

Hon^{ble} C. J. Chapman

NEW

SERIES.

THE ROYAL GAZETTE.

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Volume 4.

FREDERICTON, NEW BRUNSWICK, MARCH 21, 1833.

Number 39.



By Authority.

PROVINCIAL APPOINTMENTS.

The Honorable Neville Parker, to be Master of the Rolls in the Court of Chancery.
William Wilson, Esquire, Justice Common Pleas, for Westmorland.
Thomas Gilbert, Esquire, Justice of the Peace, Westmorland.
Thomas Robertson, Esquire, Justice of the Peace, Westmorland.
James Wallace, Junr., Esquire, Justice of the Peace, Westmorland.
James Brewster, Esquire, Justice of the Peace, Westmorland.
Hiram Edgett, Esquire, Justice of the Peace, Westmorland.
Nathan W. Foster, and David Murray, Esquires, Justices of the Peace, Westmorland.
Robert Lindsay, Esquire, Justice of the Peace, Charlotte.
John Porter, Esquire, Justice of the Peace, Charlotte.
James Albe, Esquire, Justice of the Peace, Charlotte.
Joseph Moore, Esquire, Justice of the Peace, Charlotte.
Amasa Weldon, Esquire, Justice of the Peace, Charlotte.
John P. Ford, Esquire, Justice of the Peace, Charlotte.
Robert Foster Patten, Esquire, Justice of the Peace, Charlotte.

CIVIL APPOINTMENTS.

Edward B. Chandler, and James Sayre, Junior, to be Commissioners to expend the Grant towards building a Wharf at Dorchester Island.
Elisha Peck, Commissioner to extend the special grant of £200 made in 1837, on the Road from Hammond River to Hopewell; and also for the like sum appropriated at the last Session.
Amasa Weldon, to expend £30 towards the erection of a Bridge over little Buctouche River, near the head of the Tide.
William McLeod, Commissioner for the repairs of the Bridge over Daigle's Creek, for which £50 has been granted.

IN COUNCIL, MARCH 3, 1833.

The undermentioned applicants for land for immediate settlement, are complied with on the following terms.

QUEEN'S COUNTY.
John Nelson, 2s. 6d. per acre, down.
John Sanderson, do. do.
James Quinn, do. do.
William Quinn, do. do.
William Hamilton, do. do.
NORTHUMBERLAND COUNTY.
William Roe, 2s. 6d. per acre, down.
Michael Allen, do. do.
Michael Tibbodeau, do. do.
Thos. M'Namara, (100 acres), do. do.
Edmond T. Clark, do. do.
Ebenzer Curtis, do. do.
Cunningham Kerr, do. do.
WESTMORLAND COUNTY.
Sylvan Babinot, 2s. 6d. per acre, down.
Belonia Babinot, do. do.
Raphael Casey, do. do.
Laurent Bourgeois, do. do.
George Elliott, do. do.
Luke Brewster, do. do.
SANT JOHN COUNTY.
James Ryan, 2s. 6d. per acre, down.
George Greer, do. do.
Robert Richardson, do. do.
Matthew Campbell, do. do.
KING'S COUNTY.
John Sintell, 2s. 6d. per acre, down.
William R. Sintell, do. do.
William Baskin, (for 100 acres), do. do.
GLoucester COUNTY.
John Smith, 2s. 6d. per acre, down.
Pierre Dugay, do. do.
CHARLOTTE COUNTY.
James M'Bride, 2s. 6d. per acre, down.
Martin Pourdy, do. do.
YORK COUNTY.
Timothy Tierney, 2s. 6d. per acre, down.
Michael Sweeney, do. do.
CARLETON COUNTY.
Samuel Woodard, 2s. 6d. per acre, down.
John L. Clarke, do. do.
Dennis Harley, Northumberland, 2s. 6d. down, by instalments.
Jonas Turner, do. do.
Job Lewis, do. do.
Timothy Butler, do. do.
William Sanderson, do. do. (Quarter), 3s. by instalments.
George Jobb, do. do.
Alfred S. Freeze, do. do.
Samuel Matthews, Northumberland, 3s. 6d. down.
James Matthews, do. do.
Elizabeth Wood, Queen's County, the 100 acres applied for is allowed on payment of the sum of £7 10s. John Maddox, Northumberland, complied with at 3s. per acre by instalments, with the usual allowance of front.
Richard Wagner, Saint John County, complied with at 2s. 6d. per acre, down, survey to be made at the applicant's expense.
James Murphy, respecting Goal Rock in L'Etang harbour, Charlotte County, complied with.
Ebenzer Greenlaw, Charlotte County, complied with, at 2s. 6d. down, survey to be made at the applicant's expense.
William M'Brien, Charlotte County, complied with, at 2s. 6d. down, or 3s. by instalments, survey to be made at the applicant's expense.
John Foley, Charlotte County, complied with, at 2s. 6d. by instalments, survey to be made at the applicant's expense.
Charles Davis, Gloucester County, praying that an instalment paid by him on one lot of land may be transferred to another, complied with.
Thomas Begley, praying that his first instalment may be received, complied with.
Edward and Hugh O'Brien, Westmorland County, may have lot No. 29 on the west side of the road, at 3s. by instalments, there being no number 20 on the east side.
By the present regulations, the payments due on the above are required to be made within 60 days after the date of this notice.
The following applicants are not complied with at present, for want of survey.
Thomas Gordon, Saint John County,

