

as well as I do, that they never pass the term at Quebec without the roll being called four or five times. It is certain that the duration of the term at Quebec, to say the least, is sufficient relatively to expedite the work, while at Montreal it is the contrary, and if the term at Montreal began after the close of that at Quebec, the Court would be able to proceed day by day as the roll appeared; all would go for the best and we should not see eighty-five causes inscribed on the roll. The way to remedy the grievances complained of, is to change the periods at which the terms are held, a change that can only be made by the Executive or the Legislature. People should not, therefore, blame the judges because it is not done. As to the causes *en délibéré*, what has been said is without foundation.—There are only upon the roll two old *délibérés*. One is the cause of Dufaux *vs.* Herse, which is an affair of great importance upon which the Judges could not agree. The other old *délibéré* is the Corporation of William Henry *vs.* Geuvremont; if the Court has not rendered judgment sooner in this cause, it is because the parties asked it to be deferred.—Mr. Lafrenaye here present will admit this.

Chief Justice DUVAL: The list of *délibérés* contains only 15 causes, of which 13 have been pleaded in the last term. The mere inspection of this list is sufficient to show how ill-founded are the complaints against the Bench. The cause of the delays is, to my idea, not within the control of the Executive or the Court, but it ought to be imputed in a great measure to the Bar itself, certain advocates causing a considerable loss of time by out of the way arguments to sustain elementary points, which their adversaries care little to contest or contradict. At the same time they consider themselves unjustly treated by the Court if they are obliged to confine themselves within reasonable limits. It has been said that the Court did not open before eleven o'clock; this is incorrect. The Court always opens at 10 o'clock except on some days when judgments are rendered, the judges being then detained in chambers a longer time in their deliberations. At all times the opening of the Court is late on the day on which the judgments are delivered. It was so in the time of Judge

Sewell and is so to-day; my honourable colleague, Mr. Justice Aylwin, will admit this without doubt."

#### NOVA SCOTIA JUDGES.

The following paragraph appears in the daily papers:

"The Judges of Nova Scotia have refused to accept their quarter's salaries at the rates formerly paid in that Province—from £700 to £800 per annum,—claiming the right to be paid, since the 1st of July, at the same rate as the Canadian Judges, being nearly double their former salary. Judges of New Brunswick are supposed to be taking the same course. The case is under the consideration of the Government."

The above, if true, exhibits the Bench of Nova Scotia in a very unfavorable light.—Surely the members of that Bench are aware that the salaries of Canadian Judges are far from being uniform, varying in fact even in the Superior Courts, from £700 to £1250.

#### PRIVY COUNCIL.

GUY *v.* GUY:—The appeal in this case has been dismissed by the Privy Council, with costs, £241. 8. 8.

ELLICE *v.* THE QUEEN.—The appeal to the Privy Council, on the part of the Crown, has been declared abandoned, no proceedings being had.

MACDONALD & LAMBE.—The appeal in this case was dismissed by the Privy Council, 12th July, 1867, with costs £295. 1. 8.

#### THE HOWLAND WILL CASE.

The case of the will of Sylvia Howland of New Bedford, Massachusetts, is exciting much interest from the novel character of the evidence introduced. Miss Howland, who died in 1865, left about \$2,000,000 by will, mainly to people who were her attendants during her last illness, but who were not her relatives. Her niece, Miss Hetty Robinson (now Mrs. Green), contested her aunt's will, which gave her only \$70,000 annuity. It seems that Miss Howland made a will leaving her entire property to Miss Robinson, and that she subsequently made another unfavorable to her niece. However there was found attached to the first