

d'ainé, mais parcequ'il était seul à réclamer la préférence que la loi accordait à lui et à ses frères et sœurs; et, lorsque le No. 1 de la troisième rangée, dans le jubé, a été adjugé, le demandeur, aussi seul des enfants de François Tremblay, a demandé sa substitution au dernier enchérisseur. Il devait aussi seul, pour la même raison, être préféré. D'où il suit qu'il a pu, seul de tous ses frères et sœurs, les actes au dossier indiquent qu'ils sont plusieurs, poursuivre en justice pour obtenir le banc qu'on lui conteste.

Mais, même en supposant que l'action qu'il a prise fut héréditaire, les auteurs enseignent, presque à l'unanimité, que chaque héritier peut, pendant l'indivision, revendiquer la totalité de l'hérédité, bien qu'il ait des co-héritiers, et que le tiers, contre lequel il agit, ne peut pas se prévaloir de ce que le demandeur n'est pas seul héritier.

L'indication des autorités à ce sujet, se trouve dans le rapport de la cause de *Bell v. Savard*, 11 Q. L. R. 318, où j'ai décidé cette question qui y était soulevée. Cette règle de droit autorisait le demandeur à poursuivre seul la revendication du banc en question.

Je crois que le jugement doit être confirmé.

Judgment confirmed.

J. S. Ferrault for the plaintiff.

Chs. Angers for the defendant.

INSOLVENT NOTICES, ETC.

Quebec Official Gazette, May 28.

Judicial Abandonments.

David Rioux, trader, Trois Pistoles, May 23.

Curators appointed.

Re L. D. Brassieur, St. Polycarpe.—Kent & Turcotte, Montreal, curator, May 20.

Re Georgiana Desmeules (C. Turcotte & Co.)—Kent & Turcotte, Montreal, curator, May 26.

Re Solomon Goldstone, pawnbroker, an absentee.—Kent & Turcotte, Montreal, curator, May 26.

Re Louis Lambert.—L H Mineau, Three Rivers, curator, April 18.

Re Hubert Pronovost, trader, St. Felicien.—H. A. Bedard, Quebec, curator, May 16.

Dividends.

Re Adam Darling.—First and final dividend, payable June 16, P. S. Ross, Montreal, curator.

Re Labée & Co.—First and final dividend, payable June 5, G. Piché, Montreal, curator.

Re J. A. Rolland & Co.—Dividend, C. R. Black, Montreal, curator.

Terms of Court altered.

Superior Court, district of Iberville. Every judicial day to be a term day.

Circuit Court, co. of Vaudreuil. Terms to be held from 10th to 14th of March, June, September and December.

Separation as to property.

Ellen Walsh vs. James Lawlor, hotel keeper, Levis, May 25.

Minutes of Notary transferred.

Minutes of late L. E. D. Cartier, Sorel, transferred to W. L. M. Déry, Sorel.

GENERAL NOTES.

THE CAREER OF A LAW REPORTER.—The benchers of the Middle Temple have done well in choosing Mr. W. F. Finlason a bencher of the Inn. Mr. Finlason does not conduct trials or argue points of law, but he reports those who do, and from the lowest motives honour should be done to the *vates sacer*. This recognition has been earned by a lifetime of industry and self-denial. Mr. Finlason began his work in the Courts as long ago as 1834, and in 1841, when he had saved enough to pay his fees, he entered the Middle Temple. In 1844 he took out a certificate as a special pleader, and had a considerable practice, with many pupils, several of whom are now in distinguished positions. His nights he spent with his note-book in the gallery of the House of Commons. From drawing special demurrers he became in 1851, when he was called to the bar, competent to argue them, and when the Common Law Procedure Act was passed in 1852, he brought out an edition of it in conjunction with Mr. Morris, and later an edition by him alone of the Acts of 1854 and 1860 was published. Mr. Finlason's legal practice appears, however, to have decayed under the innovating influence of those times, and he applied himself closely to legal literature and reporting. In 1863 he joined the 'Common Law and Equity Reports,' taking the Common Pleas single-handed. On the demise of these reports in 1855 Mr. Finlason joined the *Law Journal Reports*, and remained with us five years in the Exchequer. Meanwhile, he was engaged with the late Mr. Campbell Foster in bringing out the four volumes of their *Nisi Prius Reports*, and in 1860 he published his edition of Reeves's 'History of English Law.' Several other works and editions bear his name. Mr. Finlason is now well known as the chief representative of the *Times* in the Law Courts, and may well be considered the *doyen* of reporters. *Law Journal*, (London).

ESPRIT DE CORPS IN THE POLICE FORCE.—Constable Warren, lately of the Cardiff police force, deserves the thanks of the world for the neatness and force with which he expressed the constant attitude of the police constable in the witness-box. Warren admitted that he had perjured himself to screen a brother constable, thereby fastening a charge of assault upon an innocent man, and he explained that there was an *esprit de corps* in the force by which every man was bound to perjure himself in the interests of his fellow on pain of being odious to the whole body. We fear that this is only too true elsewhere, and it is encouraged by an indolent habit of magistrates to treat the policeman's evidence as a trump card, and when in doubt, to believe it. No one who has had much acquaintance with the inside of criminal Courts but knows that the evidence of a constable, when the conduct of another constable is concerned, must be viewed with the greatest suspicion.—*1b.*