

Rules and Practice of the House of Assembly

Bills—Private.

185. No Bill of a 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.

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.

GEO. BOTSFORD, *Clerk Leg. Council*.

GEO. J. BLISS, *Clerk Assembly*.

IN THE SUPREME COURT IN EQUITY.

Between Elizabeth E. Scott and Murray Scott, Plaintiffs; and Walter G. Broderick, Defendant.

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 the above Defendant 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 Defendant: I do therefore hereby order that the said Defendant 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 Defendant by the above named Plaintiffs for the foreclosure of a certain Mortgage or assignment of Lease by way of Mortgage, bearing date the sixth day of July in the year of our Lord one thousand eight hundred and seventy one, and made between Walter Broderick, of the City of Fredericton, in the County of York, Butcher, (since deceased) of the one part, and the above named Elizabeth E. Scott of the other part, recorded in Book X, No. 2, of York County Records, pages 243, 244, and 245; and unless such an appearance is so entered, the Bill may be taken *pro confesso* and a Decree made.

Dated this 20th day of December, A. D. 1881.

J. W. WELDON,

Judge of the Supreme Court.

RAINSFORD & BLACK, Plaintiffs' Solicitors.

EQUITY SALE.

THERE will be sold at Public Auction, on Thursday the sixteenth day of March next, at twelve o'clock, noon, in front of the Court House in the Town of Bathurst, in the County of Gloucester, pursuant to the directions of a Decretal Order of the Supreme Court in Equity made on the twenty ninth day of November, A. D. 1881, in a certain cause therein depending, wherein Ezekiel M'Leod, Assignee under the Insolvent Act of 1875, and Amending Acts, of Arthur Everitt and Richard P. Butler, doing business under the name, style and firm of "Everitt & Butler," Insolvents, is Plaintiff, and Francis W. Alexandre is Defendant, with the approbation of the undersigned Barrister, the Mortgaged Lands and Premises described in the Bill of Complaint in the said Cause and in the said Decretal Order as follows, that is to say:—

"All that certain piece or parcel of Land situate, lying and being on the south side of Shippagan Harbour, and bounded as follows, to-wit—Beginning at a cedar stake planted at or near a Blacksmith's shop erected in the western corner of a certain piece of land leased by one Moses Dugue to the said Francis W. Alexandre, thence running in a southwesterly direction ten degrees west till it meets the rear line of the Gully Lots, thence easterly to the shore, thence following the various courses of the same in a northeasterly direction to another cedar post planted in the eastern corner of the lot leased by the said Moses Dugue to the said Francis W. Alexandre, thence westerly to the place of beginning, containing fifteen acres, and being the piece of land purchased by the said Francis W. Alexandre from Moses Dugue, by Deed dated the eighteenth day of October, A. D. 1877." Also, all that lot or tract of Land and Premises situate at Grand Shippagan, in the Parish and County aforesaid, bounded on the north by the waters of Shippagan Harbour, on the northwest by lands owned and occupied by Peter DeGrace, Senior, on the southwest by Crown Lands, and on the southeast by lands owned by Hon. William Taylor, measuring in breadth twelve rods, and containing thirty acres more or less, being part of Lot number six, Ferguson's Survey, and which said lot or tract of Land was conveyed to the said Francis W. Alexandre by Pierre Robicheau, by Deed dated the twenty sixth day of May, A. D. 1875, as by reference to the said Deeds or the Records thereof, will fully and at large appear.

For terms of sale and other particulars apply to the Plaintiff's Solicitor. Dated the 7th day of December, A. D. 1881.

THEOPHILUS DESBRISAY, Barrister.

E. & R. M'LEOD, Plaintiff's Solicitors.

PUBLIC SALE.

THERE will be sold at Public Auction on Tuesday the eleventh day of April next, at four o'clock in the afternoon, at the Court House in the City of Fredericton, in the County of York, in the Province of New Brunswick, pursuant to a Decretal Order of the Supreme Court of the said Province, on the Equity side thereof, made on the twenty third day of December instant, in a certain cause wherein Timothy M'Carty is Plaintiff, and Catherine Louisa Covert, William George Covert, Walter Scott Covert, Isabella Bowden, Lucy Ann Covert, Anna Sara Covert, Kate Louisa Covert, Ernest Covert, and Frederick W. Bailey, surviving Executor of the last Will and Testament of Thomas Bridges, Senior, deceased, are Defendants, and by and with the approbation of the undersigned Barrister:—All that Farm or tract of Land situate, lying and being in the Parish of Magerville, in the County of Sunbury, and in the year A. D. 1868 bounded and described as follows, that is to say—Fronting on the River Saint John forty rods more or less, and bounded on the one side by land owned and occupied by Theodore V. W. Clowes, Esquire, and on the other by land owned by Francis Peabody, Esquire, and known and distinguished by Lot number eighty three in the Magerville Grant, containing five hundred acres more or less.

Dated this thirty first day of December, A. D. 1881.

C. A. PALMER, Barrister.

P. A. LANDRY, Plaintiff's Solicitor.