

the record and proceedings had in this cause, and maturely deliberated.

Considering that there is error in the said judgment, of the fifteenth day of December, one thousand eight hundred and seventy three, doth, revising said judgment, reverse the same, and proceeding to render the judgment that ought to have been rendered in the premisses: Considering that the proceedings of said intervening party Barthe were and are irregular: that he never signified his intervention upon the other parties in this cause, and produced certificate of such signification, as required by the Code of Procedure, and that, therefore, his intervention could and can have no effect.

Considering also that the cession made to said Barthe by only one of the firm of "Tranchemontagne & Anrichon," could not operate to the effect found by the judgment of the Court below, nor justify said judgment, which judgment is erroneous; this Court doth dismiss said intervention, with costs in the said Circuit Court against said intervening party in favour of said plaintiff, and with costs of this Court of Revision, against said intervening party in favor of said plaintiff, distraction of which costs is granted to Messrs. Mathieu & Gagnon, attorneys of said plaintiff.

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COUR DE MAGISTRAT DE DISTRICT, POUR LES COMTÉS DE LÉVIS ET DE LOTBINIÈRE, SIÈGEANT A LÉVIS.

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Lévis, 5 Mai 1874.

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*Présent* :—L. J. A. BERNIER, ÉCUYER, M.D.

La Corporation de la ville de Lévis et Charles William Carrier, commerçant, demeurant en la ville de Lévis, district de Québec.

La présente action est portée contre le défendeur, pour