

IN THE SUPREME COURT IN EQUITY.

Between Andrew M'Cutcheon and Helen Susannah M'Cutcheon his wife, Plaintiffs; and

Bernard M'Guire, Marcus M'Guire, Moody M'Guire, Annie M'Guire, and Jemima Agnew, Defendants.

WHEREAS it hath been made to appear to my satisfaction that Bernard M'Guire and Annie M'Guire, two of the above named Defendants, are out of the limits of this Province, and have no known place of residence, so that they can be served with a summons in this cause, and that the above named plaintiffs have good *prima facie* grounds for filing a bill against said defendants, Bernard M'Guire and Annie M'Guire, together with the said other above named defendants, I do therefore order that the said Bernard M'Guire and Annie M'Guire do cause an appearance to be entered for them in our Supreme Court on the Equity side in this suit on or before the twenty second day of August, A. D. 1876.

Dated the 4th day of May, A. D. 1876.

J. W. WELDON.

FRASER & WINSLOW, Pliffs' Sols.

NOTICE OF SALE.

NOTICE is hereby given, that by virtue of a Power of Sale contained in an Indenture of Mortgage dated twenty sixth day of November, in the year of our Lord one thousand eight hundred and seventy four, and made between Jeremiah Driscoll of Fredericton, in the County of York, and Province of New Brunswick, Butcher, of the first part, and John James Fraser and E. Byron Winslow, of the same place, Barristers, &c., of the second part, registered in the Records of the County of York, in Book C 3, pages 308, 309, 310, and 311, there will, for the purpose of satisfying the moneys secured by the said Mortgage, default having been made in the payment thereof, be sold at Public Auction, at the Weigh Scales in front of the County Court House in Fredericton, on Saturday the tenth day of June next, at twelve o'clock noon, the leasehold premises in said Indenture of Mortgage described as follows, that is to say:—"All that certain lot, piece or parcel of Land situate, lying and being in the said City of Fredericton, in the County of York aforesaid, and more particularly known and described as the lower half part of lot number one hundred and eleven, in block number seven, in the Town Plat of Fredericton, abutted and bounded as follows—Commencing on King Street at the lower corner of said lot, where it joins lot number one hundred and nine, under lease to Patrick M'Grath, thence running up along King Street thirty three feet; thence at right angles one hundred and sixty five feet to the rear of the said lot; thence at right angles and along the line dividing the front and rear lots thirty three feet; thence at right angles one hundred and sixty five feet to the place of beginning on King Street aforesaid, containing one eighth of an acre more or less, reserving thereout to Edward Elliott, lessee of the upper half of said lot number one hundred and eleven, his executors, administrators and assigns, a right of way, with free ingress, egress and regress to him or them, and his or their servants and agents, at all times, with horses, carriages, and other vehicles, loaded or unloaded, over that part thereof next adjoining the upper half of the said lot leased to the said Edward Elliott, and forming a parallelogram of five feet fronting on King Street, by fifty feet back, along the upper side of said half lot, thereby demised, together with all buildings, houses and erections standing and being thereon, and all ways, waters, privileges, and appurtenances to the same lot belonging, or in any way appertaining, excepting and reserving out of this demise all such things as are excepted and reserved in the Royal Grant of the said block to the Governor and Trustees of the late College of New Brunswick," as by reference thereto will fully appear; together with all and singular the buildings, improvements and appurtenances to the same belonging, or in any manner appertaining.—Dated at the City of Fredericton this 31st day of March, A. D. 1876.

JOHN JAMES FRASER,
and E. BYRON WINSLOW.
Mortgagees.

NOTICE.

ALL persons having any legal claims or demands against the Estate of George Mersereau, late of Blissville, in the County of Sunbury, deceased, are requested to present the same, duly attested, to the undersigned, within three months from the date hereof; and all persons indebted to the said Estate are required to pay the same to the undersigned forthwith.

JOHN W. HOYT,
EMERY MERSEREAU, } *Executors.*

Blissville, Sunbury County, 14th March, 1876.—jun21

NOTICE.

THE Rector, Church Wardens and Vestry of Saint Andrew's Church in the Parish of Salisbury, will sell at Public Auction on Thursday, June first, near the residence of George Pittfield, Esquire, all that piece or parcel of Land, known as lot No. 7 in the Grant to Robert Leeman and others, on the Cöverdale River, and described as the twenty ninth in the Deed to said Corporation by the Diocesan Church Society of New Brunswick. Sale as per previous notice.

CUTHBERT WILLIS, *Rector.*
O. E. FLEWELLING, } *Church*
JAS. H. MORTON, } *Wardens.*
Petitcodiac, Westmorland Co., April 26th, 1876.

IN THE SUPREME COURT IN EQUITY.

