

## THE SUPREME COURT IN EQUITY.

THURSDAY, 7th November, 1861.

Between the President, Directors and Company of the Saint Stephens Bank, in the County of Charlotte, Plaintiffs; and Charles H. Eastman, Frederick Eastman, William Porter Eastman, Peter Millar and Nancy Christy, his Wife, Defendants.

UPON Motion made this present day unto this Court by Mr. Fraser, being of the Plaintiffs' Counsel, and upon reading the Affidavit of James G. Stevens, the Solicitor for the Plaintiffs, whereby it appears that William Porter Eastman is an Infant: It is ordered, That unless the said Infant Defendant do cause an appearance to be entered in twenty days from the date of this order, the Plaintiffs shall be at liberty to prove their case against the said William Porter Eastman, by Affidavit.

By the Court.

W. CARMAN.

## IN THE SUPREME COURT IN EQUITY.

Between James McGrath, and Patrick Murphy, Executors of Patrick Dougherty, deceased, Plaintiffs; and Charles Stephenson, William Stephenson, Robert Stephenson, Matthew Stephenson and Mary Ann his Wife, Matthew Stephenson, Junior, and Eliza Stephenson, Defendants.

WHEREAS it has been made to appear by Affidavit to my satisfaction that Matthew Stephenson, Junior, one of the Defendants in the above cause, is out of the limits of this Province, so that he cannot be served with Summons in this cause; and that the above named Plaintiffs have good *prima facie* grounds for filing a Bill against him, together with the other Defendants above named: I do therefore order that the said Matthew Stephenson, Junior, do cause an appearance to be entered for him in this cause, on or before the thirtieth day of November next.—Dated the fifth day of August, A. D. 1861.

(3m)

N. PARKER.

## ABSENT DEBTORS.

NOTICE is hereby given, That upon the application of Jane Daley, of Bathurst, in the County of Gloucester, Widow, I have directed all the Estate, as well real as personal, of Dennis Daley, late of Bathurst, aforesaid, Yeoman, an absent Debtor, to be seized: and unless he return and discharge his debts within three months after publication hereof, such Estate will be sold for payment thereof.—Dated this fifteenth day of October, A. D. 1861.

N. PARKER, M. R., J. S. C.

WILLIAM END, Sol. for Pet. Cred.

NOTICE is hereby given, That upon the application of John Friel, I have directed all the Estate, as well real as personal, of William McLean, of the Parish of Harcourt, in the County of Kent, Lumberer, an absconding or concealed Debtor, to be seized; and unless he return and discharge his debts within three months after publication hereof, such Estate will be sold for the payment thereof.—Dated this 23rd day of August A. D. 1861.

L. A. WILMOT.

ROBERT HUTCHINSON, Sol. for Pet. Creditor.

## SHERIFFS' SALES.

## King's County.

To be sold at the Sheriff's Office, Hampton, King's County, on the first Monday in May 1862, between the hours of twelve o'clock, noon, and five o'clock, P. M.

ALL the right, title, claim, interest, and demand of James N. Johnson, of the Parish of Greenwich, in King's County, of, in, and to all that certain lot, piece, parcel, or tract of Land, situate in the Parish of Greenwich and County aforesaid, and known as part of Lot number two [2] occupied by the heirs of the late Henry Belyea, commencing at the lower line near the Meeting House, following the main road across the Bridge until it comes to a certain fence that runs from the main road until it strikes the late Henry Belyea's lower line, containing six acres, more or less; with the exception of a piece sold Mr. Sancton of Saint John, and the reserve of a fifteen feet Dam on the Brook: The same having been taken and seized under and by virtue of an Execution issued out of the Supreme Court at the suit of James Ryan vs. James N. Johnson.

JUSTUS EARLE, SHERIFF.

Sheriff's Office, 28th October, A. D. 1861.

To be sold at the Sheriff's Office, Hampton, King's County, on Tuesday the twenty fourth day of December next, between the hours of twelve o'clock, noon, and five o'clock, P. M.

ALL the right, title, and interest of James Williams, of, in, and to all that certain Lot, Tract, or parcel of Land, granted by the Crown to one James Cather by Grant, (No 2432,) dated the ninth day of February one thousand eight hundred and twenty nine, and in the said Grant described and bounded as follows, that is to say:—A tract of Land situate in the Parish of Portland, in the County of Saint John, in our Province of New Brunswick, and containing two hundred acres, more or less, with an allowance of ten per cent. for roads and waste; which same tract is bounded as follows, to-wit:—Beginning at a marked spruce tree standing on the southwestern bank or shore of a small Stream which empties into the third Lake Lomond, the said spruce tree being on the northern side of a reserved road at the most southern angle of the Grant to Thomas Smith; thence running by the magnetic needle north thirty seven degrees west one hundred and fifty two chains of four poles each, along the southwestern boundary line of the said Grant, thence south sixty three degrees west eighteen chains; thence south thirty seven degrees east one hundred and fifty four chains, along the northeastern boundary line of the Grant to George Bailey, to a stake standing on said bank or shore of said Stream; and thence following the several courses of the same northeasterly to the place of beginning.

JUSTUS EARLE, SHERIFF.

Sheriff's Office, Hampton, King's County, June 17th, 1861.

## Queen's County.

To be sold by Public Auction, at the Court House in Gagetown, on the twenty seventh day of March next, between the hours of twelve, noon, and five o'clock, P. M.

