

Ann. C. & Chapman

NEW



SERIES.

THE ROYAL GAZETTE.

PRINTED AND PUBLISHED BY JOHN SIMPSON, Printer to the Queen's Most Excellent Majesty, AT HIS OFFICE NEAR THE PROVINCE BUILDING.

VOLUME 4.

FREDERICTON, NEW BRUNSWICK, OCTOBER 18, 1837.

NUMBER 17.



By Authority.

By His Excellency Major General Sir JOHN HARVEY, K. C. H. and C. B. Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

HARVEY, Lt. Governor.

A PROCLAMATION.

WHEREAS in consequence of the Demise of his late most sacred Majesty King William the Fourth, the General Assembly of this Province, which now stands prorogued to the Third Tuesday in September next, is dissolved, I do therefore publish this Proclamation declaring the said dissolution, whereof all persons whom it may concern will take due notice.

And I do hereby declare that I have this day ordered Writs for calling a new General Assembly to be issued in due form, to bear Teste on Thursday the twenty fourth day of August instant, and be returnable on Monday the sixteenth day of October next.

Given under my Hand and Seal at Fredericton, the eighteenth day of August in the Year of our Lord one thousand eight hundred and thirty seven, and in the first Year of Her Majesty's Reign.

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

HEAD QUARTERS, FREDERICTON,
29th September, 1837.

MILITIA GENERAL ORDERS.

His Excellency the Lieutenant Governor and Commander in Chief, has been pleased to order that the General Inspection of the second Battalion Carleton Militia, for the present year, shall take place, in two Divisions, and on the following days (instead of the arrangement previously ordered), viz:

The 1st Division at the White Marsh, on Friday the 27th October.

The 2d Division near William Hall's, Esquire, in the Parish of Perth, on Saturday 28th October.

PROMOTIONS, &c.

Sergeant Major Robert Woodward, of the 1st Battalion Carleton Militia, to be Adjutant of the 2d Battalion Carleton, with the rank of Captain.

3d Battalion Carleton.

Captain Anthony Bellefleur, to be Major, dated 29th September, 1837.

TO BE CAPTAINS.

Lieutenant Leon Bellefleur, vice F. Thibedeau, who retires with his rank, 29th September, 1837.

Lieutenant Joseph Hebert, vice Simon Hebert, who retires with his rank, 30th September.

Lieutenant Simon Hebert, Jun. 1st October.

C. L. Beckwith, Gent. vice P. Lezitte, who retires with his rank, 2d October.

TO BE LIEUTENANTS.

Ensign Raphael Martin, dated 29th Sept.

Vital Thibedeau, Gent. vice Bellefleur, promoted, 30th September.

Francis Durpos, Gent. vice J. Hebert, promoted, 1st October.

TO BE ENSIGNS.

Francis Thibedeau, Gent. 29th September.

Abraham Dufon, do. 30th do.

Joseph Michaud, do. 1st October.

Peter C. Amiraux, Gent. to be Paymaster, 29th September.

Lieutenant J. B. Martin, to retire with his rank.

Cavalry Troop, attached to 1st Battalion Carleton Militia.

Abraham N. Garden, to be Captain, 29th September.

George Augustus Bedell, Lieutenant, 29th September.

Thomas E. Perley, Lieutenant, 30th September.

Richard R. Ketchum, Cornet, 29th September.

By Command.

GOE. SHORE, A. G. M.

Crown Land Office,

Sept. 27, 1837.

The undermentioned tracts of Crown Land will be offered at Public Auction, at this Office, on Monday the 6th of November, at 11 o'clock in the forenoon.

Lot 15, first tier, Dipper Harbour, Coun-

ty of Charlotte, 100 acres. Upset price, 3s. per acre.

Lot No. 3, 100 acres, Shediac River, County of Westmorland, adjoining north-east of a grant to Abraham Taylor. Upset price, 8s. per acre.

Terms.—10 per cent. to be paid at the time of sale, and the remainder within fourteen days.

THOMAS BAILLIE,
Commissioner of Crown Lands.

By the Honorable William Botsford, one of Her Majesty's Justices of the Supreme Court of Judicature of the Province of New Brunswick.

To all whom it may concern, Greeting.
NOTICE is hereby given, that upon the application of James Ludden, of Newcastle in the County of Northumberland, Merchant, 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 John Keays, late of Northesk in the said County, Lumberer, (which said John Keays is departed from and without the limits of this Province, or is concealed within the same, with intent and design to defraud the said James Ludden, and the other creditors of the said John Keays, if any there be, of their just dues, also 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 John Keays 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 John Keays, within this Province, will be sold for the payment and satisfaction of the creditors of the said John Keays.

