

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, MARCH 18, 1835.

NUMBER 38.



By Authority.

His Excellency the Lieutenant Governor having received His Majesty's Commands to resume the Collection of the Quit Rents in this Province, PUBLIC NOTICE is hereby given that these Orders are immediately to be carried into full effect; and all Persons owing Quit Rent are hereby required respectively, to pay the amount due since Midsummer, 1831, (the period to which His Majesty was pleased to remit them,) to the Receiver General at Fredericton, or to such Deputies as shall be appointed in the several Counties, on or before Midsummer next, or in default of so doing Legal Proceedings will be then instituted against them.

All Persons, however, who may be desirous of redeeming their Rents, will be permitted so to do, at Sixteen Years purchase, if the redemption money be paid on or before Midsummer, 1837—or at Eighteen Years purchase, if paid by Midsummer, 1839.

Persons not taking advantage of these periods will be required, after Midsummer, 1839, to pay Twenty Years purchase for the redemption.

Secretary's Office, 28d February, 1835.

NEW SYSTEM OF LICENSING TIMBER.

SYSTEM to be adopted in future in granting Licenses to cut Timber on Crown Lands, to continue in force for Five Years.

1. The applicant to file a Petition agreeably to the form A.

2. The sum of One Pound for every square mile comprised within the bounds described in the Petition, to be paid when the Petition is filed, towards meeting the expense of the Survey—the same to be returned, with the exception of Five Shillings, if the Petition be not complied with; and the external lines of the Berth to be extended with all dispatch if the Petition be complied with—the Petitioner furnishing assistance, for which 5s. per diem will be allowed for each man, the remaining expenses of the Survey to be defrayed by the Crown.

3. In addition to the sum paid on filing the application, the rates of duty to be 2s. 6d. per ton, on Red Pine; 2s. per ton, on White Pine; 4s. per Thousand superficial Feet, on Mill Lumber; and 10 per cent. on the estimated value of all other descriptions of Lumber.

4. The applicant will be required to pay duty on a certain quantity of Timber or Lumber annually; such quantity to be named by the Commissioner of Crown Lands, according to the extent of the Berth, but in no case less than 60,000 feet of Lumber, or 200 tons of Timber; one fourth part of said duty to be paid on the 24th day of September, one fourth part on the 24th day of December, and the residue on the 24th day of June following, and on the last mentioned day he must produce a satisfactory account of the quantity of Timber and Lumber manufactured upon and removed from the said Berth up to that period, and pay up all arrears of duty thereon.

5. The applicant will be allowed to resign his Berth on any 1st day of May, by giving three months previous notice and producing certificates that the Timber is exhausted on the said Berth; or in case of the death of the Petitioner, or under any other special circumstances as may be approved of by the Lieutenant Governor.

6. Persons wishing to obtain smaller quantities of Timber or Lumber may take out Licenses under the present Regulations, but subject to the advanced rates of duty.

7. Bonds, with one or two sufficient Sureties, to be taken for the payment of the duty, and for the due performance of the conditions of the Licence.

To His Excellency Major General Sir Archibald Campbell, Bart. G.C.B. Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c.

The Petition of _____ of the Parish of _____

Humbly Sheweth—

That he is a British Subject, and prays that a Licence may be granted him to cut Timber on the undermentioned Tract of Crown Land; such Licence to continue in force for the term of Five Years, from the

1st day of May, 1835—and during the said term your Petitioner pledges himself to pay the duty on not less a quantity of Timber than _____ annually, unless the Timber becomes exhausted, when he will resign the Licence.

The situation he wishes to obtain is situated as follows: (If surveyed, the Lot or Lots to be described; if not surveyed, the courses and distances around the Tract he wishes to have, to be described.)

He pledges himself to keep a correct register of the Timber and Lumber obtained under the Licence now prayed for, and to exhibit the same to the proper Officer when required, and at the Crown Land Office annually, on the 24th day of June; and he will comply with all regulations to be observed by Persons cutting Timber or Lumber on Berths licensed to them in the manner now prayed for. The mark he intends using to distinguish the Timber and Lumber is _____ And he as in duty bound will ever pray.

