

NEW



SERIES.

THE ROYAL GAZETTE.

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FREDERICTON, NEW BRUNSWICK, JUNE 20, 1838.

Number 52.



By Authority.

IN COUNCIL, JUNE 2, 1838.

The Petitions of the undermentioned Applicants for the purchase of Crown Land, are complied with on the following terms.

COUNTY OF GLOUCESTER.
Clement Arceneau, 2s. 6d. per acre, down.
Marshall Brodie, do. do.
Hilarton Roi, 3s. per acre, provided he owns no land.

COUNTY OF NORTHUMBERLAND.
Thomas M'Donald, 2s. 6d. per acre, down.
Humphrey Desmond, do. do.
Thomas Desmond, do. do.
Thomas Redmond, do. do.
George Whitney, do. do.

COUNTY OF KENT.
John Sullivan, 2s. 6d. per acre, down.
Louis Vantour, do. do.
James Ferguson, 3s. per acre, by instalments.

COUNTY OF WESTMORLAND.
Ichabod Briggs, 2s. 6d. per acre, down.
Thaddeus Legere, do. do.
William O'Neal, 3s. per acre, by instalments.

COUNTY OF CHARLOTTE.
William Patterson, 2s. 6d. per acre, down.
William Blunt, do. do.
John Herrington, 3s. per acre, by instalments.

COUNTY OF KING'S.
John Craig, 2s. 6d. per acre, down.
Christopher Donnelly, do. do.
John Anderson, 3s. per acre, by instalments.

COUNTY OF QUEEN'S.
Daniel O'Neal, 3s. per acre, by instalments.
James Brown, 2s. 6d. per acre, down, or 3s. by instalments.

COUNTY OF SUNBURY.
Moses Timmins, 2s. 6d. per acre, down.

COUNTY OF YORK.
Angus Stewart, 2s. 6d. per acre, down.
John O'Leary, do. do.
Timothy Tierney, 3s. per acre, by instalments.

COUNTY OF CARLETON.
Thomas Gaulty, 2s. 6d. per acre, down.
John Reid, do. do.
John M'Laggan, can have the east half of the lot applied for at 2s. 6d. per acre, down: the west half allocated to P. Smith.

The lands applied for by the undermentioned, will be offered at Public Auction, at this Office, on Monday, the 6th day of August next. (See advertisement, in which each person will recognize the lot applied for by him.)

John Gray, William Arthur.
W. W. Brannen, James Cochran.
George Porter, John Lisherness.
Moses Hovey, G. C. Lisherness.
John M'Dougall, Arthur Branscomb.
Adrian Amos, William M'Leod.

The Petitions of the undermentioned are not complied with, for want of survey.

Jared Betts, Robert Hewitt.
Robert Laing, James Hewitt.
James Leary, Thomas Anderson.
Donald Mathews, James Anderson.
James Somerville, Andrew Anderson.
Charles Matthews, Thomas Mitchell.
Peter Dunahue, Joseph Smith.
John Landers, Hugh Pinkerton.
Joseph Rigley, William Pinkerton.
Charles M'Eachern, David Alexander.
John Rigley, Robert Clark.
Hiram Briggs, John Clark.
Stephen J. Briggs, John Barry.
Alexander Love, William Barry.
Joseph Parsons, Moses Dow.
Allan Parsons, Michael O'Brien.

The Petition of Saint John's Church, Dalhousie, is not complied with, but the lots applied for can be sold at Auction. Upset price, £15 per lot.

The land applied for by J. M'Lauchlan, of Shippegan, is not vacant.

The Petition of Aleshiar Robinson, of Pockmouche, cannot be complied with, the land being already granted to Gregory Munro.

The Petition of Robert Barclay cannot be complied with, the land being already granted to Peter Stewart.

The Petition of Moses Harris, cannot be complied with, the land being already granted to A. Coleman.

James Ryan, of Saint John County, can have 100 acres adjoining to James Seymour, in lieu of his former purchase.

The Petition of James Murphy, a commuted Pensioner, cannot be complied with.

