

## INSOLVENT ACT OF 1875.

CANADA.

PROVINCE OF NEW BRUNSWICK.  
County of Kent.

In the matter of James H. Powell, an Insolvent.

THERE will be sold by Public Auction in front of Hutchinson's Hotel, in the Parish of Wellington, County of Kent, on Friday, the seventh day of September next, between the hours of twelve o'clock noon and two o'clock in the afternoon, all the possessory right and interest of the said Insolvent to a certain piece of land lying on the west side of McLaughlin Road, in the Parish of St. Mary, County of Kent, with the buildings and improvements thereon. Also, the right of the said Insolvent in a certain piece of land with a Mill and other buildings thereon, situated on a branch of Cocaigne River in the said Parish of Saint Mary and County of Kent.

By order of the Inspector.

Terms made known at time of sale.

JAMES McDUGALL, Assignee.

Richibucto, July 3rd, A. D. 1877.

NEW BRUNSWICK.—COUNTY OF ALBERT, TO-WIT:  
[L.S.] To the Sheriff of the County of Albert, or to any Constable within the said County, Greeting.

WHEREAS Andrew G. Blair, Executor of the Estate of Charlotte M. Smith, late of the Parish of Harvey in said County, deceased, has filed an Account of his Administration of the said Estate, and has prayed that the same may be allowed and finally passed: You are therefore required to cite the heirs, next of kin, creditors, and all others interested in the said Estate, and they and every of them are hereby cited to be and appear before me at a Court of Probate to be holden at my Office in Hopewell, in the County of Albert, on the seventh day of September next, at two o'clock, P. M. to attend the passing of the said Account, and shew cause if any they have or know, why the same shall not be allowed and finally passed.—Given under my hand, and the Seal of the said Probate Court, the third day of August, A. D. 1877.

GEORGE H. STEADMAN,

Judge of Probates, County of Albert.

S. G. MORSE, Registrar Probates, Co. Albert.

GEORGE F. GREGORY, Proctor for Executor.

## SUPREME COURT IN EQUITY.

Between Henry Gill, Plaintiff; and

George G. Gill, Samuel H. Gill, Justus Gill, Austin Gill, Sarah Jane Sherwood, George Sherwood, Elizabeth Davidson, Robert Davidson, Louise Gill, Lucy M-Farlane, Widow, Sarah Jane M-Fee, Charles M-Fee, John Neill, and Jane Neill, Defendants.

WHEREAS it has been made to appear by affidavit to the satisfaction of me the undersigned, one of the Judges of this Honorable Court, that the above named Sarah Jane M-Fee, and Charles M-Fee, two of the above named Defendants, do not reside within the Province, so that they cannot be served with a summons, and that their place of residence is unknown to the Plaintiff, and that the above named Plaintiff has good *prima facie* grounds for filing a Bill against the above Defendants, I do therefore hereby order that the said Defendants, Sarah Jane M-Fee and Charles M-Fee, on or before the twentieth day of October next, do enter an appearance in this suit (if they intend to defend the same), wherein a Bill will be filed against the above named Defendants by the above named Plaintiff, for partition of that lot, piece or parcel of Land situate, lying and being in the Parish of Saint Mary's, in the County of York, of which Christopher Brown was seized and possessed at the time of his death, containing one hundred acres, more or less, and now occupied by the said Plaintiff and John Neill, and unless such appearance is so entered the Bill may be taken *pro confesso* and a Decree made.

Dated this 6th day of July, A. D. 1877.

W. WILSON, Plff's Sol.

J. W. WELDON.

## EQUITY SALE.

THERE will be a Public Sale on Thursday the sixth day of December next, at twelve o'clock noon, at the Court House in Hopewell, in the County of Albert, under and by virtue of a Decretal Order of the Supreme Court in Equity, made on Tuesday the seventh day of August, instant, in a certain cause wherein Augustus P. Rolph, Administrator of John Cummins, deceased, is Plaintiff, and Theodore Somers and Elizabeth Somers his wife, are defendants: The mortgaged premises described in the said Decretal Order as follows, viz:—"All that certain piece or parcel of land and premises situate in the Parish of Hopewell, in the County of Albert, on the road leading from Cape Muzzle Creek to Hopewell Hill, bounded on the South by lands of James Matthews, on the North by lands of John Moore, on the West by lands granted to —, on the East by the Road aforesaid, containing thirty five acres, more or less, being that lot of land and premises conveyed by Sarah Haley to the said Elizabeth Somers by Deed dated on or about the thirtieth day of May last past, and registered with the Registrar of Deeds of the said County of Albert; together with all and singular the buildings, improvements, privileges and appurtenances to the said premises belonging or in any wise appertaining."

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

Dated this 25th day of August, A. D. 1877.

MARTIN B. PALMER, Barrister.