David Goodfellow, Northumberland County.
Austin O'Donnell, do.
James Tait, do.
Thomas Redmond, do.
John Rodgers, Charlotte County.
James Rodgers, do.
William Rodgers, do.
William Buchanan, do.
Timothy Keoghoe, do.
John Smith, King's County.
James Smith, do.
Robert R. Smith, do.
The following are not complied with, for want of the necessary affidavit and certificate.
John R. Gray, Kent County.
Patrick Hall, Northumberland County.
Urban Dugay, Gloucester County.
John Chassey, do. survey also required.
Archibald Millar, do. survey also required.
William Millar, do. do.
The following are not complied with.
John Horsman, Westmorland, land not being vacant.
Benjamin Horsman, do. land not being vacant.
Edward Kennedy, Carleton.
William M'Laughlin, King's, further information required.
Daniel Scofield, do. description being imperfect.
Thomas Woods, Queen's.
Nedebiah Bent, Charlotte, the necessary information of a transfer from Jeremiah Wormell, not having been furnished.
John Dunn, Northumberland, land not being vacant.
Jeremiah Murphy, Gloucester, supposed to be included in a grant to the Church.
Michael Sullivan, Northumberland, land not being vacant.
Francis E. West, respecting Naval allowance.
William M'Harron.
The approval of the applicants of John Price, William B. Price, and D'Eves Coke Price, is cancelled.
The following will be offered for sale at Public Auction. (See Advertisement).
George Allan, Westmorland.
Michael Casey, do.
John Lutz, King's.
Henry Snider, do.
William Hughson, do.
Thomas Hanney, Northumberland.
Jacob B. Smith, Sunbury.
John Pollock, Sunbury, 5 years lease of wild meadows.
Barnabas Kirkpatrick, Queen's.
James Kirkpatrick, do.
John Kirkpatrick, do.
William Kirkpatrick, do.
William Buchanan, Charlotte, 5 years lease of wild meadows.
Moses H. Perley, lease of mines and minerals in Saint John's and King's Counties.
Thomas M'Mahon, Northumberland, postponed for further consideration.
James Ryan, do. do.
Thomas Egan, do. do.
John Hickey, do. do.
Donald Ross, Northumberland, postponed for further information, a previous application having been made by William M'Beath in that vicinity.
The following applications for timber or lumber are complied with, agreeably to the regulations heretofore published.
Alex. M'Laggan, Northumberland, Renous River.
James S. Mitchell, do. Dugan River.
Peter Harris, do. do.
Charles Mitchell, do. do.
Isaac Sowerby, do. do.
Nathaniel Pine, do. do.
David Wright, do. do.
Thomas Johnson, do. do.
Robert Ralston, York.
Allan M'Donald, Queen's.
James Dunlap, do.
Jonathan Lunn, do.
John Ferguson, do.
John Hamilton, do.
John Humphrey, Westmorland, Petcodiac River.
Thomas Price, do. do.
William J. Bedell, for leave to relinquish his five years licence on Tison Brook, Tobique.
George Anderson, praying for leave to relinquish his five years licence on the Musquash.
Arthur Ritchie, Gloucester, River Charles, complied with, for a sufficient extent of ground to furnish the quantity.
Arthur Ritchie, Gloucester, Restigouche, do.
William Hayward, Carleton, Beagumik, do.
George A. Nevers, Sunbury, Oronocto, do.
Hugh Ramsay, Gloucester, Eel River, complied with, not to interfere with Peter Stewart's licence in rear.
Hugh Ramsay, Gloucester, Eel River, complied with, for the east half of Block 1, range 1.
John Wilson, York, Lake George, complied with, but not to interfere with Valentine Pickard's licence.
Elias Burgess, Queen's, Butternut Ridge Road, complied with, provided the Petitioner makes it appear to the satisfaction of the Surveyor General, that Melanethon Thorn has relinquished his claim to the land.
Crown Land Office, March 13, 1833.

