

having acquired by a gratuitous title, they were bound to pay the legacies as a charge on the property, or a consequence of recovering it.

The Chief Justice pronounced judgment.

There is no privity of contract whatever between the plaintiffs and defendants. In respect to the second and third grounds of demurrer, it is singular that eight persons, having each claims of £25, should jointly seek to recover in an action at law, and no authority is shewn for the institution of the action as regards the minor's shares. Without, however, giving an opinion on these points, the action is disposed of on the first ground, the demurrer is maintained, and the action dismissed.

Mr. Easton for plaintiffs.

Mr. Cross for defendants.



WILLIAM LEGGETT, *qui tam*, vs. FOUR GOLD WATCHES, &c.,
and JAMES GARRETT, CLAIMANT.

Forfeiture, for not entering or reporting goods, can be incurred, even without such goods being landed.

This was a writ of monition and information, filed for the condemnation of a parcel of jewellery, seized as imported into the province, in contravention of the Imperial Statute 8 and 9, Vic. cap. 93, and of the Customs' Laws of the Province. The goods were claimed by James Garrett, whose pretensions were, that he had purchased them in New York, and, in good faith, he was bringing them into