

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, DECEMBER 27, 1837.

Number 27.



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 the General Assembly of this Province stands prorogued to Tuesday, the nineteenth day of December instant, and it is highly expedient for divers weighty considerations, arising out of the state of affairs in Lower Canada, that the said General Assembly should meet at an early period: I do therefore hereby summon the said General Assembly to meet at Fredericton on Thursday the twenty eighth day of December instant, for the despatch of business.

Given under my Hand and Seal, at Fredericton, the eighth day of December, 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 COUNCIL, Dec. 12, 1837.

The Petitions of the undermentioned applicants for land for immediate settlement, are complied with on the following terms:

YORK COUNTY.
William Cochrane, 2s. 6d. per acre, down, or 3s. by instalments.
John Cochrane, do. do.
William Quinn, do. do.
George Bruce, do. do.

QUEEN'S COUNTY.
Bryan McQuaid, do. do.
KENT COUNTY.
Christopher Vantone, do. do.

SUNBURY COUNTY.
James McCluskey, do. do.
YORK COUNTY.
John Steward, 2s. 6d. per acre, immediate payment.
William Dickenson, do. do.
William Johnston, do. do.
James Sutherland, do. do.
Francis Elliott, do. do.
William McKay, do. do.

NORTHUMBERLAND COUNTY.
John Ryan, 2s. 6d. per acre, immediate payment.
James Maloney, do. do.
John Mathews, do. do.
William Mathews, do. do.
William Munro, do. do.

CHARLOTTE COUNTY.
John Smith, 2s. 6d. per acre, immediate payment.
QUEEN'S COUNTY.
Thomas Malone, 2s. 6d. per acre, immediate payment.
William Chittick, do. do.
Edward Doherty, do. do.

GLOUCESTER COUNTY.
Patrick Hayden, 2s. 6d. per acre, immediate payment.
Pierre Dugas, do. do.

KENT COUNTY.
Niel McKendrick, 2s. 6d. per acre, immediate payment.

WESTMORELAND COUNTY.
Samuel Kile, 2s. 6d. per acre, immediate payment.
William McFarlin, do. do.
Armour McFarlin, do. do.
Levi Dow, York County, 3s. per acre, by instalments.
Solomon Dow, do. do.
John Hoggins, Westmorland, do. do.
Michael Doherty, do. do.
John Fitzsimmons, do. do.
George Watson, King's, do. do.
Wm. Alex. Crosbie, Sunbury, do. do.

The Petitions of John Otiz and Michael Lynch, on the Miramichi Portage, are complied with, at 2s. 6d. per acre, payable immediately on their making it appear that they own no land.

William Long, King's County, may have 50 acres as prayed for, being half the lot with half the front.

Ebenezer Rider, Queen's County, may have 100 acres at 2s. 6d. immediate payment, with the usual front on the stream, or he may have 400 acres with the usual front, to be sold at auction, at the upset price of 3s. per acre.

By the regulations heretofore published the payments due on the above are required to be made within thirty days from the date of this notice.

The Petitions of John Anderson and John Whalen are referred for further information, as to the facts of settlement or improvement, which must be sworn to and certified by a Magistrate or other person of respectability.

Sarah Law, praying that a grant of a lot of land located to Bernard McLaughlin may issue in the name of Solomon DeWolfe, on reading the certificate of the Commissioner of Crown Lands, the Council can see no mode of affording relief to the petitioner.

The Petitions of William James Peters, Carleton L. Peters, and Charles Henry Peters, are referred for information as to the claims of Richard Hopewell, Senior.

the power to make the Grant proposed.
Andrew C. Beckwith, praying that the first instalment of his purchase money may be received, is complied with.
Nathan W. Foster, William Greaves to be furnished with a copy of N. W. Foster's petition, and that he furnish his answer thereto, on or before the first of January next, to be laid before Council.
Edward Drury, for two tracts in the Parish of Portland, Saint John County; the first tract not complied with, the second tract to be sold at auction, at the upset price of 3s. 6d. per acre.

The following Petitions are not complied with, as the land prayed for has not been surveyed:
George W. Hobbs, Queen's County.
Patrick McDowell, do.
Michael Dougherty, do.
Patrick Dougherty, do.
Patrick McQuaid, do.
William Roe, Northumberland.
Alexander Johnston, do.
Andrew Irving, do.
Malachy Dwyer, do.
John O'Keefe, do.
Leon Babinot, Kent.
Michael Walsh, do.
John Barnett, do.
Michael Sweeney, York.
Robert Stanford, do.
Murdoch M'Lane, Charlotte.
Jeremiah Stewart, do.
David Adams, Sunbury.
James Kingslow, do.

