

M. also entered N.'s employment as manager, at a salary of \$1,200 a year. The agreement was for a year, at the end of which time N. agreed to take M. into the business as a partner, if M. so desired. After about 15 months N. made an assignment, and M. was sued for a debt of B. L. Nowell & Co., on the ground that by virtue of the above agreement he was a partner. *Held*, that M., not having been held out to the public as a partner, was not liable as such to third parties.—*Reid & McFarlane*, Montreal, Lacoste, C. J., Baby, Blanchet, Hall, Wurtele, JJ., (Baby, J., diss.) January 26, 1893.

Attorney and client—Right to remuneration in excess of official tariff.

Held:—An advocate has the right, in the absence of any agreement, to recover judgment against his client, for the proved value of his professional services, irrespective of the tariff. In the absence of a special agreement between advocate and client there is a presumption that the tariff shall govern as to the advocate's remuneration, but this presumption may be rebutted by evidence as to the unusual or unexpected importance or duration of the litigation.—*Christin et al. & Lacoste et al.*, Montreal, Baby, Bossé, Blanchet and Hall, JJ., January 26, 1893.

Vente pour taxes municipales super non domino—Nullité—Prescription—Arts. 1487 C. C., 632 C. P. C., 1015 C. M.

Jugé, que la vente pour taxes municipales d'un immeuble qui, avant la saisie et la vente, était devenu la propriété d'un tiers, est nulle, et que le tiers peut invoquer cette nullité même après l'expiration des deux ans que l'article 1015 du code municipal accorde pour demander l'annulation de semblables ventes.—*Lovell & Leavitt*, Montréal, Lacoste, J. C., Baby, Bossé, Blanchet, et Wurtele, JJ., 25 mars 1893.

Procédure—Cassation d'un règlement municipal—Droit d'appeler—Articles 1033, 1053, 1054 et 1142 C. P. C. et 100, 698 et 1077 C. M.

Jugé, qu'il y a pas d'appel du jugement de la cour de circuit cassant un règlement municipal.—*Corporation de la paroisse de St. George de Henryville & Lafond*, Montréal, Baby, Bossé, Blanchet, Hall, Wurtele, JJ., 26 janvier 1893.