

## MONTREAL CENTRE CONTROVERTED ELECTION.

(The Dominion Controverted Elections Act, 1874.)

*Election of a Member for the House of Commons of Canada, for the Electoral District of Montreal Centre, situate within the Judicial District of Montreal, in the Province of Quebec.*

PROVINCE OF QUEBEC, }  
District of Montreal. }

No. 3.

Superior Court.

MICHAEL P. RYAN, Merchant, WILFRED B. DESMARTEAU, Merchant,  
and JOHN MCBURNEY, Merchant, all of the City of *Montreal*,  
*Petitioners*,

AND

BERNARD DEVLIN, of the said City of *Montreal*, Esquire, Advocate,  
*Respondent*.

Having heard the parties, examined their Witnesses and proof, and the record, and deliberated thereupon ;

Considering that from the proofs it results that the Election complained of is affected by the corrupt practices of the Agent of the Respondent, but without his actual knowledge; *nommément Robert McCready* illegally paying money, ninety dollars to *William Mullin* to promote Respondent's Election, and by *James McShane* Junior, illegally paying money, twelve dollars for *Adolphe Laurin* to *Leon Laurin* to promote Respondent's Election ;

I, the undersigned, a Judge of the Superior Court for Lower *Canada*, and now sitting under the Dominion *Controverted Elections Act, 1874*, and holding the Court for the trial of Petitioners in the above case, declare the said Election null and void; maintaining the Petition *pro tanto*, but rejecting the conclusions that Respondent be declared disqualified or ineligible, the whole with costs against Respondent, save the tax of witnesses *Francis O'Connor* and wife, *Ewen McDiarmid* or *McDermott*, *Samuel Gorman*, *J. J. Flynn* and wife, *Thomas Robinson*, *Hayneau*, *Lesage*, *Harrington*, *Prendergast*, *Conroy*, *Tracey*, *Genaud* and *Murphy*, and the costs of their depositions which shall be borne by Petitioners.

*Montreal*, this twentieth-sixth day of August, one thousand eight hundred and seventy-five.

R. MacKAY,

*J. S. C. and an Election Judge.*

We René Auguste ~~Richard~~ *Hubert*, *Louis Joseph Amédée Papineau*, and *John Sleep Honey*, Joint Prothonotary for the District of *Montreal* of the Superior Court for Lower *Canada*, do hereby certify the foregoing to be a true copy of the judgment rendered in the above cause by the Honorable *Robert Mackay*, one of the Judges of Her Majesty's Superior Court for Lower *Canada*, on the twenty-sixth day of August one thousand eight hundred and seventy-five, that the same was duly extracted from the Registers of Judgments received by us as such Prothonotary, of which Registers we are the Depositary.

*Montreal*, fifth day of November, one thousand eight hundred and seventy-five.

HUBERT, PAPINEAU & HONEY,  
*Prothonotary and Clerk, Superior Court in Election Matters.*