Crown Land Office, March 13, 1833.

The undermentioned tracts of Crown Land, will be offered at Public Auction, at this Office, on Monday the 7th day of May next; sale to commence at 11 o'clock in the forenoon.
100 acres in the Parish of Botsford, Westmorland County, bounded on the north east by land granted to William Wells, on the south west by land granted to Martin Oulton, and fronting on Bay Verte. Upset price 2s. 6d. per acre.
100 acres in the Parish of Moncton, Westmorland County, between the Shediac and Cocagne Rivers, and being lot No. 7, in a block recently surveyed by Charles D. McHardy. Upset price, 3s. per acre.
100 acres in the Parish of Sussex, King's County, on the north west side of Studholm's Mill stream, in rear of the Glebe lot, and south west of the grant to Isaiah Kierstead. Upset price, 2s. 6d. per acre.
100 acres in the Parish of Sussex, King's County, being lot No. 31, and part of No. 32, in the first tier of Fairweather's Survey, north west of Studholm's Mill stream, and in rear of James Snider's grant. Upset price, 3s. per acre.
200 acres, Springfield Parish, King's County, being lot No. 3, in the Scotch settlement, east of the road from Washdemack to Belleslie, and adjoining the grant to Andrew Somerville. Upset price, 3s. 6d. per acre.
100 acres in the Parish of Glenelg, Westmorland County, south of Napan River, and adjoining south

east of a grant of 200 acres to William Jardine, as surveyed by Deputy Peters. Upset price, 3s. per acre, purchaser to repay the expense of survey.
312 acres in the Parish of Burton, Sunbury County, in rear of lots fronting on the River Saint John, and lying between Shank's Road, and the China Road, so called, as surveyed by Mr. McDonald. Upset price, 2s. 6d. per acre, purchaser to pay the survey.
A lease of 5 years of the vacant wild meadows, on the north branch of the Oronocto River, with those on the Lyon Stream and Yoho. Upset price £2 per annum, also the vacant wild meadows, on the south branch and Shin Creek. Upset price £2 per annum.
150 acres in the Parish of Blissville, Sunbury County, being lot No. 11, in the first tier west of the Back Creek Road, in the Patterson Settlement. Upset price, 2s. 6d. per acre.
150 acres in the Parish of Blissville, Sunbury County, being lot No. 7, in the second tier, western range of the Patterson Settlement. Upset price, 2s. 6d. per acre.
20 acres in the Parish of Blissville, Sunbury County, being lot No. 1, in the second tier, eastern range of the Patterson Settlement.
A lease for 5 years of the vacant wild meadows on the Canoe stream, Charlotte County, from Hitching's meadow grant down to the mouth of the stream. Upset price, £2 10s. per annum.
Also at the same time and place, will be offered a lease for fifty years, of the mines and minerals comprised within the Counties of King's and Saint John's, subject to the following conditions and restrictions. Upset price, five pounds.
Conditions and Restrictions.
That the purchaser shall have five years to explore and select mining grounds, and open any shaft or shafts; that after the expiration of the said five years, the purchaser will be confined to such mines only as he may have opened and worked, and shall then have in operation, and should it happen that during the said term of fifty years, any mines shall not be worked for the space of twelve consecutive months, the said mine so remaining unworked, shall revert to the Crown, and that a percentage equal to one twentieth of the produce of the mine or mines, to be opened and worked under the authority of the said lease, be exacted from and paid by the lessee or lessees, after the expiration of ten years from the date of the sale or lease.

