

I. ACQUIESCENCE IN BY PAYMENTS.

7. Question of acquiescence in accounts as sued upon by payments and other acts of recognition at various periods. *Williams Manufacturing Co. & Malo*, 32 L. C. J. 61, Q. B. 1888.

II. SETTLEMENT OF

8. *Held*, affirming the judgment of the Court below, that if a mandator and a mandatory, labouring under no legal disability, come to an amicable settlement about the rendering of an account due by the mandatory, without vouchers or any formality whatsoever, such a rendering of account is perfectly legal, and that if subsequently the mandator discovers any errors or omissions in the account his recourse against his mandatory is by an action *en redressement de compte*, and not by an action asking for another complete account. *Gillespie v. Stephens*, 10 L. N. 302, and 14 S. C. Rep. 700 Sn. Ct., 1887.

ACCRETION—*See* OWNERSHIP.

ACCROISSEMENT—*See* OWNERSHIP.

ACCUSATION.

I. ACTE DE, *voir* CRIMINAL LAW INDICTMENT.

II. DAMAGES FOR FALSE, *see* DAMAGES.

ACHALANDAGE — *Voir* GOOD-WILL.

ACKNOWLEDGMENT, *see* EVIDENCE, ADMISSIONS.

ACQUIESCENCE.

I. BY FAILURE TO OBJECT IN TIME.

II. IN ACCOUNTS, *see* ACCOUNTS.

III. IN JUDGMENTS, *see* JUDGMENTS.

IV. IN INSURANCE CLAIM, *see* INSURANCE.

I. BY FAILURE TO OBJECT EN TEMPS UTILE.

9. In a hypothecary action, based on a judgment, enregistered with notice to the registrar, and against a married woman, as being separated, as to property, from

her husband and against her husband assisting her, she, assisted by her husband, having declared, in the deed of acquisition of the immovable then subject to that legal hypothec, that they were so separated as to property, the proof of the proper notice having been given to the registrar consisting of the fact that, in his certificate, on the authentic copy of the judgment, the registrar states that the immovable in question is charged with the hypothec resulting from the judgment; and no objection having been taken in either court, either as to the insufficiency of the proof of the notice having been so given, or of the proof of such separation as to property: *Held*—That, in accordance with a well settled jurisprudence in all courts of appeal, this Court will hold such objections to have been waived; and, that, as to the proof of such notice to the registrar having been given, article 738 C. C. P. is *prima facie* evidence of that fact; *Picaud v. Brisson*, 9 L. N. 230, S. C. R. 1880.

ACQUITTAL—*See* CRIMINAL LAW.

ACQUITTANCE—*See* PAYMENT, RECEIPT.

ACTE AUTHENTIQUE.

CERTIFICAT DE JUGE DES SESSIONS DE LA PAIX.

10. Le certificat donné par le juge des sessions de la paix, constatant qu'un caution pour la comparution d'un prisonnier avait été forfait par la non-comparution de ce dernier, est un acte authentique qui ne peut être contredit que par la voie de l'inscription en forme. *Regina v. Saint Hilaire, & Blanchard*, M. L. R. 5 S. C. 116, 1880.

ACTE D'ACCUSATION — *voir* CRIMINAL LAW INDICTMENT.

ACTION.

I. AGAINST ABSENTEE.

II. AGAINST CONSORTS.

III. AGAINST CUSTOMS OFFICER.

IV. AGAINST PERSON IN CHARGE OF GOODS SEIZED.

V. ASSUMPSIT.