

PROVINCE OF CANADA,
Lower Canada, to wit:

In the Court of Queen's Bench

FOR LOWER CANADA,

APPEAL SIDE.

TRANSCRIPT

Of all the Rules, Orders and Proceedings found in the Record or Register of Her Majesty's Court of Queen's Bench for Lower Canada, in the Province of Canada, (Appeal Side) in a certain cause lately pending in the said Court, and wherein Alexandre Edouard Kierzkowski, Esquire, Seigneur in possession as usufructuary of the Seignior of St. Francois-le-Neuf, in the District of Montreal, residing in the parish of St. Charles in the said District, was Appellant and The Grand Trunk Railway Company of Canada, were Respondents: to be transmitted on the appeals to Her Majesty in Her Privy Council, from the judgment rendered in the said Court of Queen's Bench for Lower Canada.

DOCUMENT NO. II.

PROVINCE OF CANADA,
Lower Canada, to wit:

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, **QUEEN**, Defender of the Faith.

To the Chief Justice, and Justices of Our Superior Court in and for that part of Our Province of Canada, called Lower Canada,

GREETING:—

WHEREAS in the Plaint lately pending in Our Superior Court, in and for that part of Our said Province of Canada, called Lower Canada, sitting in the City of Montreal in the District of Montreal before you, between Alexandre Edouard Kierzkowski, Esquire, Seigneur in possession as usufructuary of the Seignior of St. Francois-le-Neuf in the District of Montreal, residing in the parish of St. Charles in the said District, Plaintiff in the Court below—& The Grand Trunk Railway Company of Canada, Defendants in the Court below—He the said Alexandre Edouard Kierzkowski as by his complaint, (We are informed) is aggrieved by the final Judgment therein given, We Willing that the said Judgment should be revised and examined by our Court of Queen's Bench for Lower Canada, and full and speedy Justice done in the premises, DO COMMAND YOU, that you, or two of you, do send under your signatures, and the Seal of Our said Superior Court, all the original Papers and Proceedings in the Cause, and a Transcript of all the Rules, Orders and Proceedings found in the Record or Register of Our said Superior Court, concerning the same, to Our said Court of Queen's Bench, that the Judges thereof may have them, before them, at their Court-House, in our City of Montreal in that part Our said Province, called Lower Canada, on Friday the Twelfth day of February next that, revising and examining the same, they may cause further to be done thereupon what of right, according to the Laws and Custom of that part of Our said Province, called Lower Canada, is meet to be done.

IN WITNESS Whereof, We have caused the Seal of Our said Court of Queen's Bench to be hereunto affixed.

AT Our City of Montreal in that part of our said Province of Canada, called Lower Canada, this Twenty-eighth day of January in the year of Our Lord, one thousand eight hundred and fifty-eight and in the Twenty first year of Our Reign.

(Signed)

J. U. BEAUDRY

Clerk of Appeals.

(Signed)

CHERRIER DORION & DORION

Atty. for Appl

(Endorsed)

The Execution of this Writ appears by the Schedules hereunto annexed.

(Signed)

CHS D DAY J. S. C

J. SMITH J. S. C.

Endorsed)

Returned, and filed in the Appeal-Office, in the City of Montreal this ninth day of April 1858

(Paraphed)

J U B