THOMAS BAILLIE, C. C. L.

HEAD QUARTERS, FREDERICTON,

29th February, 1833.

MILITIA GENERAL ORDER.

His Excellency the Lieutenant Governor and Commander in Chief, considering it important to render the Militia Artillery of the Province efficient and available with as little delay as possible, has been pleased to appoint Captain Richard Hayne, on the half-pay of the Royal Staff Corps, and formerly of the Royal Artillery, to be Lieutenant Colonel Commandant of the said Militia Artillery.
His Excellency has been further pleased to direct, that this Arm of the Service be increased to Ten Companies, and formed into a Regiment, entitled "The New Brunswick Regiment of Artillery;" the distribution of which to be as follows, viz.:
At Fredericton, 2 Companies.
" St. John, 2 Companies.
" St. Andrews, 1 Do.
" St. Stephens, 1 Do.
County of Westmorland, 1 Do.
County of Northumberland, 1 Do.
County of Kent, (Richibucto), 1 Do.
County of Carleton, (Woodstock), 1 Do.
Total—10 Companies.
Each Company to consist of 1 Captain, 1 First Lieutenant, 1 Second Lieutenant, 4 Non Commissioned Officers, and 32 Privates.
The Officers belonging to the Companies already formed, are to consider themselves respectively attached to the same until further orders.
The Uniform of the Corps to be Blue with Red Facings, and similar to that now worn by the Royal Artillery. The Button to be struck with Three Guns, surmounted by a Crown, and encircled by the words "New Brunswick Regiment of Artillery."
His Excellency has been pleased to accept the resignation of Captain Thomas Barlow, and to permit him to retire with the rank of Major.
GEO. SHORE, A. G. M.

Regulations for preventing trespasses on Crown Lands.

The Committee of Council appointed to take into consideration the most effectual means for preventing trespassing upon Crown Lands, and for securing the duties upon Timber and Logs cut upon the same, Report.
That they recommend that the Commissioners of Crown Lands should direct his Deputies to inspect Timber Berths, and ascertain the quantity of all Timber and Logs cut upon Crown Lands, in the manner heretofore observed, and adopt such measures as may be deemed advisable for the prevention of trespassing, and the collection of the duties; and that such Deputies shall receive twenty shillings per diem when actually employed, inclusive of all charges, except when it shall appear absolutely necessary to employ assistants, who shall receive at and after the usual rate of wages that may be customary in the respective Counties in which the same shall have been performed; that the said Deputies shall keep a distinct account of each day's service, the nature of the duty performed, the names of the places visited, and number of miles travelled in each day, which accounts shall be duly attested to before a Magistrate.
That the payment of forty five shillings upon each application for a licence to cut Timber

and Lumber, be required to be made by the applicant as heretofore acted upon.
All Timber and Logs found without a mark, or with any other mark than that mentioned in the licence, and any Timber or Logs found in the possession of any person having a licence, marked with his mark, which shall exceed the quantity mentioned in the licence, and it shall appear that no licence has been applied for by the person to cover such excess previous to its having been cut, shall in all such cases be liable to double duty, and in case of the party or parties so trespassing, refusing to pay the same, it shall be the duty of the Deputy to seize the Timber or Logs so found, unless the person claiming such surplus Timber or Logs shall make it appear to the satisfaction of the seizing officer that such surplus was cut upon private property, provided that no double duty be imposed until after the first day of April ensuing.

That the Deputy shall receive one quarter of all double duties collected, and in case the Timber, Logs or Lumber be seized in default of the payment of the duties, the seizing officer shall be entitled to one third of the net proceeds of the sale of the same.

That the Deputies render a detailed account of all double duties collected, and seizures made by them, stating the name of the person or persons trespassing, the quantities, and when cut, whether in excess or without licence (as the case may be); if in excess state the number, date and quantity applied for in such licence.