ALL the right, title, interest, property, claim, and demand of Edward Stevenson and John Stevenson, of, in, and to all that tract, messuage, or Lot of Land, situate, lying, and being in the Parish of Chipman, in Queen's County, bounded and described as follows, viz:—Beginning at a Spruce Tree standing on the eastern angle of Lot number thirty six, (No. 36,) at Red Bank, on the south eastern side of Salmon River, granted to Bernard Munzer; thence running by the Magnet south sixty four degrees east, thirty one chains, to a Spruce Tree; thence south thirty seven chains and eighteen links, to a Post; thence north sixty degrees west, thirty one chains and eight links, to a Post; and thence north thirty five chains, to the place of beginning; containing one hundred acres, more or less; distinguished as Lot number sixty, (No. 60,) at Red Bank, above mentioned: The same having been seized and taken under and by virtue of an Execution issued out of the Supreme Court at the suit of George W. Hoben.

J. WARREN TRAVIS, SHERIFF.

Sheriff's Office, Gagetown, September 12, 1861.

To be sold by Public Auction, at the Court House, in Gagetown, on the fourteenth day of May next, between the hours of twelve noon, and five o'clock, P. M.

ALL the right, title, interest, property, claim and demand that William Hughson had on the eighteenth day of June, A. D. 1858, of, in, and to all that Tract of Land situate in the Parish of Chipman, in the County of Queen's, and Province of New Brunswick, and bounded as follows:—Beginning at a Pine Tree standing on the northern bank or shore of Coal Creek, in the southern angle of Lot number six, granted to George Goldfinch; thence running by the magnet north forty four degrees and thirty minutes west ninety chains to a Red Pine Tree; thence south forty five degrees and thirty minutes west forty eight chains; thence south forty four degrees and thirty minutes east fifty seven chains; and thence following the various courses of the aforesaid bank or shore, up stream, to the place of beginning; containing three hundred and fifty acres, more or less, and distinguished as Lot number five: The same having been seized and taken under and by virtue of an Execution issued out of the Supreme Court at the suit of Cyprian E. Godard.

J. WARREN TRAVIS, SHERIFF.

Sheriff's Office, Gagetown, Oct. 21, 1861.

## County of Gloucester.

To be sold by Public Auction, at the Court House, Bathurst, on the last Tuesday in March next, between the hours of twelve o'clock, noon, and five o'clock, P. M.

ALL the right, title, interest, property, claim, and demand whatsoever of James McNutt, of, in, and to the following pieces and parcels of Land in the County of Gloucester, known as follows:—One undivided third part or share of all that lot or tract of Land on the north side of the Tattagouche River, containing one hundred acres, more or less, known as Lot 2, Kinsale, originally sold to Edward Baldwin; also one half of lots number 33, 34, 35, in Kinsale, containing four hundred acres, more or less, which was granted to Edward Allison, Senior, and the said James McNutt, bearing date at Fredericton, the third day of March, one thousand eight hundred and fifty nine; also one half of the lot number 31, granted to Francis Ferguson, containing one hundred acres, more or less; and also all other lands, tenements, and hereditaments, of the said James McNutt, wheresoever situate, or howsoever described within my Sheriffwick: The same having been seized to satisfy an Execution issued out of the Supreme Court of this Province, at the suit of James Buttiner against the said James McNutt.

B. W. WELDON, SHERIFF.

Sheriff's Office, Bathurst, September 11th, 1861.

To be sold by Public Auction, at the Court House in Bathurst, on the second Tuesday in May next, between the hours of twelve o'clock, noon, and five o'clock P. M.

ALL the right, title, interest, property, claim, and demand whatsoever, of Andrew McCarthy, of, in, and to all that lot, piece, or parcel of Land and premises situate, lying and being at Salmon Beach, in the Parish of Bathurst, in the County of Gloucester aforesaid, being the eastern one hundred acres of the Lands formerly owned and occupied by the late Michael McCarthy, and devised to the said Andrew McCarthy, by the last Will of the said Michael McCarthy, duly recorded in the Registry of said County; together with all the Buildings and improvements thereon, and the rights and appurtenances thereunto belonging: The same having been seized by me, under Execution issued out of the Supreme Court at the suit of Hugh A. Caie against the said Andrew McCarthy.

B. W. WELDON, SHERIFF.

Sheriff's Office, Bathurst, 26th Oct. 1861.

To be sold by Public Auction, at the Court House in Bathurst, on the second Tuesday in May next, between the hours of twelve o'clock, noon, and five o'clock, P. M.

ALL the right, title, interest, property, claim, and demand whatsoever, of John McNaughton, of, in, and to all that lot of Land and premises lying and being in the Parish of Caraquet, in the County of Gloucester aforesaid, situate near the Church, of the width of twenty five yards, more or less, and extending from the Queen's Highway to the shore; bounded west by the Lane or Bye Road leading from the Highway to the shore; east by Lands of Philorome Blanchard; south by the Queen's Highway; and north by the water of the Harbour of Caraquet; being the lands conveyed to the said John McNaughton by Philorome Blanchard; together with the Dwelling House, Stores, Wharf, and all other Buildings and improvements thereon or thereto belonging: The same having been seized by me, under an Execution issued out of the Supreme Court at the suit of Frederick D. Allen and others against the said John McNaughton.

B. W. WELDON, SHERIFF.

Sheriff's Office, Bathurst, 26th Oct. 1861.

## County of Victoria.

To be sold by Public Auction, at the County Court House, Grand Falls, on the second Tuesday in May next, between the hours of twelve o'clock, noon, and five o'clock, P. M.

ALL the right, title, interest, claim, and demand which Daniel B. Raymond had on the twenty eighth day of February last to the following Tracts of Land in the County of Victoria, viz:—Town Lot 108, Grand Falls, with the House thereon;