

1923. No. 142.

IN THE HIGH COURT OF JUSTICE IN  
NORTHERN IRELAND.

CHANCERY DIVISION.

MR. JUSTICE WILSON.

Between:—

THE HIBERNIAN BANK, LIMITED,  
Plaintiffs;

and

MARK BYRNE, Defendant.

PURSUANT to an Order made in the above suit, all persons claiming to be Incumbrancers affecting two parts of the Lands of Ardaver, in the Parish of Termonamongon, Barony of West Omagh and County Tyrone, containing 61 acres and 20 perches, and 33 acres 1 rood and 25 perches respectively or thereabouts, Statute Measure—in all 94 acres 2 roods 5 perches or thereabouts Statute Measure, as formerly in the occupation of John Aiken, with the buildings thereon and the appurtenances thereunto belonging, being portion of the hereditaments comprised in a certain indenture of Fee Farm Grant, dated 6th June, 1870, made between the Earl of Castlestuart of the one part, and John Barclay and others of the other part, are, by their Solicitors, to prove their Claims at the Chambers of the Judge, Court House, Crumlin Road, Belfast, on Wednesday, the 23rd day of January, 1924, or in default thereof they will be peremptorily excluded from the benefit of the said Order.

Every Claimant holding any security is to produce the same before the Chief Clerk to said Judge at his Chambers, Public Chancery Office, Court House, Belfast, on the 23rd day of January, 1924, at 11 o'clock in the forenoon, being the time appointed for adjudicating on the Claims.

Dated this 18th day of December, 1923.

THOMAS B. WALLACE,  
Chief Clerk.D. & T. FITZGERALD, Solicitors for  
Plaintiffs, 82 Royal Avenue, Belfast.IN THE HIGH COURT OF JUSTICE IN  
NORTHERN IRELAND.

KING'S BENCH DIVISION.—IN BANKRUPTCY.

In the Matter of CORNELIUS P. RYAN, late Confectioner, of Hill Street, Newry, in the County of Down, Bankrupt.

NOTICE is hereby given, that a Second Meeting of the Creditors in this matter will be held before this Court, at the County Court House, Belfast, on Friday, the 11th day of January, 1924, at the hour of 11 o'clock in the forenoon, for the proof of Debts, and for the purpose of deciding upon an offer of Composition made by the Bankrupt or his friends, and which was agreed to by the Creditors at the First Meeting held on the 14th day of December, 1923.

If at such Second Meeting three-fifths in number and value, computed according to the Statute of the Creditors then present or represented by an Agent authorised in writing, shall also agree to accept such offer, the Court, unless it shall be shown that the offer of Composition is not reasonable and proper to be executed under the control of the Court, may thereafter annul the Adjudication of Bankruptcy, and every Creditor of said Bankrupt will be bound to accept such Composition.

Dated this 18th day of December, 1923.

ROBERT W. McGONIGAL,  
Deputy Registrar.

The offer of Composition agreed to at the First Meeting, and to be decided upon at the said Second Meeting, is whereas the Bankrupt having obtained a Decree against the County Council of the County of Down in respect of injuries to property in Newry, assigned same to several Claimants and Creditors, and others obtained Receiver Orders against same. And whereas the money due on foot of said Decree is payable in five yearly instalments, and in respect of the first of same the said Council applied to Court and obtained leave to lodge same in Court under the Trustees Relief Act. And whereas if all of said Assignments and Receiver Orders were good in law there would be little or no balance of said Decree available for the unsecured Creditors, but certain concessions have been made by the holders thereof (which have been embodied in the form of a Consent to be made a Rule of this Honourable Court), and which will enable the

Bankrupt to make the following offer of composition to (inter alia) his unsecured Creditors, viz.:—Out of the monies received on foot of the aforesaid Decree to pay in the first instance the costs of the Petitioning Creditors and the Assignees costs when taxed and ascertained, and the Official Assignee's remuneration and expenses as ordered by the Court; in the next place to pay to the aforesaid secured Creditors the respective compositions and costs agreed by them to be accepted respectively (all which said sums of Composition and Costs are the subject of the aforesaid Consent), and in the next place to pay a Composition of 7s in the £ on all the Bankrupt's unsecured debts and engagements, payable by five equal instalments.

GEORGE McILDOWIE & SONS,  
Solicitors for the Bankrupt, No. 26 Corn  
Market, Belfast.

1923. No. 130.

IN THE HIGH COURT OF JUSTICE IN  
NORTHERN IRELAND.

CHANCERY DIVISION.

Between PATRICK FITZSIMONS, Plaintiff;

and

HENRY FITZSIMONS, Defendant.

Pursuant to a Judgment of the above Court, dated the 26th day of November, 1923, All persons claiming to be Incumbrancers on that Farm of Land in the occupation of the defendant, containing 43 acres or thereabouts, statute measure, situate in the Townland of Upper Strangford, Barony of Lower Lecale, and County of Down, held under statutory conditions at the yearly rent of £22 0s 0d, are by their Solicitors on the 21st day of January, 1924, to come in and prove their Claims at the Judges Chambers, Public Chancery Office, Court House, Belfast, or in default thereof they will be permanently excluded from the benefit of the said Judgment.

Every person holding any security is to produce the same to the Chief Clerk of the said Judge at the Chambers aforesaid, on Monday, the 21st day of January, 1924, at 11 o'clock in the forenoon, being the time appointed for adjudicating on the Claims.

Dated this 18th day of December, 1923.

THOMAS B. WALLACE,  
Chief Clerk.H. C. WEIR, Solicitor for Plaintiff, 16  
Mayfair, Arthur Square, Belfast, and  
Downpatrick.IN THE HIGH COURT OF JUSTICE IN  
NORTHERN IRELAND.

KING'S BENCH DIVISION.—IN BANKRUPTCY.

In the Matter of HENRY MOONEY, of 23 Newry Street, Banbridge, in the County of Down, Tobacconist, a Bankrupt.

NOTICE is hereby given, that a First Meeting of the Creditors will be held in this Matter before the Court, at the Court House, Belfast, on Friday, the 11th day of January, 1924, at the hour of 11 o'clock in the forenoon, for the Proof of Debts and for the purpose of considering the offer of Composition which will then be made by the Bankrupt or his friends, pursuant to the Statute.

At which Meeting if three-fifths in number and value of the Creditors then assembled, or represented by an agent authorized in writing, shall agree to accept such offer of Composition, or any modification thereof, a Second Meeting of the Creditors will be appointed for the purpose of deciding upon such offer.

Dated this 19th day of December, 1923.

ROBERT W. McGONIGAL,  
Deputy Registrar.

The offer of Composition to be made at the said meeting is to pay six shillings and eight pence in the pound on all the Bankrupt's unsecured debts and liabilities, and on so much of his partly secured debts as may not be fully secured, payable in four equal instalments at 3, 6, 9 and 12 months respectively from the date of confirmation, the first two of said instalments to be secured by the promissory notes of the Bankrupt and the last two by the promissory notes of the Bankrupt, and one solvent surety to be named at said Meeting.

GEORGE McILDOWIE & SONS, Solicitors for the said Bankrupt, No. 26 Corn Market, Belfast.