

IN THE SUPREME COURT IN EQUITY.

Between Hiram H. Veysey, Plaintiff; and
Robert Forsyth, 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 of New Brunswick, that Robert Forsyth, the above named 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 plaintiff, and that the plaintiff has good *prima facie* grounds for filing a Bill against the above named defendant: I do, therefore, hereby order, that the said defendant, Robert Forsyth, on or before the second day of December next, do enter an appearance in this suit, (if he intends to defend the same,) wherein a Bill will be filed against the above named defendant by the above named plaintiff, for the foreclosure of a certain Indenture of Mortgage, dated the twenty fourth day of July, A. D. 1874, and made between one Justus J. Vesey of the first part, and the said defendant of the second part, and duly recorded in the Office of the Registrar of Deeds in and for King's County, in Book M, No. 3, pages 80, 81, 82 and 83, of Record's, and which said Mortgage has been duly assigned by the said Justus J. Vesey to the said plaintiff by an Indenture of Assignment, dated the 28th day of January, A. D. 1876, and duly recorded in the Registry Office aforesaid, in Book P, No. 3, pages 493 and 494, and for the foreclosure and sale of the Lands and Premises described in 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 sixteenth day of August, 1889.

(Signed) A. L. PALMER, J. S. C.
A. A. STOCKTON, Plaintiff's Solicitor.

STANLEY OF PRESTON.

[L.S.]

CANADA.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c., &c., &c.

To all to whom these presents shall come, or whom the same may in anywise concern,—GREETING:

A PROCLAMATION.

A. POWER,
Acting Deputy of the Minister of Justice, Canada. } WHEREAS in pursuance of the provisions of the Canada Temperance Act, the following notice has been addressed to the Secretary of State for Canada, embodying the petition therein set forth:

"To the Honorable the Secretary of State for Canada,
"SIR,—We, the undersigned electors of the City of Fredericton, in the County of York, and Province of New Brunswick, request you to take notice that we propose presenting the following petition to His Excellency the Governor General of Canada in Council:—
"The petition of the electors of the City of Fredericton, in the County of York and Province of New Brunswick, qualified and competent to vote at the election of a member of the House of Commons in the said City, respectfully shows, that your petitioners are desirous that the Order in Council passed for bringing into force within the said City the second part of "The Canada Temperance Act," should be revoked; wherefore your petitioners humbly pray that Your Excellency will be pleased by an Order in Council, under section nine of "The Canada Temperance Amendment Act, 1888," to declare that the said Order in Council which brought into force and effect the said second part of the said "The Canada Temperance Act" in the said City, shall no longer be in force.
"And your petitioners will ever pray, &c."
"And that we desire that the votes of the electors of the said City be taken for and against the revocation of the said Order in Council."

AND WHEREAS the second part of the said Act was brought into force in the said City of Fredericton, by an Order in Council dated the third day of January, in the year of Our Lord one thousand eight hundred and seventy nine to take effect as therein directed;

AND WHEREAS it appears by evidence to the satisfaction of the Governor General in Council that such notice has appended to it the genuine signatures of one-fourth or more of all the electors of the said City of Fredericton, the number of the signatures to the notice proved to be genuine, being two hundred and fifty-two, and that the other requirements of the law have been observed;

AND WHEREAS an Order of the Governor General in Council, has been passed, directing that the votes of all the electors of the said City of Fredericton, be taken for and against the adoption of the said petition,—

Now KNOW YE, that We do hereby, and by virtue of the authority vested in Us by the said Act and Order in Council, proclaim and declare, that on Thursday, the twenty-eighth day of November next, a poll will be held in the said City of Fredericton for taking the votes of the electors for and against the said petition; That such votes will be taken between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of that day and by ballot; That A. A. Sterling, Sheriff of the said City of Fredericton, Esquire, has been appointed Returning Officer for the purpose of taking on that day the votes of the electors for and

against the petition, and of afterward summing up the same and making a return of the result to the Governor General in Council; That the said Returning Officer is empowered and required to appoint a Deputy Returning Officer at and for each polling place or station; That the Returning Officer will appoint persons to attend at the various polling stations and at the final summing up of votes, on behalf of the persons interested in and promoting or opposing, respectively, the adoption of the petition, at the office of the Sheriff of the said City of Fredericton, on Monday, the twenty-fifth day of November next, at ten of the clock in the forenoon; That the votes of the electors will be summed up and the result of the polling declared by the Returning Officer at the office of the Sheriff of the said City of Fredericton, on Monday, the second day of December next, at ten of the clock in the forenoon.

