

NEW

SERIES.

THE ROYAL GAZETTE.

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Volume 5.

FREDERICTON, NEW BRUNSWICK, JULY 4, 1838.

Number 2.



By Authority.

IN COUNCIL, JUNE 2, 1838.

ORDERED, That in future it be the duty of the Commissioner of Crown Lands, to restrict the applicants for Timber Licences to such space of ground, as to him may under the circumstances of the case appear reasonable, to furnish the quantity of Timber applied for; also, That in future the Commissioner of Crown Lands be directed, in every case, to furnish the names of all persons employed by his Deputies, and receiving compensation for services.

Crown Land Office, June 8, 1838.

Applicants for the purchase of Crown Land, or Timber, may ascertain the decision of Council on their Petitions by application to either of the undermentioned Deputy Surveyors.

Joseph Hunter,	Dalhousie.
W. J. Berton,	Bathurst.
C. J. Peters,	Clitham.
W. J. Layton,	Richibucto.
Philip Palmer,	Sackville.
Jacob Allan,	St. Andrews.
William Mahood,	Magaguadavic.
John Collins,	Gagetown.
Nelson Arnold,	Sussex Vale.
Samuel Fairweather,	Bellisle.
Allan McLean,	York.
John Davidson,	Prince William.
H. M. G. Garden,	Woodstock.

PROVINCIAL APPOINTMENT.

John Mann, Junior, Commissioner to expend the sum of £15, re-appropriated at the last Session, for improving the Road from the late James Stewart's Farm, to John Dewar's in Saint George.

BYE ROADS CHARLOTTE.

The appointment of Joshua Knight, (published in the Gazette of 16th May last,) to expend the sum of £15, from Curry's Mills to the Saint John Road, has been cancelled; Joseph Messinett being the Commissioner for expending the same.

PUBLIC NOTICE is hereby given, That the Offices of the Sub-Collector of the Customs and Deputy Provincial Treasurer at Woodstock, is situated immediately on the Woodstock Road, and directly opposite to where the Houlton Road unites therewith, and is the place of entry for all Goods brought by Land from the United States.

HEAD QUARTERS, FREDERICTON, 25th June, 1838.

MILITIA GENERAL ORDERS.

His Excellency the Lieutenant Governor and Commander in Chief has been pleased to add to the New Brunswick Regiment of Artillery, the Company commanded by Captain T. Nicholson, at present attached to the 1st Battalion Saint John County Regiment of Militia; the Officers of which are to take rank in the Regiment according with the original dates of their commissions.

Surgeon J. Tolderry, M. D. having removed from the District of the 3d Battalion York County Light Infantry, is transferred to the New Brunswick Regiment of Artillery.

James S. Beek, to be Ensign, 1st Battalion York, vice Berton, promoted to the Artillery.

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

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 forenoon. 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, Junr. 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 Miscoe Island. Upset price 3s. per acre.

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

SUPREME COURT.

TRINITY TERM, 1ST VICTORIA.
GENERAL RULE.

It is ordered, That the entry of the Judgment on the Record, in actions of debt, when the amount to be recovered is ascertained and assessed by the Court under the Act of Assembly, 7, W. 4, c. 14, s. 6, shall be in the following form or of the like tenor and effect, viz.

"And the said A. B. [the Plaintiff] prays that the amount to be recovered in this action may be ascertained and assessed by the Court here, according to the form of the Act of Assembly in such case made and provided; and thereupon it is suggested and proved and manifestly appears to the Court here that the said A. B. ought to recover for his debt in this action, the sum of —, therefore it is considered that the said A. B. do recover against the said C. D. [the Defendant] the said sum of — for his debt so ascertained and assessed by the Court here, and also &c. [proceed with the entry in regard to costs in the usual form] and the said C. D. in money, &c."

WARD CHIPMAN,
W. BOTSFORD,
R. PARKER.

COURT OF CHANCERY.

NOTICE is hereby given, that the Master of the Rolls will sit in the 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 there.

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

By Bartholomew Crumwell 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.

Justice Common Pleas County Carleton.
A. K. S. WETMORE, Attorney for petitioning Creditor.
[First published in Gazette, April 18, 1838.]

SHERIFF'S SALES.

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 Petitcodiac; 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 Petitcodiac, containing — acres; and also all other the real estate of the said John Edgett wherever in my bailwick: 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 Westmorland.

