

Rules and Practice of the House of Assembly

PRIVATE BILLS.

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.*

To Margaret Kirlin, of the City of Fredericton, in the County of York, Widow, and all others whom it may concern.

NOTICE is hereby given, that by virtue of a Power of Sale contained in a certain Indenture of Mortgage, bearing date the twenty seventh day of June, in the year of our Lord one thousand eight hundred and seventy eight, and made between the above named Margaret Kirlin of the one part, and the undersigned, Lewis Fisher, of the other part, and duly recorded in Book K 5 of York County Records, pages 327, 328 and 329, on the eleventh day of July, A. D. 1878, there will, for the purpose of satisfying the moneys secured by said Indenture, be sold at Public Auction, in the Market Square, in front of the County Court House, in the City of Fredericton, in the County of York, on Thursday the thirteenth day of May next, at the hour of twelve o'clock, noon, the Lands and Premises described in said Indenture of Mortgage as follows:—

"All that certain lot or piece of Land situate on the westerly side of Smyth Street, in the City of Fredericton aforesaid, and bounded as follows:—Southwesterly by a lot fronting on the said street, heretofore sold by the said William H. Odell to Hugh Doherty, Junior; southeasterly by the westerly side of Smyth Street aforesaid, and having a frontage thereon of fifty four feet, measured in a northeasterly direction from the said Doherty's lot, and extending back from Smyth Street in a northwesterly direction one hundred and sixty five feet, having the same width of fifty four feet throughout from front to rear, measured from the northeasterly line of the said Doherty's lot; upon consideration, however, that she, the said Margaret Kirlin, her heirs and assigns, shall and will, at her and their own proper cost and charges at all times keep and maintain good and sufficient fences on and around all such portions of the said lot, so long as the same shall abut upon or adjoin other property of the said William H. Odell, without any claim upon the said William H. Odell, his heirs, executors or administrators, for any compensation or contribution whatever towards the erection or cost of the same or any portion thereof;" together with all and singular the buildings and improvements thereon, with the privileges and appurtenances to the same belonging.

Dated this 28th day of January, A. D. 1886.

LEWIS FISHER, Mortgagee.

HENRY B. RAINSFORD, Solicitor for Mortgagee.

IN THE SUPREME COURT IN EQUITY.

Between the Saint John Building Society, Plaintiffs; and Joanna Hunter and Mabel Hunter, 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, Joanna Hunter and Mabel Hunter, 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 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 defendants, on or before the twentieth day of July next, do enter an appearance in the said suit, (if they intend to defend the same) wherein a Bill will be filed against the said defendants by the above named plaintiffs, for the foreclosure and sale of certain mortgaged Lands and Premises situate in the City and County of Saint John, and described in two certain Indentures of Mortgage, dated respectively the twenty seventh day of October, A. D. 1877, and the sixteenth day of April, A. D. 1878, and recorded in the Office of the Registrar of Deeds in and for the City and County of Saint John, in Book H, No. 7 of Records, pages 330, 331, and 332, and Book M, No. 7 of Records, pages 12, 13, and 14 respectively, and made between John A. M. Hunter, formerly of the City of Saint John, now deceased, and the said Joanna Hunter his wife, of the one part, and the said The Saint John Building Society, of the other part; and unless such an appearance is so entered, the Bill may be taken *pro confesso* and a Decree made.

Dated this 9th day of April, A. D. 1886.

W. H. TUCK, *J. S. C.*

WM. PUGSLEY, Jr., Plaintiff's Solicitor.

NOTICE OF SALE.

To Ellany Hallett, of the Parish of Douglas, in the County of York, and Province of New Brunswick, Widow of William Hallett, deceased, and the Heirs, Executors, Administrators and Assigns of the said William Hallett, deceased, 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 fourth day of February, in the year of our Lord one thousand eight hundred and seventy seven, and registered in Book G 3, pages 716, 717 and 718 of the York County Records, and made between the said William Hallett, deceased, therein described as of the Parish of Douglas, in the County of York, Farmer, and Ellany his wife, of the first part, and William Jaffrey, of Saint Mary's, in said County, Clerk in Holy Orders, of the second part, there will, for the purpose of satisfying the moneys secured by 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, on Saturday, the seventeenth day of July next, at twelve o'clock, noon, the Lands and Premises described in the said Indenture of Mortgage as follows:—"All that certain lot, piece or parcel of Land situate, lying and being in the said Parish, fronting on