The following are referred for further information:
John Chaisell, York.
Patrick Chaisell, do.
Michael Dalton, Northumberland.
James Donald, do.
Samuel Mathews, do.
James Mathews, do.
James E. Gallagher, Queen's.
John Nelson, do.
William Anderson, Sunbury.
Thomas Weeks, do.
Henry Grass, do.
Edward Grass, do.
Uriah Christy, Charlotte.

The lands applied for by the undermentioned applicants are to be sold at public Auction.—(See Advertisement.)
Benjamin Crandall, Westmorland.
Carlton Peters, Queen's.
Archibald Dolan, do.
John Conolly, do.

William McLaughlin, Queen's County, a 7 year lease of the lot to be sold.
William Carrothers, King's County.
Hugh Jamieson, York.
Patrick Williams, do.
Marcus Palmer, Carleton.
Eli Dugas, Gloucester.
John J. Donald, Northumberland.

James Allanshaw, Charlotte, a 7 year lease of wild meadows on the Digbyquash, George Ball, Portland, St. John.

The following petitions for Timber or Lumber, are complied with, subject to the regulations heretofore published.
NORTHUMBERLAND COUNTY.
William Adams, Barnabys River.
John McKinley, Semivogan do.
Isaac Leighton, South West Miramichi.

KENT COUNTY.
John P. Ford, Richibucto River.
James McArthur, do. do.

KING'S COUNTY.
Alexander Kinnear, Salmon River.

CARLETON COUNTY.
Walter Hay, Eel River.
James Taylor, Wapskegan.
C. P. Ingraham, Little Salmon River.
Samuel Nevers, Begagumick.
Charles Connell, Jun. Little Presquille.
Thos. E. Peckey, Sukkashan.
Charles Connell, Begagumick.
Charles Connell, Jun. Nackewiak.

YORK COUNTY.
Lewis Huestis, Sugomoc.
William Barker, Pennic.
SUNBURY COUNTY.
Hezekiah Estabrooks, Manguerville.
George Cox, Pennic.

QUEEN'S COUNTY.
George Parker, Washademoac.
Carlton Peters, Shannon Settlement.
Hiram Briggs, Washademoac.
Enoch Lunt, Salmon River.
Estabrooks M'Neil, do. do.
Alfred Huddington, Grand Lake.

CHARLOTTE COUNTY.
John McAllister, Scoddie Lakes.
John Campbell, do. do.

WESTMORELAND COUNTY.
Richard Wilson, Coverdale River.

The following petitions for timber or lumber are complied with, agreeably to the usual regulations, but the parties ask for too large an extent of ground which must therefore be reduced, or the quantity to be cut increased.

GLOUCESTER COUNTY.
Arthur Ritchie, Benjamin River.
Arthur Ritchie, Charloe River.
do. do. Benjamin River.
John Montgomery, Eel River.

NORTHUMBERLAND COUNTY.
Joseph Cunard, Black Brook.
Daniel McLeod, South West Miramichi.
Stephen Hilton, Sabies River.
John Pond, Bartholomew's River.
Peter Esson, Barnabys River.
Alexander M'Laggan, Bartholomew's River.
A. Campbell, South West Miramichi.

KENT COUNTY.
Charles Shamplur, Shediac River.
Andrew Dixon, Kouchibouguais.

WESTMORELAND COUNTY.
Henry Blakesley, North River.
do. do. Pollet River.
do. do. do. do.

KING'S COUNTY.
Isaac Foshay, Studholm's Millstream.

CARLETON COUNTY.
Charles Connell, Begagumick River.
Charles Connell, Jun. do. do.
Samuel Dickenson, do. do.

QUEEN'S COUNTY.
Robert Lackey, Coal Creek.
Joseph Caldwell, Coal Creek.
The petition of Alexander Rankin on Tabusintac River is complied with, not interfering with the rights of prior applicants.

By the regulations heretofore published, the payments due on the above are required to be made within 30 days after the date of this notice.
Crown Land Office, Dec. 19th, 1837.

Crown Land Office, Dec. 19, 1837.
The undermentioned tracts of Crown Land will be offered at Public Auction, at this Office, on Monday the 5th of February, 1838, sale to commence at 11 o'clock in the forenoon:

Lot No. 25, in Deputy Wilmet's survey, on the north River Petitotiac, 100 acres. Upset price, 4s. per acre.
Lot No. 48, on the south side of the Shepody Road, western District, 100 acres. Upset price, 3s. per acre.

Lot No. 17, Macdonald's survey, on Albright's Brook, south of the Grant to William M'Crean, 300 acres. Upset price, 3s. 3d. per acre.

A tract of wild meadow, on the west side of the Nerepis Road, in rear of the second tier, and west of land applied for by Daniel M'Carthy, to be leased to the highest bidder, for the term of seven years, the lessee to bear the expense of the survey; contents 59 acres.

