

No. 16. Notice in London Gazette.

County of , in the Province of , British North America.
In the matter of A. B. Bankrupt.

Whereas under the provisions of the Acts of the General Assembly of this Province, relating to Bankruptcy, A. B. of , in the County of , and Province aforesaid, merchant, hath been declared a Bankrupt, and hath accordingly surrendered himself to me, I hereby call upon the Creditors of the said A. B., resident in any part of the United Kingdom of Great Britain and Ireland, to appoint an agent or agents in the Province aforesaid, and to deliver and prove to my satisfaction their respective claims and demands against the said Bankrupt, within three months of the day of the date of the publication of this notice in the London Gazette.

Given under my hand at , in the County of , and Province aforesaid, the day of 18 .

G. H. Commissioner of the Estates and Effects of Bankrupts for the County of , in the Province of New Brunswick.

No. 17. Warrant (under 5 Vic. c. 43, s. 10.)

[L. S.] Whereas a Fiat in Bankruptcy dated the day of , A. D. , hath been duly awarded and granted against C. D. of , in the County of , Trader, and hath been duly received by me, G. H. Commissioner of the Estates and Effects of Bankrupts for the County of , and it hath been proved to my satisfaction by the oaths of two reputable witnesses, that there is reasonable or probable cause for believing that the said C. D. is about to quit this Province, (or to remove or conceal or otherwise dispose of some part of the property or right of property,) (or that the said C. D. hath removed or hath concealed upon his person, &c., or as the case may be,) divested out of him by operation of Law, by means of the Acts of the General Assembly relating to Bankruptcy, with intent to defraud his Creditors. These are therefore by virtue of the Acts of the General Assembly in such case made and provided, to authorize and empower you to arrest and search the person of the said C. D., and to serve and take the goods and chattels aforesaid, wheresoever he and they may be found within this Province: and for that purpose, taking with you a Peace Officer to break open, (describe the place where the property is sworn to be concealed,) and him the said C. D. and the said property safely to keep until the expiration of the time for annulling the Fiat (or until the said C. D. be dealt with according to the provisions of the Acts of the General Assembly relating to Bankruptcy.)

Given under my hand and seal this day of in the year of our Lord

(Signed) G. H.

No. 18. Appointment of Assignees at the instance of Creditors.

In the matter of A. B. a Bankrupt.

Upon reading the foregoing Petition of C. D. of , in the County of , and others, being a majority in number and value of the Creditors who have proved debts against the said A. B., praying that an Assignee or Assignees may be appointed of the Estate and Effects of the said A. B., and on reading the affidavits of accompanying the same, and the certificate of R. H. the Commissioner of the Estates and Effects of Bankrupts for the County of , I do hereby, by virtue of the Acts of the General Assembly relating to Bankruptcy, appoint E. G. of in the County of to be the Assignee of the Estate and Effects of the said A. B.

Given under my hand the day of A. D.
C. H. Ch. [or M. R.]

No. 19. Bond.

Penalty at discretion of Commissioner.

[Bond to be in the usual form—Unto A. B. Commissioner of the Estates and Effects of Bankrupts for the County of and his successor in office.]

Condition.

Whereas the above bounden C. D. hath been duly appointed Assignee of the Estate and Effects of G. H. of in the County of Bankrupt: The condition of this obligation is such, that if the said do and shall well and truly observe, discharge and fulfil all the duties appertaining to his said office, as Assignee as aforesaid, then this obligation to be void, otherwise to remain in full force.

Signed, sealed and } (L. S.)
delivered in the } (L. S.)
presence of } (L. S.)

No. 20. Oath to be administered to Assignee.

You C. D. to solemnly swear, that you will well and faithfully perform the duties of Assignee of the Estate and Effects of C. H. of in the County of a Bankrupt.

So help you God.

No. 21. Memorandum of Oath.

The within named duly sworn to the faithful performance of his duties as Assignee before me this day of A. D.
G. R. Commissioner.

