

NEW

SERIES.



THE ROYAL GAZETTE.

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NUMBER 14.



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.

HEAD QUARTERS, FREDERICTON, 15th September, 1837.

MILITIA GENERAL ORDERS.

It having been reported to the Lieutenant Governor and Commander in Chief, that three Companies of the 2d Battalion Saint John County Militia, viz. Captain Partelow's, Captain Cunningham's, and Captain McCann's, have not assembled for inspection for some years past, the distance of the Company districts from the Rendezvous at Loch Lomond, being beyond that limited by law, His Excellency has been pleased to direct that those Companies be inspected in a separate Division, on the Sands near Saint John, on Tuesday the 10th of October next.

PROMOTIONS &c.

3rd Battalion York (Light Infantry).

TO BE CAPTAINS.

Lieutenant Isaac W. Joubert, late York Dragoons, dated 18th September, 1837.
Lieutenant Charles Nevers, 19th do.
John Stephens, Gent. 20th do.

TO BE LIEUTENANTS.

Ensign Donald Manson, 18th September.
Beverly A. Robinson, 19th do.

TO BE ENSIGNS.

George M. Robinson, Gent. 15th Sept.
George Burt, do. 19th do.
George Nevers, do. 20th do.
William Dayton, do. 21st do.

The General Inspection of the 3rd Battalion York Light Infantry, will take place on the 7th day of October next, instead of the 25th September, as previously ordered.

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.

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 Neve, 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, Att'y 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 Barton, 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. SCULLAR,

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, to deliver to the said Trustees or any of them, their respective accounts and demands, duly attested, 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 of 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 upstream 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 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 Oromocto 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 B. Smith, of, in and to that well known Mill Establishment, situate at the mouth of the Pennyock 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 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 350 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 Habbit 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 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.

On the fourth Saturday in September 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 Thomas Parsons, of, in and to the House and Blacksmith's Shop and Premises, where he now resides, situate in the upper part of Kings Street, in the Town of Fredericton: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of Lemuel A. Wilmot, Esquire.

E. W. MILLER, Sheriff.

Fredericton, 22d March, 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 A. 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, 12th 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 MacKee, 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, Junr. 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 taken 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 SANBURY.

To be sold by Public Auction, on the second Thursday in January next at the Court House in Burton, between the hours of 12 and 5 o'clock in the afternoon:

ALL the right and title of Thomas Stennix, of, in and to that farm on which he resides, situate in the Parish of Burton, fronting on the Oromocto, and adjoining on the upper and lower sides by lands owned by Mr. John Wood, containing acres, more or less, with all buildings and improvements thereon: The same having been taken by virtue of several Executions issued out of the Supreme Court.

J. HAZEN, Sheriff.

Burton, June 29, 1837.

QUEEN'S COUNTY.

On the fourth Tuesday in January next, will be sold at Public Auction at the house of Samuel Mayes, (Innkeeper), in Gagetown, between the hours of 12 and 5 of the afternoon:

ALL the right, title, and interest of Joseph McIntire, in and to a certain Tract of Land, situate on the north side of Cumberland Bay, in the Grand Lake, containing about fifty acres, or so much of the same as will satisfy an Execution issued out of the Supreme Court at the suit of John Granville, for thirty two pounds thirteen shillings.

Dated at Gagetown, the 4th day of July 1837

N. H. DEVEBER, Sheriff.

WANTED immediately—An experienced Cook, and House Maid, of unexceptionable character, to whom liberal wages will be given. Apply to Jackson's Hotel.

Fredericton, September 6, 1837.