

IN THE SUPREME COURT IN EQUITY.

Between John Evans Wright, Plaintiff;

and

Norman Willis Wright, Maud Josephine Wright, Cynthia
Eloise Wright, Laura Beatrice Wright, and Lloyd Harri-
son Wright, Albert S. Dow and Mary J. Dow his wife,
Defendants.

NOTICE OF SALE.

NOTICE is hereby given, that on WEDNESDAY the eighteenth day of MARCH, A.D. 1903, at or near the Post Office at Hillsboro, in the County of Albert at twelve o'clock, noon, the undersigned will, under and by virtue of the provisions and directions of a decree made in this suit on Tuesday the sixteenth day of December, A. D. 1902, offer for sale at Public Auction as in and by the said decree directed, certain lands and premises in the County of Albert, in the said decree described as follows:—

"The following lots of land and premises in the County of Albert and Province of New Brunswick, seized in fee simple by John W. Wright at the time of his death, that is to say:—

(a) "All that certain tract of land deeded to the said John W. Wright by William H. Wright of Coverdale in the County of Albert and Province of New Brunswick, by deed dated the 12th day of June, A. D. 1885, and duly recorded in the Albert County Records by the No. 12,128, folio 97, Libro w, and in said deed described as follows:—

"A certain piece or parcel of Marsh lands situate in Coverdale aforesaid and bounded as follows, viz:—

"Beginning at lands owned by the said John W. Wright, running along the main road to the south side of the aboideau; thence along the edge of the marsh up to the head of the same; thence running along the brow of the hill up a westerly course to the head of the mowing now in grass; thence northerly course to lands owned by the aforesaid John W. Wright, marsh lands and upland, which piece consists of about three acres."

(b) All that certain tract of land deeded to the said John W. Wright by Henry Wright of the Parish of Coverdale in the County of Albert and Province of New Brunswick, Farmer, and Wilhelmina his wife, by their deed dated the first day of December, A. D. 1883, and duly registered in the Albert County Records by the No. 12,739, folio 216, Libro x, and in said deed described as follows:—

"That piece and parcel of lands and premises situate in the Parish of Coverdale aforesaid, bounded as follows: Commencing near the north west corner of a School house on the main road leading from Coverdale to Hopewell Cape and bounded on the west by said road: on the north, east and south by land of Wilhelmina Wright aforesaid, deeded to her by William H. Wright and having a uniform width from north to south of twenty rods and containing two acres."

(c) All that certain tract of land deeded to the said John W. Wright by George L. Beatty and Ella Maud his wife, by deed dated the eleventh day of October, A.D. 1893, and duly registered in the Albert County Records of deeds, etc., by the No. 16,722, Libro E I. folio 508, etc., and in said deed described as follows:—

"That certain lot, piece or parcel of land situate, lying and being in the Parish of Hillsboro in the County of Albert and Province of New Brunswick, and bounded as follows, viz: 'On the west by the Main Post Road, on the south by lands of Joseph Steeves, on the east by the Petitcodiac River and on the north by lands owned by the said John W. Wright and containing twenty acres be the same more or less.'"

(d) All that certain tract of land, deeded to the said John W. Wright by Amasa Tingley of the Parish of Westmorland in the County of Westmorland, Farmer, and Ellen Wright of the Town of Moncton in the County of Westmorland, Milliner, Guardians of the persons and estate of Alice Maud Duffy and Albert J. Duffy, infants, by their deed dated the 22nd day of August, A. D. 1889, duly recorded in the Albert County records by the No. 14,232, folio 591, Libro Z, and in said deed described as follows:—"All that certain lot piece or parcel of land and premises situate in the Parish of Hillsboro in the County of Albert and Province of New Brunswick aforesaid, and bounded as follows:—Southerly by lands now or lately owned by the heirs of the late John McLatchy, northerly by lands of David Duffy, easterly by the Petitcodiac River and westerly by ungranted lands, the same containing two hundred and fifty acres of marsh and upland more or less, being the same lands and premises conveyed by John Colpitts and Seraphina his wife to James A. Duffy and Edward Duffy, Junior, by deed duly recorded in the office of the Registrar of Deeds in and for Albert County by the No. 4390, Folio 348, Libro J."

And all that certain other lot of land and premises situate, lying and being in the Parish of Hillsboro in the County of Albert aforesaid, and bounded and described as follows:—"Commencing at Stephen Rogers' line at its junction with the edge of the upland and the west side of a small creek running through Stephen Rogers' and David Duffy's marsh; thence running southeast along the edge of the upland thirteen rods and six feet; thence east twelve rods, thence northwest thirteen rods, six feet, thence west twelve rods to the place of beginning; containing one acre more or less; with the privileges of a road to haul the hay from thence to the highway, being the same lands and premises described in a deed thereof from Asa Steeves and Ella his wife, to the said James A. Duffy and Edward Duffy, Junior, which deed is duly recorded in the office of the Registrar of deeds and wills in and for Albert County by the No. 5575, Folio 191, Libro L, of said records, which tract of land consists of two hundred and fifty acres more or less."