The Committee recommend that the time for the payment of purchase money, and duties upon Timber and Lumber, should be extended to sixty days instead of thirty days, required by the existing rules and regulations.
(Signed) GEORGE SHORE,
W. CRANE,
HUGH JOHNSTON,
E. BOTSFORD.

February 2, 1833.

Read and approved in Council, 3d February, 1833.

WM. F. ODELL.

The undermentioned tracts of Crown Lands will be offered at Public Auction on Monday the 2d day of April next. Sale to commence at 11 o'clock in the forenoon.
100 acres in Wilmot's survey, between the Petcodiac and North River, being lot A, North of John Crandall, and South of lots 15, 16 and 17—Westmorland County. Upset price, 3s. 6d. per acre.
100 acres in the Parish of Botsford, Westmorland County, in rear of the Grant to Ephraim Allen. Upset price, 3s. 6d. per acre.

200 acres in the Parish of Moncton, Westmorland County, in rear of land granted to E. B. Chandler, and Thos. George; survey to be made at the purchaser's expense. Upset price, 4s. per acre.
200 acres in the Parish of Botsford, Westmorland County, on the road from Bay Verte to the Gulf of St. Lawrence, adjoining South of a lot of land formerly granted to Adam Amons; survey to be made at the purchaser's expense. Upset price, 3s. 6d. per acre.
The marsh on the reserved lot at Aboussogan, in the Parish of Botsford, Westmorland County, to be leased for the term of 5 years. Upset price, 25s. per annum.
600 acres in the Parish of Hopewell, Westmorland County, in rear of the Grant to Hiram Edget, as surveyed by Deputy Stiles. Upset price, 4s. per acre.
Pasture lot No. 31, in the town plat of Dalhousie, Gloucester County. Upset price, £12.
60 acres in the Parish of Westfield, King's County, being the rear half of the lot occupied by Martin Craig, on the North side of the valley road. Upset price, 3s. per acre.
70 acres in the Parish of Sussex, King's County, (North east side of the road to Studholm's Mill Stream,) in the English settlement, in front of the grant to David McKnight. Upset price, 3s. 6d. per acre.
40 acres in the Parish of Kingsclear, York County, being lot No. 4, Jonet's survey, west side of the new road from Fredericton to Saint Andrews. Upset price, 4s. per acre.
500 acres in the Parish of Prince William, York County, on the North east side of the Magundy stream, near lot No. 2, located to Thomas Pickard; survey to be made at the purchaser's expense. Upset price, 3s. 6d. per acre.

40 acres in the Parish of Nelson, County of Northumberland, in rear of a lot surveyed for Alexander Johnston, by Deputy Peters. Upset price, 3s. 6d. per acre.
40 acres in the Parish of Nelson, County of Northumberland, in rear of a lot surveyed for Alexander Johnston by Deputy Peters, adjoining the above. Upset price, 3s. 6d. per acre.
An Island in the Little South West Miramichi, above the Indian land, and in front of the Grant of James Holmes, Sen. containing about 10 acres, Parish of Northesk, County of Northumberland. Upset price, £5 per acre.
60 acres in the Parish of Northesk, County of Northumberland, on Reserve Brook, Renous River, (about 3 miles up the brook,) as surveyed by Deputy Peters. Upset price, 3s. 6d. per acre.

100 acres at Mispic settlement, on the Bay of Fundy, Parish of Portland, County of Saint John, east of James Millican, as surveyed by Deputy Whitney. Upset price, 3s. 6d. per acre.

50 acres in rear of Isaac Springfield, and east of David Vaughan, near Quaw, Parish of Saint Martin, County of Saint John. Upset price, 2s. 6d. per acre.

24 acres, being pasture lots Nos. 11 and 12, in Gagetown plat, Queen's County. Upset price, 25s. per acre.

100 acres in the Parish of Wickham, Queen's County, being the front half of lot No. 12, in the first tier of Fairweather's survey, south of the New Canaan Stream. Upset price, 2s. 6d. per acre.

Conditions of Sale.—Ten per cent. of the purchase money to be paid on the day of sale, and the remainder, within fourteen days after.

