

DOMINION OF CANADA,
PROVINCE OF NEW BRUNSWICK,

IN THE SUPREME COURT IN EQUITY.

Between Charles T. White, Plaintiff;

and

Daniel McGlone, Senior, Katherine McGlone his wife, Daniel McGlone, Junior, John McGlone, Daniel Kelly and Katherine Kelly his wife, Defendants.

WHEREAS, it has been made to appear by affidavit to the satisfaction of me, the undersigned, Judge of the Supreme Court in Equity, that Mary Ellen McGlone, one of the above named Defendants, does not reside within this Province, so that she cannot be served with a Summons, and that her place of residence cannot be ascertained by the Plaintiff, and that the above Plaintiff has prima facie ground for filing a Bill against the above named Defendant: I do order that the said Defendant, on or before the first day of JANUARY next, do appear in this suit, if she intend 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 made and executed by the said Ellen McGlone and Daniel McGlone, Senior, her husband, to the said Charles T. White, bearing date the eighteenth day of October, in the year of our Lord one thousand nine hundred and two, and for the sale of the lands and premises in the said Indenture of Mortgage comprised and described: and unless such an appearance is entered the Bill may be taken pro confesso and a decree made.

Dated this 27th day of August, A. D. 1907.

FRED E. BARKER, J.S.C.

WHITE & KING, Plaintiff's Solicitor.

This Order is granted on the application of Messrs. White & King, of the Town of Sussex, in the said County of King's, the Plaintiff's Solicitor in the said cause, and the said Defendant, Mary Ellen McGlone, is made party to this suit for the following reason: Two hundred acres of the lands, and bounded and described in said Indenture of Mortgage, were devised by one Dennis Purtle, in the said Deed described as of the Parish of Waterford, in the County of King's, Farmer, to one Ellen McGlone, wife of the said Defendant, Daniel McGlone, Senior, and mother of the said Defendant, Mary Ellen McGlone, and the said Ellen McGlone, wife of the said Daniel McGlone, Senior, departed this life at the said Parish of Waterford, in the said County of King's, on or about the twenty-ninth day of February, A. D. 1904, being seised and possessed in fee simple of the said two hundred acres of land, and leaving her surviving the said Defendant, Daniel McGlone, Senior, her husband, two daughters, namely, the said Defendants Katherine Kelly and Mary Ellen McGlone, and three sons, namely, the said Defendants Daniel McGlone, Junior, John McGlone, and Hugh McGlone, the last named son having departed this life at the said Parish of Waterford, in the said County of King's, in or about the month of July, A. D. 1904, intestate.

WHITE & KING,
Plaintiff's Solicitor

INDORSED: The said Plaintiff claims Four hundred dollars as and for principal money on the within mentioned Mortgage, and One hundred and sixteen dollars interest from the eighteenth day of October, A. D. 1902, to the fourteenth day of August, A. D. 1907.

WHITE & KING,
Plaintiff's Solicitor.

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NOTICE IS HEREBY GIVEN, That application will be made by the applicants hereinafter named to His Honor the Lieutenant-Governor in Council, for a grant of Letters Patent of Incorporation, under the Great Seal of the Province of New Brunswick, under the provisions of "The New Brunswick Joint Stock Companies' Act," Chapter 85, Consolidated Statutes, 1903, (anything in the said Act to the contrary notwithstanding) incorporating and constituting the applicants and such other persons as may become shareholders in the proposed Company, a body corporate and politic, under the name and for the purposes hereinafter mentioned:

(1) That under a certain Writ of Fieri Facias issued on the twelfth day of April, A. D. 1907, out of the Supreme Court of New Brunswick, wherein James Marvin Seeley was Plaintiff and The Beersville Coal and Railway Company, Defendant, and three other certain Writs of Fieri Facias issued out of the Supreme Court against the said The Beersville Coal and Railway Company, all directed to the Sheriff of the County of Kent, to make of the goods and chattels, lands and tenements of the said The Beersville Coal and Railway Company in his Bailiwick, the said several sums endorsed on the said respective Writs of Fieri Facias.

(2) That for want of goods and chattels, the lands, tenements, buildings and franchises of the said Company were taken, and after duly advertising and selling the same at Public Auction in front of the Beersville Station House at Beersville, in the County of Kent, in the Province of New Brunswick, on the sixth day of August, A. D. 1907, at ten o'clock in the forenoon of the same day James Marvin Seeley, of the City of New York, in the State of New York, became the purchaser thereof.

(3) That one of your petitioners, namely, James Marvin Seeley, was the purchaser at the sale, hereinbefore mentioned, and have received a Deed thereof from Auguste Legere, Sheriff of the County of Kent.

(4) The proposed name of the Company is to be "NORTH SHORE RAILWAY COMPANY, Limited."

(5) The objects for which said incorporation is sought are as follows:

(a) The Company may take over and operate the line of Railway heretofore laid out, constructed and operated by The Beersville Coal and Railway Company, extending from a point on the Intercolonial Railway, at or near Adamsville Station, in the County of Kent, in the Province of New Brunswick, to a point at or near Beersville, in the said County, including the extension of the line to the mines of the Canadian Coal and Manganese Company, Limited, at or near Coal Branch, in the said County of Kent, also the roadbed, right of way, Station houses, buildings, locomotives, cars, real estate, per-

sonal property and all franchises thereof, including the right to continue the said line to Brown's Landing, in the said County, with power to make such branches thereto as they may think proper, and generally to operate the said Railway and continue and construct any extensions thereto.

