

IN THE SUPREME COURT IN EQUITY.

Between Frederick A. Wiggins, Plaintiff; and

Ann Ryan, James Ryan, and John H. Ryan, Administrators of the Estate and effects of John H. Ryan, deceased, who died intestate, and the said Ann Ryan, James Ryan, and John H. Ryan, Edwin Fenwick and Jane R. his wife, Margaret E. Ryan and Anne M. Ryan, Beverly S. Trites and Melvina L. his wife, John H. Ryan, Eleanor P. Ryan, and Frank W. Ryan and Frederick P. Ryan, Infants, and Thomas R. Jones, Catherine Darling, and Agostino Dagnino, 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 Frank W. Ryan, one of the above named 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 Defendant: I do therefore hereby order, that the said defendant Frank W. Ryan, on or before the tenth day of March 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 the foreclosure of a Mortgage dated the twenty sixth day of November, A. D. 1859, made between John H. Ryan, now deceased, and the above defendant Ann Ryan, of the one part, and the said plaintiff Frederick A. Wiggins, of the other part, on certain Lands in the County of King's, in the Province of New Brunswick, in said Mortgage described, for securing the payment of one thousand pounds and interest, as therein mentioned, the time whereof has elapsed; and unless such an appearance is so entered, the Bill may be taken *pro confesso*, and a Decree made.

Dated this second day of December, A. D. 1881.

A. L. PALMER, Judge in Equity.

JAMES J. KAYE, Plaintiff's Solicitor.

ENDORSED.

The Plaintiff claims \$4000 for principal on the within mentioned Mortgage, and \$538 for interest from the 26th May, A. D. 1879, to the 23rd August, 1881, the date of the Summons in this cause, and until paid.

JAMES J. KAYE.

Novemoer, 1881.

THE SUPREME COURT IN EQUITY.

Between James King and Eliza King his wife, Plaintiffs; and

Andrew King and Bessie King his wife, Douglas King and Sarah King his wife, John King and Julia King his wife, Daniel King and Jane King his wife, William F. King, Georgiana King, Mary King, Ida King, David King, William A. King, Campbell King, Thomas King, Emily King, Sarah Agnes King, Mary Agnes King, Arthur M. King, William J. King, George G. King and Rosanna King his wife, Charles King, Mary Bell King, Margaret King, Margaret Jane King, Ora Patten King, William King, Patrick King, Beverly King, David B. Lindsay and Martha Lindsay his wife, John King, Junior, and Jennie King his wife, and James W. Pitfield, Defendants.

And by amendment—

Between James King and Eliza King his wife, Plaintiffs; and

Andrew King and Bessie King his wife, Douglas King and Sarah King his wife, John King and Julia King his wife, Daniel King and Jane King his wife, William F. King, Georgiana King, Mary King, Ada King, David King, William A. King, Campbell King, Thomas King, Emily King, Sarah Agnes King, Mary Agnes King, Arthur M. King, William J. King, George G. King and Rosanna King his wife, Charles King, Mary Bell King, Margaret King, Margaret Jane King, Ora Patten King, William King, Patrick King, Beverly King, David B. Lindsay and Martha Lindsay his wife, John King, Junior, and Jennie King his wife, and James W. Pitfield, 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 William J. King, one of the above named 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 Plaintiffs, and that the above Plaintiffs have good *prima facie* grounds for filing a Bill against the above Defendants: I do therefore hereby order that the said Defendant, William J. King, on or before the sixth day of April 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 Plaintiffs for the partition of certain lands and premises of which John King, late of the Parish of Studholm, in the County of King's, in the Province of New Brunswick, deceased, died seized; and unless such an appearance is so entered the Bill may be taken *pro confesso* and a decree made.

Dated this thirtieth day of December, A. D. 1881.

A. L. PALMER, Judge in Equity.

OTTY & DIXON, Plaintiffs' Solicitors.

In the Saint John County Court.

NOTICE is hereby given, that upon the application of William W. Turnbull and Joseph F. Merritt, both of the City of Saint John, I have directed all the Estate, as well real as personal, of John T. Murray, of the City of Saint John, in the City and County of Saint John, Grocer, 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.