By His Excellency Major General Sir Archibald Campbell, Bart. G.C.B. Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

Upon application made to me by _____ of the Parish of _____ in the County of _____ in the Province of New Brunswick, and recommended by the Commissioner of Crown Lands and Forests, I do hereby grant Licence to him the said _____ to cut Timber on a Tract of Crown Land, situate in the Parish of _____ in the County of _____ and bounded as follows, to wit

with full power and authority to cut Timber and Lumber, within the said bounds, during the continuance of this Licence, subject to the Regulations hereunto annexed and under the terms and conditions in those Regulations contained.

This Licence to continue in force (unless resigned by the said _____) for the term of Five Years, from the 1st day of May, 1835, and no longer; and after which time no Timber or Lumber is to be cut or hauled out, under pretence thereof.

Given under my hand and seal at Fredericton, the _____ day of _____ in the year of our Lord 1835.

Com. & Sur. Gen. of C. L. & F.

By order of His Excellency.

REGULATIONS.

The within named _____ is required to pay duty at the Crown Land Office on tons of White Pine Timber annually, at the rate of Two Shillings per ton, and in the following instalments, viz. the sum of _____ on the 24th day of September, the further sum of _____ on the 24th day of December in the same year, and the residue, being _____ on the 24th day of June in the following year, at which time and place he is required to exhibit an attested account, showing the total quantity of Timber and Lumber removed from the within described Berth during the preceding Twelve Months, and if he shall have removed a greater quantity than _____ tons of White Pine Timber, he will then and there pay duty on such excess at the rate of 2s. 6d. per ton, for Red Pine Timber; 2s. per ton, for White Pine; 4s. per thousand feet, for Mill Lumber; and 10 per cent. on the current value of all other descriptions of Lumber in the market.

2. He is required to mark on each stick its number and contents, and to keep a register of the same in the camp; which register must be produced when required by any Seizing Officer, duly qualified; and he must also mark each stick as follows: _____ such mark to be distinctly placed within triangles on three sides of the stick, near both ends, and all private marks must be placed near the centre of the stick.

3. He will be allowed to resign this Licence at the expiration of any one year, by giving three months previous notice and producing a certificate that the Timber is exhausted.

4. He must, in all cases give Bonds, with one or two Sureties, to the King, for the payment of the duty and the faithful performance of all the conditions of the Licence.

5. He will be required to state on the 1st day of May, the quantity he intends cutting in that year, and pay duty accordingly; but he will be allowed to correct the quantity applied for within the year, and pay up the balance of tonnage, but in no case is the Timber to be cut before applying and paying Instalments for the same.

N. B.—As much good would result from a uniformity of Surveying the Berths, Petitioners should, as much as possible, describe the Tracts they wish to occupy, by lines running north and south—east and west.

KNOW ALL MEN by these Presents, that We _____ are held and firmly bound unto our Sovereign Lord King William the Fourth, by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, &c. in the penal sum of _____ of Lawful Money of the Province of New Brunswick, to be paid to the said Lord the King, his Heirs and Successors; for which payment well and truly to be made and done, We bind ourselves jointly and severally, our and each of our Heirs, Executors and Administrators firmly, by these Presents, sealed with our Seals, dated this _____ day of _____ in the year of our Lord one thousand eight hundred and thirty _____

Whereas the above bounden _____ has obtained permission to cut Timber, for the period of Five Years, on a certain Tract of Crown Land, situate in the Parish of _____ in the County of _____ and Province of New Brunswick, and particularly described in the Licence to him given, numbered _____ and bearing even date herewith, issued in his favor from out of the Office of the Commissioner of Crown Lands for the said Province, a copy of which is hereunto annexed, to which Licence is also added certain Rules and Regulations, specifying the terms on which the same is granted, and also the sum of Money to be paid by the said _____ for such Timber and Lumber as shall be cut on the said Tract of Land during the period of time for which the said Licence is granted, at the terms and in the manner in the said Licence and Regulations specified, and also directing certain acts to be done by the said _____ as by reference to the said Licence and the Rules and Regulations added thereto or the said copy thereof hereunto annexed, will more fully appear.

