

Thursday, November 20.

Inglis & Phillips.—Heard. C. A. V.
Durocher & Lacoste.—Heard. C. A. V.

Friday, November 21.

The Queen v. Berthiaume.—Conviction maintained.

Thomson & Dominion Salvage & Wrecking Co.; *Brown & Do.*—Part heard.

Lacroix & Fauteux.—Declared privileged.

Saturday, November 22.

Reburn & Ont. & Quebec R. Co.—Confirmed.

Benning & Rielle.—Confirmed.

Watts & Wells (two appeals).—Confirmed.

Lindsay & Chaplin.—Confirmed. Motion for appeal to Privy Council granted.

Poudrette Lavigne & Poudrette Lavigne.—Confirmed, Tessier J., *diss.* as to costs, being of opinion to confirm without costs.

Robillard & Dufaux.—Confirmed.

Lambe & Allan.—Confirmed. Tessier, J., *diss.*

Guevremont & Guevremont (two appeals).—Confirmed.

Rh  ume & Trudel.—Confirmed.

Ford & Whelan.—*D  sistement* from the appeal filed.

Lalonde & Rozon.—Reversed.

Reburn & O. & Q. R. Co.—Confirmed.

Benning & Atlantic & N. W. R. Co.—Confirmed.

DeLaet & Mallette.—Confirmed.

Thompson & Dominion Salvage & Wrecking Co.; *Brown & Do.*—Hearing resumed.

Monday, November 24.

Meunier & City of Montreal—Motion for leave to appeal from interlocutory judgment. Rule *nisi* returnable first day of next term.

Ricard & City of Montreal; *Renaud & City of Montreal*; *St-Pierre & City of Montreal*.—Same entry in each case.

Benning & Atlantic & N. W. R. Co.—Motion for leave to appeal to Privy Council granted.

Watts & Wells (two cases).—Motion for leave to appeal to Privy Council granted.

Thompson & Dominion Salvage and Wrecking Co.; *Brown & Do.*—Hearing concluded. C. A. V.

Tuesday, November 25.

Elliott & Simmons.—Confirmed.

Hart & Joseph (two appeals).—Reversed.

Laflamme & St-Jacques.—Heard. C. A. V.

Lambert & Desaulniers.—Heard. C. A. V.
Merrill & Ryder.—Heard. C. A. V.

Wednesday, November 26.

Hall & Read.—Heard. C. A. V.

Johnson & Landry.—Heard. C. A. V.

West & Page.—Part heard.

Thursday, November 27.

Barnard & Molson.—Motion for leave to appeal granted; costs to follow suit.

Merchants Bank & Parker (two cases).—Confirmed.

Ontario Bank & Parker.—Confirmed.

Molsons Bank & Parker.—Confirmed.

Hill & Ferreri.—Re-hearing ordered.

Watson & Johnson.—Reversed, Tessier, J., *diss.*

Brock & Gourley.—Reversed.

Turnbull & Browne.—Judgment modified, each party paying his own costs in both courts; Tessier, J., *diss.*

Wells & Burroughs.—Reformed, Tessier, J., *diss.*

Vigeant & Poulin.—Reversed, without costs in either court.

Perrault & Montreal & Sorel R. Co—Confirmed.

Hastie & Hastie.—Reformed, with costs; security for the whole amount of the condemnation; Tessier, J., *diss.* as to costs.

Dandurand & Mappin.—Confirmed.

Smith & Ives.—Appeal dismissed.

Montreal Union Abattoir Co. & City of Montreal.—Appeal dismissed.

West & Page.—Hearing concluded. C. A. V.

Mr. Justice Cimon, who has been appointed assistant judge of this Court, to replace Mr. Justice Tessier, appears.

And the Court is adjourned to Jan. 15, 1891.

FIRE INSURANCE.

(By the late Mr. Justice Mackay.)

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CHAPTER VII.

OF REPRESENTATION AND WARRANTY.

[Continued from p. 375.]

In the case of *Benham v. United States Guarantee and Life Assurance Co.*,¹ the assured had stated a check (by fortnightly examination of his accounts) on their secretary whose

¹ 14 Engl. Law & Eq. Rep., 1852-3, p. 524.