

## IN THE SUPREME COURT IN EQUITY.

Between Catherine Breen Sinnott, Thomas S. Bahan, Nathaniel Young and Elizabeth Young his wife, and Andrew W. Lee and Bridget Ellen Lee his wife, Plaintiffs; and

Joanna Sinnott, Mary Sinnott, John M'Phee and Eliza J. M'Phee his wife, Ellen Connell, Mary A. M'Manus, Catherine Ryter, Catherine Sinnott, Hugh Muldoon and Ann Jane Muldoon his wife, Jane F. Mulherrin, Robert Dayton and Elizabeth Dayton his wife, Thomas W. Bean, Charles Bean and Mary Bean his wife, Hugh O'Brien, Richard O'Brien, Edmond O'Brien, Patrick A. Grady and Margaret A. Grady his wife, Thomas Nolan and Georgie Nolan his wife, James M'Curdy and Mary Elizabeth M'Curdy his wife, Milton H. Bogrett and Emma Catherine Bogrett his wife, Patrick Sinnott, and Abraham Elston and Ellen Elston his wife, 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 Edmond O'Brien, one of the above defendants, does not reside within the Province, so that he cannot be served with a Summons, and that his place of residence cannot be ascertained by the plaintiffs, and that the above plaintiffs have good *prima facie* grounds for filing a Bill against the above named defendants: I do hereby order that the said defendant, on or before the seventeenth day of February next, do enter an appearance in this suit, (if he intend to defend the same), wherein a Bill be filed against the above named defendants by the above named plaintiffs, for the partition of certain lands, tenements and hereditaments belonging to the Estate of John Sinnott, deceased, situate fronting on Orange Street, in the City of Saint John, in the Province of New Brunswick, and distinguished by the numbers (623) and (624), on the plan of the City of Saint John aforesaid; and unless such an appearance is so entered, the Bill may be taken *pro confesso* and a Decree made.

The said Edmond O'Brien is made a party to this suit by reason of having an interest in the said lands and tenements sought to be partitioned as aforesaid, as heir of a devisee under the Will of the said John Sinnott, deceased.

Dated this fourteenth day of December, A. D. 1891.

A. L. PALMER, Judge in Equity.

MONT. M'DONALD, Plaintiff's Solicitor.

## In the Supreme Court in Equity.

Between Elizabeth M'Kercher and Peter M'Kercher, Plaintiffs; and

Minnie Hudson, Thomas Hudson, Isabella M'Kay, Sarah M'Kercher, Duncan M'Kercher, Margaret Shean, James Shean, Alice Murray, Robert L. Murray, Charles Murray, Mary Ann Duff, and George Duff, 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 Minnie Hudson, Thomas Hudson, Duncan M'Kercher, Margaret Shean, and James Shean, five of the above named defendants, do not reside within the said Province of New Brunswick, so that they cannot be served with a Summons, and that their place of residence cannot be ascertained by the plaintiffs, and that the above plaintiffs have good *prima facie* grounds for filing a bill against the above named defendants: I do hereby order, that the said defendants, Minnie Hudson, Thomas Hudson, Duncan M'Kercher, Margaret Shean, and James Shean, on or before the twentieth day of April next, do enter an appearance in this suit, (if they intend to defend the same), wherein a Bill will be filed against the above named defendants by the above named plaintiffs, for the partition of certain Lands and Premises situate at Tide Head, in the County of Restigouche, in the Province of New Brunswick, bounded on the west by land owned by William Murray; on the north, or in front by the River Restigouche; easterly by lands owned and occupied by George Duff; and southerly, or in rear, by wilderness lands; containing one hundred acres, and being the easterly half of lot number eight, formerly owned by the late Thomas Murray; the said plaintiff, Elizabeth M'Kercher, being one of the heirs of the said Thomas Murray, who died intestate, seized and possessed of the said lands and premises, and she being entitled to one equal undivided eighth part or share with the other heirs of the said late Thomas Murray, namely, his daughters, the defendants above named, Minnie Hudson, Isabella M'Kay, Sarah M'Kercher, Margaret Shean, Alice Murray, Mary Ann Duff, and his son, Charles Murray, another of the defendants above named. The above named defendants, Duncan M'Kercher, Thomas Hudson and James Shean, are joined in this suit in consequence of their being the husbands of Sarah M'Kercher, Minnie Hudson and Margaret Shean respectively, daughters and heirs of the said Thomas Murray; and unless such an appearance is so entered, the bill may be taken *pro confesso* and a decree made.

