

NEW



SERIES.

THE ROYAL GAZETTE.

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FREDERICTON, NEW BRUNSWICK, SEPTEMBER 20, 1837.

NUMBER 13.



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.

In reference to the order for a General Mourning, these are to give notice, that it is not desired or expected that the public should appear in mourning after Thursday, the twenty first instant.

September 6, 1837.

The following list, containing the number of 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 1837.

No.	Bye Roads.
423, James Corbett,	do.
429, John Armstrong,	do.
430, John Inch,	do.
431, Richard Hewlett,	do.
432, William Penney,	do.
433, Nathaniel Vail,	do.
434, Wm. Fosbury,	do.
435, Samuel Laugan,	do.
436, Thomas Cox,	do.
437, Peters Yeamaas,	do.
438, Robert Golding,	do.
439, Isaac Clarke,	do.
440, John Humphrey,	do.
441, John Chapman, Esq. Adjutant.	do.
442, Dorchester, Parish Schools.	do.
443, Sackville,	do.
444, Hopewell,	do.
445, Moncton,	do.
446, Westmorland,	do.
447, Botsford,	do.
448, Hillsborough,	do.
449, Coverdale,	do.
450, Shediac,	do.
451, Salisbury,	do.
452, Richibucto,	do.
453, Welford,	do.
454, Wellington,	do.
455, Fredericton,	do.
456, Saint Mary's,	do.
457, Douglas,	do.
458, Kingsclear,	do.
459, Queensbury,	do.
460, Prince William,	do.
461, Southampton,	do.
462, Gagetown,	do.
463, Hampstead,	do.
464, Wickham,	do.
465, Chipman,	do.
466, Canning,	do.
467, James Moran,	Bye Roads.
468, Edward Marter,	do.
469, James Whitney, for carrying the mails.	do.
470, Alex. McLaggan, for removing Rocks.	do.
471, John McKinley, Sergeant Major.	do.
472, Thos. Leland,	do.
473, James Jones, Bye Road.	do.
474, Edward E. Scovil, A. M. Grammar School.	do.
475, James Peters, Jun. Esq. Bear Bounty.	do.
476, T. R. Wetmore, Esq.	do.
477, James Toole,	Bye Roads.
478, Thomas Flewelling,	do.
479, John McKeel,	do.
480, Isaac Haviland,	do.

481. A. K. S. Wetmore, Esq. Bear Bounty.
482. Burton, Parish Schools.
483. Sheffield, do.
484. Maugerville, do.
485. Blissville, do.
486. Woodstock, do.
487. Wakefield, do.
488. Northampton, do.
489. Brighton, do.
490. Andover, do.
491. Wicklow, do.
492. Madawaska, do.
493. Overseers of the Poor, St. Andrews.
494. Commissioners Machias Seal Island Light House.
495. Alex. McBeath, Lieut. of Stages.
496. Wm. End. Esq. Bear Bounty.
497. George Roberts, Grammar School.
498. Thomas W. Wood, do.
499. Henry Sealy, removing Rocks.

HEAD QUARTERS, FREDERICTON,

11th September, 1837.

MILITIA GENERAL ORDERS.

His Excellency the Lieutenant Governor and Commander in Chief, has been pleased to make the following promotions, &c.

Major Alexander Fraser, of the first Battalion Northumberland Militia, to be Lieutenant Colonel, dated 5th September, 1837.

Captain James MacLachlan, to be Major Commandant of the second Battalion Carleton Militia, dated 11th September, 1837.

Captain E. N. Kendall, to be second Major of the third Battalion York (Light Infantry) 11th September, 1837.

Third Battalion, Charlotte.
Captain Joel Ingersoll, to be second Major, 11th September, 1837.

Captain J. Haney, to retire with his rank, 11th September, 1837.

TO BE CAPTAINS.
Lieutenant J. Appleby, vice Haney, dated 11th September.

Lieutenant W. Ferris, dated 12th do.
TO BE LIEUTENANTS.
Ensign E. Wilson, dated 11th September.

TO BE ENSIGNS.
William Chaffey, Gent. 11th September.
George Fountain, " 12th "
William Donham, " 13th "
William Price, " 14th "
Bartholomew Fitzgerald " 15th "
Thomas Batson, " 16th "
John Calder, " 17th "
Augustus Bencroft, " 18th "

First Battalion Carleton.
Ensign Paul M. Bedell, to be Lieutenant, 11th September.

TO BE ENSIGNS.
James Crawford, Gent. 11th September.
Richard Randolph Ketchum, do. 12th "
William D. Smith, do. 13th "
John Venning Busten, " 14th "

First Battalion Queen's County.
Ensign William Carpenter, to be Lieutenant, vice Caleb Merritt, who has left the Province.

Alexander Case, Gent. to be Ensign, vice Carpenter, promoted.

By Command,
GEO. SHORE, A. G. M.

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 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 McDonald, late of Point Le Norme, in the Parish of Addington and County of Gloucester, Farmer, (which said Angus McDonald 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 McDonald, 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 McDonald 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 McDonald within this Province, will be sold for the payment and satisfaction of the creditors of the said Angus McDonald.

Dated the 13th day of June, 1837.

D. STEWART, J. C. P.
A. BARBERIE, Att'y of Petitioning Creditors.

[First published in Gazette June 29, 1837]

By John Fraser, 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 Barton, 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. SCULLAR,
EDWARD A. CLOWES.

NOTICE is hereby given, that 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 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 October 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 or 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 the County of Queensbury, 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 New Canada Creek at the most eastern angle of Lot number One, granted to Henry Pack and James Harfield; thence running by the magnetic needle, north 42 deg. 40 min. west 23 chains of four poles each, thence east 150 chains, or to the race line of Lot number Two, north side of Salmon Bay; thence south 61 deg. east, 130 chains along the said race 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 Oromocto 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, till 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 45 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 Oromocto Lake, called Kelly's Island; the said last described tract and island containing va 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 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 cut annually fifteen hundred thousand feet of Lumber and upwards; one two and a half story House, 18x36, 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, finish d, 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 35 to 40 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 St. 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 Foulis 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.

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 Buctouche, in the County and Province aforesaid, as follows: lot number one, containing two hundred and twenty acres, more or less, situate King and being on the Mahabowdick 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 Osle, 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 Plintheas 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 Mahabowdick River, in the County of Kent, bounded on the West by lands granted to Francis Hutchins, and on the East by lands occupied by Andrew Waldon, containing one hundred acres more or less: Taken by virtue of an execution at the suit of William Crane, Charles F. Allen and Joseph F. Allison against Adam F. Chapman.

LEBARON DUBREY,
High Sheriff.

Richibucto, 14th June, 1837.

INDENTURES for Sale

at this Office. March 20.