

"All that certain tract of land situate, lying and being in the Parish of Bathurst, in the County of Gloucester aforesaid and known as the Cunard Farm; and is abutted and bounded as follows, to-wit: Commencing on the east side of Murray street at its intersection with St. John street; thence south seven degrees thirty minutes west or along the easterly side of Murray street and a continuation of said line forty-five chains; thence on a line south three degrees west twelve chains and fifty links; thence on a line south three degrees thirty minutes east seven chains and fifty links, or until it strikes the easterly side line of the Aubie lot; thence south thirty-nine degrees east or along the eastern side line of the said Aubie lot nineteen chains or to the bank or shore of the Nepisquit River; thence northerly or down stream along the bank or shore of the said Nepisquit River to the southerly side of the Bridge across the said River, thence north eighty-one degrees fifteen minutes west or along the southerly side of the Highway to the Town of Bathurst five chains and thirty-five links; thence north two degrees fifteen minutes east along the westerly side of said Highway twenty-one chains and eighty-five links; thence north twenty-six degrees forty-five minutes east along the westerly side of the said Highway five chains and ninety-seven links, or to its connection with Black Street; thence along the westerly side of Black Street four chains and fifty links, or to the southerly side of St. John Street; thence westerly along the southerly side of St. John street thirteen chains and seventy-five links, or to the easterly side of Murray Street, being the place of beginning, and containing one hundred and nine acres more or less." Also

"All and singular that certain lot or parcel of land and premises situate, lying and being on the west side of the Big Nepisquit River in the Parish of Bathurst, County aforesaid, being part of lot number one, bounded and described as follows, viz.: Beginning at the northeast corner of a field occupied by the said Dominique Laveigne, where it meets the southern division line of the Cunard Farm (so called), five hundred feet more or less from the Nepisquit River, thence southerly along said fence and a prolongation of course of same, one hundred and thirty feet to a stake, thence easterly at right angles with the first mentioned line to the shore of the river aforesaid, at low water mark, thence northerly along the line of low water mark one hundred and thirty feet to a prolongation of said division line of the Cunard Farm aforesaid, thence westerly along said division line of the Cunard Farm five hundred feet to the point at the place of beginning." Also

"A certain lot of land and premises situate on the west side of the Nepisquit River in the Parish of Bathurst, in the County of Gloucester, described as follows, to-wit: Southerly by the north side of the Great Road leading to and across the Bridge over the said river, westerly by the west side of the said Great Road, northerly by the north side of the old Ferry Road, leading from the main road to the river on the south side of the Cunard Ship Yard, and easterly or in front by the said River Nepisquit, containing five acres more or less." Also, All that certain lot or parcel of land and premises, situate, lying and being in the Parish of Bathurst, in the County of Gloucester aforesaid, known as that piece of the land and water in front, situate on the west side of the Big Nepisquit River, commencing at southwest angle of the piece of land sold by Robert McCalmot and Thomas C. Allen to John E. O'Brien as a ship yard, thence along the east side of the highway leading to the Bridge across the Big River, to the northwest angle of the piece of land sold by Sir Samuel Cunard, Robert McCalmot and Thomas C. Allen to John Mehan, thence easterly along the northerly side line of the said John Mehan's land to the river aforesaid, thence northerly along the shore of the said river to the southeasterly angle of the said John E. O'Brien's land; thence westerly along the southerly side line of said John E. O'Brien's land to the Highway aforesaid, being the place of the beginning." Also, "All those several lots of timber and wood lands situate in the Parish and County aforesaid, being parts of the lands granted by the Crown to John C. Ord by letters patent bearing date the sixteenth day of May, 1848, and known, distinguished and described as follows, viz.: (a) The southerly one hundred acres on Block number one, first tract, in said Grant, situate on the easterly side of the Great Road leading from Bathurst to Miramichi, the said one hundred acres having a frontage of ten chains on the said Great Road and running with that width to the rear of the said block." (b) "Lot number ninety-five, situate on the easterly side of said Great Road, containing one hundred acres, being the fourth tract in said grant." (c) "Lot number three (3) situate on the easterly side of said Great Road, containing six hundred acres, being the fifth tract in said grant." (d) "Lot number one hundred and seven (107), situate on the easterly side of said Great Road, containing two hundred acres, and being the sixth tract in the said grant." Also, "All that piece or tract of land situate on the Bathurst-Miramichi Road, in the County of Gloucester, in the Province of New Brunswick, and abutted and bounded as follows: Beginning at the southeast angle of lot number fifty-nine, on the westerly side of the said road, thence westerly along the southerly line of said lot to its rear, thence northerly along the said rear line and a prolongation thereof to the northwest angle of lot number sixty, thence easterly along the northerly line of lot sixty to the said road, and thence southerly to the place of beginning, which said tract contains two hundred acres more or less and is distinguished as lots numbers fifty-nine and sixty, granted to Francis Ferguson." Also, "All those lots or tracts of land, situate, lying and being on the west side of the Miramichi Road, in the Parish of Bathurst, in the County of Gloucester, in the Province of New Brunswick, to-wit: All that lot known as lot number two in the second tier of lots in survey of Deputy McNeil, known as the Thomas M. DeBlais lot and containing one hundred acres more or less." Also, "All that adjoining lot granted to Bella Packard and known and distinguished as lot number one in said second tier and containing two hundred acres more or less." Also, "A tract of land situate in the Parish of Bathurst in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a post standing at the southeast angle of lot number ninety-five, granted to John C. Ord in the eastern range, Bathurst road lots, thence running by the magnet of the year 1902 south nineteen degrees east twenty chains, thence south seventy-one degrees west seventy-seven chains to another post standing on the northerly side of the New Bathurst

