

SUPREME COURT IN EQUITY

Anna M. Jordan, Administratrix of all and singular the goods, chattels and credits which were of Thomas Jordan, deceased, at the time of his death, and Anna M. Jordan, Plaintiffs; and

Elizabeth Sharp, Thomas M. Sharp, I. Arthur Sharp, Annie T. Sharp, Alonzo I. Sharp, Minnie H. Belyea, William Sharp, and Grace P. Sharp, 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 Alonzo J. Sharp, one of the above named 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 plaintiff, and that he is interested in the equity of redemption of the mortgaged premises, and that the above named plaintiff has good *prima facie* grounds for filing a Bill against the above named defendants: I do, therefore, hereby order, that the said defendant, on or before the seventh day of June 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 defendants by the above named plaintiff, for the foreclosure of a Mortgage, dated the twenty seventh day of November, A. D. 1876, and made between John Sharp and Elizabeth Sharp his wife, of the one part, and Thomas Jordan of the other part, and for the sale of the said lands and premises thereby conveyed and there in described and unless such an appearance is so entered, the Bill may be taken *pro confesso* and a Decree made.

Dated this 29th day of March, A. D. 1893.

A. L. PALMER, Judge in Equity.

C. N. SKINNER, Plaintiff's Solicitor.

TO be sold by Public Auction, on Saturday the fifteenth day of April next, at 12 o'clock, noon, in front of Court House at Edmundston, Madawaska County, for payment of the debts of the late Joseph Francoeur, of Madawaska Parish, in the County of Madawaska, deceased, for want of personal property, pursuant to a License of the Probate Court of said County, the following Lands and Premises, to-wit:—All that lot or parcel of Land lying in the Parish of Madawaska, in County of Madawaska, on east side of Madawaska River, known as lot Number Fourteen, owned by late Joseph Francoeur, bounded on the upper side by lot number fifteen, occupied by Olive Bouche; on lower side by lot number thirteen, occupied by Jacob Philibert; in front by the Madawaska River, and in the rear by the lots in second tier, containing one hundred and sixty eight acres; together with buildings and improvements thereon.

Dated 6th March, A. D. 1893.

CATHERINE MARTIN, Administratrix of Estate of late Joseph Francoeur.

Notice of Sale.

To Osburn Estey and Silas Estey, heirs of Moses Estey, deceased, and the Executors, Administrators and Assigns of said Moses Estey, deceased, late of the Parish of Douglas, in the County of York, Farmer, and all others whom it may concern.

NOTICE is hereby given, that under and by virtue of a Power of Sale contained in a certain Indenture of Mortgage, bearing date the ninth day of February, in the year of our Lord one thousand eight hundred and eighty seven, and made between the said late Moses Estey of the first part, and George E. Fenety, of the City of Fredericton, in the County of York aforesaid, Esquire, Queen's Printer, of the second part, and duly recorded in Book E 4, pages 578, 579 and 580 of York County Records: there will, for the purpose of satisfying the moneys secured thereby, default having been made in the payment thereof, be sold at Public Auction, on Saturday the twenty fifth day of March next, at twelve o'clock, noon, at Phoenix Square, in front of the City Hall, in the City of Fredericton, in the said County of York, the Lands and Premises mentioned in the said Indenture of Mortgage as follows:—

"All that certain lot, piece or parcel of Land situate, lying and being in the Parish of Douglas aforesaid, in the County of York aforesaid, bounded as follows:—Beginning at John Crouse's northwesterly line, where the same strikes the northeasterly bank of the Madamkeswick Stream or River; thence running north forty five degrees east by the magnet of the year 1887 along the said Crouse's line, until it meets the bank of the North East Branch of the North Forks, (so called); and thence following the said North East Branch Stream and the said North Forks Stream down stream to the Madamkeswick Stream or River aforesaid; and thence down the said Madamkeswick River to the place of beginning, containing one hundred and seventy acres more or less;" together with all and singular the buildings and improvements thereon, and appurtenances to the said lands and premises belonging or in any manner appertaining.

Dated this seventeenth day of January, A. D. 1893.

G. E. FENETY, Mortgagee.

CHAS. W. BECKWITH, Sol. for Mortgagee.

The above Sale is postponed to May 5th, to take place at same hour and place.

March 23rd, 1893.

G. E. FENETY, Mortgagee.

EQUITY SALE.

IN THE SUPREME COURT IN EQUITY.