(b) The Company may carry on the business of Coal mining in all its branches, with power to own, operate and control coal mines, areas, rights, licenses and leases, and to lease, mortgage, pledge, sell and dispose of all or any part of such properties, mines, areas, rights, licenses and leases, and generally to do all things necessary or incidental to the business of Coal mining in all its branches.

(c) The Company under the said Letters Patent ask power that the Board of Directors of the said Company, be authorized to make and from time to time to repeal or alter a by-law or by-laws, to borrow money on the promissory note or promissory notes, bond or bonds, debenture or debentures of the Company, payable in such amount or amounts, at such time or times, and at such place or places as the Directors of the Company shall see fit, and sell the said promissory note or promissory notes, bond or bonds, debenture or debentures, at such price or discounts as are by the Directors deemed expedient or necessary, and the Company may pledge, hypothecate or mortgage all or any of the real and personal property, rights, franchises and assets of the Company for the due payment of the said sums so borrowed and interest thereon, and of the said promissory notes, bonds or debentures and interest thereon, but such promissory notes or bonds and debentures shall not be issued to a greater extent than Eight thousand dollars per mile of the said Railway, and no promissory note, bond or debenture shall be for less amount than One hundred dollars.

(d) The Board of Directors of the Company is hereby empowered and authorized to hold any meeting or meetings of the Board in accordance with the by-laws of the Company, at any time or times, and at any place or places, outside of the Province of New Brunswick, to transact business necessary or incidental to any of the purposes of the Company.

(e) The head office of the Company is to be established at Beersville, in the Parish of Weldford, in the County of Kent, in the Province of New Brunswick.

(f) The amount of the Capital Stock of the said proposed Company is to be One hundred and ninety thousand dollars.

(g) The said Capital Stock is to be divided into one thousand nine hundred shares of One hundred dollars each.

(h) The full name, address and calling of each of the applicants are as follows:

James Marvin Seeley, of the City of New York, in the State of New York, Merchant.

William G. Kennedy, of the City of New York, in the State of New York, Broker.

Isaac Purdy, of Purdy Station, in the State of New York, Banker.

Melbourn F. Keith, of the City of Moncton, in the County of Westmorland, in the Province of New Brunswick, Physician.

Hugo Von Hagen, of the City of New York, in the State of New York, Capitalist.

The above named James Marvin Seeley, William G. Kennedy, Isaac Purdy, Melbourn F. Keith, and Hugo Von Hagen, are to be the first or Provisional Directors of the Company.

Dated this ninth day of September, A. D. 1907.

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E. ALBERT REILLY,
Solicitor for Applicants.

HOUSE OF COMMONS.

Condensed Rules respecting Notices for Private Bills.

ALL APPLICATIONS to Parliament for Private Bills, shall be advertised by a Notice in the CANADA GAZETTE, clearly and distinctly stating the nature and objects of the application, and signed by or on behalf of the applicants, with the address of the party signing the same. For an Act of incorporation, the name of the proposed company shall be stated. If the works of any company are to be declared to be for the general advantage of Canada, the same shall be specifically mentioned in the notice, and a copy of such notice shall be sent by registered letter to the Clerk of each county or municipality which may be specially affected by such works, and also to the Secretary of the province in which such works are, or may be located; and proof of such service of notice shall be established by statutory declaration.

In addition to the notice in the CANADA GAZETTE aforesaid, a similar notice shall be published in some leading newspaper, as follows:—

1. For Acts of incorporation:

(a.) Of a railway or canal company, or of a company for the construction of any special works, or for obtaining any special rights and privileges.—In the principal place in each county or district affected;

(b.) Of a telegraph or telephone company.—In the principal place in each province in which the company intends to operate;

(c.) Of banks, insurance, trust, loan or industrial companies (without any special powers).—Advertise in the CANADA GAZETTE only.

2. For amendments to Acts of incorporation:

(a.) For the extension of a line of railway or canal or branches thereto.—In the principal place in each county affected;

(b.) For the revival or continuation of a charter or for extension of time for the construction of works of any kind, or for the enlargement of any of the powers of a company (not involving additional special powers).—At the head office of the company;

(c.) For the granting of any special powers or privileges.—In the localities actually affected.

All such notices shall be published at least once a week, for five consecutive weeks; and in Quebec and Manitoba, shall be published in both English and French; and if there be no newspaper published in the locality affected, such notice shall be given in the next nearest locality wherein a newspaper is published. Proof of publication shall be established in each case by statutory declaration to be sent to the Clerk of the House.

For further particulars as to notices, fees, form and deposit of bill, etc., address the Clerk of the House of Commons, Ottawa, or see the Rules of the Commons relating to Notices of application for Private Bills as published in the CANADA GAZETTE.

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THOS. B. FLINT,
Clerk of the House of Commons.