The Petition of James Hall, Carleton, cannot be complied with, as the land is already granted to John D. Jovett.

The Petitions of the following Applicants for Timber and Logs are complied with, unless where otherwise expressed.

COUNTY OF GLOUCESTER.
Arthur Ritchie, 6 on Restigouche River.
do. 3 on Upsalquitch do.
do. 4 on River Charles.
do. 3 on Benjamin River.
do. 1 on Nash's Creek.
Joseph Cunard, 5 on Nigadoo River, with a sufficient extent of ground to furnish the quantities applied for.
do. 1 on Nept. Mill Stream, with do.
do. 1 on Tattigouche River, do do.
do. 3 on Middle River, do do.
do. 12 on Nepisiquit River, do do.
Joseph Read on Bass River, do do.
Joseph Cugard, 3 on Pockmouche River.
do. 1 on Carraquet do.
do. 1 on Little Tracadie.

John Wall, 1 on Eel River.
J. T. Williston, 1 on Tabucintac.
Peter Stewart, 1 on Eel River.
do. do. for excess of licence.
Peter Sutherland, for excess of licence.
J. & H. Montgomery, do. do.
John Montgomery, 1 on Nash's Creek.
do. 2 on River Charles.
do. 1 on Restigouche River.

Clement Arceneau, on payment of double tonnage.
John Montgomery's Petitions on Benjamin and Upsalquitch Rivers not complied with, the ground being previously allotted to Arthur Ritchie.

Pinchas Williston's, on Lord and Foy's Brook, not complied with, the ground being previously allotted to A. Rankin.

Alexander Rankin's respecting 5 year licences, No. 94, is not complied with.

Donald M'Kay's respecting 5 year licences 163, is not complied with.

Francis Ferguson's complied with as respects 5 year licences, Nos. 68, 162, and 171, that part relating to 5 year licences, No. 202 cannot be complied with.

COUNTY OF NORTHUMBERLAND.
A. M'Laggan, 1 on Salmon Brook.
J. Cunard, 1 on S. W. Miramichi River.
do. 1 on Richibucto Road.
do. 1 on Dungarvon River.

James Holmes, 1 on Mullin's Stream.
do. 1 on Little S. W. Miramichi River.
Peter Esson, 1 on Barnabie's River.
Pinchas Williston, south side of Napan River.

J. T. Williston, Barnabie's River.
do. Eel River.
do. Tabucintac River.
Joseph Russell, Barnabie's River.

Roderick M'Leod, Tracadie River.
do. Little Tracadie.
do. Burnt Church River.
do. Tabucintac River.

R. Hutchinson, Big Tracadie River.
do. 3 on Barnabie's River.
Alexander Rankin, 4 on Tracadie River.
do. 6 on Barnabie's River.

do. 1 on Burnt Church River.
do. 1 on Little Tracadie River.
do. 1 on S. W. Miramichi River.
do. 2 on Cain's River.

do. 2 on Dungarvon River.
A. Rankin on north side Dungarvon River, 7 mile tree up, not complied with, previously allotted to Joseph Cunard.

T. W. Underhill, Cain's River, complied with.
B. N. Underhill, S. W. Miramichi River.
John Pond, complied with on payment of double tonnage.

The Berth on N. side of Napan River applied for by M. Samuel and P. Williston, will be offered to competition between those Applicants only, on Monday the 6th day of August next.

The Berth on east side of Bay de Vert's River, applied for by Pinchas Williston and J. T. Williston, will be offered to competition between those Applicants only, at this Office, on the 6th of August next.

COUNTY OF KENT.
J. T. Williston, 1 on Eel River.
Francis Hibbard, 1 on Cocagne River.

Thomas Kay, 1 on Little Buctouche River.
Rufus Cutler, 1 on do.
James D. Weldon, 1 on Richibucto River.

John M'Grigor, Mill Branch of do.
John Jardine, do. do.
Bruno White, Kouchibouguac River.
William Saunders, do. do.