Between Harry F. Miles and Annie S. Miles his wife, Plaintiffs; and

Blanche Kelly, Aaron Kelly, Thomas Kelly, Charles Tracey and Olive Tracey his wife, John Hartt and Rebecca Hartt his wife, Hannah Kelly, Jane Slipp, David Smith and Elizabeth Smith his wife, Wesley Nason and Hattie Nason his wife, Carrie Smith, Edward Smith, James Smith, Charles Smith, Dulcan W. Perley, Thomas E. Smith, Daniel E. Smith, W. Dell Smith, Bedford H. Smith, Elizabeth C. Secord, Olive Smith, Richard Alexander and Rebecca Alexander his wife, Henry Hartt and Phoebe Hartt his wife, J. Leonard Slipp, David W. Hartt, Edward Hartt, Alfred Hartt, Charles Burton Lockhart and Theodocia Lockhart his wife, David Duplisa and Emmeline Duplisa his wife, W. Dell Hartt, Phoebe Hartt, Thomas A. Hartt, Gilman King Greenlaw and Etta Greenlaw his wife, Whitfield Hartt, David T. Hartt, Elmira Hartt, Elizabeth Hartt, John Taylor and Phoebe Taylor his wife, Solomon Smith and Victoria Smith his wife, J. Oscar Smith, and Judah Hartt, Defendants.

THERE will be sold at Public Auction, at and in front of the Sunbury County Record Office, in the Parish of Burton, in the County of Sunbury, and Province of New Brunswick, on Friday the 16th day of June next, at 3 o'clock in the afternoon, pursuant to the directions of a Decretal Order of the Supreme Court in Equity, made in the above cause on the seventh day of March instant, with the approbation of the undersigned, a Referee in Equity, duly commissioned, appointed and sworn to act in and for the County of York, under and by virtue of an Act passed in the 49th year of the Reign of Her present Majesty Queen Victoria, intituled "An Act respecting the Administration of Justice in Equity," a part of the Lands and Premises described in the plaintiffs' Bill and in the said Decretal Order, which part of the said Lands and Premises is described in the said Bill and in the said Decretal Order as follows:—

"All that certain other piece or parcel of Land situate, lying and being in the County of Sunbury, devised to Mary Ann Mitchell, (by the name, Mary Ann Hartt), and Jane Slipp, (by the name, Matilda Jane Hartt), by the Will of their father, Thomas Hartt, deceased, dated the thirteenth day of October, A. D. 1851, duly registered in the County of Sunbury, being two hundred and twenty five acres more or less; bounded on the east side by the Gore line, (so called) and seventy five acres more or less; bounded on the north side by land owned by William Shehan; on the south end by lands owned by Thomas Hartt, all on the North Branch of the Oromocto Stream, save and except that lot, piece or parcel of the said lands conveyed to William Todd, Charles F. Todd, Thomas Robinson, and Alfred Robinson, by Deed dated March 15th, 1869, registered in Book X of Sunbury County Records, pages 387, 388 and 389, as—All that certain lot, piece or parcel of Land situate, lying and being in the Parish of Blissville, in the County of Sunbury aforesaid, bounded and described as follows, to-wit:—Beginning at a cedar post on the old Sand Hole on the post road leading to St. John, above the bridge at Hartt's Mills aforesaid; thence along the said road to land owned by Guy Alexander; thence along the said Guy Alexander's lower line in a southeasterly direction to a brook running between and dividing the land hereby conveyed and land owned by Thomas Hartt; thence down along the said brook in an easterly direction to the Highway road leading to the South Branch Stream of the Oromocto; thence running along the said road in a northwesterly direction to a spruce tree inside of the present slab fence; thence running along the brow of the hill to the place of beginning, containing thirty acres and one-quarter more or less, reserving and excepting thereout one-quarter acre deeded by the said James Mitchell and Mary Ann Mitchell to the School Committee for School purposes. Also a certain piece or parcel of Land situate, lying and being in the Parish of Blissville aforesaid; beginning at a stake opposite the last pier in the Mill pond at Hartt's Mills aforesaid; thence running in a southeasterly direction along the said Highway leading to the South Branch of the Oromocto, two hundred and eighty eight feet to a stake at the Bars; thence running by the magnet of the year 1868 north 45 degrees east one hundred and seventy five feet to a spruce tree; thence north 45° east three hundred and thirty three feet to a cedar stake; thence north eighty eight degrees thirty minutes west ninety feet to a cedar stake at the interval bars; thence north twenty degrees east seventy feet to a hemlock tree on the bank of the North Branch of the Oromocto River; thence following up the bank of the said River to the said pier; and thence running in a westerly direction to the place of beginning." Also all that lot and parcel of Land situate in Blissville aforesaid, known and distinguished as Lot No. 16, granted to Jeremiah Tracey, of Blissville, containing three hundred and fifty acres more or less, and abutted and bounded on the lower side by a lot of land owned and occupied by Samuel Bunker, on the upper side by a lot owned by David Smith." Together with all the buildings and erections thereon standing and being.

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

Dated this 28th day of March, A. D. 1893.

HAVELOCK COY, Referee in Equity.

J. A. VANWART, Esq., Plaintiffs' Solicitor.