

treme measure of injustice to prosecute the Defendant for doing that which a member of the Board, authorized to examine candidates for a license, had told him to do, thereby inducing him to do that which was against law, and then enforcing the law against him. He, therefore, prayed for the dismissal of the prosecution.

Mr. Carter, in reply, contended that the first reason assigned by the learned Counsel could not, for one moment, be sustained; that this was not a prosecution against a retailer for vending a drug or medicine, not a "patent medicine," where it would be necessary to establish that the article sold was a drug or medicine other than a patent medicine. It was perfectly immaterial to this issue, whether the pills were bread bills, or the powders flour. All the Court had to determine was, did the Defendant "practise physic," which meant nothing more than "the treatment of a disease, whether real or imaginary, by enquiring into its nature and cause, and applying a remedy," of which there was abundant proof in this case. He contended also, that the second reason, although more plausible, was equally untenable; and that the object of the law was to prevent the "evil" from arising, not to wait until the mischief was done, and that the Defendant was liable, although there was no real disease, and although the medicine was not taken; the Defendant treated the witness for a disease, he prescribed a remedy, and gave the medicine to be taken. This was what the law intended to prevent, and is in direct contravention of the Statute. As to the third reason, he thought it unnecessary to say anything; it was obvious that nothing less than a license could screen the Defendant, and that the certificates, if they proved anything, afforded evidence of the Defendant having endeavored to obtain a license, which, for some good reason, was refused.

Captain Wetherall delivered the judgment of the Court, condemning the Defendant to the payment of the penalties, and stated that the Court did not entertain the least doubt upon the case;

that it considered the evidence conclusive; that the objections taken by the Defendant's Counsel was not tenable. In the opinion of the Court, the charge of "practising physic" was fully proved; the witnesses complained of illness, the Defendant enquired into the nature of the complaint, and prescribed a remedy. It was immaterial, whether what the Defendant gave to witness was a medicine; he gave it to him as a medicine to effect a cure. Judgment for £10 and costs.

N. B.—The certificate of Dr. Blais was dated three years ago, and extended for a period of six months only.

The College of Physicians and Surgeons of Lower Canada,  
Prosecutors,  
vs.  
Silas Gregory, of the City of Montreal, Trader,  
Defendant.

This prosecution was of the same nature, brought for two offences against the Defendant, who resides in St. Joseph street, near St. George's Chapel. The evidence of the two witnesses was of a similar character to that given by them in the former case, with this exception, that both witnesses were dosed at the Defendant's place, besides, that he gave them two bottles of medicine, which were produced in Court, with the Defendant's name on the directions. Two medical men were also examined, more with a view of establishing the Defendant's identity, and his place of residence, than the nature of the contents of the bottles, which was done.

Mr. Blackburn appeared for the Defendant, and applied for an adjournment of the case. This application was resisted by Mr. Carter, on behalf of the Prosecutors, stating that the case was of a more aggravated character, as the Defendant, assuming the title of Dr. Gregory, was practising very extensively, and selling his remedies for Cholera in different parts of the city. Judgment for £10 and costs.

MONTHLY METEOROLOGICAL REGISTER AT MONTREAL FOR JULY, 1849.

