

THE SUPREME COURT IN EQUITY.

Between Charles Lawton, Plaintiff; and
John Callaghan and Catherine his wife, 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 named defendants, John Callaghan and Catherine his wife, 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 named defendants: I do therefore hereby order, that the said defendants, on or before the tenth day of April 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 of a certain Mortgage and the sale of the premises therein described, bearing date the third day of June in the year of our Lord one thousand eight hundred and eighty two, made between John Callaghan, formerly of the City of Saint John, in the City and County of Saint John, and Province of New Brunswick, Master Mariner, but at the time of the execution of the said Indenture of Mortgage, of the City of New York, in the United States of America, Grocer, and Catherine his wife, of the first part, and Charles Lawton of the City of Saint John aforesaid, formerly Boat Builder, of the second part; 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. 1884.

A. L. PALMER, Judge in Equity.

This Order is granted on the application of Robert R. Ritchie, Esquire, Plaintiff's Solicitor in this cause.

A. L. PALMER, Judge in Equity.

INDORSED.

The plaintiff claims on the within mentioned Mortgage the sum of one hundred and twenty dollars for interest now due and owing upon the said Indenture of Mortgage, from the third day of June, in the year of our Lord one thousand eight hundred and eighty two, (the date of the said Mortgage), to the third day of June last past.

ROBERT R. RITCHIE, Plaintiff's Solicitor.

Dated this 20th day of December, A. D. 1884.

IN THE SUPREME COURT IN EQUITY.

Between James Kenny, Plaintiff; and

Henry Kenny, Eleanor Kenny, James Smith and Elizabeth Smith his wife, John Kerr and Ellie Kerr his wife, Maurice Connell and Susan Connell his wife, Jane Pettie, Margaret Pettie, George Pettie, Charles Pettie, and Oceanna Pettie, 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 James Smith and Elizabeth Smith his wife, Maurice Connell, Jane Pettie, George Pettie, and Charles Pettie, six of the above named defendants, do not reside within the Province, so that they cannot be served with a Summons, and that their and each of their places or place of residence is unknown to the plaintiff, and that the above plaintiff has good *prima facie* grounds for filing a Bill against the said defendants, James Smith and Elizabeth Smith his wife, Maurice Connell, Jane Pettie, George Pettie and Charles Pettie: I do hereby order, that the said defendants, on or before the twenty sixth day of February next, do enter an appearance in this suit, (if they intend to defend the same), wherein a Bill will be filed against them and the other above named defendants for the foreclosure and sale of certain mortgaged lands and premises mentioned and described in a certain Indenture of Mortgage, dated the twenty eighth day of October, in the year of our Lord one thousand eight hundred and seventy six, made and given by John Kenny (since deceased) to James Kenny, the above plaintiff; and unless such an appearance is so entered, the Bill may be taken *pro confesso*, and a Decree made.

Dated the seventh day of November, A. D. 1884.

A. L. PALMER, Judge in Equity.

R. LEB. TWEEDIE, Plaintiff's Solicitor.

INDORSED.

The plaintiff claims \$100 for principal on the within mentioned Mortgage, and \$30 for interest from the twenty eighth day of October, A. D. 1876 to the date of this Order for appearance.

Dated the 7th day of November, A. D. 1884.

R. LEB. TWEEDIE, Plaintiff's Solicitor.

In the County Court of the City and County of Saint John.

NOTICE is hereby given, that upon the application of John Cunningham, of the City of Portland, in the City and County of Saint John, Merchant, I have directed all the Estate, as well real as personal, of Jeremiah Cunningham, of Petersville, 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 February 24th, A. D. 1885.

CHARLES WATTERS, J. C. C.

L. A. CURREY, Sol. for Pet. Creditor.

THE SUPREME COURT IN EQUITY.