And we do further proclaim and declare that in the event of the petition being adopted by the electors, the Governor General in Council may, at any time after the expiration of thirty days from the day on which the same was adopted, and after the expiration of three years from the day of the coming into force of the second part of the said Act in the said City of Fredericton, under the said Order in Council dated the third day of January, one thousand eight hundred and seventy-nine, by Order in Council published in the *Canada Gazette*, revoke the said Order in Council of the third day of January, one thousand eight hundred and seventy-nine, by which the second part of "The Canada Temperance Act, 1878," was brought into force in the said City of Fredericton, as therein mentioned.

Of all which Our loving subjects and all others whom these presents may concern, are hereby required to take notice and to govern themselves accordingly.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Canada to be hereunto affixed. WITNESS, Our Right Trusty and Well-Beloved the Right Honorable SIR FREDERICK ARTHUR STANLEY, Baron Stanley of Preston, in the County of Lancaster, in the Peerage of the United Kingdom, Knight Grand Cross of Our Most Honorable Order of the Bath; Governor General of Canada.

At Our Government House, in Our CITY OF OTTAWA, this SEVENTH day of SEPTEMBER, in the year of Our Lord one thousand eight hundred and eighty-nine, and in the Fifty-third year of Our Reign.

By Command,

J. A. CHAPLEAU,
Secretary of State.

EQUITY SALE.

THERE will be sold at Public Auction at Chubb's Corner (so called) on the corner of Prince William and Princess Streets, in the City of Saint John, on Saturday the 2nd day of November next, at the hour of twelve o'clock, noon, pursuant to a Decretal Order of the Supreme Court in Equity, made on Tuesday the seventh day of February, A. D. in a cause therein pending, wherein Ariana L. Hunt is Plaintiff, and Bartholomew Coleman and Alice his wife are Defendants, with the approbation of the undersigned Referee in Equity, the mortgaged Premises described in the Bill of Complaint in the said cause, and in the said Decretal Order as follows:—

"All and singular that certain lot, piece or parcel of Land situate, lying and being in the Parish of Petersville, and containing two hundred acres more or less, known and distinguished as the lot number (6) six on the west side of the Nerepis Road, bounded as follows, to wit:—On the north side by lot number seven, occupied by John Bradley; on the east by the Nerepis Road; on the south by lot number five, occupied by the Widow and Heirs of late Anthony Wood; and on the west by the rear of the grant of the said lot. Also, all that certain other lot described in the Deed thereof to one James Coleman, deceased, from Rodney O'Donnell and Catherine his wife, as situate, lying and being on the west side of the Nerepis Road, in the Parish of Petersville, County of Queen's, and Province of New Brunswick, and bounded as follows, namely:—Beginning at a stake placed in the western side of the Nerepis Road, and on the southeast angle of lot number five (5), granted to the Widow and Heirs of Anthony Woods, in the western range of Michael O'Connor's survey of lots on the Nerepis Road, made in the year 1831; thence running by the magnet west one hundred and thirty chains of four poles each; thence south fifteen chains; thence east one hundred and forty chains to a stake upon the western side of the New Nerepis Road aforesaid; and thence following the various courses of the same in a northwesterly direction to the place of beginning; containing two hundred acres more or less, distinguished as lot number four (4) in the western range of the survey aforesaid; together with the buildings, erections and improvements thereon."

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

Dated the twenty fourth day of July, A. D. 1889.

H. LAWKANCE STURDEE,
Referee in Equity.

A. H. DEMILL, Plaintiff's Solicitor.

Advertisements for the Gazette are required to be forwarded by Mail on TUESDAY, in order to be in time for Wednesday.