

## 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 Cocalgne 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 McDOUGALL, 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.

PUBLIC Notice is hereby given, that we, the undersigned, have been duly appointed Trustees for all the creditors of the Estate and effects of Charles H. Wright, late of the City of Saint John, an absconding or concealed debtor, and have been duly sworn: All persons indebted to the said Charles H. Wright will, on or before the twenty ninth day of August next, pay to us, or either of us, all sums of money they owe to the said Charles H. Wright; and all persons having any effects of the said Charles H. Wright in their hands or custody, will deliver the same to us, or either of us, as aforesaid. And we require the creditors of the said Charles H. Wright, on or before the twenty ninth day of August, A. D. 1877, to deliver to us, or some one of us, their respective accounts and demands against the said Charles H. Wright, that justice may be done to the parties.

Dated this 18th day of May, A. D. 1877.

HENRY C. MACMONAGLE,  
J. E. PUDDINGTON,  
P. GLEESON, } Trustees.

NOTICE is hereby given, that upon application of Timothy Donovan, of Petersville, in Queen's County, Farmer, I have directed all the Estate, as well real as personal, of Andrew Donovan, in the County of Queen's, 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 the payment thereof.—Dated 16th May, 1877.

CHARLES WATTERS, J. C. C.

A. A. STOCKTON, Sol. for Applicant.

## NOTICE.

IN pursuance of a proviso or Power of Sale contained in a certain Indenture of Mortgage bearing date the second day of February, A. D. 1874, recorded in the York County Records, in Book A 3, pages 578, 579, and 580, on the 2nd February A. D. 1874, which Indenture of Mortgage is made between Donald Manson Hallett, formerly of Douglas in the County of York, then of Sacramento in the State of California, in the United States of America, Carpenter, and Mary A. Hallett his Wife, of the first part; and the undersigned Margaret Smith, of Douglas in the County of York, Widow, of the second part; default having been made in the payment of the moneys secured thereby, there will, for the purpose of satisfying the said moneys, be sold at Public Auction, at the Weigh Scales in front of the New County Court House in Fredericton, on the sixteenth day of August next, at twelve o'clock, noon—All that piece or parcel of Land, situate, lying and being in the Parish of Douglas, in the County of York, being that piece of land devised to the said Donald Hallett by his mother, Barbara Hallett, and being the one-third on the upper side, lying next Andrew Dunphy's land, bounded on the front by the River Saint John, and on the rear by the Old Highway Road: Also, all that certain other piece of Land known as the upper or one-third of that tract of Land devised by the said Barbara Hallett to her sons Donald, Norman, and George, in said Will described as the remainder of the Land of the testatrix, lying back of the Old Highway Road, bounded on the upper side by lands deeded to Richard Hallett, and on the lower side by lands owned by William and Ross Currie; together with all and singular the buildings and improvements thereon.—Dated this 7th day of February 1877.

MARGARET SMITH, Mortgagee.

FRASER, WETMORE & WINSLOW, Sols. for Mortgagee.

## 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,  
W. B. DEACON, } Trustees.

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.