

To Henry B. Estey, of the Parish of Bright, in the County of York, and Province of New Brunswick, Carriage Maker, and Lydia his Wife, and all others whom it may concern.

NOTICE is hereby given, that under and by virtue of a Power of Sale contained in a certain Indenture of Mortgage bearing date the twenty sixth day of December in the year of our Lord one thousand eight hundred and seventy three, and registered in Book A 3, pages 511, 512, and 513, of the York County Records, and made between the said Henry B. Estey and Lydia his Wife of the first part, and Abraham D. Yerxa, of the Parish of Saint Mary's, County and Province aforesaid, Executor of the last Will and Testament of Isaac Allen Yerxa, of the second part; which said Mortgage was duly assigned by the said Abraham D. Yerxa to the undersigned Jeffrey Yerxa, of the Parish of Douglas, in the County and Province aforesaid, Farmer, by Assignment bearing date the ninth day of October in the year of our Lord one thousand eight hundred and seventy six, and recorded under No. 28,172, in Book G 3, pages 516, 517 and 518 of the York County Records; there will, for the purpose of satisfying the moneys secured by said Mortgage, default having been made in the payment thereof, be sold at Public Auction, at Phoenix Square in front of the City Hall, in the City of Fredericton, County and Province aforesaid, on Monday the fourth day of July next, at twelve o'clock, noon, the Lands and Premises mentioned and described in said Indenture of Mortgage as follows:—All that certain piece, parcel or lot of Land and premises situated, lying and being on the Madam Keswick Road, in the Parish of Bright, being part of lot number eighty, situated at Smith's Corner, so called, being bounded as follows: On the northwest side by the Madam Keswick Road; on the northeast, southeast and southwest by lands owned and occupied by Robert McKay; the dimensions of the above named boundaries being as follows: Commencing at a cedar stake at the Madam Keswick Road, the said stake being four poles and fifteen links from the junction of the aforesaid Madam Keswick Road with the Tripp Settlement Road, and running from thence in a southeast direction three poles and twenty one links to a stone marked No. 2, and running from thence in a northwest course four poles and fifteen links to the Madam Keswick Road, and running along said road in a northeast direction ten poles and nineteen links to the cedar stake named at the beginning, containing in all one quarter of an acre more or less; together with all and singular the buildings and improvements thereon, and the rights, members, privileges and appurtenances to the same belonging or in any wise appertaining.

Dated this 31st day of May, A. D. 1881.

JEFFREY YERXA,

Assignee of Mortgagee.

J. A. & W. VANWART, Sols. for Assignee of Mortgagee.

## Rules and Practice of the House of Assembly.

### Bills—Private.

185. No Bill of a local or private nature shall be received by this House after the twentieth day from the opening of the Session, both inclusive, and that the Clerk of this House do cause this Rule to be published in the Royal Gazette weekly during each recess of the Legislature; and this Rule shall not be suspended except in the same manner as a Joint Rule of this House and the Legislative Council is suspended.

186. (Joint Rule.)—No Bill of a private nature, or Bill for making any amendments of a like nature to any former Act, shall be received by the House, unless a notice specifying the several objects desired to be attained, has been published four successive weeks previous to the meeting of the Legislature or to the introduction of the Bill, in some one of the Newspapers published in the City or County interested in or to be affected by the measure, or in the locality where the parties affected or the majority of them reside.

187. When no Newspaper is published in either of such localities, then in some Newspaper published in the nearest adjoining County; and when no Newspaper is published therein, then in the Royal Gazette.

188. When the City or County interested in the measure, or the locality in which the parties affected reside, is largely composed of a French population, then such notice shall also be published in a French Newspaper, if any be published in the Province.

189. In any County where no Newspaper may be published, the Bill, in lieu of other local notice or publication, may be read at the Assizes, in the presence of the Grand Jury, or before the Council of an Incorporated Town, or before the Municipal Council of the County, interested in or affected by the Bill; and a certificate of such reading shall be endorsed upon or attached to the said Bill, by the Clerk of the Court, or the Town Clerk, or the Secretary-Treasurer, as the case may be, verified by the Seal, if any, of and in case of the Town Council or Municipal Council, as the case may be; and (Joint Rule) separate Petitions must be presented to each Branch of the Legislature, setting forth in detail the object of the measure and the reasons that may be urged for its adoption.

