

NEW



SERIES.

THE ROYAL GAZETTE.

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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.

J. 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.

Rules and regulations to be observed by persons desirous of purchasing Crown Lands or Timber.

All applications to be made by petition, addressed to His Excellency the Lieutenant Governor, in the annexed forms.

Land Petition, form A.
Timber do. do. B.
Land Petition (not for settlement) C;
and which are to be filed in the Crown Land Office.

The Commissioner of Crown Lands will prepare lists of all such Petitions received by him, on or before the 21st of every month, or oftener if necessary, to be laid before the Lieutenant Governor in Council, on the first day in every month, (not being Sunday,) and the answers to the same, are to be published in the first Royal Gazette after the Petitions have been decided on.

Any Petitions presented after the 21st of any month, will not be inserted in the list, for the first following Council, but must lay over till the second Council.

The whole amount of duty on Timber and Lumber, and of purchase money, must be paid within thirty days after the answer shall have been published in the Gazette, with the exception of Squatters, who purchase by instalments; in which cases, the first instalment must be paid within the same period after the answer shall have been published.

All applications which may be complied with, will be forfeited if the payments are not made within the time required.

Land Petition A. for land for immediate settlement

To 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. The Petition of _____ of the Parish of _____ in the County of _____ humbly sheweth,

That he is a British Subject, born in _____ and does not own any land; that he wishes to obtain by purchase a tract of land for immediate settlement, containing _____ acres, and situate as follows:

The said land is at present in a wilderness state, no improvements having been made thereon; [or as the case may be] and he requests that he may be allowed to purchase it at _____ per acre, payable _____ and if so allowed, he is prepared to, and will settle himself upon, and improve the same forthwith, and conform in all respects with the regulations for granting of land.

And as in duty bound will ever pray.
Timber Petition B.

To 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.

The Petition of _____ of the Parish of _____ and County of _____ humbly sheweth,
That he is a British subject, and prays for a licence to cut and carry away from vacant Crown lands situate as follows:

The mark he intends using to distinguish the Timber now applied for is _____ and he pledges himself to conform to the regulations to be observed by Persons obtaining licence for Timber or Lumber.
And as in duty bound will ever pray.

Land Petition C. (not for immediate settlement.)

To 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. The Petition of _____ humbly sheweth,
That he is a British subject, and that he is desirous of purchasing _____ acres of land, situate as follows:

All applications from Squatters must contain a full statement of the improvements they have made, the time they have been located on the land applied for, and the other circumstances upon which they found their claim, and such applications must be verified by the affidavit of the party applying, accompanied by a certificate from some neighbouring Justice of the Peace, or other person of respectability.

IN COUNCIL, SEPT. 16, 1837.

The Petitions of the undermentioned applicants are complied with on the following terms.

Matthew Crimen, 2s. 6d. per acre down, or 3s. by instalments.	
Cornelius Gamble, 3s. by instalments.	
Thos. Arnold, 2s. 6d. immediate payment.	
Lot Rockwell, do. do. do.	
John Lynch, do. do. do.	
Wm. Belmain, do. do. do.	
Patk. McDonald, do. do. do.	
Wm. Hackett, do. do. do.	
Robert Coyle, 2s. 6d. immediate, or 3s. by instalments.	

A. C. Beckwith, do. do. do.

Abraham Stockford, 2s. 6d. immediate payment.

John Ryan, do. immediate payment.

Wm. Anderson, free grant, under a previous promise.

By the Regulations herewith published, the payments due on the above, are required to be made within 30 days from the date of this notice.

Darby Gillan's Petition for lease of Wild Meadows is complied with, at 20s. per annum.

P. Dunphy can have a lease for three years of the Meadow applied for by him in Westmorland.

The Lands applied for by the undermentioned persons are ordered to be sold at Public Auction. (See Advertisement.)

John Bell,
John Campbell, and
Thomas Taylor.

The Petitions of the undermentioned applicants, are referred for a full statement of the improvements they have made, the time they have been located on the land applied for, and the other circumstances upon which they found their claim.—And such applications must be verified by the affidavit of the party applying, accompanied by a certificate from some neighbouring Justice of the Peace, or other person of respectability.

Charles M'Fee,	Joseph Herrington,
John Frizzle,	Andrew Stittuir,
Jermh. Fitzpatrick,	Jeremiah Leaty,
Thos. Powell, Jr.	Hannah Knowles,
Rolea A. Ford,	Richard Parle,
James Chayters,	Samuel Burgess,
Jeremiah Neale,	Clements Thiebaud,
James Rierdan,	Patrick Dunphy,
Thomas Madden,	Patrick Mackey,
James Parle,	Alexander Robertson,
Joseph Smith,	Neil M'Kendrick,
John Swift,	Benjamin Crandall,
Thomas M'Carthy,	Samuel Bleakney.

The Petitions of the undermentioned persons cannot be complied with:

William Jones,	Benjamin Tingley,
John Owens,	Capt. C. Ramsford.
George Gilmour,	

Crown Land Office, 27th Sept. 1837.

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

Lot No. 8, 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 Dugald Stewart, Esq. one of His Majesty's Justices of the Inferior Court of Common Pleas in and for the County of Gloucester.