DAY.	THERMOMETER.				BAROMETER.				WINDS.			WEATHER.		
	7 A.M.	3 P.M.	10 P.M.	Mean.	7 A.M.	3 P.M.	10 P.M.	Mean.	7 A.M.	Noon.	6 P.M.	7 A.M.	3 P.M.	10 P.M.
1,	+57	+65	+55	+61.	29.56	29.61	29.67	29.61	N W	N W	N W	Fair	Rain	Cloudy
2,	" 58	" 70	" 57	" 64.	29.78	29.73	29.82	29.78	N N E	N E	N E	Fair	Show's	Fair
3,	" 59	" 74	" 63	" 66.5	29.81	29.83	29.82	29.82	N	N N W	W	Fair	Fair	Cloudy
4,	" 65	" 80	" 66	" 72.5	29.92	29.88	29.87	29.89	N	S W	S W	Fair	Fair	Fair
5,	" 70	" 85	" 69	" 77.5	29.84	29.79	29.77	29.80	S	S	S	Fair	Fair	Cloudy
6,	" 73	" 79	" 63	" 76.	29.78	29.88	29.80	29.82	S S W	S S W	W	Fair	th.&rn.	o'erc'st
7,	" 70	" 83	" 70	" 76.5	29.71	29.69	29.72	29.71	S W	S W	W	Fair	Fair	Cloudy
8,	" 71	" 85	" 67	" 79.5	29.76	29.77	29.80	29.78	N N E	N N E	N N E	Fair	Fair	Fair
9,	" 65	" 89	" 75	" 77.	29.82	29.78	29.74	29.78	N N E	N N E	N N E	Fair	Fair	Fair
10,	" 78	" 95	" 82	" 86.5	29.76	29.70	29.73	29.73	S W	S	S	Fair	Fair	Fair
11,	" 82	" 97	" 85	" 89.5	29.80	29.77	29.79	29.79	S W	S W	S W	Fair	Fair	Fair
12,	" 89	" 98	" 84	" 90.	29.81	29.74	29.71	29.75	S W	S W	S W	Fair	Cloudy	Fair
13,	" 83	" 95	" 75	" 89.	29.69	29.51	29.54	29.58	S W	S W	W	Fair	o'erc'st	th.&rn.
14,	" 62	" 69	" 54	" 65.5	29.74	29.78	29.88	29.80	N N W	N	N	Cloudy	Fair	Fair
15,	" 61	" 75	" 61	" 68.	30.00	29.95	29.96	29.97	N	N E	N E	Fair	Fair	Fair
16,	" 63	" 66	" 60	" 64.	29.98	29.85	29.77	29.87	N W	N W	W	o'erc'st	Rain	Rain
17,	" 61	" 78	" 67	" 69.5	29.67	29.56	29.50	29.61	S S W	S W	S W	Rain	o'erc'st	Cloudy
18,	" 68	" 86	" 72	" 77.	29.69	29.66	29.70	29.68	W S W	W S W	W S W	Fair	Fair	o'erc'st
19,	" 71	" 89	" 78	" 80.	29.72	29.68	29.70	29.70	W S W	W S W	W	Fair	Fair	o'erc'st
20,	" 77	" 92	" 74	" 84.5	29.69	29.53	29.48	29.57	S W	S W	S W	Misty	o'erc'st	th.&rn.
21,	" 73	" 86	" 67	" 79.5	29.35	29.30	29.43	29.36	S	S	W	Rain	Show's	th.&rn.
22,	" 68	" 78	" 68	" 73.	29.52	29.61	29.73	29.62	W	W	W	Fair	Fair	Fair
23,	" 69	" 80	" 69	" 74.5	29.86	29.82	29.89	29.86	W	W	W	Fair	Fair	Fair
24,	" 70	" 85	" 74	" 77.5	29.96	29.90	29.86	29.91	S W	S W	S	Fair	Fair	Fair
25,	" 69	" 87	" 75	" 78.	29.85	29.80	29.72	29.79	S	S	S	Fair	Fair	Cloudy
26,	" 65	" 77	" 69	" 71.	29.56	29.40	29.48	29.48	S	S	S W	Rain	Rain	th.&rn.
27,	" 68	" 79	" 68	" 73.5	29.55	29.62	29.69	29.62	W	W	W	Fair	Fair	th.&rn.
28,	" 69	" 78	" 67	" 73.5	29.73	29.68	29.63	29.68	W by S	W by S	W by S	Fair	Fair	Fair
29,	" 70	" 84	" 76	" 77.	29.68	29.64	29.62	29.65	S	S	S	Fair	Fair	Fair
30,	" 73	" 88	" 74	" 80.5	29.63	29.52	29.54	29.56	S	S	S	Fair	Cloudy	th.&rn.
31,	" 72	" 76	" 65	" 74.	29.62	29.68	29.74	29.68	S W	W	W	Fair	Fair	Fair

Therm. } Max. Temp., +98° on the 12th  
 } Min. " +54° " 14th  
 Mean of the Month, 75.7

Barometer, } Maximum, 30.00 In. on the 15th  
 } Minimum, 29.30 " 21st  
 Mean of Month, 29.718 Inches.