

La Cour ne peut au surplus préjuger la question du mérite, le jugement rendu sur l'exception préliminaire ne renvoyant l'action que quant à présent, sauf tous droits aux demandeurs de la renouveler en observant les formalités voulues par la loi en pareil cas.

Les parties sur cette contestation au mérite devront donc être laissées à payer chacune leurs frais.

#### APPEAL REGISTER—MONTREAL.

Nov. 16, 1885.

*Hendee & Connecticut & Passumpsic R. R. Co.*—Heard on motion for leave to appeal from interlocutory judgment.

*Burroughs & Wells.*—Heard on motion to be relieved from foreclosure and allowed to file factum.

*Normandeau & McDonnell.*—Petition to renew security, granted.

*Bell & Court, & McIntosh.*—Case declared privileged; fixed for 20th.

*Wheeler & Dupaul.*—Continued to 17th to give new security.

*Monette & Société St. J. Bte. de Valleyfield.*—Case declared privileged; fixed for 24th.

*Dudley & Darling.*—Petition to take up instance, granted.

*Brady & Stewart.*—Declared privileged; fixed for 26th.

*Robinson & Canadian Pacific R. R. Co.*—Heard on merits. C. A. V.

*Gilman & Campbell.*—Heard on merits. C. A. V.

*Stearns & Ross.*—Part heard on merits.

Nov. 17.

*Papineau & Corporation N. D. de Bonsecours.*—Motion for order to Clerk of the Circuit Court to complete the record. Delay granted to 25th to file counter-affidavits.

*Wheeler & Dupaul.*—Application for new delay to give security, allowed on payment of costs of respondent's motion and \$10.

*Stearns & Ross.*—Hearing on merits concluded. C. A. V.

*Northwood & Borrowman.*—Heard on merits. C. A. V.

*La Banque d'Epargne & La Banque Jacques Cartier.*—Part heard on merits.

Nov. 18.

*Burroughs & Wells.*—Motion to be allowed to file factum, granted on payment of \$10 and costs of motion.

*Menzies & The Molsons Bank.*—Heard on petition for leave to appeal from interlocutory judgment.

*Stevens & Chaussé.*—Appeal dismissed on motion of respondent.

*La Banque d'Epargne & La Banque Jacques Cartier.*—Hearing on merits concluded. C. A. V.

*Rolland & Cassidy.*—Continued to next term.

*Grothé & Saunders.*—Part heard on merits.

Nov. 19.

*Vineberg & Moss.*—Heard on motion of respondent for acte of désistement.

*Grothé & Saunders.*—Hearing on merits concluded. C. A. V.

*Citizens Insurance Co. & Bourguignon.*—Part heard on merits.

Nov. 20.

*Muldoon & Dunn.*—Fixed for 23rd.

*Trudeau & La Société de Construction Montarville.*—Inscription discharged.

*Citizens Insurance Co. & Bourguignon.*—Hearing on merits concluded. C. A. V.

*Bell & Court, & McIntosh.*—Heard on merits. C. A. V.

*Cheney & Brunet, & Chauveau.*—The record being missing, the hearing was postponed sine die.

Nov. 21.

*Gubrin & Loiseau.*—Heard on merits. C. A. V.

*Filiatreault & Prieur.*—Heard on merits.—C. A. V.

*Almojr & Cable.*—Continued to 26th.

*O'Keefe & Desjardins.*—Heard on merits. C. A. V.

*Evans & Monette.*—Part heard on merits.

Nov. 23.

*Vineberg & Moss.*—Acte granted of the désistement and declaration.

*Hendee & Connecticut & Passumpsic River R. R. Co.*—Motion for leave to appeal from interlocutory judgment, rejected.

*Menzies & The Molsons Bank.*—Motion for leave to appeal from interlocutory judgment, granted.