

SUPREME COURT.

MICHAELMAS TERM, 9TH VICTORIA, A. D. 1845.

GENERAL RULE.—(*Demurrer Books.*)

It is Ordered, that if either party make default in the delivery of the Demurrer Books, as required by the Rule of Hilary Term, 6th William 4th, the other party who has complied with the Rule, may move for Judgment without having delivered Books to all the Judges.

(Signed)

WARD CHIPMAN.
J. CARTER.
R. PARKER.

SUPREME COURT—MICHAELMAS TERM, 9th Victoria.

MONDAY the second day of February, 1846, is appointed for the examination of the undermentioned Students applying for admission as Attornies at the ensuing Term, whose Certificates have been found regular, viz:—

GEORGE HARE, SAMUEL R. THOMSON, ALBERT T. D. B. MACELMEN, GEORGE BLATCH, THOMAS B. MOORE, and WILLIAM J. GILBERT.

Such examination to be held at the Judges' Room in the Province Building, Fredericton, and to commence at eleven o'clock A. M.

SUPREME COURT, MICHAELMAS, 9TH VICTORIA.

In the matter of John Chewers, an Absent Debtor.

WHEREAS James R. Tupper, John S. McBeath, and Andrew W. Rainsford, Trustees of the above Debtor, did in Trinity Term last, upon oath made in open Court, pursuant to the Act of Assembly in such case made and provided, render an account in writing of their proceedings and accounts, which have been duly filed with the Clerk of the said Court: It is hereby Ordered, that unless cause be shewn to the contrary on the first day of Hilary Term next, or as soon after as Counsel can be heard, the said Trustees be discharged from their appointment, and from the performance of all other duties and liabilities thereunder; and it is further Ordered, that the said Trustees do cause this Order to be published in the Royal Gazette for four successive weeks.

By the Court.

GEO. SHORE.

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

To all whom it may concern, Greeting:

NOTICE is hereby given, That upon the application of Arthur Ritchie, to me duly made according to the forms of the Acts of Assembly in such case made and provided; I have directed all the Estate, as well real as personal, within this Province, of Robert Keddlie, late of the Parish of Eldon, in the County of Restigouche, Lumberer, (who being indebted unto the said Arthur Ritchie in the sum of five hundred pounds and upwards, after the said debt was contracted departed from this Province, or remains concealed within the same, with intent and design to defraud the said Arthur Ritchie, and other Creditors (if any there be) of the said Robert Keddlie, of their just dues, or else to avoid being arrested by the ordinary process of Law,) to be seized and attached; and that unless the said Robert Keddlie do return and discharge his said debt or debts within six months from the publication hereof, all the Estate, as well real as personal, of the said Robert Keddlie, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Robert Keddlie. Dated at Dalhousie, in the County of Restigouche, the twenty sixth day of August, A. D. 1845.

R. PARKER.

CHIPMAN BOTSFORD, Atty. for Pet. Creditor.

By the Honorable William Botsford, one of the Justices of Her Majesty's Supreme Court of Judicature for the Province of New Brunswick.

To all whom it may concern, Greeting:

NOTICE is hereby given, That upon the application of John W. Weldon, Esquire, to me duly made according to the forms of the Acts of Assembly in such case made and provided; I have directed all the Estate, as well real as personal, within this Province, of Richard M'Laughlin, late of the Parish of Richibucto, in the County of Kent, Yeoman, (who being indebted unto the said John W. Weldon in the sum of thirty seven pounds, after the said debt was contracted departed from and without the limits of this Province, and hath not resided within this Province for the term of six months next preceding the date hereof,) to be seized and attached; and that unless the said Richard M'Laughlin do return and discharge his said debt or debts within six months from the publication hereof, all the Estate, as well real as personal, of the said Richard M'Laughlin, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Richard M'Laughlin. Dated at Richibucto, in the County of Kent, this twenty seventh day of August, A. D. 1845.

W. BOTSFORD.

JAMES A. JAMES, Atty. for Pet. Creditor.

By the Honorable James Carter, one of Her Majesty's Justices of the Supreme Court of Judicature in the Province of New Brunswick.

To all whom it may concern, Greeting:

NOTICE is hereby given, That upon the application of Robert Chestnut, of Fredericton, in the County of York, Merchant, to me duly made according to the form of the Act of the General Assembly in such case made and provided, I have directed all the Estate, as well real as personal, within this Province, of Thomas Treasy, late of Fredericton aforesaid, Itinerant Trader, (which said Thomas Treasy is departed without the limits of this Province, or keeps concealed within the same, with intent and design to defraud the said Robert Chestnut and other Creditors of the said Thomas Treasy, if any there be, of their just dues, or to avoid being arrested by the ordinary process of the Law, as it is alleged against him,) to be seized and attached; and that unless the said Thomas Treasy 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 Thomas Treasy, within this Province, will be sold for the payment and satisfaction of the Creditors of the said Thomas Treasy. Dated at Fredericton, in the County of York, this twenty sixth day of August, in the year of our Lord one thousand eight hundred and forty five.

E. H. WILMOT, Atty. for Pet. Creditor.

J. CARTER.

PROVINCE OF NEW BRUNSWICK, COUNTY OF CHARLOTTE.