road; thence along the same north forty degrees and forty-five minutes west twenty-one chains and thirty links to another post, and thence north seventy-one degrees east eighty-three chains and fifty links to the place of beginning, containing one hundred and sixty acres more or less and distinguished as the eastern parts of Lots numbers ninety-three and ninety-four, Block thirty-six, eastern range, Bathurst road lots." Also

"A tract of land situate in the Parish of Bathurst in the County of Gloucester, in our Province of New Brunswick, to-wit: Beginning at a post standing on the western side of the old Bathurst Road at the southeast angle of lot number ninety-two, granted to Henry Burk in the western range of Bathurst Road lots, thence running by the magnet of the year 1902 along the said old Bathurst Road nineteen degrees and fifteen minutes east thirty-three chains and sixty links to another post, thence north eighty-seven degrees west eighty-seven chains to another post, and thence north seventy degrees and thirty minutes east eighty chains to the place of beginning, containing one hundred and thirty-four acres more or less, and distinguished as lot number ninety-one Western Range Bathurst Road Lots." Also, "A tract of land situate in the Parish of Bathurst, in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a post standing at the southeast angle of Block number three, granted to John C. Ord in Block thirty-six Eastern Range Bathurst Road Lots; thence running by the magnet of the year 1902 south nineteen degrees east nine chains and ninety-one links; thence south seventy-one degrees west ninety-three chains, or to the eastern side of the New Bathurst Road; thence along the same north forty degrees and forty-five minutes west ten chains and fifty links to another post; and thence north seventy-one degrees east ninety-five chains to the place of beginning; containing ninety-one acres more or less and distinguished as lot number ninety-seven in Block thirty-six, Eastern Range, Bathurst Road Lots." Also

"A tract of land situate in the Parish of New Brandon, in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a stake standing at the southwest angle of lot letter A granted to William Bateman, at the mouth of Tague's Brook, thence running by the magnet of the year 1895 south eighty-five degrees east nineteen chains and seventy-five links to another stake, thence south five degrees east twenty-nine chains and fifty links, thence north eighty-five degrees west twenty-six chains, thence north six degrees east twenty-eight chains and fifty links to the place of beginning, containing seventy acres more or less, and distinguished as lot Letter B on Tague's Brook." Also "A certain other lot of land and premises situate, lying and being in the Parish of Bathurst, in the County of Gloucester, described as follows: One hundred acres on the Miramichi Road known and distinguished on the plan of the Ord lands as lot number eighty-eight, together with all and singular all buildings, erections and improvements on all of said several lots of land and premises hereby conveyed, standing and being, and all easements, privileges and appurtenances to the same belonging or in any manner appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all buildings, erections and improvements, which may hereafter be built and erected thereon, and all plant and machinery which may hereafter be built, erected thereon and attached thereto."

