

## IN THE SUPREME COURT IN EQUITY.

Between Sarah M. Smith, Edward J. Smith, and Henry R. Emmerson, Executrix and Executors and Trustees under the last Will and Testament of Sir Albert J. Smith, deceased, and John W. Y. Smith, an Infant, by Sarah M. Smith, his next friend, Plaintiffs; and

Vital Dupuis, Thomas Dupuis and Sarah his wife, Pacifique Dupuis, and Obeline Dupuis, Defendants.

WHEREAS it has been made to appear by affidavit to the satisfaction of me, one of the Judges of the Supreme Court and Judge in Equity, that one of the above named defendants, namely, Pacifique Dupuis, 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 named plaintiffs have good *prima facie* grounds for filing a Bill against the said defendants: I do therefore hereby order, that the said defendant, Pacifique Dupuis, on or before the sixth day of March, A. D. 1886, 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 foreclosure of the Equity of Redemption in and the sale of certain lands and premises situate in the Parish of Dorchester, in the County of Westmorland, and Province of New Brunswick, particularly mentioned and described in a certain Indenture of Mortgage bearing date the 17th day of May, A. D. 1876, made between Oliver Dupuis, of Dorchester, in the County of Westmorland, since deceased, and Obeline his wife, of the one part, and the above named Sir Albert J. Smith, since deceased, of the other part, duly registered in the Office of the Registrar of Deeds in and for the County of Westmorland, in book 23, at page 134, on the 17th day of May, A. D. 1876; default having been made in the payment of the principal moneys and interest secured by the said Indenture of Mortgage; and unless such an appearance is so entered, the Bill may be taken *pro confesso*, and a decree made.

Dated this 28th day of November, A. D. 1885.

A. L. PALMER,  
Judge in Equity.

## ENDORSED.

The plaintiffs claim under the within mentioned Mortgage for principal the sum of \$2,617.36, and for interest the sum of \$655.17, to the fifth day of October last past. Issued November 28th, 1885.

W. H. CHAPMAN, Plaintiffs' Solicitor.

## EQUITY SALE.

THERE will be sold at Public Auction, on Saturday the twentieth day of March next, at the hour of twelve of the clock, noon, at Chubb's Corner, (so called), on the Corner of Prince William and Princess Streets, in the City of Saint John, in the City and County of Saint John, pursuant to a Decretal Order of the Supreme Court in Equity, made on Saturday the third day of October last past, in a cause wherein George S. DeForest, Thomas Clark, William Kerr, Henry J. Thorne, and Robert C. Thorne, are Plaintiffs, and John T. Mallery, Sarah A. Mallery his wife, and William Cooper, are Defendants, with the approbation of the undersigned Barrister, the mortgaged Premises described in the said Decretal Order as—"All those certain lots, pieces or parcels of Land and Premises situate, lying and being in the Parish of Petersville, Queen's County, being the southwestern half of a lot granted by the Crown to Curtis Mallery by grant bearing date the nineteenth day of February, in the year of our Lord one thousand eight hundred and fifty two, containing fifty acres; also the southwestern half of a lot granted to the said Curtis Mallery by grant bearing date the twenty fifth day of January, A. D. 1860; also the northwestern half of a lot granted to the said Curtis Mallery by grant bearing date the twenty seventh day of July, A. D. 1868; the whole of the premises hereby conveyed containing one hundred and fifty acres, more or less, being the same as was by Deed bearing date the first above written even herewith conveyed by the said T. Medley Wetmore and wife to the said party of the first part: Together with all and singular the buildings, improvements, privileges, and appurtenances to the said premises belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title and interest, dower, right of dower, whatever, both at law and in equity, of the said parties of the first part, of, in, to out of or upon the said Premises and every and any part thereof."

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

Dated the twenty first day of November, A. D. 1885.

CHARLES H. MASTERS, Barrister.  
HANINGTON, MILLIDGE & WILSON, Plaintiff's Solicitor.

## THE SUPREME COURT IN EQUITY.

Between Bela R. Lawrence, Plaintiff; and  
Mary Ann Anderson, Mary Elizabeth Anderson, and James Anderson, Executrices and Executor of the last Will and Testament of John Anderson, deceased, 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 the above 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 plaintiff has good *prima facie* grounds for filing a Bill against the above defendants: I do therefore hereby order, that the said defendants, on or before the seventh day of January 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 the foreclosure and sale of certain mortgaged leasehold Lands and Premises situate in the City of Saint John aforesaid, and described in a certain Indenture of Mortgage bearing date the twentieth day of October, in the year of our Lord one thousand eight hundred and seventy eight, and made between John Anderson, of the City of Saint John, Esquire, of the one part, and the above named plaintiff, of the other part; and which said Indenture of Mortgage is recorded in the Office of the said Registrar of Deeds in and for the City and County of Saint John, in Book P, No. 7, of Records, pages 465, 466, 467, 468, and 469, the twenty fifth day of October, A. D. 1878; and unless such an appearance is so entered, the Bill may be taken *pro confesso*, and a Decree made.

Dated this 14th day of September A. D. 1885.

A. L. PALMER, Judge in Equity.  
C. A. STOCKTON, Plaintiff's Solicitor.

## ENDORSED.

The Plaintiff claims \$2,000 for principal on the within mentioned Mortgage, and \$176.03 for interest from the seventh day of April, A. D. 1884, to the date of this Order for appearance.

Dated the 14th day of September, A. D. 1885.

C. A. STOCKTON, Plaintiff's Solicitor.

## EQUITY SALE.

THERE will be sold at Public Auction, on Friday the twenty second day of January next, at eleven o'clock in the forenoon, in front of the Office of the Registrar of Deeds at Gagetown, in Queen's County, Province of New Brunswick, pursuant to the directions of a Decretal Order of the Supreme Court in Equity, made in a certain cause therein pending, wherein Benjamin Hayes is Plaintiff, and Mary Campbell, George Flaglor and Catherine Flaglor his wife, Charles Sharon and Annie S. Sharon his wife, William Allen and Elizabeth S. Allen his wife, James Osborne and Matilda Mary Osborne his wife, are Defendants, with the approbation of the undersigned Barrister, the mortgaged Premises described in the Plaintiff's Bill in said cause, and in the said Decretal Order, as—

"All that certain piece or parcel of Land situate, lying and being in the Parish of Hampstead, in the County of Queen's, and described as follows: Lying on the eastern side of the Hill commonly designated as the Blue Mountain, and bounded on the north by a lot of land granted to Stephen Crabbe, and on the south by a lot of land granted to Robert Searles, Senior; the said lot running from front to rear, being thirteen chains and fifty links in width, and one hundred and ten chains in length, containing one hundred and fifty acres more or less; together with all houses, buildings and fences and improvements to the same belonging or in any way appertaining.

For particulars apply to T. Medley Wetmore, Plaintiff's Solicitor, Gagetown, N. B.

Dated this second day of October, A. D. 1885.

GEO. C. COSTER, Barrister.

## NOTICE.

The Royal Gazette will be forwarded to (*qualified*) Justices of the Peace who may desire it. By order of the Government.

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