Now the condition of the above obligation is such, that if the above bounden _____ do and shall well and truly pay into the Office of the Commissioner of Crown Lands of the Province of New Brunswick, the several and respective sum and sums of money, in and by the said Licence and the Rules and Regulations added thereto, made due and payable at the several and respective times and in the manner therein expressed, and also shall well and faithfully do and perform all and every thing and things which, according to the true intent and meaning of the said Licence and Rules and Regulations, are required to be done and performed by him, the said _____, and in all things conform to and fulfil the terms and requisitions in the said Licence and Rules and Regulations, expressed on the part of the said _____, to be observed;—Then the above obligation to be void and of none effect, otherwise to be and remain in full force and effect.

Signed, Sealed, and Delivered, _____ in the presence of _____ Petitioners will be received, under the above System, on the 6th April next; but no answers will be returned until the 1st day of May following.

SALE OF VALUABLE CROWN LANDS.

Under the authority of His Excellency the Lieutenant Governor.

THE undermentioned superior and highly eligible Surveyed Tracts of Crown Lands, in Lots of 100 acres upwards, to suit purchasers, will be offered for sale at Public Auction at the Crown Land Office, at Fredericton, at 12 o'clock on Friday, the 24th day of April next, viz.:

10,000 Acres in the Clarence Hill Ridge, Charlotte County, at an upset price of 4s. per acre.

6,000 Acres in the Flume and Oromocto Ridges, York County—upset price 5s. per acre.

20,000 Acres in the Little Presq' Isle and Restook Settlements, Carleton County—upset price 6s. per acre.

10,000 Acres in the Studholm Settlement, Kings County—upset price 4s. per acre.

6,000 Acres on the Portage Road from the Nashwaak to Boice's, on the Miramichi—upset price 4s. 6d. per acre.

Fifteen per cent. will be deducted in case of prompt payment, or in case of a purchase by a Military or Naval Officer entitled to a remission of Purchase Money; and all Officers, claiming a remission of Money in the purchase of Land, are invited to attend, as no selection of unsurveyed Lands will for the future be allowed.

Plans of the Land may be seen by reference to this Office.

THOMAS BAILLIE, Commissioner and Surveyor General Crown Lands.

3 PUNCHEONS Jamaica SPIRITS, and half a Pipe COGNAC BRANDY, on Consignment—and for sale for Cash or short approved Credit. Apply to M. MACKINTOSH. Fredericton, Feb'y 18, 1835.

SHERIFF'S SALES.

COUNTY OF YORK.

On the third Wednesday in March 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 John Rieley, of, in, and to the House and Premises where he now resides, situate in Queen's Street, in the Town of Fredericton. Also—all his right and title to a certain Farm or Tract of Land situate in the Parish of Saint Mary's, fronting on the Nashwaak Creek, adjoining property belonging to Mr. Connors McLaughlan, a little above Messrs. Blake's Mills: The above Property having been seized and taken under and by virtue of several Executions issued out of the Supreme Court of this Province. E. W. MILLER, Sheriff. Fredericton, 10th Sept. 1834.

COUNTY OF CARLETON.

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 Zebedee 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 GLOUCESTER.

On the first Tuesday in April 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 Veineaw, 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 River, about eight miles from the Gully; bounded by the Tracadie on one side, and by the Portage River on the other, containing two hundred acres, more or less—and now in the occupation of Ferman Benway, 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, 15th September, 1834.

COUNTY OF WESTMORLAND.

To be sold by Public Auction, on Tuesday the eleventh day of August 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 interest of William D. Jones, of, in and to the Real Estate of his Father, William Jones, deceased, situate in the Parish of Westmorland, or elsewhere in this County: Seized and taken by virtue of two several Executions issued out of the Supreme Court, against the said William D. Jones. W. P. SAYRE, Sheriff. Dorchester, 28th January, 1835.