To all to whom it may concern:

NOTICE is hereby given, that upon the application of Peter Stewart and Donald Stewart, and others, to me duly made, according to the form of the Act of the General Assembly in such case made and provided, I have directed all the Estate, as well real as personal, within this Province, of Angus M'Donald, late of Point Le Ninne, in the Parish of Addington and County of Gloucester, Farmer, (which said Angus M'Donald is departed from and without the limits of this Province, with intent and design to defraud the said Peter Stewart and Donald Stewart, and other the creditors of the said Angus M'Donald, if any there be, of their just dues, or else remains concealed within the same, to avoid being arrested by the ordinary process of Law,) to be seized and attached; and that unless the said Angus M'Donald do return and discharge his said debts, within three months from the publication hereof, all the Estate, as well real as personal, of the said Angus M'Donald within this Province, will be sold for the payment and satisfaction of the creditors of the said Angus M'Donald.

Dated the 13th day of June, 1837.
D. STEWART, J. C. P.
A. BARBERIE, Atty of Petitioning Creditors.
[First published in Gazette, June 28, 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 Sunbury, 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. SCOLLAR,
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 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.

Estate of T. S. Beauchant.

NOTICE is hereby given, that on Monday the 4th of September next, at noon, will be sold at public auction, in the Market-square of the City of Saint John, by Thomas L. Nicholson, all the estate and interest which Theophilus S. Beauchant, late of the said City, Gentleman, an absconding Debtor, had on the 9th day of March, 1836, in or out of "all that certain messuage or dwelling house, lot, piece or parcel of LAND, situate, lying and being at the corner of Sydney and Sheffield streets—comprising a moiety or equal half" part of the two Lots known and distinguished "on the Map or Plan of the said City, on file in the office of the Common Clerk thereof" by the numbers four hundred and seventeen "and four hundred and eighteen"—Also—in or out of a certain tract of land in the Parish of Canning, in Queen's County, containing four hundred and fifty Acres, more or less, including an allowance for waste land: bounded as follows, to wit—beginning at a marked Ash Tree, standing on the northern bank or shore of the Newcastle Creek at the most eastern angle of Lot number One, granted to Henry Peck and James Horsfield: thence running by the magnetic needle, north 42 deg. 40 min.: west 23 chains of four poles each, to a marked Spruce tree, thence north 52 chains, thence east 150 chains, or to the rear line of Lot number Two, north side of Salmon Bay; thence south 61 deg., east, 130 chains along the said rear line and its prolongation; thence south 12 deg., 10 min. east 21 chains, 50 links to a stake, standing on the said Bank or Stream; and thence, following the several courses of the same up stream to the place of beginning—Also—in, or out of a certain tract of Land situate in the Parish of Kingsclear, and County of York, bounded as follows, to wit—beginning at a stake placed on the west side of Dead Water Brook, (which empties into the Ormococt Lake) and at the mouth thereof; thence running by the magnetic needle, north 45 deg. W. 42 chains of four poles each, and 50 links, thence along the north eastern side of a reserved road of four poles in width, thence it strikes another reserved road, and thence along the line of the last mentioned road, N. 15 deg. E. 91 chains; thence south 49 deg. E. 80 chains crossing the said Dead Water Brook; thence south 15 deg. W. 111 chains to the eastern bank or edge of the Lake aforesaid; and thence following the several courses of the said Lake north-westwardly, crossing the said Dead Water Brook at the mouth, to the place of beginning—Also—in, or out of, a small Island in the said Ormococt Lake, called Kelly's Island; the said last described tract and Island containing five hundred Acres more or less—Also—in, or out of, all buildings, erections, and improvements on the said described premises, or any of them standing and being, and the rights, members, privileges, and appurtenances thereunto belonging.

We being vested therewith, under and by virtue of an Act of the General Assembly of this Province, entitled "An Act for relief against absconding Debtors," that the same may be sold for the payment and satisfaction of the Creditors of the said Theophilus S. Beauchant.

ISAAC L. BEDELL,
JAMES ROBERTSON,
JAMES WILLIAM BOYD.
Trustees for all the Creditors.

Saint John, July 22d, 1837.

The sale of the above described Property is postponed until MONDAY the ninth day of October next, at noon, when it will positively take place in the Market Square aforesaid.—At the same time and place will also be sold, all the interest which the said Theophilus S. Beauchant had on the said 9th day of March, 1836, in all, and every mine or mines of Coal on the said described tract of LAND in the said Parish of Canning, and all the right which he then had to work the same, and to take and dispose of the Coals produced therefrom; subject to the conditions in his License from the Crown expressed— which said License was granted for the term of 50 years, from the 18th day of March, 1835.

ISAAC L. BEDELL,
JAMES ROBERTSON,
JAMES WILLIAM BOYD.
Trustees for all the Creditors.

Saint John, Sept. 2, 1837.

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 E. 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, 18x36, all finished complete, with a retail and Lard 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. E. 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 286 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 Poulis in the year 1828, 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.

DR. HARTT

BEGS leave to inform his friends and the Public, that he has removed his residence to the House situated on the corner of King and Westmorland Streets, opposite to the dwelling house of Mr. Peter Fisher.

Fredericton, August 9, 1837.