

NEW BRUNSWICK, IN CHANCERY.

Tuesday the fifth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Ex parte Thomas Sutherland, a Bankrupt.

ON motion of Mr. Allen, and on reading the Certificate of Bartholomew C. Beardsley, Esquire, the Commissioner of the Estates and Effects of Bankrupts for the County of Carleton, of the due conformity of the said Bankrupt, which Certificate is dated the twenty third day of February last; and on reading the Affidavits of George Connell, and of the said Bankrupt: It is Ordered, that the said Certificate be confirmed, unless cause be shewn to the contrary on or before the first Tuesday in April: And it is further Ordered, that this Order be published in the Royal Gazette on Wednesday next, and in each succeeding week until the said first Tuesday in April next.

By the Court.

D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Wednesday the sixth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between James Somerville, Plaintiff; and

John Fradsham, William H. Kendall, and William Jarvis, Defendants.

UPON motion made this day unto this Court by Mr. Robinson, being of the Plaintiff's Counsel, it was alleged that the Plaintiff had filed his Bill in this Court against the Defendants, on the twenty second day of November last, as by the certificate of the Register appears, and had sued out process of Subpœna, requiring the said Defendants to appear to and answer the same; that the said Subpœna had been duly served on the Defendant John Fradsham, on the said twenty second day of November last, on the said William H. Kendall, on the twenty third day of the same month, and on the said William Jarvis, on the eighteenth day of December last, as by the several affidavits of Joseph Myshrah, Junior, William Smith, and Charles P. Betts, now read, appears; that the said Defendants have not caused their appearance to be entered in this suit, as by the Register's Certificate also appears: It was therefore prayed, that the Plaintiff's Bill might be taken *pro confesso* against the said Defendants, which is Ordered accordingly, unless the said Defendants do appear in twenty days from the date of this Order.

By the Court.

D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday the fifth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between Robert Brittain, Complainant; and

Alexander M'Queen, and John Haws, Defendants.

UPON motion made this day unto the Court by Mr. Jack, being of the Plaintiff's Counsel, it was alleged that the Plaintiff had filed his Bill in this Court against the Defendants, on the second day of January last, as by the certificate of the Register appears, and had sued out process of Subpœna, requiring the Defendant to appear to and answer the same; that the said Subpœna had been duly served on the Defendant Alexander M'Queen, on the twenty fourth day of January last past, and on the Defendant John Haws, on the second day of February last past, as by the several affidavits of Douglas B. Stevens, and Charles P. Betts, now read, appears; that the said Defendants had not caused their appearance to be entered in this suit, as by the Register's certificate also appears: It was therefore prayed, that the Plaintiff's Bill might be taken *pro confesso* against the Defendants, which is Ordered accordingly, unless the Defendants do appear in twenty days from the date of this Order.

By the Court.

D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday the fifth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between Richard Sands, Plaintiff; and

John C. Vail and George Wheeler, Defendants.

UPON motion made this day unto the Court by Mr. Jack, being of the Plaintiff's Counsel, it was alleged that the Plaintiff had filed his Bill in this Court against the Defendants, on the second day of January last past, as by the certificate of the Register appears, and had sued out process of Subpœna, requiring the Defendants to appear to and answer the same; that the said Subpœna had been duly served on the Defendant John C. Vail, on the twenty sixth day of the same month of January, and on the Defendant George Wheeler, on the twenty fourth day of the same month, as by the several affidavits of LeBaron Drury and Douglas B. Stevens, now read, appears; that the said Defendants had not caused their appearance to be entered in this suit, as by the Register's certificate also appears: It was therefore prayed that the Plaintiff's Bill might be taken *pro confesso* against the said Defendants, which is Ordered accordingly, unless the Defendants do appear in twenty days from the date of this Order.

By the Court.

D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday the fifth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between Daniel Ansley, Plaintiff; and

William Bowman and Daniel Campbell, Defendants.

FORASMUCH as this Court was this present day informed by Mr. J. M. Robinson, being of the Plaintiff's Counsel, that the Plaintiff on the sixth day of July last, had filed his Bill in this Court against the Defendants, as by the Certificate of the Register appears, and had sued out process of Subpœna, requiring the Defendants to appear to and answer the same, but that the said Defendants William Bowman and Daniel Campbell, now reside, and since the commencement of this suit, have resided at Liverpool, in that part of Great Britain called England, and out of the jurisdiction of this Court, as by Affidavit appears; that the said Defendants, William Bowman and Daniel Campbell, have not, nor hath either of them caused their appearance to be entered in this suit, as by the Register's Certificate also appears; and the said Certificate and Affidavit being now read; It is Ordered, that the said Defendants, William Bowman and Daniel Campbell, do appear to the Plaintiff's Bill on or before the first Monday in August 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, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday the fifth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between William Garnett, Peter Smith, William Babcock and Thomas Turner, Plaintiffs; and

Mary Parkinson, John Robertson, John V. Thurgar and Frederick Charman, Defendants.