190. (Joint Rule.)—It shall be the duty of all parties seeking the interference of the Legislature in any Private Bill, to file with the Clerk of each House the evidence of their having complied with the Rules and Standing Orders thereof.

191. In default of such proof, or evidence, being so furnished, it shall be the duty of the Clerk to report to Mr. Speaker or the House that the Rules and Standing Orders have not been complied with, and to endorse the same upon the Bill.

192. (Joint Rule.)—The Clerk of this House shall cause the six preceding Rules relating to publication to be published in the Royal Gazette over the signature of the Clerk of each House, weekly, during each recess of the Legislature.

GEO. J. BLISS, Clerk Assembly.

## Joint Rules of Council and Assembly.

1. That no Bill of a private or local nature, or Bill for making any amendments of a like nature to any former Act, shall be received by the House, unless a notice specifying the several objects desired to be attained, has been published four successive weeks, previous to the meeting of the Legislature or to the introduction of the Bill, in some one of the Newspapers published in the City or County interested in the measure, or in the locality where the parties affected reside; and when no Newspaper is published in either of such localities, then in some Newspaper published in the nearest adjoining County, or in the Royal Gazette; provided that when the City or County interested in the measure, or where the locality in which the parties affected reside, is largely composed of a French population, then such notice shall also be published in a French Newspaper, if any be published in the Province; and provided also, that in any County where no Newspaper may be published, that such Bill, in lieu of other local notice or publication, may be read at the Assizes, or at some General Sessions of the County, or City and County interested in such Bill, in the presence of the Grand Jury, or in Incorporated Counties before the County Council, and a certificate be endorsed thereon by the Clerk of the Court or the Secretary-Treasurer, as the case may be, that the same has been so read.

2. That separate Petitions be presented to each Branch of the Legislature, setting forth in detail the object of the measure, and the reasons that may be urged for its adoption.

3. No Bill of a private nature shall be received unless it shall be certified by the Receiver General that there has been paid into his hands, towards the printing and other contingent expenses of the House, the sum of *Thirty Dollars*, except in case of a Bill in amendment of or in addition to an Act, when there shall be paid the sum of *Twenty Dollars*; provided that where a Bill, in respect of which such payment may be made, does not pass the Legislature, it may be introduced without further payment at the next Session; and provided that this Rule shall not extend to "Local Acts."

4. It shall be the duty of all parties seeking the interference of the Legislature in any Private or Local Bill, to file with the Clerk of each House the evidence of their having complied with the Rules and Standing Orders thereof; and in default of such proof being so furnished, it shall be the duty of the Clerk to report that the Rules and Standing Orders have not been complied with, and to endorse the same upon the Bill.

6. The Clerk of this House shall cause Rules Nos. 1, 2, 3, and 4, to be published in the Royal Gazette, over the signature of the Clerk of each House, weekly, during each recess of the Legislature.

GEO. BOTSFORD, Clerk Leg. Council.

GEO. J. BLISS, Clerk Assembly.

## THE SUPREME COURT IN EQUITY.

Between Catherine Walsh, Ellen Walsh, William Walsh and Richard Walsh, by Annie Walsh, their Guardian, Plaintiff; and

Patrick Walsh, Catherine Walsh, and Amelia Walsh, Defendants.

WHEREAS it has been made to appear by affidavit to the satisfaction of me the undersigned, one of the Judges of the Supreme Court, that Patrick Walsh, one of the above Defendants, does not reside within the Province, so that he cannot be served with a Summons, and that his place of residence is unknown to the Plaintiff, and that the above Plaintiff has good *prima facie* grounds for filing a Bill against the above Defendants: I do therefore hereby order that the said Defendant Patrick Walsh, on or before the first day of August next, do enter an appearance in this suit, (if he intend to defend the same), wherein a Bill will be filed against the above named Defendants by the above named Plaintiff, for a Partition of all the Lands, tenements and hereditaments of which Peter Walsh, late of the Parish of Chatham, in the County of Northumberland, in the Province of New Brunswick, Shoemaker, who died intestate, died seized or possessed of; and unless such an appearance is so entered, the Bill may be taken *pro confesso*, and a Decree made.

Dated this 21st day of April, A. D. 1881

A. L. PALMER.

RICHARD CARMAN, Plaintiff's Solicitor.

## NOTICE.

Advertisements for the Gazette are required to be forwarded by Mail on TUESDAY, in order to be in time for Wednesday.