Andrew Stewart, do. do.
COUNTY OF WESTMORLAND.
Wellington Gilmore, Shediac River.

Thomas E. Smith, Seadon River.
The Petition of John Graves is complied with.

COUNTY OF CHARLOTTE.
James Stewart, Magaguadavic River.
James Keose, Kedron Lakes.

Duncan Barber, on payment of double tonnage.
Laughlan Cameron, 2 Petitions, complied with on payment of double tonnage.

S. L. Blake, 2 Petitions, complied with on payment of double tonnage.
W. C. Pendleton, complied with on payment of double tonnage.

Charles Brockway, complied with on payment of double tonnage.
QUEEN'S COUNTY.
William Brown, Coal Creek.

John H. Hunter, Grand Lake.
Charles Estabrooks, Little River.
Enoch Lurt, Salmon River.

Estabrooks M'Neal, 3 on Salmon River.
James Ternan, 1 on do.
COUNTY OF SUNBURY.
William Scoullar, Oromocto River.

E. Seely, do.
J. Gillispie, do.
William Barker, Penniac Stream.

George Morrow, for excess on licence.
C. Connolly, do.
Wm. Barker, do.

COUNTY OF YORK.
Thomas Brown, S. W. Miramichi River.
Wm. J. Bedell, Southampton, with a Berth of 3,000 acres only.

James Taylor, Shugomoc River.
Duncan Barber, do.
W. Merrithew, Nashwaak.

C. M'Pherson, 2 on do.
Wm. M'Kay, Bt. Hill Brook.
Luke Kelly, Garden's Creek.

K. Treacy, N. W. Oromocto River.
H. J. Partelow, Yoho Stream.
V. Pickard, Prince William, with a berth of only 4,000 acres.

John Wilson, Prince William, not to interfere with V. Pickard.
James Taylor, for excess on licence.

V. Pickard, do. do.
C. M'Pherson, do. do.
William Moore, Trout Brook, complied with, on payment of double tonnage.

John F. Taylor, not complied with, previously allotted to H. T. Partelow.

COUNTY OF CARLETON.
Donald M'Leod, Hunter's brook, Restigouche River.
Henry Jones, Narkevicac River.

James Taylor, Salmon River.
do. Lower Little River.
do. Gulquac River.
Chas. Ingraham, Little Salmon River.

John F. Taylor, Tobique River.
Chas. Connell, Jr., Shikitehauk River.
do. Beguichee do.
W. D. Bedell, do.
Robert Kerr, Munquat River.

J. E. Perley, Wapskegagan River.
do. Skikithank River, not complied with being previously allotted to C. Connell, Jr.

By the regulations before published, payments are required to be made within 60 days of the date of this advertisement, on those Petitions which are complied with.

Crown Land Office, June 7, 1838.

The undermentioned tracts of Crown Land, will be offered at Public Auction at this office, on Monday, the 6th of August next. Sale to commence at 11 o'clock in the afternoon.

Terms, 10 per cent. at the time of sale, and the remainder within 14 days after.

100 acres Queen's County, lot No. 3, south side of Cumberland Creek. Upset price, 3s. 6d. per acre.

1,000 acres King's County, lots 11, 12 and 13, in the second tier, north east of Studholm's mill stream, and lot A, in the rear of A. Parlee, Jun. Upset price, 2s. 6d. per acre.

82 acres Charlotte County, lot No. 12, twelfth range of the Clarence Hill, west side Magaguadavic River. Upset price, 3s. per acre.

100 acres lot No. 11, twelfth range Clarence Hill, Charlotte County. Upset price, 4s. per acre.

100 acres lot No. 7, east side Magaguadavic River, Charlotte. Upset price, 4s. per acre.

100 acres lot No. 8, east side Magaguadavic River, Charlotte. Upset price, 4s. per acre.

50 acres Westmorland, Parish of Botsford, between John Anderson and Michael Blanch. Upset price, 3s. per acre.

130 acres Westmorland, Parish of Botsford, between the grants to John Downing and Philip Welch. Upset price, 3s. per acre.

