

THE SUPREME COURT IN EQUITY.

TUESDAY, 3rd OCTOBER, 1871.

Between Acalus L. Palmer, Plaintiff; and
George Steadman and Rebecca Steadman his iWfe, John A. Steadman, James B. Steadman, Emerson Steadman, Sarah Amelia Steadman, Judith A. Steadman, Violetta Steadman, Grace Steadman, Melissa E. Steadman, Andrew M'Key and Mary Jane his Wife, Martin Lester and Marcilla his Wife, and Thomas Robb, Defendants.

UPON motion made this present day unto this Court by Mr. Palmer, being of the Plaintiff's Counsel, and upon reading the affidavit of the Plaintiff, whereby it appears that Emerson Steadman, Judith A. Steadman, Violetta Steadman, Grace Steadman, and Melissa E. Steadman, are Infants; It is ordered, that unless the said Infants Defendants do cause their appearance to be entered in twenty days from the date of this Order, the Plaintiff shall be at liberty to prove his case against the said Infants by affidavit.

By the Court.

W. CARMAN.

NEW BRUNSWICK.—YORK, TO-WIT.

[L. S.] To the Sheriff of the County of York, or any Constable within the said County, Greeting:

WHEREAS the Executor and Executrix of the last Will and Testament of John L. Marsh, late of Fredericton, in the County of York, deceased, have filed their Account with the Estate of the said John L. Marsh; and whereas Lauchlan M'Lean, the husband of Sophia A. M'Lean, a daughter and Legatee of the said John L. Marsh, hath prayed that a Citation may issue, in order to the passing of the said Account: You are therefore required to cite John L. Marsh, and Julia L. Russell, the Executor and Executrix of the last Will and Testament of the said John L. Marsh, deceased, to appear before me at a Court of Probate to be held at my office in Fredericton, in the said County of York, on Thursday the second day of November next, at ten of the clock in the forenoon, to shew cause (if any they have) why the said Account, so filed by them with the said Estate, should not be examined and passed.—Given under my hand and the Seal of the said Court this twenty fifth day of September, A. D. 1871.

G. F. H. MINCHIN, *Surrogate,*
and *Judge of Probate, County of York.*

F. A. H. STRATON, Reg. of Probates for York County.

NOTICE is hereby given, That upon application of Daniel Patton, I have directed all the Estate, as well real as personal, of Michael Reynolds, in the Parish of Portland, in the County of Saint John, Tavern Keeper, an absconding 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.

CHARLES WATTERS, J. C. C.

GROSS & VAIL, Sols. for Pet. Creditor.

In the matter of the President, Directors and Company of the Commercial Bank of New Brunswick.

NOTICE is hereby given, That an Act was passed by the Parliament of Canada, 34th Victoria, Chapter 38, intituled "An Act relating to the Commercial Bank of New Brunswick," and that it is intended to close the concerns of the said Bank; all persons therefore holding any Bills or Notes of the said Bank, or having any just or legal claims or demands against the said Bank, are hereby required to present the same within twelve months from the date of this notice to the President of the said Bank, at the City of Saint John.

Dated the sixth day of July, A. D. 1871.

A. M'L. SEELY, *President.*

MORTGAGEE SALE.

To William Booker and all others whom it may concern.

NOTICE is hereby given, That by virtue of a power of sale contained in an Indenture of Mortgage, bearing date the thirty first day of May, in the year of our Lord one thousand eight hundred and seventy, between William Booker, of the Parish of Douglas, in the County of York, Farmer, of the one part, and the undersigned, Maria Cripps, of the City of Fredericton, in the County of York aforesaid, Widow, of the other part, and registered in Book V, No. 2, of York County Records, pages 616, 617, and 618, the 31st day of May, A. D. 1870, there will, for the purpose of satisfying the moneys secured by the said Indenture of Mortgage, default having been made in the payment of the interest thereon, be sold at Public Auction at the Weigh Scales in front of the County Court House in Queen's Ward, in the City of Fredericton, on Thursday the twenty third day of November next, (A. D. 1871,) at twelve o'clock, noon, the Lands and Premises described in the said Indenture of Mortgage, as follows:—"All that certain piece or parcel of Land situate, lying and being in the Parish of Douglas, in the County of York, and known and distinguished as that part of a lot of land sold by John Waller to the late John M. Bliss, (by Deed bearing date the second day of June, 1814,) which lies in rear of the Royal Road, so called, containing about seventy acres more or less, conveyed to said Booker by George J. Bliss and Wife, by Deed dated 26th December, 1856."

Dated August 19th, A. D. 1871.

MARIA CRIPPS, Mortgagee.

GREGORY & BLAIR, Sols. for Mortgagee.

PUBLIC SALE.

