directed by the owner of the tim-	AGE.	The same of the sa	PAGE
ber to measure it in some other		FORECLOSURE. — The Court will, in its dis-	
way. Cook and Verrault	100	cretion, permit the defendant, on	
DAMAGES.—The Crown held liable for da-	104	payment of costs, to file a plea	,
mages caused by the erection of	1	after foreclosure. Sheridan v.	
Public Works. Ellice and Regina		Bourne.	4(
DAMAGES.—An action of damages was	11	FRAUDULENT INTENT.—A conviction for	
brought by the proprietor of a		obtaining a signature to a promis-	
barge, against the owner of a		sory note, with intent to defraud,	
steamboat which ran against the		cannot be sustained, where the	
barge. Held, that as the barge		evidence merely shows that the	
was improperly lying across the		defendant obtained the signature	
channel, no damages could be re-		on promising to pay a certain	
covered. Black and Lefebore	10	consideration a few days after,	
DEMURRER.—See PRESCRIPTION. EXCEP-	13	which he failed to do; and also	
TION A LA FORME.		that the parties had other similar	
		transactions together, in which the	
DEPOSIT.—See COURT OF REVIEW.		defendant met his engagements.	
Discussion, proof of, required; effects to		Regina v. Pickup	35
be discussed need not be pointed	•	FRAUDULENT SALE.—A transfer of move-	
out. DeBeaujeu and Deschamps.	68	able and immoveable property by	
DISTRACTION DE FRAIS. Eastman v. Ro-		an insolvent to his brother held	
land	216	fraudulent and null. Masson v.	
EJECTMENT. See LESSOR AND LESSEE.		McGowan	37
Costs.		HUSBAND AND WIFE. See WITNESS.	- •
EVIDENCE.—It is not necessary, in an ac-		HYPOTHECARY ACTION.—The Plaintiff in	
tion on a promissory note, ex parte.		a hypothecary action must prove	
to prove an alleged partnership		that the grantor of the mortgage	
between the plaintiffs or between		was proprietor of the immoveable	
the defendants. Foley and Forester	16	hypothecated at the time when	
EXCEPTION TO THE FORM.—Held, that		the mortgage was granted. Re-	
where essential matter is merely			126
imperfectly stated, and not entirely		INDICTMENT.—It is sufficient if an indict-	120
omitted, the defendant should at-		ment be signed by the Clerk of the	
tack the declaration by an excep-		Crown. Regina v. Grant	970
tion d la forme, and not by a dá		Information against City Councillor.	210
Iense en arou. Walker and The		In an information for the purpose	
Corporation of Sorel	22	of testing the right of a City C	
Execution.—A plaintiff executing a judg-		of testing the right of a City Coun-	
ment has no right to enter the de-		cillor to exercise the office, the pe-	
fendant's house with the bailiff.		titioner must allege that he is "a	
Hubert v. Deslauriers	41	citizen qualified to vote at the elec-	
Ex PARTE ACTION. See EVIDENCE.	*1	tion of Councillor for some ward	
EXPERTS.—The proceedings of experts are		of the city," and it is not sufficient	
null and void, if notice has not		for the petitioner (in this case the	
been given by them to both part		unsuccessful candidate) to allege	
ies. Warale and Retheine	18	his own qualification for the office	~~
Extradition.—Held, that a warrant of	10	of Councillor. Dubord v. Lanctot	89
commitment under the Extradition		Injunious Words. Held, that the use of	
Treaty, which omits to state that	,	the words paie tes dettes by a cre-	
the accused was brought before the		ditor to his debtor, on the public	
magistrate, or that the witnesses	i	street, in the hearing of the passers	
against him were examined in his	ı	by, gives ground for an action of	
presence, is bad upon the face of	- 1	damages. Rolland and Jodoin.	20
it, and must be set aside. Ex parte	- 1	Insolvency.—An insolvent, within a few	
Brown	99	months previous to the time he	
FAITS ET ARTICLES. See PRACTICE.	23	stopped payment, made large pur-	
FALSE IMPRISONMENT. — Justices held	j	chases from several parties, and at	
	l	the same time was borrowing at	
liable in damages for illegal com- mitment. Bissonette and Bornais	10	from a haif to one per cent. per	
FELONY.—A new trial after conviction of	18	week. He had made no balance	
follows convert the same of th	·	sheet for two years previous to his	
felony cannot be granted. Regina	.	suspension. Held, that the Court	
v. Daoust.	29	could not refere to an fam. Lin 1:	