

CHANCERY SALE.

NOTICE is hereby given, that there will be sold at Public Auction in front of the Court House, in the Town of Bathurst in the County of Gloucester, in the Province of New Brunswick, on Thursday, the Fourteenth Day of September next, A. D. 1911, at the hour of twelve o'clock noon, pursuant to the directions of a certain Judgment or Decree, made in the Supreme Court, Chancery Division, on the sixth day of June, A. D. 1911, in an action wherein Adams Burns Company, Limited, is plaintiff, and Fred S. Morse, Fred S. Morse Trustee, Nepisiquit Lumber Company, Limited, and Union Trust Company of Springfield, Massachusetts, Trustees, and the Bank of Montreal, are defendants: And by amendment, wherein Adams Burns Company, Limited, is plaintiff, and Fred S. Morse, Fred S. Morse Trustee, Nepisiquit Lumber Company, Limited, W. Henry Harrison, Trustee under two Trust Mortgages made to him by the Nepisiquit Lumber Company, Limited, Ralph W. Ellis, on behalf of himself and other holders of the first issue of Bonds of said Nepisiquit Lumber Company, Limited, and Walter Wisson, on behalf of himself and other holders of the second series of Bonds or Certificates issued by the said Nepisiquit Lumber Company, Limited, are defendants; And by further amendment, wherein Adams Burns Company, Limited, is plaintiff, and Fred S. Morse, Fred S. Morse, Trustee, Nepisiquit Lumber Company, Limited, W. Henry Harrison, Trustee under two Trust Mortgages made to him by the Nepisiquit Lumber Company, Limited, Ralph W. Ellis, on behalf of himself and other holders of the first issue of Bonds of said Nepisiquit Lumber Company, Limited, and George Green on behalf of himself and other holders of the second series of Bonds or Certificates issued by the said Nepisiquit Lumber Company, Limited, are defendants, with the approbation of the undersigned Master of the Supreme Court, and pursuant to the provisions of "The Judicature Act, 1909," the following described property, lands and premises, all of which is described or mentioned in said Judgment or Decree, that is to say:

"All those several lots, pieces, parcels and tracts of land and premises, situate, lying and being in the County of Gloucester, in the Province of New Brunswick, in the Dominion of Canada, bounded and described as follows, viz.: First, All that lot of land and premises situate on the north side of Water Street, in the Town plot of Bathurst, in the County aforesaid, described as follows, viz.: Beginning at a point on the northerly side line of Water Street in the southeast corner of a lot of land sold and conveyed by Gordon M. Duncan and Martha his wife to one Henry White, thence by the magnet of the year one thousand eight hundred and seventy-three north eight degrees and fifteen minutes east two hundred feet, thence south eighty-one degrees and forty-five minutes east one hundred and sixty feet, thence south eight degrees and fifteen minutes west two hundred feet, and thence north eighty-one degrees and forty-five minutes west along the northerly side line of Water Street aforesaid one hundred and sixty feet to the point at the place of beginning, being the lands and premises conveyed to Kennedy F. Burns by the Honorable John Ferguson and Joseph McKenna by deeds bearing date respectively the twenty-seventh day of September, 1870, and the thirteenth day of January, 1881, and now used and occupied as stores, shops, offices and warehouses." Also—

"All those several lots and parcels of land and premises, situate, lying and being in the Parish of Bathurst, in the County of Gloucester aforesaid, bounded and described as follows, that is to say, Commencing at a point where the northern side of the great road from Miramichi strikes the shore of the Harbour, thence south eighteen degrees forty minutes east eight chains to the north side of a reserved road leading from the Miramichi road to the old ferry landing, thence along said road to the shore, and thence following the various courses of the shore in a northerly direction to the point at the place of beginning, together with the steam saw mill, mill gear, machinery, wharves, piers, booms and all the buildings and improvements thereon; also all that other lot or parcel of land and premises situate and being in the Parish of Bathurst, in the County of Gloucester aforesaid, bounded and described as follows, viz.: All that part of lot number twenty-six in the Gould Grant tract on the south side of the Harbour of Bathurst, commencing at a point on the east side of the old Post Road to Miramichi, at the northwest corner of a reserved road, thence north seventy-seven degrees east along the north side of said reserved road four chains and seventy links to a stake, thence north thirty degrees west twelve chains and thirty links to the water of the Harbour, thence along the shore of the said Harbour westerly to the east side of the old Miramichi Road aforesaid, thence south eighteen degrees forty minutes east eleven chains and fifty links along said side of the old post road to a stake at the place of beginning, containing three acres, three rods and fourteen perches, and distinguished as lot "B" in the survey and plan of Ordville made by Deputy James Buttiner and was heretofore conveyed to the said Kennedy F. Burns by Angus McLean and wife, by deed bearing date the 6th day of December, A. D. 1880." Also—

"All that lot or parcel of land being part of lot number 26 in McNeill's survey of the Gould Grant in the Parish of Bathurst, County and Province aforesaid, described as follows (to wit): Beginning at the shore at the mouth of the Big Nepisiquit River, at the Point where the eastern boundary line of the land owned and occupied by John E. O'Brien strikes the said river, thence north seventy-five degrees forty minutes east four chains, to the northerly prolongation of the Miramichi Road, thence south forty degrees east three chains to a stake, thence south seventy-seven degrees west two chains and ninety-four links to the eastern boundary line of John E. O'Brien's land aforesaid, thence along the said boundary line three chains and twenty-five links to the stake at the place of beginning, containing one acre and distinguished as letter "D" in the plan and survey of Ordville by Deputy James Buttiner, and being the lot or parcel of land conveyed by deed to the said John E. O'Brien by the Honorable John Ferguson and Henry W. Baldwin by deed bearing date the 1st day of December, A. D. 1869." Also—

