau, ditto. | 275, Fraser Johnston, ditto. | 276, Alexander Mitchell, ditto. | 277, John Frizell, Courier &c. | 278, Parish Schools, Gagetown. | 279, " " " " " " | 280, " " " " " " | 281, " " " " " " | 282, " " " " " " | 283, " " " " " " | 284, " " " " " " | 285, " " " " " " | 286, " " " " " " | 287, " " " " " " | 288, " " " " " " | 289, " " " " " " | 290, " " " " " " | 291, T. R. Wetmore, Esq. Bear Bount. | 292, President, &c. Fire Insurance Company Interest to 1st March, 1835. |
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NEW BRUNSWICK IN CHANCERY.

Saturday the sixth day of June in the year of our Lord one thousand eight hundred and thirty-five.

Between Charles Connell, Jun. Complainant, and William Kirk, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Fisher being of Plaintiff's Counsel, that the Plaintiff had filed his Bill in this Honorable Court against the Defendant on the eighteenth day of October last, as by the Certificate of the Register appears, and had taken out process of Subpoena against the said Defendant, returnable on the same day, but that the said Defendant now resides and for a long space of time hath resided at Bangor in the State of Maine, one of the United States of America, and without the jurisdiction of this Honorable Court, so that the said Defendant could not be served with such process, all which by affidavit appears, 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 that the said Defendant William Kirk do appear to and answer the Plaintiff's Bill on or before the twenty second day of October next, and that this order be published in the Royal Gazette for the space of three months.

D. LUDLOW ROBINSON, Register.

[First published in Gazette, 10th June.]

NEW BRUNSWICK IN CHANCERY.

Monday the twenty seventh day of July in the year of our Lord one thousand eight hundred and thirty-five.

Between William Hughson, Complainant, and Asa Jones, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Kinnear of Counsel for the Complainant, that the Complainant had filed his Bill in this Honorable Court against the Defendant on the tenth day of July last, as by the certificate of the Register appears, and had taken out process of Subpoena returnable on the seventh day of February last; but that the said Defendant could not be found to be served with such process, although enquiry for the said Defendant had been made at his usual place of abode, and that there is full ground to believe that the said

Defendant is gone out of the Province to avoid being served with the process of this Court—all which by affidavit appears; 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, that the Defendant do appear to and answer the Plaintiff's Bill on or before the fifth day of November next.

By the Court.

D. LUDLOW ROBINSON, Register.

[First published in Gazette, 29th July.]

SHERIFF'S SALES.

COUNTY OF YORK.

On Tuesday the 27th day of October next, will be sold by Public Auction at the Market House in Fredericton, between the hours of twelve and five o'clock in the afternoon,

ALL the right, title, interest, claim and demand of Stephen Hovey, of, in, and to a lot or tract of land situate on the west side of the south west branch of the Miramichi River, next above the grant to George Price. The same having been seized and taken under and by virtue of Executions issued out of the Supreme Court. At the same time and place will be sold as aforesaid,

ALL the right and title of Donald M'Kenzie, of, in and to those certain lots of land situate in the Parish of St. Mary's in the Block granted to the disbanded of the late 42d Regiment, known as lots No. 97, 98 and 99, bounded on the north by land belonging to A. M'Kenzie, on the south by lands belonging to the heirs of James Forbes deceased. The said property having been seized and taken under and by virtue of Executions issued out of the Supreme Court.

Also will be sold by Public Auction between the hours and at the place aforesaid, ALL the right, title, claim and demand of Peter V. Flaglor, of, in, and to a certain tract of land, situate on the Miramichi Portage in the Parish of St. Mary's, and County of York, at present in the occupation of Mr. W. Craig, bounded on the lower side by property belonging to Mr. George Ellis. The same having been seized and taken under and by virtue of two Executions issued out of the Supreme Court—one at the suit of John Sinclair—the other at the suit of Ralph M. Jarvis against the said Peter V. Flaglor. E. W. MILLER, Sheriff. Fredericton, 21st April, 1835.

On Wednesday the 28th day of October next, between the hours of twelve at noon and five o'clock in the afternoon, will be sold by Public Auction at the Market House in Fredericton.

ALL the right, title, interest, property, claim and demand of Henry Smith, Esq. 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 executions issued out of the Supreme Court, against the said Henry Smith. E. W. MILLER, Sheriff. Fredericton, 21st April, 1835.

COUNTY OF CARLETON.

To be sold on Monday the Twelfth day of October next, at Harvey's Inn, between the hours of twelve and five o'clock in the afternoon:

ALL the right, title, interest and claim of Nathaniel Stickney, to that certain tract or parcel of Land situate, lying and being in the Parish of Wakefield, County of Carleton, on the west side of the River Saint John, it being the rear half of Lot number sixty five granted to Thomas Walsh in a grant to William Turner, Esquire, and others, containing one hundred acres more or less. The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of James and George E. Ketchum, for the sum of one hundred and thirty-four pounds nineteen shillings and eleven pence, against the said Nathaniel Stickney.