Dated at the City of Saint John this twentieth day of February, A. D. 1882.

CHARLES WATTERS, J. C. C.

SILAS ALWARD, Sol. for Pet. Cred. my24

NOTICE OF SALE.

NOTICE is hereby given, that in pursuance of a Power of Sale contained in a certain Indenture of Mortgage bearing date the fourth day of May in the year of our Lord one thousand eight hundred and seventy five, and recorded in the Office of the Registrar of Deeds and Wills in and for the County of Westmorland, by the No. 33.793, folio 370, Libro No. 3, on the tenth day of May, A. D. 1875, made between Harvey K. Ayer, of the Parish of Moncton, in the County of Westmorland, and John A. Johnson, of the same place, Farmer, and Sarepta his Wife, of the one part, and Calvina Berry, Wife of Daniel T. Berry, of the Parish of Moncton aforesaid, Farmer, of the other part, and which said Indenture of Mortgage, and all powers, privileges and appurtenances belonging to the same, were, by Indenture bearing date the third day of January, A. D. 1882, assigned, transferred and set over by the said Daniel T. Berry and Calvina Berry his Wife, to the undersigned, Alexander L. Wright, Jr., there will be sold by Public Auction, in front of the Office of C. A. Steeves, Esquire, in the Town of Moncton, on Thursday the twentieth day of March next, at the hour of twelve o'clock, noon, all the Lands and Premises mentioned and described in the said Indenture of Mortgage as—"All that certain piece or parcel of Land mentioned and described in a certain Deed from the said Daniel T. Berry and Calvina Berry and Henry A. Sulis to the said Harvey K. Ayer and John A. Johnson, bearing date on the day and year aforesaid;" together with all and singular the buildings, privileges and improvements to the same belonging, or in any manner appertaining, default having been made in payment of the moneys secured under and by virtue of the said Indenture of Mortgage.

Dated this tenth day of January, A. D. 1882.

ALEX. L. WRIGHT, JR.

Assignee of Mortgagee.

C. A. STEEVES, Solicitor
to Assignee of Mortgagee.

EQUITY SALE.

THERE will be sold at Public Auction, on FRIDAY the fifth day of May next, at the hour of one o'clock in the afternoon, at Phoenix Square, in the City of Fredericton, pursuant to the provisions of a Decretal Order of the Supreme Court in Equity, made on the thirty first day of January now last past, in a certain suit in the said Court, wherein David Little is Plaintiff, and Henry Wiley, Robert Wiley, Mary Ann Wheaton, George Wheaton, and Charles H. Kingston, are Defendants, with the approbation of the undersigned Barrister, the Mortgaged Lands and Premises described in the said Order as follows:—"All that certain piece or parcel of Land lying and being on the south side of the North Branch of the Oromocto River, in the County of Sunbury and Province of New Brunswick, and known as Lot number five, formerly owned by Samuel Boone, Junior, containing by estimation one hundred acres more or less;" together with all and singular the buildings and improvements thereon, with the privileges and appurtenances to the same belonging or appertaining.

Dated this first day of February, A. D. 1882.

F. A. H. STRATON, Barrister.

For terms and other particulars apply to
RAINSFORD & BLACK, Plf's Sols.

NOTICE.

PUBLIC NOTICE is hereby given, that we, the undersigned, have been duly appointed Trustees for all the creditors of the estate and effects of Joseph Aheran, late of Black Brook, in the Parish of Chatham, in the County of Northumberland, an absconding and absent debtor, and have been duly sworn: All persons indebted to the said Joseph Aheran will, on or before the eighteenth day of March next, pay to us or either of us all sums of money they owe to the said Joseph Aheran; and all persons having any effects of the said Joseph Aheran 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 Joseph Aheran, on or before the eighteenth day of March, A. D. 1882, to deliver to us or some one of us their respective accounts and demands against the said Joseph Aheran, that justice may be done to the parties.

Dated the tenth day of February, A. D. 1882.

J. R. GOGGIN,
G. B. FRASER,
W. B. HOWARD, } Trustees.