

and proved the truth of it. *Canada Shipping Co. v. Mail Printing and Publishing Co.*, in Review, Sicotte, Johnson, Cimon, JJ., April 30, 1885.

*Testamentary executor—Grounds for removal from office—Mala fides and dishonesty*  
—C. C. 917, 282, 285.

*Held*, That a testamentary executor, whose administration exhibits dishonesty or bad faith, may be removed from office. Dishonesty on the part of the executor is shown in the present case; (a) by his placing obstructions in the way of the administration of the estate, in order to favor another estate in which he has a greater interest; (b) by concealing from his co-executor a debt due by him to the estate; and (c) by his pleading in defence to an action by the estate, that he had been party to an evasion of the law, which plea, if successful, would destroy a security given to the estate. *Mitchell et al. v. Mitchell*, in Review, Torrance, Gill, Mathieu, JJ., Nov. 30, 1886.

#### APPEAL REGISTER—MONTREAL.

Monday, March 21.

*Schlback & Stevenson*.—Heard on merits. C. A.V.

*Robillard & Dufaux*.—Heard on merits. C. A.V.

*Joyce & The City of Montreal*.—Heard on merits. C.A.V.

Tuesday, March 22.

*Cie. de Navigation de Longueuil & Les Commissaires d'Ecole de Longueuil*.—Motion for leave to appeal from interlocutory judgment, rejected.

*Lapalme & Barré*.—Motion to quash writ of appeal granted. Motion for leave to appeal from interlocutory judgment rejected.

*Landot & Ryan*.—Motion for leave to appeal from interlocutory judgment, rejected.

*Leduc & Beauchemin*.—Judgment confirmed.

*Cooper et al. & McIndoe*.—Judgment confirmed. Motion for leave to appeal to Privy Council, granted.

*Gifford es qual. & Harvey et al.*—Judgment reversed.

*Taylor & Gendron*.—Judgment confirmed.

*Fellows Medical Co. & Lambé es qual.*—Motion for substitution granted. Costs reserved.

*Lowrey & Routh*.—Heard on merits. C.A.V.  
*Durham Ladies' College & Tucker*.—Case settled out of court.

*Gilman & Exchange Bank of Canada*.—Heard on merits. C.A.V.

*Beaudry & Courcelles Chevalier, & Lord et al.*—Part heard.

Wednesday, March 23.

*The Queen v. Cole or Bowen*. (Two cases).—Heard on reserved case. C.A.V.

*Dorion & Dorion*.—Heard on motion for leave to appeal from interlocutory judgment. C.A.V.

*Beaudry & Courcelles Chevalier, & Lord et al.*—Hearing on merits concluded. C.A.V.

*Ross & Brull*.—Heard. C.A.V.

Thursday, March 24.

*Allan & Merchants Marine Ins. Co.*—Motion for dismissal of appeal, granted for costs.

*Massue & Corporation St. Aimé*.—Heard. C.A.V.

*Primeau & Giles*.—Heard. C.A.V.

*Giles & Jacques*.—Heard. C.A.V.

Saturday, March 26.

*The Queen v. Cole or Bowen*. (Two cases).—Conviction maintained.

*Cie de Navigation de Longueuil & Cité de Montréal, & Taillon, Atty. Gen.*—Judgment confirmed, Cross, J., diss.

*Lebeau & Poitras*.—Judgment reversed, each party paying his own costs in all the courts.

*Canadian Pacific Railway Co. & McRae*.—Judgment confirmed.

*Robillard & Dufaux*.—Appeal dismissed without costs.

*Mail Printing Co. & Canada Shipping Co.*—Judgment confirmed.

*Fraser & McTavish*.—Motion for leave to appeal from interlocutory judgment. C.A.V.

*Judah & Boxer*.—Motion for leave to appeal from interlocutory judgment. C.A.V.

*Charbonneau & Charbonneau*.—Appeal dismissed, no proceedings being taken within the year.

*Jodoin & Lanthier, & Jodoin et al.*—Petition for *reprise d'instance* granted.

*Ryan & Sanche*.—Motion for leave to appeal from interlocutory judgment. C.A.V.

Monday, March 28.

*Dorion & Dorion*.—Motion for leave to appeal from interlocutory judgment granted.