

NOTICE is hereby given, that the parties hereinafter named will apply to His Honour the Lieutenant-Governor-in-Council, for a grant of Letters Patent of Incorporation under the Great Seal of the Province of New Brunswick, according to the provisions of The New Brunswick Joint Stock Companies' Act, 1903, and amending Acts, incorporating the applicants and such other persons as may hereafter become shareholders in the proposed Company, a body corporate and politic, under the name and for the purposes hereinafter set forth.

1. The proposed name of the Company is "WATERBURY & RISING," (Limited).

2. The objects and purposes for which Incorporation is sought are:

(a) To purchase, acquire and take over the wholesale and retail boot and shoe business at present conducted and carried on by Edward L. Rising, under the name and style of "Waterbury & Rising," with headquarters at the City of Saint John, in the Province of New Brunswick, and all the agencies, connections, stock, assets, warehouses, buildings, leases, personal property, rights and credits of said business carried on under the name and style of "Waterbury and Rising," and to pay for same wholly or partly in paid-up stock of the Company to be incorporated, and to assume all and any of the obligations of said "Waterbury & Rising" and their said business.

(b) To establish and carry on a general wholesale and retail boot and shoe business and the business of wholesale and retail merchants in all lines of goods, wares and merchandise that are usually carried in connection with the boot and shoe business and incidental thereto, and for the making, purchasing, manufacture and sale of boots and shoes, moccasins, rubbers, larrigans and all articles of footwear of every description, and for the manufacture, importing, buying and selling of all kinds of goods and merchandise.

(c) As principals or for any other other person or persons, firm or corporation, as commission merchants, broker, or manager, agent, factor, or warehouseman, to buy, sell, store, warehouse, exchange, import, export, prepare for market or otherwise handle, trade or deal in or with goods and merchandise of any kind whatever.

(d) To carry on any other business, whether manufacturing or otherwise, which may seem to the Company capable of being carried on in connection with the business of the Company, or calculated directly or indirectly to further the Company's business or enhance the value or render valuable any of the Company's properties or rights.

(e) To acquire by original subscription or otherwise, and to hold, own, sell, transfer, pledge or otherwise dispose of Stock, Debentures, Shares, Bonds, or other obligations or Evidence of Interest in or of Indebtedness of any other incorporated Company or Body Corporate, or Corporation authorized to issue shares, stock, debentures, bonds or other obligations with power while the holder thereof to exercise all the rights and powers of ownership including the right to vote thereon.

(f) To purchase, lease, acquire, and to hold Real and Personal Property of all kinds, and to take, acquire, have and hold security upon any Real or Personal Property or Effects whatsoever.

(g) To sell, lease, mortgage, pledge, or otherwise dispose of or encumber the undertaking of the Company, or any part thereof, or all or any Real or Personal Property of the Company, for such consideration, and upon such terms, and in such manner as the Company may deem desirable.

(h) To acquire from any other person or persons or body corporate whomsoever, any business carried on for the manufacture or sale of Leather, Rubber and Gutta-percha, boots and shoes, or any articles of footwear or things incidental to the business of the manufacture or sale of boots and shoes, or any article of footwear, and to continue such business or businesses or to sell or dispose of the same or the assets thereof, or any part of the same.

3. The office or chief place of business of the Company is to be situated at the City of Saint John, in the City and County of Saint John, in the Province of New Brunswick.

4. The Capital Stock of the Company is to be One Hundred and Twenty-five Thousand Dollars in One Thousand Two Hundred and Fifty Shares of One Hundred Dollars each, to be divided into two classes of Stock, of which Seven Hundred and Fifty Shares are to be "B" stock and first preferred Stock of the par value of One Hundred Dollars each Share, the holders of which Stock shall be entitled to a cumulative dividend in each year of an amount equal to seven per cent, upon the amount of said Stock, payable from profits, if earned, and which Shares, both as to dividends and as to the distributed Share of the Assets in the dissolution or winding up of the Company, shall have preference and priority over the Common Stock and over any other Stock at any time issued.

Forty-five Thousand Dollars of said Capital Stock, or Four Hundred and Fifty Shares of said Capital Stock, are to be "A" Stock, Common Stock, of the par value of One Hundred Dollars each. If after providing for the payment of full dividends for any year on the Preferred Stock and for any balance that may remain due on the cumulative dividends on such Preferred Stock for preceding years, there shall remain any surplus net profits, any and all such surplus shall be applicable to dividends upon the Common Stock for such year to the extent of but not exceeding Seven per cent, upon the said Common Stock, when and as from time to time the same shall be declared by the Board of Directors, which dividends upon the Common Stock shall not be cumulative, but shall only be paid if earned. The remainder of any such surplus net profits shall then be applicable to the payment of further dividends equally per share upon both Preferred and Common Stock.

5. That no share or interest in the Company is to be at any time transferred to any person not already a Shareholder so long as any Shareholder is willing to purchase said share or interest at the prescribed price as hereinafter provided.