To be sold by 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 Petitcodiac.

ALSO—A certain House situate in Moncton aforesaid, on the Farm formerly owned by Martin Somers, having been taken by virtue of an Execution issued out of the Supreme Court, at the suit of John Bennett, against the said Catherine Bennett, for £16 17s. 6d. besides Sheriff's fees.

W. P. SAYRE, Sheriff.
Dorchester, April 12, 1838.

County of Sunbury.

To be sold at Public Auction, on the fourth Saturday in September next, at the Court House, in Bathurst, 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, two lots of land, situate on the south side of the Ormiston 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 bailwick: The same having been taken by virtue of an Execution issued out of the Supreme Court, at the suit of John M. Wilnot, for the sum of £227 6s. 1d.

Bathurst, 9th March, 1838. J. HAZEN, Sheriff.

County of Gloucester.

To be sold by Public Auction, at the Court House in Bathurst, on Saturday, the twenty ninth day of December next, between the hours of twelve and five o'clock, P. M.

ALL the right, title and interest of William Bate-man, of, in and to out of a tract of Land at present occupied by him, situate in the Parish of Bathurst, and bounded as follows, viz: Commencing at the northeasterly angle of Lot number fifty four in the western range of Lots, on the Road from Miramichi to Bathurst, occupied by Peter Smith, thence running by magnet west one hundred chains of four poles each, thence north twenty chains, thence east one hundred chains, to the western side of the Road above mentioned, and thence along the Road to a southerly direction to the place of beginning—containing two hundred acres, more or less; together with the Dwelling House, Barn, and all other Buildings and improvements thereunto belonging: The same having been taken to satisfy an Execution issued out of the Supreme Court of this Province, at the suit of Joseph Cunard against the said William Bateman, for £23 15s. 10d.

HENRY W. BALDWIN, Sheriff.
Bathurst, 18th June, 1838.

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, of 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 Keenly, 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 five, 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.

H. S. BEEK.

HAS received his Spring supply, comprising a general assortment of BOOKS AND STATIONERY, and invites the attention of the Public to the same.

Queen Street, Fredericton, May 22.

ROAD NOTICE.

WHEREAS it appears by the plan and report of a survey made by the Honorable Thomas Baillie, Commissioner and Surveyor General, of various Streets in the Town Plat of Fredericton, as reserved in the original Grant and plan of said Town, that divers encroachments and obstructions exist on the following of the said Streets.

The Street now called Charlotte Street, lying in the rear of said Town;

And the continuation of the several Streets leading thereto, viz:—

Northernland Street,	do.
Westmorland do.,	do.
Carleton do.,	do.
Saint John do.,	do.
Church do.,	do.
Smyth do.,	do.
Sunbury do.,	do.

The two Streets last named, which form the upper and lower boundaries of the Town Plat, are required to be eight Rods in width, and all the others four Rods.

Now We, the Commissioners of Highways for the Parish of Fredericton, do hereby give Notice to all and every person or persons who are in the occupation or possession of the said several reserved Streets, or who have caused the same to be obstructed or encroached upon, that they do forthwith abate, and remove the said encroachments and obstructions.

And in order that the individuals may be better informed of the nature of the said encroachments and obstructions, the plan and report of the survey will be seen at the office of Charles P. Wetmore, Esquire, Dated at Fredericton, this 26th of April, 1838.

CHARLES P. WETMORE, Commissioners of Highways.
COLIN ALLAN, M. D.
THOMAS BARKER.

FIRE INSURANCE COMPANY.

Connecticut, United States.

Incorporated in 1810—with a Capital of \$150,000. THIS long established Institution has for more than twenty five years transacted its extensive business on the most just and liberal principles—paying its losses with honorable promptness. During this period have settled all their losses, without compelling the insured, in any instance, to resort to a Court of Justice. The present Board of Directors pledge themselves, in this particular, fully to maintain the high reputation of the Company. It insures on the most favourable terms, every description of property against LOSS OR DAMAGE BY FIRE, but takes no marine risks.

Application for insurance may be made either personally or by letter to the Secretary of the Company, or to its Agents, who are appointed to many of the principal Towns and Cities of the United States, and in the British Provinces.

PRESENT BOARD OF DIRECTORS.
Eliphalet Terry, Samuel Williams,
James H. Wells, F. J. Huntington,
S. H. Huntington, Elisha Colt,
H. Huntington, Junr., R. B. Ward,
Albert Day.