J. F. W. WINSLOW,

Sheriff of Carleton.

Woodstock, March 27th, 1835.

To be sold on Friday the 20th day of November next, between twelve and five o'clock in the afternoon at Harvey's Inn:

ALL the right, title, and interest of John A. Reilly, to that certain piece or parcel of Land, and premises, situate, lying and being in the Parish of Kent, on the west side of the River St. John, bounded on the upper side by Land belonging to the Crown; and on the lower side by Lands owned by John Watson being in the Military Grant No. 133, containing one hundred acres more or less: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of Messrs. Robert Rankin, & Co. against the said John Reilly.

J. F. W. WINSLOW,

Sheriff of Carleton.

Woodstock, May 7th, 1835.

To be sold by Public Auction on Thursday the twelfth day of November next, at Harvey's Inn, between the hours of twelve and five in the afternoon:—

ALL the right, title, interest, claim and demand of William Peters, William Wilmot and Samuel Peters to that certain tract or parcel of Land situate, lying and being in the Parish of Kent, County of Carleton, known as Lot No. 35, on the west side of the River Saint John—bounded on the north by land owned by Patrick Murphy and south by Edward Donley's land—containing one hundred acres, more or less: The same having been taken by virtue of several Executions issued out of the Supreme Court against the said William Peters, William Wilmot and Samuel Peters.

J. F. W. WINSLOW, Sheriff of Carleton.

Woodstock, April 7, 1835.

On Monday, the fourteenth day of September next, will be sold by Public Auction, at Harvey's Hotel, in Woodstock, between the hours of twelve and five in the afternoon:

ALL the right, title, interest, claim, and demand of Joseph Dunn, of, in and to a certain tract of Land, situate in the Parish of Wakefield, on the West side of the River St. John—being the most Southerly half of Lot, No. 12, in the fifth tier or range of Lots in the said Parish, formerly granted to Zebadiah Ring, and joining upon the North side of Lot, No. 11, and granted to John Payson, it being one mile and a half and half quarter in length, and sixty three and a half Rods in width, or one half of the whole Lot, No. 12, containing 150 acres, more or less: The same having been taken under and by virtue of two several Executions issued out of the Supreme Court against the said Joseph Dunn.

J. F. W. WINSLOW, Sheriff.

Woodstock, March 7, 1835.

COUNTY OF WESTMORLAND.

On the Twenty first day of November next, will be sold at Public Auction, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon:

ALL the right, title, interest, claim and demand of A. James Boyd, lately deceased, of, in and to that lot or tract of Land with the improvements thereon, and lately in his occupation, together with a Saw Mill, on or near the same, situate in the Parish of Dorchester, the same have been seized by virtue of an Execution issued out of the Supreme Court, at the suit of Francis Emerson.

W. P. SAYRE, Sheriff.

Dorchester, 14th May, 1835.

COUNTY OF GLOUCESTER.

On Tuesday the 12th day of January next, will be sold by Public Auction at the Court House in Bathurst, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title, interest and claim of Francis Vianneau, of, in and to a certain Lot of Land, situate, lying and being in the Parish of Saumarez, on the west side of the Portage River, which empties into the Tracadie, about eight miles from the Gully; bounded by the Tracadie River on one side and the Portage River on the other—containing two hundred Acres, more or less, now in the occupation of Ferman Bonvey alias Antwin. Also—A Lot of Marsh Land on the north east side of the said Gully, commencing at the point: The same having been taken by an Execution issued out of the Supreme Court, at the suit of Jeremiah Coughlan.

W. CARMAN, Sheriff.

Bathurst, 8th June, 1835.

QUEEN'S COUNTY.

On Saturday, the twenty ninth day of August next, will be sold by Public Auction, at O'Dougherty's Inn, in Gagetown, at twelve o'clock at noon:

ALL the right, title and interest, of Thomas Morrison in and to all that tract or lot of Land, situate in the Parish of Gagetown in Queen's County, fronting on the road leading from Dingee's Mill to Morrison's, and known as Lot, No. 5, granted to the said Thomas Morrison in a joint Grant from the Crown to Stephen Johnston and others: Seized and taken in and by virtue of an Execution issued out of the Supreme Court at the suit of Richard Sands.

Dated at Gagetown, the 23d day of January, 1835.

N. H. DEVEBER,

Sheriff of Queen's.

COUNTY OF KENT.