"All that lot or parcel of land being part of the front of lot number 26 in Deputy McNeill's survey of the Gould Grant in the Parish of Bathurst aforesaid, described as follows, to-wit: Commencing at a point on the westerly side of the northerly prolongation of the Great Miramichi Road, at a point where the easterly side line of the land owned and occupied by John E. O'Brien strikes the said road, thence along said road north eighteen degrees forty minutes west seven chains sixty links to a stake, thence south seventy-seven degrees west two chains and ninety-four links to a stake on the boundary of John E. O'Brien's land aforesaid, thence south thirty-eight degrees three minutes east along the said boundary line "at chains and fifty links to the place of beginning, the said lot being distinguished as letter "E" on the plan of Ordville made by Deputy James Buttiner, and containing one acre and twenty perches "reserving, nevertheless, out of the two several lots of land above described, a strip of land now occupied by the Caraquez Railway Company, running across the said lots in a direction about north and south, bounded on the westerly side by a fence heretofore erected along the westerly boundary line of the Railway grounds and extending easterly therefrom a distance of one hundred and thirty-five feet, preserving the same width the whole distance across the lots." Also—

"All those parts or parcels of original lot number twenty-four in the plan of the survey of the grant to Arthur Gould situate on the south side of the Big Nepisiquit River, in the Parish of Bathurst, in the said Province, bounded and described as follows, viz.: Beginning at the shore of the Harbour, at the point where the western boundary line of the land occupied by Robert Eady strikes the said shore, thence south forty degrees east sixteen chains to a stake at the corner of a reserved road, thence along the said road westerly five chains and forty links to a stake, thence north thirty degrees west twelve chains and eighty links to the shore aforesaid, thence along said shore easterly to the place of beginning, being lot A in the sub-division of the said original lot, containing five acres one rood and sixteen perches." Also— That piece of the same original lot beginning at the north side of the Caraquez Great Road at the point where the western side line of Robert Eady's land aforesaid strikes the said road, thence south sixty degrees and thirty minutes west along said road four chains and forty links, thence north thirty-six degrees and thirty-five minutes west nine chains and fifty links to a reserved road, thence easterly along said reserved road four chains to a stake, thence south forty degrees east eight chains and fifty links along the Eady division line to the stake at the place of beginning, known as lot J on the plan of Ordville, and containing three acres three rods and four perches, excepting, nevertheless, out of the lands lastly above described, all that piece, parcel, lot or lots of land heretofore sold and conveyed by William Hillock and Grace his wife to Eliza Hackey by deed bearing date the twenty-fourth day of September, A. D. 1891, and duly recorded in the Registry of Deeds for the said County of Gloucester as by reference thereto will appear. Also, all that certain piece or parcel of land situate, lying and being on the south side of the Big Nepisiquit River, in the Parish and County aforesaid bounded and abutted as follows, viz.: commencing at the northwesterly angle of lot "G" on the plan of Ordville, formerly owned by F. M. O'Brien on the public road leading from K. F. Burns Steam Mill towards the Great Road from Bathurst to Caraquez, thence along the northerly line of the said F. M. O'Brien property easterly with a prolongation of the said line until it strikes a stake on lot "J," formerly owned and occupied by William Hillock, thence northerly thirty-six degrees and thirty-five minutes west to the by or reserved road, thence along the said road to the public highway leading from the said Mill towards the great Great Road leading from Bathurst to Caraquez, thence along the said road to the place of beginning, containing two and one-half acres more or less." Also "all that piece or parcel of land described as all that part of the Gould Grant, so called, in the Parish of Bathurst, abutted and bounded as follows, to-wit: Beginning at a point on the northern side of the great road leading from Bathurst to Caraquez near the bridge over the Big Nepisiquit River where the side line of the land now owned by K. F. Burns (but formerly owned by William Hinton) strikes the land owned by John E. O'Brien, thence easterly along the northern side of the great road till it strikes a prolongation of the great road leading to Miramichi, thence northerly along said prolongation till it strikes the land formerly owned by E. L. O'Brien and John M. O'Brien, thence along said land till it strikes the shore of the river or harbour, thence up stream till it strikes the said K. F. Burns side line, and then along this side line to the place of beginning, being all that part of the lands conveyed to John E. O'Brien by John Gallagher and wife by deed bearing date the nineteenth July, A. D. 1866, which lies on the northern side of the Great Road leading from Bathurst to Caraquez, excepting, nevertheless, out of the lands above described is retained a strip through the said lots sufficient for the Railway right of way, say fifty feet each way from the centre of the rails, and including a right of way to and from the Great Road to the station house." Also, "all that piece or parcel of land and premises situate, lying and being on the eastern side of the Nepisiquit River in the Parish of Bathurst aforesaid, and bounded as follows, viz.: On the north by lands owned by John E. O'Brien and the Queen's highway, on the west by the Big Nepisiquit River, on the south by lands owned by Andrew Kerr, and on the east by the Caraquez Railway, fifty feet distant from the centre of the rails, which said piece or parcel of land is a part of the lot of land conveyed by William Hinton and Annie his wife to E. D. Chase by deed bearing date twenty-second day of November, A. D. 1882." The said several lots, pieces or parcels of land being those conveyed to the said Kennedy F. Burns in the manner following, by William Hillock, of Bathurst, by deed bearing date the twenty-seventh day of June, A. D. 1892, second by John Kerr and Jessie his wife, of Bathurst, by deed bearing date the twenty-sixth day of May, A. D. 1890, third by John E. O'Brien and wife, of Bathurst, by deed bearing date the thirtieth day of September, A. D. 1885, fourth, by Earle D. Chase and Amelia his wife, of Bathurst, by deed bearing date the thirtieth day of November, A. D. 1882." Also—