John Howe and Thomas E. Millidge, Executors of the last Will of James White, deceased, and Georgiana Wilson, William E. Archdeacon, Elizabeth W. Archdeacon, Louisa C. Hanford, Charles E. Brown, Georgiana S. Brown, Arthur W. Howe, and Joseph Howe, Plaintiffs; and

Charles Sorell and Edwin Fisher, Defendants.

WHEREAS it has been made to appear to me, by affidavit to my satisfaction, that the above named defendant, Charles Sorell, resides in the City of London, England, out of the limits of this Province, so that he cannot be served with summons in this cause; and that the plaintiffs have good *prima facie* grounds for filing a Bill against the said defendants, Charles Sorell and Edwin Fisher; I do order that the said defendant, Charles Sorell, do cause an appearance to be entered for him in this cause, in our Supreme Court on the Equity side, on or before the first day of July next.—Dated this 7th day of March, A.D. 1876.

CHARLES DUFF, J. S. C.

HANINGTON & MILLIDGE, Plaintiffs' Sol.

SUPREME COURT—EQUITY SIDE.

Between Charles Osborne, Plaintiff; and

Mary Jane Osborne, William Trainor, Mary Trainor, Defendants.

WHEREAS it hath been made to appear to me, by affidavit to my satisfaction, that William Trainor and Mary Trainor, the above named defendants, are out of the limits of this Province, and have no known place of residence, so that they cannot be served with a summons in this cause; and that the above named plaintiff has good *prima facie* grounds for filing a Bill against the said William Trainor and Mary Trainor; I do therefore order that the said William Trainor and Mary Trainor do cause an appearance to be entered for them in our Supreme Court, on the Equity side, on or before the eighth day of July next.—Dated this sixth day of March A. D. 1876.

CHARLES FISHER.

WM. WEDDERBURN, Plaintiff's Solicitor.

NEW BRUNSWICK—YORK, TO-WIT:

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

WHEREAS Owen Sharkey, Executor of the last Will and Testament of Thomas Sharkey, late of Fredericton, in the County of York, deceased, has filed his Account, as such Executor, with the said Estate, and has prayed that a Citation may issue, calling upon all parties interested in the said Estate to attend the passing of the said Account; You are therefore required to cite the heirs, next of kin, creditors, and all others interested in the said Estate, to appear before me at a Court of Probate to be held at my Office in Fredericton, in the said County, on Thursday the twenty second day of June next, at eleven of the clock in the forenoon, to shew cause (if any they have) why the said Account should not be allowed.

Given under my hand and the Seal of the said Court this ninth day of May, A. D. 1876.

G. F. H. MINCHIN, *Surrogate*
and Judge of Probate, for the County of York.
F. A. H. STRATON, Reg. of Probates for York County.

COLLECTOR'S NOTICE.

THE undermentioned non-resident Ratepayers in the Parish of St. James, Charlotte County, are hereby required to pay their respective Rates, as set opposite their names, together with the cost of advertising, (45 cents each), within three months from the date hereof, to the subscriber at St. James, otherwise legal proceedings will be taken to recover the same.

	Poor & County.	Wild Land.	B. Road.	Total.
Arbuckle, J. W.	\$1 80	..	\$1 10	\$2 90
Christie, George	0 37	..	1 10	1 47
Fraser, Hon. J. J.	6 41	\$38 25	..	44 66
Fraser & Winslow,	1 11	4 00	..	5 11
Millberry & Smith,	0 18	..	0 55	0 73
Richard, Thomas	0 72	..	0 55	1 27
Robertson, William	1 62	..	1 10	2 72
Stuart, Miss Mary	0 36	..	0 55	0 91
Trimble & Frink, Heirs of	0 37	..	1 10	1 47

HUGH MORRISON, Justice of Peace.
Saint James, Feb. 28, 1876.

COLLECTOR'S NOTICE.

THE undermentioned non-resident Ratepayers in the Parish of Prince William, in the County of York, are hereby required to pay their respective Rates, as set opposite their names, together with the cost of advertising, (67 cents each), within three months from this date, to the subscriber, at his residence in Magundy, otherwise legal proceedings will be taken to recover the same.

	Poor & County Tax	Wild Land Tax
Albert E. Neil, Esq.	\$3 50	\$37 10
Thos. Berry & S. Johnston,	0 51	2 42
Zacharias Chipman, Esq.	7 77	61 17
Henry F. Eaton, Esq.	4 73	27 00
Freeman H. Todd, Esq.	9 77	55 79
Executors of late D. Gilmore,	1 16	10 00
Jas. Murchie & late Wm. Todd,	3 94	0 00

GEORGE J. H. LOVE, Collector.
Magundy, Prince William, May 8, 1876.—a16