Dated at Newcastle, the twenty third day of September, 1837.

W. BOTSFORD.

[First published in Gazette, Oct. 11, 1837.]

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 sevenpence halfpenny, and has departed this Province since the said debt was contracted, and has not returned or resided therein for the last six months,) 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 second day of August in the year of our Lord one thousand eight hundred and thirty seven.

JOHN FRAZER, J. C. P.

JAMES H. PETERS, Attorney for Petitioning Creditors.

[First published in Gazette, August 16, 1837.]

NOTICE is hereby given, that the subscribers have been duly appointed Trustees for all the Creditors of Robert Hamilton, late of Burton, in the County of Sanbury, an absconding Debtor, and do hereby require all persons indebted to the said Robert Hamilton, on or before the twentieth day of October next, to pay all such sums of money, or other debt, duty or thing, which they owe to the said Robert Hamilton, and to deliver all other effects of the said Robert Hamilton, which he, she or they may have in their hands, power or custody, to us the said Trustees; and we the said Trustees do hereby desire all the Creditors of the said Robert Hamilton, on or before the said twentieth day of October next, to deliver to the said Trustees or any of them, their respective accounts and demands, duly attested, against the said Robert Hamilton.

Dated the twenty third day of June, 1837.

CHAS. F. STREET,
WM. SCULLIAR,
EDWARD A. CLOWES.

NOTICE is hereby given, that we, the Subscribers, have been duly appointed Trustees for all the Creditors of Charles Carrick, late of Restigouche, 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 such case made and provided; and do hereby require all persons indebted to the said Charles Carrick, on or before the first day of October next ensuing the date hereof, to pay us or some or one of us, all

such sums of money, debt or thing, which they owe to the said Charles Carrick, and deliver the said effects of the said Charles Carrick, which they or any or either of them may have in his, her or their hands, power or custody, to us or some or one of us as aforesaid, and we do also desire all the creditors of the said Charles Carrick, on or before the first day of December next, to deliver to us or some or one of us as aforesaid, their respective accounts and documents against the said Charles Carrick, in order that right and justice may be done, agreeably to the Acts of the General Assembly in such case made and provided.

Given under our hands at Dalhousie, this fourteenth day of August, 1837.

PETER STEWART,
WM. HAMILTON,
A. BARBERIE.

SHERIFF'S SALES.

COUNTY OF YORK.

To be sold by Public Auction, at the Market House, Fredericton, on the last Saturday in February next, between the hours of twelve and five in the afternoon.

ALL the right, title, interest, claim and demand of Thomas B. Smith, of, in and to that well known Mill Establishment, situate at the mouth of the Pennycook Stream, distant from Fredericton about eight miles—consisting of a new large and convenient double Saw Mill, containing three up and down Saws and one Circular Saw, all in the very best condition, and cuts annually fifteen hundred thousand feet of Lumber and upwards; one two and a half story House, 18x26, all finished complete, with a retail and back Store, and a good stand for Country business; a convenient Barn, 30x40; also two houses, one and a half story high, finished, 14x20; with out buildings, &c. &c. to each; a Blacksmith shop, with three hundred Acres of Land—all situated round the Mills, forty acres of the Farm is under meadow and cultivation, about one half interval, and all of the very best quality; the high land part is well covered with hard wood and Mill Lumber. There is attached to the Mills a reserve of ten thousand acres of Timber Land, on which no Lumber has ever been cut. Also a Farm next adjoining the above described property, containing 150 acres, more or less, with a new House and Barn thereon, a considerable quantity of this Farm is interval, it at present cuts from eight to ten Tons of Hay; the upland is under good fence and tillage. Also a Farm half a mile above the Mills, containing 250 acres, more or less—40 acres of which are interval, and the whole Farm cuts from 25 to 30 Tons good Hay; the upland is well covered with Hard Wood, Spruce and Pine—on which is a very comfortable dwelling House. Also a Lot containing 250 acres, three miles up the stream, part of which is interval; on this Lot is a first rate Mill privilege, and at a very trifling expense twenty feet head of water could be raised, and the whole neighbourhood is covered with Mill Lumber of every description. Also a large quantity of Timber Land, well covered with Hard Wood, Pine and Spruce, convenient to the Mill Stream; the greater part of which is excellent land for cultivation. Also a lot in Fredericton, adjoining the property of the Hon. John S. Saunders, and fronting in Queen Street. Also all his right, title and interest, in a two and a half story House in Fredericton, fronting in Regent Street, at present occupied by Babbitt and Barker: Taken by virtue of different Executions issued out of the Supreme Court against the said T. B. Smith.