ELIPHALET TERRY, President.
James G. Bolles, Secretary.

THE Subscriber having been appointed Agent at Fredericton for the above mentioned Company, is now prepared to take risks on every description of Property against loss or damage by Fire.

ASA COY.

THE MINERVA LIFE

Insurance Company.

LONDON.

Capital—£1,000,000.

THIS Company offers to the Assured the combined advantages of the most successful establishment of its kind in Great Britain, viz: Moderate rates of premium—perfect security—participation in profits—and exemption from personal liability.

Life Insurance is an object of importance to every class of society. Persons whose incomes are dependant upon life, or upon professional or public employments, as those in the Army, the Navy, the Church, the Law, or in Government or Public Offices, are enabled, by appropriating a small amount annually, to secure a certain provision to their Wives, Families, or Dependents, or to create a Fund disposable by Wills.

The Subscriber having been appointed an Agent for the above Company, will receive applications for Insurance, and afford every information that may be required.

G. F. S. BERTON, Agent.
Fredericton, 14th Nov. 1837.

NOTICE.

THE Undersigned being appointed Commissioners, under the Acts of this Province relating to the settlement and distribution of the Estates of Intestates, to enquire into the Insolvency of the Estate of the late JAMES M'KENNON, of Restigouche, deceased, and to examine and settle the claims of all the Creditors, and the amount of the said Estate, hereby notify all persons interested therein, that they will attend for that purpose at the Dalhousie Hotel, in the Parish of Addington, County of Gloucester, on Monday the thirtieth day of July first, at the hour of eleven in the forenoon.

ARTHUR RITCHIE.
JOHN DUNCAN.

Dalhousie, New Brunswick, 17th April, 1838.

NEW BRUNSWICK AND NOVA SCOTIA

LAND COMPANY.

Fredericton, 5th February, 1838.

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.

NAILS, NAILS.

Wholesale and Retail, Manufactured and sold by

W. H. SCOVIL.

North Market Wharf, St. John, N. B.

CUT NAILS

OF all descriptions, of a superior quality to those usually imported into this market, and at a less rate. The Cut Nailing Nail will be found far preferable to the wrought Nail.

Carpenters and Builders are requested to call and inspect for their own satisfaction.

A Discount of about 25 per cent. will be made to Retailers.

February 11, 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, for the liberal patronage he has experienced from them for many years past, and respectfully solicits a continuance thereof to the firm of J. & F. Beck with.

F. E. BECKWITH.

Fredericton, May 1, 1838.

NOTICE.

THE Subscriber begs leave to intimate to his friends and the public generally, that he has removed his well known Establishment in WATERLOO ROW, where he will be most happy to receive their calls, and execute their orders as usual.

OLIVER SMITH.

Fredericton, 1st May, 1838.



Woodstock and Fredericton

STAGE COACH COMPANY.

THE Public are respectfully informed, that the above Company will continue to run a STAGE three times a week between Woodstock and Fredericton, leaving Woodstock on Mondays, Wednesdays, and Fridays, and Fredericton on Tuesdays, Thursdays and Saturdays, at 6 o'clock, A. M. until further notice.

Persons desirous of securing a passage can enter their names on Books kept at the Fredericton Hotel, (Segee's), and H. Gould's Woodstock. Persons travelling to or from the United States will find immediate conveyance from Woodstock to Bangor, or from Fredericton to Saint John. Every attention will be given to the conveyance and comfort of Passengers.

A reasonable portion of Baggage will be taken. Parcels and Baggage at the risk of the Owners.

For further particulars, the public are referred to J. W. Thompson, Esquire, Bangor, G. E. Kelchum, Esquire, Fredericton, or to the Subscriber, Woodstock.

CHARLES PERLEY, Agent.

January, 1837.

TEA! TEA!!

THE Subscriber has received from Saint John, by the late Steamers, a large quantity of TEA, (part of the Clifton's cargo), in Packages of all sizes, for family use, and Retailers, consisting of Gunpowder, Hyson, Young Hyson, Souchong, Twankay and Congo, of several kinds, all fresh and of an excellent quality; and will be sold on the lowest terms for satisfactory payments.

He will also keep a constant supply of all kinds of Teas for the accommodation of purchasers.

MARK NEEDHAM.

Fredericton, September 12, 1837.