"Also, The four hundred and ninety-two (492) miles of New Brunswick Crown Land timber limits or licenses therein mentioned, and situate in the Counties of Gloucester, Restigouche and Northumberland, in the Province of New Brunswick, and any other New Brunswick Crown Land timber limits standing in the name of Adams Burns Company, Limited, excepting the cedar timber growing on any such licenses; and also, the interest of Adams Burns Company, Limited, in any New Brunswick Crown Land limits or licenses issued to or standing in the name of any other person or corporation whomsoever, subject, nevertheless, to all the terms and conditions of said licenses, and the regulations of the Crown Land Department of New Brunswick made or to be made in reference thereto.

Also, all the personal property yet remaining, conveyed or mentioned in the chattel mortgage dated the sixth day of October, A. D. 1909, and filed in the office of the Registrar of Deeds for the County of Gloucester, alleged and referred to in the said statement of claim, whether then or afterwards acquired, that is to say: The six large lumber bateaux and one smaller lumber bateau, and the steam tug St. Lawrence (being property lately owned by Adams Burns Company, Limited, and used by them for loading lumber from their mills at Bathurst, in the County of Gloucester, to vessels, being all of the bateaux so used by them, and which bateaux and tug were sold by them to said Fred S. Morse). Also, the following property lately owned by said Adams Burns Company, Limited, and sold to said Fred S. Morse, that is to say, the thirty heavy working horses (particularly mentioned in the annexed schedule) and all the harness used with the said horses, and all the carts, waggons, sleds, and vehicles of every description which were used in connection with the Company's business, and the mill supplies, machine shop and blacksmith shop supplies, booms and booming and rafting and woods, rigging and tools and appliances and farm machinery and tools, and all of which said property and chattels were used in connection with the lumber business and properties recently sold by said Adams Burns Company, Limited, to said Fred S. Morse, and which was so used by them in and upon the real estate recently sold by them to said Fred S. Morse, at Bathurst, in the County of Gloucester, and upon Government Lumber Licenses held by them, or in, upon, or in connection with their lumber camps and lumbering operations upon said licensed lands, and in and upon the rivers and streams from which the same are operated, and in and upon and attached to their booming and rafting privileges at the mouths of said rivers, and in and upon their farm and farm barns and premises and mills, mill yard and lumber yards and shipping wharves at Bathurst aforesaid, and all of which said bateaux, tug, horses, harness, carts, waggons, sleds, vehicles, supplies, booms, rafting and woods rigging and tools and appliances and farming machinery and tools was used by said Adams Burns Company, Limited, in connection with their said lumber business, the head office of which was at Bathurst and which was carried on in connection

with the same north forty degrees and forty-five minutes west twenty-one chains and thirty links to another post, and thence north seventy-one degrees east eighty-three chains and fifty links to the place of beginning, containing one hundred and sixty acres more or less and distinguished as the eastern parts of Lots numbers ninety-three and ninety-four, Block thirty-six, eastern range, Bathurst road lots." Also

"A tract of land situate in the Parish of Bathurst in the County of Gloucester, in our Province of New Brunswick, to-wit: Beginning at a post standing on the western side of the old Bathurst Road at the southeast angle of lot number ninety-two, granted to Henry Burk in the western range of Bathurst Road lots, thence running by the magnet of the year 1902 along the said old Bathurst Road nineteen degrees and fifteen minutes east thirty-three chains and sixty links to another post, thence north eighty-seven degrees west eighty-seven chains to another post, and thence north seventy degrees and thirty minutes east eighty chains to the place of beginning, containing one hundred and thirty-four acres more or less, and distinguished as lot number ninety-one Western Range Bathurst Road Lots." Also, "A tract of land situate in the Parish of Bathurst, in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a post standing at the southeast angle of Block number three, granted to John C. Ord in Block thirty-six Eastern Range Bathurst Road Lots; thence running by the magnet of the year 1902 south nineteen degrees east nine chains and ninety-one links; thence south seventy-one degrees west ninety-three chains, or to the eastern side of the New Bathurst Road; thence along the same north forty degrees and forty-five minutes west ten chains and fifty links to another post; and thence north seventy-one degrees east ninety-five chains to the place of beginning; containing ninety-one acres more or less and distinguished as lot number ninety-seven in Block thirty-six, Eastern Range, Bathurst Road Lots." Also