C. W. WELDON, Plff's Sol.

## NOTICE OF SALE.

NOTICE is hereby given, that by virtue of a Power of Sale contained in an Indenture of Mortgage dated the first day of January in the year of our Lord one thousand eight hundred and seventy, and made between Andrew A. Wheeler, of the City of Fredericton, in the County of York, and Province of New Brunswick, of the one part, and George E. Fenety, of the City of Fredericton aforesaid, of the other part. Registered in the Records of the County of York, in Book V No. 2, of Records of the said County, pages 360, 361, 362, & 363, 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 Thursday the twentieth day of September next, at twelve o'clock noon, the Leasehold Premises in said Indenture of Mortgage described as follows, viz:—"Beginning on the southwest side of King Street in the City of Fredericton, at the most northerly angle of lot number ninety one, in Block number six, thence running along the said Street southeasterly twenty nine feet, thence southwesterly parallel to the lower side line of said lot eighty feet, thence northwesterly parallel to King Street two feet ten inches, thence southwesterly parallel to the upper side line of said lot ninety one feet to the rear of said lot, thence northwesterly parallel to King Street twenty six feet two inches to the upper side of said lot, and thence along the same to the place of beginning;" 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 13th day of June, A. D. 1877.

G. E. FENETY, Mortgagee.

PUBLIC Notice is hereby given, that we, the undersigned, have been duly appointed Trustees for all the creditors of the Estate and effects of Amos Higgins, late of Moncton, in the County of Westmorland, Pedler, an absconding, concealed, or absent debtor, and have been duly sworn: All persons indebted to the said Amos Higgins will, on or before the second day of July next, pay to us, or either of us, all sums of money they owe to the said Amos Higgins; and all persons having any effects of the said Amos Higgins in their hands or custody, will deliver the same to us, or either of us, as aforesaid; and we require all the creditors of the said Amos Higgins, on or before the fifteenth day of September next, to deliver to us, or some one of us, their respective accounts and demands against the said Amos Higgins, that justice may be done to the parties.

Dated this 4th day of June, A. D. 1877.

CHIP. W. SMITH,

PATRICK J. SWEENEY, } Trustees.

W. B. DEACON,

W. J. GILBERT, Sol. for Trustees.

## IN THE SUPREME COURT—EQUITY SIDE.

Between Charles Osborne, Plaintiff; and

William H. Bennett and Mary Jane his Wife, William Trainor, and Mary Trainor, Defendants.

WHEREAS it hath been made to appear to me by affidavit, to my satisfaction, that William Trainor, and Mary Trainor, two of the above named Defendants, are out of the limits of this Province, so that they cannot be served with summons in this cause, and that the above named Plaintiff, Charles Osborne, has good *prima facie* grounds for filing a Bill against the above named Defendants, William Trainor and Mary Trainor, in this suit; I do therefore order that the said Defendants, William Trainor and Mary Trainor, do cause an appearance to be entered for them in this cause in our Supreme Court on the Equity side, on or before the twenty fifth day of September next.—Dated this 2nd day of May, A. D. 1877.

CHARLES FISHER.

## SHERIFF'S SALE.

To be sold by Public Auction in front of the County Court House in Edmundston, County of Madawaska, on Monday the thirteenth day of February, 1878, between the hours of twelve o'clock, noon, and five o'clock, P. M.:—

ALL the right, title, interest, property, possession, claim and demand, either at law or in equity, of Prudent Gagnon, of, in, to or upon all those certain pieces or parcels of Land situate, lying and being in the Parish of Saint Hilaire, (formerly the Parish of Saint Francis,) in the County of Madawaska, and Province of New Brunswick, and described as follows, to-wit:—Being part of lot No. 70, granted to one Lambert Lev-que, and part of lot No. 71, granted to one Baptis Gnimond, and bounded as follows, viz:—South by the River Saint John, on the north by the actual Gravel Road, on the lower side by a cedar log fence on lot No. 70, upper side and in lot No. 71, from the upper abutment of the bridge, to the River Saint John at one rod and one-half above the line post between the two said lots, measuring in front 11½ rods, more or less, and in lengths 25 rods, more or less, and containing three acres, more or less, being the same Land upon which there is a Grist Mill and a Carding Mill. Also, to another piece of Land, being the whole of lot No. 71 and part of lot No. 73, bounded south by the River Saint John, upper side by a land owned and occupied by one Paschal Pinet, lower side by a land owned and occupied by one Ambroise Pinet, back the rear of lots, measuring in front thirty rods, more or less, containing one hundred acres, more or less: Together with all buildings and improvements thereto belonging. The same having been seized under and by virtue of an execution issued out of the York County Court against the said Prudent Gagnon, at the suit of Charles H. Lugin.

J. F. RICE, Sheriff.

Sheriff's Office, Edmundston, County }  
Madawaka, August 1, 1877. }