100 acres Northumberland, lot No. 73, north side of the S. W. Miramichi River, between B. Atherton and J. Sutherland. Upset price, 3s. per acre.

250 acres Gloucester, adjoining south of the grant to P. J. Duval, on Miscou Island. Upset price 3s. per acre.

THOMAS BAILLIE,
Com. and Sur. Gen. Crown Lands.

Crown Land Office, May 12, 1838.

The undermentioned tracts of Crown Land will be offered at Public Auction, at this office, on Monday, 2d of July next. Sale to commence at 11 o'clock, A. M.

150 acres in the Parish of Carraquet, Gloucester, near Point Mezorette and next to Jerome Budro. Upset price, 3s. per acre.

Pasture lot, No. 30, Town Plat of Dalhousie, Gloucester. Upset price, £12.

210 acres in Newcastle, Northumberland, being the lots surveyed for James Ryan, Chaplain's Island Road, with 80 rods front only. Upset price, 2s. 6d. per acre.

100 acres in Blissfield, Northumberland, second tier, in rear of Nos. 65 and 66. Upset price, 2s. 6d. per acre.

100 acres, Hopewell, Westmorland, south half of No. 2, 1st tier, adjoining the Point Wolf grant. Upset price, 3s. 6d. per acre.

550 acres, Portland, Saint John, second tier east of Black River, next to Donald Conacher, the survey to be made at the purchaser's expense. Upset price, 2s. 6d. per acre.

100 acres, Saint David's, Charlotte, lot No. 4, letter A, Fanning's division. Upset price, 3s. per acre.

100 acres, Prince William, York, rear part of lots 4 and 5, second tier, Caledonia Ridge. Upset price, 3s. per acre.

200 acres, Saint Mary's, York, in rear of lands occupied by Jarius Copperthwait. Upset price, 3s. per acre.

260 acres, Woodstock, Carleton, lot E. 4th tier, next to D. Morrison. Upset price, 3s. per acre.

100 acres, Sussex, King's, west part of No. 5, Cedar Creek settlement. Upset price 2s. per acre.

TERMS.—10 per cent. on the day of sale, and the remainder in 14 days after.

THOMAS BAILLIE,
Com. Crown Lands & Sur. Gen.

COURT OF CHANCERY.

NOTICE is hereby given, that the Master of the Rolls will sit in this Court on the first Tuesday in May next, and on the first Tuesday in each succeeding month, until further order, for the hearing of all matters then to be heard therein.

By Order of His Honor the Master of the Rolls.
D. LUDLOW ROBINSON, REGISTRAR.
Fredericton, 19th March, 1838.

NEW BRUNSWICK IN CHANCERY.
Tuesday, the fifth day of June, in the year of our Lord, one thousand eight hundred and thirty eight.

Between William Henry Robinson and Beverly Robinson, Complainants, and Mark Needham, Thomas Brown, John R. Partelow, Henry Bliss, Peter Fraser, Robert W. Crookshank and Thomas Barlow, Defendants.

FORASMUCH as this Court was this present day informed by Mr. Robinson, of Counsel for the Plaintiffs, that the Plaintiffs had on the tenth day of February last, exhibited their bill in this Honorable Court, against the above named Defendants, as by the certificate of the Register appears; and had taken out process of Subpoena directed to the said Defendants, returnable the seventeenth day of February last, but that the said Thomas Brown and Henry Bliss, two of the said Defendants, do not either of them reside within this Province, but have known places of residence in Great Britain: that the said Henry Bliss resides at No. 11, King's Bench Walk, Temple, London, and the said Thomas Brown, in Yorkshire, in that part of the United Kingdom of Great Britain and Ireland called England, as by the Affidavit of James T. Hanford appears; and that the said Henry Bliss and Thomas Brown cannot be served with the process of the Court,

and the said Certificate and Affidavit being read, and the truth of the above allegations being made out to the satisfaction of the Court: It is Ordered, That the said Defendants, Henry Bliss and Thomas Brown, do appear to the Plaintiffs Bill on or before the first Tuesday in June next: And it is further Ordered, That this Order be published in the Royal Gazette for the space of three months. By the Court,
D. LUDLOW ROBINSON, Register.