To be sold by Public Auction, on Thursday the twenty-first day of May next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester: ALL the right, title, and interest of Anthony Fields and George O. Fields to two certain lots of Land, situate in the Parish of Botsford, in the County of Westmorland, known in the Grant to them as Lots, Nos. 1 and 2, and containing 500 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 Nov. 1834.

To be sold by Public Auction on Tuesday, the twelfth day of May next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon: ALL the right, title, interest, property, and claim of Thomas Taylor, in and to certain tracts, lots, or parcels of Land, situate in the Parish of Shediac, viz. —the undivided half or moiety of a lot of Land originally granted to Abraham Taylor, containing 200 acres, more or less, with one half of the Saw Mill, and appurtenances thereon.—Also: a lot of Land granted to said Thomas Taylor, adjoining and lying to the eastward of said lot—and also, a certain other lot adjoining thereto, originally granted to Pacific Arseneau; and all other lands and premises of the said Thomas Taylor, situate in Shediac aforesaid: The same having been taken by virtue of an Execution

against the said Thomas Taylor at the suit of William Hanington. W. P. SAYRE, Sheriff. Dorchester, 6th November, 1834.

To be Sold by Public Auction on Tuesday the twenty-fifth day of August next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon: THE Real Estate of Jonathan Levi Robinson, situate in the Parish of Hopewell: Taken to satisfy an Execution at the suit of James Derry, for £24 12 s.

W. P. SAYRE, Sheriff. Dorchester, 12th February, 1835.

To be sold by Public Auction on Tuesday the thirty-first day of March next, at the Court House in Dorchester, between the hours of twelve and five o'clock in the afternoon, A Lf: the right, title, claim and demand of John Smyth, of, in and to that Farm and tract of Land whereon he lately resided, situate in the Parish of Hopewell, containing _____ acres, with 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 William Flaherty and James Stewart, against the said John Smyth.

W. P. SAYRE, Sheriff. Dorchester, 25th September, 1834.

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 in the afternoon: 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.

On the second Monday in June next, will be sold at Public Auction, at O'Doherty's Inn in Gagetown, between the hours of twelve and three in the afternoon, ALL the right, title and interest of William Wiley, and Peleg Demmons, in and to the following lots or tracts of Land, viz: Lot number Six, situate on the East side of the Salmon River, bounded northerly by the Tapley Farm (so called), and southerly by land owned by Macalister; Lot number one, situate on Indian point, at the head of the Grand Lake, bounded by Lot number two granted by the Crown to David Syphoe; and on the other side by Salmon Bay; containing eighty acres more or less, together with all buildings and improvements thereon, seized and taken in and by virtue of two several Executions issued out of the Supreme Court, at the suit of David Hatfield, and Peter Hatfield, and Henry Earle, against the said William Wiley, and Peleg Demmons.

Dated at Gagetown, the 20th Nov. 1834. N. H. DEVEBER, Sheriff of Queen's County

KING'S COUNTY.

On the third Tuesday in July next, will be sold at Public Auction at the Tavern of Mr. John Graves in the Parish of Sussex, ALL the real estate of John Martin in King's County, situate in the Parish of Sussex aforesaid, and bounded on the north by the Great Road leading through said Parish; on the east by lands formerly owned by Titus Stone; on the south by the granted lands, and on the west by lands belonging to William Freezes, containing 150 acres more or less. The same having been taken by virtue of an Execution issued out of the Supreme Court against the said John Martin at the suit of Ralph M. Jarvis. Sale to commence at 2 o'clock, p. m.

Also, on the fourth Tuesday in July next will be sold at the Court House in Kingston, ALL the real estate of Ninon Chaloner, Esquire, late of Kingston, deceased. The same having been taken by virtue of an Execution against the said Ninon Chaloner, at the suit of Mayes Case. Sale to commence at 2 o'clock, p. m.

WALTER BATES, Sheriff. Sheriff's Office, Kingston, Jan. 2d, 1835.

NOTICE.

ALL Persons in the Province of New Brunswick having any unsettled demands against the Honorable S. P. Hard, 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, 26th August, 1834.