"A tract of land situate in the Parish of New Brandon, in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a stake standing at the southwest angle of lot letter A granted to William Bateman, at the mouth of Tague's Brook, thence running by the magnet of the year 1895 south eighty-five degrees east nineteen chains and seventy-five links to another stake, thence south five degrees east twenty-nine chains and fifty links, thence north eighty-five degrees west twenty-six chains, thence north six degrees east twenty-eight chains and fifty links to the place of beginning, containing seventy acres more or less, and distinguished as lot Letter B on Tague's Brook." Also "A certain other lot of land and premises situate, lying and being in the Parish of Bathurst, in the County of Gloucester, described as follows: One hundred acres on the Miramichi Road known and distinguished on the plan of the Ord lands as lot number eighty-eight, together with all and singular all buildings, erections and improvements on all of said several lots of land and premises hereby conveyed, standing and being, and all easements, privileges and appurtenances to the same belonging or in any manner appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all buildings, erections and improvements, which may hereafter be built and erected thereon, and all plant and machinery which may hereafter be built, erected thereon and attached thereto."

Also, all the personal property yet remaining, conveyed or mentioned in the chattel mortgage dated the sixth day of October, A. D. 1909, and filed in the office of the Registrar of Deeds for the County of Gloucester, alleged and referred to in the said statement of claim, whether then or afterwards acquired, that is to say: The six large lumber bateaux and one smaller lumber bateau, and the steam tug St. Lawrence (being property lately owned by Adams Burns Company, Limited, and used by them for loading lumber from their mills at Bathurst, in the County of Gloucester, to vessels, being all of the bateaux so used by them, and which bateaux and tug were sold by them to said Fred S. Morse). Also, the following property lately owned by said Adams Burns Company, Limited, and sold to said Fred S. Morse, that is to say, the thirty heavy working horses (particularly mentioned in the annexed schedule) and all the harness used with the said horses, and all the carts, waggons, sleds, and vehicles of every description which were used in connection with the Company's business, and the mill supplies, machine shop and blacksmith shop supplies, booms and booming and rafting and woods, rigging and tools and appliances and farm machinery and tools, and all of which said property and chattels were used in connection with the lumber business and properties recently sold by said Adams Burns Company, Limited, to said Fred S. Morse, and which was so used by them in and upon the real estate recently sold by them to said Fred S. Morse, at Bathurst, in the County of Gloucester, and upon Government Lumber Licenses held by them, or in, upon, or in connection with their lumber camps and lumbering operations upon said licensed lands, and in and upon the rivers and streams from which the same are operated, and in and upon and attached to their booming and rafting privileges at the mouths of said rivers, and in and upon their farm and farm barns and premises and mills, mill yard and lumber yards and shipping wharves at Bathurst aforesaid, and all of which said bateaux, tug, horses, harness, carts, waggons, sleds, vehicles, supplies, booms, rafting and woods rigging and tools and appliances and farming machinery and tools was used by said Adams Burns Company, Limited, in connection with their said lumber business, the head office of which was at Bathurst and which was carried on in connection

with the same north forty degrees and forty-five minutes west twenty-one chains and thirty links to another post, and thence north seventy-one degrees east eighty-three chains and fifty links to the place of beginning, containing one hundred and sixty acres more or less and distinguished as the eastern parts of Lots numbers ninety-three and ninety-four, Block thirty-six, eastern range, Bathurst road lots." Also