[First published in Royal Gazette, June 13, 1838.]

By Bartholomew Crannell Beardsley, Esquire, one of Her Majesty's Justices of the Inferior Court of Common Pleas, for the County of Carleton.

NOTICE is hereby given, that upon application to me, duly made by Charles Perley, Esquire, of the Parish of Woodstock and County of Carleton, pursuant to the directions of the Act of the General Assembly for relief against absconding debtors, I have directed all the Estate, as well real as personal, of Richard Fitzpatrick, late of the Parish and County aforesaid, (which said Richard Fitzpatrick hath departed from this Province, or is concealed within the same, with intent and design to defraud the said Charles Perley, and the other creditors of the said Richard Fitzpatrick, if any there be,) of their just dues, or else to avoid being arrested by the ordinary process of the Law, as is alleged, to be seized and attached; and that unless the said Richard Fitzpatrick do return and discharge his debts within three months from the publication hereof, all the Estate as well real as personal of the said Richard Fitzpatrick will be sold for the payment and satisfaction of the creditors of the said Richard Fitzpatrick.

Dated at Woodstock, in the County aforesaid, this fourteenth day of April, in the year of our Lord one thousand eight hundred and thirty eight.

B. C. BEARDSLEY,
Justice Common Pleas County Carleton.

A. K. S. WETMORE, Attorney for petitioning Creditor.

[First published in Gazette, April 18, 1838.]

By the Honorable Robert Parker, Esquire, one of the Justices of Her Majesty's Supreme Court of Judicature, for the Province of New Brunswick.

To all to whom it may concern greeting:—

NOTICE is hereby given, that upon the application of James Whitney, 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 George W. Potter, late of the City of Saint John, Commission Merchant, (which said George W. Potter, is departed from and without the limits of this Province, or keeps concealed within the same with intent and design to defraud the said James Whitney, and the other Creditors of the said George W. Potter, if any there be, of their just dues, or else to avoid being arrested by the ordinary process of the law, as is alleged against him) to be seized and attached, and that unless the said George W. Potter, 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 George W. Potter within this Province, will be sold for the payment and satisfaction of the Creditors of the said George W. Potter.

Dated at the City of Saint John, the thirteenth day of March, in the year of our Lord one thousand eight hundred and thirty nine.

R. PARKER,
M. H. PERLEY, Attorney for petitioning Creditors.

[First published in Gazette, March 21, 1838.]

SHERIFFS SALES.

County of Sunbury.

To be sold at Public Auction, on the fourth Saturday in September next, at the Court House, in Burton, between the hours of 12 and 5 o'clock, in the afternoon:—

ALL the right, title, interest, property, claim and demand of James Hazen, of, in and to all, two lots of land, situate on the south side of the Oromocto Island, so called, in the Parish of Manguerville, known as the Bubar Lots, containing fifteen acres, more or less, with all and singular the buildings and improvements thereon, and all other the Real Estate of the said James Hazen, within my Bailiwick: The same having been taken by virtue of an Execution issued out of the Supreme Court at the suit of John M. Wilmot, for the sum of £227 6s. 1d.

J. HAZEN, Sheriff.

Burton, 9th March, 1838.

County of Westmorland.

To be sold at Public Auction, at the Court House in Dorchester, on the twenty fifth day of October next, between the hours of twelve and five o'clock in the afternoon:—

ALL the estate, right, title, claim and demand of Catherine Bennett, of, in and to all that certain piece of land, situate in the Parish of Moncton, known and called by the name of Widow Trites' thirds, together with the House, Barn and out house thereon, and all the ways, rights and privileges thereof.

Also—A certain tract or parcel of land, being lot No. 2, containing 200 acres, situate in Moncton aforesaid, formerly belonging to Jacob Trites, deceased, bounded on the East and West by John Bennett's lands, and on the South by the River Petitediac.