Between Walter W. Welsh and Mary Welsh his wife, Plaintiffs; and

Alice Ruddock, Executrix, and Andrew Block Ruddock and Andrew Gilmour, Executors and Trustees under the last Will and Testament of Joseph Ruddock, deceased, and the said Alice Ruddock, Jane Ruddock, William Smith Ruddock, the said Andrew Block Ruddock, Jane Ruddock the younger, and Catherine Ruddock, 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 Andrew Block Ruddock, 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 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, Andrew Block Ruddock, on or before the eighth 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, to compel the defendants, Alice Ruddock as Executrix, and Andrew Block Ruddock and Andrew Gilmour as Executors and Trustees, as aforesaid, to account for the property and estate of the said Joseph Ruddock, deceased, which came to the hands of them, or any or either of them, as Executrix, Executors, Trustees, Executor, or Trustee, under the said last Will and Testament, and for a Decree to remove the said Andrew Block Ruddock and Andrew Gilmour from being Trustees under the said last Will and Testament, and to appoint new Trustees thereunder in substitution for the said Andrew Block Ruddock and Andrew Gilmour, and for such other direction as may be given by the Court upon the facts disclosed; and unless such an appearance is so entered, the Bill may be taken *pro confesso*, and a Decree made.

Dated this twenty ninth day of December, A. D. 1884.

A. L. PALMER, Judge in Equity.

E. & R. M'LEOD, Plaintiffs' Solicitors.

JUSTICE'S NOTICE.

THE undermentioned non-resident Ratepayers of the Parish of Cardwell, King's County, are hereby notified to pay their respective Rates for the year 1884, as set opposite their names, together with the cost of advertising, (40 cents each), within two months from date, to the undersigned, at his dwelling house in Cardwell, otherwise legal proceedings will be taken to recover the same.

Isaac Bunnell,	..	..	..	\$1 20
Thomas Blanch,	..	..	..	0 40
Francis Buchanon,	..	..	..	0 40
Robert M'Intyre,	..	..	..	3 20
Patrick Martin,	..	..	..	0 40
Albert J. Smith's Estate,	..	..	..	0 80
Mark Thompson,	..	..	..	0 40
James Tribe,	..	..	..	0 80
Wilson & M'Laughlin,	..	..	..	1 60

SAMUEL T. MORTON, Collecting Justice.
Cardwell, King's County, December 29th, 1884.

NOTICE OF SALE.

To Benjamin Moody, of the Parish of Saint Mary's, York County, Yeoman, and Letitia his wife, and all others whom it may in any wise 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 fifth day of September, in the year of our Lord one thousand eight hundred and eighty two, and made between the said Benjamin Moody and Letitia his wife, of the first part, and Alexander Colter, of the Parish of Douglas, York County, Farmer, of the second part, and which Mortgage is duly recorded in Book S3, pages 511 to 515 of the York County Records, there will, for the purpose of satisfying the moneys secured by the said Indenture of Mortgage, default having been made in the payment thereof, be sold at Public Auction, at Phoenix Square, in the City of Fredericton, in the County of York, on Saturday the 21st day of March next, at the hour of twelve o'clock, noon, the Lands and Premises mentioned and described in the said Indenture of Mortgage as follows, viz:—All that certain piece or parcel of Land situate, lying and being in the Parish of Saint Mary's, County of York, and Province of New Brunswick, and bounded as follows, that is to say,—Beginning at a marked stake placed at the westwardly corner of a lot of Land occupied by Lewis Crouse, on the road leading from Nashwaak to Douglas, thence north 49° east by the magnet of 1851 eighty feet to another stake, thence in a line running up stream parallel to and with said road leading to Douglas forty feet, thence south 41° east to the said road eighty feet, thence along the said road to the place of beginning forty feet; being the Land and Premises deeded to the said Benjamin Moody by Rev. William Jaffrey, by Indenture of Deed dated the fifth day of September, A. D. 1882; together with all and singular the buildings and improvements thereon and privileges and appurtenances to same belonging or appertaining.

Dated the sixteenth day of February, A. D. 1885.

ALEXANDER COLTER, Mortgagee.
J. A. & W. VANWART, Solicitors for Mortgagee.