FORASMUCH as this Court was this present day informed by Mr. Berton, being of the Plaintiffs' Counsel, that the Plaintiff, on the first day of September last, had filed his Bill in this Court against the Defendants, as by the Certificate of the Register appears, and had sued out process of Subpœna, requiring the Defendants to appear to and answer the same; that the said Subpœna had been duly served on the Defendant, Mary Parkinson, on the twentieth day of September last, and on the Defendants, John Robertson and John V. Thurgar, on the twenty ninth day of the same month, as by the several Affidavits of Thomas Jones and Nelson DeVeber, now read, appears; and the said Defendants, Mary Parkinson, John Robertson and John V. Thurgar, not having caused their appearance to be entered in this suit, as by the Register's Certificate also appears; It is Ordered, that the Plaintiffs' Bill be taken *pro confesso* against the said Defendants, unless the said Defendants, Mary Parkinson, John Robertson and John V. Thurgar, do appear in twenty days from the date of this Order.

By the Court.

D. LUDLOW ROBINSON, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday the fifth day of March, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between William Garnett, Peter Smith, William Babcock, and Thomas Turner, Complainants; and

Mary Parkinson, John Robertson, John V. Thurgar, and Frederick Charman, Defendants.

FORASMUCH as the Court was this present day informed by Mr. Berton, being of the Plaintiffs' Counsel, that the Plaintiffs exhibited their Bill in this Court against the Defendants on the first day of September last, as by the Register's Certificate appears, and sued out process of Subpœna requiring the Defendants to appear to and answer the same; but that the Defendant, Frederick Charman, resides in Halifax, in the Province of Nova Scotia, and out of the jurisdiction of this Court, and that the said Defendant, Frederick Charman, cannot be served with the process of this Court, as by Affidavit appears: It is therefore Ordered, that the said Defendant, Frederick Charman, do appear to the Plaintiffs' Bill on or before the first Monday in July 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, REGR.

NEW BRUNSWICK, IN CHANCERY.

Tuesday the second day of February, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between Frances Room, Plaintiff; and

William Masculine, Defendant.

FORASMUCH as the Court was this present day informed by Mr. Kinnear, being of the Plaintiff's Counsel, that the Plaintiff had filed her Bill in this Court against the Defendant, on the fifth day of January, in the year of our Lord one thousand eight hundred and forty three, and had sued out process of Subpœna, requiring the Defendant to appear and answer the same; but that the said Defendant now resides, and for some time past hath resided at Halifax, in the Province of Nova Scotia, and cannot be served with such process, as by the several Affidavits of William Twining appears; and the said Certificate and Affidavits being now read: It is Ordered, that the said Defendant do appear on or before the first day of 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, REGR.

NEW BRUNSWICK, IN CHANCERY.

Wednesday the third day of January, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between Thomas Watt and Susannah his Wife, and Robert Watt, Colin C. Watt and Amy Watt, by John Campbell their next friend, Complainants; and

Alexander M'Lean, Elizabeth Watt Rait, and Robert Rait, Defendants.

FORASMUCH as the Court was this present day informed by Mr. Allen, being of the Plaintiffs' Counsel, that the Plaintiffs exhibited their Bill in this Court against the Defendants, on the thirty first day of January last, as by the Register's Certificate appears, and sued out process of Subpœna, requiring the Defendants to appear to and answer the same; but that the Defendant, Elizabeth Watt Rait, resides in Glasgow, in that part of the United Kingdom called Scotland, and the said Robert Rait resides in New York, in the United States of America, and out of the Jurisdiction of this Court; and that the said Defendants, Elizabeth Watt Rait and Robert Rait, cannot be served with the process of this Court, as by Affidavit appears: It is therefore Ordered, that the said Defendants, Elizabeth Watt Rait and Robert Rait, 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, REGR.

NEW BRUNSWICK, IN CHANCERY.

Friday the second day of February, in the year of our Lord one thousand eight hundred and forty four.

AT THE ROLLS.

Between Edward Allison, Complainant; and

John Kinnear, Harrison G. Kinnear, Cavalier H. Jouett, William Kenah, John W. Burnham, James Robinson, Francis A. Kinnear, John Robertson, the President, Directors and Company of the Commercial Bank of New Brunswick, Samuel May, Calvin W. Clark, John L. May, William Pryor the elder, George Pryor, James Pryor, William Pryor and William Barlow, Defendants.

FORASMUCH as the Court was this present day informed by Mr. Lee, being of the Plaintiff's Counsel, that the Complainant on the seventh day of November last past, exhibited his Bill in this Court against the Defendants, as by the Register's Certificate appears, and sued out process of Subpœna requiring the Defendants to appear to and answer the same; but that the said John W. Burnham, Samuel May, Calvin W. Clark, John L. May, William Pryor the elder, George Pryor, James Pryor and William