To all whom it may concern, Greeting:

NOTICE is hereby given, That upon application of George J. Thomson, to me duly made according to the form of the Act of the General Assembly in such case made and provided; I have directed all the Estate, as well real as personal, within this Province, of Patrick Fauls, late of Saint Stephen, in the County of Charlotte, Blacksmith, (which said Patrick Fauls being indebted to the said George J. Thomson, departed from this Province after the debt was contracted, and hath not resided therein for the term of six months next preceding such application,) to be seized, taken, attached, and safely kept; and that unless the said Patrick Fauls do return and discharge his said debt and all other sums of money wherein he is indebted within this Province, within six months from the publication hereof, all his Estate, seized and taken as aforesaid, will be sold for the payment and satisfaction of his Creditors. Dated the first day of September, A. D. 1845.

SAM. ABBOT, J. C. P.

NEW BRUNSWICK, IN CHANCERY.

Wednesday the fifth day of November, in the year of our Lord one thousand eight hundred and forty five.

AT THE ROLLS.

Between Richard Hasluck, Plaintiff; and

Thomas Sime, Harris Hatch, and James W. Street, Defendants.

FORASMUCH as this Court was this present day informed by Mr. Berton, being of the Plaintiff's Counsel, that the Plaintiff on the nineteenth day of December, in the year of our Lord one thousand eight hundred and forty three, 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 said Bill; that the said Subpœna had been duly served on the Defendants Thomas Sime and James W. Street, on the eighth day of January, in the year of our Lord one thousand eight hundred and forty four, and on the Defendant Harris Hatch, on the twelfth day of the same month, as by Affidavit appears; that the said several Defendants had not, nor had 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 Plaintiff's Bill be taken *pro confesso* against the said Defendants, 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.

Monday the eighteenth day of August, in the year of our Lord one thousand eight hundred and forty five.

HIS EXCELLENCY THE CHANCELLOR.

Between Robert Parker, Plaintiff; and

Henry Chubb and Mather Byles Almon, Defendants.

FORASMUCH as this Court was this present day informed by Mr. Robinson, being of the Plaintiff's Counsel, that the Plaintiff on the seventeenth day of December last had exhibited his Bill in this Court against Henry Chubb and John R. Partelow, Defendants, which was amended by the Order of this Court of the fourth day of March last, as by the Certificate of the Register appears, and had sued out process of Subpœna requiring the above named Defendants Henry Chubb and Mather Byles Almon to appear to and answer such amended Bill; that the said Defendant Mather Byles Almon now resides, and has a known place of residence, at Halifax, in the Province of Nova Scotia, out of the jurisdiction of this Honorable Court, and cannot be served with process of this Court, as by Affidavit appears; that the said Defendant Mather Byles Almon had not caused his 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 Defendant Mather Byles Almon, do appear on or before the twenty fifth day of November next; and 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.

8TH NOVEMBER, 1845.

AT THE ROLLS.

In the matter of Simon Ballard, of the Parish of Andover, in the County of Carleton, Lumberer, an Insolvent Debtor.

WHEREAS at a Public Meeting of the Creditors of the said Simon Ballard, held pursuant to an Order in that behalf, before the Clerk of the Peace for the County of Carleton, at Woodstock, in the said County, on Friday the twelfth day of September last, under and by virtue of the Act of Assembly, entitled "An Act to afford relief to persons unfortunate in business in certain cases," certain terms were offered by the said Simon Ballard, and accepted, for discharging the said Simon Ballard from his debts and liabilities; and the agreement for the same having been reduced into writing, was signed pursuant to the said Act, as by the said agreement, and the Minutes and Record of the proceedings certified and sworn to by the said Clerk of the Peace, and duly transmitted, appears: His Honor the Master of the Rolls doth hereby Order, that unless good cause be shewn to the contrary on the first Tuesday in December next, an Order will be made by him, releasing and discharging the said Simon Ballard from his existing debts and other liabilities, upon and agreeably to the terms of the said agreement, save and except the said composition agreed upon at the said Meeting; and His Honor doth further Order, that Affidavits in opposition to such release and discharge (if any) be filed with the Register on or before the twenty fifth day of November instant.

By Order of His Honor the Master of the Rolls.

D. LUDLOW ROBINSON, REGR.

INSOLVENT DEBTOR'S NOTICE.

" WEDNESDAY, 29TH OCTOBER, 1845.

" By His Honor the Master of the Rolls.

" ON reading the Petition of David Woodill, of the City of Saint John, in the City and County of Saint John, Victualler, setting forth a statement of his affairs, as therein particularly detailed, and declaring that he is in insolvent circumstances, and praying that an Order may be made for calling a Meeting of his Creditors, pursuant to the Act of the General Assembly, entitled "An Act to afford relief to persons unfortunate in business in certain cases:" It is hereby Ordered, that the Clerk of the Peace in and for the City and County of Saint John do call a Public Meeting of the Creditors of the said Petitioner, to be holden at the City Court Room in the City of Saint John, on Saturday the twentieth day of December next, at eleven of the clock in the forenoon, for the purpose of enabling the Petitioner to offer a composition to or make terms with his Creditors, and to render an exposition of his affairs.

(Signed)

" N. PARKER, M. R."