

EQUITY SALE.

THERE will be sold at Public Auction at Chubb's Corner, so called, corner of Prince William and Princess Streets, in the City of Saint John, in the City and County of Saint John, in the Province of New Brunswick, on Saturday, the 4th day of June next, at the hour of twelve o'clock noon, pursuant to the directions of a decretal order made in the Supreme Court in Equity, on Friday, the fourth day of March, A. D. 1910, in a suit wherein Horace E. Fawcett, Charles W. Fawcett, and Fred. Ryan, executors of the last will and testament of Charles Fawcett, deceased, are Plaintiffs, and Allen Appleby, Emily M. Appleby, Murray and Gregory, Limited, George M. Holder, Duncan C. Slipp, Andrew Jack and Gerard G. Ruel are Defendants; and by amendment wherein the said Horace E. Fawcett, Charles W. Fawcett and Fred Ryan, executors of the last will and testament of Charles Fawcett, deceased, are Plaintiffs, and Allen Appleby, Emily M. Appleby, Murray and Gregory, Limited, George M. Holder, Duncan C. Slipp and Gerard G. Ruel are Defendants, with the approbation of the undersigned Referee in Equity, duly nominated and selected by the Clerk in Equity, pursuant to the provisions of Chapter 112 of the Consolidated Statutes of New Brunswick, 1903, (at which sale all parties have leave to bid), the mortgaged lands and premises described in the first paragraph of the Plaintiff's Bill and in the said Decretal Order as:

"All those lots of land, situate, lying and being in the Kemble Manor, so called, partly in King's County aforesaid and partly in Queen's County, and therein known by the number fifty-six and fifty-seven, the said lot number fifty-six containing two hundred and fourteen acres and the lot number fifty-seven containing two hundred and seven acres, more or less, exclusive of an allowance of ten per cent. for roads and waste, as in and by the plan of the said Manor duly recorded in the office of the Surveyor-General of His Majesty's lands in the Province of New Brunswick and in the office of the Registrar of Deeds in and for Queen's County aforesaid, reference being thereunto had may more fully appear, which said lots of land were conveyed by one Stephen Kemble to Edward Jones by deed bearing date the twenty-third day of January, A. D. 1801, duly registered in the office of the Registrar of Deeds in and for the County of King's, in Book G, number one of records, pages 221, 222 and 223; save and except, however, from the said two lots above described a triangular shaped piece of land containing about fourteen acres situate in King's County and lying along the water front of the said two lots, which said piece of land was by his last will (registered in the office of the Registrar of Deeds in and for the said County of Queen's) devised by the aforementioned Edward Jones to one of his sons and lies to the eastward of a line laid down in the said will as follows: "Beginning at an ash tree standing on the west bank of the Saint John River adjoining lands owned by John Thompson and running thence southwesterly to a large rock lying within two rods of my Grist Mill on the northwestern corner, thence westerly to easternmost tree in the garden, thence continuing westerly to a large oak tree on the northerly side of the Mill Pond near the Barn," which said oak tree stands on or near the boundary line dividing lots number fifty-five and fifty-six aforesaid. Also a certain strip of land or roadway, situate in the said County of Queen's, and being part of the Kemble manor property aforesaid and in a deed thereof from one George Whitfield Palmer to the above named Frederick T. C. Burpee, dated the twenty-seventh day of August, A. D. 1839, duly recorded in the office of the Registrar of Deeds in and for the County of Queen's aforesaid, in Book U, number two, pages 410, 411 and 412 is mentioned and described as follows: "All and singular the said road aforesaid, being a strip, piece or parcel of land, part of the said lot number fifty-eight, twenty-four feet in width and some sixteen hundred feet in length, more particularly described as follows—Beginning at a low water mark on the west bank of the river Saint John at about one hundred feet south of where the northerly boundary of said lot number fifty-eight (being the boundary line between lots number fifty-eight and fifty-nine) meets the west bank of the said river, thence running in a southeasterly direction, preserving a width of twenty-four feet, sixteen hundred feet, more or less, or until it strikes and crosses the boundary line between said lot number fifty-eight and lot number fifty-seven." Also certain other piece of land or lands covered with water by said last mentioned deed conveyed and therein described as follows—"All that certain piece or parcel of land covered with water, being a portion of the water front of said lot number fifty-eight, particularly described as follows.—Beginning on the bank of the river Saint John at low water mark at a point where the northerly boundary of said lot number fifty-eight meets the west bank of the said river, thence running in the direction of and continuing the said northern boundary line into the river two hundred and fifty feet, more or less, or into deep water, thence running south parallel to the said bank of the river Saint John at low water mark two hundred feet, thence westerly until it meets the said west bank of the said river two hundred and fifty feet, more or less, thence northerly along the said west bank at low water mark (connecting incidentally with the road or passageway before mentioned and conveyed) two hundred feet, more or less, to the place of beginning, together with all buildings, erections and improvements thereon or in any manner appertaining thereto, and all and singular the wharves, derricks, winches, tools, wagons and effects now standing or being in or upon the said land or any part thereof or thereto appertaining."