Also—A certain House situate in Moncton aforesaid, on the Farm formerly owned by Martin Somers, and contiguous to the Main Road, or so much thereof as will satisfy an execution issued out of the Supreme Court, at the suit of John Bennett, against the said Catherine Bennett, for £16 17s. 0d. besides Sheriff's fees.

W. P. SAYRE, Sheriff.

Dorchester, April 12, 1838.

To be sold at Public Auction, on Thursday the thirty first day of July next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester:—

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 to 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 claim of John Edgett, of, in and to the following lots and tracts of land, situate in the Parish of Hillsborough, viz:—The premises on which he resides, containing about five acres with the buildings thereon, fronting on the River Petitediac; A lot of diked marsh containing thirty acres with a Barn thereon and two acres of upland adjoining;

A lot of upland on the West side of the road adjoining land of William Steeves', with a Log House on the same, containing fourteen acres; two lots of Wilderness land fronting on the river Petitediac, containing — acres; and also all other the real state of the said John Edgett wheresoever in my bailiwick: The same having been seized by virtue of several Executions issued out of the Supreme Court, against the said John Edgett.

W. P. SAYRE, Sheriff.

Dorchester, 18th January, 1838.

County of Gloucester.

To be sold by Public Auction, in front of the Court House at Bathurst, on the last Tuesday in July next, between the hours of noon and five p. m.

ALL the right, title, interest, property, claim and demand of Michael Simmons, to that piece of land, with the dwelling house thereon, at present occupied by him, fronting on King Street, Bathurst, being part of lot numbered on the Plan of said Town, 45, and containing twenty two feet by one hundred, more or less, with all the improvements attached thereto: The same having been taken by me, by virtue of a writ of execution issued out of the Supreme Court of this Province, at the suit of Thomas Kennah, against the said Michael Simmons.

HENRY W. BALDWIN, Sheriff.

Bathurst, December 15, 1837.

To be sold at Public Auction, at the Court House, in Bathurst, on the first Saturday in October next, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title and interest of Robert Short, of, in and to the lot of land, number sixty six, fronting on William Street, in the Town Plat of Dalhousie, containing one hundred by two hundred feet, with the dwelling House, Barn, and other improvements thereon: The same having been seized by me to satisfy an execution issued out of the Supreme Court of this Province, at the suit of John Pollok, Arthur Pollok, and others, against the said Robert Short.

HENRY W. BALDWIN, Sheriff.

Sheriff's Office, Bathurst, 5th March, 1838.

On the last Tuesday in October next, will be sold by Public Auction, at the Court House in Bathurst, between the hours of twelve and five o'clock in the afternoon:—

ALL the right, title and interest of Alexander Hamilton, and Peter Hamilton, to the following lands, granted to them by the Crown, and situate in the Town Plat of Dalhousie, viz: Town lots, numbers seventy seven and seventy nine, containing each one hundred by two hundred feet, fronting on William Street; also, pasture lots, numbers twenty three, twenty eight and twenty nine, fronting on Campbell Square and Ramsay Street, containing together eight acres and one Rod, more or less; or so much of the said described property, as will satisfy an execution issued out of the Supreme Court of this Province, at the suit of Hugh and John Montgomery, against the said Alexander Hamilton and Peter Hamilton, for £60 15s. 8d.

HENRY W. BALDWIN, Sheriff.

Sheriff's Office, Bathurst, 31st March, 1838.

NOTICE.

THE Subscriber is closing all his accounts to this date, and requests those persons having unsettled accounts with him to call and settle them forthwith; and all persons indebted to him by Bond, Note or Book accounts, are required to make immediate payment.

F. E. BECKWITH,
Fredericton, May 1, 1838.

Copartnership Notice.

THE Subscribers will transact business at F. E. Beckwith's old stand, under the firm of J. & F. BECKWITH, and they respectfully solicit a share of public patronage.

JOHN A. BECKWITH,
F. E. BECKWITH.
Fredericton, May 1, 1838.

NOTICE.

THE Subscriber returns his sincere thanks to his friends and the public,