(e) All that tract of land deeded to the said John W. Wright by J. M. O. Steeves and wife by deed dated December 7th, 1893, and duly recorded in the Albert County Records by the No. 19382, in Libro K 1, at Folio 454 etc., and in said deed described as follows:—

"All that certain piece or parcel of marsh land situate in marsh district number three in the Parish of Hillsboro, that was conveyed to the said J. M. O. Steeves by Johnson Steeves by deed bearing date the twenty-fourth day of August, A. D. 1880, and

recorded with the Registrar of Deeds in the said County by No. 10086, Folio 384, Libro S, containing one eighth of an acre more or less and consisting of a roadway one rod in width, commencing on the northerly side of public road leading to Gray's Island and running a northerly course to the 'Island Branch' of the Salisbury and Harvey Railway, excepting the privilege and right-of-way of crossing said roadway of one Melzer Steeves, his heirs and assigns, which right-of-way is not hereby conveyed; also a certain other piece or parcel of land situate in said marsh district, bounded on the north by marsh land of Isaac Steeves and the said J. M. O. Steeves; on the south by Johnson Steeves, on the east by marsh formerly owned by Stephen Steeves and on the west by the said 'Island Branch' of the Salisbury and Harvey Railway, containing six acres, three rods and five rods, containing that lot of Marsh conveyed by Levi T. Steeves to the said J. M. O. Steeves by deed dated October, A. D. 1879, and recorded in the Registry of Deeds for the said County by No. 9519, folio 340, Libro R, excepting the southwesterly corner of same, namely:—All that portion of same lying on the southwesterly side of the said 'Island Branch' Railway consisting of one-eighth of an acre more or less, which was given to the said Melzer Steeves by the said J. M. O. Steeves in exchange for a piece of marsh land from the said Melzer Steeves on easterly side of said 'Branch Railway' included in above specification of six acres, three rods and five rods."

"Also all the several pieces of Marsh land conveyed to the said J. M. O. Steeves by John C. Duffy and Margaret Duffy by deed dated the third day of October, A. D. 1883, and recorded in the Registry of deeds of the said County by number 11402, folio 600, libro O, consisting of two lots, one of which is bounded on the north by the said J. M. O. Steeves, on the south by Melzer Steeves and land of the said J. M. O. Steeves hereby conveyed, on the east by Isaac Steeves, and on the west by upland formerly owned by the late Stephen Steeves, and the other of which is bounded on the north by the Peatty Marsh, on the south by the said J. M. O. Steeves, on the east by the estate of Nehemiah Steeves, and on the west by Dimock Steeves; the whole of the several pieces containing three acres and eighteen rods."

"Also all that certain piece or parcel of marsh land conveyed by Solomon T. Steeves to the said J. M. O. Steeves by deed bearing date July the sixteenth, A.D. 1872, and recorded in the Registry of deeds for the said County by number 6639, folio 55, libro N, situate in said marsh district number three, and bounded on the north by Dimock Steeves, on the south by John E. Steeves, Isaac Steeves and land of the said J. M. O. Steeves hereby conveyed, containing two acres three rods and thirty-three rods, excepting therefrom the right-of-way enjoyed by marsh owners of crossing said described lot over a certain roadway leading from said Gray's Island Road. Also all that certain piece of marsh land conveyed to the said J. M. O. Steeves by John C. Lauder and Martha Lauder by deed bearing date the eleventh day of October, A. D. 1879, and recorded in Registry of deeds of said County by number 9520, folio 341, libro R, bounded on the north by Dimock Steeves and land of the said J. M. O. Steeves hereby conveyed, on the south by land of J. M. O. Steeves hereby conveyed, on the east by Dimock Steeves and land of the said J. M. O. Steeves hereby conveyed, and on the west by upland of farm formerly owned by the late Stephen Steeves, containing two acres two rods and twenty-three rods, save and except the foregoing exceptions and the right-of-way of the Salisbury and Harvey Railway Company of crossing said described lots with their main line of railway and 'Island Branch' line as located."

(f) "Also all that certain tract of land in the Parish of Coverdale aforesaid, consisting of about five acres, bounded on the west by the Queen's highway, on the north by the fence now standing on the Henry Balser line, on the east by the Petitcodiac River, and on the south by a Creek, consisting of a portion of marsh land deeded to the said John W. Wright by Mary Wright, Margaret Wright and Henry Wright, by deed dated November 1st, 1876, and duly recorded in the Albert County Records by the No. 8389, in libro P, folio 549; which said lot of marsh land, consisting of five acres more or less, is subject to the right of dower of Wilhelmina Wright, the widow of the late Henry Wright, who is still living."

The said lands and premises to be sold in one lot.

Lot (F), hereinbefore described, will be sold subject to the right of dower therein of Wilhelmina Wright, the widow of the late Henry Wright.

For terms of sale and further particulars apply to the undersigned Solicitor.

Dated this fifth day of January, A. D. 1903.

(Sgd) CHARLES A. PECK,

Referee in Equity for the County of Albert.

WILLIAM B. CHANDLER,
Plaintiff's Solicitor, Moncton, N. B.

10ins.

IN THE PROBATE COURT OF KING'S COUNTY.

[L.S.] To the Sheriff of the County of King's, or any Constable within the said County,—GREETING:

WHEREAS George B. Jones, of the Parish of Sussex, in King's County, Merchant, hath applied to me by petition according to law, shewing therein that he is a creditor of the Estate of Thomas O'Brien, late of the Parish of Studholm, in said County, Farmer, deceased, and praying that Letters of Administration of the estate and effects of the said deceased may be granted to him in due form of law.

You are therefore required to cite the heirs, next of kin and all others interested in said Estate, to appear before me at a Court of Probate to be held at the Court House in Hampton within and for the said County of King's on the fifth day of MARCH next, at the hour of ten o'clock in the forenoon, to shew cause why the prayer of the said petition should not be complied with.

Given under my hand and the Seal of the said Court this sixth day of November, A. D. 1902.

(Signed) GEO. G. GILBERT,

(Signed) ROBERT MORISON,

Judge of Probate.

Registrar of Probate.

H. H. PARLER, Proctor.

15ins