Also—at the same time and place, will be offered, a lease for fifty years, of the Mines and Minerals comprised within the Parish of Wakefield, in the County of Carleton, subject to the following conditions and restrictions. Upset price, five pounds.

Conditions and Restrictions.

That the purchaser shall have five years to explore and select his mining grounds, and open any shaft or shafts; that after the expiration of the said five years, the purchaser will be confined to such mines only as he may have opened and worked, and shall then have in operation; and should it happen that during the said term of fifty years, any mines should not be worked, for the space of twelve consecutive months, the said mine so remaining unworked, shall revert to the Crown, and that a percentage, equal to one twentieth of the produce of the mine or mines to be opened and worked, under the authority of the said lease, be exacted from and paid by the lessee or lessees, after the expiration of ten years, from the date of the sale or lease.

THOMAS BAILLIE,
Com. Crown Lands.

Crown Land Office, February 20, 1833.

In the matter of William Robinson, an Absconding Debtor.

NOTICE is hereby given, That we, the Subscribers, have been duly appointed Trustees for all the Creditors of William Robinson, late of the Parish of Bissfield in the County of Northumberland, Tavern Keeper, an absconding Debtor, and have been sworn to the faithful execution of the said trust, pursuant to the directions of the Acts of the General Assembly, in such case made and provided; and we do hereby require all persons indebted to the said William Robinson, to pay to us, or some one of us, or to our further order, before the first day of June next, all such sums or sums of money or other debt, duty or thing, which they owe to or are chargeable with, by the said William Robinson; and we do further require all persons whatever, having the charge, custody or possession, of any goods, chattels or effects, belonging to the said William Robinson, to deliver the same forthwith to us, or to some one of us as aforesaid; and we do further require all the Creditors of the said William Robinson, to deliver to us their respective accounts and demands against the said Debtor, on or before the said first day of June next, in order that right and justice may be done, agreeably to the form of the said Acts of Assembly.

Given under our hands, at Newcastle, the ninth day of February, in the year of our Lord one thousand eight hundred and thirty eight.

RICHARD HUTCHINSON,
ALEXANDER FOSTER,
F. HUNTER.

NOTICE is hereby given, That we, the Subscribers, have been duly appointed Trustees for all the Creditors of ANGUS McDONALD, late of Point Le Minin in the County of Gloucester, an absconding Debtor, and have been duly sworn to the faithful execution of the said trust, pursuant to the directions of the Act of Assembly in such case made and provided; and we do hereby require all persons indebted to the said Angus McDONALD, on or before the first day of June next ensuing the date hereof, to pay to us, or some one of us, all such sums of money, or other debts, duty or thing, which they owe the said Angus McDONALD, and deliver the said effects of the said Angus McDONALD which they or any of them may have in his, her or their hands, power or custody, to us, or some one of us as aforesaid; and we do also desire all the Creditors of the said Angus McDONALD, on or before the said first day of June next, to deliver to us, or some one of us as aforesaid, their respective accounts and demands against the said Angus McDONALD, in order that right and justice may be done, agreeably to the said Act of Assembly.

Given under our hands, at Dalhousie, this twenty ninth day of January 1833.

ARCHIBALD RAMSAY,
WILLIAM HAMILTON,
JAMES WANDS.

NEW BRUNSWICK AND NOVA SCOTIA LAND COMPANY'S OFFICE.

Federicton, 5th February, 1833.

NOTICE is hereby given, that the Court of Directors of the New Brunswick and Nova Scotia Land Company, have by Deed, dated December 6th, 1837, withdrawn and absolutely revoked the powers hitherto held by E. N. KENDALL, Esquire, as Commissioner or Agent of the said Company in this Province.

Notice is also hereby given, that the Court of Directors of the said Company have appointed Captain RICHARD HAYNE, to be the Commissioner or Agent of the New Brunswick and Nova Scotia Land Company, in the Province of New Brunswick, in the place of the said E. N. KENDALL, during the wish and pleasure of the said Company.

(Signed) GEO. FREDERICK STREET,
Solicitor to the New Brunswick and Nova Scotia Land Company in the Province of New Brunswick.