E. W. MILLER, Sheriff.

Fredericton, August 15, 1837.

To be sold by Public Auction, at the Market House, Fredericton, on the first Saturday in March next, between the hours of 12 and 5 o'clock in the afternoon.

ALL the real estate of Charles Quin, situate in the Parish of Queensbury, County of York, and described as Lot letter B. beginning at a stake on the east side of the River Saint John, at the southern angle of Lot letter C. granted to Joseph Muzeroll, thence by the magnet north seven degrees west five chains (of four poles each) to a marked hemlock tree, thence north thirty chains to a stake, thence north 35 degrees, west 60 chains to a stake on the south side of a road, thence south 41 chains and 50 links to the said River Saint John.

Also—That other tract of land known and described as Lot letter H. and bounded as follows: beginning at the south west angle of Lot letter I. granted to Joseph Muzeroll, thence north 256 chains, thence south 2 degrees west 60 chains, thence south 226 chains to the boundary line of Lot letter F. being part of Lot 73 granted to Peter Muzeroll, thence east one chain and 64 links to the place of beginning. All that other tract of land known as part of Lot 73, bounded on the upper side on the bank of the river Saint John, by the lower line of Lot letter C. and described in the plan of

Survey made by Deputy Surveyor Foulis in the year 1825, on reference to which the true bounds of this Lot will more plainly appear: The same being taken by virtue of different executions issued out of the Supreme Court against the said Charles Quin.

E. W. MILLER, Sheriff.

Fredericton, August 14th, 1837.

COUNTY OF CARLETON.

To be sold by Public Auction, on Thursday the twenty sixth November next, at Hobart's Tavern in Woodstock, between twelve and five o'clock:

ALL the right, title, claim and demand of John McLaughlin to two tracts of land, situate in the Parish of Wakefield, County of Carleton, in the second tier of Lots of Deputy Andrew Blair's Survey of Big Presqu' Isle settlement, known as the south part of Lot No. 10, and the whole of Lot No. 11, containing three 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 Mr. James Balloch against the said John McLaughlin.

J. F. W. WINSLOW, Sheriff.

Woodstock, 20th April, 1837.

COUNTY OF WESTMORLAND.

To be sold by Public Auction, on Saturday the twenty first day of October next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester:

ALL the land and premises of Allan Starritt, situate in the Parish of Hopewell, taken by virtue of an execution issued out of the Supreme Court.

ALSO—at the same time and place:

All the right, title and interest of Alexander Brown, of, in and to all those lands and premises, situate on the north side of the road leading from the Bend of Shediac, with the Mill, and other Buildings thereon, purchased from Thomas Prince and Michael Lutz, and containing 350 acres more or less; taken by virtue of several executions, issued out of the Supreme Court.

ALSO—at the same time and place:

All the right, title and interest of Robert Bell, to certain tracts, parcels and lots of Land, situate in Moncton, viz: twelve and three quarter acres of land adjoining and lying on each side of the main road, whereon the said Robert Bell now resides, with the buildings thereon. Also—a certain lot of Land known and distinguished as lot No. 3, in the grant to Thomas Coster and others containing 300 acres more or less, with the usual allowance of 10 per cent. for roads and waste; taken by virtue of an execution issued out of the Supreme Court.

W. P. SAYRE, Sheriff of Westmorland.

Dorchester, 13th April, 1837.

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

ALL the right, title, interest, claim and demand of John MacRea, of, in and to a certain tract or parcel of land, with a Saw Mill thereon, situate, lying and being in the Township of Hillsborough, bounded on the East by the River Petitcodiac, containing twenty acres more or less: The same having been levied upon by virtue of several executions issued out of the Supreme Court.

W. P. SAYRE, Sheriff.

Dorchester, September 14, 1837.

To be sold at Public Auction, on the twenty fourth day of August next, between the hours of twelve and five o'clock in the afternoon, at the County Court House:

THE Real Estate of John Rogers, Jun. situate in the Parish of Hopewell, taken to satisfy an Execution at the suit of John Dudgeon.

ALSO—at the same time and place: The Real Estate of John Pearson, situate in the Parish of Hopewell, taken to satisfy an Execution at the suit of Isaac Turner.