And the mortgaged lands and premises described in the seventh paragraph of the Plaintiff's bill and the said Decretal Order as: "An undivided one-half interest in and to all that lot, piece or parcel of land and premises situate on the northern side of King Street between Germain street and the Market Square, (so called) in King's Ward in the said City of Saint John, comprising the eastern half part of lot number three hundred and ninety-eight and a portion of lot number fifty-one abutting on the rear of such half lot, the two portions of lots being together bounded as follows—Beginning on King Street on the dividing line between the eastern and western halves of said lot number 398, thence running northerly at right angles to King Street along such dividing line one hundred and forty-seven feet eight inches to the northern boundary line of said lot number fifty-one, thence at right

angles parallel to King Street along said northern boundary line of lot number fifty-one nineteen feet two inches, thence at right angles and parallel to the first mentioned line forty-seven feet six inches to the rear line of lots fronting on King Street, thence easterly at right angles to the last mentioned line and parallel to King Street eleven inches to the dividing line between lots number 398 and 397, thence southerly at right angles along such dividing line one hundred feet and two inches to the northern side line of King Street, thence westerly at right angles along said northern side line twenty feet one inch to the place of beginning," together with all buildings, erections, edifices, fences, improvements, profits, privileges and appurtenances to the same belonging thereon standing or in any manner appertaining, and all and singular the wharves and wharfing, derricks and winches, blocks and running gear, tools and wagons and all other appliances or effects now standing or being in or upon the said lots of land thereby conveyed or any part thereof or in any way connected with the Granite Quarry opened and operated upon the hereinbefore described lots."

For terms of Sale and other particulars apply to the undersigned Referee or to the Plaintiffs' Solicitor.

Referee in Equity for the City and County of Saint John
A. C. FAIRWEATHER,
Plaintiffs' Solicitor.
T. T. LANTALUM, Auctioneer.

11 ins.

PROBATE COURT, COUNTY OF CARLETON, PROVINCE OF NEW BRUNSWICK.

In the matter of the Estate of Robert G. Sharpe, late of the Parish of Woodstock, in the County of Carleton, Farmer, deceased.

To the Sheriff of the County of Carleton, or any Constable within the said County—Greeting:

WHEREAS, Malinda E. Sharpe, widow, of the Parish of Woodstock, in the County of Carleton, and Province of New Brunswick, Administratrix of all and singular the Goods and Chattels, Rights and Credits, which were of Robert G. Sharpe, late of the said Parish of Woodstock, deceased, hath filed an account of her administration of the said Estate and effects of the said deceased, and hath by her petition bearing date the fifth day of March, A. D. 1910, prayed to have the same passed and allowed, and hath also prayed to have the balance of the surplus of the said personal estate distributed according to law, you are therefore required to cite the heirs, next-of-kin, creditors and all others interested in the estate of the said late Robert G. Sharpe, deceased, to appear before me at a Court of Probate to be held at my office in the Town of Woodstock within and for the said County of Carleton, on Monday, the eleventh day of July next, at the hour of two of the clock in the afternoon, to attend the passing of the accounts of the said Administratrix of all and singular the Goods and Chattels, Rights and Credits, of the said deceased, at which time and place an order will be made for the distribution of the surplus of the personal estate of the said deceased, as prayed for by the said Administratrix of the said deceased.

Given under my hand and the Seal of the said Court this twenty fourth day of March A. D. 1910.

THANE M. JONES,
Judge of Probate for the County of Carleton.
(L. S.)
JAMES McMANUS,
Registrar of Probates for the County of Carleton.

15 ins.

NOTICE.

NOTICE is hereby given that we, the Trustees of the Estate of Octave Breau, an absent or absconding debtor, do hereby call a General Meeting of his creditors, to examine and pass the accounts of the estate, and after making allowance for all legal charges, disbursements and commission, to distribute the residue of the said estate without preference among the creditors, in proportion to their respective demands, to be held at the office of William A. Russell, Esquire, Shediac, in the County of Westmorland, on the twenty-ninth day of August, A. D. 1910, at two o'clock in the afternoon of the said day.

Dated at Shediac this sixth day of May, A. D. 1910.

WOODFORD AVARD,
PACIFIC P. LEBLANC,
JOHN LIVINGSTON,

Trustees.

13 ins

TAKE NOTICE that Thomas Holmes, of the Town of Woodstock, in the County of Carleton, Labourer, pursuant to the provisions of Chapter 141 of the Consolidated Statutes, 1903, did, on the fourth day of May, A. D. 1910, make an assignment for the general benefit of his creditors to the undersigned, Sheriff of the County of Carleton; also that a meeting of the creditors of the said Thomas Holmes will be held at my office in the Town of Woodstock in the said County, on Tuesday, the seventeenth day of May, A. D. 1910, at the hour of two of the clock in the afternoon, for the appointment of Inspectors, and the giving of directions with reference to the disposal of the Estate.

And that all creditors are required to file their claims, duly proven, with the Assignee, within three months of this date, unless further time be allowed by a Judge of the Supreme or County Court, and that all claims not filed within the time limited, or such further time, if any, as may be allowed by any such Judge, shall be wholly barred of any right to share in the proceeds of the Estate, and that the Assignee shall be at liberty to distribute the proceeds of the Estate as if any claim not filed as aforesaid did not exist, but without prejudice to the liability of the debtor therefor.

Dated at Woodstock, in the said County, this fifth day of May, A. D. 1910.

JOHN R. TOMPKINS,
Assignee.

4 ins