

In the Supreme Court in Equity.

Between Henry R. Emmerson, Executor and Trustee under the last Will and Testament of Thomas Keillor, deceased, Plaintiff; and

A. Clarke Brownell, William Brownell, James Brownell, Margaret Russell, Elizabeth McLellan, Sarah Wood, Matthew L. Wood, Martha Thompson, Whitman Thompson, Jeremiah Brownell, Annie McMillan, Hugh McMillan, Albert Brownell, Chauncey Brownell, Percy Brownell, Maud Miller, John M. Miller, Lyda Brownell, Lulu Brownell, Nellie Brownell, Francis Brownell, Joseph A. McQueen, Alice E. Allen, and Charles A. McQueen, individually and as Administrator of the personal estate and effects which were of Angus McQueen, deceased, Defendants.

WHEREAS it has been made to appear to the satisfaction of me, the undersigned, one of the Judges of the Supreme Court, that the above defendants, William Brownell, James Brownell, Jeremiah Brownell, and Albert Brownell, do not reside within the Province so that they cannot be served with a Summons, and that their respective places 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 defendants, and that the said defendants are necessary parties to this suit by reason of being next of kin of David Brownell, deceased, who was the owner of and intitled unto the Equity of Redemption in the mortgaged lands and premises hereinafter mentioned, and who died intestate, without issue, and without having conveyed or in any way disposed of his Equity of Redemption in the said lands and premises.

I do hereby order, that the said defendants, on or before the twentieth day of June 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 plaintiff, for the foreclosure of the Equity of Redemption in and the sale of certain lands and premises situate in the Parish of Westmorland, in the County of Westmorland, mentioned, described and conveyed in a certain Indenture of Mortgage bearing date the fifteenth day of September, A. D. 1879, made between David Brownell, of the said Parish of Westmorland, Farmer, since deceased, of the one part, and Angus McQueen, of the same place, Merchant, since deceased, of the other part, duly registered in the office of the Registrar of Deeds in and for the County of Westmorland, in Libro B. 4. of Records for the said County, at page 1, by the No. 39,567, on the fifteenth day of September, A. D. 1879, which said Indenture of Mortgage was afterwards duly assigned and transferred by the said Angus McQueen, since deceased, unto Mary Jane Keillor (since deceased), and the said Henry R. Emmerson, Executrix and Executor under the last Will and Testament of Thomas Keillor, deceased, by Indenture of Assignment bearing date the 31st day of July, A. D. 1891, duly registered in the office of the said Registrar of Deeds in Libro U. 5, of the said Records at page 614, by the No 58441, on the fifth day of August, A. D. 1891, default having been made in the payment of the principal moneys and interest secured by the said Indenture of Mortgage.

And unless such an appearance is so entered the Bill may be taken pro confesso and a decree made.

Dated the ninth day of April, A. D. 1902.

D. L. HANINGTON, J. S. C. in Equity.

This order is granted on the application of James Friel, of Dorchester, in the County of Westmorland and Province of New Brunswick, Barrister-at-Law, Plaintiff's Solicitor in this suit, and is indorsed to claim \$1000.00 as principal on the above mentioned mortgage and \$243.00 for interest thereon from the 27th day of September A. D. 1898 to the date of the Summons in this suit.

D. L. HANINGTON, J. S. C. in Equity.

JAS. FRIEL, Plaintiff's Solicitor.

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IN THE PROBATE COURT OF KING'S COUNTY.

To the Sheriff of the County of King's, or any Constable within the said County, GREETING:

[L.S.] WHEREAS Daniel A. Richards, Administrator of the estate and effects of James N. Richards, late of the Parish of Greenwich, in the County of King's, Farmer, deceased, has applied to me by petition according to law, showing therein that the personal estate and effects of the said deceased are insufficient to pay the debts of the said deceased, and praying that a license may be granted to him to sell the real estate as mentioned in the said petition for the payment of his debts.

You are therefore required to cite William D. Richards, of Round Hill, in the County of King's, farmer, Charlotte Appleby, of Round Hill, in the County of King's, widow, Daniel A. Richards, of the Parish of Greenwich, in the County of King's, farmer, Joseph A. Richards, of the said Parish of Greenwich, Julia McLeod, wife of William McLeod, of the said Parish of Greenwich, farmer, Charles C. Richards, of Edmonston, in the County of Madawaska, farmer, T. Medley Richards, of Edmonston aforesaid, merchant, Zebulon Richards, of Oak Point, in the said County of King's, farmer, Margaret Picket, widow of Lewis Picket, of Grand Falls, in the County of Victoria, farmer, Charles L. Richards, of Denver, Colorado, in the United States of America, councillor-at-law, Amy McLeod, widow of Allen McLeod, residence unknown, Lewis Belyea, of Marysville, in the County of York, carpenter, Sancton Belyea, of Round Hill, in the said County of King's,