To be sold by Public Auction, at the Court House in Richibucto, on the fourth Tuesday in December next, between the hours of twelve and five of the clock of the same day:

ALL the right, title, interest, claim and demand of Samuel L. Dixon to a tract of Land, situate on the south side of the Cocagne River, bounded on the north by land in the possession of Humphrey Gilbert, and on the west by lands granted to George Gibson, and on the east by lands granted to William Lenan, containing two hundred acres, more or less: The same having been taken by virtue of a writ of Testatum Fieri Facias, issued out of the Supreme Court at the suit of Thomas Barlow, Ezekiel Barlow, and Henry Blaksley.

THOMAS LANSDOWN, Sheriff.

Sheriff's Office, Richibucto, 16th June, 1835.

COUNTY OF SUNBURY.

To be sold by Public Auction on the second Tuesday in January next, at the Court House in Bariton:

ALL the right and title of John Reilly, of, in and to two Lots of Land in the Grant to Charles Smith and others, situate in the Parish of Blissville on the north east side of the Saint Andrews Road, about six miles from the Block House, and known and described in said Grant as Lots No. 20 and 21, containing — acres, more or less—together with all Buildings and Improvements thereon: Taken in execution at the suit of Robert Rankin and others.

—ALSO—

at the same time and place will be sold: ALL the right, title and interest of John Mills in and to that Farm on which he resides in the Parish of Lincoln, and bounded as follows:—southerly, by the River Oromocto; westwardly, north westwardly and easterly, by Land owned by Stephen Peabody, Esq. containing — acres, more or less—together with all and singular the Buildings and Improvements thereon: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of the Executors of Thomas L. Langan, deceased, against the said John Mills and Israel Mills. Sale to commence at 1 o'clock, p. m.

J. HAZEN, Sheriff.

Burton, July 4th, 1835.

KING'S COUNTY.

On the second Tuesday in November next will be sold at Public Auction at the Court House in Kingston:—

ALL the real estate of Enos Flewelling in my Bailiwick, consisting of a Farm or lot of Land situate in the Parish of Kingston aforesaid, bounded on the south by lands owned by the Hon. William Black, and on the south by land owned by Elias D. Flewelling, and fronting on the Kennebecacis river, containing eighty acres, be the same more or less; with all the buildings and appurtenances to the same belonging, and all the right, title, claim and demand of the said Enos Flewelling in and to the same: Taken by virtue of an Execution issued out of the Supreme Court against the said Enos Flewelling at the suit of James Keator and Edward L. Thorn.

W. BATES, Sheriff of King's County.

Sheriff's Office, Kingston, 28th April, 1835.

On Tuesday the 22d day of December next, will be sold at Public Auction, at the Tavern of John Napier, in the Parish of Hampton:—

ALL the Real Estate of the said John Napier, consisting of the Lot or Farm where he now resides at Gondaloe Point, containing sixty Acres, more or less, together with all the Buildings & Appurtenances to the same belonging: To be sold by virtue of a Writ of Venditioni Exponas issued out of the Supreme Court against the said John Napier, at the suit of James A. Smith and Daniel Smith.—Sale to commence at Eleven o'clock, A. M.

Also at the same time and place, will be offered and sold at Public Auction:—

ALL the Real Estate of William Maynes, in King's County, situate in the Parish of Hampton aforesaid, containing two hundred Acres, more or less, with all the Buildings and Improvements: The same having been taken by virtue of a Writ called Venditioni Exponas issued out of the Supreme Court against the said William Maynes, at the suit of Andrew Gornesley.—Sale to commence at Eleven o'clock A. M.

WALTER BATES, Sheriff.

Sheriff's Office, Kingston, 9th June 1835.

CAUTION.

ALL Persons are hereby cautioned against purchasing a NOTE or HAND, drawn by James M'Laughlin in favor of Richardson Webb for £15 0 0, dated the 4th June, 1835. The Subscriber not having received any value for said Note, will not hold himself responsible for its payment.

JAMES M'LAUGHLIN.

Parish of Wakefield, County of 3w. Carleton, July 17, 1835.

NOTICE.

The Subscriber grateful for past favors, begs to announce to his Friends and the Public at large, that he has commenced the Dry Goods and GROCERY Business at his Store in Queen Street, next below T. R. Robertson. Liquors of the best quality.

JOHN CAMERON.

Fredericton, June 2, 1835.

NOTICE.

ALL Persons in the Province of New Brunswick having any unsettled demands against the Honorable S. P. Hurd, formerly Surveyor General of the Province, are requested to send in an account thereof (duly attested) without delay to the Subscriber, as the Attorney and Agent of Mr. Hurd, in order that they may receive their due proportion of any Funds that may be placed in the Subscriber's hands or the liquidation thereof.

GEORGE F. STREET.

Fredericton, 25th August, 1834, if.