"A tract of land situate in the Parish of Bathurst in the County of Gloucester, in our Province of New Brunswick, to-wit: Beginning at a post standing on the western side of the old Bathurst Road at the southeast angle of lot number ninety-two, granted to Henry Burk in the western range of Bathurst Road lots, thence running by the magnet of the year 1902 along the said old Bathurst Road nineteen degrees and fifteen minutes east thirty-three chains and sixty links to another post, thence north eighty-seven degrees west eighty-seven chains to another post, and thence north seventy degrees and thirty minutes east eighty chains to the place of beginning, containing one hundred and thirty-four acres more or less, and distinguished as lot number ninety-one Western Range Bathurst Road Lots." Also, "A tract of land situate in the Parish of Bathurst, in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a post standing at the southeast angle of Block number three, granted to John C. Ord in Block thirty-six Eastern Range Bathurst Road Lots; thence running by the magnet of the year 1902 south nineteen degrees east nine chains and ninety-one links; thence south seventy-one degrees west ninety-three chains, or to the eastern side of the New Bathurst Road; thence along the same north forty degrees and forty-five minutes west ten chains and fifty links to another post; and thence north seventy-one degrees east ninety-five chains to the place of beginning; containing ninety-one acres more or less and distinguished as lot number ninety-seven in Block thirty-six, Eastern Range, Bathurst Road Lots." Also

"A tract of land situate in the Parish of New Brandon, in the County of Gloucester, in our Province of New Brunswick, and bounded as follows, to-wit: Beginning at a stake standing at the southwest angle of lot letter A granted to William Bateman, at the mouth of Tague's Brook, thence running by the magnet of the year 1895 south eighty-five degrees east nineteen chains and seventy-five links to another stake, thence south five degrees east twenty-nine chains and fifty links, thence north eighty-five degrees west twenty-six chains, thence north six degrees east twenty-eight chains and fifty links to the place of beginning, containing seventy acres more or less, and distinguished as lot Letter B on Tague's Brook." Also "A certain other lot of land and premises situate, lying and being in the Parish of Bathurst, in the County of Gloucester, described as follows: One hundred acres on the Miramichi Road known and distinguished on the plan of the Ord lands as lot number eighty-eight, together with all and singular all buildings, erections and improvements on all of said several lots of land and premises hereby conveyed, standing and being, and all easements, privileges and appurtenances to the same belonging or in any manner appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all buildings, erections and improvements, which may hereafter be built and erected thereon, and all plant and machinery which may hereafter be built, erected thereon and attached thereto."

Also, all the personal property yet remaining, conveyed or mentioned in the chattel mortgage dated the sixth day of October, A. D. 1909, and filed in the office of the Registrar of Deeds for the County of Gloucester, alleged and referred to in the said statement of claim, whether then or afterwards acquired, that is to say: The six large lumber bateaux and one smaller lumber bateau, and the steam tug St. Lawrence (being property lately owned by Adams Burns Company, Limited, and used by them for loading lumber from their mills at Bathurst, in the County of Gloucester, to vessels, being all of the bateaux so used by them, and which bateaux and tug were sold by them to said Fred S. Morse). Also, the following property lately owned by said Adams Burns Company, Limited, and sold to said Fred S. Morse, that is to say, the thirty heavy working horses (particularly mentioned in the annexed schedule) and all the harness used with the said horses, and all the carts, waggons, sleds, and vehicles of every description which were used in connection with the Company's business, and the mill supplies, machine shop and blacksmith shop supplies, booms and booming and rafting and woods, rigging and tools and appliances and farm machinery and tools, and all of which said property and chattels were used in connection with the lumber business and properties recently sold by said Adams Burns Company, Limited, to said Fred S. Morse, and which was so used by them in and upon the real estate recently sold by them to said Fred S. Morse, at Bathurst, in the County of Gloucester, and upon Government Lumber Licenses held by them, or in, upon, or in connection with their lumber camps and lumbering operations upon said licensed lands, and in and upon the rivers and streams from which the same are operated, and in and upon and attached to their booming and rafting privileges at the mouths of said rivers, and in and upon their farm and farm barns and premises and mills, mill yard and lumber yards and shipping wharves at Bathurst aforesaid, and all of which said bateaux, tug, horses, harness, carts, waggons, sleds, vehicles, supplies, booms, rafting and woods rigging and tools and appliances and farming machinery and tools was used by said Adams Burns Company, Limited, in connection with their said lumber business, the head office of which was at Bathurst and which was carried on in connection

with the same north forty degrees and forty-five minutes west twenty-one chains and thirty links to another post, and thence north seventy-one degrees east eighty-three chains and fifty links to the place of beginning, containing one hundred and sixty acres more or less and distinguished as the eastern parts of Lots numbers ninety-three and ninety-four, Block thirty-six, eastern range, Bathurst road lots." Also