Dated the sixteenth day of January, A. D. 1892.

A. L. PALMER,  
Judge in Equity.

L. J. TWEDDIE, Plaintiffs' Solicitor.

## NOTICE.

APPLICATION will be made to the Parliament of Canada, at its next Session, for an Act authorizing the New Brunswick Railway Company and The Saint John and Maine Railway Company to modify the terms of the Lease executed by them and confirmed by the Act 47th Victoria, Chapter 75, and providing for the satisfaction or acquisition by the New Brunswick Railway Company of the Debenture Stock and Common Stock of the Saint John and Maine Railway Company, and for other purposes.

ALFRED SEELY, Secretary  
of the New Brunswick Railway Company.

## IN THE SUPREME COURT IN EQUITY.

Between Dennis Lynch, Junior, Plaintiff; and  
James Tierney, 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, that the above defendant does not reside within the Province, so that he cannot be served with a Summons, and that his place of residence cannot be ascertained by the plaintiff, and that the above plaintiff has good *prima facie* grounds for filing a Bill against the above named defendant: I do hereby order, that the said defendant, on or before the eighteenth day of February next, do enter an appearance in this suit, (if he 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, bearing date the fourteenth day of November, in the year of our Lord one thousand eight hundred and seventy four, and made by the said defendant of the one part, and one Michael Farrell of the other part, for the securing the payment to the said Michael Farrell the moneys for principal and interest therein mentioned, in the manner therein set forth, which Indenture of Mortgage is duly recorded in the Office of the Registrar of Deeds in and for the City and County of Saint John, in Book R, No. 6 of Records, at page 51, and which Indenture of Mortgage by assignment thereof from the said Michael Farrell, dated the thirtieth day of April, A. D. 1884, and duly recorded in the Office of the said Registrar of Deeds, Libro XIII. of Records, at folio 297, has become vested in the said plaintiff, and for the sale of the leasehold land and premises described in the said Indenture of Mortgage, default having been made in the payment, both of principal and interest thereby secured, and unless such an appearance is so entered, the Bill may be taken *pro confesso* and a Decree made.

Dated this thirtieth day of November, A. D. 1891.

A. L. PALMER.

DANIEL MULLIN, Plaintiff's Solicitor.

The plaintiff claims \$400 for principal on the above mentioned Mortgage, and \$150 for interest thereon, down to the thirtieth day of April, A. D. 1884, and the further sum of \$182 for interest from the said thirtieth day of April, A. D. 1884, to the date hereof.

Dated the 30th day of November, A. D. 1891.

DANIEL MULLIN, Plaintiff's Solicitor.

## NOTICE.

NOTICE is hereby given, that application will be made to the Local Legislature at its next Session for the passing of an Act to incorporate The New Brunswick Trunk Line Railway Company for the purpose of constructing and operating a line of Railway from a point of connexion with the Railway of the Temiscouata Railway at Edmundston to the City of Saint John, either by the construction of a continuous line, or by acquiring existing charters for a portion of the distance, and also with power, if deemed desirable, to connect with the Central Railway in Chipman, Queen's County, and also to build a line of Railway from the points of junction of the Central and Intercolonial Railways at Norton, King's County, to the City of Saint John, and also with power to provide railway terminal facilities and deep water wharf accommodation at the Port of Saint John in connexion with said Railways, and with all the powers incident to such a corporation.

Dated the 16th day of December, A. D. 1891.

CHARLES RIORDAN, Toronto;  
JOHN J. M'DONALD, Riviere du Loup;  
EDWARD D. BOSWELL, Toronto;  
CHARLES N. SKINNER, Saint John;  
GILBERT R. PUGSLEY, Rothesay, King's Co.,  
Applicants.

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