

The Honourable Mr. Justice SEDGEWICK.

The Honourable Mr. Justice GIROUARD.

The Honourable Mr. Justice DAVIES.

The Honourable Mr. Justice GWYNNE being absent, his Judgment was announced by the Right Honourable the Chief Justice pursuant to the Statute in that behalf.

THE DOMINION CONTROVERTED ELECTIONS ACT, AND AMENDING ACTS.

Election of a Member to represent the Electoral District of Burrard, British Columbia, in the House of Commons of Canada, holden on the 15th day of November, A.D. 1900, and the 6th day of December, A.D. 1900.

Between

JOHN MAYFIELD DUVAL,
(*Petitioner*) *Appellant*;

and

GEORGE RITCHIE MAXWELL,
(*Respondent*) *Respondent*.

The appeal of the above named Appellant from the judgment of the Supreme Court for the Province of British Columbia, pronounced in the above cause on the twenty-second day of February in the year of our Lord one thousand nine hundred and one, sustaining the Respondent's preliminary objections to the Appellant's petition filed herein, having come on to be heard before this Court on the second day of October in the year of our Lord one thousand nine hundred and one, in the presence of Counsel as well for the Appellant as the Respondent, whereupon and upon hearing what was alleged by Counsel aforesaid, this Court was pleased to direct that the said appeal should stand over for judgment, and the same coming on this day for judgment, this Court did order and adjudge that the said judgment of the Supreme Court for the Province of British Columbia should be and the same was affirmed, and that the said appeal should be and the same was dismissed with costs to be paid by the Appellant to the said Respondent.

Certified,

E. R. CAMERON,
Registrar.

VICTORIA, B.C., CONTROVERTED ELECTION.

In the Supreme Court of Canada.

THURSDAY, the Third day of October, A.D. 1901.

Present:

The Right Honourable Sir HENRY STRONG, Knight, Chief Justice.

The Honourable Mr. Justice TASCHEREAU.

The Honourable Mr. Justice GWYNNE.

The Honourable Mr. Justice GIROUARD.

The Honourable Mr. Justice DAVIES.

Between

EDWARD GAWLER PRIOR and THOMAS EARLE,
Appellants;

and

ANDREW FAIRFULL, THOMAS DUNN and MARCUS GEORGE PHIPPS,
Respondents.

The appeal of the above named Appellants from the judgment of the Supreme Court of British Columbia, pronounced in the above cause on the fourteenth day of