THERE will be sold at Public Auction, on THURSDAY the 30th day of November next, at eleven o'clock in the forenoon, at the Court House in Hopewell Cape, in the Parish of Hopewell and County of Albert, in the Province of New Brunswick, pursuant to a Decretal Order of the Supreme Court in Equity made in a certain cause wherein Henry R. Ranney is Plaintiff, and Gilbert Newcomb and Charles Newcomb are Defendants, by and with the approbation of the undersigned Barrister—All those certain Mortgaged Premises set forth in the Plaintiff's Bill of Complaint in the said cause, and described in a certain Indenture of Mortgage from the said Gilbert Newcomb and Charles Newcomb to the said Henry R. Ranney, dated the 9th day of March, A. D. 1866, and registered in Book K of Records in and for the County of Albert, in the said Province, and therein bounded and described as follows:—

"All that piece or parcel of Land situate in Hopewell Cape, (so called), in Hopewell aforesaid, and bounded westerly by the Great Road, northerly by lands of Nathan M. Bennett, easterly by the shore of the Petitcodiac River, and southerly by lands of the said Nathan M. Bennett, being the same whereon Andrew Newcomb now resides, and containing one half acre, be the same more or less;" together with all the buildings, erections and improvements on the said Land, and the appurtenances.

For terms and further particulars apply to the Plaintiff's Solicitor, at the City of Saint John.—Dated this 16th day of August, A. D. 1871.

C. A. PECK, *Barrister.*

HALIBURTON WELDON, Plaintiff's Solicitor.

PUBLIC SALE.

THERE will be sold at Public Auction, on THURSDAY the 30th day of November next, at eleven o'clock in the forenoon, at the Court House in Hopewell Cape, in the Parish of Hopewell and County of Albert, in the Province of New Brunswick, pursuant to a Decretal Order of the Supreme Court in Equity made in a certain cause wherein Henry R. Ranney is Plaintiff, and Nelson Jamieson is Defendant, by and with the approbation of the undersigned Barrister—All those certain Mortgaged Premises set forth in the Plaintiff's Bill of Complaint in the said cause, and described in a certain Indenture of Mortgage from the said Nelson Jamieson to the said Henry R. Ranney, dated the 9th day of March, A. D. 1866, and registered in Book K of Records in and for the County of Albert, in the said Province, and therein bounded and described as follows:—

"All that piece or parcel of Land situate in Hopewell Cape, (so called), in Hopewell aforesaid, and bounded northwesterly by the Great Road, southwesterly and southeasterly by lands of George Calhoun, Esquire, and northeasterly by lands of Alexander Godfrey, being the same whereon the said Nelson Jamieson now resides, and containing one half acre, be the same more or less;" together with all the buildings, erections and improvements on the said Land, and the appurtenances.

For terms and further particulars apply to the Plaintiff's Solicitor, at the City of Saint John.—Dated this 16th day of August, A. D. 1871.

C. A. PECK, *Barrister.*

HALIBURTON WELDON, Plaintiff's Solicitor.

PUBLIC SALE.

THERE will be sold at Public Auction, on THURSDAY the thirtieth day of November next, at twelve o'clock, noon, at the Weigh Scales in front of the County Court House in the City of Fredericton, in the County of York and Province of New Brunswick, pursuant to the directions of a Decretal Order of the Supreme Court in Equity made in a certain cause wherein George F. H. Minchin is Plaintiff, and James R. Garden, Charles L. Kilner, and Priscilla Jane Kilner, his Wife, and Frederick A. Garden, are Defendants, with the approbation of the undersigned Barrister—The Lands and Premises mentioned and described in the said Plaintiff's Bill of Complaint in the said cause, and in the said Decree, viz:—All those several lots, pieces and parcels of Land situate, lying and being in the Parish of Kingsclear, in the County of York and Province of New Brunswick, and known and described in the Grant from the Crown under the Great Seal of the Province to Stephen Jarvis and others, as the Lots numbered six, seven, eight, and nine, and bounded as follows, to-wit: On the upper side by lands formerly owned and occupied by the late Honorable Thomas C. Lee, deceased; on the front by the River Saint John; and on the lower side by land owned and occupied by the late James A. Macclachlan, Esquire, deceased; and containing by estimation one thousand one hundred and seventy acres more or less, (save and except therefrom all that piece of Land sold by the said George Garden to one Andrew Francis, situate on the southerly side of the Hanwell road, and containing about fifty acres, being part of the herein above mentioned and described several lots of land), and being the same lands and premises on which the said George Garden resided at the time of his death; together with all the buildings, erections and improvements, profits, privileges and appurtenances to the same belonging or in any manner appertaining.

For terms of sale and other particulars apply to the Plaintiff's Solicitors.

Dated this twenty second day of August, A. D. 1871.

F. A. H. STRATON, *Barrister.*

FRASER & WINSLOW, Plf's. Sols.