The rear half of Lot No. 12, first tier, west range of the Howard settlement, 100 acres. Upset price, 3s. 6d. per acre.

A lot of Land on the east side of the Nerepis Road, in rear of Lots 52 and 53, 50 acres. Upset price, 3s. per acre.

The east half of Nos. 22, 23 and 24, in the third tier of the Williamstown settlement, 300 acres. Upset price, 3s. 6d. per acre.

Lot No. 21, on the west side of the Oroonoto Lake, 180 acres. Upset price, 3s. per acre.

Lot No. 2, second tier, of Davidson's survey, south of Carraquet harbour, 150 acres. Upset price, 3s. per acre.

The vacant wild meadows on the Digbyquash River, above the Walton Grant, and the vacant wild meadows on the north west branch of the same, from the mouth up to Albert G. Foster's Mill lot, to be leased for seven years. Upset price, £100.

Lot No. 12, on the south side of the south west Miramichi, west of the grant to Henry Green, 100 acres. Upset price, 3s. per acre.

A tract of land, containing about 700 acres, in front of the grant to James Milliken, and west of the Grant to David Beveridge, and fronting on the Bay of Fundy. Upset price, 3s. 6d. per acre; any further survey to be at the expense of the purchaser.

A tract of Land, in the Parish of Portland, County of Saint John, on the south west side of Ball's or Pleasant Lake, and on the south side of Hawk's and Milliken's Mill Stream, 100 acres. Upset price, 3s. 6d. per acre; any further survey to be at the expense of the purchaser.

Conditions of Sale.
Ten per cent. to be paid at the time of sale, and the remainder within fourteen days after.

THOMAS BAILLIE,
Commissioner of Crown Lands.

HEAD QUARTERS, FREDERICTON,
December 19, 1837.
MILITIA GENERAL ORDER.

His Excellency the Lieutenant Governor and Commander in Chief, has been pleased to confer the Militia rank of Ensign on Mr. John Davis, of Miramichi.

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

Crown Land Office,
November 22d, 1837.

A Lease to expire on the 20th day of April, 1852, of two Lots of Land in the neighbourhood of the Great Falls, will be offered at Public Auction, at this office, on Monday, the 8th day of January, 1838.

Upset price, one pound per annum on each lot.

The first tract, containing 95 acres, to comprise the mouth of Little River.

The second tract, containing 84 acres, on the east side of the River Saint John, at the foot of the Falls.

The plan of the above may be seen at this office.

Dated at Newcastle, the twentieth day of September, 1837.

W. BOTSFORD,
STREET & KERR, Attorneys for Petitioning Creditors
[First published in Gazette, Nov. 8, 1837.]

By the Honorable James Carter, Esquire, one of Her Majesty's Justices of the Supreme Court for the Province of New Brunswick:

To all whom it may concern, Greeting:

NOTICE is hereby given, that upon the application of Thomas B. Smith, of Fredericton, in the County of York, 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 Jacob Whitlock, late of Saint Mary's, in the said County, Farmer, (which said Jacob Whitlock hath departed from and without the limits of this Province, or concealed himself within the same, with intent and design to defraud the said Thomas B. Smith, and the other Creditors of the said Thomas B. Smith if any there be, of their just dues, or else 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 Jacob Whitlock 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 Jacob Whitlock within this Province, will be sold for the payment and satisfaction of the Creditors of the said Jacob Whitlock.

Dated at Fredericton, the twenty seventh day of November, 1837.

J. CARTER,
CHARLES FISHER, Attorney for Petitioning Creditors.

[First published in Gazette, Nov. 29, 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.]

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 Ledden, 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 Ledden, 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.]

SHERIFFS SALES.

COUNTY OF YORK.

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.

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 real estate of T. B. Smith, situate at the mouth of the Pennyock Stream, consisting of two houses, one end a half story high, finished 40x20 with out buildings, &c. to each; a convenient Barn, 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. 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 second Saturday in May next, between the hours of 12 and 5 in the afternoon:

ALL the right, title, interest, claim and demand of James Golder, of, in and to the certain tract or parcel of land, situate in the Parish of Douglas; known as Lot No. 1 in the Bird settlement, and containing 50 Acres. The same being levied on by virtue of an Execution issued out of the Supreme Court at the suit of George, Henry and Whitman Estey.

E. W. MILLER, Sheriff.
Fredericton, 1st November, 1837.

FRANKLIN STOVES.

ON Consignment, a few convenient sized Franklin STOVES, with and without Grates, for Coal. Also—a few small Close STOVES and PIPE to match, for sale. Apply soon.

R. CHESTNUT.
Fredericton, December 5, 1837.