No. 22. Certificate of Conformity.

To His Excellency Lieutenant Governor and Commander in Chief of the Province of New Brunswick, Chancellor of the same, and to His Honor Master of the Rolls in the Court of Chancery, in the said Province.

I, B. C. being the Commissioner of the Estates and Effects of Bankrupts in and for the County of in the said Province, acting in pursuance of a Fiat in Bankruptcy awarded and issued against J. R. of in the County of do hereby certify that having proceeded in all things under the said Fiat, according to the Laws in force concerning Bankrupts, I did this day at the hour of o'clock, at my Office in hold a public sitting for the allowance of a Certificate of Conformity to the said Bankrupt, whereof due notice was given as by Law required, at which public sitting no cause being shewn against the allowance of the said certificate, and being of opinion that the said J. R. is entitled to such certificate, and to having such allowance and benefits as by the said Acts are allowed to Bankrupts, and being discharged from all debts due by him when he became Bankrupt, and from all claims and demands provable under the said Fiat in pursuance of the said Acts, I have allowed and do allow the same, and I do therefore pursuant to the Acts in force relating to Bankruptcy, further humbly certify that the said J. R. hath duly surrendered himself to me, and having been duly examined upon oath, hath made a full discovery of his Estate and Effects, and hath in all things conformed himself to the Laws in force at the time of issuing the said Fiat against him, and that there does not appear any reason to doubt the truth or fullness of such discovery.

In witness whereof I have at in the County of aforesaid, hereunto set my hand and seal the day of in the year of our Lord

Signed, B. C. [L. S.]

Signed and sealed by the above named

Commissioner in the presence of

[Where there is an opposition by creditors, or any other special circumstance, the certificate will be varied accordingly.]

No. 23. Advertisement of Meeting to audit Assignee's Accounts.

In the matter of A. B. a Bankrupt.

A public meeting will be held on the day of next, at o'clock in the noon at for the purpose of auditing the Assignee's accounts, under the Fiat issued against the above named [adding if it be intended to declare a dividend at the same meeting] and to make a dividend of the Estate and Effects of the said Bankrupt, when and where the creditors who have not already proved their debts are to come prepared to prove the same, or they will be excluded the benefit of the said dividend. Dated the day of A. D.

G. H., Commissioner of the Estates and Effects of Bankrupts for the County of

No. 24. Advertisement of Sale.

To be sold at public Auction on [day and hour] at [place] all the outstanding debts due and owing to A. B., against whom a Fiat in Bankruptcy has issued, and all the interest of the creditors of the said A. B. therein.

No. 25. Notice of Meeting to consider of the Sale of Debts.

In the matter of A. B. of against whom a Fiat in Bankruptcy has issued.

Notice is hereby given, That a Public Meeting of the Creditors of the above named A. B. will be held at [place] and [time] to take into consideration the expediency of selling the outstanding Debts due to the Estate of the said A. B. and all the interest of the Creditors therein.

(Signed) G. H. Commissioner, &c.

No. 26. Certificate of Sale.

These are to certify that upon Notice duly published, all the outstanding Debts due to the Estate of A. B. against whom a Fiat in Bankruptcy has been issued, and all the interest of the Creditors therein have been duly sold by my order, pursuant to the Acts of the General Assembly relating to Bankruptcy, to of Trader. Given under my hand the day of A. D.

G. H., Commissioner of the Estates and Effects of Bankrupts for the County of

POST OFFICE, FREDERICTON.

List of Letters remaining in Office this date, 5th December, 1843.

Allan, Colonel (2)	Armstrong, David
Allan, John	Armour, John
Allen, James	

B

Balson, James	Bradley, Thomas
Beckwith, Mrs. Julia	Braithwaite & Kay, Messrs.
Blair, Elizabeth	Brown, Sarah
Bouler, Edmond	Brown, Miss Margt.
Bonney, Robert	Burt, Joseph
Boyd, Alexander	Burpe, John (2)
Boyle, William	Burk, Patrick