farmer, Allen Bostwick, of Kingston, in the said County of King's, farmer, Joseph Bostwick, of Kingston aforesaid in the said County of King's, farmer, Harriet Evans, wife of George E. Evans, of the City of Saint John, sea captain, Charles Brundage, of said Kingston, in the said County of King's, farmer, Edward Brundage, of Millstream, in the said County of King's, Doctor of Medicine, Henry Brundage, of Upper Greenwich, in the said County of King's, farmer, Lloyd Richards, residence unknown, Frederick Richards, residence unknown, Jessie Belyea, of Woodstock, in the County of Carleton, spinster, Ernest Prince, of Fredericton, in the County of York, teacher, Norman Prince, of Reno, Nevada, in the United States of America, Florrie Allen, wife of Robert Allen, of the said City of Saint John, Railway Employee, Bert Prince, of the City of Saint John, N. B., Engineer, and Fred Prince, of Seattle, in the United States of America, infant, Annie Bostwick, of Atlanta, Georgia, in the said United States of America, infant, Lula E. Bostwick, of Atlanta, Georgia, in the United States of America, Eugene Bostwick, of said Atlanta, infant, Charles Greenslade, of the said City of St. John, seaman, Lawton Greenslade, of the Parish of Simonds, City and County of St. John, laborer, Richey Greenslade, of the said City of St. John, infant, Lilian Greenslade, of the said City of St. John, infant, Lucy Greenslade, of the said City of St. John, infant, and Jessie Greenslade, of the said of St. John, infant, and all others interested in the said estate, to appear before me at a Court of Probate to be held at the Court House at Hampton, within and for the said County of King's, on the third THURSDAY in JUNE next, at ten o'clock in the forenoon, to show 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 twentieth day of February, A. D. 1902.

(Signed) GEORGE G. GILBERT,
Judge of Probate.

(Signed) ROBERT MORISON. 15ins
Registrar of Probate.

NOTICE OF SALE.

To the Heirs, Executors and Administrators of James D. Macpherson, late of Fredericton, in the County of York, Saddler, (now deceased) and Mary A. Macpherson his wife, and to all others to whom it may in anywise concern:

NOTICE IS HEREBY GIVEN, That by virtue of a Power of Sale contained in an Indenture of Mortgage, dated the thirtieth day of June, A. D. 1879, and made between the said James D. Macpherson and Mary A. Macpherson his wife, of the first part, and the late John James Fraser of the same place, Esquire, of the second part, which mortgage was duly recorded in the Records of the County of York, in Book M. 3, pages 183, 184 and 185, the twenty-sixth day of July, A. D. 1879, and which mortgage was duly assigned by the said late John James Fraser to the undersigned, E. Byron Winslow, by assignment dated the first day of July, A. D. 1893, and which assignment was recorded in the said York County Records, in Book P. 5, pages 489, 490, 491 and 492, on the fifth day of February, A. D. 1902; there will, for the purpose of satisfying the moneys secured by the said mortgage, default having been made in the payment thereof, and in pursuance of the said Power of Sale and assignment of said mortgage, be sold at Public Auction at the Weigh Scales in front of the County Court House, in the City of Fredericton, on SATURDAY the 28th day of JUNE next, at twelve o'clock, noon, the Lands and Premises mentioned and described in the said mortgage as follows: "All that piece or portion of land lying and being in the town plat of Fredericton aforesaid, known as part of lot "number two hundred and thirteen, beginning on Brunswick Street at the southeasterly corner of a lot now under lease from "the said parties of the first part to one Daniel Fowler, thence running along the southeasterly side line of the said Fowler lot one "hundred and sixty-five feet or until it meets the division line "between the said lot 213 and lot 214, thence southeasterly along "said division line thirty-three feet or until it meets the division "line between the hereby granted lot and land now in possession "of the said James D. Macpherson, thence along said division "line until it comes to Brunswick Street aforesaid, thence north- "westerly along the said Street to the place of beginning." Together with all and singular the buildings and improvements thereon, and the rights, members, privileges, hereditaments and appurtenances to the same belonging or in anywise appertaining.

Dated at Fredericton, this 18th day of March, A. D. 1902.

15ins
E. BYRON WINSLOW,
Assignee of Mortgagee.

ADVERTISING TERMS.

Notice is hereby given, that all Advertisements intended for insertion in the Royal Gazette, must be accompanied with the cash in order to ensure their publication.

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