Dorchester, 1st day of February, 1837.

W. P. SAYRE, Sheriff Co. Westmorland.

The Sale of the above property is postponed until Saturday the twenty first of October next, between the hours aforesaid.

W. P. SAYRE, Sheriff Co. Westmorland.

Dorchester, 13th April, 1837.

To be sold at Public Auction, on the ninth day of February next, between the hours of twelve and five o'clock in the afternoon, at the Court House, in Dorchester:

ALL the right, title, claim and demand of 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

having been take and seized by virtue of an Execution issued out of the Supreme Court at the suit of Francis Emerson.

W. P. SAYRE, Sheriff.

Dorchester, 3d August, 1837.

COUNTY OF KENT.

To be sold by Public Auction, at the Court House, Richibucto, County of Kent, on the first Tuesday in January next, between the hours of twelve and five o'clock in the afternoon of the same day:

ALL the right, title, interest, property, claim and demand of Elijah Ayres to certain tracts of land situate, lying and being in Buctouch, in the County and Province aforesaid, as follows: lot number one, containing two hundred and twenty acres, more or less, situate, lying and being on the Mahalawadick River, being one hundred rods in width, and commencing at a spruce on the shore, and running North forty five, West ninety six chains, originally granted to the said Elijah Ayres; and one of the third tracts in the Parish of Wellington, commonly called the meadow lot, containing fifty four acres, more or less, originally granted to Daniel Ward; also twenty acres adjoining to Thomas Ostle, Esq., on one side, commencing at the other one rod and a half to the south west of the house commonly called William Ward's house, and running a parallel line back so far as to contain twenty acres, being part of Phineas Ward's lot: The same having been seized and taken by virtue of an execution of testatum fieri facias at the suit of Thomas E. Smith against the said Elijah Ayres.

ALSO—at the same time and place:

All the right, title, interest, property, claim and demand of, in and to a piece or parcel of land situate in the Parish of Wellington, on the south side of the Mahalawadick River, in the County of Kent, bounded on the West by lands granted to Francis Robicheaux, and on the East by lands occupied by Andrew Weldon, containing one hundred acres more or less: Taken by virtue of an execution at the suit of William Crane, Charles F. Allison and Joseph F. Allison against Sidney P. Chapman.

LEBACON DRURY, High Sheriff.

Richibucto, 14th June, 1837.

COUNTY OF GLOUCESTER.

On the last Tuesday in November next, at the Court House in Bathurst, between the hours of 12 and 5 o'clock in the afternoon, will be sold by Public Auction:

ALL the right, title, interest, claim and demand of John Burk, of, in and to certain Tract of Land, on which he resides situate in the Parish of Bathurst, bounded as follows: beginning at a marked white birch tree, at the south east angle of lot No. 1 on the western side of Middle River, granted to Peter Doucet, thence along the southerly line of said lot one hundred and forty eight chains, thence south twelve degrees and forty five minutes west fifteen chains, thence south seventy seven degrees and fifteen minutes east one hundred and forty eight chains, and thence north twelve degrees and forty five minutes east, crossing the north west branch of the said Middle River, fifteen chains to the place of beginning, containing 200 acres, more or less: The same having been taken under an execution issued out of the Supreme Court at the suit of John Fraser.

W. CARMAN, Sheriff.

Bathurst, 29th March, 1837.

To be sold by Public Auction, at the Court House in Bathurst, on Saturday the 30th day of December next, between the hours of twelve and five o'clock, p. m.

ALL the right, title, interest, property, claim and demand of William Jardine, of, in and to, two several pieces or parcels of land situate on the south side of the Restigouche River, and fronting on the same—bounded westerly by lands in possession of John Adams, Jun. and in the rear by lands in the possession of Allan Andrew, and the said John Adams, Jun. being parcels of Lot number thirteen, originally granted to John McGrigor, together with the buildings and improvements thereon: The same having been taken in execution by virtue of a Writ of test. fieri facias, issued out of the Supreme Court, at the suit of John Anderson and William Garrow, Assignees of William Carman, Esq. against the said William Jardine and Peter Sutherland.

HENRY W. BALDWIN, Sheriff.

Bathurst, 15th June, 1837.

LOST.

ABOUT two months since, a BEAD BRACELET, worked on Black Velvet, with a Gilt clasp. Whoever may have found the same, and will leave it at the Royal Gazette office, shall be rewarded for their trouble.

August 30, 1837.