6. That in order to ascertain whether any Shareholder is willing to purchase any such share or interest the person, whether a Shareholder of the Company or not, proposing to transfer the same, shall give notice in writing to the Company that he desires to transfer the same, and such notice shall constitute the Company his agent for the sale of the share or other interest to any Shareholder of the Company at the prescribed price.

7. That the prescribed price shall mean the amount paid

in on such stock, plus the proportionate part of undivided profits, if any, shown by the annual balance sheet of the Company next prior to the giving of notice to the Company by any person wishing to transfer his stock of his desire to transfer his stock.

8. That if the Company shall within the space of thirty days after said notice find a Shareholder desiring to purchase such share or interest, and shall give notice to the person desiring to transfer his stock, he shall be bound at such time within fifteen days thereafter, upon payment of the prescribed price, to transfer such Share or interest to the Shareholder desiring to purchase such share or interest.

9. The names in full of the Applicants, and the respective addresses and callings are as hereinafter written, the first three of whom are to be the first or Provisional Directors of the Company, namely:

Edward L. Rising, of the City of Saint John, in the City and County of Saint John, in the Province of New Brunswick, Merchant.

William C. Rising, of said City of Saint John, Commercial Traveller.

Percy M. Rising, of said City of Saint John, Clerk.

Harold W. Rising, of said City of Saint John, Accountant.

Elizabeth Rising, of said City of Saint John, Married Woman, wife of said Edward L. Rising.

Charles H. Smyth, of said City of Saint John, Clerk.

Richard J. Walsh, of said City of Saint John, Clerk.

Arthur W. Sullis, of said City of Saint John, Accountant.

James J. Gillies, of said City of Saint John, Commercial Traveller, and

James C. Featherstone, of said City of Saint John, Clerk.

Dated this first day of April, A. D. 1911.

AMON A. WILSON,
Solicitor for the Applicants.

NOTICE OF ASSIGNMENT, OF MEETING OF CREDITORS AND TO FILE CLAIMS.

TAKE NOTICE, that Zophar B. Grass, of the City of Moncton, in the County of Westmorland, Province of New Brunswick, Clergyman, pursuant to the Provisions of Chapter 141 of the Consolidated Statutes of New Brunswick, 1903, entitled "An Act respecting Assignments and Preferences by Insolvent Persons," did on the seventh day of April, A. D. 1911, make a general assignment for the benefit of his creditors to George B. Willett, of Dorchester, in the County of Westmorland, Province of New Brunswick, High Sheriff of the County of Westmorland.

And also that a meeting of the Creditors of the said Zophar B. Grass will be held in the Office of George B. Willett at Moncton, on Saturday, the Twenty-second day of April, A. D. 1911, at two o'clock in the afternoon, for the appointment of Inspectors and giving of directions with reference to the disposal of the estate, and the transaction of such other business as shall legally come before the said meeting.

And further take notice, that all creditors are required to file their claims, duly proven, with the Assignee within three months from the date of this Notice, unless further time be allowed by a Judge of the Supreme or County Court, and that all claims not filed within the time limited, or such further time as may be allowed by any such Judge, shall be wholly barred of any right to share in the proceeds of the estate, and the said assignee shall be at liberty to distribute the proceeds of the estate as if any claims not filed as aforesaid did not exist; but without prejudice to the liability of the debtor therefor.

Dated at Dorchester, in the County of Westmorland, Province of New Brunswick, this Seventh day of April, A. D. 1911.

GEORGE B. WILLETT,

Sheriff, Assignee.

2 ins

CROWN LAND OFFICE, April 5th, 1911.

THE following Lots of vacant Crown Land will be offered for sale at this Office on **Tuesday, the 2nd day of May, 1911**, commencing at noon. All improvements to be paid for at the time of sale, or as soon thereafter as the Surveyor General determines the present value thereof.

Upset price per acre \$1.00 (unless otherwise mentioned) in addition of expenses of survey.

Not to interfere with the right to cut timber or other lumber under licenses applied for previous to the application for the land if already surveyed, or if not surveyed, previous to the receipt of the return of survey at this office.

RESTIGOUCHE.

45 Acres, Lot 68, 2 miles south of Black Point. Peter Hamilton.

CARLETON.

185 Acres, Lot J, 2nd tier, Simonds, W. C. Craig: upset price \$1.00 per acre.

110 Acres, Lot 10, E. 2nd tier, Simonds, W. C. Craig: upset price \$2.00 per acre.

W. C. H. GRIMMER,

Surveyor General.

4 ins

IN THE SUPREME COURT—QUEEN'S BENCH DIVISION.

NOTICE is hereby given, that upon the application of Daniel Palmer I have directed all the estate, as well real as personal, of Hugh Monohan in the Province of New Brunswick, of Gaspereaux, in the County of Queen's, in said Province, an absconding, concealed or absent debtor, to be seized, and unless he return and discharge his debts within three months after the publication hereof, such estate will be sold for the payment thereof.

HARRISON A. McKEOWN,

Judge of the Supreme Court.

L. A. CURREY,

Solicitor for Petitioning Creditor.

14 ins